

YORK TOWNSHIP TRUSTEES		
Colene Conley	Richard Monroe	William Pavlick
Regular Meeting		June 27, 2013

Chairman Bill Pavlick called the regular meeting to order at 6:30 p.m. He led the pledge of allegiance.

RESOLUTION #13-06-05 – Approve Minutes

Moved by Monroe, second by Pavlick to approve the minutes of the May 23, 2013 regular meeting, May 28, 2013 and June 13, 2013 special meetings. Roll: Monroe, yes; Pavlick, yes; Conley, yes.

Fiscal Officer:

RESOLUTION #13-06-06 – Approve FY14 Tax Budget

Moved by Monroe, second by Conley to approve the FY14 tax budget. Roll: Monroe, yes; Conley, yes; Pavlick, yes.

RESOLUTION #13-06-07 – Approve Financial Reports for May

Moved by Conley, second by Monroe to approve the financial reports for May including revenue, appropriation and fund status. Roll: Conley, yes; Monroe, yes; Pavlick, yes.

RESOLUTION #13-06-08 – Approve Public Officials’ Liability Insurance

Moved by Conley, second by Monroe to approve the public officials’ liability insurance at a cost of \$3,093.00, (2012 - \$3,001. Roll: Conley, yes; Monroe, yes; Pavlick, yes.

RESOLUTION #13-06-09 – Transfer \$12,500 from General Fund with \$7,500 to Cemetery Fund and \$5,000 to the Zoning Fund

Moved by Conley, second by Monroe to transfer \$12,500.00 from the General Fund with \$7,500.00 to the Cemetery Fund and \$5,000.00 to the Zoning Fund. Roll: Conley, yes; Monroe, yes; Pavlick, yes.

RESOLUTION #13-06-10 – Approve Appropriation Amendments

Moved by Monroe, second by Conley to approve the following appropriation amendments:

Cemetery Fund: Purch. Svcs.	\$1,000.00
Zoning Fund: Personnel Svcs.	<u>5,000.00</u>
Total:	<u>\$6,000.00</u>

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

RESOLUTION #13-06-11 – Resolution Declaring It Necessary to Levy an Additional Tax in Excess of the Ten-Mill Limitation For the Purpose of Providing For the General Construction, Reconstruction, Resurfacing, and Repair of Streets, Roads, Culverts, Ditches and Bridges in York Township, Medina County, Ohio

Moved by Monroe, second by Conley to approve the following resolution:

WHEREAS, upon due investigation and consideration, the Board has determined that the amount of taxes which may be raised within the ten-mill limitation for the next five years will be insufficient for the necessary requirements of York Township, Medina County, Ohio for the purpose of providing for the general construction, reconstruction, resurfacing and repair of streets, roads, culverts, ditches and bridges in York Township and the question of levying an additional tax should be submitted to the electors of the township in accordance with §§ 5705.03, 5705.19G, 5705.191, 5705.25 and such other statutes as are made and provided for the submission of such questions; and

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WHEREAS, pursuant to Revised Code §§ 5705.03, 5705.19G, 5705.191, the Board has determined that there should be submitted to the electors of the township at the general election held on November 5, 2013, the question of levying an additional tax of one and seven-tenths (1.7) mills outside of the ten-mill limitation, which amounts to seventeen cents (\$0.17) for each hundred dollars of valuation for a period of five years, commencing in 2013, first due in calendar year 2014, for the purpose of providing for the general construction, reconstruction, resurfacing and repair of streets, roads, culverts, ditches and bridges in York Township, Medina County, Ohio.

NOW, THEREFORE BE IT RESOLVED THAT:

1. It is hereby declared and determined to be necessary to levy an additional tax of one and seven-tenths (1.7) mills for a period of five years, for the purpose of providing for the general construction, reconstruction, resurfacing and repair of streets, roads, culverts, ditches and bridges in York Township, Medina County, Ohio and that the question of the additional levy shall be submitted to the electors of said township at the general election to be held on November 5, 2013, as authorized by Revised Code §§ 5705.19G and 5705.191 and that, if approved, said tax shall first be levied in tax year 2013, for first collection in calendar year 2014.
2. The Medina County Auditor is hereby requested to certify to this Board
 - a. The total current tax valuation of York Township and
 - b. The dollar amount of revenue that would be generated by one and seven-tenths (1.7) mills for each dollar of tax valuation.
3. The Fiscal Officer of York Township is hereby authorized and directed to certify a copy of this resolution and deliver the same forthwith to the Medina County Auditor.
4. The Board finds and determines that all formal actions of this Board and of any of its committees concerning and relating to the adoption of this resolution were taken, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were held, in meetings open to the public, in compliance with the law.

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

FYI: With two new discounts offered by the BWC, it is now not cost effective for us to pay \$220 a year to belong to the Chamber of Commerce and attend the Safety Council meetings. I will continue to do a cost analysis each year to see if and when we should participate again.

Correspondence:

Medina Co. NW Water District – Annual Water Quality Report for 2012
OPERS – Employer Notice on Local Rates
Asphalt Systems, Inc. – Asphalt Rejuvenator Sealer Info
Lorain Co. Engineer – OPWC District 9 Application Forms
Thank You from Don Dobson
2014 Workers Comp Group Rating Plan Info

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RESOLUTION #13-06-12 – Approve PO's/BC's, Payroll and Bills

Moved by Monroe, second by Conley to approve the purchase orders, blanket certificates and the payment of the payroll and bills (Item A). Roll: Monroe, yes; Conley, yes; Pavlick, yes.

Visitors:

- Brian Williams, Buckeye Superintendent was present as was Ken Barco from the Board. Mr. Williams wanted to thank the safety forces for presenting the prom program for the students. They presented a framed picture of the helicopter along with safety forces. He also left some of the calendars with pictures of the barns of Buckeye that were able to be done through a grant from the Education Association.

REPORTS:

Zoning:

- Dorothy gave the trustees their report for the month. (Item B)
- Nevada Johnson and Jon Steingass would like to attend the Sept. 25th APA Zoning Workshop.
- A gentleman in Shale Creek is sharing a home with someone. He would like to rent 3 rooms of his house out to another family and live in his basement. Our zoning doesn't allow separate families in one home.
- Someone on Erhart Road with 60+ acres would like to turn a building into a wedding reception place. Our zoning doesn't allow that either. He wanted it zoned commercial so he could, but I told him we don't spot zone.
- Dorothy gave the trustees a packet of some of the current issues for the next BZA meeting on July 11th. She asked if any of the trustees had input they wanted to share.
- Dorothy needs to be at court for Kerns at 1:00 on Monday, July 1st.

Fire Department:

- Asst. Chief Roach gave the trustees the monthly report since Ken Barrett was at work.
- Training included a combined live burn with Litchfield at the JVS. An emergency services conference was held at the Medina High School which was well attended. The reviews were very good and it will be held again next June. Three classes were cancelled due to lack of attendees. There has also been some driving training.
- We received another grant for \$4,000+ which will be used to equip the new truck.
- The SCBA bid has been sent to the prosecutor's office for review.
- We received two resignations from Adrienne Holliday and Rick Folkman effective the end of the month.

RESOLUTION #13-06-13 – Accept Resignations of Adrienne Holliday and Rick Folkman

Moved by Conley, second by Monroe to accept the resignations of Adrienne Holliday and Rick Folkman effective June 30th. Roll: Conley, yes; Monroe, yes; Pavlick, yes.

Trustees:

Bill Pavlick:

- The roadside mowing is complete for Round 1. It turned out fine.
- I talked with Dave Zywiec of Zywiec Roofing and he will begin the Town Hall roof in mid-July.

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- I've been successful with getting 10 residents on Steigler Road to get Columbia Gas run a line down the road. If anyone else is interested, I would be happy to help. Colene stated it may be worthwhile to set up a meeting with the Livia Lane people. Bill will check to see if it is feasible. The residents on Steigler have about \$3,300 tied up in the project and the payback period is 2 years.
- I spoke with the Shale Creek HOA and the golf cart inspection process is going well. Shale Creek also would like everyone to know the Club House is open to the public.

Rick Monroe:

- The Spellman/Indoe project is on a 2 week delay with the project now starting on Monday, July 8th. I've met with Matt Martin and Fred Boreman regarding keeping the road open or closed. I felt that due to safety reasons we should keep it closed. They are looking at about a 3-week timeframe with the last week being the concrete cure time. I asked about a 2 week timeframe for the concrete to cure. They all agreed that it would be better and give us a stronger road. They asked that we keep an eye on the signs the last week to be sure they remain up since people tend to like to take them down to go through.
- We're having problems with the Goldsmith property moving the fence. I've made several calls to Medina Fence asking that the fence be stretched and fixed. They will be back.
- I called Mayor Hanwell to let him know we would not be donating again this year to the fireworks display.
- The County has replaced some road signs and fixed others. I've checked them and they look good.
- I forwarded the ODOT e-mail to you letting you know that the "Thru Traffic Doesn't Stop" signs have been put on delay because of the new speed limits. The County got them done for us at Branch and Columbia within 2 days.
- Fred and I met with PS Fabric regarding the parking lot repairs. He agreed that some of the repairs didn't hold up. We will all meet to mark the spots.
- Linda Adamsky, President of the HOA for Hunter's Trail was here last month asking about privatizing the road. The first step is the Co. Engineer's, then the Commissioners and then us. We're not sure why they would want to take on that responsibility.
- Federal Signal has completed the upgrades to the siren and handheld radios.
- We had a power outage earlier this month for about 45 minutes. I was headed over to check when I was called regarding some cows out, damage to lawns and garden. There was a cow hit at 2:15 a.m. that was killed. At the time I received a call from Ron Pfaff that the backup generator was working. I would like to have Ron Pfaff check the power from the building to the signal since during the last time the sirens went off, the one on the station did not go off.
- Columbia Road project: The county will pave from SR 18 to Branch Road and Smith Road to SR 42 beginning mid-July. The area between Branch and Smith will be worked on in 2014 so they can do additional work with the hills.

Colene Conley:

- Mazco Contractors came in last week to paint the center garage door.
- I received a call from someone in the 6200 block of Fenn Road regarding the roadside mowing and how narrow of an area they did. She was having a difficult time seeing to get out of her driveway. I left a message at the Engineer's Office

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- Rick and I went to Don Dobson's 80th birthday and gave him a plaque for Citizen of the Year for all of his help to the township and historical society.
- I left a message for Greg Dobson to clean about 140' of ditching on Wolff Road.
- I was asked to go to Columbus yesterday to a seminar for the Township Associations. We received a packet of newly passed items.
 - new definition of indigent for the cemetery;
 - can now have an executive session for economic development;
 - continuing education for fiscal officers;
 - independent contractor info for PERS purposes;
 - township can use the MVL tax to service bonds used to purchase road equipment or a building to house them;
 - any levies from November on will not have the 12.5% rollback applied;
 - IRS rules for county associations – provide copies of our minutes and bank info to the OTA;
 - new incentive called innovation grant since have taken some of our local government funding away; Medina, Lafayette and York Townships were there yesterday and talked about applying for a grant to get a piece of equipment that would set up cemetery stones and do some repairs.
- Thank you to Ken Barco for donating the flowers for the township.

RESOLUTION #13-06-14 – Adjourn

Moved by Monroe, second by Conley to adjourn the meeting at 7:48 p.m. Roll: Monroe, yes; Conley, yes; Pavlick, yes.

William Pavlick, Chairman

Beverly Fry, Fiscal Officer

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ITEM A

YORK TOWNSHIP TRUSTEES

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YORK TOWNSHIP, MEDINA COUNTY

7/8/2013 11:29:55 AM

Payment Listing

UAN v2013.

June 2013

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
222-2013	06/14/2013	06/17/2013	CH	Columbia Gas	\$72.30	C
223-2013	06/14/2013	06/17/2013	CH	FirstMerit Bank	\$22.38	C
224-2013	06/14/2013	06/17/2013	CH	Lorain-Medina Rural Electric Coop, Inc.	\$12.47	C
225-2013	06/17/2013	06/17/2013	CH	PowerNet Global Communications	\$7.77	C
226-2013	06/17/2013	06/17/2013	CH	Verizon Wireless	\$11.02	C
227-2013	06/18/2013	06/18/2013	CH	Ohio Edison Co.	\$1,397.72	C
228-2013	06/27/2013	06/24/2013	EP	Kenneth Barrett	\$740.69	C
229-2013	06/27/2013	06/24/2013	EP	Colene S Conley	\$813.52	C
230-2013	06/27/2013	06/24/2013	EP	Dorothy A Crouch	\$2,544.90	C
231-2013	06/27/2013	06/24/2013	EP	William J Crouch	\$245.64	C
232-2013	06/27/2013	06/24/2013	EP	Beverly E Fry	\$1,128.47	C
233-2013	06/27/2013	06/24/2013	EP	Mary E Lenarth	\$445.11	C
234-2013	06/27/2013	06/24/2013	EP	Richard M Monroe	\$813.52	C
235-2013	06/27/2013	06/24/2013	EP	William Edward Pavlick	\$813.52	C
237-2013	06/27/2013	06/24/2013	EW	FirstMerit Bank	\$1,021.13	C
238-2013	06/27/2013	06/24/2013	EW	Ohio Department of Taxation	\$226.75	C
239-2013	06/27/2013	06/24/2013	EW	Public Employers Retirement System	\$2,320.94	C
240-2013	06/25/2013	06/25/2013	CH	Frontier (Verizon North)	\$281.35	C
241-2013	06/26/2013	06/27/2013	CH	Armstrong	\$58.95	C
242-2013	06/28/2013	07/08/2013	CH	Armstrong	\$38.95	C
17562	06/27/2013	06/25/2013	AW	Action Septic Service, Inc.	\$187.00	O
17563	06/27/2013	06/25/2013	AW	Adamsky Lawn Service	\$2,317.14	O
17564	06/27/2013	06/25/2013	AW	B & B Trophy & Awards	\$35.00	O
17565	06/27/2013	06/25/2013	AW	B & C Communications	\$228.00	O
17566	06/27/2013	06/25/2013	AW	Breathing Air Systems	\$53.85	O
17567	06/27/2013	06/25/2013	AW	Croston, Tom DBA	\$9,825.75	O
17568	06/27/2013	06/25/2013	AW	CSI Reporting Service	\$60.00	O
17569	06/27/2013	06/25/2013	AW	Diamond Business Machines	\$105.99	O
17570	06/27/2013	06/25/2013	AW	FirstMerit Bank	\$94.06	C
17571	06/27/2013	06/25/2013	AW	Frank Gates Service Co./Avizent	\$1,193.00	O
17572	06/27/2013	06/25/2013	AW	Gatchell Grant Resources, LLC	\$3,000.00	O
17573	06/27/2013	06/25/2013	AW	Homestead Insurance Agency, Inc.	\$3,093.00	O
17574	06/27/2013	06/25/2013	AW	Life Force Management, Inc.	\$1,041.22	O
17575	06/27/2013	06/25/2013	AW	C. Martin Trucking	\$93.28	O
17576	06/27/2013	06/25/2013	AW	Medical Mutual of Ohio	\$7,037.05	O
17577	06/27/2013	06/25/2013	AW	Medina Co Emergency Mgmt	\$525.00	O
17578	06/27/2013	06/25/2013	AW	Medina Co. Sanitary Engineer	\$44.10	O
17579	06/27/2013	06/25/2013	AW	Medina Fence	\$1,896.00	O
17580	06/27/2013	06/25/2013	AW	Miller & Company	\$132.25	O
17581	06/27/2013	06/25/2013	AW	Moore Industrial Hardware	\$13.99	O
17582	06/27/2013	06/25/2013	AW	NAPA	\$37.96	O
17583	06/27/2013	06/25/2013	AW	Ohio CAT	\$1,552.70	O
17584	06/27/2013	06/25/2013	AW	Ohio Public Entity Consortium	\$259.50	O
17585	06/27/2013	06/25/2013	AW	Reassure America Life Insurance co.	\$210.00	O
17586	06/27/2013	06/25/2013	AW	Stop'n Go	\$304.42	O
17587	06/27/2013	06/25/2013	AW	Sweet Lawns	\$215.00	O

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7/8/2013 11:29:55 AM

Payment Listing

UAN v2013.3

June 2013

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
17588	06/27/2013	06/25/2013	AW	Treasurer, State of Ohio	\$2,888.00	O
17589	06/27/2013	06/25/2013	AW	United States Postmaster	\$92.00	O
17590	06/27/2013	06/25/2013	AW	Wal-Mart Business	\$14.56	O
17591	06/27/2013	06/25/2013	AW	Wolff Brothers	\$8.64	O
17592	06/27/2013	06/25/2013	RW	Margaret Gall	\$100.00	O
17593	06/27/2013	06/25/2013	RW	Joan Luskin	\$90.45	O
Total Payments:					\$49,564.01	
Total Conversion Vouchers:					\$0.00	
Total Less Conversion Vouchers:					\$49,564.01	

Type: AM - Accounting Manual Warrant, AW - Accounting Warrant, IM - Investment Manual Warrant, IW - Investment Warrant, PM - Payroll Manual Warrant, PR - Payroll Warrant, RW - Reduction of Receipt Warrant, SW - Skipped Warrant, WH - Withholding Warrant, WM - Withholding Manual, WS - Special Warrant, CH - Electronic Payment Advice, IL - Investment Loss, EP - Payroll EFT Voucher, CV - Payroll Conversion Voucher, SV - Payroll Special Voucher, EW - Withholding Voucher, POS ADJ - Positive Adjustment, NEG ADJ - Negative Adjustment, POS REAL - Positive Reallocation, NEG REAL - Negative Reallocation

Status: O - Outstanding, C - Cleared, V - Voided, B - Batch

* Asterisked amounts are not included in report totals. These transactions occurred outside the reported date range but are listed for reference.

ITEM B

FYI and VIOLATIONS

*New

Dorsey Property Fenn Rd.	<i>Barn with home does not fit criteria for our code for R-1 District. Would need a variance to proceed. 2/14/13 per Tom Karris Pros. Office. They took Variance paperwork/have not applied yet. No change</i>
TCS 6378 Norwalk Rd.	Spoke to them about the landscaping plan for the property as agreed upon at their site review. Due by 3/1/2013 for 3/7 mtg. They will be changing the parking area so I advised them they need to bring those changes to the board for their approval with the landscaping plan. They have brought in information about the changes they wish to make. They will be looked at by the Zoning Commission at their April meeting. They made a presentation to the Zoning Commission. They are supposed to bring a more detailed site plan and more information to the bd. at the May mtg. They did not return at the May meeting with the landscaping plans. We will need to contact them and bring them into compliance.
*Chris Pronik 6539 Spieth Rd.	Mr. Pronik is operating a home business and is working on the paperwork for a type 2 Home Occupation. 5/15/03 He will bring in the week of the 26 th . Mr. Pronik has brought in his home occupation application. He will be on the July agenda for the BZA
Denise Burmiester 7121 Branch Rd	<i>Junk vehicle on property. Letter Sent. The son called and said he will take care of within the next couple of weeks.</i>

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	Vehicle still there on 5/13/13..Will send 2 nd violation. Vehicle is removed 6/16/13
Mitchel Uveges 3944 Columbia Rd.	Junk vehicle / Letter sent. Spoke to resident. They have worked on vehicle, need to remove bolts on rims. They will have it removed by April 01, 2013 Car will be in garage by Wed. 5/15/13. Car is gone.
*Bernard/Beverly Walters 2756 Station Rd.	Junk vehicle still on property 04/17/13 Violation sent. New letter sent 4/17/13; if not removed I will send to the prosecutors office in ten days. Truck is removed from property. 5/11/13
Betty Carlisle 0000 Branch Rd.	Misc Junk and Junk vehicles on the property. Some were cleaned up last fall. She phoned and sais she is trying to clean up again since she received a second violation. 5/29/13 She will contact the office weekly and update us on progress. They have moved red truck.
Louis Burket 6462 Fenn Rd	Unlicensed/no operable vehicle on jacks stored on property Vehicle gone 6/1/13.
Joseph Cali 6112 Norwalk Rd.	A second business was operating from rear of property without a site review or zoning approval. I spoke to owner, he was not aware of the situation and he has brought it into compliance. The business has been removed. Still a little residue to finish up. Second letter sent. Items are cleaned up.
*Billy Nottingham 3957 Lampson Ave.	Junk vehicle on property. Violation mailed 4/29/13 Vehicle removed by compliance date.
*Diana Adkins 3958 Columbia Rd.	Junk vehicle on property. Notification letter sent. 4/18/13 Vehicle removed 5/13/13
Bryon & Kim Foster 3939 Lampson Ave.	Violation was sent for all of the junk vehicles, junk and lean to or roofed area built over the junk trunk. I gave them an extension until 5/28/13. 6/14/13 property cleaned up a lot but still junk and non-operable vehicles on property, non-permitted roof over truck still on property. I will forward next week to Prosecutor's office. Mrs. Foster phoned - her son will be moving at the end of July (29th) and will take the items with him.
<u>Prosecutors Office</u>	
Enzo Maddelena Speith Rd.	Junk and junk vehicle on property. Not in compliance with his home occupation. Tom Karris, Asst. Pros. is also overseeing this matter. 6/27/12 Site visit red pickup is gone, some junk removed, still needs more work. Site visit 08/15/12 Informed Tom Karris some scrap removed, equipment still not put away, and stacks of tires still on property. Site visit 8/21/12 Tires and almost all of the junk has been removed, the large piece of equipment is no longer visible (either gone or in barn) and the smaller stuff is between the barns. Advised Mr. Karris. (There is still a boat and some small junk to get rid of.) 9/10/12 There is a single pile of debris

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	<p>/possibly dirt. <i>Went to property on 4/16/13.</i> There is more junk on property. The boat is still there, a second boat is behind barn and the equipment needs to be moved to rear of barn per his home occupation stipulations. Spoke to Atty. Tom Karris, he will file for judgment on the case. <i>Mr. Maddelena phoned 5/6/13 stating the property was cleaned up. I visited property on 5/8/13 - there are engine blocks and all kinds of stuff put behind barn/just hid junk. Took new photos. Notified Tom Karris, there is status / mediation hearing scheduled for 5/28/13. New hearing date July 9, 2013. You each have a copy of response to court from Mr Maddalena.</i></p>
<p>Kerns, Dave 7333 Elyria Rd.</p>	<p>The Prosecutors office is working on refiling the case. New information has been collected and has been given to Tom Karris. Two letters of violation have been sent. After compliance date the Prosecutors Office will file in court if not resolved. <i>The case was filed in court. We received notice from Tom Karis on April 2, 2013, waiting for a court date. The neighbors have had an incident on June 00,2013 when one of Mr. Kerns' cows was killed on the road when three cows and a goat were loose and on the rd and in the neighbors property damaging their gardens and grass. The State Patrol handled the call. We will have a case management conference on July 1, 2013.</i></p>
<p>*Shawn McGreer 7100 Elyria Rd.</p>	<p>Junk, junk vehicles, not in compliance with site plan, & needs landscaped by road. Violation sent 5/17/12. Eric Coyne came in. Shawn M. had sent him. They are beginning to clean and I will meet with him Tuesday 5/29/12 to see if there is progress. If there is no progress made and it continues until in compliance it will be sent to the Prosecutors Office without question. No other notice will be sent. Due to past history. Site visit 6/25/13 .Sent to Prosecutors Office for further assistance after site visit on 9/4/12 Notified Mr. McGreer . Faxed Prosecutor and asked for update 10/24/12. Site visit 10/22/12 - working on it but not moving very fast. Eric.said he would have it mulched last week. Not done. A case management conference has been scheduled for Dec. 20, 2012 at 10:00 AM Asst. Pros. Tom Karris and I went to a case management conference with Mr. McGreers' attorney, R. Jones. We will return in 90 days with more information and Mr. Karris will try to obtain depositions from persons involved. Status hearing was held April 4, 2013 9 a.m. their attorney agreed to depositions. <i>Scheduled late May. A deposition with Eric Coyne was held at the Prosecutors Office 5/23.</i></p>