

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

November 25, 2009

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.

Police Protection Report: Officer Renz attended the meeting. He reported receiving complaints of a loose dog and horse at 181 Keenan, but no police report has been filed yet. He was reminded the cemetery gates must be locked and unlocked and they need to monitor traffic in the cemetery areas. He has not devised a plan to report hours patrolled in the township.

Zoning: Zoning Inspector Sulzer reported

- The All Ohio application was incomplete and returned. They have been informed two applications and two fees are needed because there are two properties involved,
- Nick Bataglia, who purchased 5650 Akron Cleveland Road, may be unable to secure financing for the property. However, a Steve Snyder may be purchasing the property for light manufacturing.
- Skidmore & Associates, attorneys for Mr. Triffon, 5600 Akron Cleveland, has again contacted the attorney of Mr. Jura, Boston Car, 5393 Akron Cleveland, to move forward with the long standing land use issues at Boston Car. Summit Soil and Water, the Ohio EPA and the Army Corps of Engineers have also been contacted by Skidmore & Associates.
- A zoning variance application for the Rueddy property has been returned because it is incomplete. There has been no further word from the County Prosecutor on the matter.

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

Approval of Minutes: The trustees reviewed the minutes of the November 11, 2009 meeting submitted by the Fiscal Officer. **Motion** by Bergdorf seconded by Ritch, to approve the minutes as submitted. Voting: All Voting, YES. Motion passed.

[2009-1125-01]

Boston Township Bi-Centennial (January 15, 1811): Trustee Bergdorf reported the celebratory weekend has been set for June 17, 18, 19, 2011. Options are being fine tuned. The next meeting will be January 20, 2010. The Committee hopes more people will attend.

Correspondence: Fiscal Officer Noragon reviewed the various correspondence received by the Township.

Township Buildings and Grounds. Trustee Ritch reported Suncrest Gardens will have a patio area drawing ready for review next week.

Future Planning and JEDD. No report.

Valley Fire District: Trustee Anderson reported a contract with Sagamore Hills for EMS service to Brandwine will be considered at the next Trustee meeting. It has been learned that Sagamore Hills and Northfield Center Townships want to form a fire district that excludes Brandywine.

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Road Department: Road Superintendent Tesmer presented the Ohio Department of Transportation 2009 Township Highway mileage certification for signature. After review, **Motion** by Bergdorf, seconded by Ritch, to execute the certification of 12.19 Township highway miles. Voting: All Voting, YES. Motion passed.
[2009-1125-02]

The Trustees discussed a request from Peninsula Village to meet with the Township to discuss joint road work. The Trustees indicated they have no interest in such a meeting, but would entertain any specific road work proposals brought by the Village.

Road Superintendent Tesmer reported the county maps show Major Road is within the road right of way excepting a few feet of one section. He is waiting for a quote for the correction.

Summit County PILT Funding Meeting: Trustee Anderson reported that Carol Zeaman for Boston Heights Pam Burda for Peninsula, the Township Trustees, Fiscal Officer, legal counsel and many interested citizens attended a meeting with Summit County to discuss the intent and use of Federal PILT funding. Nick Kostandaras, Jason Dodson and Brian Nelson represented the County Executive's office. Mr. Dodson and Mr. Nelson reported they have no knowledge of the County's use of the 1.5 million dollars received by the County as Payment in Lieu of Taxes for exempt federal property located chiefly in Boston Township and Peninsula Village. The County received \$28,791.00 in discretionary PILT funding in 2009 and the County Executive's office presented an offer to the Trustees to share that amount among the affected entities with tax exempt Federal property. There was considerable discussion at that meeting of the failure of the County Executive to recognize Valley Fire District among the affected entities and to even understand the District exists as a political sub-division of the State of Ohio. The Trustees said at the meeting they would discuss the proposal further at their next regular meeting.

After discussion, **Motion** by Anderson, seconded by Ritch, to accept the County's offer of \$18,404.53 distributed to the Township as their proportional share of the \$28,791.00. Voting: All voting yes. Motion Passed.
[2009-1125-03]

The Fiscal Officer was asked to inform the County Executive Office that the Township will accept the distribution on behalf of the entities named in the schedule.

After further discussion, the Trustees asked Legal Counsel Pullekens to draft an agreement to transfer that sum of money to Valley Fire District. It was learned at the meeting that the previously announced East Ohio Aggregation grant to the County will be distributed to townships shortly. The Trustees announced they would also transfer the full amount of that grant, a minimum of \$50,000.00 to Valley Fire District.

Furnace Run Watershed Management Plan: **Motion** by Anderson, seconded by Ritch, to participate in and support the balanced growth initiative watershed management plan for Furnace Run, a tributary to the Cuyahoga River. Voting: All voting yes. Motion Passed.
[2009-1125-04]

Other Business: The Fiscal Officer distributed copies of a proposed 2010 budget for review for the next meeting.

The Township may be eligible for a reduced scope audit; the Fiscal Officer has completed and will return a survey of eligibility for consideration by Auditor of State.

Share-A-Christmas boxes are in the community. The items collected will be packed on December 18th and distributed on the 19th.

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Contracts: The Trustees signed the previously approved two year extension of the rubbish contract with J & J.

Approval of Payroll: **Motion** by Bergdorf, seconded by Ritch, to approve the prepared by Fiscal Officer Noragon. Voting: All voting, YES. Motion passed.
[2009-1125-05]

Approval for Payment of Bills: **Motion** by Bergdorf, seconded by Ritch, to pay the bills prepared by Fiscal Officer Noragon. Voting: All voting, YES. Motion passed.
[2009-1125-06]

Executive Sesson: **Motion** by Bergdorf, seconded by Ritch, to go into Executive Session to review litigation matters. Voting: All voting, YES. Motion passed.
[2009-1125-07]

The Trustees entered into Executive session at 7:50 P.M. The Trustees reconvened at 8:15 P.M. The Trustees announced no action taken.

Motion by Bergdorf, seconded by Ritch to adjourn. All voting yes. Meeting duly adjourned.
[2009-1125-08]

CHAIRMAN

FISCAL OFFICER