

REGULAR SESSION  
February 23, 2010

Mr. Ferrell called the meeting to order at 6:00 p.m.

Trustees Michael Printy, Timothy Coleman, and Jeffrey Ferrell answered the roll call.

The next scheduled meeting is the Work Session on March 2, 2010. The Regular Session scheduled for February 9, 2010 was canceled due to weather conditions.

Mr. Coleman moved to accept the agenda as presented. Mr. Printy seconded the motion. All were in favor.

Mr. Coleman moved to approve the Financial Statements for the periods ending February 9, and February 23, 2010. Mr. Printy seconded the motion. All were in favor.

Mr. Coleman moved to approve the Minutes from the January 12 Regular Session, January 19 Budget Session, and January 26 Regular Session. Mr. Printy seconded the motion. All were in favor.

Dean Frederick gave a presentation for the Bell Avenue park study. He stressed that they need to set a meeting for the steering committee to meet to go through the report page by page. They also need to identify the stakeholders. The steering committee will meet on March 2<sup>nd</sup> to discuss the next step in the process.

Pastor Ralph Gilbert of the North Pointe Baptist Church gave a presentation of the final development plans of their project at 3702 Hayes Avenue. Architect Don Highlander was also present. The plan includes a facility of approximately 11,700 sq. ft. that includes an auditorium, administrative offices, youth department and offices, children's quarters, kitchen and food pantry. They have a request in to ODOT for a second outlet. Their request includes the church facilities building, retention pond, road entrance, modular building, and parking lot. Mr. Ferrell asked what the modular building would be used for. Mr. Gilbert said that it would be either a missionary quarters or parsonage.

Mr. Coleman noted that the storm sewer goes to the retention pond. Mr. Gilbert said that was correct, the pond was a dry pond. Mr. Gilbert said that they were not in the flood plain, but the property across the road was. The County asked that they include a change in the size of the piping.

Mr. Printy noted that there were no time limits on the construction. He asked what the time line for construction was. Mr. Gilbert said they hoped to be worshiping in the facility within 18 months. The last piece of the puzzle is the entrance and that depends on ODOT. They hope the entrance is approved for the north.

Mr. Ferrell asked about the modular building. Mr. Gilbert said that it was 2,160 sq. ft., four bedroom, two full baths, living room, family room, dining room, and kitchen. It comes in two halves and is placed on a foundation. Mr. Printy said that he has seen the building. Mr. Gilbert said that the modular meets all the codes for the Township.

The property drains into Mills Creek. Mr. Ferrell noted the project was presented to the Erie Regional Planning Commission Technical Committee on February 19<sup>th</sup>. They and the Zoning Board have recommended approval. The only thing eliminated from the original plan is the recreational facilities.

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**Resolution #2010-0024**

**ACCEPTANCE OF DEVELOPMENT PLANS  
NORTH POINTE BAPTIST CHURCH**

Mr. Coleman moved to approve the development plans for the North Pointe Baptist Church, 3702 Hayes Avenue, with the Erie Regional Planning recommendations included. Mr. Printy seconded the motion. Roll call: Mr. Printy, yes; Mr. Coleman, yes; Mr. Ferrell, yes. Resolution adopted.

**Resolution #2010-0025**

**ACCEPT GRANT FOR DARE**

Mr. Coleman moved to accept a \$500 Grant from Ronald McDonald House Charities to be used for DARE or Safety Town. Mr. Printy seconded the motion. Officer Corbin had applied for the grant. Mr. Ferrell thanked Officer Corbin for her work on this. Roll call: Mr. Printy, yes; Mr. Coleman, yes; Mr. Ferrell, yes. Resolution adopted.

**Resolution #2010-0026**

**SUPPLEMENTAL APPROPRIATIONS – FIRE DEPARTMENT**

Mr. Coleman moved to approve the following supplemental appropriations:

1000-220-251-0000 Safety Vests	\$1,350.00
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Mr. Printy seconded the motion. Ms. Schaefer said that since the permanent appropriations were not going to be adopted tonight there following was also needed:

2192-230-319-0000 Physicals	14,000.00
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Mr. Coleman amended his motion to include both items. Mr. Printy seconded the amended motion. Ms. Schaefer said that the \$14,000 was balanced by a reduction in the Building line item, which is to be replaced at a later date. Mr. Ferrell asked Chief Myosky if he was aware of this change. Chief Myosky said that he was. He plans to replace the building funds with EMS collections. Roll call: Mr. Printy, yes; Mr. Coleman, yes; Mr. Ferrell, yes. Resolution adopted.

**Resolution #2010-0027**

**SUPPLEMENTAL APPROPRIATIONS – POLICE DEPARTMENT**

Mr. Coleman moved to approve the following supplemental appropriations:

1000-210-251-0000 Uniforms	\$5,700.00
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2261-210-740-0000 Equipment for Vehicles	5,600.00
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1000-210-190-0199 Salaries - Severance	3,500.00
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1000-210-190-0101 Salaries – Full Time	(3,500.00)
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Mr. Printy seconded the motion. Chief Klamar explained the money in Uniforms would allow each officer funds to purchase Class A uniforms. The Equipment is for the new Explorers that are yet to be purchased. The funds for both will come from assets that are being sold. Mr. Ferrell asked the Chief to recap the recent sales. Chief Klamar said the first Suburban sold for \$21,800. The second one currently has a bid of \$18,100 with a day to go. Ms. Schaefer noted that usually the bidding does not have activity until the last day. Chief Klamar said that the new vehicles would be used for daily patrol. Ms. Schaefer noted that the bid opening for the new Explorers is March 2, 2010 and four sets of bids have been given out. Mr. Printy asked if the department has a four-wheel vehicle for use in the snow. Chief said that they still have a Tahoe. Roll call: Mr. Printy, yes; Mr. Coleman, yes; Mr. Ferrell, yes. Resolution adopted.

**Resolution #2010-0028**

**JAMES SHIRLEY, RESERVE OFFICER**

Mr. Coleman moved to reclassify James Shirley from Part-time Patrol Officer to Reserve Officer, effective January 26, 2010. Chief Klamar explained that Mr. Shirley was hired as a full time dispatcher. Mr. Printy seconded the motion. Roll call: Mr. Printy, yes; Mr. Coleman, yes; Mr. Ferrell, yes. Resolution adopted.

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**Resolution #2010-0029**

**SUPPLEMENTAL APPROPRIATIONS – HIGHWAY DEPARTMENT**

Mr. Coleman moved to adopt the following supplemental appropriations:

2041-410-190-0001 Salaries – Full-time Cemeteries \$1,000.00

Mr. Printy seconded the motion. Ms. Schaefer explained that this was also included in the permanent appropriations. Roll call: Mr. Printy, yes; Mr. Coleman, yes; Mr. Ferrell, yes. Resolution adopted.

**DEPARTMENT REPORTS:**

**Fire Department**

Chief Hodges presented a letter from Douglas Simmons.

**Resolution #2010-0030**

**ACCEPT RESIGNATION OF PART-TIME FIREFIGHTER/EMS  
DOUGLAS SIMMONS**

Mr. Coleman moved to accept the resignation of part time fire fighter/EMS Douglas Simmons, effective February 23, 2010, due to personal reasons. Mr. Printy seconded the motion. Roll call: Mr. Printy, yes; Mr. Coleman, yes; Mr. Ferrell, yes. Resolution adopted.

Chief Hodges advised that the entire Township was due for their DFWP training. The approximate cost was \$1,400. The class is 2 hours per person. Mr. Ferrell asked if this was something could be done in-house without hiring an outside agency.

Chief Hodges asked that each of the Trustees read the memo that he had placed in their mailboxes regarding an issue that arose a couple of weeks ago.

**Highway Department:**

Daryel Sternberg reported that they had some repair issues, but the equipment was back in service. Mr. Printy noted that the employees of the department do take care of the equipment.

Mr. Ferrell asked if we were getting our salt through the County or ODOT? Mr. Sternberg said that we usually get it through the County because it is close and we do not have to quantities required by ODOT.

**Police Department**

Chief Klamar said that there is a repair issue with the DARE car. He wanted to know if it should be repaired or not. The Board decided the decision should be the Chief's and the mechanic's. If it is to be used for just Zoning and Administration, it could be repaired. Mr. Printy said that in addition to the radiator and struts, there is a stability issue. He thought the cost was more like \$2,000.

Chief Klamar said that they were ready to set up an account with GovDeals.com to sell the equipment that has been taken out of the vehicles. It was agreed that the Fiscal Officer was to sign the documents. The other item was whether we wanted them to accept payment. Chief Klamar said that if preferred to do the same as we did on e-Bay. We are not going to ship; they have to come pick it up. Ms. Schaefer said that there were no problems with the cruisers.

The contract with Galloway's terminated on February 28<sup>th</sup>. There are currently nine towing companies that have completed the application and will be on the rotation list. In the future only forfeitures will be held and they will be held at the Sheriff's impound lot. There will be a case-by-case decision as to which vehicles are going to be held for

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forfeiture. The Board wanted to be sure that the dispatchers were aware of the new policy. Chief Klamar said that they have had a meeting regarding this. Mr. Printy asked if there was a way to notify the owners of the location of their vehicles. Chief Klamar said that in regular tows, they would know unless they were taken to the hospital.

Chief Klamar requested an executive session for personnel.

**REPORTS:**

The January Zoning reported \$2,701.50 collected with one permit issued for remodeling.

**NOTICES:**

The Trustees approved a liquor request for a new D5A liquor license for the LaHacienda Authentic Mexican Restaurant, 5408 Milan Road.

The Board received copies of the resolutions passed by Erie County to place the Natural Gas and Electricity Aggregation issues on the May 2010 ballot. Mr. Printy asked if there was an effective date of the aggregation program. There was nothing in the resolutions as to the programs. Mr. Coleman noted that they were opt-out programs. Mr. Ferrell noted there will be several meetings with Mr. Burns and his company. Mr. Coleman suggested that it be placed on our website. Ms. Schaefer said according to the resolutions once adopted there will be at least two public meetings. Mr. Ferrell said that Mr. Burn's company would be financing the expenses for the ballot issues.

**TRUSTEE DISCUSSION**

Mr. Printy said that in co-operation with Perkins School the Board will be hosting on March 1<sup>st</sup> a presentation by Tim King regarding the 2010 Census. There has been news regarding the census and this is another opportunity to ask questions. The meeting will be in the High School Cafeteria, March 1<sup>st</sup> at 7:00 pm.

Mr. Ferrell reported on the meeting with Pabodie Design to design a new website for the Township. He requested that the Board enter into a contract with the design of a new website.

**Resolution #2010-0031**

**CONTRACT WITH PABODIE DESIGN STUDIOS**

Mr. Coleman moved to enter into a contract with Pabodie Design Studios, not to exceed \$6,000, to design and provide training for a new website. Mr. Printy seconded the motion. Ms. Schaefer asked if that was for a set period of time or just for the design and training. Mr. Coleman said that it was his understanding that after that we would be able to maintain. Mr. Coleman said that four years ago he was able with the assistance of Ohio Business College and the Fire Department to get our present website. He felt that this was the next step. Mr. Printy said that there were still issues that need to be taken care of before we can write the check. Mr. Ferrell said the vendor would work with all departments to design their web pages. He agreed we need to talk to the present vendor to be sure that there are no issues. Roll call: Mr. Printy, yes; Mr. Coleman, yes; Mr. Ferrell, yes. Resolution adopted.

**PUBLIC COMMENT:**

James Gilchrist, E. Strub Road, raised a question about a fence around the retention pond at Lakecrest. He presented an aerial photo of the property. He said that he has talked to the developer regarding the installation of a fence, but has not been successful. Nobody wants to deal with the issue. There have been ownership and maintenance issues. He believes that the safety issues of the pond be addressed before any further development is allowed. The pond holds a minimum of 4 feet of water and is the County's largest wet retention pond.

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Mr. Ferrell asked Chief Myosky to check the PUD and zoning regulations and report to Mr. Gilchrist and the Board. Lakecrest will be coming before the Board for further PUD development.

The fencing presently there is only 4 foot high and does not go the entire property line. Mr. Gilchrist would like a higher, privacy type fence. He noted that the dry retention pond across the street was mounded. He is not asking for mounding. Mr. Gilchrist also noted that there have been some maintenance issues. According to Ken Fortney, the pond has not been turned over to them.

Mr. Ferrell asked the department heads to turn any additional changes to their budgets so that the permanent appropriations could be adopted at the next meeting. He also asked that they have a plan on how to fund for future retirement payments. Chief Hodges said that his memo addressed that issue. Ms. Schaefer asked that they be given to her by Wednesday.

Mr. Coleman moved to go into executive session to discuss police personnel. Mr. Printy seconded the motion. Roll call: Mr. Printy, yes; Mr. Coleman, yes; Mr. Ferrell, yes. Motion approved.

Mr. Coleman moved to return to regular session. Mr. Printy seconded the motion. Roll call: Mr. Printy, yes; Mr. Coleman, yes; Mr. Ferrell, yes. Motion approved.

With no further business to be conducted, the meeting was adjourned at 8:20 pm.

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Jeffrey Ferrell, Chairman

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Diane Schaefer, Fiscal Officer