

**BOSTON TOWNSHIP TRUSTEES
MINUTES OF THE REGULAR MEETING**

May 23, 2012

Present at this regular meeting of the Boston Township Trustees were Trustees Amy Anderson Randy Bergdorf and Jerry Ritch; Fiscal Officer Joanne Noragon and Legal Counsel Ed Pullekens. Trustee Chairperson Anderson called the meeting to order at 6:30 P.M.

Road Vacations: Trustee Chair Anderson first recognized Summit County Council representative Nick Kostandaras who said Ms. Anderson made an excellent presentation of the necessity of the three road vacation resolutions submitted to Council. As no Council members attended the road viewing, but find it necessary to understand the resolutions submitted, there will be another viewing on June 1st at 10 am. The National Park Service supports the vacations. Mr. Kostandaras stated Boston Township should be relieved of maintenance expense; the responsibility should be the parks.

Trustee Anderson expressed thanks to Joe Paradise, Summit County Engineer's Office, and Paul Wilkerson and Paul Stoehr from the National Park Service for their support.

At the recommendation of the engineer's office, the police were asked to issue warnings to buses, trash trucks and snow plows using Oak Hill, which violate the posted weight limit.

Police Protection Report: Trustee Ritch reported trespassing at 121 Keenan with juveniles apprehended; shoplifting at Town and Country market, but no charges pressed. The shooting of explosive targets continues on Akron Cleveland Road; the police will be as responsive as possible. The sheriff has loaned a noise recording equipment for monitoring.

Trustee Anderson distributed information about a joint police district for review.

Zoning: Zoning Inspector Sulzer reported

- the Minns platt was removed from the Summit County Planning Commission agenda for correction of a recording error and resolution of a property access issue;
- discussing a potential shooting range at 156 Kendall with the owner, Mike Kisch. They reviewed home occupancy business requirements, insurance liability issues; lead mitigation; and township resident issues;
- Peter Senuta, owner of property north of Barlow and east of Akron Cleveland wants to know if the property can be commercial with a commercial building. As it is currently listed as residential property, the property must go through the procedure of being listed on the county records as commercial.
- There seems to be slow remedial process on both the Rodgers property and the Brown/Pruitt property.
- The Pro Tree final Zoning Permit, per conditions issued on May 16, 2011, was approved at the May 22nd BZA meeting. He indicated Pro Tree may need extensions of the fifty grinding hours permitted due to mechanical break downs.

There was discussion of the Fiscal Officer's belief neither Pro Tree nor Cuyahoga Falls are in compliance with Cuyahoga Falls Allocation of Business Profits regulation; income generated by the operation on Akron Cleveland Road is not being allocated to Boston Township. The Fiscal Officer will send Pro Tree a letter requesting they come to the June 13th Board of Trustee meeting to discuss their bookkeeping for both sales and personnel at the yard.

Correspondence: The Fiscal Officer reviewed the correspondence received since the last meeting. Trustee Anderson read a letter from the Cuyahoga Valley Regional Council of Governments requesting a \$1000.00 "fair share" contribution to the Council. As the Council has little or no knowledge of Boston Township the trustees declined.

Approval of Minutes: The trustees reviewed the minutes of the April 25th regular meeting submitted by the Fiscal Officer. **Motion** by Bergdorf seconded by Ritch, to approve the minutes as submitted. Voting: All Voting, YES. Motion passed. **[2012-0523-01]**

The trustees reviewed the minutes of the May 9th regular meeting submitted by the Fiscal Officer. **Motion** by Bergdorf seconded by Ritch, to approve the minutes as submitted. Voting: All Voting, YES. Motion passed. **[2012-0523-02]**

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Township Buildings and Grounds: Trustee Ritch reported the drainage correction work of the upper drive should be done May 24th. There was a meeting on the 18th with Hall Committee representatives concerning both the roof and the wall. It was decided the roof will be repaired by the Hall Committee and the township road department will make repairs to the wall. Trustee Ritch requested the trustees pay for the roof repairs, estimated at about \$3,000.00, as a good will gesture, as the township will be asking for hall committee help on the parking lot and with snow removal. It was decided to wait until the cost is known.

Trustee Bergdorf said the date for the Hall Committee's proposed celebration of the 125th anniversary of the construction of the wood building will be in October.

Future Planning and JEDD: Trustee Ritch reported the design engineering work for the sewer has begun and will take about three months to complete. There will be a meeting after two months to coordinate planning with Cuyahoga Falls. The cost will be known by the end of the year and finding funding can commence.

After discussion of the failure of Miles Auto at 5750 Akron Cleveland Road to remit any payroll taxes after six months in business, **Motion** by Bergdorf, seconded by Ritch, to request Cuyahoga Falls to subpoena Todd Jacober to explain his payroll records. Voting: All voting, YES. Motion passed. **[2012-0523-03]**

Valley Fire District: Trustee Anderson reported Valley Fire will be on display in the road garage on Memorial Day. The Trustees accepted the resignation of Tim Baker effective May 31st. Several equipment purchases and upgrades have been made with grants. The fire class has ended; she reported a 91% pass rate, compared to the 74% state pass rate. The audit is complete and had one citation for work prior to the current clerk.

Road Department: After discussion, **Motion** by Anderson, seconded by Ritch, to request the Summit County Engineer design a one lane road with proper signage at the slippage area on Oak Hill Road. Voting: All voting, YES. Motion passed. **[2012-0523-04]**

Trustee Ritch reported on discussions with the Ohio Turnpike's chief engineer and government affairs liaison. He learned sound wall studies are ongoing and the engine brake noise abatement is enforceable and will be enforced.

Other Business: Trustee Anderson expressed thanks to the Akron Bicycle Club, which holds Tuesday and Thursday rides in the township, for their donation of \$500 to Valley Fire District.

Mr. Pullekens reported the final order has been filed for All-Ohio/Bencin, who admitted to fault. The case is over. The property has been sold and is up for sale again.

Payroll: **Motion** by Bergdorf seconded by Ritch, to approve the payroll prepared by the Fiscal Officer. Voting: All voting, YES. Motion passed. **[2012-0523-05]**

Approval for Payment of Bills: **Motion** by Bergdorf seconded by Ritch, to pay the bills prepared by the Fiscal Officer. Voting: All voting, YES. Motion passed. **[2012-0523-06]**

Executive Session: **Motion** by Anderson, seconded by Ritch, to enter executive session to discuss contracts. All voting, YES. Motion passed. **[2012-0523-07]**

The Trustees entered Executive Session at 7:40 pm. The Trustees reconvened at 7:45 pm.

The Trustees announced no action taken.

Motion by Bergdorf, seconded by Ritch to adjourn. All voting yes. Meeting duly adjourned. **[2012-0523-08]**

CHAIRMAN

FISCAL OFFICER