

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

May 9, 2007

Present at this regular meeting of the Boston Township Trustees were Trustees Randy Bergdorf, Amy Anderson, and Jerry Ritch, Legal Counsel Ed Pullekens and Clerk Joanne Noragon. Trustee Chairperson Anderson called the meeting to order at 7:00 P.M.

Police Protection Report. No representative from the police department was present.

Zoning: Assistant Zoning Inspector Mayer contacted the Don-El Motel to learn the use of fill dirt sought by the owner, and learned he intended to build a temporary dam to stop water flow onto his neighbor's property. Mayer will work with the property owner to assess the problem and determine a proper solution. Mr. Mayer will also check with the company pumping the holding tanks at Don-El to see if the water flow may be septic related.

Mayer reported a new business opening at 5650 Akron-Cleveland Road. He will contact the building lessee to ensure proper permits are obtained. Trustee Bergdorf suggested also contacting the landlord, Jim Majestro, and ask him to make leases contingent on the lessee meeting zoning requirements.

All-Ohio Landscaping and Earth 'n Wood have responded to their zoning citations. Counsel Pullekens will review their answers.

Approval of Minutes: The trustees reviewed the minutes of the April 25, 2007 meeting submitted by the clerk. **Motion** by Ritch seconded by Bergdorf, to approve the minutes as submitted. Voting, All voting, YES.

Correspondences. Clerk Noragon reviewed the various correspondences received by the Township.

Township Buildings and Grounds. Trustee Ritch reported the variance has been approved, with rated doors and upgraded fire alarm system. BTHC may contract with the Oak Group to proceed with the design with this variance approval; a design is expected in four to five months. Trustee Anderson expressed her appreciation to Charles Corcoran of Oak Group, and Jerry Ritch, Jim Hammond, Dave Shankland, Terry Lahoski and Judy Lahoski of the BTHC for steering this project through the appeals process.

Lease review: Counsel presented a draft of the lease revisions from the recent lease work session. Counsel and Trustees will consult in the next several days to produce a working draft to present to BTHC at their next meeting.

Future Planning and JEDD. Trustee Ritch reported that he, Paul Kaczmariski and Marty Griffith met with Mike Wendt. The County is costing out the temporary sewer line project for presentation to the Don-El Motel and Midway Trailer Court. Issue 2 matching funds were also discussed. A pledge of \$50,000 from the Township will enable the county to be the lead partner approaching the State for matching funds as a grant or loan for sewer planning in the JEDD corridor. Applications must include sewer engineering plans. The sewer line will cost approximately \$100 per foot, or one million dollars for Akron-Cleveland Road.

Valley Fire District: Trustee Anderson reported that the fire station sign will be installed soon, and the street light has been installed. A flag pole for the station is on order. The annual pancake breakfast will be held on May 20th this year, at the new

station. Anderson also reported that firefighter Jon Baker has indicated he will resign the force due to his time constraints, but no letter of resignation has been received.

Road Department. There was discussion of cars still parked on East Barlow Road. Counsel Pullekens will investigate the requirements for placement of No Parking signage on the road. **Motion** by Ritch, second by Bergdorf, to install No Parking signs on East Barlow road according to specifications provided by Counsel. Voting: All voting yes.

Parking lot: Road Superintendent Tesmer reported the curb and timbers have been reset. The parking lot needs sweeping. He indicated the Trustees should consider paving the parking lot in future; the current pavement remains the base coat for permanent paving.

Truck: Trustee Anderson reported the big truck is having a new clutch and oil pan installed; the cost will be about \$2,300.00. This truck is twelve years old and these repairs are the result of normal wear and tear.

Morris Drive drainage easement: Tesmer reported that video camera pipe inspection of the drainage easement at a Morris Drive property showed failure in part of the line. Tesmer recommends replacing the line west of the drive. The cost will be approximately \$1,200.00; work will be done in June. Tesmer will notify the property owner before work commences.

Summit County Engineer: Trustee Bergdorf said he had attended the Engineer's Annual Meeting, held in conjunction with the monthly TASC meeting, and learned that the Engineer would make improvements to Truxell/Kendal Park Road this year, but that work on Riverview Road is delayed until next year.

Adopt-A-Highway: Counsel Pullekens reported contacting the Township insurance carrier, Siebert-Keck. They told him that the township policy covers volunteers in the Adopt-A-Highway program, but township employees would not be included in the coverage. All volunteers must be instructed in proper handling of road refuse, with special attention to discards from illegal meth labs and hazardous bio-waste. A safety plan must be in place and all volunteers must be outfitted in standard reflective vests. Township employees must check the roads for hazardous trash before volunteers set out. **Motion** by Anderson, second by Ritch, to authorize Counsel Pullekens prepare the appropriate application; releases and related documents for the Township to implement the Boston Township Adopt-A-Highway program. All voting: Yes.

Landscaping: Trustee Anderson requested road department personnel prepare a planting bed between the fence and the timber border. She and Judy Lahoski will plant flowers and maintain the beds.

Boston Square: Trustee Anderson requested road department personnel mow Boston Square weekly during mowing season.

Other Business: Clerk Noragon distributed monthly financial statements and gave the Trustees a report on the status of collecting property taxes due from Cuyahoga Falls according to the annexation agreement.

Boston Union Cemetery: Counsel Pullekens indicated he had contacted Peninsula Mayor Mike Kaplan regarding Cemetery funding. Mayor Kaplan indicated the village will support a levy for the Cemetery, but will not relinquish inside millage. Counsel Pullekens has provided the village the appropriate sections of Ohio Revised Code showing that a union cemetery is not a taxing unit and has no taxing authority. **Motion** by Anderson, second by Ritch that Boston Township Trustees authorize the collection of an additional ½ mill from the Township available inside millage, bringing the total to 1 full mill for cemetery purposes; and/or that the Township support a levy on the ballot of ½ mill. All voting: Yes. Discussion was had that the matter would be reviewed with the Village of

Peninsula and that the Village’s approval was a condition on the implementation of any tax collecton and/or tax ballot issue. Trustee Anderson indicated that she would attend the next Peninsula Council Meeting.

CONTRACTS AND APPOINTMENTS: The Zoning Commission/Board of Zoning Appeals appointments of Gordon Mathies and Paul Baker will expire over the next two months. Trustee Bergdorf will ask if they are willing to continue serving another term; appointments will be made at a future meetng.

APPROPRIATIONS: **Motion** by Bergdorf, seconded by Ritch, to approve the supplemental appropriation of \$70.62 from 1000-110-599 (Other Expense) to 1000-910-910 (Transfers Out) to correct the February real estate settlement. All voting: YES. Motion passed.

TRANSFERS/ADVANCES: **Motion** by Bergdorf, seconded by Ritch, to approve these transfers: 1) \$65.91 from 1000-910-910 (Transfers Out) to 2191-931-000 (Police Levy transfers in) and \$4.71 from 1000-910-910 to 2031-931-000 (Road and Bridge transfers in) to correct the February real estate settlement; 2) \$9,298.18 from Star Ohio Police Fund 92191) to First Merit Police Fund for the May police protection payment, Star Ohio Check 5019 signed by Joanne Noragon and Amy Anderson. All voting: YES. Motion passed.

PURCHASE ORDERS: None

BANK RECONCILIATION: **Motion** by Ritch, second by Bergdorf, to approve the April, 2007 bank reconciliation prepared by the clerk. All voting: YES. Motion passed.

APPROVAL OF PAYROLL: **MOTION** by Ritch, seconded by Bergdorf to approve the payroll prepared by Clerk Noragon. All Voting YES. Motion passed.

APPROVAL FOR PAYMENT OF BILLS: **MOTION** by Ritch, seconded by Bergdorf to pay the bills prepared by Clerk Noragon. All voting, YES. Motion passed.

MOTION by Bergdorf, seconded by Ritch to adjourn. All voting yes. Motion Passed. Meeting duly adjourned.

CHAIRMAN

CLERK