

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

February 9, 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: Trustee Ritch reported a decline in the number of incidents at Boston Mills. Because a car is taken out of service to take reports at Boston Mills, Trustee Ritch will ask if the reports can be made at the police station.

Zoning: Zoning Inspector Sulzer was not present. Legal Counsel Pullekens reported All-Ohio/Bencin was given an extension to April 1st.

The Brown/Pruitt motion for default judgment was approved and the Court has requested that an entry be submitted by legal counsel. Mr. Pullekens indicated that he has prepared a draft of the order for review by the Court, that includes that a permanent injunction be ordered; order that the Defendants bring the subject property into compliance with the Boston Township Zoning Resolution, and provide for removal of the unlicensed junk vehicles, etc. on the property. A draft of proposed order is being reviewed by the Zoning Inspector and Assistant Zoning inspector and will be filed with the court for review and approval.

The Pro Tree application will be addressed at the next regular BZA meeting.

Trustee Bergdorf reported that Susan DeChant and Patrick Bravo from the Summit County Planning Department attended the last Zoning Commission meeting and made suggestions concerning the zoning resolution changes. They also discussed the JEDZ and the proposed Peninsula JEDD with the Commission.

Trustee Bergdorf reported Zoning Secretary Brandt has requested a two month leave for medical reasons. He would prefer to retain her for light duties. No decision was made.

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

Approval of Minutes: The trustees reviewed the minutes of the January 26, 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. **[2011-0209-01]**

Boston Township Bi-Centennial (January 15, 1811): Trustee Bergdorf reported notifying the Ohio Historical Society that the Township will proceed with an historical marker and requested their suggested changes to the text.

Legal Counsel Pullekens distributed copies of Ohio Revised Code sections applicable to township celebrations. This will be reviewed with the Bicentennial committee and a proposal submitted to the Trustees at the next meeting.

Township Buildings and Grounds: Doug Mayer reported the extreme freezing has resulted in extreme damage to the parking lot. Trustee Ritch reiterated the parking lot will be addressed in the spring.

Future Planning and JEDD: Trustee Ritch reported he is attempting to arrange a meeting on February 18th to include the Trustees, Sue Truby, Dave Marquardt, Susan DeChant, Connie Kraus and Patrick Bravo to address the township concerns with the JEDZ Master Plan five year limitation on planning and development.

Valley Fire District: No report.

Road Department: Trustee Anderson signed the Fiscal Year 2011 Park road assistance grants and announced the Park is additionally granting the Township \$10,000.00 for ice and snow control on Stanford Road. On behalf of the Township she expressed thanks to Superintendent Stan Austin and Assistant Superintendent Paul Stoehr.

Other Business: After further discussion of an indigent burial policy meeting the requirement of Ohio Revised Code section 9.15 (fka, 5101.521), **Motion** by Bergdorf seconded by Ritch, to approve a maximum expenditure of \$750.00 for cremation and interment at Cedar Grove

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Cemetery. Voting: All voting, YES. Motion passed. Policy attached and on file at the Township Fiscal Office. **[2011-0209-02]**

The Fiscal Officer announced the annual SASWMA recycling grant application, due March 1st, must be considered. As the Township has no recycling program that she finds qualifying under the terms of the application she declined making the grant application for the current year. Trustee Bergdorf said he would investigate the possibilities.

Appointments: There was discussion of letter from Jennifer Fink Bowman expressing interest in the position of alternate to the Zoning Commission. The letter will be considered together with any that may be received when the position is announced in the February issue of *Your Community News*.

Transfer: Motion by Bergdorf seconded by Ritch, to approve the transfer of \$29,124.00 from Star Ohio to First Merit, Star Ohio check 8006 signed by Joanne Noragon and Amy Anderson: Police Fund, \$17,124.00; Road and Bridge, \$1,000.00; General Fund, \$11,000.00. Voting: All voting, YES. Motion passed. **[2011-0209-03]**

Bank Reconciliation: Motion by Bergdorf seconded by Ritch, to approve the January bank reconciliation prepared by the Fiscal Officer. Voting: All voting, YES. Motion passed. **[2011-0209-04]**

Payroll: Motion by Bergdorf seconded by Ritch, to approve the payroll prepared by the Fiscal Officer. Voting: All voting, YES. Motion passed. **[2011-0209-05]**

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. **[2011-0209-06]**

Executive Session: Motion by Anderson, seconded by Ritch, to enter executive session to discuss personnel and legal matters. All voting, YES. Motion passed. **[2011-0209-07]**

The Trustees entered Executive Session at 7:10 p.m. The Trustees reconvened at 7:30 p.m. The Trustees announced no action to be taken.

Motion by Bergdorf, seconded by Ritch to adjourn. All voting yes. Meeting duly adjourned. **[2011-0209-08]**

CHAIRMAN

FISCAL OFFICER

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**INDIGENT BURIAL POLICY
Boston Township, Ohio**

Interment of persons meeting the requirements of ORC § 9.15 (fka, § 5101.521) shall be done pursuant to all the requirements set out by law and the following procedures:

Any funeral director processing the dead body of any person required by any statute of the state to be buried at the expense of the township, shall submit to the Fiscal Officer of Boston Township a statement under oath of the amount of any contributions received from friends, relatives or others, of insurance of property, real or personal, or of any other thing of value, which may be applied to the burial expense of such person, or of the absence of any such things of value which may be so applied, and containing an itemized statement of the burial expenses of such person.

Upon the submission of such statement under oath and itemized statement of expenses to the Fiscal Officer, and the approval by the trustees as a satisfactory compliance with the requirements of this resolution, there shall be paid to for the cremation of the indigent deceased person a sum not to exceed seven hundred fifty (\$750.00) dollars. The Trustees shall further provide a stone or concrete marker on which the person's name and age, if known, and date of death shall be inscribed.

ORC 9.15 burials shall be scheduled at the Cedar Grove Cemetery, located in Boston Township, OH.

Before any interments or payments are made pursuant to this section the funeral director shall submit the required affidavit, the required statement of expenses to be paid per this resolution, 2 copies of the death certificate, and one copy of the burial permit.

Should it be ascertained, after any payment by the Township pursuant to this resolution that such payment was made for a decedent whom the Township did not have the responsibility to bury pursuant to ORC §9.15, the Township shall be entitled to any benefits payable on behalf of such decedent by any person or agency who had the responsibility to pay burial benefits pursuant to ORC §9.15, up to an amount totaling the payment made pursuant to this resolution plus the fees for the grave space and the opening and the closing, and marker.