

RECORD OF PROCEEDINGS

Minutes of

the regular meeting of the Boston Township Board of Trustees

Meeting

ENTER DATE, PAGE NO., TIME OF MEETING

Held

April 25, 2001

19

Chairman Bergdorf called the meeting to order at 7:05 p.m.. Present were trustees Amy Anderson, Randolph Bergdorf and John Puchalsky, legal counsel Edward Pullekens and clerk Frank Kaczmarek.

Minutes of Previous Meeting: MOTION by Puchalsky, seconded by Anderson, to approve the minutes of the regular meeting of April 11, 2001, as presented. All "aye".

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Correspondence Since the Last Meeting: Kaczmarek reviewed or read all correspondence received since the last meeting.

Boston Township Buildings and Grounds:

- **CDBG - Storm Windows:** Bergdorf reported that Northcoast Energy Masters Company has completed the installation of the storm windows. He said that the invoice would be sent within the next few days.
- **Boston Township Hall Committee:** Bergdorf mentioned that the Annual Meeting of the BTHC would be held at 7:30 PM, June 21, 2001, at the Boston Township Hall. Discussion was held regarding the spreading of topsoil in the parking area of the Township Hall. The topsoil was being collected by Road Superintendent Tesmer, to be used on a project on Woodland Drive. Workers under the direction of the BTHC, spread the topsoil through the parking lot and trustee Anderson indicated that the topsoil should be replaced or paid for by the BTHC. Bergdorf offered to present that request to the BTHC.

Police Protection Report:

- **Monthly Report:** Anderson reviewed the Sheriff's Report for March.
- **Replacement Levy:** MOTION by Anderson, seconded by Puchalsky, to adopt the resolution of the Board of Trustees of Boston Township, Summit County, Ohio, declaring necessity to levy a replacement tax, in excess of the ten mil limitation, for the purpose of maintaining the payment of contract costs incurred and other costs incurred to obtain police protection for Boston Township. (See attached.) All "aye".

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Valley Fire District Update: Puchalsky reported that the Fire District is applying for two grants and also working on a renewal levy. He also mentioned that the District has scheduled a "work session" for May 8, and a regular meeting for May 15, 2001.

Road Department Activity:

- **Oak Hill Reconstruction:** Clerk Kaczmarek indicated that, if the trustees direct him to do so, he will seek reimbursement for the remaining \$ 6111.00 the Cuyahoga Valley National Park says is still available. After a short discussion regarding documentation supporting the amount available, trustee Bergdorf directed the clerk to seek the final reimbursement.
- **Street Lights - SR 271 & SR 303:** ODOT will have these lights installed when the present towers are removed.
- **NPS Request for no parking zone - Oak Hill at Covered Bridge:** Road Superintendent Tesmer is investigating why the township has been invoiced for the installation of the "no parking" signs.

Zoning:

- **Parking lot Lights at Boston Mills Ski Resort:** Paul Kaczmarek reported that Bob Miller, of Boston Mills, indicated that the parking lot lights would be redirected during the month of May.
- **Vendor's Permits:** Wes Bergdorf reviewed the Transient Vendor's Permit. MOTION by Puchalsky, seconded by Anderson, to approve the format for the Transient Vendor's Permit, Rules and Regulations. All "aye".
- **Zoning Inspector's Report:** Zoning Inspector, Paul Kaczmarek, reviewed and summarized all of the projects he is currently working on.

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Other Business:

- Flagpole policy: No discussion.
- Boston Township Service League Request: Kaczmarek read Summit County Prosecutor's Opinion 01-057 which indicated that "The Boston Township Trustees do not have authority to donate money to a nonprofit organization for the purposes of maintaining a public swimming facility outside of the unincorporated area of the township. The township trustees do have the authority to provide for swimming facilities which are located within the unincorporated area of the township, but do not have authority to enter into a lease for private facilities outside of the township limits for swimming facilities unless joined with a political subdivision wherein the swimming facility would be maintained in a joint recreation district."

Appropriations: MOTION by Puchalsky, seconded by Anderson, to approve the following supplemental appropriation:

\$ 50.00 to 2181-110-383-0000 Fidelity Bond-Zoning Inspector
From 2181-130-599-0000 Zoning-Other

All "aye".

Purchase Orders: MOTION by Puchalsky, seconded by Anderson, to approve the following Purchase Orders:

PO	04-01	2031-330-323-0000	2000X - Cab Level Return	235.00
			Great Lakes Truck Equipment	
BC	39-01	2181-130-383-0000	Fidelity Bond Premiums	50.00
BC	40-01	2181-130-599-0000	Other	300.00

All "aye".

Approval of Payroll: MOTION by Puchalsky, seconded by Anderson, to approve the payroll as presented. All "aye".

Approval for Payment of Bills: MOTION by Puchalsky, seconded by Anderson, to pay all bills as presented. All "aye".

Peninsula Library Board and Boston Township Hall Committee: A long discussion was held, during which the Library Board was seeking input regarding their long range plans and how the Boston Township Hall complex might be incorporated in those plans.

MOTION by Puchalsky, seconded by Anderson, to adjourn the meeting. All "aye".
The meeting was duly adjourned at 9:28 PM.

Chairman

Clerk

RECORD OF PROCEEDINGS

Minutes of

Meeting

BOSTON TOWNSHIP, BOARD OF TRUSTEES

Held

19

O.R.C. SECTION 5705.19(1), 5705.191,
5705.25, 5705.26, 5705.03

RESOLUTION NO. 01-0425-02

**RESOLUTION OF THE BOARD OF TRUSTEE OF BOSTON TOWNSHIP
SUMMIT COUNTY, OHIO DECLARING NECESSITY TO LEVY A
REPLACEMENT TAX IN EXCESS OF THE TEN MILL LIMITATION FOR
THE PURPOSE OF PROVIDING AND MAINTAINING THE PAYMENT OF
CONTRACT COSTS INCURRED AND OTHER COSTS INCURRED TO
OBTAIN POLICE PROTECTION FOR BOSTON TOWNSHIP**

The Board of Trustees of Boston Township, Summit County, Ohio met in regular session on the 25TH day of APRIL, 2001, at the Boston Township Town Hall, with the following members present: Randolph Bergdorf, Amy Anderson and John Fuchalsky.

AMY ANDERSON moved the adoption of the following Resolution:

WHEREAS, the amount of taxes which may be raised within the ten mill limitation will be insufficient to provide an adequate amount for the necessary requirements of Boston Township, Summit County, Ohio; **THEREFORE**, be it:

RESOLVED, by the Board of Trustees of Boston Township, Summit County, Ohio, ALL members elected thereto concurring, that it is necessary to levy a replacement tax in excess of the ten mill limitation for the benefit of Boston Township for the purpose of providing and maintaining the payment of contract costs incurred and other costs incurred to obtain police protection for Boston Township, at a rate not exceeding 7 mills for each one dollar of valuation, which amounts to \$.70 for each one hundred dollars of valuation for 5 years; and, be it further

RESOLVED, that this Resolution is for a replacement of an existing tax.

RESOLVED, that on the 14th. day of March 2001, Boston Township passed Resolution no. 01-0314-03 declaring it necessary to levy a replacement tax in excess of the ten mill limitation for the purpose of providing and maintaining the payment of contract costs incurred and other costs incurred to obtain police protection for Boston Township, and requesting the Summit County auditor to certify the total current tax valuation of the unincorporated portion of Boston Township and the dollar amount of revenue that would be generated by that replacement levy. A copy of Resolution No. 01-0314-03 is attached hereto as Exhibit "A".

RESOLVED that on the 12th. day of April 2001, the Summit County Auditor's office issued its Certificate of Estimated Property Tax Revenue to be Produced from a Specified Amount of Millage, a copy of which is attached as Exhibit "B".

RESOLVED, that said levy be placed upon the tax lists of the current tax year 2001 to be first collected in 2002 in compliance with the provisions of Section 5705.34, if a majority affirmative vote of the electors voting thereon vote in favor thereof; and, be it further

RESOLVED, that the Clerk of the Board of Trustees of Boston Township be and he is hereby directed to certify a copy of this Resolution to the Board of Elections, Summit County, Ohio, not less than seventy-five days before an election, and notify said Board of Elections to cause notice of election on the question of levying said tax to be given as required by law.

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MINUTES FROM BOARD OF TOWNSHIP TRUSTEES

Held

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Trustee JOHN PUCHALSKY seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Randolph Bergdorf:

Aye

Amy Anderson:

Aye

John Puchalsky:

Aye

Adopted the 25 day of APRIL 2001.

BOARD OF TRUSTEES
BOSTON TOWNSHIP

RANDOLPH BERGDORF

AMY ANDERSON

JOHN PUCHALSKY

RECORD OF PROCEEDINGS

Minutes of

Meeting

SECTION 10000, REVISED 01/01/00, FORM NO. 10000

Held

19

OTC Form 1000
Revised 4/99
S.B.C. 45000.0000

Certificate of Estimated Property Tax Revenue to Be Produced from a Specified Amount of Millage

The County Auditor of Summit County, Ohio, does hereby certify the following:

1. On April 12, 2001, the taxing authority of the Boston Township certified a copy of its Resolution #01-0314-03 adopted March 14th, 2001 requesting the county auditor to certify the current tax valuation of the subdivision and the amount of revenue that would be produced by 7.00 Mills, to levy a tax outside the ten-mill limitation for Police Purposes pursuant to Revised Code Section 5705.03, to be placed on the ballot at the August 7th, 2001, election. The levy type is Replacement.
2. The estimated property tax revenue that will be produced by the stated millage, assuming the tax valuation of the subdivision remains constant throughout the life of the levy, is calculated to be \$140,488.
3. The total tax valuation of the subdivision used in calculating the estimated property tax revenue is \$1,000,000.


Frank Williams, Auditor
County of Summit

April 12, 2001
Date

Exhibit "B"