

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

May 25, 2011

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

Police Protection Report: No police officer was present at 6:30. The trustees remarked that this is the second month a representative was not present, in violation of the contract. The trustees discussed the problem of cars parked on Oak Hill, in violation of posted No Parking signs. A police officer did attend the meeting later and in response to the parking violation said he believed the car was a rental car. The police need to cite an individual driver; issuing a citation is the officer's discretion and it probably was not issued because the court would not have processed a ticket against the corporate owner of the car.

Zoning: Zoning Inspector Sulzer reported a signed letter from Pro Tree acknowledging the conditions of the permit has not been returned. Pro Tree indicates they have concerns. The last Zoning Commission and BZA meetings were cancelled at the discretion of the respective board chair. There followed a general discussion of lack of responsibility among board members and zoning personnel. No conclusion was reached, no plan of remedial action established. Mr. Mayer reported Mr. Majestro has a building for rent again and will be seeking clarification at the next Zoning Commission meeting on the application requirements of the renter.

Correspondence: The Fiscal Officer reviewed correspondence received since the last meeting. .

Approval of Minutes: The trustees reviewed the minutes of the May 11, 2011 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. **[2011-0525-01]**

Boston Township Bicentennial: Trustee Bergdorf reported plans for the evening events are being finalized. The plaque will be shipped soon. The fireworks location needs to be changed. The Peninsula Library and Historical Society, the Carol Wright Children's Fund has made a donation of \$1,000 to cover the cost of childrens' activities. The Fiscal Officer reported the Bicentennial Committee's fund raisers are anticipated to cover all costs of the event.

Township Buildings and Grounds: One asphalt quote for parking lot repair is in hand. There will be another asphalt quote including a professional opinion of handicap access/parking requirements before work will proceed.

Future Planning and JEDD: Trustee Ritch reported

- Joe Brodzinski, Cuyahoga Falls Financial Director, will bring up the 3% JEDD collection fee again at a cabinet meeting. It has been tabled again.
- He met with Mike Wendt and Marty Griffith concerning County development funds available to help fund design work to take the sewer to Suncrest Garadens. Mr. Wendt intends to have Cuyahoga Falls fulfill their commitment to extend sewers.
- A meeting is scheduled with Mark Majewski to review the status of zoning modifications required for the proposed JEDD area with Peninsula. For the record, the proposal is late; it was originally promised for early May.

Valley Fire District: The Pancake Breakfast was a success.

Road Department: Gus Kubara, Public Works Director, County Engineer's Office remarked on the unfunded federal mandate to install high reflectivity signs. Road Superintendent Tesmer said he is on a schedule of replacing all Township signs.

Bill Roemer, Summit County Council at Large was also in attendance and there was a discussion of Sagamore Hills' proposed vacation of Stanford at their end. There was a discussion with Mr. Roemer and Mr. Kubara to clear up their misunderstandings of the consequences to Sagamore's remaining resident on Stanford if Sagamore vacates, and the burden on the Township of maintain essentially the entire road to provide access to Sagamore's resident. The Park wants the road maintained, but contributes nothing to the expense. Both Mr. Kubara and Mr. Roemer appreciated the new information which they will take back to both Council and the Engineer.

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Mr. Tesmer reported Stanford has been paved following the Stanford sewer installation and will be chipped, sealed and striped soon. The weather will delay the landscaping. The NPS road projects will be started soon. He also reported the big tractor needs two new rear tires at a total cost of \$1,500.00. **Motion** by Bergdorf seconded by Ritch, to approve the purchase. Voting: All voting, YES. Motion passed. **[2011-0525-02]**

Trustee Ritch reported the Village requests a costed proposal from the Township for snow removal on all Village roads. Road Superintendent Tesmer will put together a contract proposal.

Other Business: The Fiscal Officer reported two more publicized events, Lake Erie Wheelers Road Route Ramble and the Burning River 100 Mile Run, have not applied for permits. The Lake Erie Wheeler event is July 3rd, but no sixty day notice or application package has been received. If the application is not in hand by June 3rd, she will notify them to comply in five days or face legal action.

Trustee Anderson reported a meeting with the Park (Stan Austin, Superintendent, and Paul Stoehr, Assistant Superintendent) and the Conservancy (Deb Yalanda, Director) concerning the proposed Zielenski Court visitor center and other Township concerns. The Park and Conservancy attendees were not concerned about Township tax revenue lost because of the park, and the park will not provide additional funding to maintain Stanford Road, although they are concerned the Township may stop maintaining the road. A meeting with Representative LaTourette's office is scheduled for August for further discussion.

Trustee Bergdorf inquired into the weather alert sirens formerly installed. Mr. Tesmer says they are on hand and operational. He will inquire into installing them.

Appointments: Trustee Bergdorf reported speaking with Board of Zoning Appeals member Mike Kubiak, who said he would be pleased to serve another term. **Motion** by Bergdorf seconded by Ritch, to appoint Mr. Kubiak to the term expiring June 3, 2016. Voting: All voting, YES. Motion passed. **[2011-0525-03]**

Payroll: **Motion** by Bergdorf seconded by Ritch, to approve the payroll prepared by the Fiscal Officer. Voting: All voting, YES. Motion passed. **[2011-0525-04]**

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. **[2011-0525-05]**

Executive Session: **Motion** by Ritch, seconded by Bergdorf, to enter executive session to discuss employee health insurance and zoning litigation matters. All voting, YES. Motion passed. **[2011-0525-06]**

The Trustees entered Executive Session at 7:50 p.m. The Trustees reconvened at 8:10 p.m. The Trustees announced no action to be taken regarding health insurance. After discussing pending zoning litigation, **Motion** by Bergdorf seconded by Ritch, to ask the court to dismiss the ProTree litigation at their cost, with the right to refile, without prejudice. Voting: All voting, YES. Motion passed. **[2011-0525-07]**

Motion by Bergdorf, seconded by Ritch to adjourn. All voting yes. Meeting duly adjourned. **[2011-0525-08]**

CHAIRMAN

FISCAL OFFICER