

RECORD OF PROCEEDINGS

Minutes of

Joint Boston Township - Peninsula Council

Meeting

BOSTON TOWNSHIP - PENINSULA COUNCIL

Held February 11,

1991

meetings to give the public a chance to have input.

Ruoff asked Robert Bishop, also present, to discuss the changes. Bishop said that this meeting had conflicted with one at the high school. Not all committee members could attend, but he, Hansen, and Mathew Kubinyi were here to answer questions.

Ruoff asked if the committee's approach was to look at the whole zoning ordinance. Bishop said that the committee took the ordinance point by point. Unless something was pertinent, the committee members didn't worry about it. One of the actions taken was to incorporate amendments which had been passed into the body of the ordinance.

Kubinyi said that they gave the ordinance careful consideration and nothing dramatic was changed. They tried to reflect the feelings of the community.

Hansen said that one concern had been how the the zoning inspector was appointed and removed. The procedures were already written in the ordinance.

Bishop said that the committee had been composed of a fairly representative group with a representative from the business community, one from the administration, and an at-large member. Different attitudes were represented.

Ruoff asked if council had any comments. Tesser said that she had found nothing to disagree with in the recommendations. The largest change was that the Zoning Board of Appeals would have to approve a home occupation, but she did not think that this was a hardship.

The Boston Township Trustees arrived at this point, 8:10 p.m., for the joint meeting. The regular Peninsula Council meeting was suspended until after the joint meeting.

JOINT MEETING - BOSTON TOWNSHIP TRUSTEES & PENINSULA COUNCIL

Boston Township Officers present: Solicitor Pullekis, Clerk Krusinski.

Boston Township Trustees present: Bergdorf, Schneider, Jr.

Boston Township Trustee absent: Broderick.

Peninsula Officers present: Mayor Ruoff, Solicitor Cole, Clerk Rutledge.

Peninsula Council Members present: Brunswick, Collins, Haramis, Schneider, Tesser.

The meeting was called to order at 8:10 p.m. by Mayor Ruoff.

Schneider, Jr. reported that Broderick was unable to attend because he was ill.

Cemetery Board

Resolution #1319-1991 was offered by Schneider, seconded by Tesser, to appoint Bergdorf to be Boston Township's representative on the Cemetery Board. All vote aye: Bergdorf, Schneider, Jr., Brunswick, Collins, Haramis, Schneider, Tesser.

Fire Contract & Budget

Ruoff said that the three Fire Board members, Daniel Schneider, Jr., G.T. Haramis, and Joseph Badger, were all present.

Haramis had passed out copies of the proposed contract. He reported that it was similar to contracts in the past with two exceptions. It is stated that the Fire Board will aggressively go after an operating levy which will fund 80% - 90% of the operations. The township and village would still have to contribute to a portion of the operations.

The other change is that the level of funding from the township and village will be fixed for the term of the contract at 60% - township and 40% - village instead of varying with the number of calls each year. After checking the past figures, the 60%-40% split is close to what actually occurs.

Schneider, Jr. reported that the proposed contract has the support of the Boston Township Trustees.

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Resolution #1320-1991 was offered by Haramis, seconded by Schneider, to accept the contract presented by the Fire Board for a three year period. All vote ayes: Bergdorf, Schneider, Jr., Brunswick, Collins, Haramis, Schneider, Tesser.

Haramis had passed out a copy of the Fire Budget for 1991. In the financial report for 1990, there was reported excess operating funds amounting to \$31,626.64. There has been a "new equipment" category added to the budget. In order to have an operating levy, provisions have to be made to obtain new equipment. Now, there is the levy, but when that expires, part of operation needs to be set aside for replacing equipment.

Haramis said that he would like to discuss \$30,000 of the excess funds. The Fire Department can't operate in a deficit. Money is needed up front in case of an emergency. In the past two or three years, the entities received a credit of the full amount of the excess in the first quarter, but this year, the board proposes to keep the excess and to divide it over the four quarters of payment. If there is no emergency in 1991, there should be a larger credit in the first quarter next year.

Haramis said that he would like to discuss the "permanent equipment fund" added to the budget this year. \$9,525.00 was put into this category from the sale of equipment as had been previously discussed. The rest of the \$24,558.81 comes from an excess which occurred before the entities had a pay-back agreement in the contract. The board's best guess was that previous board members had intended to spend the money for equipment. That's the reason for putting this money into an equipment fund. Ruoff asked for an explanation of why this money should go for equipment rather than operation since there already is \$7,000 in the operating budget for new equipment. Pullerkins said that the money is being built in case there is a blown engine.

Schneider, Jr. said that the \$7,000 is for such equipment as turn-out gear (protective gear.) If a new member is accepted on the department who is a different size from a departing member, the complete outfit costs \$800. The department is no longer buying dress pants, just shirts.

Fire Chief Charles Riedel, also present, said that before the equipment levy was put on the ballot, the Fire Department had prepared a priority list with the equipment needs which spoke for all of the levy. Schneider, Jr. said that he has found that to be the best policy, to stick with the plan that was given the voters before they voted.

Schneider said that there is a need for a need pumper which will cost \$180,000, but there currently will not be enough money. Ways to deal with this problem are being investigated. Ruoff asked how much levy money will come in in 1990. Haramis said that there had been about \$83,000.

Haramis said that the board realized that it would have to do a 5-7 year projection for the replacement of equipment, but this will probably take several months.

Ruoff said that the board is asking the communities to buy equipment instead of accepting a credit in the first quarter. Tesser said that he didn't know the money was there, so we shouldn't miss it.

Ruoff asked if the \$30,000 excess could be used for capital improvements. Haramis said no unless it would be to replace a blown engine on an emergency basis.

Ruoff suggested that the Fire Board deal with the question of capital expenditures before going for an operating levy. Haramis said that the board realizes that a plan is necessary to take to the voters.

Ruoff said that he commended the members of the Fire Board for their work on the budget and annual report. Bergdorf said that the papers were the most complete he had seen and offered his commendation, too.

Schneider, Jr. said that everyone should remember that the officers of the Fire Department made all this possible.

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Resolution #1321-1991 was offered by Haramis, seconded by Schneider, to accept the budgetary proposal presented by the Fire Board which includes placing \$15,033.81 in the permanent equipment fund. All vote aye: Brunswick, Collins, Haramis, Schneider, Tesmer. Council's resolution passed.

Haramis said that he would explain some some of the figures shown. The entire Fire Budget for 1991 is \$147,550.00. \$13,500.00 is projected to come from sources other than the village and township, leaving \$134,050.00 to be divided by the communities. With the 60%-40% split, \$80,430.00 will be paid by the township \$53,620.00 will be paid by the village.

Ruoff said that during 1990, \$10,281.00 was received that had never been collected before from the charging for rescue calls. Haramis said that the board is projecting \$10,000 for 1991 although they hope that the figure will be higher.

Ruoff asked what the possible timing of the levy would be. Haramis said that the board initially had hoped to put the levy on the ballot in the spring of '92. Now, it looks like there needs to be some strategic planning to be done with the Woodridge School District. Haramis said that he planned to talk with a school board member.

Without outside considerations, the best time for a fire operating levy would be after the expiration of the equipment levy. Schneider, Jr. said that the Fire Board's latest look at this timing says no. Bergdorf said that the Hudson School District just passed two levies which have graduated increases. Ruoff asked how much of the Hudson School District is in the township. Bergdorf said that all of Route #8 was.

Haramis said that the school superintendents are reacting to a state mandate for consolidation. The joint body should consider a vote of confidence to the Woodridge School Board.

Summit County Emergency Management

Ruoff said that the county executive and his staff have requested that the village and township come up with a plan for an emergency management system. Ruoff said that he thought that the two entities should come up with a joint plan since we share fire and police departments.

Riedel said that the county at this point is looking for a mutual aid agreement. The way things stand now, if the township has an emergency, they bear all of the cost. Summit County is trying to spread the cost. For it to work, every community must participate.

The Fire Department currently has a plan of action. Riedel said that he would be willing to get together with the police.

Riedel said that mutual aid would extend to the sharing of village and township equipment such as construction equipment.

Schneider, Jr. said that the police and fire chiefs should get together to come up with a plan. Haramis said that it makes sense from a Fire Department point of view. Riedel said that currently the cost per resident is 22 cents with the provision that an increase in subsequent years will not exceed 8% per year. Resolution #1322-1991 was offered by Haramis, seconded by Schneider to enter into an emergency management agreement with Summit County. All vote aye: Bergdorf, Schneider, Jr., Brunswick, Collins, Haramis, Schneider, Tesmer.

Schneider said that Chiefs Kruty and Riedel should get together to set up a plan.

Police Contract

Ruoff reported that in 1990, the Peninsula Police Department exceeded the budget because of higher than expected vehicle maintenance costs, the high cost of gasoline, and the retirement of the captain. Boston Township has been asked to pay 50% of the overrun.

Ruoff said that in 1989, about \$2,000 was overspent in the Police Budget and the village paid all of the excess. We took a risk with the vehicles and it cost us money. The maintenance costs were underestimated. At the same time, the amount of miles

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patrolled was up by 4,000. During the last months of 1990, the village tried to hold costs down. Ruoff said that he is coming to the township with all humbleness to ask the trustees to contribute half of the excess.

The response to the problem is to try to get two cars this year using a lease-purchase agreement within the budgeted amount. The oldest cars could then be retired. Schneider, Jr. said that he hoped that the lesson had been learned. Biting the bullet and buying a new car three years ago would have prevented this problem.

Krusinski asked about if the termination pay could be accrued. Ruoff said that he could look at putting accrual costs into the 1992 budget.

Bergdorf said that the agreement with the township had been for a fixed amount of money. More was not appropriated. Pallekins said that the three trustees had not yet had a chance to talk over the problem of the excess.

Haramis said that the the village should consider using the funds of Mayor's Court to finance the 1991 overrun.

Schneider, Jr. said that there still needs to be a three person discussion. Ruoff asked that they keep him informed.

Pallekins said that the trustees should be throwing bouquets to the Policemen for their work in 1990. Complaints are down.

A copy of the proposed police contract had been passed out by Ruoff. Resolution #1323-1991 was offered by Schneider, seconded by Haramis, to approve a two-year contract for police protection. All council votes aye: Brunswick, Collins, Haramis, Schneider, Tesmer. Pallekins said that the township has to take up the matter at one of their regular meetings.

CYNRA Study

Bergdorf said that because of a problem which occurred within the township, the trustees have been trying to impress the Cuyahoga Valley National Recreation Area with the fact that their presence has affected the abilities of local governments to raise moneys and to continue their programs.

Without the anomaly of the Roush estate, the township would had to have passed a 34 mill levy to cover the township's budget.

The township and village are working with the park to fund a study to find the impact of the park, negative or positive, upon our communities and to recommend solutions. One of the options that could come from this could be a federal subsidy for roads. The percentage of land available for tax revenue in the township is low. The park owns most of it.

Ruoff said that he has attended most of the meetings with Bergdorf. During these meetings, a scope of work for the study has been proposed.

We have to pay some money for the study, but Ruoff said that he felt that it is worth the risk. The cost would be between \$10,000 and \$20,000 with the park, township, and village each paying one third of the cost. The park has agreed to this.

Bergdorf said that he felt that some progress had already been made since, up until now, the park had never admitted the possibility of a negative impact. Without the Roush money, people could not afford to live in the township. We need help.

Bergdorf said that he would like to make the point that the study would not only benefit the local communities, but the visitors to the park as well. They would benefit from good roads, police, fire, and rescue services.

Bergdorf said that he felt that if the communities turn down this opportunity, there would be no other recourse. The offer had been made and he refused. There are, however, no guarantees of a favorable outcome.

Haramis asked if the worse case was that we lose the cost of the study or could we be made to take on some additional costs.

Krusinski said that as far as the study goes, if you can control the money, you have power. Ruoff said that he would not vote against Bergdorf in meetings with the park.

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Meeting

DATE TIME PLACE OF MEETING

Held February 11,

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Resolution #1324-1991 was offered by Schneider, seconded by Collins to authorize Ruoff and Bergdorf to enter into a impact study with the park at a cost not to exceed \$6,000 for each entity. All vote aye: Bergdorf, Schneider, Jr., Brunswick, Collins, Haramis, Schneider, Tesner.

Schneider left to go to work at this point, 9:56 p.m.

Other matters of mutual concern

Resolution #1325-1991 was offered by Haramis, seconded by Schneider, Jr., for a letter of support to be sent to the Woodridge School Board for their continuing efforts to find an imaginative way to determine their own destiny and for keeping everyone informed of their progress. All vote aye: Bergdorf, Schneider, Jr., Brunswick, Collins, Haramis, Schneider, Tesner.

Bergdorf said that the state is planning to add an exit off of Route #8 at Seasons Road which is scheduled to open in 1994. The projected economic development of the area is twice that of Montrose. This could have a serious effect on police, fire, and rescue.

Resolution #1326-1991 was offered by Collins, seconded by Haramis, to commend the Community News volunteers, Amy Anderson, Jean Wurzbacher, Jack Harley, and Milt Garrett, without whose time and money there would be no local newspaper. Bergdorf said that Amy Anderson had not missed working on an issue of the Community News. All vote aye: Bergdorf, Schneider, Jr., Brunswick, Collins, Haramis, Tesner.

Schneider, Jr. said that the joint body should meet again on a Tuesday in June.

At 10:12 p.m., a motion to adjourn the joint meeting was made by Schneider, Jr., seconded by Haramis. All vote aye: Bergdorf, Schneider, Jr., Brunswick, Collins, Haramis, Tesner.

PENINSULA COUNCIL MEETING

Officers present: Mayor Ruoff, Solicitor Cole, Clerk Rutledge.
Council Members present: Brunswick, Collins, Haramis, Tesner.
Council Member absent: Schneider.

The regular meeting of the Peninsula Council reconvened at 10:14 p.m. with Mayor Ruoff presiding.

Ruoff suggested that the zoning discussion be tabled either until the next regular meeting or until a special meeting. Resolution #1327-1991 was offered by Haramis, seconded by Collins, to hold a special council meeting on Thursday, February 28, 1991, at 7:00 p.m. in the Peninsula Village Hall to discuss the proposed changes to the zoning ordinance and to conduct any other necessary business. All vote aye: Brunswick, Collins, Haramis, Tesner.

MAYOR'S REPORT

Ruoff requested that council consider raising the salaries of the Mayor's Court employees. The salary of the clerk is to go from \$6.00 per hour to \$6.25 per hour. The salary of a deputy clerk is to go from \$4.75 per hour to \$5.00. These employees have not received a raise since 1989. Ordinance #336-1991 was offered and read for the first time by Haramis to raise the salaries of the Mayor's Court clerks as requested by the mayor. Ruoff said that the second reading of the ordinance could occur at the special meeting.

Resolution #1328-1991 was offered by Haramis, seconded by Tesner, to approve Ruoff hiring of Deborah Genovese and Carol Wright as Mayor's Court deputy clerks. All vote aye: Brunswick, Collins, Haramis, Tesner.

RECORD OF PROCEEDINGS

Minutes of Regular Meeting of the Boston Township Board of Trustees

Meeting

Revised 1997

National Graphics Corp., Cold., O. Form No. 1007

Held

February 11, 1991

(1)

Present were Trustees Randy Bergdorf, Dan Schneider, Clerk John Krusinski and Legal Council Ed Pullekina. Absent was Joe Broderick due to illness.

Dan Schneider called the meeting to order at 7:00 p.m.

The Trustees had a discussion whether they should pay half of Peninsula's Police overrun or not. The amount is \$9,910.00 - they postponed their decision until all trustees are present to vote on the matter.

Ed Pullekina reported on the fire board meeting and contract. (see attached)

John Krusinski presented the payroll and the following bills for signatures:

Teachers Insurance Co. - \$822.90

Treasurer of State - \$2,064.31

Valley Fire District - \$14,631.52

Ohio Edison - \$260.88

East Ohio Gas - \$404.35

Akron Welding Co. - \$5.10

Ohio Edison - \$805.12

Cuyahoga Landmark - \$1,462.83

Summit Crushed Limestone - \$177.64

Front Automotive Parts - \$103.46

Terry Lumber - \$28.47

Fasteners Inc. - \$48.13

Mar-Zone Inc. - \$86.40

Centweld Corp. - \$38.32

Allied Peterbilt - \$37.31

Ohio Transport Inc. - \$26.05

Akzo Salt Inc. - \$1,197.50

Ed Pullekina - \$3,587.25

The owner of Tamsin Park came to the meeting and wanted to know who sent a letter to the E.P.A. He heard that Ed Pullekina sent it, Ed Pullekina denied sending a letter and asked to see a copy.

91-2-31

Randy Bergdorf made a motion to adjourn. Dan Schneider seconded the motion. Voting yes: Randy Bergdorf and Dan Schneider. Motion passed.

The meeting was duly adjourned.

Chairman

Clerk