

YORK TOWNSHIP TRUSTEES		
Colene Conley	Richard Monroe	William Pavlick
Regular Meeting		October 22, 2015

Chairman Colene Conley called the regular meeting to order at 6:30 p.m. She led the pledge of allegiance.

RESOLUTION #15-10-01 – Approve Minutes

Moved by Monroe, second by Pavlick to approve the minutes of the September 24, 2015 regular meeting. Roll: Monroe, yes; Pavlick, yes; Conley, yes.

Fiscal Officer:

RESOLUTION #15-10-02 – Certify Tax Rates

Moved by Pavlick, second by Monroe to certify the tax rates as follows:

	Inside	Outside
General Fund	3.2	
Road & Bridge	0.0	
Fire Fund		3.0

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

RESOLUTION #15-10-03 – Approve Financial Reports

Moved by Monroe, second by Pavlick to approve financial reports for September – bank statement, appropriation status, revenue status and fund summary. Roll: Monroe, yes; Pavlick, yes; Conley, yes.

RESOLUTION #15-10-04 – Appropriation Amendments

Moved by Pavlick, second by Monroe to approve changes in appropriations as follows:

General Fund: Health -	Purch. Svcs.	(\$616.26)	
Park -	Personal Svcs.	300.00	
	Purch. Svcs.	(300.00)	
	Capital Outlay	<u>616.26</u>	-0-
Gasoline Fund:	Purch. Svcs.		\$30,000.00
Cemetery Fund:	Personal Svcs.	\$750.00	
	Fringe Benefits	100.00	
	Purch. Svcs.	2,541.00	
	Supplies	<u>114.37</u>	3,505.37
Fire Fund: Fire	Supplies	(\$3,900.00)	
	Capital Outlay	250,000.00	
EMS	Personal Svcs.	7,900.00	
	Fringe Benefits	125.00	
	Purch. Svcs.	<u>(4,125.00)</u>	<u>250,000.00</u>
	Total:		<u>\$283,505.37</u>

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

RESOLUTION #15-10-05 – Approve Transfer of \$4,000 from General Fund to Zoning

Moved by Monroe, second by Pavlick to approve the transfer of \$4,000 from General Fund to Zoning Fund. Roll: Monroe, yes; Pavlick, yes; Conley, yes.

RESOLUTION #15-10-06 – Approve Resident Write-off's

Moved by Monroe, second by Pavlick to approve the resident write-off of the following per LifeForce's recommendation: #FENDOL; #EAGLIS; #SKEDAV; #SUMLAU. Roll: Monroe, yes; Pavlick, yes; Conley, yes.

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RESOLUTION #15-10-07 – Approve Sending Accounts to Collection

Moved by Pavlick, second by Monroe to approve sending the following to a collection agency per LifeForce’s recommendation: #CANVAL; #HABTHO; #IZWGEO; #MINNIK; #NACWER; #SHOSTE01; #SLAMAR; #STRJEN; #THICOR; #WASTHO; #WOOSCO. Roll: Pavlick, yes; Monroe, yes; Conley, yes.

RESOLUTION #15-10-08 – Approve PO’s/BC’s, Payroll and Bills

Moved by Monroe, second by Pavlick to open purchase orders as needed and approve payroll and bills as attached. (Item A). Roll: Monroe, yes; Pavlick, yes; Conley, yes.

Correspondence:

- Ohio Attorney General – Rock Salt Settlement Check
- Ohio Dept. Public Safety – EMFTS Board Equipment Recommendation (e-mail forwarded)
- OTARMA – Fall Safety Blast (e-mail forwarded to you & Ken)
- Ohio Secretary of State – Election Issues
- BWC – October newsletter (e-mail forwarded to you)

FYI:

- We received a check for \$3,266.81 from Ohio Attorney General Mike DeWine’s office for our share of the Rock Salt Settlement.
- BWC has announced a 9% reduction in average workers comp rates for local governments beginning Jan. 1, 2016. Jan. 1st is also when local gov’ts will begin paying premiums in advance for the upcoming year. The ability to collect premiums in advance accounts for 3.9% of the proposed overall reduction.

Visitors:

- John Fechko and Greg Modic, Pulte Homes: Greg asked about getting the permit for the model home at the Forest Creek Subdivision. They have submitted 3 more home permits to the county, not to Dorothy yet. He is asking for permission to get the permit and begin digging the foundation. Colene spoke with Amy Lynn-Gavin from the Sanitary Engineer and while the water has been put in, it has not been tested yet. Amy had no problem with them beginning the foundation. Phase I homes will not have basements, only slabs. Pulte would like to take advantage of the good weather to get the slabs in on 4 homes. John Fechko hopes Pulte gets our support because there is no risk to us. Greg stated the County has a comfort level with the process. The only outstanding item with the County Highway is the striping which is lined up for tomorrow or Saturday. Rick asked Dorothy for her opinion – she stated she wouldn’t sign off on the permit on her own because the checklist items are not met. If the trustees approve it, she will issue the permits. Dorothy asked what the chances are that something would go wrong with the water hookup to which they responded there was no chance.

RESOLUTION #15-10-09 – Approve Permits for Pulte Homes

Moved by Conley, second by Pavlick to issue zoning permits for lots 1, 4, 5 and 37 with Pulte Homes. Roll: Conley, yes; Pavlick, yes; Monroe, yes.

- Colene asked John Fechko to explain the catch basins to us. The original ones had the expansion rings. The County Engineer doesn’t approve the expansion portion at this time. They had to be replaced. Colene asked if we should write the County Engineer to ask him to review his policy. John explained the different depths of the freeze levels in the winter and how the expansion would allow movement without failure. Most entities want the expansion. Mike Salay, County Engineer, recognizes that it was a good

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product and that ODOT uses it. It just isn't currently in the subdivision specs. Bill and Rick stated the information they were given was that they would fail in 4 – 5 years and then be the trustees responsibility. This shows there are different opinions.

- Dorothy asked Greg about the park district turnover. The intent is to do it, but not sure of the timing. He will check and get back with Dorothy.
- The landscaping is beginning to be designed for Phase II. Bill told Greg that Rusty Oak was a good place to purchase trees from. They have worked well with the township.
- Is a patio allowed to be within the setback? Dorothy stated that it needed to be 5' from the line. The township's deck setback is 15'. Greg doesn't think they would need to change Phase I, but will re-evaluate for the next phases.
- The original intent was to tear down the existing house and barn by the end of the year. We've been reaching out to see if there is anyone that would like to re-claim the wood in the barn. We may not be tearing down anything until next spring.
- The fire department hasn't been able to train because of no drive. Pulte will be looking into doing a curb cut and then the department would be able to train again. If that happens, we will apply for a trailer permit to use as an office.
- Richard Hill stated that he needed to bring a trimmer and bush hog to the east end of the parking lot in getting ready for the Fall Foliage Tour. Bill will speak with the lawn mower people. I also checked the electric amperage with the swiss steak electric roasters. It was good this year so I don't know what happened last year.

REPORTS:

Zoning:

- Don King, Crooked Creek Drive called regarding the trees that were put in and wanted to know who would replace them. The trustees stated it would be either the homeowner or Homeowner's Association responsibility.
- Regarding the house that is by the rail trail at Lester. The new owner wants to put a garage up, but the property is only 75' x 900'. The house is non-conforming and was built around 100 years ago. He may be coming for a variance.
- I revised the Town Hall rental agreement adding in that the piano is not to be moved because it scratches the floor. I also added the indemnity clause. Colene will send it to OTARMA.
- When we dealt with Shale Creek, they were to give us as-built's. There were so many changes that we were going to get as-built's at the end. Colene stated that a letter should go to Ken Cleveland so he is aware and they can be sent to us.
- There was an upset client because the footer wasn't done yet in the cemetery. The person was buried in 1985. She was told we pour footers in April and October.
- Dorothy gave the trustees a listing of the permits issued in October.
- Debbie Hull has been coming in helping me and has most of the new files finished.

Fire Department:

- Chief Ken Barrett gave the trustees the last month's report.
- We've done cold weather training, hose testing and burn treatment.
- We also did some fire drills with the schools.
- Fire prevention day was this past month. All the children in the elementary received grade appropriate materials.
- We've been on standby during some soccer and football games.
- The swiss steak dinner sold 810 dinners and we were sold out by 7:15 p.m.
- The Relay for Life team will be holding their craft fair this Saturday.
- The Halloween party will be on the 31st from 6:00 – 8:00.

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- I would like to recommend Todd Kemp to be employed as a firefighter/EMT.

RESOLUTION #15-10-10 – Employ Todd Kemp

Moved by Monroe, second by Pavlick to hire Todd Kemp as a firefighter/EMT. Roll: Monroe, yes; Pavlick, yes; Conley, yes.

- I would like to recommend you accept the resignation of Brian Dudas.

RESOLUTION #15-10-11 – Accept the Resignation of Brian Dudas

Moved by Pavlick, second by Monroe to accept the resignation of Brian Dudas. Roll: Pavlick, yes; Monroe, yes; Conley.

- When new people come on the department, there is a probationary procedure for them to follow. Once all of those items are met, they again meet with the officers to take them off probation. Phil Geneaux has completed probation. There are three others still on probation.
- We received the FEMA grant for a new tanker pumper. We reviewed several companies and have decided to go with Sutphen. I would like to ask that you approve the Purchase Agreement. This will give us 3 Engines which will improve our ISO rating.

RESOLUTION #15-10-12 – Approve Purchase Agreement with Sutphen Corporation for Tanker/Pumper

Moved by Monroe, second by Pavlick to approve the purchase agreement with Sutphen Corporation for a tanker/pumper at a cost of \$310,192.00. Discussion: Ken also stated he would like to suggest a \$110,000 down payment which would cover the cost of the Chassis. If you give them money up front, they give a %age off of the final bill. The trustees then included the down payment as part of the motion. (Item B.) Roll: Monroe, yes; Pavlick, yes; Conley, yes.

- OTARMA's MORE grant issued usually issued until later in the fall.

Trustees:

Rick Monroe:

- Greg Dobson did repairs on the Beck, Branch and Stone Road culverts.
- Lester Road: the resident got her wood. She called Rick and stated she didn't get enough. Colene asked about the home occupation permit. It's not issued yet. Treemasters will supply her with more wood.
- The Forest Creek Subdivision catch basins: the inspector caught the difference. The County Engineer's Office has no plans to change their specs.
- I'm meeting with a 7th contractor for ditch work.
- I called Matt Siman, ODOT. I asked about the maintenance of the roundabout. Someone came and pulled the weeds from the bushes. There is also the mowing. It was done yesterday. Matt asked about working out a trade of some services. I think we should all sit down to meet and discuss the options.
- I spoke with Tom James regarding the culverts under the rail trail behind Mrs. Jennings home. The Engineer's Office has given him recommendations. There is no time frame to complete. Tom has met with Mrs. Jennings a couple of times.
- We had Monarch Carpet come out and stretch the carpet here in the meeting room.
- I would like to hire Mark's Cleaning to clean the carpets. They will be done on Monday, November 2nd so the fire department members can help after the party clear the areas.

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RESOLUTION #15-10-13 – Hire Mark’s Cleaning to Clean Carpets

Moved by Monroe, second by Pavlick to hire Mark’s Cleaning to clean the carpets after Halloween at a cost not to exceed \$600.00. Roll: Monroe, yes; Pavlick, yes; Conley, yes.

- Dorothy suggested purchasing a small rug shampooer to use for spot cleaning. She will look into it.
- I had Williams Flooring come out. They only do hardwood flooring. I had them look at the Town Hall floors. He stated they are not that bad and he wouldn’t recommend stripping them down. He thought it could use a coating. I think we should wait a year to look at them again.
- There has been some property for sale just west of the cemetery. I met with Colene and Bill to see about expanding the cemetery. It is a total of 3.4 acres of land. We would be able to plan for the future. Bill Thorne reviewed the paperwork and everything is good.

RESOLUTION #15-10-14 – Purchase Land Adjacent to Cemetery

Moved by Monroe, second by a total of 3.4 acres for a total of \$45,000.00 plus a title search cost of approximately \$600.00. Roll: Monroe, yes; Pavlick, yes; Conley, yes.

- Colene stated we should ask Nevada Johnson about getting the property tax exempt.
- Dorothy said someone came in today asking about lots. She has 2 lots from her mom, but would like to trade them for lots in the back. She only needs 1 lot. The trustees thought that would be ok to do a two for one trade.

Colene Conley:

- The developers for Emerald Woods would like to take the HOA off the approximate 30 acres. Bill Thorne stated the Homeowner’s Association needs to vote on it. It will be coming to us some time in the future.
- I’d like to mention again that we did apply for the MORE grant from our insurance company, OTARMA.
- The Attorney General sent some things regarding LifeForce to be filled out. It was related to privacy issues.
- I received an e-mail regarding a Shale Creek street issue from someone blowing the grass clippings into the road and going into the storm drains. I visited the homeowner. There is a neighborly dispute. He will stop it.
- There was a dead deer on Stone Road that was picked up by someone.
- The road striping is underway. Part of it is completed. The balance will be done in the next couple of days, weather permitting. Dura Mark is doing the work.
- Paul Gierosky asked if I received a map from NEXUS since the City of Green got one. A lady from NEXUS contacted me. As long as they are in the right-of-way, we can’t stop them from surveying. Colene will give her a dictionary definition of right-of-way.
- Bill Thorne worked on the contract which was sent to ODNR at the beginning of October. ODNR expects us to have a signed contract by December for the purchase of the old school property.
- Greg Dobson did work on Wolff Road by Pioneer’s Way to open the silt area so it drains.

Bill Pavlick:

- Branch Road is finally open and the bridge is complete. The bridge cost \$500,000.
- Roadside mowing is complete.

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- I met with Greg Dobson in regards to our park restroom. He said we can put it in where the porta-john is. I received specs and forwarded them to the County. We don't need a local county permit. It still needs to go to the state. We are now looking at mid-December for the restroom to be sent. It comes in two pieces, the vault and the building.
- I called Tom Croston regarding the Branch Road mailbox. He will take care of it.
- We purchased a roto tiller from Medina Tractor. John Kollar has worked on some of the graves that needed work.
- Bill thanked John Kollar for the work in the cemetery.

John Kollar:

- I've cleaned the flowers from the graves.
- The picnic tables have all been stained with an oil-base stain. We'll look at doing them every 3 – 5 years. The Town Hall door was done also.
- The flower beds have been cleaned.
- I've been working on the east fence at the cemetery. It was being used as a junk collector.
- I've taken out trees by headstones.
- Someone asked me to bring to your attention about some of the headstones that are leaning. He has also offered to donate some money for a perpetual fund.
- Dorothy reminded that before the cemetery has been cleaned in the past, it has been put in the paper. The sign at the cemetery has some rules and a date. The sign has the March date. There was also discussion about putting the cleanup on the sign out front. Some of the graves now have pumpkins on them which are getting very mushy.
- I've had a couple of complaints – my daughter-in-law's grandfather is in the back. The mowers hit the headstone and shifted it. I straightened it.
- I've asked for a PO with TSC to purchase a 4 x 6 dump trailer. The trustees approved the purchase.

RESOLUTION #15-10-15 – Adjourn

Moved by Monroe, second by Pavlick to adjourn at 8:47 p.m. Roll: Conley, yes; Pavlick, yes; Monroe, yes.

Colene Conley, Chairman

Beverly Fry, Fiscal Officer

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ITEM A

YORK TOWNSHIP, MEDINA COUNTY

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Payment Listing

UAN v2015.3

October 2015

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
347-2015	10/02/2015	10/05/2015	CH	UMB HSA Corp	\$321.69	○
348-2015	10/06/2015	10/06/2015	CH	UMB HSA Corp	\$4,117.51	○
349-2015	10/08/2015	10/08/2015	CH	Verizon Wireless	\$160.99	○
350-2015	10/09/2015	10/14/2015	CH	Columbia Gas	\$28.10	○
351-2015	10/09/2015	10/14/2015	CH	Lorain-Medina Rural Electric Coop, Inc.	\$12.47	○
352-2015	10/13/2015	10/14/2015	CH	MBI Benefits/Alegeus	\$155.44	○
353-2015	10/13/2015	10/14/2015	CH	MBI Benefits/Alegeus	\$30.04	○
354-2015	10/22/2015	10/15/2015	EP	Michelle T Antonacci	\$36.94	○
355-2015	10/22/2015	10/15/2015	EP	Kenneth Barrett	\$357.99	○
356-2015	10/22/2015	10/15/2015	EP	Patrick K Barrett	\$686.48	○
357-2015	10/22/2015	10/15/2015	EP	Matthew M Behner	\$919.22	○
358-2015	10/22/2015	10/15/2015	EP	Christopher A Blair	\$243.41	○
359-2015	10/22/2015	10/15/2015	EP	Jason D Creamer	\$1,367.99	○
360-2015	10/22/2015	10/15/2015	EP	John Dean Creamer	\$1,153.09	○
361-2015	10/22/2015	10/15/2015	EP	Floyd E Echle	\$335.05	○
362-2015	10/22/2015	10/15/2015	EP	Hannah Marie Echle	\$708.49	○
363-2015	10/22/2015	10/15/2015	EP	Ronald Michael Eckart	\$733.57	○
364-2015	10/22/2015	10/15/2015	EP	Philip N Geneaux	\$299.73	○
365-2015	10/22/2015	10/15/2015	EP	Garrett Steven Koketko	\$18.47	○
366-2015	10/22/2015	10/15/2015	EP	John Kollar	\$346.03	○
367-2015	10/22/2015	10/15/2015	EP	Ryan J McDonnell	\$743.92	○
368-2015	10/22/2015	10/15/2015	EP	Kristen Ann Piatt	\$1,494.16	○
369-2015	10/22/2015	10/15/2015	EP	Alan Pratt	\$119.38	○
370-2015	10/22/2015	10/15/2015	EP	Cory J Shaffer	\$849.32	○
371-2015	10/22/2015	10/15/2015	EP	Daniel C Sparks	\$994.81	○
372-2015	10/22/2015	10/15/2015	EP	Kevin J Swantek	\$105.63	○
373-2015	10/22/2015	10/15/2015	EP	Edward S Szoke	\$545.05	○
374-2015	10/22/2015	10/15/2015	EP	Patrick J Villeneuve	\$445.10	○
375-2015	10/22/2015	10/15/2015	EP	Jesse R Yount	\$628.62	○
377-2015	10/22/2015	10/15/2015	EW	FirstMerit Bank	\$2,216.32	○
378-2015	10/22/2015	10/15/2015	EW	Ohio Department of Taxation	\$81.79	○
379-2015	10/22/2015	10/15/2015	EW	Public Employers Retirement System	\$305.40	○
380-2015	10/22/2015	10/19/2015	EP	Kenneth Barrett	\$744.29	○
381-2015	10/22/2015	10/19/2015	EP	Colene S Conley	\$817.30	○
382-2015	10/22/2015	10/19/2015	EP	Dorothy A Crouch	\$2,480.34	○
383-2015	10/22/2015	10/19/2015	EP	William J Crouch	\$273.17	○
384-2015	10/22/2015	10/19/2015	EP	Beverly E Fry	\$1,134.52	○
385-2015	10/22/2015	10/19/2015	EP	John Kollar	\$1,016.87	○
386-2015	10/22/2015	10/19/2015	EP	Mary E Lenarth	\$432.10	○
387-2015	10/22/2015	10/19/2015	EP	Richard M Monroe	\$817.30	○
388-2015	10/22/2015	10/19/2015	EP	William Edward Pavlick	\$817.30	○
389-2015	10/22/2015	10/19/2015	EP	Patrick J Villeneuve	\$212.45	○
391-2015	10/22/2015	10/19/2015	EW	FirstMerit Bank	\$1,035.35	○
392-2015	10/22/2015	10/19/2015	EW	Ohio Department of Taxation	\$224.37	○
393-2015	10/22/2015	10/19/2015	EW	Public Employers Retirement System	\$2,638.63	○
394-2015	10/15/2015	10/19/2015	CH	FirstMerit Bank	\$32.81	○

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Payment Listing

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Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
395-2015	10/16/2015	10/19/2015	CH	MBI Benefits/Alegeus	\$92.40	O
396-2015	10/16/2015	10/19/2015	CH	Ohio Edison Co.	\$1,473.33	O
397-2015	10/20/2015	10/20/2015	CH	MBI Benefits/Alegeus	\$4.00	O
398-2015	10/21/2015	10/26/2015	CH	FirstMerit Bank	\$147.40	O
399-2015	10/22/2015	10/26/2015	CH	MBI Benefits/Alegeus	\$299.15	O
400-2015	10/23/2015	10/26/2015	CH	MBI Benefits/Alegeus	\$620.98	O
401-2015	10/27/2015	10/28/2015	CH	Armstrong	\$58.95	O
402-2015	10/28/2015	10/28/2015	CH	Armstrong	\$46.98	O
403-2015	10/28/2015	10/28/2015	CH	Frontier (Verizon North)	\$209.77	O
404-2015	10/28/2015	10/28/2015	CH	MBI Benefits/Alegeus	\$333.69	O
405-2015	10/29/2015	10/29/2015	CH	Columbia Gas	\$70.02	O
406-2015	10/29/2015	10/29/2015	CH	MBI Benefits/Alegeus	\$212.90	O
18509	10/22/2015	10/22/2015	AW	Action Septic Service, Inc.	\$171.50	O
18510	10/22/2015	10/22/2015	AW	Aetna Insurance	\$4,465.36	O
18511	10/22/2015	10/22/2015	AW	APA Cleveland	\$360.00	O
18512	10/22/2015	10/22/2015	AW	Busch, Matt	\$350.00	O
18513	10/22/2015	10/22/2015	AW	C. Martin Trucking	\$106.26	O
18514	10/22/2015	10/22/2015	AW	Circle Lawn Care	\$1,720.00	O
18515	10/22/2015	10/22/2015	AW	Consumer's Life Insurance Co.	\$30.00	O
18516	10/22/2015	10/22/2015	AW	Croston, Tom DBA	\$15,582.25	O
18517	10/22/2015	10/22/2015	AW	Delta Dental of Ohio	\$225.36	O
18518	10/22/2015	10/22/2015	AW	Dicar Corporation	\$1,308.00	O
18519	10/22/2015	10/22/2015	AW	Diversified Graphics, Inc.	\$227.84	O
18520	10/22/2015	10/22/2015	AW	Dobson Excavating, Greg	\$6,850.00	O
18521	10/22/2015	10/22/2015	AW	Echle, Hannah	\$40.00	O
18522	10/22/2015	10/22/2015	AW	FirstMerit Bank	\$8.20	O
18523	10/22/2015	10/22/2015	AW	Flow Landscape & Aquatics	\$987.50	O
18524	10/22/2015	10/22/2015	AW	Great Lakes Portables, LLC	\$274.92	O
18525	10/22/2015	10/22/2015	AW	GVS Safety Supplies, Inc.	\$143.80	O
18526	10/22/2015	10/22/2015	AW	Home Depot Credit Services	\$257.27	O
18527	10/22/2015	10/22/2015	AW	Integrity Verifications	\$82.00	O
18528	10/22/2015	10/22/2015	AW	Life Force Management, Inc.	\$435.20	O
18529	10/22/2015	10/22/2015	AW	Medina Co. Engineer	\$105.77	O
18530	10/22/2015	10/22/2015	AW	Medina Co. Sanitary Engineer	\$38.14	O
18531	10/22/2015	10/22/2015	AW	Medina Tractor Sales	\$985.71	O
18532	10/22/2015	10/22/2015	AW	Monroe, Richard	\$38.45	O
18533	10/22/2015	10/22/2015	AW	NAPA	\$78.81	O
18534	10/22/2015	10/22/2015	AW	Ohio CAT	\$29,670.20	O
18535	10/22/2015	10/22/2015	AW	Ohio Dept. of Commerce	\$150.00	O
18536	10/22/2015	10/22/2015	AW	Positive Promotions	\$502.79	O
18537	10/22/2015	10/22/2015	AW	Rietschlin Construction, Inc.	\$1,580.00	O
18538	10/22/2015	10/22/2015	AW	Staples	\$828.95	O
18539	10/22/2015	10/22/2015	AW	Stop'n Go	\$217.52	O
18540	10/22/2015	10/22/2015	AW	Technology Management Systems, Inc.	\$115.00	O
18541	10/22/2015	10/22/2015	AW	The Gazette	\$52.98	O
18542	10/22/2015	10/22/2015	AW	Treasurer, State of Ohio	\$102.50	O

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Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
18543	10/22/2015	10/22/2015	AW	Treemasters Tree Service, Inc.	\$10,746.25	O
18544	10/22/2015	10/22/2015	RW	Ken Barrett	\$100.00	O
18545	10/22/2015	10/22/2015	RW	Kathy Macklin	\$100.00	O
Total Payments:					\$115,847.10	
Total Conversion Vouchers:					\$0.00	
Total Less Conversion Vouchers:					\$115,847.10	

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

**PURCHASE AGREEMENT
FOR
SUTPHEN FIRE APPARATUS**

THIS AGREEMENT is made and entered into this 22nd day of October 2015, by and between SUTPHEN CORPORATION located at 7000 Columbus-Marysville Road, P. O. Box 158, Amlin, Ohio 43002, hereinafter called "SUTPHEN" and THE YORK TOWNSHIP BOARD OF TRUSTEES, 6609 Norwalk Road, Medina, Ohio 44256, hereinafter called "BOARD."

WITNESSETH:

1. STATE COOPERATIVE PURCHASING AGREEMENT: Sutphen acknowledges that it is a vendor on the Ohio State Term Schedule, Schedule Number 7761800308, Index Number ST618Y with an expiration date of August 31, 2017 and Sutphen shall abide by all of the terms and conditions of the Ohio State Term Schedule No: 800257 Index No: STS618 including those enumerated in Exhibits "A", "B", and "C", which are incorporated into this Agreement as if fully rewritten.
2. BOARD: The Board acknowledges that in accordance with R.C. §125.04 it has filed a certified copy of a Resolution with the Department of Administrative Services, a request to be authorized to participate in Department of Administrative Services Contracts, has agreed to be bound by the terms and conditions of such contracts as the Department of Administrative Service prescribes and that the Board will pay the vendor directly in accordance with the terms outlined in Schedule No: 800257 Index No: STS618.
3. PURCHASE: The Board hereby agrees to buy and Sutphen hereby agrees to sell and furnish to the Board the Apparatus and Equipment according to the Sutphen Specifications attached hereto as Exhibit "D" and made a part hereof, which specifications are in accordance with State Term Schedule No: 800257, Index No: STS618.
4. PAYMENT: The Board agrees to pay for said Apparatus and Equipment the total purchase price of Three Hundred Ten Thousand One hundred and Ninety Two Dollars (\$310,192) which price is in accordance with Ohio State Term Schedule No: 800257 Index No: STS618 attached hereto and incorporated herein as Exhibit "E", payable in full upon proof by Sutphen that the Apparatus and Equipment comply with all requirements of NFPA #1901, acceptance by Board and pick-up of the Apparatus and Equipment.
5. LEASE: Sutphen and Board agree that Board may enter into a financing Agreement in accordance with Ohio State Term Schedule No: 800257 Index No: STS618 as outlined in Exhibits "A" and "B" attached hereto.

YORK TOWNSHIP TRUSTEES

Colene Conley
Regular Meeting

Richard Monroe

William Pavlick
October 22, 2015

6. **COMPLETION:** The Apparatus and Equipment being purchased hereunder shall be available for pick-up within approximately Nine to Ten (9-10) months after acceptance of this Agreement at Sutphen's office in Amlin, Ohio and receipt of chassis, provided that such date may be extended by mutual agreement of the parties only for delays due to strikes, failure to obtain materials or other causes beyond Sutphen's control. If the delivery of the tanker is not within the contract quote, a \$100 per day penalty will apply.
7. **SUTPHEN WARRANTIES:** Sutphen warrants the Apparatus and Equipment purchased hereunder as set forth in the warranty outlined in Exhibit "D" and will also comply with the warranties outlined in accordance with Ohio State Term Agreement No: 800257, Index No: STS618. Sutphen further warrants that said Apparatus and Equipment will comply with any and all regulations under Ohio law and NFPA #1901.
8. **TESTING SHORTAGES:** The Apparatus and Equipment shall be tested per NFPA#1901 at Sutphen's plant site in Amlin, Ohio to assure that it meets all requirements under NFPA#1901. The Board agrees that the Apparatus and Equipment being purchased hereunder will not be driven or used in any manner until it is paid for in full, provided, however, that, Board may withhold a sum equivalent to the retail purchase price of any equipment shortages at the time of pick-up and may use the apparatus and equipment during this period.
9. **BOARD WARRANTIES:** With the signing of this Agreement, the Board warrants that it has the full power and legal authority to enter into this Agreement.
10. **ACCEPTANCE:** This Agreement shall not be binding until it is signed and approved by all parties.
11. **TAXES, ETC.:** The purchase price provided herein does not include any federal, state or local sales tax, duties, imposts, revenues, excise or other taxes which may hereafter be imposed by governmental authority or otherwise and which are made applicable to the apparatus or equipment covered by the Agreement. In the event that any such taxes are subsequently imposed and become applicable, the purchase price herein shall be increased by the amount of such taxes and such sum shall be immediately paid by Board to Sutphen. To the extent applicable, the prices and deliveries set forth herein are subject to the Defense Protection Act.
12. **INSURANCE:** Sutphen shall provide insurance insuring the Apparatus and Equipment against loss by fire, theft, or collision and insuring against property damage and personal injury until pick-up and acceptance of the Apparatus and Equipment.
13. **GENERAL:** This Agreement shall be governed and controlled as to interpretation, enforcement, validity, construction, effect and in all other respects by the law, statutes and decisions of the State of Ohio, Department

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of Administrative Services STS Contract #800257, Index No: STS618, any amendments thereto, the Price Schedule and the Exhibits attached hereto.

14. **JURISDICTION:** Exclusive jurisdiction and venue for any litigation at all related to this Agreement, directly or indirectly, based upon contract, tort, or other theory of law, shall lie in Medina County Court of Common Pleas, Medina, Ohio, and the parties hereto consent and submit to the general jurisdiction of this court.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be duly executed and attested by its duly authorized representatives, effective as of the date and year first written above.

WITNESSES:
CORPORATION:

Justin R. Dupler
Andy LeMurt

SUTPHEN

By: *Julia Sutphen Phelan*
Vice President

YORK TOWNSHIP BOARD
OF TRUSTEES

D.R. Hill

By: *Colene Conley*
Colene Conley

Terry S. Grogan

D.R. Hill

By: *Richard Monroe*
Richard Monroe

Terry S. Grogan

D.R. Hill

By: *William Pavlick*
William Pavlick

Terry S. Grogan