

YORK TOWNSHIP

Regular Meeting December 30, 2019

Trustees – Chairman William Pavlick, Richard Monroe, Todd Zieja
Fiscal Officer Margaret (Peggy) Russell

Present:

Trustee Bill Pavlick, Chairman
Trustee Rick Monroe
Trustee Todd Zieja
Fiscal Officer Peggy Russell
Dorothy Crouch – Zoning, Cemetery
Chief Ken Barrett

Also Present:

Judy Rodgers, Co. Auditor Office
Dave Hull
Matt Behner
Dick Hill
Other township residents

Chairman Bill Pavlick called the meeting to order at 6:30 p.m. and led the pledge of allegiance. Trustee Pavlick stated the meeting is being recorded for transcription purposes only.

Approval of Minutes

Approval of Minutes – **Moved by Trustee Monroe, second by Trustee Zieja to approve the Regular Meeting November 21, 2019, 2019 and Special Meetings , November 27, 2019 Special - Roads Levy, December 13, 2019 Special - Roads Levy.**
Roll: Monroe, yes; Zieja, yes; Pavlick, yes.

Fiscal Officer

RESOLUTION #19-12-02 to Approve Financial Reports for November 2019 – Moved by Trustee Zieja, second by Trustee Monroe to approve the financial reports for November including Appropriation Status, Revenue Status & Summary, Fund Status & Summary & November 2019 Bank Statement. Roll: Monroe, yes; Zieja, yes; Pavlick, yes.

RESOLUTION #19-12-03 to Approve Supplemental Appropriation Amendments for November and December as presented- Moved by Trustee Zieja, second by Trustee Monroe. Roll: Monroe, yes; Zieja, yes; Pavlick, yes.

RESOLUTION #19-12-04 to Request all Available Tax Advances for 2020 from the County Auditor. Moved by Trustee Monroe, second by Trustee Zieja. Roll: Monroe, yes; Zieja, yes; Pavlick, yes.

RESOLUTION #19-12-05 To Approve 2020 Temporary Appropriations in the amount of \$800,000.00. Moved by Trustee Monroe, second by Trustee Zieja Roll: Monroe, yes; Zieja, yes; Pavlick, yes.

Reminder, the payroll is one month in arrears, and the January payroll will be paying December wages. The incoming trustee and will not see the 1.75 cost of living increases until the February payroll for January wages. The incoming fiscal officer will receive a COLA for April payroll, paid in May. In the upcoming year, we will pay all the trustee wages out of the general fund and no longer split salaries between the GF and the Road and Bridge fund.

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RESOLUTION #19-12-06 to Confirm Trustees Paid at Maximum Amount by Law.
Moved by Trustee Monroe, second by Trustee Zieja. Roll: Monroe, yes; Zieja, yes; Pavlick, yes.

RESOLUTION #19-12-07 to Confirm Continue Purchasing Health, Dental and 125 Plan for Elected Officials and Full Time Employees with no deduction for benefits in accordance to ORC 505.60, 505.602. Moved by Trustee Zieja, second by Trustee Monroe. Roll: Monroe, yes; Zieja, yes; Pavlick, yes.

RESOLUTION #19-12-08 to Establish part-time employees hours to be less than 28 hours per week, &/or a maximum of 1500 hours per year. Part time employees waive all benefits. Moved by Trustee Monroe, second by Trustee Zieja Roll: Monroe, yes; Zieja, yes; Pavlick, yes.

RESOLUTION #19-12-09 to Confirm Township Funds may be spent for refreshments. Township funds may be expended to purchase coffee, meals, refreshments, or other amenities for the trustees, fiscal officer, employee or other persons the trustees deem necessary. Moved by Trustee Zieja, second by Trustee Monroe Roll: Monroe, yes; Zieja, yes; Pavlick, yes.

RESOLUTION #19-12-10 Authorize Fiscal Officer to make Year End Adjustments. Moved by Trustee Monroe, second by Trustee Zieja Roll: Monroe, yes; Zieja, yes; Pavlick, yes.

RESOLUTION #19-12-11 to Confirm Pay Rates

Chief Ken Barrett - \$1,200.00/mo
Dorothy Crouch - \$16.50/hr. Administrative Assistant
Dorothy Crouch - \$1,000.00/mo Zoning Inspector
Dorothy Crouch – 482.99/mo Town Hall
Dorothy Crouch - \$16.50 Cemetery Sextant
William Crouch - \$350.00/mo Light Maintenance
John Kollar – 15.50/hr General Maintenance
Guy Roach - \$15.00/hr General Maintenance
Mary Lenarth - \$450.00/mo Zoning Secretary
Mary Lenarth - \$12.00/hr Office Work
Zoning Board Members - \$27.00/mtg.
Zoning Board Members - \$10.60/training
Fire Department Pay Scale Rates continue as adopted in February 2020. Attached.

Motion by Trustee Monroe, second by Trustee Zieja. Roll Monroe, yes; Zieja, yes; Pavlick, yes.

Informed everyone that there are new W-4 forms for 2020 which all new hires must fill out. Gave several to the Chief for his payroll packets.

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Motion to Approve Payroll and Bills totaling \$101,908.25 (See attached). Moved by Trustee Monroe, second by Trustee Zieja Roll: Monroe, yes; Zieja, yes; Pavlick, yes.

Last year we had an increase in FD payroll after the January True Up was paid. We will probably have another \$5K true up this year to account for that. Paying the 2020 premium in full in December allows us to take advantage of the 2% rebate. **Motion to Approve \$21,262.00 to Bureau of Worker's Compensation. Moved by Trustee Monroe, second by Trustee Zieja Roll: Monroe, yes; Zieja, yes; Pavlick, yes.**

Motion to Approve Aladtec payment for subscription \$2,310.00. Moved by Trustee Monroe, second by Trustee Zieja Roll: Monroe, yes; Zieja, yes; Pavlick, yes.

Motion to Approve Ohio Public Entity Consortium \$5,025 for Employee Benefits. Moved by Trustee Monroe, second by Trustee Zieja Roll: Monroe, yes; Zieja, yes; Pavlick, yes.

Motion to Approve Over the Top Tree Service \$10,430.00 for Township Tree Trimming for Cemetery, Historical Society and Roads. Moved by Trustee Monroe, second by Trustee Zieja Roll: Monroe, yes; Zieja, yes; Pavlick, yes.

Motion to Approve Select Fire Training Center for \$3,215.16 and Pro-Tech \$1,739.00 for Bullet Proof Vests and Helmets for Reimbursing Safety Grant for Fire Department. Moved by Trustee Monroe, second by Trustee Zieja Roll: Monroe, yes; Zieja, yes; Pavlick, yes.

Motion to Approve Medina County Engineer \$4,358.19 for Salt for November. Moved by Trustee Zieja, second by Trustee Monroe Roll: Monroe, yes; Zieja, yes; Pavlick, yes.

Motion to Approve Fabrizi Trucking for \$12,399.50 for Salting and Paving for November and those received for December. Moved by Trustee Monroe, second by Trustee Zieja Roll: Monroe, yes; Zieja, yes; Pavlick, yes.

Motion to Approve PO's BC's – Moved by Trustee Monroe, second by Trustee Zieja to approve Purchase Orders and Blanket Certificates as presented. . Roll: Monroe, yes; Zieja, yes; Pavlick, yes.

Brief Year in Review – In January of 2019 we started with 140K in the bank. We are ending the year with \$120K, but we also added \$250K to the Star Ohio Account. We have just under \$2million at Star Ohio. The township has no debt obligations.

KLA Risk Consulting – Sent a reminder packet (in correspondence) enclosing recommendations. When we hire contractors, we need to have verbiage stating the township should be held harmless. We should work to get a contract for all regular contractors. Accord Liability statements should be submitted with the township as a specific listing. Trustees are responsible for roads and roads signage inspection schedule, park equipment schedule, Kim would like an update with respect to these recommendations.

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Set Organizational Meeting for January 7, 2020 5 pm.

George Wenner from BWC did short training on filling out the 300AP Annual Report. We had not submitted for 2018, so that has been submitted. The 2019 report will be submitted in January 2020. This is a detailed report of injuries that occurred while working for the township.

Fortunately we had no injuries for 2018, and none so far in 2019. Some items of note:

1. If a township employee is injured on the commute from his home to work, it is not a covered injury by BWC. A stay at a hotel is considered temporary housing, and therefore an accident after training or seminar would be considered off hours and not covered.
2. In the case of fatality, a report must be submitted within eight hours of incident to 1-800-671-6858. In the case of hospitalization, amputation, loss of eye must be reported within 24 hours to the same number. Other incidents should be updated within six days of the incident on the annual form.
3. Government Entities are covered by PERRP, not OSHA. George dropped off new posters with the updated information to post in the complex. One is posted in the Fiscal Officers office, the other in the radio room for the fire department.

Auditor's Office –Judy Rodgers reported the tax rates are not back from the state. There are no tax bills created yet. They are expecting them to arrive in the next week, or week and a half.

CAUV Renewals are out and due March 1, 2020.

Dog tags are still out there for people to buy; they are required by January 31, 2020.

Homestead Evaluations are underway for seniors 65 or older. Income limits are \$33,600 or less to qualify.

Fire Department – Currently we are at 310 runs for the year, which is more than 10% over last year's runs. The chief feels this is an unusual year and does not expect these number to continue to remain as high. It is expected to be higher because of growth within the township, but ten percent is a large increase. We will see what happens next year.

Chief Barrett – Lists the following recommendations for FD Officers for calendar year 2020:

RESOLUTION #19-12-12 to recommend the following members as Fire

Department Officers Effective January 1, 2020.

- Asst Chief Jason Creamer
- Captain Ed Szoke
- Lt. John Creamer
- Lt. Pat Villeneuve
- Lt. Ryan McDonnell
- Lt. Patrick Barrett
- Lt. Dan Sparks
- Engineer John Creamer

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Moved by Trustee Zieja, second by Trustee Monroe Roll: Monroe, yes; Zieja, yes; Pavlick, yes.

The chief has several pairs of boots that are old and not in functioning condition to dispense with. Chief will confer with the Fiscal Officer to update the inventory list as to which boots are being disposed of from the uniform list.

A grant for MARCS Radios was received. Details on execution of demands of grant will follow. We will maintain on the MARCS system for one year as per grant agreement. We will probably stay on after as well. All our radios will be compatible with other counties/entities.

Paige Smith completed EMT school and is scheduled in January for her testing. The chief would like to recommend Travis Auth receive EMT Basic Training at a cost of \$1,200 from the Medina County Career Center, and \$150 for paramedic training book totaling \$1350.00. **Moved** by Trustee Monroe, second by Trustee Zieja to pay \$1,350 for books and class to educate Travis Auth for EMT. Roll: Monroe, yes; Zieja, yes; Pavlick, yes.

Fiscal Officer Russell asked if we have a policy for requiring a commitment from the employees we pay for educational incentives. The chief reviewed the protocol for how a fire department /EMT sign a contract requiring them to serve a predetermined amount of time in exchange for the education/training. Passage and completion of all courses is a requirement or the funds must be repaid in full. Due to better vetting for new hires, we have not had any trouble with enforcement of this policy. Chief will give Fiscal Officer Russell a copy of the policy.

Town Hall, Zoning, Cemetery- Census information has been shredded and dealt with. Dorothy Crouch stated she will not be involved in the 2030 census.

Emerald Woods – the owner's are finally going to put a cul de sac in. Other ideas such as a t-street or stub street were discussed. The chief said a cul de sac is required. It is in the works, it will be interesting to see what happens from here.

Dorothy Crouch discovered that two of the doors in the facility look as though they have been tampered with. Photos of both doors were submitted for the trustees' inspection. The front door to the FD looks like forcible entry has been attempted. The pin on the main front entrance showed signs of being tampered with. She observed cameras would be a helpful tool for tracking down evidence.

For the past 22 years, Zoning Inspector Dorothy Crouch has used the same form for the township developments. She recently discovered the form she has been using for the conservation development was actually referencing the PUD development. She took the form and her actions to the prosecutor. He stated to be completely transparent and be honorable, we should refund fees submitted under this agreement since the reference to the ORC was 307 and should have been 306. Zoning needed to refund \$200 for fees, and \$10 per lot (37) totaling \$570. It was an honest mistake, and even though Ms. Crouch offered to reimburse the township for her mistake,

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both the prosecutors and the trustees felt this would not be necessary. Pulte Representative, Jim O'Connor still agreed to pay for the consultation fees for George Schmerigan totaling \$1,000.00. In addition, the fees for zoning had been increased last January; however old habits die hard, and Ms. Crouch continued to use the old fee schedule, charging \$50 instead of \$100. Again, she offered to pay for her mistake. A decision to update the paperwork and fees for the upcoming year, and grandfather the past years errors was placed before the board.

RESOLUTION #19-12-13 Trustee Zieja made the **motion** to accept the prosecutor's advice to forgive the mistakes in Zoning fees for using an incorrect form for Conservation Development totaling \$570 for the year and the oversight in updating fee increases for zoning fees totaling \$550 for the year. Both forms will be updated with correct information for the upcoming year. The trustees do not hold Dorothy liable for her honest mistakes. Second by Trustee Monroe. Roll: Monroe, yes; Zieja, yes; Pavlick, yes.

Trustees – the trustees at the last meeting of the year deliver no report. Trustee Pavlick opened the discussion up to the residents who attended this evening's meeting to voice their concerns about the Single Hauler Trash Contract.

A resident has questions about RESOLUTION #19-10-12 to approve execution of Rumpke Solid Waste Contract. Trustee Monroe expressed in conversation earlier in the day, this contract was about safety, saving money, and preserving the roads. He is not against these reasons, but for his situation, the cost is vastly increased over the current trash fee for service. The first he has heard of this resolution is through the flyer Rumpke sent out to the community laying out the specifics of the service change, but not the how and why the resolution came about. He wondered if trash hauler complaints about pricing and service in the community prompted the trustees to deliver a better option. He felt exercising the option of finding new service should have been left to the discretion of the individual or HOA to utilize free enterprise to improve their situation. The trucks tearing up the streets will probably not be solved by deterring five trash haulers from driving the streets as they are public roadways and there are many trucks on our roads. Why was the resolution passed at a special meeting and not at the regular meeting, and was this meeting advertised? Fiscal Officer Russell provided emails of the requests for meeting advertisements sent to the Gazette. Flyers were sent out just prior to Christmas from Rumpke; however, there are several residents who have not received anything in the mail. Dorothy asked for the addresses, and will reference the mailing list. Why was there no public hearing to allow people to input their ideas and to see if the public was interested in pursuing a waste district? Why was this not on the Township website? He feels this is a poor excuse of a website and offers nothing pertaining to the administration of services to the public. Another question posed -How can the township dictate to the residences that if they have a contract, it must be canceled and new service must be taken? Where does it say in the Ohio Revised Code that townships have that power to break contracts, is this Quid Pro Quo? Opt out – Space for opt out is limited, the township will only allow one permit for township trash and all others cannot do business in the township, what are they supposed to do... put the trash in the street and be arrested? Has the township failed to do what they have as a fiduciary obligation and provide services to the taxpayers? Condominium Associations he believes are considered under the law as commercial in nature and are treated that way. Does this "law" apply to all

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commercial establishments in the township effected? He has many more legal and otherwise questions to ask but he will end with these suggestions: pull the resolution, delay it and hold some public hearings to see what the people want before we get into various, costly legal battles without good reason. He thanked the trustees for the opportunity to speak on this subject, and gave us a copy for our records. (Attached)

The trustees started to systematically answer the questions, but were interrupted as the meeting conversation brought up additional comments and questions. In response to the first question, Trustee Pavlick reviewed the process starting two years ago with the formation of the waste district meeting with 10 other townships. At that time, there were meetings and public hearings advertised in the Gazette and on the website. Earlier this year, August – September the process to select a single trash hauler for the township began in earnest. There were many advertised meetings as we sorted through the information and followed the process outlined by the Medina County Solid Waste District and Medina County Prosecutor. When asked: why are we switching? Were there complaints? Since all the waste goes to the same place, it is about free enterprise? Trustee Pavlick said there were complaints about price and service from Shale Creek, Keswick etc. Trustee Zieja stated when Republic stopped picking up trash earlier in the year he received many request to do something better for the township. However, the residents from Lifestyles and Enclave, who arranged their own contract only pay \$14.00 per month. The new contract at \$19.65 per month is a 70% increase, and these residents are happy with the service provided.

How many complaints did the trustees receive? 50% of the township? What gives the right to the trustees to determine where residents should spend their money? What is next? Telling us what electrician or plumber to use? A resident does not want anyone telling him how to spend his money. Trustee Pavlick stated that the current process was prompted two years ago to offer a good rate for everyone. Years ago, the trustees were part of a group that negotiated natural gas prices for the township. Volunteer Energy on the gas bill offers the best pricing for natural gas. The townships, the county and the city put it out to bid, and were able to secure discount pricing for all. The difference is the ability to obtain natural gas from another provider. The opt out for trash does not allow alternative service. Another problem is the amount of commercial trash containers in the township for businesses located on residential/farm properties. Exemptions for these counts towards the limited number of opt out positions within the township and could potentially force those not qualifying to pay for unwanted/duplicate service. Trustee Pavlick stated there would be a meeting with the HOA and Commercial associations with the Medina County prosecutor's office, who acts as legal representation for the township, and Medina County Solid Waste when all return to work from vacations/time off. Do we have an exact number of people who can opt out? 6%.

A representative from the Lifestyles Home Owners Board association thinks the issue is with the contract with C. Martin which is a commercial contract servicing residences. He needs the trustees help in ironing out these details. There is a cancellation provision, but it entails \$10,500 in damages and residents must pay to have the containers utilized in the contract picked up. He looks forward to working with the trustees. There is an urgency to have this settled by mid-January, if they need to utilize the opt out option, rather than wait until the start date in March so they can figure out the

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process going forward. How can he arrange a meeting with the involved parties? Melissa Freeland is the representative from Enclave and Shale Creek the trustees have been corresponding with. Attached is a list of questions she had already submitted to Beth Biggins Ramer with answers. Meetings will be scheduled with Ms. Freeland and communicated to the associations by her, after January 5, 2020 when the prosecutor returns from leave. A resident stated he was in favor of what the trustees are trying to accomplish here, but he needs to find a way to make it work. If the associations are left to try and opt out as a possible solution, and the limit has been reached, will there be any negotiation through that? No. Although Trustee Zieja said that would need to be addressed at the upcoming meeting with the prosecutor. Determination if the single commercial contract counts as one contract, or counts each residence towards the number authorized for the opt out is the question waiting for resolution. He understands many people are upset with the way the process has unfolded. We did publish meetings and invite people to come and discuss and get the word out to the community. He realizes there were oversights, the information getting out there was not very informative, and there is still missing information.

The PUD a resident lives in was granted authority by the township and the county commissioners to act as a nonprofit organization to make legal, contractual decisions for the development. This new contract for the trash hauler seems to be in conflict with those rights established.

What about the developments that did not receive any mailer from Rumpke? The Pulte Development on Arapahoe Way did not receive mailers. Trustee Zieja felt they did confirm the addresses on that street. A resident called the county commissioners who affirmed any unpaid garbage bills would have the option to be attached to property taxes.

Trustee Monroe stated there was three reasons he felt this was a good option for the township. #1 – safety. The ability to control and have accountability for all trash vehicles on the road. #2 Garbage trucks damage more roads than any other vehicle according to the County Engineer. #3 Cost savings for the majority of the residents in the township who have been paying \$70-\$120 per quarter. A resident spoke up affirming the trustees' decision to have a single hauler. The rate they negotiated is cheaper than any rate he was able to find. Those members in the audience who were paying a lower rate felt it was unfair to increase their rate to pay the other residents to obtain a discount. Tipping fees are scheduled to increase in February. It is likely all trash service will see an increase in fees. The prices negotiated with Rumpke are good for 5 years, with three one-year extensions. A question was asked if the township would begin accepting opt-out forms tonight. Trustee Zieja stated he would collect forms at the meeting, hold them until midnight on December 31, 2019 and then enter them into the township form live on the website on the first. The forms handed in early will not be entered until after the first as a courtesy.

Richard Hill stated he has been following these events from the beginning. Trustee Pavlick spearheaded the pursuit of a single hauler trash district. He also feel the meeting times for the special meetings ranging from 4 -6pm were not conducive to attendance as people were coming home from work and the dinner hour.

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Trustee Zieja reviewed the history of the opt out decision. Originally, there was no opt out offered when townships started doing this. Initially the offer of 3% opt out was presented to York Township, since many other townships are hitting well below the 3% number. The Trustees felt that was too low for our constituent base and asked that it be increased to 6%. These numbers are presented to be fair to those switching to opt out, and to the trash haulers trying to provide a quote based on serviceable residents. Our legal stated we should not offer any opt-out, but we wanted to give options. These numbers are not negotiable per the contract.

Chief answered a question about open burning regulations. Must be in accordance with state regulations: contained in 3 foot diameter 2 feet in height area, only seasoned natural woods, cannot burn paper, cardboard or trash, 25' feet from any structure, must be attended at all times, and must have a method of extinguishment handy.

David Hull has also been following the process from the beginning. His question – we are the fourth township to go through this process. How could the prosecutor handling this contract and Beth from solid waste miss the question of whether the HOA qualifies as a commercial entity or is counted in the total number of residences? Can the township control a contract they are not part of? Trustees were told that any contract entered into by any residences regarding waste in the township would be null and void.

A resident commented on other trucks (Fabrizi) who leave the county overloaded with salt without regard to weight limits on the roads.

Trustee Pavlick will check to see if the Pulte association received notification about the cease and desist order for trash pickup March 2. The meeting with the prosecutor will be communicated with Melissa Freeman for the associations affiliated with her.

Who makes the final decision when a development is completed and signs off on it saying it has been completed according to plan. He has looked at the streetlights at certain developments and crosswalks and noted complaints from residents in these developments. Dorothy stated they have up to two years to make corrections. She knows it is not the township that signs off on it, but last time was a while ago, and she will find out.

Motion to Adjourn by Monroe, second by Zieja. Roll: Monroe, yes; Zieja, yes; Pavlick, yes.
Meeting adjourned 8:05p

William Pavlick, Chairman

Margaret Russell, Fiscal Officer

CORRESPONDANCE

- KLA Consulting packet – requires action
- ARAQMD Summit County Public Health (RT)
- Mossy Oak Properties – Advertisement (RT)

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- Ohio Cooperative Living (RT)
- First Energy Safety Information
- Notice of Bankruptcy Case Schmidlin
- First Energy – Notification of Planned Transmission Line Work for 2020
- National Pavement Expo Conference
- Bricker & Eckler Newsletter
- United States Bankruptcy Court – Schmidlin
- OTARMA Faithful Performance of Duty Coverage
- Tractor Supply Co: Important Account Notice: Action required
- OTARMA Update (RT)
- Ohio Safety Congress & Expo 2020 March 11-13 (RT)
- Medina County Recorder – Reminder to file Zoning Amendments and Changes
- Thank you We Care Medina Personal Care Pantry for MCTA (email)
- Bankruptcy - Schmidlin

Questions Presented by Melissa Freeland of Shale Creek with Accompanying Answers

1. Can the association continue to use C. Martin for the remainder of our contract?
A: No, per Section 5.18 of the Bid Document and Section 3.16 of the Agreement.
"Homeowner Association Transition-In Provision: Upon the commencement of the Contract on Monday, March 2, 2020, all Residential Units within the Township, including without limitation, Residential Units contained within a homeowners' association, shall begin utilizing and shall be subsequently charged for the Collection Services stated herein, except as otherwise provided in the Bid Documents."
2. If the association is required to use Rumpke will the township pay for all the legal fees pertaining to the lawsuit set against the association for breach of contract since you are requiring the association to use Rumpke?
A: No.
3. If the association is required to use Rumpke will they honor the current rate they have of \$14.20.
A: No.
4. If the Association is required to use Rumpke and they will not honor the price is the township going to pay the difference as we have already approved a 2020 budget and notified the residents as required by their legal governing documents and spent the money to mail coupon books.
A: No. Per Section 8.1 of the Bid Document and Section 6.1 of the Agreement, *"The Contractor, by and on behalf of the Township and as its agent, shall directly invoice and collect all Service Charges from each Owner of a Residential Unit under this Collection Agreement in a quarterly basis, pursuant to the authority in Section 505.31(b) of the Ohio Revised Code..."*
5. Will the township be reimbursing the association to send out new coupon books and mailers with a revised budget if the board is required to use Rumpke.
A: No. See question #4.
6. What type of service is being provided for \$19.95 per home?
A: None. Unlimited Service is being offered at \$19.65 per Residential Unit per Month.
"Unlimited Service – The Contractor shall provide the Residential Unit with one (1) 95/96-gallon Recycling cart and one (1) 95/96-gallon Solid Waste Cart. In addition to the 95/96-gallon Solid Waste Cart, Unlimited Service customers shall be entitled to place their own Cans or Bags curbside for collection once per week. Unlimited Service customers may also place Yard Waste and Bulky Items curbside for collection at no additional charge. The entire volume of Cas, Bags, Yard Waste and Bulky Items shall not exceed two (2) cubic yards or an area of space approximately 3' wide x 6' long xx 3' tall. This volume is in addition to Solid Waste or Recycling Carts placed curbside."
7. When will the owners be notified of this change by the township?
A: *"The Contractor shall include information pertaining to the management of Solid Waste and Recyclable Materials – signing up for a level of service; default level of service; placement of Carts at the curb; collection routes; holidays observed;*

Questions Presented by Melissa Freeland of Shale Creek with Accompanying Answers

extraordinary weather condition instructions; and other procedures and obligations of the owner or tenant of each Residential Unit before the initial delivery of each Recycling Container."

8. When will the contractor/vendors be notified their contract is terminated?
A: Bidders in the process were notified of the award of the contract to Rumpke on November 4, 2020.
9. How will owners get new can and when will their old cans from C. Martin be picked up?
A: See #7. C. Martin will arrange for the collection of the carts utilized in their service.
10. Who will arrange the swap of the cans? The board feels the township should since you are putting all this into place.
A: See #7.
11. Since these are private streets will the township now help pay for the maintenance of the streets?
A: No.
12. If the association has an issue with the service Rumpke is providing will the township be handling all the complaints since it is now your required contractor?
A: The contractor is required to maintain an office and telephone service with a non-toll telephone number from the Township, which shall be manned by a live operator and a supervisor on working days to receive any complaints or calls regarding the Collection Services from a Resident or the Township. The Contractor shall also maintain an emergency contact telephone number which is available twenty-four (24) hours per day, seven (7) days per week.
13. Why were owners or the management company not informed this was something that was in the works so Management could have notified residents so they could voice concerns and opinions.
A: This process began in September 2017. Discussions and the bid process have all been conducted as public meetings of the Township, with the requisite public notification. Local newspapers have also reported on the progress of this process since 2017.

Good Evening Trustees,

My name is Phill Grassa and I live at 2970 Island Creek Dr. Medina, Ohio 44256 a York Township residence.

I am here to ask a few questions regarding the recent Resolution #19-10-12 to approve the execution of the contract to Rumpke for Collection, Transportation and Deliver for Disposal or Processing Residential Solid Waste. Held at a Special meeting October 30, 2019.

Firstly, let me state that I am not against the reasons that your Trustee Richard Monroe stated to me today of "this is all about cost, safety and roads" in our township. So, let us not go there at this time, because the cost is vastly increased over what we pay.

The first time I have heard of this resolution is by a flyer that came in the mail just prior to Christmas. The flyer lays out all the specifics but not show how and why the resolution was passed. So, I have a few questions to ask about the "how and why" it came about.

- 1. I do not know or heard of anyone in the township complaining about "waste". Was the service so bad, people were demanding "WE BETTER GET BETTER SERVICE". I do not think so, why, because they would have re-contracted with someone else. That's called free enterprise.**
- 2. The price "WAS TO HIGH", no, again free enterprise.**
- 3. The trucks are" TEARING UP OUR STREETS" again there are only 5 suppliers in the township and there are many trucks on our roads, they are "public roadways" and I do not think you can deter the traffic just "because".**
- 4. I know that the trustees meet every 4th Monday of the month and this resolution was passed on October 30, 2019, a Wednesday. The Ohio Revised Code states that all special meetings MUST be advertised 30 days prior to the meeting in all local media available to the public in the township. Question, was that done?**
- 5. A flyer mailed to only a few does not count. There are subdivisions that have not heard about plan nor did they receive the flyer.**
- 6. Why no public hearing to allow the PEOPLE to input their ideas and to see IF they are for it.**

7. Why was this not on the Hall website? Oh, I know, that is a poor excuse of a site and it offers NOTHING pertaining to the administration of services to the public.
8. Another direction I would like to take now is how can the township dictate to the residences that "IF YOU HAVE A CONTRACT YOU HAVE TO CANCEL IT AND TAKE OUR SERVICES" Where does it say in the Ohio Revised Code that Townships have that power to break contracts. This sounds like "Quid Pro Quo"
9. Next, if you don't like it you can opt out! Well you provide only 100 out of 1900 to opt out. Oh no! Since you decided on that you no longer will receive trash collection BECAUSE the township will only issue 1 permit for township trash and all others CANNOT due business in the township. What are we supposed to do, just throw the trash out onto the street and YES you said it get arrested? But has the township failed to do what they have as a fiduciary obligation and PROVIDE services to the taxpayers?
10. Condominium Associations, "I believe" are considered under the law commercial in nature and are treated that way. So, does this "law" apply to ALL commercial establishments in the township effected.

With this said I will stop the questions, and I have many more, legal and otherwise to bring to your attention. The last thing I would like to say is, my suggestion would be to pull this resolution, delay it, and hold some public hearings to see what the people want. And before we get into various legal battles that going to cost us a lot of money for no good reason.

Again thank you for this opportunity to speak on this subject.

**ERHART/YORK TWP
FIRE DEPARTMENT
REIMBURSEMENT SCHEDULE
Effective FEB. 1, 2019
Adopted at Trustee Mtg 02/28/2019**

Reimbursement for participating on run responses, in accordance with department SOG's, will be based on certification levels in the following manner:

EMS CERTIFICATION LEVEL	PER CALL STIPEND	RESPOND STIPEND
Driver/FF	\$5.00	\$30.00
EMR	\$10.00	\$35.00
EMT-B	\$10.00	\$40.00
EMT-I	\$15.00	\$45.00
EMT-P	\$20.00	\$50.00
Probationary	\$5.00	\$20.00

FIRE CERTIFICATION LEVEL	PER CALL STIPEND	RESPOND STIPEND
36 Hour Vol. FF	\$5.00	\$30.00
Firefighter I	\$10.00	\$40.00
Firefighter II	\$20.00	\$50.00
Probationary	\$5.00	\$20.00

Fire Investigator	\$30.00
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Officer Annual Per-Diems, paid quarterly:

RANK	MONTHLY RATE	ANNUAL RATE
Asst. Chief	\$400.00	\$4,800.00
Captain	\$300.00	\$3,600.00
Lieutenant	\$200.00	\$2,400.00
Fire Inspector	Paid Monthly	\$20.00/HR
Engineer	\$150.00	\$1,800.00

Stipend for attendance and participation in Scheduled training/details will be as follows:

Full Participation Only	\$25.00
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Stipend for participation in On-Call Rescue Schedule will be as follows:

On-Call 6 Hour timeblock stipend	\$10.00
(9) Holiday On-call 24 hour block	\$100.00

Payment Listing

December 2019

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
601-2019	12/05/2019	12/05/2019	CH	Verizon Wireless	\$175.30	O
602-2019	12/03/2019	12/05/2019	CH	MBI Benefits/Alegeus	\$1,358.03	O
603-2019	12/03/2019	12/05/2019	CH	Anthem	\$7,601.52	O
604-2019	12/04/2019	12/05/2019	CH	MBI Benefits/Alegeus	\$11.78	O
605-2019	12/05/2019	12/05/2019	CH	MBI Benefits/Alegeus	\$249.40	O
606-2019	12/05/2019	12/05/2019	CH	Bureau of Workers Compensation	\$21,262.00	O
607-2019	12/09/2019	12/09/2019	CH	Lorain-Medina Rural Electric Coop, Inc.	\$11.00	O
608-2019	12/07/2019	12/09/2019	CH	MBI Benefits/Alegeus	\$36.47	O
609-2019	12/06/2019	12/09/2019	CH	MBI Benefits/Alegeus	\$59.65	O
610-2019	12/16/2019	12/16/2019	CH	Ohio Edison Co.	\$1,017.21	O
611-2019	12/18/2019	12/18/2019	CH	Columbia Gas	\$78.11	O
612-2019	12/17/2019	12/18/2019	CH	MBI Benefits/Alegeus	\$125.40	O
613-2019	12/16/2019	12/18/2019	CH	Huntington National Bank	\$119.82	O
614-2019	12/26/2019	12/19/2019	EP	Justin A Alferio	\$236.09	O
615-2019	12/26/2019	12/19/2019	EP	Kenneth Barrett	\$935.53	O
616-2019	12/26/2019	12/19/2019	EP	Patrick K Barrett	\$298.66	O
617-2019	12/26/2019	12/19/2019	EP	Matthew M Behner	\$643.12	O
618-2019	12/26/2019	12/19/2019	EP	Jason D Creamer	\$726.24	O
619-2019	12/26/2019	12/19/2019	EP	John Dean Creamer	\$367.25	O
620-2019	12/26/2019	12/19/2019	EP	Dorothy A Crouch	\$2,670.78	O
621-2019	12/26/2019	12/19/2019	EP	William J Crouch	\$273.23	O
622-2019	12/26/2019	12/19/2019	EP	Floyd E Echle	\$261.67	O
623-2019	12/26/2019	12/19/2019	EP	Ronald Michael Eckart	\$205.37	O
624-2019	12/26/2019	12/19/2019	EP	Philip N Geneaux	\$42.85	O
625-2019	12/26/2019	12/19/2019	EP	Adrienne J. Gray	\$45.90	O
626-2019	12/26/2019	12/19/2019	EP	John Kollar	\$164.39	O
627-2019	12/26/2019	12/19/2019	EP	Mary E Lenarth	\$388.57	O
628-2019	12/26/2019	12/19/2019	EP	Zachary Lohr	\$687.15	O
629-2019	12/26/2019	12/19/2019	EP	Ryan J McDonnell	\$251.65	O
630-2019	12/26/2019	12/19/2019	EP	Richard M Monroe	\$911.83	O
631-2019	12/26/2019	12/19/2019	EP	Hannah Marie Naumilket	\$45.90	O
632-2019	12/26/2019	12/19/2019	EP	William Edward Pavlick	\$889.33	O
633-2019	12/26/2019	12/19/2019	EP	Kristen Ann Piatt	\$150.29	O
634-2019	12/26/2019	12/19/2019	EP	Daniel Pierce	\$45.90	O
635-2019	12/26/2019	12/19/2019	EP	Alan Pratt	\$84.55	O
636-2019	12/26/2019	12/19/2019	EP	Margaret M Russell	\$1,523.35	O
637-2019	12/26/2019	12/19/2019	EP	Paige Smith	\$125.33	O
638-2019	12/26/2019	12/19/2019	EP	Daniel C Sparks	\$404.92	O
639-2019	12/26/2019	12/19/2019	EP	Kevin J Swantek	\$365.67	O
640-2019	12/26/2019	12/19/2019	EP	Edward S Szoke	\$448.74	O
641-2019	12/26/2019	12/19/2019	EP	Auth Travis	\$110.17	O
642-2019	12/26/2019	12/19/2019	EP	Patrick J Villeneuve	\$212.48	O
643-2019	12/26/2019	12/19/2019	EP	Jesse R Yount	\$588.52	O
644-2019	12/26/2019	12/19/2019	EP	Monica D Zieja	\$91.81	O
645-2019	12/26/2019	12/19/2019	EP	Todd Anthony Zieja	\$751.02	O
647-2019	12/26/2019	12/19/2019	EW	Public Employers Retirement System	\$2,535.96	O

Payment Listing

December 2019

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
649-2019	12/27/2019	12/20/2019	EW	Ohio Department of Taxation	\$337.87	O
650-2019	12/26/2019	12/20/2019	EW	Huntington National Bank	\$2,745.23	O
651-2019	12/27/2019	12/20/2019	EW	Huntington National Bank	\$271.64	O
652-2019	12/21/2019	12/21/2019	CH	Ohio Edison Co.	\$600.04	O
653-2019	12/19/2019	12/21/2019	CH	MBI Benefits/Alegeus	\$10.00	O
654-2019	12/18/2019	12/21/2019	CH	MBI Benefits/Alegeus	\$15.00	O
655-2019	12/27/2019	12/27/2019	CH	Armstrong	\$278.90	O
656-2019	12/21/2019	12/27/2019	CH	MBI Benefits/Alegeus	\$41.62	O
657-2019	12/28/2019	12/30/2019	CH	MBI Benefits/Alegeus	\$89.83	O
658-2019	12/30/2019	12/30/2019	CH	Melway Paving	\$133,528.49	O
20155	12/09/2019	12/09/2019	RW	Liverpool Township	\$297.83	O
20156	12/30/2019	12/18/2019	RW	Gloria Peyton	\$200.00	O
20157	12/30/2019	12/18/2019	RW	Guy Roach	\$200.00	O
20158	12/30/2019	12/18/2019	RW	Brenda Swartz	\$200.00	O
20159	12/30/2019	12/18/2019	RW	Bonnie Fisher	\$200.00	O
20160	12/30/2019	12/18/2019	RW	Merle Mack	\$200.00	O
20161	12/30/2019	12/18/2019	RW	Dorothy Crouch	\$200.00	O
20162	12/27/2019	12/20/2019	PR	Christine Barnes	\$133.68	O
20163	12/27/2019	12/20/2019	PR	Ronald W Fabich	\$124.67	O
20164	12/27/2019	12/20/2019	PR	Richard E Hill	\$143.42	O
20165	12/27/2019	12/20/2019	PR	David R. Hull	\$267.36	O
20166	12/27/2019	12/20/2019	PR	Christopher R Kosman	\$99.73	O
20167	12/27/2019	12/20/2019	PR	Roger J Mittler	\$99.15	O
20168	12/27/2019	12/20/2019	PR	Guy Roach	\$259.13	O
20169	12/27/2019	12/20/2019	PR	Jonathan M Steingass	\$249.34	O
20170	12/27/2019	12/20/2019	PR	Lowell E Wolff	\$259.13	O
20171	12/30/2019	12/21/2019	AW	Action Septic Service, Inc.	\$125.00	O
20172	12/30/2019	12/21/2019	AW	Aladtec, Inc.	\$2,310.00	O
20173	12/30/2019	12/21/2019	AW	Anthem Life	\$53.78	O
20174	12/30/2019	12/21/2019	AW	Boyer's Greenhouse	\$220.00	O
20175	12/30/2019	12/21/2019	AW	Breathing Air Systems	\$532.75	O
20176	12/30/2019	12/21/2019	AW	Croston Construction Ltd	\$675.00	O
20177	12/30/2019	12/21/2019	AW	Medina Co. Career Center	\$1,200.00	O
20178	12/30/2019	12/21/2019	AW	Medina Co. Sanitary Engineer	\$48.44	O
20179	12/30/2019	12/21/2019	AW	Ohio Business Machines	\$148.31	O
20180	12/30/2019	12/21/2019	AW	Ohio Public Entity Consortium	\$5,025.00	O
20181	12/30/2019	12/21/2019	AW	Ohio State Firefighters Association	\$100.00	O
20182	12/30/2019	12/21/2019	AW	Ohio Insurance Services Agency, INC.	\$617.15	O
20183	12/30/2019	12/21/2019	AW	Old Schoolhouse Catering	\$237.50	O
20184	12/30/2019	12/21/2019	AW	Over The Top Tree Service	\$10,430.00	O
20185	12/30/2019	12/21/2019	AW	Select Fire Training Cneter	\$3,215.16	O
20186	12/30/2019	12/27/2019	AW	Huntington National Bank	\$408.29	O
20187	12/30/2019	12/27/2019	AW	Boreman, Fred	\$120.00	O
20188	12/30/2019	12/27/2019	AW	Croston Construction Ltd	\$675.00	O
20189	12/30/2019	12/27/2019	AW	C. Martin Trucking	\$126.53	O
20190	12/30/2019	12/27/2019	AW	Cuyahoga Community College	\$120.00	O

Payment Listing

December 2019

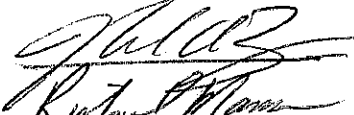
Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
20191	12/30/2019	12/27/2019	AW	Medina Co. Engineer	\$4,358.19	O
20192	12/30/2019	12/27/2019	AW	Pro-Tech	\$1,739.00	O
20193	12/30/2019	12/27/2019	AW	Fabrizi Trucking & Paving Co., Inc.	\$12,399.50	O
Total Payments:					\$235,526.57	
Total Conversion Vouchers:					\$0.00	
Total Less Conversion Vouchers:					\$235,526.57	

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.

Temporary Appropriations 2020
York Township, Medina


William Powell

FUND	APPROPRIATIONS
General (1000)	\$ 356,440.00
MVL (2011)	\$ 8,000.00
Gas Tax (2021)	\$ 50,000.00
Road & Bridge (2031)	\$ 30,600.00
Cemetery (2041)	\$ 10,000.00
Park Levy (2171)	\$ 21,300.00
Zoning (2181)	\$ -
Fire Levy (2191)	\$ 240,400.00
Perm MVL (2231)	\$ 10,000.00
EMS Service Fund (2281)	\$ 22,000.00
MISC Special Revenue (2901)	\$ 20,000.00
Public Works Commission	\$ 21,696.00
TOTAL	<u>\$ 790,436.00</u>