

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

October 28, 2009

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

Trustee Anderson was not at the meeting but was waiting with many others at the Peninsula Village Hall for a judgment from Peninsula Village Council in their civil suit against Peninsula Police Chief McCue.

J & J Refuse: John Lehlbach, representing J & J Refuse attended the meeting. After review of J & J's proposal to extend solid waste and recycling removal service for Boston Township for two years at \$16.00 per month, excepting any Local, State or Federal fees enacted beyond their control and requesting the Township consider a price increase if fuel costs rise to \$3.50 per gallon, **Motion** by Ritch, seconded by Bergdorf, to accept the contract. Voting: All Voting, YES. Motion passed. **[2009-1028-01]**

Legal Counsel Pullekens will prepare the necessary contract extension.

Summit County Engineer: Alan Brubaker and members of his staff attended the meeting and reviewed various road projects under way in the Township. Mr. Brubaker said he had driven the Township roads prior to the meeting and wished to commend the Township Road Superintendent for the excellent condition of the roads, noting they were in better shape than most other roads in the County. The Trustees brought to Mr. Brubaker's attention two intersection hazards in the Township; Akron-Cleveland and Barlow; and Akron-Cleveland and Wyoga Lake, which is compounded by the entrance to Hidden Lakes. Although Mr. Brubaker felt the Barlow traffic would dwindle with the end of the Seasons Road detour, the Trustees told him it would only increase with the opening the Seasons Road interchange. The Wyoga Lake intersection is compromised by the poorly designed entrance to Hidden Lakes. Mr. Brubaker promised traffic studies for both.

Police Protection Report: No police representative was present. For the record, Trustee Ritch reported Officer Petrovich explained he had contacted the Prosecutor for the purpose of knowing who to cite when he was called to All-Ohio. The Prosecutor has a copy of his report.

Zoning: Zoning Inspector Sulzer reported that Legal Counsel Pullekens has put together business district and variance applications keyed to the zoning resolution. Mr. Pullekens indicated that he has circulated the applications and the revised fee schedule and no further changes are indicated, so it will be finalized and used.

Trustee Bergdorf indicated he has not yet been in contact with Mr. Crandall.

Legal Counsel Pullekens indicated the Summit County Prosecutor has issued an order that the non-permitted building on the Ruddy property be vacated until permits are issued.

Zoning Secretary Brandt reported junk cars are being removed, but the Brown-Pruitt property and the Harvey Rogers properties appear to be on-going problems. She will send thank you letters to residents and businesses that have complied.

Approval of Minutes: The trustees reviewed the minutes of the October 14, 2009 meeting submitted by the Fiscal Officer. **Motion** by Ritch, seconded by Bergdorf, to approve the minutes as submitted. Voting: All Voting, YES. Motion passed. **[2009-1028-02]**

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Boston Township Bi-Centennial (January 15, 1811): Trustee Bergdorf reported new attendees at the last meeting of the committee, and would like more people to plan and help. All are welcome.

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

Township Buildings and Grounds. The septic issue with flow to the pump has been resolved. The Township Road Department did the excavation work, spending approximately 36 hours on the project.

Trustee Ritch and Doug Mayer met with HVAC contractors who submitted bids for the Administrative Offices. After discussion, **Motion** by Ritch, seconded by Bergdorf, to accept the J.C. Mack Heating & Air Conditioning, LLC bid at a cost of \$9,192.00, including permits. Voting: All Voting, YES. Motion passed. **[2009-1028-03]**
Doug Mayer will help with some of the work.

A proposal from Suncrest Gardens for landscaping at the entrance needs reworked to include restoration of the septic excavation area.

Future Planning and JEDD. Trustee Ritch and Legal Counsel Pullekens reported they will meet this week 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

Valley Fire District: No report.

Road Department: Road Superintendent Tesmer reported they are preparing for winter and working on the big truck. Leaf pick-up commences Monday the 26th. Mr. Tesmer also reported Jeff Cumberlidge of Major Properties will attend the next meeting to discuss changes to the right of way on Major Road. The street light on Major Road has been baffled and works well.

Other Business: The Fiscal Officer reported the audit contract with Harris & Associates can be extended one year at a cost of \$5,000.00. After discussion, **Motion** by Ritch, seconded by Bergdorf, to accept the contract. All Voting, YES. Motion passed. **[2009-1028-04]**

After review, **Motion** by Ritch, seconded by Bergdorf, to accept the Love Insurance proposal presented October 14, 2009. All Voting, YES. Motion passed. **[2009-1028-05]**

The Fiscal Officer reported that Representative Kostandaras requested at least a two week postponement of the October 27th meeting in order to prepare to tell us "what we need to know" about PILT. The Fiscal Officer has responded this is unacceptable. The Trustees suggested a new date of November 5th at 6:30 P.M.

Trustee Bergdorf reported he will begin placing the Christmas collection boxes around town next week and will arrange for a January, 2010 date for the annual pot-luck dinner.

Purchase Orders: **Motion** by Ritch, seconded by Bergdorf, to accept Purchase Order 23-2009, M&M Certified Welding, \$1,700.00, 1000-330-323, Truck bed repair. Voting: All voting yes. Motion Passed. **[2009-1028-06]**

Approval of Payroll: **Motion** by Ritch, seconded by Bergdorf, to approve the payroll prepared by Fiscal Officer Noragon. Voting: All Voting, YES. Motion passed. **[2009-1028-07]**

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Approval for Payment of Bills: **Motion** by Ritch, seconded by Bergdorf, to pay the bills prepared by Fiscal Officer Noragon. Voting: All voting, YES. Motion passed.
[2009-1028-08]

Executive Sesson: **Motion** by Bergdorf, seconded by Ritch, to go into Executive Session to review litigation matters. Voting: All voting, YES. Motion passed.
[2009-1028-09]

The Trustees entered into Executive session at 8:00 P.M. The Trustees reconvened at 8:20P.M. The Trustees announced no action taken.

Trustees Bergdorf and Ritch, Fiscal Officer Noragon and Legal Counsel Pullekings extended birthday greetings to Trustee Anderson.

Motion by Bergdorf, seconded by Ritch to adjourn. All voting yes. Meeting duly adjourned.
[2009-1014-07]

VICE-CHAIRMAN

FISCAL OFFICER