

REGULAR SESSION
August 11, 2009

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

Trustees William Dwelle, Timothy Coleman, and Jeffrey Ferrell answered the roll call.

The next scheduled meeting is August 25, 2009.

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

Mr. Coleman moved to accept the minutes from the Special Session of June 29, 2009, the Work Session of July 7, 2009, the Regular Sessions of July 14 and 29, 2009, and the Work Session of August 4, 2009. Mr. Dwelle seconded the motion. All were in favor.

Mr. Coleman moved to accept the Financial Statements for the month ending July 2009, and the period ending August 11, 2009. Mr. Dwelle seconded the motion. All were in favor.

Lisa Beursken and Jack Meyers of Erie County Solid Waste Division then gave a presentation on curbside trash collection and recycling programs. They are projecting a cost of \$35.00 per quarter compared to \$66.00 per quarter for individual contracts. Not only does this save the resident, but they also get the added benefit of the recycling program. Yard waste is extra.

Mr. Coleman asked questions regarding the yard waste portion of the programs. He was also concerned that we would be putting the small haulers out of business. Ms. Beursken stated that the small haulers could combine services or subcontract through the larger haulers. There are a number of different contracts that could be bid out.

Mr. Ferrell asked if there would be a savings if we bid out with Huron or Sandusky. Ms. Beursken thought that there would be an additional savings.

Mr. Coleman asked how this was billed. It is billed by the County as an additional charge on the water & sewer bill. Mr. Coleman asked how that would work for someone who did not take the service.

Mr. Dwelle asked how segregated the recycling had to be. Ms. Beursken said that it would be similar to the drop off site. That could be specified in the bid specifications. Usually there would be a container for trash, one for recycling, and one for yard waste.

Mr. Ferrell asked if there was an estimate of how many people recycled currently. Ms. Beursken said that was not a way to track it currently, but there is a way with the curbside program. Mr. Meyers said that they could provide a number of documents to be used.

Mr. Coleman said that he was not in favor of adopting any program that forces people to participate or puts the small haulers out of business.

Mr. Dwelle said that as recycling increases it would increase the useful life of the landfill. It would also allow our personnel to do other projects.

Mr. Coleman did like the idea that the curbside yard waste program would free up our personnel to do other much-needed projects.

Mr. Ferrell said that he likes the idea of bidding it out so that it was on our terms instead of someone else's terms. Mr. Meyers said that the Township always has the option to

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reject any and all bids. Mr. Ferrell asked that Ms. Beursken provide the documents for the Board's review.

Cheryl Best-Wilke said she did not understand how the haulers could do more and charge less. She also asked how this would affect the rates at the landfill. Mr. Meyers said that there were a number of options that his department has to offset the costs of the landfill and they are reviewing them all. From the standpoint of the haulers it is more cost effective for one hauler to pick up the entire street instead of just a few houses on the street. The haulers will also provide the containers.

Resolution #2009-0113

SUPPORT OF THE US ROUTE 250 IMPROVEMENT PROJECT

Mr. Dwelle moved to pass a resolution in support of the US Route 250 Improvement Project to be submitted by the Ohio Department of Transportation. This would be for the section of US Route 250 from Perkins Avenue to Bogart Road. Mr. Coleman excused himself for any discussion and vote on the subject for a potential conflict of interest. Mr. Ferrell seconded the motion. Under discussion, Mr. Dwelle gave some background information on the project. Mr. Dwelle asked if the sidewalks were part of the project. Mr. Ferrell said that the last MPO meeting that he attended ODOT would be in favor of the sidewalks if they were done on both sides of the road. Mr. Ferrell also said that there might be some funds leftover from the Route 4 project to fund part of this program. Ms. Wilke asked what was included in the improvements. Mr. Ferrell said that it included the lights and access roads. No matching funds are required from the Township. Roll call: Mr. Dwelle, yes; Mr. Coleman, abstains; Mr. Ferrell, yes. Resolution adopted.

Resolution #2009-0114

SUPPLEMENTAL APPROPRIATIONS – POLICE DEPARTMENT

Mr. Coleman moved to adopt a resolution to amend the appropriations to include:

2221-210-740	Drug Law Enforcement – Equipment	\$29,940.00
1000-210-251-0035	General Fund – Police Uniforms	\$450.00

Mr. Dwelle seconded the motion. Ms. Schaefer explained that the equipment was 12 MDT's for the police department with funds coming from the drug law enforcement fund carried over from prior years and current proceeds from sales, and fines. The additional uniforms are being funded by the sale of equipment. Mr. Coleman outlined the MDT program. He commended the department of locating the equipment at a very low cost. Mr. Dwelle explained how the MDT's would benefit the officers by giving them the tools to do their jobs. Roll call: Mr. Dwelle, yes; Mr. Coleman, yes; Mr. Ferrell, yes. Resolution adopted.

Resolution #2009-0115

SUPPLEMENTAL APPROPRIATIONS – HIGHWAY DEPARTMENT

Mr. Coleman moved to adopt a resolution to amend the appropriations to include:

2231-330-360	Permissive Motor Vehicle – Contracted Services	\$5,250.00
2231-330-599-0033	– Permissive Motor Vehicle – Paving	(\$5,250.00)
1000-610-190-0001	Parks – Salaries-Full time	\$4,500.00
2041-410-190-0001	Cemetery – Salaries – Full time	\$1,700.00
2041-410-190-0003	Cemetery – Salaries – Overtime	(\$1,700.00)

Mr. Dwelle seconded the motion. Ms. Schaefer explained that according to Superintendent Sternberg, the decrease in the Paving line item would still leave sufficient funds for the County's road program. Mr. Coleman explained the need for the tree removal. Roll call: Mr. Dwelle, yes; Mr. Coleman, yes; Mr. Ferrell, yes. Resolution adopted.

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Resolution #2009-116

REPAY ADVANCE TO FEMA FUND

Mr. Coleman moved to adopt a resolution to repay the advance made by the General Fund to the FEMA Grant Fund in the amount of \$16,000.00. Mr. Dwelle seconded the motion. Ms. Schaefer explained that it was an advance made at the end of 2008. Chief Myosky did not have anything to add. Ms. Wilke asked if this was coming from FEMA back into the General Fund. Ms. Schaefer said that it was. Roll call: Mr. Dwelle, yes; Mr. Coleman, yes; Mr. Ferrell, yes. Resolution adopted.

RESOLUTION #2009-0117

LEAVE OF ABSENCE FOR PART-TIME FIRE FIGHTER CHRIS NEWTON

Mr. Coleman moved to adopt a resolution granting a leave of absence to Part-Time Fire Fighter Chris Newton until February 1, 2010. Mr. Dwelle seconded the motion. Chief Myosky explained that Mr. Newton had gone from part-time to full-time at his other employment and is traveling a lot doing training. At this time he does not have time for Fire Department's training requirements, but does not want to resign at this time. Roll call: Mr. Dwelle, yes; Mr. Coleman, yes; Mr. Ferrell, yes. Resolution adopted.

Resolution #2009-0118

NOTICE OF NOXIOUS WEEDS

Mr. Coleman moved to adopt a resolution to notify the following property owner of a complaint of noxious weeds:

Parcel #32-01487.000 404 Boston Road, owned by Zloro Johnson

Mr. Dwelle seconded the motion. Roll call: Mr. Dwelle, yes; Mr. Coleman, yes; Mr. Ferrell, yes. Resolution adopted.

Department Reports –

Zoning

The July Zoning report shows collections of \$5,777.16 and includes one single-family addition, and one single family home. Mr. Coleman asked how many homes there was for the year. Chief Myosky said the total permits were only 9. It is believe that this may be the second new home permit for the year.

Fire

Chief Myosky outlined the warranty work done recently by Carnegie Motors on the new Sutphen pumper. He was also going to have them work on the tank valve on #251 ladder truck. Chief Myosky also reported that they had received payment from Pro-Am Safety for the damages done to the overhead doors.

Chief Myosky said that he had has received notification from Med3000 that the State is changing the billing process for Medicare/Medicaid transports. They can no longer bill the person, they must bill the institution. He does not know how this will affect the income from EMS. Ms. Wilke asked how this would affect a Medicare patient at their home. Chief Myosky said that he did not have enough information yet to answer that. He believes that it is for institutionally patients at this point

Chief Myosky advised that he had received the Fire Fighters Safety Grant submitted by Gary Guendelsberger for \$13,425.00 for the purchase of Knox boxes. The funded portion is \$12,754.00 with the 5% matching portion \$671. The question is where the matching funds are to come from. Mr. Dwelle asked what the specifications and criteria were from this fund. Chief Myosky said that there were no restrictions placed on the matching funds. He wanted to know if the Trustees were going to have the Fire Department fund it or whether it would come from the General Fund. Mr. Coleman said given that option he would prefer that it come from the Fire Department. Mr. Ferrell asked if there was an account that it could come from.

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Chief Myosky then talked about the interest earned on his investments not being put back into his accounts. He claimed that he was told that the ORC dictated that it go back to the General Fund and this proved not to be the case. He would like to see a line item created for the interest to absorb the expense of the grants. Chief Myosky asked if this was a favorable option. Mr. Ferrell said the last Financial does show that interest was recorded to a revenue account in the General Fund for the Fire Department. Chief Myosky said that it does not appear on his reports. Ms. Schaefer referring to a citation from 2002 said that the interest is to go to the General Fund, Motor Vehicle, Permissive Motor Vehicle, and Gas Tax. Those are the only funds that we currently have that earn their own interest directly. While at the Summer OTA Conference she posed the question. The consensus was to create a line item in the General Fund to show how much was generated from Fire Department funds, but stays in the General Fund. Ms. Schaefer said that she did the July interest that way, but has not had time to go back to the first of the year.

Getting back to the Grant, Ms. Schaefer said that her recommendation was going to be, that since it really benefited the residents of the Township, not the Fire Department directly, that the matching funds should come from the General Fund.

Chief Myosky questioned again the fact that he has not been able to find anything in the ORC that says he is not allowed to earn interest. Ms. Schaefer said you have look for those section that permit interest to be earned. She will provide the Chief a list of the funds that are credited with their interest directly. She said that she has taken the step to set up the revenue line item and record the July interest. She needs to add that to the list of reports that the Chief gets. She estimated that for the month of July the interest was around \$100.00

Chief Myosky then said that he had been approached by several banking agencies that were offering higher rates of interest and wanted to do business with us. One of the banks was US Bank. Chief Myosky wanted to know if we were entertaining offers from other agencies. Ms. Schaefer said that she did meet with the representatives from US Bank on the day the Chief brought them down. In the discussions, the representatives indicated that their rates were not as high as Citizens Banking on active funds. They were supposed to send some follow up information on fees and charges, which Ms. Schaefer has not received. The rates that we are getting on inactive funds through UBS are higher than what US Bank could provide at this time. Mr. Ferrell said that he was willing to go to any bank that could provide a higher rate. Mr. Dwelle agreed. Mr. Coleman cautioned that there could be problem with moving money too early.

Chief Myosky asked for the reference to the ORC that she was referring to regarding the interest. Ms. Schaefer said that she would. Ms. Wilke asked a series of questions regarding the recording of the interest. Ms. Schaefer explained that it stays in the General fund and that it is not simply deducting one from the other since one in income and the other is an expense.

Mr. Ferrell asked if we were back to the grant. Chief Myosky said that the matching part was \$671, or 5% of \$13,425. Mr. Ferrell asked if he had it in an account that he could pay it. Chief Myosky said if he was forced to. He then asked if he had enough interest in his line item. Mr. Dwelle said at this point it was not determined, but for July it was about \$100. Chief Myosky said that he has money in the Motor Vehicle Accident Escrow Account that he would recommend using. Mr. Dwelle noted that when the department can, the funds should come from the Fire Department funds. Mr. Ferrell said that at one time the Board did take the funds from the General Fund as a reward for getting the grants. But now the General Fund had been stretched. Mr. Dwelle added that if it is stretched too far then there are not funds for next year.

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Resolution #2009-0119

SUPPLEMENTAL APPROPRIATION FOR FIRE SAFETY GRANT

Mr. Dwelle moved to adopt a resolution for the following supplemental appropriations:

2193-220-740 Motor Vehicle Escrow – Equipment \$671.25 – 5% Matching

2283-220-740 Fire Safety Grant – Equipment\$12,753.75 – Grant

Mr. Coleman seconded the motion. Roll call: Mr. Dwelle, yes; Mr. Coleman, yes; Mr. Ferrell, yes. Resolution adopted.

Chief Myosky then discussed the way the EMS collections were being reported. He was against any changes. Ms. Schaefer explained the process. The only change in the paper trail is how the refund of the overpayments. Instead of being an expense, it is an adjustment of the original receipt. Chief Myosky claimed that he was dealing with unknown and did not want to change a system that works. Chief Myosky claims that the LGS representative said that the decision was the Trustees'. He did not want to do it in the middle of the year. He claimed that if we change the figures that he has been providing have been false. Ms. Schaefer explained that the net income would remain the same. Previous you had to deduct the refunds from the collections. Under the new system the collection account represents the new income. Ms. Schaefer said that there is a report that will summarize it.

Chief Myosky again asked that the method that has been in place at the start of the year stay in place. Mr. Dwelle stated that this was the recommendation and the net numbers remain the same. Mr. Coleman said that he would like to find out more about it before he made a decision. Mr. Dwelle said that some changes fall under the bookkeeping function and does not know that he needs to know every time there is a change.

Ms. Schaefer agreed. The appropriations are set by resolution by the Board. But the accounting of the revenues is left up to the fiscal officer to monitor. Have we been cited for it? No, because it is not a material condition. Has it been discussed in an audit citation? Yes. Has it been a training session with UAN and Local Government? Yes. In both cases the recommendation is to treat it as an adjustment. It is not an expense. It is a return of revenue and that is the way it should be accounted. The consensus of the Trustees was that it would be taken under advisement.

Police Department

Lt. Matthews reported that a good friend of the department, Robb Parthemore's father, had passed away over the weekend. The Board extended their sympathy to the Parthemore family.

Correspondence & Notices:

Ms. Schaefer read a thank you from Gary Guendelsberger to the Administrative staff for the luncheon held for him in April. Mr. Dwelle commented on the dinner that was held later.

The Township will re-bid the 2009 Issue II project. The legal ad appeared on August 7th. The bids will be opened on August 21st at 4:00 pm at a Special Meeting called for that purpose.

Kathy Niehm, Coordinator of the Bicentennial Program, is requesting old photographs and articles. Jeff Printy asked if she had contacted the Perkins Alumni Association.

Public Forum:

Mary Dirksten, Spenser Avenue, presented a petition from residents in the Woodlawn neighborhood for a skateboard track by the Wee Too Park. They have done some of the preliminary research for the project. She wanted to know where she should go next. Mr. Coleman asked what the matching amount was. She said it was from fund raising. The

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Trustees noted that the property is actually owned by the County. Mr. Dwelle said that it would probably result in a joint effort. Copies were made of the petitions. Mr. Ferrell said that they would have the Highway Superintendent follow up with the County.

Ruth Speer, Ransom Road, thanked the Highway Department for the nice job on Ransom Road. Mr. Ferrell said that some of the residents said that the drainage seems to have been corrected.

Trustees Discussion –

Support of Erie County Health Department Program

Mr. Dwelle moved to send a letter to the Erie County Health Department supporting their health and dental programs for the residents of the Township. Mr. Coleman seconded the motion. All were in favor.

Mr. Ferrell updated the Board on the current status of the health insurance negotiations. We have received preliminary numbers from United Health Care and firm numbers from Aetna. The numbers for United Health Care are changing for the worse based on the surveys that are back. Mr. Ferrell said that if there is no potential savings with going with United, then we should stay with Aetna because we know their service. Mr. Dwelle thought there was another option, which was to go to a monthly contract. Mr. Coleman asked when they would receive the final numbers from United Health Care. Mr. Ferrell said hopefully tomorrow. Mike Printy asked what the increase was. The increase was 59.9%. Mr. Printy asked if in the re-quotes, was there any change in the deductibles and type of plans. The Board said various plans were researched including HRA and HSA. Mr. Ferrell said that the plans reviewed shifted some of the costs to the employee. Ms. Schaefer asked if and when the increased payroll deductions would take place. Mr. Dwelle said that he would prefer to stay with the known. Ms. Schaefer clarified that the \$640,000 included the \$90,000 if we go with a HRA with United Health. The Board said that it did. Mr. Dwelle suggested that they get together once the final figures are available. Mr. Coleman noted that we could always have a special meeting to revise any resolution.

Resolution #2009-0120

APPROVE HEALTH CONTRACT

FOR THE PERIOD STARTING AUGUST 15, 2009

Mr. Ferrell moved to adopt a resolution to enter into a contract with either United Health Care or Aetna, for health insurance coverage, not to exceed \$635,000 per year, which would include the premiums and any amount put into a HRA. Mr. Coleman seconded the motion. Ms. Schaefer clarified that if the increase in premiums were effective 8-15-09, which coincides with the start of a pay period, then the increase in the payroll deduction would not take effect until the payroll being paid on 9-11-09. The Board said that this would need to be worked out with the bargaining units. Roll call: Mr. Dwelle, yes; Mr. Coleman, yes; Mr. Ferrell, yes. Resolution adopted.

Mr. Coleman moved to adjourn into executive session to discuss personnel with the Fire Chief. Mr. Dwelle seconded the motion. Roll call: Mr. Dwelle, yes; Mr. Coleman, yes; Mr. Ferrell, yes.

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

With no further business to be conducted, the meeting was adjourned at 9:15 pm.

Jeffrey Ferrell, Chairman

Diane Schaefer, Fiscal Officer