

## YORK TOWNSHIP TRUSTEES

Colene Conley  
Special Meeting

Richard Monroe

William Pavlick  
May 19, 2011

Chairman Rick Monroe called the special meeting to order at 5:45 p.m. He led the pledge of allegiance. Rick then explained the earlier time change was to allow the trustees to attend the Board of Zoning Appeals hearing at 7:00 p.m.

### **RESOLUTION #11-05-01 – Approve Minutes**

**Moved** by Conley, second by Pavlick to approve the April 25, 2011 and April 28, 2011 special meeting minutes. Roll: Conley, yes; Pavlick, yes; Monroe, yes.

#### **Visitors:**

- Jim Miller commented that when it rains, the slides hold water at the bottom. Rick will contact the company to see what can be done.

#### **REPORTS:**

##### **Zoning/Cemetery:**

- An elderly lady called regarding her monument at the cemetery and will we accept a boulder made into a monument? The contractor puts them on a bed of gravel which we don't accept. He would make a flat bottom to put a footer under it for us. There was discussion regarding whether to allow it and if so, would we put maximum size dimensions on it?

### **RESOLUTION #11-05-02 – Approve Using Boulders for Monuments**

**Moved** by Conley, second by Pavlick to approve using a boulder for a monument within the standard footer parameters and it would need to have a flat bottom to be placed on the footer. Roll: Conley, yes; Pavlick, yes; Monroe, yes.

- Dorothy stated that she would be on vacation beginning in the morning. If there is a burial, please call me to walk you through the procedure.
- Bertha Miller called regarding a chunk out of her husband's stone in the back. She just wants the trustees to be aware of it. She thought it looked like a bullet hit it.
- Schaeffer Plumbing has done the backflow prevention testing.
- There was an issue on Abbeyville Road with someone building a home and trash blowing around so a neighbor was picking up items. It appears to be taken care of.
- Do you want me to mail the letter to the Norwalk Road owner for removal of the house when I get back? The trustees informed her to do it.
- Dorothy gave her zoning report to the trustees as attached. (Item A)
- Dorothy then pointed out several items that are being addressed.
- Colene asked about the meeting with Bill Thorne, Dorothy and Dave Hull had a meeting regarding the Dressler property. It was Dave Folk, not Dave Hull.

#### **Fire Department:**

- Chief Ken Barrett gave the trustees their monthly report.
- There were several trainings held including a live burn at the Career Center.
- The pre-prom mock trial went very well with positive feedback.
- There will be another meeting regarding turnout gear next Wednesday.
- The parade will be on May 29, 2011.
- I've gone out on a couple of "possible" hazardous spills. EPA doesn't check on any that have less than 55 gallons since they consider it negligible.
- Mr. Bogner sent an e-mail in January regarding his resignation. I've held the letter for acceptance until we received all of our equipment back.

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**RESOLUTION #11-05-03 – Accept Resignation of James Bogner**

**Moved** by Conley, second by Monroe to accept the resignation of James Bogner effective immediately. Roll: Conley, yes; Monroe, yes; Pavlick, yes.

- I've had another person apply to the department that lives on Abbeyville. He's a paramedic and going to firefighter training.

**RESOLUTION #11-05-04 – Allow Ladder Truck to go to the Fairgrounds June 11<sup>th</sup>**

**Moved** by Conley, second by Pavlick to allow Dan Lenarth and Tom Donoughe to take the ladder truck to the fairgrounds for the Relay for Life golf ball drop. Roll: Conley, yes; Pavlick, yes; Monroe, yes.

**Trustees:**

**Bill Pavlick:**

- I met with Mike Menoes regarding a culvert on Station Road that doesn't drain with excessive rain. His recommendation is to have it trenched approximately 70' to the east side of the road. The residents want a larger pipe, but Mike said that is not the issue, there is no place for the water to go. It is also suggested to plant grass so mud doesn't gather and plug it up.
- I've spoken with Frank Jaram with the old school property regarding the mowing not being done. Frank was agreeable to hiring Bob Adamsky to mow it. When Bob gets back from vacation, I'll give him Frank's number.
- I want to thank everyone for the township cleanup.
- The new grill is installed in the park. We should put a real hot fire in the grill before someone uses it to get the coating burned out.
- I've driven most of the township and it appears that we could wait until the first week of June for our roadside mowing to begin.

**Rick Monroe:**

- There was a problem with the electrical in the Town Hall with the dimmer switch needing changed. Nick Pfaff will be out to take care of it. It was in the original plan.
- During the road review, we were concerned about the wooden bridge on short Spieth Road. The Engineer's Office has rated it a #5 out of 1 – 9. The edges need to be repaired.
- There is a concrete culvert on Bachtell Road that needs to have the ends shored up. Bill will have Dobson check it out.
- I was informed that the Beck Road siren didn't work last month. The siren here at the complex is not working very well either. I will contact Federal Signal to check on them.
- The street light is up at Marks and Hamilton. Medina Township took care of that. I am still trading e-mails with Grafton Township.
- I received calls regarding damage at Hastings and Royal Brook from the snowplow truck. Tom took care of it.
- The shed was delivered on Sunday. Ken Neumeyer will be putting a ramp to it for easier access. The trash can stands have been built. He will anchor the cans when we get them. The additional work he's done is at a cost of \$2,500.00.

**RESOLUTION #11-05-05 – Hire Ken Neumeyer For Park Work (\$2,500.00)**

**Moved** by Monroe, second by Conley to open a PO for Ken Neumeyer at a cost of \$2,500.00 for the benches, can stands and ramp work for the park. Roll: Monroe, yes; Conley, yes; Pavlick, yes.

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- The Zoning Commission has decided not to have meetings in June and July unless something comes up.
- The Transportation Board met and awarded \$75,000 to Buckeye Schools for the turn lanes at the Elementary/Intermediate School. Buckeye got a stay when the school was built. ODOT will be paving Columbia from the tracks to Norwalk Road in 2012. ODOT has agreed to pick up all but \$300,000 of the project.

**Colene Conley:**

- The Shale Creek clubhouse plans are ready to go. They will be dropped off at the office. Colene told him what we would need to look at and asked for 10 copies. They would like to break ground in September.
- I'll fill out the Community Block Grant application to see if we can get more funding for the sidewalks that still need to be completed and a restroom for the park area.
- We had some shingles blowing around from the Town Hall and fire station. To replace the missing shingles on the Town Hall it would be \$300.00 and \$175.00 for the station.

**RESOLUTION #11-05-06 – Hire Zywiec Roofing For Roof Repairs (\$475.00)**

**Moved** by Conley, second by Monroe to hire Zywiec Roofing for roof repairs at the Town Hall (\$300) and fire station (\$175). Roll: Conley, yes; Monroe, yes; Pavlick, yes.

- The microseal cost estimate for one mile is \$36,000.00. The Engineer's Office stated Branch Road is 2.75 miles. Kokosing and Granger Paving will be giving us an estimate for the wedge paving work needed on Branch Road.
- There are other miscellaneous items that need to be done on the roads.
- I've also asked Kokosing for an estimate to repair the edges of short Hamilton.
- I will be going to Home Depot this weekend to get the garbage cans for the park.
- I've also asked Croston Construction for an estimate to tear down the buildings at Winkler's property. There is a motion on the books that hired Butcher & Son.
- I purchased a \$30 gift certificate from Riverstone Tavern for Rick Menoes since he hasn't charged us anything for his three trips to help us.
- Natalie Blankenship called regarding her drainage issue. I'll call George Smerigan again to investigate.

**Fiscal Officer:**

**RESOLUTION #11-05-07 – Set Tax Budget Hearing**

**Moved** by Monroe, second by Conley to set the FY12 tax budget hearing for Thursday, June 23, 2011 at 6:15 p.m. Roll: Monroe, yes; Conley, yes; Pavlick, yes.

**RESOLUTION #11-05-08 – Approve Financial Reports**

**Moved** by Pavlick, second by Conley to approve financial reports as presented for April – fund summary, revenue status and appropriation status. Roll: Pavlick, yes; Conley, yes; Pavlick, yes.

**RESOLUTION #11-05-09 – Approve Appropriation Amendments**

**Moved** by Conley, second by Monroe to approve the amendments in appropriations as follows:

Road & Bridge Fund:

Purchased Services

\$75,000.00

Roll: Conley, yes; Monroe, yes; Pavlick, yes.

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**RESOLUTION #11-05-10 – Approve Resolution Declaring the Necessity to Levy a Tax Outside the Ten Mill Limitation Pursuant to Section 5705.34 of the Ohio Revised Code**

**Moved** by Pavlick, second by Conley to approve the following resolution:

WHEREAS, the amount of taxes which may be raised within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of the York Township Trustees;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Trustees of York Township, Medina County, Ohio, and a majority of all members thereto concurring:

Section 1. That it is hereby found, determined, and necessary to levy additional taxes pursuant to ORC § 5705.191 in excess of the ten-mill limitation for the purpose of providing and maintaining fire apparatus, appliances, buildings, or sites therefore, or sources of water supply and materials therefore, or the establishment and maintenance of lines of fire alarm telegraph, or the payment of permanent, part-time or volunteer firefighters or firefighting companies to operate the same, including the payment of the firefighter's employer's contribution required under Section 742.34 of the Revised Code or to purchase ambulance equipment or to provide ambulance or emergency medical service operated by a fire department or firefighting company in the amount of the three (3) mills for five (5) years effective in January 2012, collection beginning January 2013.

Section 2. That the 3-mill levy will renew the prior 5-year, 3-mill levy which expires from the 2011 tax duplicate, collection expiring in the year 2012.

Section 3. That the Fiscal Officer of York Township is hereby directed to certify a copy of this resolution to the County Auditor, Medina County, State of Ohio, not less than ninety (90) days prior to the date of the election.

Section 4. That it is hereby found and determined that all formal actions of this Board of Trustees concerning and relating to the adoption of this resolution were conducted in an open meeting of the Board of Trustees and that all deliberations of the Board of Trustees that resulted in such formal action were in meetings open to the public and in compliance with all the legal requirements of the Ohio Revised Code, including Section 121.22 of the Ohio Revised Code.

Roll: Pavlick, yes; Conley, yes; Monroe, yes.

**Correspondence:**

Medina Co. Sanitary – Clean-Up Fees  
OPERS – Employer Notice  
Reminger Attorneys at Law – The Reminger Report, May 1<sup>st</sup>  
USDA – Medina-Cuyahoga Co. Agency Nominations  
Ohio LTAP – May-June Newsletter  
Fund for Our Economic Future – Fiscal Info  
Pierce – Safety Recall Notice  
OPERS – Employer Notice  
Grassroots Clippings – May Newsletter  
Medina Co. Commissioners – Community Block Grant  
Medina Co. Emergency Mgmt. – Mitigation Plan  
Medina Co. Visitors Bureau – General Info

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**RESOLUTION #11-05-11 – PO’s, BC’s, Payment of Bills and Payroll**

**Moved** by Conley, second by Pavlick to approve the payment of the payroll and bills. (See attached Item B). Roll: Conley, yes; Pavlick, yes; Monroe, yes.

**Comments/Concerns:**

- Mary Jane Allen was present to ask about the status of the sidewalk project. The trustees informed her that it is on the Engineer’s drawing board. We’ve been awarded approximately \$40,000 from the Community Block Grant that needs to be spent by December 31, 2011. Once we get the cost estimates, we’ll be able to decide what portions will get paved. There are some drainage issues that also need to be addressed.
- Mary Jane also asked about the drainage issues along on Norwalk Road and what will be done. It is within ODOT’s right-of-way to address. We keep putting stone in the church driveway and it just keeps being washed away. Colene asked her to put it in writing what the church has invested in their property so we can send it with a letter from us to ODOT.

**RESOLUTION #11-05-12 – Adjourn**

**Moved** by Conley, second by Monroe to adjourn at 7:00 p.m. Roll: Conley, yes; Monroe, yes; Pavlick, yes.

Richard Monroe, Chairman

Beverly Fry, Fiscal Officer

**ITEM A**

**VIOLATIONS**

J. Craft/Resident  
4352 Marks Rd.

Two Junk vehicles along garage.  
**\*Both vehicles removed**

P. & M. Ivanecivic  
3604 Columbia Rd.

Two unlicensed non operable vehicles on property.  
Letter sent- no response  
**\*On hold due personal issues**

N. Davis  
3633 Columbia Rd.

Unlicensed non operable vehicle on property.  
Letter sent- no response  
\*Second letter sent / comp. 4/5/11  
**\* Vehicle Removed**

M. Baran  
3732 Columbia Rd.

Unlicensed non operable vehicle on property.  
\* letter sent / comp. 4 /5 /11  
**Vehicle owner stopped in to talk and has not taken**

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**care of.**

**\*2nd Letter sent 5/15/11**

K.& D. Bessemmer  
Resident  
3994 Beck Rd

Miscellaneous junk stored around barn on property  
\* letter sent. / comp. 4/5/11

**\*Mr Bessemer asked for extension to June 5' 2011**  
*(due to weather and personal issues)*

M.& P. Otterbacher  
5938 Fenn Rd.

Junk and junk vehicles on property.

\*Letter sent / comp. 4/5/11

**\* Brought into compliance /junk and vehicles removed**

D. Armbruster  
3945 Columbia Rd

Violation – Junk Vehicle / no plates

Sec. #205.05.2 1<sup>st</sup> / 2nd notice sent

**\*Truck removed.**

D. / K. Braden Byrd  
3945 Norwalk Rd

Violation – Junk on property / needs a change of use for structure not being used for ag use.

Sec. #205.05.3 1<sup>st</sup> notice sent

*\*Spoke to Mr. Braden he is going to burn the wood and has moved it to the wood burner.*

Putting boat back with childrens play set He states he will be using the structure to grow plants again in March. I asked for a letter confirming this. I will follow up in the spring for the building.

**\* Greenhouse used for storage still, never received letter of verification, new letter sent and additional violations listed pertaining to signage and additional junk on property.**

Enzo Maddelena  
6268 Spieth Rd.

Miscellaneous junk and vehicles around area by barn needs to be put in barn and junk cleaned up.

**\*Letter sent 5/15/11**

G. & D.McQuerry  
5744 Fenn Rd.

Miscellaneous junk around property

Possible sale of Mdse from property.

**\*Letter sent 5/15/11**

Akron Medina Towing  
7125 Elyria Rd.

Had a complaint two school buses were in the 80 ft. set back for several days, I spoke to the owner and the bus was supposed to leave right away and it broke down and they had to get a part before getting it out of there. It is now in compliance.

Yvonne Hullinger  
Clint Williams Realty

Real estate sign in Right of Way

Ref. Code Sections # 406.02,403.08 &404.03

**\*Spoke to her on phone and sent letter 5/16/11**

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Scorpion Nationwide  
6353 Norwalk Rd.

Sign violation Section #403.08.A  
**\*Letter Sent 5/17/11**

Alice Backus  
5791 Wolff Rd.

Possible business operating from property.  
**\*Letter sent 5/17/11**

M. Culp  
3502 Station Rd.

Violation – Needs Home Occp for business on property Sec. #205.05.2 1<sup>st</sup> notice sent  
Returned Paperwork/ need some additions  
\*Public Hearing will be held March 17, 2011  
4/21/11 public hearing held, tabled until 5/19/11 mtg.  
Obtained permit for barn overhang.

J. Bihn  
3811 Erhart Rd

Violation – Junk Vehicle / no plates/ Junk in front of garage. Sec. #205.05.2 & 205.05.3 1<sup>st</sup> notice sent  
Moved a lot of items, car to be addressed at a later date (due to weather and personal issues) **\* On Hold**

L. Cress  
6671 W. Smith Rd.

Violation – Junk Vehicles / no plates  
Sec. #205.05.2 1<sup>st</sup> notice sent  
Spoken to Wm. Thorne. Mr. Cress and I will be talking next wk. \*Blk truck is okay-trying to locate title for gr. car /cannot work on camper at this time due to health will address in May.

**Prosecutors Office**  
Dressler  
7333 Spieth Rd.

Dave Folk (and Wm Thorne) have drafted proposal to the Dressler's attorney to help bring the property into compliance. \* Spoke to Dave Folk on status of this matter he stated he has talked to Bruce Hall. **Wm Thorne, Dave Folk and I had a meeting on this case on 5/3/11. Dave Folk and Atty Bruce Hall are meeting again on Friday 5/20/11 about the case. (Per Wm Thorne)**

**ITEM B**

WARRANT NUMBER	DATE	VENDOR	AMOUNT
49-2011	5/2/2011	FMB - loan payment	4,708.14
50-2011	5/12/2011	Allied Waste Services	144.75
51-2011	5/12/2011	LMRE	11.47
52-2011	5/13/2011	Columbia Gas	175.40
53-2011	5/13/2011	FMB - April analysis fee	22.77
54-2011	5/13/2011	Frontier (Verizon)	283.73
55-2011	5/13/2011	Verizon Wireless	64.45
56-2011	5/16/2011	Ohio Edison	1,252.59
57-2011	5/19/2011	PowerNet Global	22.15

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58-2011	5/26/2011	Payroll	0.00
59-2011	5/26/2011	Payroll	0.00
60-2011	5/31/2011	Armstrong	38.92
16653	5/19/2011	Timothy J. Kettler dba	165.00
16654	5/19/2011	Adamsky Lawn Service	2,317.14
16655	5/19/2011	Albright Security	22.73
16656	5/19/2011	Bound Tree Medical LLC	72.20
16657	5/19/2011	Liberty Gardens	248.00
16658	5/19/2011	CQ Printing	1,197.33
16659	5/19/2011	Croston, Tom DBA	157.50
16660	5/19/2011	Delta Dental	207.51
16661	5/19/2011	Dobson Excavating, Greg	800.00
16662	5/19/2011	Ferno	481.00
16663	5/19/2011	Fire Companies.com	489.97
16664	5/19/2011	FirstMerit Bank	555.50
16665	5/19/2011	Infoshred.Net	425.00
16666	5/19/2011	Medical Mutual of Ohio	5,694.98
16667	5/19/2011	Medina Co. Safety Council	100.00
16668	5/19/2011	Medina Co. Sanitary Engineer	11.90
16669	5/19/2011	Medina Tractor Sales	466.48
16670	5/19/2011	Ohio Public Entity Consortium	28.00
16671	5/19/2011	Radio Shack	10.50
16672	5/19/2011	Staples	104.84
16673	5/19/2011	Stonewall Uniform	339.00
16674	5/19/2011	Sweet Lawns	925.00
16675	5/19/2011	Welco Lumber Co.	2,500.00
16676	5/19/2011	Wilmington, Steve	240.00
16677	5/18/2011	Cynthia Dunmire	100.00
16678	5/18/2011	Tiffany Twingstrom	100.00
16679	5/19/2011	Nick DiEgido	76.60
16680	5/19/2011	Medina Hardware	39.95
16681	5/19/2011	Reinhardt Supply Co.	152.78
16682	5/19/2011	Pride One/Shale Creek LLC	4.00
E00957	5/26/2011	Kenneth Barrett	667.75
E00958	5/26/2011	Colene S. Conley	560.44
E00959	5/26/2011	Dorothy A. Crouch	2,289.75
E00960	5/26/2011	William J. Crouch	245.64
E00961	5/26/2011	Beverly E. Fry	1,125.87
E00962	5/26/2011	Mary E. Lenarth	365.67
E00963	5/26/2011	Richard M. Monroe	810.44
E00964	5/26/2011	William Edward Pavlick	810.44
E00965	5/26/2011	Patrick J. Villeneuve	91.17
W00020	5/26/2011	FirstMerit Bank	1,040.42
W00021	5/26/2011	Ohio Department of Taxation	221.55
W00022	5/26/2011	Public Employers Retirement System	2,487.21

Total: 35,473.63



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