

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

November 11, 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.

The Trustees expressed condolences to the Mayer family on the passing of Cathy Mayer's mother, Betty Nichols.

Congratulations were extended to the Woodridge Track team for advancing to the State Finals.

Police Protection Report: Trustee Ritch reported Officer Renz will attend the last meeting of each month to report to the Trustees and will bring logs indicating hours spent patrolling the township. There have been complaints of no patrols on Akron-Cleveland Road and cemetery gates remaining locked. Young men recently evicted from the cemetery area have pled guilty to criminal trespass. There have been reports by neighbors of animals at large from the 181 Keenan house. The residents were advised to commence with a police report.

Major Properties: Jeff Cumberlidge representing Major Properties attended the meeting to review a perceived problem on Major Road. Over the years the pavement has shifted out of the road right of way to the extent that the half of the road to the centerline belonging to Richfield Township now is in Boston Township. Several solutions are possible but nothing can commence until the Summit County Engineer surveys the road. Road Superintendent Tesmer will arrange this with the Engineer.

Zoning: Zoning Inspector Sulzer reported all who attended found the recent Ohio Township Association zoning seminar well worth their while. In addition,

- He has been contacted by American Tower concerning adding thirty feet of tower for a co-location; the application process has begun.
- Nick Bataglia who purchased 5650 Akron-Cleveland Road at auction has begun the zoning application process for his cell tower mast erection business which involves assembly of the towers inside a building in a controlled environment.
- The equipment noise complaints at Sillwell are attributed to cleaning and painting of the equipment by an out of state contractor; the noise will end when he is done and gone.
- Mark Rueddy had submitted another incomplete application.
- All-Ohio reports they are ready to submit an application .

Assistant Zoning Inspector Mayer reported inspecting the Bogart/Suncrest Garden swale and it is working exactly as intended. Together with the Army Corps of Engineers, the EPA and Summit Soil and Water he has inspected the Caporaletti property, which was failed by the Army Corps of Engineers for the attempted reconstruction of wetlands. An architect has been retained to redesign and restore the wetland area.

Trustee Bergdorf reported a meeting with Mr. Crandall to review the zoning resolution changes has been set for December 1st.

After review, **Motion** by Bergdorf, seconded by Ritch, to approve the fee schedule prepared by the zoning inspector. Voting: All Voting, YES. Motion passed.

[2009-1111-01]

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After review, **Motion** by Bergdorf, seconded by Ritch, to approve the zoning applications prepared by legal counsel. Voting: All Voting, YES. Motion passed.

[2009-1111-02]

Approval of Minutes: The trustees reviewed the minutes of the October 28, 2009 meeting submitted by the Fiscal Officer. **Motion** by Bergdorf, seconded by Ritch, to approve the minutes as submitted. Voting: Voting yes: Bergdorf, Ritch. Abstain: Anderson. Motion passed.

[2009-1111-03]

Boston Township Bi-Centennial (January 15, 1811): Trustee Bergdorf reported there will be updates and reports after the next meeting on November 18th.

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

Township Buildings and Grounds. Trustee Ritch reported the furnace is in and duct work will be installed this week in the administration area. The windows will be finished this week. An outside door with a lock needs to be installed.

A top coat still needs to go on the septic repair area. Mr. Mayer will meet with Rick Haury of Suncrest Gardens to work on a new plan and quote for the patio area.

Future Planning and JEDD. Trustee Ritch and Legal Counsel Pullekens met with Virgil Arrington, Cuyahoga Falls Law Director, to clarify the income tax implications, real estate implications, real estate abatement issues, township representation and master plan issues for the township of the original JEDD contract and the proposed JEDZ contract. No final master plan has been presented for Trustee review. A satisfactory master plan must be presented before the Township can join the JEDZ.

Valley Fire District: Trustee Anderson reported the meeting was attended by Jody Ream of Boston Mills/Brandywine. The District has the potential to provide service to Brandywine, as well as to Boston Mills. The legal counsel of each is looking into the legal issues. In addition the Trustees will ask the Summit County Fiscal Office to certify the amounts for both a 6.3 and 6.5 mil replacement levies. There was discussion of the effect of soft billing for people living in park and other tax exempt housing. The District's billing service provided the opinion of the Office of the Inspector General that since such residents and residences do not pay the taxes that support emergency services, they do not qualify for soft billing. A listing of these residences will be compiled to indicate for billing purposes they are not residents of the District. The annual police/fire/library sponsored children's party will be held on December 3rd.

Road Department: Road Superintendent Tesmer will submit the following grant requests to the National Park Service for 2010:

Major Road chip, seal, stripe (joint Boston, Richfield, Peninsula project), \$31,500
Hines Hill Road culvert crossing upgrade, \$7,155
Hines Hill Road culvert/catch-basin, \$14,085

After review, **Motion** by Bergdorf, seconded by Ritch, to accept the Summit County Health District's 2010 Phase II Stormwater Contract for testing three outfalls for a total of \$290.00 Voting: All Voting, YES. Motion passed.

[2009-1111-04]

Trustee Anderson asked for a volunteer to attend the Furnace Run Water Shed Protection Project meetings to represent the township. As there were none, she will see if any citizens are interested.

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Other Business: The Fiscal Officer reported a meeting with Nick Kostandaras and other representatives of the Summit County Fiscal Office has been set for November 24th at 6:30 P.M. at the township hall. She distributed and reviewed a packet of material she has prepared for the meeting. Trustee Anderson is preparing a map of the township that will show the locations of homes demolished by the Park, homes owned by the park and the homes owned by remaining citizens. The purpose of the meeting is to discuss Congress' intended use of PILT funding and Summit County's actual use of the funds.

Trustee Bergdorf reported he will begin placing the Christmas collection boxes around town next week .

Transfers: Motion by Bergdorf, seconded by Ritch, to approve the transfer of \$1,244.79 from the Star Ohio Police Fund to First Merit Police Fund, Star Ohio check 5049 signed by Joanne Noragon and Amy Anderson. Voting: All voting yes. Motion Passed. **[2009-1111-05]**

Purchase Orders: Motion by Bergdorf, seconded by Ritch, to approve purchase order 24-2009, 1000-760-730, J. C. Mack Heating, \$9,191.00, Administrative Offices HVAC; and SBC 36-2009, 1000-110-221, Medical/Hospitalization, \$2,000.00. Voting: All voting yes. Motion Passed. **[2009-1111-06]**

Bank Reconciliation: Motion by Bergdorf, seconded by Ritch, to approve the October bank reconciliation prepared by the Fiscal Officer. Voting: All voting, YES. Motion passed. **[2009-1111-07]**

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. **[2009-1111-08]**

Motion by Bergdorf, seconded by Ritch to adjourn. All voting yes. Meeting duly adjourned. **[2009-1111-09]**

VICE-CHAIRMAN

FISCAL OFFICER