

**BOSTON TOWNSHIP TRUSTEES
MINUTES OF THE MEETING HELD ON MARCH 12, 1997**

This regular meeting of the Boston Township Trustees was called to order on March 12, 1997, at 7:00 P.M. Present: Trustees John Puchalsky, Daniel Schneider Jr. and Randolph Bergdorf. Also present: legal counsel Edward C. Pulekkins. Absent: Clerk Gene Kaczmarek.

The Trustees asked that Mr. Pulekkins prepare the minutes of the meeting.

The first item of business was to review the various correspondences received by the Trustees since the last meeting. Mr. Bergdorf read the correspondences as received.

There was a presentation by Thomas B. Roberts, a representative from R.D. Stone Agency, provider of the Cancer and Preferred Plan Compensation provided to Township employees. Mr. Roberts is the new representative handling the township account. He can be contacted with any questions at his office located at 40 N. Sandusky St., Suite 302, P.O. Box 809, Delaware OH 43015.

The next item on the agenda was a representative of the Ohio Edison Company who reviewed the voltage investigation being conducted due to the various concerns of the Boston Township residents and the Village of Peninsula residents. The representative indicated that, at this time, various properties are being metered for voltage variations. Further, Boston Mills has been contacted and a meeting scheduled for April to discuss this problem with representatives of Boston Mills Ski Resort. The Ohio Edison representative indicated that he will follow through with the residents as well as with the Trustees concerning the ongoing investigation. He will report to the Trustees on a regular basis.

The next item of business was a review of the town hall buildings by the Trustees. Randy Bergdorf has indicated that the Town Hall Committee is making a disbursement from the escrowed funds being held by First Merit Corporation pursuant to the terms of the various agreement. He indicated that he has reviewed the same and everything is in order. MOTION by Schneider seconded by Puchalsky to reaffirm the disbursement as requested by the Town Hall Committee out of the escrowed funds pursuant to the prior agreements. All voting yes.

For the next item of business, Mr. Bergdorf indicated that he had been in contact with the County officials concerning the requirement of the performance bond on the various contracts. Attorney Pulekkins had previously indicated that performance bonds were required. The County official monitoring the HUD grants, Brigitte O'Neil, confirmed that the bonds are a requirement. The appropriate bonds will be furnished by Jennings Heating as well as Access Elevator officials under the various contracts that have been awarded by the township trustees pursuant to the block grants received from the county-federal funds.

Mr. Bergdorf further indicated that Brigitte O'Neil, the liaison with the County for the HUD grants has advised that pooling together the various grants received by the township for the HVAC system would be permitted. Mr. Bergdorf was confirming this through the appropriate letters to the County as suggested by Ms. O'Neil.

There was discussion concerning the proposed lease by and between the Valley Fire District and the Boston Township Hall Committee. Mr. Bergdorf indicated that the Town Hall Committee has met and is formulating new terms to be submitted to the Valley Fire District. He will keep the trustees advised in this regard.

Mr. Bergdorf further indicated that the Boston Township Hall Committee has received inquiries concerning the potential renting of the entire second floor of both the brick building and the wood school building structure. This matter is being reviewed by the Boston Township Hall Committee. Mr. Bergdorf indicated that previously the Peninsula Library and the Historical Society had expressed some interest in renting space from the Boston Township Hall Committee and that he would recommend to the Boston Township Hall Committee that the Peninsula Library officials be contacted to determine whether they have any continued interest in this matter.

The next item of business was a review of the Trustees of the current discussions concerning the septic system for the Boston Township Hall buildings. Mr. Bergdorf advised that it was his understanding that the Valley Fire District and the Boston Township Hall Committee are jointly exploring the various options.

Mr. Bergdorf indicated that various bills had been received by the township for increased gas costs and telephone charges due to the construction process. These bills would be referred to the Township Hall Committee for their review and possible resolution.

Mr. Bergdorf indicated that the Town Hall Committee is requesting that the Trustees review further the possibility of contacting the adjacent land owner for either the right to purchase the property and/or the granting of a septic easement on the adjoining property. Mr. Pullekens indicated, as he had previously stated, that the first step prior to making formal contact would be attempting to establish the valuation of said property. This matter will be reviewed by the Boston Township Hall Committee at their meeting next Thursday. Mr. Pullekens stressed that it was his concern that everyone is of similar understanding as to how this matter is to be handled so that no further misunderstandings develop between the groups.

Mr. Bergdorf further indicated that the renovation of the brick building is taking place rapidly and the Trustees should review the area that has been reserved for the Boston Township Trustees. He indicated that there is an opportunity for the Township to receive free desks from the Boy Scouts and/or Allstate Insurance Company and that, possibly, the Trustees should have a walk through space to determine their need for filing systems, desks, etc. The Trustees agreed to review and tour the renovations to determine the projected needs of the township.

Regarding contacts with Brigitte O'Neil, Mr. Bergdorf further stressed that she requested a letter from the Boston Township Trustees to outline the social services and other community uses for the buildings. Mr. Bergdorf said he would be forwarding this information to Ms. O'Neil.

The next item of business was the police department report. Mr. Puchalsky indicated that he had received the various grant information from the federal authorities. He is in the process of reviewing the same. He gave Trustee Bergdorf a copy of the documentation he has received.

Trustee Puchalsky indicated that the police department is following up on the discharge of firearms within the Township. There is a concern that possible poaching is taking place within the confines and territory of the township. Mr. Puchalsky will keep everyone informed.

Mr. Puchalsky reviewed the monthly report submitted to him by the Peninsula Police Department including citations, miles patrolled as well as copies of the reports prepared by the Peninsula Police. Mr. Puchalsky noted that the amount of miles being patrolled in the Township has decreased since the first of the year. He will review the

matter with the police department.

The next item of business was the report from the Valley Fire District liaison, Daniel Schneider Jr. Mr. Schneider indicated that the fire district has placed on the ballot for May a 4.0 mill levy. Although the amount of millage is a reduction from the current 5.5 mills, the amount of money to be collected will be the same based upon the new appraisals of property. Mr. Schneider indicated that the fire district is preparing documentation and a complete presentation for the community concerning the need and how the monies will be used over the next five years. Trustee Schneider stressed the importance of this levy in relation to the ongoing operations of the Township and Village.

Trustee Schneider indicated that he has learned that at a recent meeting of the Peninsula Village a question concerning the response time of the fire department was brought forth. Mr. Schneider indicated that the Fire Chief, Charles Riedl, as well as Doug Anderson, have made a complete review of the response times. They have, in fact, improved since the first of the year. The problem call which was addressed last year, has been completely investigated. Maintaining an acceptable response time is a top priority of the fire department.

Trustee Schneider indicated that the Valley Fire District Firemen's Association will be having their annual pancake breakfast on March 23, 1997, at the intermediate school. He asked for the support of the Trustees in attending the event.

Trustee Schneider further indicated as part of the fire district report that the new emergency vehicle ordered by the Valley Fire District to be paid out of the equipment levy funds would, hopefully, be delivered on or before April 21, 1997.

The next item of business was the road department. Road Superintendent, Doug Anderson, was present at the meeting. Mr. Anderson submitted his letter of resignation to the Trustees. Said letter is dated March 12, 1997. Effective April 4, 1997, Mr. Anderson will resign his post as Road Superintendent and terminate his employment with Boston Township. His last day of work will be March 22, 1997, after which time he will take two weeks vacation. MOTION by Schneider seconded by Bergdorf to accept the resignation of Doug Anderson. All voting yes. The Trustees expressed their appreciation to Mr. Anderson for his years of service to the Township. Mr. Anderson assured the Trustees that he would be available to answer any questions concerning the ongoing road department matters. The Trustees will arrange a meeting with Tim Tessmer, assistant road superintendent, concerning his thoughts about his future with the Boston Township Road Department and his interest in the job of Road Department Superintendent. Further, the Trustees will be formulating a road department plan over the next few weeks concerning the projects to be completed this summer and a work program. Also, the need for additional worker(s) will be discussed.

The Trustees also acknowledged that Mr. Anderson would have to be replaced as project manager for the various State of Ohio Issue 2 projects currently being completed, for example, the Oak Hill project. These matters will be reviewed by the Trustees over the next few weeks and the proper replacements will be made.

The next item of business was Oak Hill. Apparently, there has been an additional slide on the Oak Hill Road area. Doug Anderson indicated that the Summit County Engineer has been on the scene and their geotechnical experts have reviewed the area. Mr. Esser of the County Engineer's Office, will be in touch with the township in this matter.

Further regarding Oak Hill, Randy Bergdorf has been in contact with Randy Cole of the

Summit County Engineer's Office concerning the Oak Hill project. Randy Cole has indicated to Mr. Bergdorf that the proposed plan would be completed within the next few days and upon review by Mr. Esser, a meeting would be arranged with the Trustees and the residents to keep them informed of current developments. Mr. Bergdorf stressed that representations and a commitment have been made to the residents to keep them fully informed of the scope of the project and it is his intent to be sure that the residents are fully informed of all events.

The various other road projects were reviewed by the Road Superintendent and the Trustees.

Discussion was had on the record concerning the ability of the fire department to use the township gas pumps on the resignation of Doug Anderson who has been handling the matter. Doug Anderson suggested that a new system be put in place concerning the Valley Fire District's access to the fuel tanks.

In regard to future planning, Randy Bergdorf submitted a letter from Peggy Spraggins which she received from the City of Cuyahoga Falls. He also gave a complete report concerning the various issues that Peggy Spraggins has been working on, namely, the proposed county wide real estate tax, the possibility of JEDD agreements with Stow, Hudson or Cuyahoga Falls, and the situation concerning possible school redistricting. Mr. Bergdorf again stressed on the record that, with regard to school redistricting, the Trustees are only gathering the necessary information and are not endorsing any proposal. Any changes would be upon petition of the land owners involved.

Mr. Bergdorf reviewed, for the record, the recent article in the Akron Beacon Journal concerning the levy amounts collected by the communities. He pointed out that the large increase in the percentage of levy funds in the township is misleading. He indicated that he had been in contact with the reporter. The reporter attempted to explain the difference in the story. Randy Bergdorf then reviewed in detail the letters he received from Northfield Center Township and Sagamore Hills Township concerning the response to the deer management study. The Trustees indicated that they were still reviewing the data which was submitted and they will also be preparing a response to the deer management study.

The next item of business was a question concerning the quarry. Trustee Bergdorf advised that people have contacted him concerning the possibility of the township assisting in the quarry project. Historically, the township has not contributed to the quarry due to the private ownership of the land and the fact that the land and the project has not qualified previously for funds pursuant to the limitations placed upon a township to contribute money for said causes in accordance with Ohio law.

A new purchase order for police protection in the amount of \$130,000.00 as well as a new blanket certificate for utilities in the amount of \$3,000.00 were presented to the Trustees as prepared by the Township Clerk. MOTION by Bergdorf seconded by Schneider to approve the purchase order for police protection in the amount of \$130,000.00 and a blanket certificate for utilities in the amount of \$3,000.00. Voting yes: Bergdorf, Schneider, Puchalsky.

MOTION by Bergdorf seconded by Schneider to approve the permanent appropriations as prepared by the Township Clerk. Voting yes: Bergdorf, Schneider, Puchalsky.

The next item of business was a MOTION by Bergdorf seconded by Schneider to pay the bills as submitted by the Township Clerk. Voting yes: Bergdorf, Schneider, Puchalsky.

MOTION by Bergdorf seconded by Schneider to go into executive session to discuss personnel matters. The Trustees went into executive session from 9:30 P.M. to 9:45 P.M. The Trustees reported that the executive session was in regard to the position of Township Road Superintendent. No dispositive action was taken during executive session.

MOTION by Schneider seconded by Puchalsky to adjourn. All voting yes. Meeting duly adjourned at 9:50 P.M.

DEPUTY CLERK

CHAIRMAN