

RECORD OF PROCEEDINGS
MINUTES OF THE ORGANIZATIONAL MEETING
BOSTON TOWNSHIP BOARD OF TRUSTEES
JANUARY 2, 1992

Present at this Organizational Meeting of the Boston Township Board of Trustees was Daniel Schneider, Jr., Joseph Broderick, Randolph Bergdorf, John Krusinski, Clerk, and legal counsel, Edward C. Pullekens.

The meeting was called to order at 7:00 P.M. Notice of the meeting was provided to the Akron Beacon Journal and to Christine Cahalane, the Akron Beacon Journal reporter who covers the Township.

The first item of business was the swearing in of Randolph Bergdorf as Trustee for the term beginning January 1, 1992. The appropriate oath of office was given to Mr. Bergdorf.

The next item of business was to act on the resignation of Clerk, John Krusinski. Mr. Krusinski had previously given notice to the Trustees inasmuch as he has moved out of the Township. He resigned as Clerk effective December 31, 1991. Upon discussion and review of the matter, and discussion with Frank Kaczmariski, Clerk-Elect for the term beginning April 1, 1992, it was agreed that Frank Kaczmariski would be appointed as the Clerk for the remainder of the unexpired term of John Krusinski. MOTION by Schneider seconded by Bergdorf that the resignation of John Krusinski, Clerk of Boston Township, having been tendered and accepted, that Frank Kaczmariski, legal elector of said Township, be appointed to the office of Clerk of Boston Township to hold the unexpired term of John Krusinski, Clerk, until his successor is elected and qualified. Voting yes: Bergdorf, Schneider, Broderick.

Thereafter, appointed Clerk, Frank S. Kaczmariski, was duly sworn in and given the oath of office.

The next item of business was the compensation of Clerk, Frank S. Kaczmariski. Mr. Kaczmariski indicated that he was just beginning to learn the process of the Township records and that he would be relying heavily on John Krusinski concerning required information. He did not feel that it is appropriate that he take full salary of Clerk and that he, in fact, wished to be compensated no more than \$500.00 per month for services of Clerk until such time as his term begins on April 1, 1992. As of April 1, 1992, when he takes the office for which he was elected, Mr. Kaczmariski advised that he would take the compensation as provided for by law. He will provide the Trustees with a written statement that for the months of January, February and March 1992 he will be compensated at the rate of \$500.00 per month, at his request. MOTION by Broderick seconded by Schneider to accept the compensation agreement subject to written confirmation by Frank S. Kaczmariski at \$500.00 per month. Voting yes: Broderick, Schneider, Bergdorf.

The next item of business was discussion concerning the hiring of a clerical assistant pursuant to §507.021 of O.R.C. to assist the Clerk, Frank Kaczmariski. Legal counsel stressed that a clerical assistant provides clerical and stenographic help for the Clerk. However, the responsibility of the Clerk remains undiminished even though

a clerical assistant is retained. MOTION made by Schneider seconded by Broderick that John Krusinski be hired as clerical assistant at the rate of \$25.00 per hour not to exceed \$1,000.00 per month in gross compensation. Mr. Krusinski shall be hired as an independent contractor and shall serve at the gross hourly rate with a monthly cap at the discretion of the Trustees. Voting yes: Bergdorf, Schneider, Broderick. The Trustees indicated that they will review the necessity of the clerical assistant on a regular basis. Mr. Krusinski gave his suggestions concerning the role of the clerical assistant. Mr. Kaczmariski also expressed his understanding of the situation. Mr. Kaczmariski indicated that he understood that he is the Clerk of Boston Township and that he has all of the responsibilities of Clerk as of the date of this meeting.

Mr. Bergdorf advised that he had been in contact with Seibert-Keck Insurance Co. concerning his bond and the bond for Mr. Kaczmariski. The bonds are in effect and the appropriate documents are forthcoming.

MOTION by Broderick seconded by Schneider that Randolph Bergdorf be elected as Chairman of the Board of Trustees for the year 1992. Voting yes: Bergdorf, Schneider, Broderick. Motion passed.

The Temporary Annual Appropriation Resolution pursuant to 5705.3 of the Revised Code, and prepared by John Krusinski, was reviewed by the Trustees. MOTION by Bergdorf seconded by Schneider to approve the Temporary Annual Appropriation Resolution (copy attached). Voting yes: Bergdorf, Schneider, Broderick. Motion passed. John Krusinski explained that it will be up to Clerk Kaczmariski to prepare the final appropriations after the final financial data has been provided by the County, and the appropriate end-of-year reports have been filed with the various state authorities.

The next item of business concerned appointing a Vice-Chairman of the Board of Trustees. MOTION by Daniel Schneider to appoint Dan Schneider as Vice-Chairman of the Board of Trustees of Boston Township for 1992. Seconded by Broderick. Voting yes: Broderick, Schneider, Bergdorf. Motion passed.

MOTION by Daniel Schneider seconded by Randolph Bergdorf to retain Edward C. Fullekins as legal counsel for Boston Township for 1992 (12 month contract) at the following rate: \$50.00 per hour for all non-litigation work; \$95.00 per hour for work relating to litigation; expenses and advances of litigation and otherwise will also be reimbursed. Voting yes: Bergdorf, Schneider, Broderick. Motion passed.

The next item of discussion concerned how the Trustees would supervise the maintenance and repair of the roads for the year 1992. Various procedural methods as set forth in \$5571.02 of the Revised Code were discussed by the Trustees. It was cited by the Trustees that they would act as a Board of Trustees in taking charge of all maintenance and repair of the roads within the Township. The Trustees would meet on a regular basis with the Road Superintendent and act as a group as required by law. The Township Road Superintendent would report directly to each of the Trustees.

MOTION by Broderick seconded by Schneider that the Trustees would proceed to act as a Board in matters concerning the maintenance and repair of the roads within the Township. Voting yes: Broderick, Schneider, Bergdorf.

MOTION by Broderick seconded by Schneider that Randy Bergdorf be appointed liason to the Zoning Commission and liason to the citizens group concerning the Township Buildings. Voting yes: Bergdorf, Schneider, Broderick. Motion passed.

There was discussion concerning the Peninsula Police Department and the Trustee liason to the Department. Initially, it was suggested that Dan Schneider Jr. be the liason to the Department. However, later in the meeting Schneider stated that it would be best if Broderick be the liason to the Police Department inasmuch as he is available for the day meetings. MOTION by Schneider seconded by Bergdorf to appoint Joseph Broderick liason to the Peninsula Police Department. Voting yes: Bergdorf, Schneider, Broderick. Motion passed.

Next there was discussion concerning the time and date of the Trustees meetings. MOTION by Schneider seconded by Bergdorf that the 1992 meetings be held on a bi-weekly basis. Meetings will be held on Tuesdays at 7:00 P.M. Voting yes: Broderick, Schneider, Bergdorf. Motion passed. Upon further discussion, the Trustees will explore the possibility of changing the meeting dates. This matter will be reviewed later by the Trustees.

Next item of business was to appoint a Township member to the Valley Fire District Board of Trustees. MOTION by Bergdorf seconded by Schneider that Daniel Schneider Jr. be appointed the Boston Township liason and member to the Valley Fire District. Voting yes: Bergdorf, Schneider. Abstaining: Joseph Broderick.

MOTION by Schneider seconded by Bergdorf that Doug Anderson be appointed Road Superintendent for the year 1992 to serve at the pleasure of the Board of Township Trustees. Voting yes: Broderick, Schneider, Bergdorf. It was stressed by the Trustees that Doug Anderson would enter into a written understanding with the Trustees concerning his duties and prior performance as Road Superintendent and that the fact that he serves at the pleasure of the Board would be reiterated to him.

MOTION by Schneider seconded by Bergdorf that Tim Tessmer be appointed Assistant Road Superintendent for the year 1992. Voting yes: Bergdorf, Schneider, Broderick. Motion passed.

The Trustees indicated that the wages paid to the employees of the Road Department would remain the same, but the wages would be reviewed at a later date by the Trustees.

MOTION by Schneider seconded by Bergdorf that all Township employees be given the following legal holidays pursuant to law: New Years Day, Martin Luther King Day, President's Day, Memorial Day, Fourth of July, Veteran's Day, Labor Day, Columbus Day, Thanksgiving Day, the day after Thanksgiving, the day before Christmas, Christmas Day. Voting yes: Broderick, Schneider, Bergdorf. Motion passed. The Township employees work day will remain at 7:30 A.M. to 4:00 P.M. with one-half hour, unpaid lunch.

MOTION by Schneider seconded by Bergdorf to set the Clerk's salary as allowed by law, per the basis of the budget of Boston Township. Voting yes: Broderick, Schneider, Bergdorf. Motion passed. It should be noted that the newly appointed successor Clerk, Frank Kaczmaraki, has indicated that his compensation will be set at \$500.00 per month until such time as his regular term begins.

MOTION by Schneider seconded by Broderick to re-appoint Jim Jones as Zoning Inspector for the year 1992. Compensation shall be set at \$5,000.00 per year over a twelve month period. The compensation of the Zoning Inspector will be studied as to the future needs of the Township. Voting yes: Broderick, Schneider, Bergdorf. Motion passed. A meeting will be scheduled with Jim Jones to obtain his input as to the zoning of the Township and enforcement of the zoning resolutions of the Township. Legal counsel, Edward Pullekens, reviewed with the Trustees the various lawsuits which have been filed by the Township or against the Township concerning zoning for the year 1991.

Motion by Broderick seconded by Schneider to rehire Edith Minns as Zoning Secretary at the rate of \$1,000.00 per year. Voting yes: Schneider, Broderick. Bergdorf abstained. Motion passed.

MOTION by Broderick seconded by Bergdorf to pay members of the Zoning Commission and the Zoning Board of Appeals Commission the sum of \$10.00 per meeting with a minimum of \$40.00 at the end of the year upon certification by the Zoning Clerk. Voting yes: Broderick, Schneider, Bergdorf.

MOTION was made by Broderick to appoint Lila Flowers as a member of the Zoning Commission for the term ending September 4, 1996. Motion seconded by Bergdorf. Voting yes: Bergdorf, Schneider, Broderick. Lila Flowers was duly elected to the Zoning Commission of Boston Township for the term ending September 4, 1996. She is to fill the term of Jim Redman.

MOTION by Schneider seconded by Broderick to continue the vacation schedule of the Township employees as previously adopted:

One week (5 work days) after one full year of employment;

Two weeks (10 work days) after two full years of employment;

Three weeks (15 work days) after five full years of employment;

Four weeks (20 work days) after fifteen full years of employment;

Voting yes: Broderick, Schneider, Bergdorf. Motion passed.

MOTION by Broderick seconded by Schneider to allow 20 sick days per year in 1992 with an accumulation of 120 days of sick leave per Ohio Revised Code. Voting yes: Bergdorf, Schneider, Broderick. Motion passed. The Trustees indicated that they will be reviewing the sick leave policy and issuing formal advisements to the employees concerning use of sick days and procedure to be followed in taking said

days.

MOTION by Broderick seconded by Schneider to adjourn the organizational meeting. Voting yes: Schneider, Broderick, Bergdorf. Motion passed. Meeting was duly adjourned.

CLERK

CHAIRMAN