

## YORK TOWNSHIP

### Regular Meeting August 27, 2020

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

#### Present:

Trustee, Todd Zieja, Chairman  
Trustee Rick Monroe  
Trustee Bill Pavlick  
Fiscal Officer Peggy Russell

#### Also Present:

Dorothy Crouch – Zoning, Cemetery  
Residents

Chairman Todd Zieja called the meeting to order at 6:15 p.m. immediately following the second Special Meeting for the Permissive License Tax. Trustee Zieja stated the meeting is being recorded for transcription purposes only.

#### **Approval of Minutes**

Approval of Minutes – **Moved by Trustee Pavlick, second by Trustee Monroe to approve the Regular Meeting July 23, 2020, Special Work Session Meeting August 5, 2020, Special Meeting August 20, 2020 Permissive License Tax – 1st.** Roll: Monroe, yes; Pavlick, yes; Zieja, yes.

State and Local government entities throughout the United States have initiated lawsuits against opioid manufactures and distributors alleging past and future costs. The Medina County Prosecutors have filed a claim for York Township. They requested we consider passing a resolution acknowledging and authorizing this claim.

**RESOLUTION #20-08-01 TO AUTHORIZE THE FILING OF A GOVERNMENT OPIOID CALIMANT PROOF OF CLAIM AGAINST PURDUE PHARMA, L.P., AND OTHER RELATED DEBTORS IN CHAPTER 11 BANKRUPTCY CASE NO. 19-23649 (RDD) (Attached)** Moved by Trustee Monroe, second by Trustee Pavlick. Roll: Monroe, yes; Pavlick, yes; Zieja, yes.

As discussed in two special meetings, an additional township license tax on all motor vehicles in the township will be levied starting January of 2022 to be used for the maintenance and repair of township roads.

**RESOLUTION #20-08-02 LEVYING AND ADDITIONAL TOWNSHIP LICENSE TAX ON MOTOR VEHICLES PURSUANT TO OHIO REVISED CODE SECTION 4504.181 (Attached)** Moved by Trustee Monroe, second by Trustee Pavlick. Roll: Monroe, yes; Pavlick, yes; Zieja, yes.

#### **Town Hall, Zoning, Cemetery-**

Dorothy distributed an e-mail that was request for the board to adopt a proclamation to stand against prostate cancer. We have received this in the past. Trustees took literature and will look it over.

Mr. Carbone – on Fenn Rd applied for variance. Wants to put up a permanent metal carport, but he wants it 10' from the property line. Trustee Monroe said no, not permissible. Trustee Zieja said that is the little parcel, and he understands the desire to prevent bird poop on the camper. Trustee Zieja and Pavlick are ok with the variance request.

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Mrs. Santana – Flooding problems on her property during hard rains. She contacted Trustee Zieja, and now contacting Dorothy. This started when they improved SR252 near the library. Trustee Monroe stated to call ODOT. We can't get take care of this it , it involves road right of way.

Pulte – Did put in two handicap accessible ramps in order to get a permit for a model home in the new development. Dorothy stated there is no entrance back to the sidewalk, leaving handicap individuals in the middle of the street, and we need another two ramps placed. Jim O'Connor was going to attend tonight's meeting but a family issue prevented attendance. The other trustees agreed with Trustee Monroe, that an addition to the letter stating no permits will be issued by the township after the model home in the Steingass Development until the ramps in Forest Creek are installed. Pulte has agreed to install the other two ramps during the model home construction In Steingass Estates, it will be within 21 days of the model home starting.

Mrs. Bird – Chief Ken Barrett and Assistant Chief Jason are going to take care of the issue of the request for Fireworks permit for a wedding they will hold on the property.

Rumpke Letter – Dorothy wanted the Trustee Zieja to be aware the letter he is writing for the Rumpke trash opt out will need two weeks to process and prepare for delivery. Trustee Zieja is aware, and will have the letter ready for approval at the next meeting to allow for distribution in October.

Matt McManus – has called the office a couple of times He is very upset about the \$116 Rumpke bill and said he is not going to pay since he already has a dumpster. Every residential customer is required to have residential service. He wants someone from the township to take care of this. Dorothy suggested he come to the meeting to discuss the matter and get a better understanding of the process. Trustee Pavlick stated Mr. McManus is responsible for the bill and it will be assessed at the end of the year to his property if not paid.

Dan Archer – Norwalk Rd. There was a car wreck in his front yard tearing up the ditch and he would like the damage fixed. Trustee Zieja said to contact ODOT or State Highway Patrol, or he can go online at the highway patrol to search for accident by date. The responsible party can be billed for the damage.

7100 Elyria Rd. – A township resident is considering purchasing the property to use as part of his business. The property across the street may also be sold.

Cemetery – A Shrub near the water trough has died and Marilyn Erhman would like to replace it. It was planted in honor of Adrien Pasapaniki's mom. Types of trees and shrubs were discussed with them. They would like a flowering shrub. Trustee Monroe stated no trees, they can only plant a shrub. They will replace the sign when they replace the shrub.

There is a burial this Saturday for Evelyn Man at noon.

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Pilgrim Way – Some residents would like some maintenance done on a house on Wolff Rd. Such as the barns are not painted or maintained. Are you allowed to have a camper? If it is in the HOA and not in our code we cannot address it. The Township does not have maintenance code so some items are not under our jurisdiction. The Township cannot enforce HOA. I will see what is covered in our code and address items if they are warranted.

Livia Lane has a similar situation with new owners not being adequately informed about HOA rules and wanting to build a barn on the back of their property. Some residents say the HOA is gone and some say it is still there. Persons questioned me. I told them to go to the County records and see if it is still there or is it legally disbanded.

HOA's should have their own legal representation and are not enforced by township.

Shale Creek Resident would like the hydrant flushing schedule advertised. Since hydrant flushing is done annually by a volunteer force who squeeze these inspections into their free time after working their regular jobs we are not able to accommodate this request.

Mr. Leonard wants to look at changing the speed limit on Norwalk Rd to 35 mph on the other side of the bridge. This would have to be addressed with Ohio Dept. of Transportation since it is a state Highway.

Lot Splits -We have had several lot splits come in this month:

Bihn lot splits on Erhart Rd. Fuller has split lots on the south side of Norwalk.

Town Hall Rental – Since COVID 19, the town hall has not been available for rental. Dorothy offered to deduct a portion of her hall cleaning/rental pay, \$135, since many duties are not being done. Trustee Zieja appreciates the offer, but she still is cleaning and vacuuming, and setting up the town hall for the monthly meetings for social distancing, and the cleaning required after is probably more in depth than before COVID Trustees agree, her salary will remain as is.

**Invited Guests – I2C** Josh handles the camera security for many municipalities and cities including the Medina Police Department and Medina City Hall. We have quotes detailing Security Proposals for the Park totaling \$6586.00 and for the Township Office for \$5618.00. Trustee Monroe asked if we were still eligible for matching grants. Trustee Pavlick stated when he spoke with Steve Hambley, we might still get some money, a 50-50 matching grant. The cameras will be set to record 24/7 with 30 day retention, 4 mega pixel, Ultra HD, 130 degree large field of view, no management fees, one year warranty. If we choose to enroll in a maintenance program, the fee will be 8% of total per year. Trustee Monroe had questions about capacity, power in the park, and wanted the chance to look at the areas needing surveillance and talk with Josh after the meeting before making any decisions. Discussion ensued about power hubs, camera locations, wireless link to server, etc. The reason we are primarily looking into this is to hopefully prevent any more vandalism at the Gold Star Memorial, Park Playground Security, coverage of the parking lot, as well as building surveillance.

**Trustees**

## YORK TOWNSHIP

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#### Trustee Pavlick

Road Striping – Spoke with Andy Conrad who decided not to let the townships piggy back with the county, but is allowing townships to join together. There is one mile on Spieth missing lines and Pavlick will talk with Litchfield about the section on Erhart between Branch and Smith.

Road side mowing will begin after Labor Day. It will be a right away to right away pass.

The township is in need of more part time help for roads and general maintenance. Trustee Pavlick recommends a co-worker he has worked with at the sheriff's department who has recently retired and looking for some additional work. We are hoping to hire one more part time person for a total of three part time employees.

**RESOLUTION #20-08-03 to Hire Timothy Flanigan for General Maintenance** for the Township at the rate of \$13 for 30 days evaluation period (September) for part time work on roads. After successful completion of evaluation period his rate will be \$14.00. **Moved** by Trustee Pavlick, second by Trustee Monroe. Roll: Monroe, yes; Pavlick, yes; Zieja, yes.

New EPA contact – Trustee Pavlick reached out to discuss the septic and invited him to come out and look at our situation. He is hoping to agree to let us go under the Health Department.

#### Trustee Monroe

Jesse Yount has completed his 90 day evaluation period successfully.

**RESOLUTION #20-08-04** Motion by Trustee Monroe, second by Trustee Pavlick to adjust Jesse Yount general maintenance salary to \$14 per hour effective for September 1, 2020. Roll: Monroe, yes; Pavlick, yes; Zieja, yes.

Cemetery – we paid Weed Pro to kill the vegetation around the fence in May. They did not do a good job. After calling and meeting with them they wanted to charge an additional \$150 – half the fee to correct it. Trustee Monroe told them no, we might need to look elsewhere for next year and they will now spray the property lines for free.

Park – Jesse Yount and Matt Behner distributed topsoil on the trees that needed it.

Sherriff Tom Miller – contacted about the weather sirens. The county is upgrading to a new system frequency and since it would cost over \$10,000.00 to upgrade to a new system, Trustee Monroe wanted confirmation the Sherriff will maintain the old system. He assured us he would.

Certified Pest Control – has been out to the playground two times for ground nests and bees.

Roundabout – Informed Director ODOT Matt the roundabout looked terrible. Matt sent a crew the next day to weed wack. He hopes to find a landscaper to donate time for roundabout upkeep. This has not happened for the last seven years, so seems an unlikely solution.

## YORK TOWNSHIP

### Regular Meeting August 27, 2020

Trustees – Chairman Todd Zieja, William Pavlick, Richard Monroe,  
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Dan Becker – Taking over road striping for the townships. There is still time this year, but we need to discuss with him right away to get our remaining roads on the schedule.

Wolff Rd. – Grinding and paving have taken place, berming next, then temporary striping. Trustee Monroe asked Andy Conrad why we cannot do permanent striping right away? When we put permanent striping on top of temporary striping it looks terrible. Andy is getting away from temporary class one, and looking to start with permanent paint.

Rolling Thunder – Will be out this Saturday at 9am with buckets and rags to scrub down the Gold Star Memorial. Any help appreciated.

State of Ohio still offering septic help for failing systems. Interested Applicants need to meet minimum income requirements. Go to [H2.Ohio.gov](http://H2.Ohio.gov) for more information.

#### **Trustee Zieja**

Fire Chief – Since Chief Barrett will be retired effective September 30, 2020, we need to post an advertisement for the new fire chief. Spoke with the prosecutor who said the ad needs to run for a reasonable amount of time. It was decided to run the Gazette ad for three days next week, advertising the job description with a deadline for applicants of September 15, 2020. Dave Hull asked if it will be placed on the electric sign and on the website. Trustee Zieja will work with Dorothy to help him place the ad in the paper, and on the sign and website.

Opt-out Lottery – at the last meeting Norm Hinman suggested a lottery system for the opt out list. After checking with the prosecutor the answer is no. The wording of the contract calls for a first come first serve system. Trustee Zieja will have the email address in his Rumpke letter for residents to send time stamped requests starting January 1 – 31. He spoke with Lighthouse who can do an email account with an automatic response saying applicants are not guaranteed a spot on the list. Residents stated this system was unfair to elderly constituents who may not have the technology available to email.

#### **Fiscal Officer**

**RESOLUTION #20-08-05 to Approve Financial Reports for July 2020 – Moved** by Trustee Monroe, second by Trustee Pavlick to approve the financial reports for July including Appropriation Status, Revenue Status & Summary, Fund Status & Summary & July 2020 Bank Statement. Roll: Monroe, yes; Pavlick, yes; Zieja, yes.

**RESOLUTION #20-08-06 to Approve Supplemental Appropriation Amendments for August as presented- Moved** by Trustee Pavlick, second by Trustee Monroe. Roll: Monroe, yes; Pavlick, yes; Zieja, yes.

**Motion to Approve Payroll and Bills (See attached). Moved** by Trustee Monroe, second by Trustee Pavlick Roll: Monroe, yes; Pavlick, yes; Zieja, yes.

**YORK TOWNSHIP**

**Regular Meeting August 27, 2020**

Trustees – Chairman Todd Zieja, William Pavlick, Richard Monroe,  
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**Motion to Approve Blade to Blade for monthly mowing 2 in July, 3 in August, 8 labor hours in Park totaling \$3,910.00. Moved** by Trustee Pavlick, second by Trustee Monroe. Roll: Monroe, yes; Pavlick, yes; Zieja, yes.

**Motion to Approve Medina County Treasurer for 2020 Medina County Sheriff Communications Center Services: \$3,573.00 for Fire; \$10,069.00 Rescue/EMS totaling \$13,642.00. Moved** by Trustee Monroe, second by Trustee Pavlick. Roll: Monroe, yes; Pavlick, yes; Zieja, yes.

**Motion to Approve Over the Top to Remove & Trim Park Trees totaling \$4,000.00. Moved** by Trustee Monroe, second by Trustee Pavlick. Roll: Monroe, yes; Pavlick, yes; Zieja, yes.

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

Township received \$760.15 for COVID-19 Relief Credit for Healthcare.

Special Meeting Follow Up - Prosecutor Brian Richtor responded to the trustees' question if they could draw some of their salary out of Park Fund 2171 because of the amount of work done in parks and rec. The answer is no, the wording of the levy does not allow for trustee payroll to be drawn from this fund. In addition, doing park work is part of the job of being a trustee, and should be paid from the general fund.

Ballot Language for the November 3, 2020 General Election for the Parks Renewal Levy submitted for approval. After Trustees approve the Language. I can sign and will return to the Medina County Board of Elections.

Home Depot Credit Card – Jesse Yount card should be here by the end of August. Removed John Kollar and Guy Roach as authorized users.

Reminder of Purchasing Procedures for York Township – the purchasing process must be started with a requisition form completed and signed by supervisor. Any requisition over \$1,000.00 must also be signed by the Trustees. The fiscal officer will issue a PO Number. After a PO has been issued the vendor can be contacted to purchase service or product. The dates are important for audit trail purposes.

Records Retention Disposal – We received permission to dispose of the requested records from the Ohio History Connection State Archives of Ohio Local Government Records Program. The only exception being the FO9 has not quite met its 5 year retention period and will not be eligible for destruction until 12/31/2020. I will hold 2015 in its entirety until January and dispose of the records at that time. This is a quote received from Shred Rite, LLC is an authorized agent for Shred Nations. For our materials the price should be between \$85 and \$110. Materials will be

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shredded onsite while we observe.

Corona Virus Relief Distribution – In section 1, #2 the York Township most recently approved budget was as of April 17, 2020 which I put in the resolution. The actual date should have been the date the CARES Act was signed into law, March 27, 2020. The Ohio Office of Budget and Management suggested we both document the change and move forward. The prosecutor asked we make the change part of the official record.

**RESOLUTION # 20-08-07 To approve the date change from April 17, 2020 to March 27, 2020 in section 1, (2) of Resolution #20-06-07.** Moved by Trustee Monroe, second by Trustee Pavlick. Roll: Monroe, yes; Pavlick, yes; Zieja, yes.

**Trustee Monroe moved RESOLUTION #20-08-08 Establishing a New Fund- 2272 Corona Virus Relief Fund for Corona Virus Aid, Relief, and Economic Security Act Funds. Increase Revenue \$43,100 for Fund 2272. Increase Fund 2272 Appropriations \$43,100.00 in Account 2272-760-790 increased for necessary expenditures incurred due to the public health emergency. Second by Trustee Pavlick.** Roll: Monroe, yes; Pavlick, yes; Zieja, yes.

The deputy auditor sent a letter saying the resolution establishing the new 2272 Corona Virus Fund needs to be in her office by September 11, 2020 to be approved at the September 18 Budget Commission Meeting. After this approval the funds can be encumbered and spent. Anything not encumbered by October 31, 2020 needs to be returned to the county. Money not spent by December 31, 2020 must be returned. The Office of Budget and Management will give guidance on what type of purchases are considered eligible. Other townships have been authorized to purchase additional trucks with leather seats which will help with shared equipment and sanitization. Additional Computers to avoid shared work spaces, sanitizing dispensers for each entry way, new chairs without cloth seats for meeting rooms, and new windows for the town hall to provide ventilation for meetings are all possible uses for the money. We will look into what OBM will approve.

The Registration for the CARES Act – Coronavirus Relief Fund Local Government Assistance Program has been received and approved by the Ohio Grants Partnership administered through the State of Ohio Office of Budget and Management.

2020 Backflow test report for Medina County was not received by the Sanitary Engineer. Schaefer Plumbing was contacted. They faxed another copy of the report to the engineer's office.

#### **Fire Department**

The Chief was unable to attend the meeting due to a family occurrence. He submitted the following monthly report.

Run Responses attached. 36 responses this month with two structure fires outside the township. Training included FD operations, EMS and Hose Testing. Hydrants are still underway.

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Admin – we are in the process of completing the State MARCS Radio Grant purchasing and will have the new radios in service shortly. Capt. Szoke is compiling a list of EMS Supplies to complete our Active Shooter project using State EMS Grant funds. This will complete the project.

Personnel – We have one person completing background and medical assessments for hiring. They should be ready for next month's meeting. As notified last month, I am submitting my resignation/retirement letter at this month's meeting with an effective date of September 30, 2020. (Attached) I apologize for not being in attendance and thank the trustees for the opportunity to work with, and lead this department and for all the support the Township Trustee Board gives the Fire Department.

**RESOLUTION #20-08-09 Accept Resignation of Chief Ken Barrett effective September 30, 2020. Moved** by Trustee Monroe, Second by Trustee Pavlick. Roll: Monroe, yes; Pavlick, yes; Zieja, yes.

Zoning Secretary Mary Lenarth does mailings for zoning as part of her job duties. Without a credit card, she relies on Dorothy to send mailings. Can she have her own credit card so she is not dependent on Dorothy's availability to conduct zoning mailings in the timely manner. We can issue a Huntington card with a small limit.

**RESOLUTION #20-08-10 to Issue Mary Lenarth Huntington Credit Card for approved purchases as zoning secretary. Motion** by Trustee Zieja, Second by Trustee Pavlick. Roll: Monroe, yes; Pavlick, yes; Zieja, yes.

### Public Comment

**Dave Hull** – would like make a public records request to have the monthly report for Rumpke sent to him.

**Norm Hinman** – 1. What is going to be done with all those grindings at the Old York School Site? Trustee Monroe says we have a plan.

2. Opt out – People who do not have emails, computers or smart phones are getting screwed in the opt out process.

3. What is the township feeling on shipping containers brought into the township and placed on property? It is considered a shed, and if it is touching the ground a permit is required.

4. Ventura's place by the cemetery is a mess. Trustee Monroe stated it is being addressed, Dorothy is working on it.

**Dave Missler** – 1. Where are York Township zoning laws available? On the Website under Zoning.



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2. Opt out Dropouts for 2020 – When someone from the opt out list choses to be removed, can a person on the waiting list move up to take their spot? Prosecutor says no, after the list is finalized it stands for the year.

3. Permissive Tax – What is the outcome? We passed the resolution at the beginning of the meeting. It does not require voter approval. The spring road's levy failed, and this tax is only a band-aid.

4. Is there a development going in On SR 18? No, the Bihn farm has 9 lots off Erhart being split and Fuller has 4 lots on the south side of Norwalk The minimum size for a lot in York Township is 2.1 acres, excluding right away which is standard R1. Total acreage is 2.23 with 200' frontage. Conservation Developments, PUD have different requirements. Minor Subdivision rules if you do over 5 lots per year. Bihn's wanted lots, so divided into larger sections the first year, and

**Donna Surmitis** – The elderly residents of the township without email, cell phones are at a disadvantage when it comes to opt out procedures. The contract written by the prosecutor calls for a first come first registered opt out. Those submitting paper requests are at a disadvantage. Discussion ensued about the trash plan merits.

**Richard Hill** – Wolff Rd has temporary striping down the center, but no white strips on the side. The berm is very deceiving on this stretch and many areas where it is straight down. Permanent paint with sidelines will be striped soon.

**Motion to Adjourn by Monroe, second by Pavlick.** Roll: Monroe, yes; Pavlick, yes; Zieja, yes.

Meeting adjourned 7:55p

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Todd Zieja, Chairman

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Margaret Russell, Fiscal Officer

### CORRESPONDANCE

- ODA – Packets of Unknown Seeds from China (emailed)
- Medina County Commissioners – Medina County Sheriff Communications for 2020
- United Way 211
- Opioid RESOLUTION – (Handout)
- Cares Act Registration & Tracking (email)
- 2021 Cemetery Grant Reminder (email)
- OTARMA Annual Report (RT)
- Gwendolyn Evans – Bible Relevance (RT)
- Medina County Recycle – Public Comment Period for Draft Solid Waste Management Plan Update
- Life Force Closure Authorizations – (Work Session)
- Lifeforce Packet (RT)
- Medina County Solid Waste Program – Draft updated Solid Waste Management Plan
- Ohio Insurance Services – Triple 0 renewal
- Department of Health and Human Resources – HHS additional funds

The Board of Trustees of York Township, Ohio, met in regular session on August 27, 2020, commencing at 6:30 p.m. with the following members present:

William Pavlick

Todd Zieja

Richard Monroe

Monroe moved the adoption of the following Resolution:

**RESOLUTION NO. 20-08-01**

**A RESOLUTION TO AUTHORIZE THE FILING OF A GOVERNMENT  
OPIOID CLAIMANT PROOF OF CLAIM AGAINST PURDUE PHARMA, L.P.,  
AND OTHER RELATED DEBTORS IN CHAPTER 11 BANKRUPTCY CASE  
NO. 19-23649 (RDD)**

WHEREAS, states and local government entities throughout the United States have initiated lawsuits against opioid manufacturers and distributors alleging past and future costs, adverse impacts and various damages to their respective communities resulting from the conduct of those manufacturers and distributors that contributed to a crisis of opioid use in the United States with specific impacts on individual communities; and

WHEREAS, claims being filed by state and local governments and other entities and individuals are being removed from state courts to federal court and consolidated in National Prescription Opiate Litigation Case No. 1:17-md-02804, federal multidistrict litigation (MDL), in U.S. District Court in the Northern District of Ohio; and

WHEREAS, York Township is a member of a class of government opiate claimants that would be entitled to participate in a global settlement of the National Prescription Opiate Litigation without the necessity of filing a separate lawsuit; and

WHEREAS, the primary plaintiffs in the National Prescription Opiate Litigation have engaged experts to calculate an estimate of the past and future social service education, prevention, health care, law enforcement, lost tax revenue, etc. damages and costs resulting from the actions of opioid manufacturers and distributors for each political subdivision eligible to participate in the settlement of the National Prescription Opiate Litigation, including York Township; and

WHEREAS, a group of primary defendants, Purdue Pharma, L.P. and its affiliates, have filed for chapter 11 bankruptcy in the federal Bankruptcy Court in the U.S. District Court in the Southern District of New York, captioned as In re: Purdue Pharma L.P., et al, Debtors, Chapter 11 Case No. 19-23649 (RDD); and

WHEREAS, this Board, based on the recommendation of the Medina County Prosecutor's Office, the Township's statutory legal counsel, finds it appropriate to authorize the Medina County Prosecutor's Office to file a proof of claim on behalf of the Township, and to otherwise ratify any action taken by the County Prosecutor's Office to preserve the Township's claim.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of York Township, Medina County, Ohio, that:

Section 1. The Medina County Prosecutor's Office is hereby authorized and directed to file a Government Opioid Claimant Proof of Claim in the bankruptcy case pending in the U.S. District Court in the Southern District of New York, captioned as In re: Purdue Pharma L.P., et al, Debtors, Chapter 11 Case No. 19-23649 (RDD), on the Township's behalf, based on the available estimate of the value of the Township's claim.

Section 2. Any and all actions taken by the Medina County Prosecutor's Office prior to this authorization to preserve the Township's claim and to timely file a proof of claim in said bankruptcy case are hereby ratified and approved.

Section 3. It is hereby found and determined that all formal actions of this Board and of any of its committees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board or committees, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with the law.

Section 5. This Resolution shall be in full force and effect from and immediately after its adoption.

Pavlick seconded the motion.

Upon roll call on the adoption of the Resolution, the vote was as follows:

William Pavlick William Pavlick  
Todd Zieja Todd Zieja  
Richard Monroe Richard Monroe

Adopted the 27 day of August, 2020

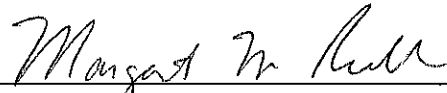
Margaret Russell  
Margaret Russell, Fiscal Officer  
York Township  
Medina County, Ohio

**FISCAL OFFICER'S CERTIFICATION**

**The State of Ohio, Medina County, ss.**

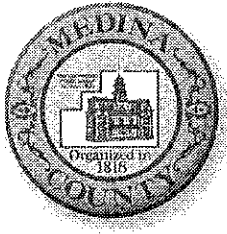
I, Margaret Russell, Fiscal Officer of York Township do hereby certify that the foregoing is taken and copied from the Record of the Proceedings of said meeting; that the same has been compared by me with the Resolution on said Record and that it is a true and correct copy thereof.

Witness my signature this 27 day of August, 2020.



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Margaret Russell, Fiscal Officer, York Township  
Medina County, Ohio



# S. Forrest Thompson

## Medina County Prosecutor

July 24, 2020

### CONFIDENTIAL ATTORNEY-CLIENT COMMUNICATION

*Sent via Regular U.S. Mail and E-mail*

Scott Salisbury  
Head of Criminal Division  
330.723.9535

Michael Lyons  
Head of Civil Division  
330.723.9539

Melissa Piszczek  
Head of Juvenile Division  
330.764.8399

Lisa Oleksy  
Head of Child Support  
Enforcement Division  
330.723.9546

Suzanne DeSantis  
Head of Victim/Witness Division  
330.723.9537

Board of Trustees of York Township  
York Township Hall/Office  
6609 Norwalk Road  
Medina, Ohio 44256

**Re: Opioid Litigation / Purdue Pharma Bankruptcy**

Dear Trustees:

States and local subdivisions throughout the United States have initiated lawsuits against opioid manufacturers and distributors alleging damages from the crisis of opioid use that resulted from the actions of those manufacturers and distributors. These lawsuits are being consolidated in *National Prescription Opiate Litigation* Case No. 1:17-md-02804, in U.S. District Court in the Northern District of Ohio. The United States District Court for the Northern District of Ohio has certified a "Negotiation Class" which would permit the townships to participate in a global settlement of the case without the necessity of filing a separate lawsuit.

Purdue Pharma, L.P., a primary defendant in the Opiate Litigation and maker of OxyContin, the drug widely seen as igniting the opioid crisis, has filed Chapter 11 bankruptcy case (*In Re Purdue Pharma, L.P., et al.*, Case No. 19-23649 (RDD) (Bankr. S.D.N.Y.)). All governmental subdivisions that may have opioid claims have been encouraged to file a proof of claim in the Purdue Bankruptcy before the deadline of July 30, 2020.

The Medina County Prosecutor's Office, as your statutory counsel, will file a Proof Claim for your Township before the deadline. While we do not regard it as necessary to have formal approval to file a proof of claim, we think it is prudent to ask the board of trustees to approve any action taken by this office to file a proof of claim on your behalf. Please consider approval of the attached resolution at the next regularly scheduled meeting of your board of trustees.

Feel free to call me at 330.723.9536 or Mike Lyons at 330.764.8404 if you have any questions.

Very truly yours,

  
S. FORREST THOMPSON  
Medina County Prosecutor

cc: Fiscal Officer

The York Township Board of Trustees, met in a regular meeting on August 27, 2020, commencing at 6:30 pm., at the York Township Fire Complex, 6609 Norwalk Road, York Township, Ohio 44256, with the following members present:

RICHARD MONROE WILLIAM PAVLICK TODD ZIEJA

The Fiscal Officer advised the Board that the notice requirements of Section 121.22 of the Revised Code and the implementing rules adopted by the Board pursuant thereto were complied with for the meeting.

*Moved by Trustee Monroe*

RESOLUTION NUMBER 20-08-02

LEVYING AN ADDITIONAL TOWNSHIP LICENSE TAX ON MOTOR VEHICLES, PURSUANT TO OHIO REVISED CODE SECTION 4504.181 IN ADDITION TO THE TAX LEVIED BY SECTIONS 4503.02 AND 4503.07 OF THE OHIO REVISED CODE AND ANY OTHER TAX LEVIED UNDER CHAPTER 4504 OF THE REVISED CODE, UPON ALL MOTOR VEHICLES THE DISTRICT OF REGISTRATION WHICH IS LOCATED IN THE UNINCORPORATED AREA OF YORK TOWNSHIP.

WHEREAS, §4504.181 of the Ohio Revised Code authorizes the Board of Township Trustees of York Township to levy an annual license tax for the purpose of paying the costs and expenses of enforcing and administering the tax provided for in Ohio Revised Code §4504.181; for the construction, reconstruction, improvement, maintenance, and repair of township roads, bridges, and culverts; for purchasing, erecting, and maintaining traffic signs, markers, lights and signals; for purchasing road machinery and equipment, and planning, constructing, and maintaining suitable buildings to house such equipment; for paying any costs apportioned to the Township under §4907.47 of the Ohio Revised Code; and to supplement revenue already available for the aforementioned purposes; and

WHEREAS, the annual license tax, shall be in addition to the tax levied by Sections 4503.02 and 4503.07 of the Ohio Revised Code and any other tax levied under Chapter 4504 of the Ohio Revised Code, on all motor vehicles the district of registration of which is located in the unincorporated area of York Township; and

WHEREAS, prior to the adoption of this within resolution levying an additional township license tax on motor vehicles, the Board of Township Trustees conducted two Public Hearings thereon, the first hearing having been conducted on August 20, 2020, and the second Hearing having been conducted on August 27, 2020, which date was not less than three nor more than ten days after the first Hearing date; and WHEREAS, notice of the date, time, and place of such Public Hearings was given by publication in a newspaper of general circulation in the Township once a week on the same day

of the week for two consecutive weeks, the first publication having been made on July 22, 2020, and the second publication having been made on July 29, 2020, which date was not less than ten nor more than thirty days prior to the first hearing.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees of York Township, County of Medina, State of Ohio, that: the Trustees herewith levy an additional township license tax on motor vehicles in accordance with §4504.181 of the Ohio Revised Code, upon all motor vehicles the district of registration of which is located in the unincorporated area of York Township, Medina County, Ohio and said annual motor vehicle license tax shall be in addition to the tax levied by Sections 4503.02 and 4503.07 of the Ohio Revised Code and any other tax levied under Chapter 4504 of the Ohio Revised Code; and

BE IT FURTHER RESOLVED THAT, the tax shall be at the rate of five dollars (\$5.00) per motor vehicle on all motor vehicles the district of registration which is located in the unincorporated area of York Township, Medina County, Ohio and shall be in addition to the taxes herein rates prescribed in §4503.04 and §4503.042 of the Ohio Revised Code, subject to the reductions in the manner provided in §4503.11 of the Ohio Revised Code and the exemptions provided in §4503.16, §4503.17, §4503.172, §4503.173, §4503.18, §4503.41, §4503.43, §4503.46 and §4503.571 of the Ohio Revised Code.

BE IT FURTHER RESOLVED THAT, the Fiscal Officer is directed to certify this resolution to the Ohio Registrar of Motor Vehicles.

BE IT FURTHER RESOLVED THAT, this 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.

BE IT FURTHER RESOLVED THAT, the within Township Motor Vehicle License Tax shall become effective September 27, 2020, which is a date thirty (30) days following the adoption of this resolution. Trustee Pavlick seconded the motion.

Upon roll call on the adoption of the resolution, the vote was as follows:

<u>Richard Monroe</u>	<u>Yes</u>	RICHARD MONROE, Trustee
<u>William Pavlick</u>	<u>Yes</u>	WILLIAM PAVLICK, Trustee
<u>Todd Zieja</u>	<u>Yes</u>	TODD ZIEJA, Trustee

FISCAL OFFICER'S CERTIFICATION

I, Margaret Russell, Fiscal Officer of York Township, Medina County, Ohio do hereby certify that the foregoing is a true and correct copy of the original resolution of the York Township Board of Trustees, Medina County, Ohio, adopted on August 27, 2020.

Dated: August 27, 2020   
Margaret Russell, York Township Fiscal Officer



# Erhart/York Township Fire Department

Medina, OH

This report was generated on 8/27/2020 8:37:29 AM



## Count of Incidents by Incident Type for Incident Status for Date Range

Incident Status(s): All Incident Statuses | Sort By: IncidentType | Start Date: 07/23/2020 | End Date: 08/27/2020

INCIDENT TYPE	# INCIDENTS
111 - Building fire	2
113 - Cooking fire, confined to container	1
321 - EMS call, excluding vehicle accident with injury	24
322 - Motor vehicle accident with injuries	3
611 - Dispatched & cancelled en route	6
<b>Total Incidents</b>	<b>36</b>

This report displays Incidents by Incident type for the selected Incident Status (es) and chosen date range. Nemsis 2 & 3 Incidents Included.



August 27, 2020

**ERHART/ YORK TWP  
FIRE DEPARTMENT**



Township Trustees,

I regret to inform you that I am unable to attend the monthly Trustee meeting due to a family occurrence. In my absence I am submitting this monthly report.

**Run Response:**

This month's runs are shown in the monthly run report attached. We had 36 responses this month, including 2 structure fires. Both were outside of our township.

**Training:**

Monday night trainings included: FD Operations, EMS, and Hose Testing. Hydrants are still under way.

**Administration:**

We are in the process of completing the State MARCS Radio Grant purchasing and will have the new radios in service shortly. Capt. Szoke is compiling a list of EMS Supplies to complete our Active Shooter project using State EMS Grant funds. This will complete this project.

**Personnel:**

I have 1 person completing background and medical assessments for hiring. Should be ready for next month's meeting. As I notified you last month, I am submitting my resignation/retirement letter at this month's meeting with an effective date of September 30, 2020.

Again, I apologize for not being in attendance and I thank you for the opportunity to work with, and lead, this department. Especially for all the support the Township Trustee Board gives to our Fire Department. Please contact me with any questions or concerns regarding these matters.

Respectfully submitted,



Ken Barrett, Fire Chief

August 27, 2020

**ERHART/ YORK TWP  
FIRE DEPARTMENT**



Township Trustees,

I want to thank you for the opportunity to be a part of, and lead, the Erhart/York Twp. Fire Department as your Fire Chief for the last 13 years. It has been my honor and privilege to fulfill these duties. We have all been through some very good and very tough times together. We achieved many successes in acquiring grant funds to fulfill needs of the department, including a new tanker/pumper, and experienced true tragedy at the loss of one of our own. Through all of this there has always been one true constant that keeps us strong, and that is that the Erhart/York Twp Fire Department is a family. Every member I have, and always will, consider to be a member of my family. I wish the department and its members the best of luck in the future. Therefore, it is with this letter that I submit my resignation from the department effective September 30, 2020.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Ken Barrett", written over a horizontal line.

Ken Barrett, Fire Chief

## Payment Listing

August 2020

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
301-2020	08/03/2020	08/03/2020	CH	Verizon Wireless	\$175.57	O
302-2020	08/15/2020	08/15/2020	CH	Lorain-Medina Rural Electric Coop, Inc.	\$12.47	O
303-2020	08/15/2020	08/15/2020	CH	Columbia Gas	\$33.38	O
304-2020	08/17/2020	08/17/2020	CH	Ohio Edison Co.	\$1,662.58	O
305-2020	08/17/2020	08/20/2020	CH	Huntington National Bank	\$113.70	O
306-2020	08/27/2020	08/23/2020	EP	Justin A Alferio	\$45.91	O
307-2020	08/27/2020	08/23/2020	EP	Travis Auth	\$81.90	O
308-2020	08/27/2020	08/23/2020	EP	Kenneth Barrett	\$1,033.15	O
309-2020	08/27/2020	08/23/2020	EP	Patrick K Barrett	\$476.37	O
310-2020	08/27/2020	08/23/2020	EP	Matthew M Behner	\$471.15	O
311-2020	08/27/2020	08/23/2020	EP	Gary Bromley	\$311.41	O
312-2020	08/27/2020	08/23/2020	EP	Alex A Colon	\$71.01	O
313-2020	08/27/2020	08/23/2020	EP	Jason D Creamer	\$808.66	O
314-2020	08/27/2020	08/23/2020	EP	John Dean Creamer	\$371.18	O
315-2020	08/27/2020	08/23/2020	EP	Dorothy A Crouch	\$2,879.42	O
316-2020	08/27/2020	08/23/2020	EP	William J Crouch	\$273.29	O
317-2020	08/27/2020	08/23/2020	EP	Floyd E Echle	\$197.44	O
318-2020	08/27/2020	08/23/2020	EP	Ronald Michael Eckart	\$361.15	O
319-2020	08/27/2020	08/23/2020	EP	Brodie Gagne	\$137.37	O
320-2020	08/27/2020	08/23/2020	EP	Philip N Geneaux	\$539.98	O
321-2020	08/27/2020	08/23/2020	EP	Adrienne J. Gray	\$518.76	O
322-2020	08/27/2020	08/23/2020	EP	Mary E Lenarth	\$806.91	O
323-2020	08/27/2020	08/23/2020	EP	Zachary Lohr	\$873.76	O
324-2020	08/27/2020	08/23/2020	EP	Ryan J McDonnell	\$183.95	O
325-2020	08/27/2020	08/23/2020	EP	Richard M Monroe	\$912.20	O
326-2020	08/27/2020	08/23/2020	EP	Hannah Marie Naumilket	\$498.36	O
327-2020	08/27/2020	08/23/2020	EP	William Edward Pavlick	\$905.49	O
328-2020	08/27/2020	08/23/2020	EP	Kristen Ann Piatt	\$173.63	O
329-2020	08/27/2020	08/23/2020	EP	Alan Pratt	\$313.78	O
330-2020	08/27/2020	08/23/2020	EP	Margaret M Russell	\$1,546.24	O
331-2020	08/27/2020	08/23/2020	EP	Paige Smith	\$162.10	O
332-2020	08/27/2020	08/23/2020	EP	Daniel C Sparks	\$505.58	O
333-2020	08/27/2020	08/23/2020	EP	Kevin J Swantek	\$398.63	O
334-2020	08/27/2020	08/23/2020	EP	Edward S Szoke	\$448.86	O
335-2020	08/27/2020	08/23/2020	EP	Patrick J Villeneuve	\$235.50	O
336-2020	08/27/2020	08/23/2020	EP	Jesse R Yount	\$802.97	O
337-2020	08/27/2020	08/23/2020	EP	Todd Anthony Zieja	\$750.28	O
339-2020	08/27/2020	08/24/2020	EW	Huntington National Bank	\$3,445.38	O
340-2020	08/27/2020	08/24/2020	EW	Ohio Department of Taxation	\$378.86	O
341-2020	08/27/2020	08/24/2020	EW	Public Employers Retirement System	\$2,780.75	O
342-2020	08/26/2020	08/26/2020	CH	Armstrong	\$278.90	O
20371	08/27/2020	08/26/2020	AW	Action Septic Service, Inc.	\$125.00	O
20372	08/27/2020	08/26/2020	AW	Anthem Life	\$80.67	O
20373	08/27/2020	08/26/2020	AW	Blade To Blade, LLC	\$3,910.00	O
20374	08/27/2020	08/26/2020	AW	Certified Pest Control	\$65.00	O
20375	08/27/2020	08/26/2020	AW	Croston Construction Ltd	\$480.00	O

**Payment Listing**

August 2020

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
20376	08/27/2020	08/26/2020	AW	Fallsway Equipment Co.	\$1,375.60	O
20377	08/27/2020	08/26/2020	AW	The Gazette	\$83.54	O
20378	08/27/2020	08/26/2020	AW	Krystowski Tractor Sales	\$197.77	O
20379	08/27/2020	08/26/2020	AW	Life Force Management, Inc.	\$395.62	O
20380	08/27/2020	08/26/2020	AW	Medina Co. Treasurer	\$13,642.00	O
20381	08/27/2020	08/26/2020	AW	Medina Co. Sanitary Engineer	\$45.02	O
20382	08/27/2020	08/26/2020	AW	Ohio Business Machines	\$105.64	O
20383	08/27/2020	08/26/2020	AW	Ohio Insurance Services Agency, INC.	\$7,508.02	O
20384	08/27/2020	08/26/2020	AW	Ohio Public Entity Consortium	\$392.95	O
20385	08/27/2020	08/26/2020	AW	Smith Bros., Inc.	\$399.90	O
20386	08/27/2020	08/26/2020	AW	WEX Bank	\$254.05	O
20387	08/27/2020	08/26/2020	AW	Over The Top Tree Service	\$4,000.00	O
Total Payments:					\$60,038.76	
Total Conversion Vouchers:					\$0.00	
Total Less Conversion Vouchers:					\$60,038.76	

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.

YORK TOWNSHIP  
2020 TONNAGE

	MSW	RECYCLE
JANUARY		
FEBRUARY		
MARCH	105.68	26.48
APRIL	131.06	30.38
MAY	135.91	29.1
JUNE	146.31	29.97
JULY	133.21	28.3
AUGUST	134.16	27.35
SEPT		
OCT		
NOV		
DEC		
TOTAL	786.33	171.58

PLEASE PRINT CLEARLY

YORK TOWNSHIP  
SIGN IN SHEET

DATE

Regular Trustees Meeting

\*\*\*\*\*

PLEASE SIGN IN

NAME

ADDRESS

1. Donna Szwed 6955 W. Smed

2. Norm Dinnin

3. Dick Hill

4. Joe Sokol 7660 Norwalk Rd.

5. Kris Sokol 7660 Norwalk Rd

6. Lamy Gespach

7. Dan Hill

8.

9.

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11.

12.

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