

RECORD OF PROCEEDINGS

Minutes of

REGULAR MEETING

Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held

December 06**10**
20

The Bath Township Board of Trustees met in the Trustees' Meeting Room on December 6, 2010, at 7:00 p.m. for the purpose of conducting the business of the Township. The President of the Board, Mrs. Elaina Goodrich, convened the meeting. Trustees present were Mrs. Becky Corbett, Mr. James Nelson, and Mrs. Elaina Goodrich.

PLEDGE OF ALLEGIANCE**WELCOME****APPROVAL OF THE AGENDA**

Mr. Nelson moved, and Mrs. Corbett seconded a motion to approve the agenda; the motion passed.

FISCAL OFFICER Sharon Troike

The Fiscal Officer requested, and **Mrs. Corbett moved, to approve the September 27, 2010 Special Meeting Minutes. Mr. Nelson seconded the motion; the motion passed.**

The Fiscal Officer requested, and **Mr. Nelson moved, to approve the October 13, 2010 Special Meeting Minutes. Mrs. Corbett seconded the motion; the motion passed.**

The Fiscal Officer requested, and **Mrs. Corbett moved, to approve the October 18, 2010 Regular Meeting Minutes. Mr. Nelson seconded the motion; the motion passed.**

The Fiscal Officer requested, and **Mr. Nelson moved, to approve the November 1, 2010 Regular Meeting Minutes. Mrs. Corbett seconded the motion; the motion passed.**

The Fiscal Officer requested, and **Mrs. Corbett moved, to approve the November 15, 2010 Regular Meeting Minutes. Mr. Nelson seconded the motion; the motion passed.**

The Fiscal Officer requested, and **Mr. Nelson moved, to approve requisitions and regular purchase orders 2010-05-1329 through 2010-05-1383, and payments totaling \$168,121.00. Mrs. Corbett seconded the motion and the Fiscal Officer called the roll; all aye, the motion passed.**

The Fiscal Officer requested, and **Mrs. Corbett moved, to approve intra fund transfers in the amount of \$650,676.45. Mr. Nelson seconded the motion; the motion passed.**

The Fiscal Officer recommended, and **Mr. Nelson moved, to not request a hearing for the Clearview Inn (2446 N. Cleveland-Massillon Road) stock transfer request to the Ohio Division of Liquor Control. Mrs. Corbett seconded the motion; the motion passed.**

The Fiscal Officer stated correspondence, board, commission, and committee logs were available for public view.

DEPARTMENT HEADS AND ADMINISTRATORS**Police Chief Michael McNeely**

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Crime

Homicide-	0	Burglary-	1	Traffic Crashes-	42
Robbery-	0	Theft-	6	Traffic Citations-	71
Rape-	0	Stolen Auto-	0	Criminal Arrests-	35
Aggravated Assault-	0	Arson-	0	Calls for Service-	537

Training

- Ofc. Grant Van Fossen, Ofc. Vito Sinopoli, and Ofc. Ben Falconer attended a Dept. of Homeland Security Symposium at the University of Akron.
- All sworn members received training on vehicle search and inventory procedures.

Noteworthy Incidents

- Sgt. Steve Brown, Ofc. Michael Gabel, and Communication Specialist Tracie Tsai were able to determine the location of a cellular 911 caller by using available technology. Tsai could only hear the caller screaming in the background on the phone. Brown and Gabel arrested the knife wielding woman after Tsai provided them with an address for the caller.

Recommendations: None

Fire Chief James Paulett

During the month of November we responded to 88 emergency calls; 52 out of Station One, 30 one out of Station Two, and 5 dual station responses.

On November 17, the department responded to Camp Christopher where two high school students had fallen on the ground below a 100 foot cliff. It was reported the two had a free fall of over 40 feet and tumbled another 60 feet off the cliffs. One youngster was transported to Akron General Medical Center by Med Flight helicopter while the other youth was transported to Akron Children's Medical Center by Bath Fire and Rescue.

Assistance was provided by Bath Police and Richfield Fire Departments. This was a wonderful example of inter-agency cooperation resulting in successful operations. Team building and inter-cooperation do not just happen, they are the result of personnel, at all levels, working and training together, purchasing appropriate equipment, discussing common goals and supporting employees.

Bath Police members Sgt. Brown and Sgt. Moats along with Officers Scott Barb and Steve Wolf worked hand in hand with fire department members removing the youngsters from the side of the hill, and creating a landing zone for the helicopter. Bath Dispatchers Jeremy Emerson and Matt Beck received the call, directed emergency responders to the site, contacted Richfield Fire for additional help, communicated with the Med-flight helicopter and overall did an excellent job coordinating activities. Richfield Fire members, Chief Joe Stopak, Lt. Ron Urban, Fire-medics Eric Ellis and Ron Boryk assisted with on-scene activities, as well.

On November 19 The Summit County Hazardous Materials team celebrated 25 years of service at the Summit County Fair grounds. Prior to the celebration, the Bath team was

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reviewed and typed as a Type I team by representatives from FEMA, making Bath a state and federal resource. The department is now capable of responding to CBRNE (Chemical, Biological, Radiological, Nuclear & Explosive) incidents, and this opens up increased opportunities for federal grant funding. This regional team is a collaboration between Summit County, Emergency Management Agency (EMA), the Summit County Fire Chiefs' Association and the University of Akron Training Center for Fire and Hazardous Materials. The team is staffed with members from local fire departments throughout Summit County and is a part of the Summit County Special Operations Response Team (SCSORT).

The chief wished residents a pleasant and safe holiday season and reminded residents to not leave home fires unattended, including lit candles, fireplaces, and stovetops and ovens.

Chief Paulett reported WKYC is offering a Hang up and Drive pledge to prevent talking and driving and texting and driving. He invited members of the audience to join him in the pledge and to visit WKYC.com for further information.

Recommendations: None

Service Director Bob Wilson

BUILDINGS:

The sunburst sculptures were reinstalled in the bell tower of Bath Center, and holiday wreaths and decorations were hung on all township buildings.

ROADS:

Snow and ice control has begun and approximately 1,000 tons of material are in storage.

Plow stakes have been installed on township roadways to guide night-time and storm plowing and to lessen plow damage to properties.

CEMETERIES:

Moore's Chapel Cemetery hosted two full burials during November.

Moore's Chapel Cemetery equipment shed received a poured concrete floor pad and a deteriorated wood floor was removed.

Landscaping has been protected from salt spray and damage by deer in all cemeteries.

Recommendations:

Mr. Wilson recommended, and **Mr. Nelson moved, to approve Change Order No. 2 for San Moritz Drive in the amount of \$1,567.00. Mrs. Corbett seconded the motion; the motion passed.**

Mr. Wilson recommended, and **Mrs. Corbett moved, to approve the purchase of a 2011 F-150 four wheel drive truck from Montrose Ford with title and tags for \$20,836.34. Mr. Nelson seconded the motion; the motion passed.**

Parks Administrator Michael Rorar

PARKS SYSTEM REPORTS:

- Park personnel finished the leaf clean up in all of the parks.

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- Park personnel have winterized all the parks – leaving out the bare essentials for winter use.
- Park personnel have planted the Living Trees in the parks for 2010.

BATH BASEBALL PARK

- Park personnel have removed the lip sod around the infield to all seven fields.
- Park personnel have cleared on either side of the property fence and the outfield fence of Field #8 at this park.

BATH COMMUNITY ACTIVITY CENTER

- No new business to report.

BATH HILL PARK

- No new business to report.

BATH NATURE PRESERVE

- Park personnel finished the annual mowing in this park.
- Over seven acres of scrub brush was cleared along the North Fork Trail in the area identified as the Garden Bowl.

Recommendations:

Mr. Rorar recommended, and Mrs. Corbett moved, to accept, with regret, the resignation of seasonal park personnel, Dean Zawistowski for the 2010 Park Season, effective November 12, 2010. Mr. Nelson seconded the motion; the motion passed.

Zoning Inspector/Administrator William Funk

During the month of November 2010, 6 zoning permits were issued in the following categories:

Type of Permit	Number Issued
New Residential	3
Sign	2
Pool	1

- Fees collected totaled \$1,163.10

Zoning Commission

October 7, 2010, Zoning Commission work session:

The Zoning Commission reviewed the draft request for proposal regarding the update to the Zoning Resolution. The RFP includes alternative energy, hamlet guidelines, and a review of our existing regulations for possible updates. The Zoning commission created a subcommittee, including two Zoning Commission members and one Appearance Review Commission member, to review the RFP's and select a consultant.

Appearance Review Commission

October 4, 2010, The Appearance Review Commission reviewed the cases as follows:

- **ARC 10-26**, Skip Collins, Allsigns & Design for Alladin's Eatery, recommended to approve review of new wall sign, 3895 Medina Rd., located in the B-2 district.

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- **ARC 10-27**, Joe Saporito, H.C. Lobalzo & Sons, Inc., recommended not to approve new wall sign, 61. N. Cleveland Massillon Rd., located in the B-1 district.
- **ARC 10-28**, David Sterett, Medina Signs for Bock & Clark, recommended to approve new monument sign, 537 N. Cleveland Massillon Rd., located in the B-1 district
- **ARC 10-19**, Gerald B. Reaven, Clearview Inn, LLC, more information needed for review of proposed new monument sign, 2446 N. Cleveland Massillon Rd., located in the B-1 district.

Board of Zoning Appeals

November 16, 2010, Board of Zoning Appeals did not hear any cases in November.

Recommendations: None

Township Administrator William Snow**Wye Road Bridge Lighting**

The Wye Road Bridge lighting on November 26 was a large success due to the Bath Business Association, and the efforts of Jody Miller and Nadine Clar. Mr. Snow thanked Chiefs Jim Paulett and Mike McNeely, Service Director Bob Wilson, Assistant Service Director Mike Rorar and their staff who helped in the planning and development of the event with the business association. Bath Fire Local 4130 also provided the light wands for the children.

Organizational Resolution for 2011

Development of the 2011 Organizational Resolution is underway and being updated for current practices and procedures.

BP Property

Mr. Snow reported township administration and legal counsel continue to have discussions with BP regarding tentative contract terms of the purchase of the property.

Bath Nature Preserve Bond Repayment

Mr. Snow announced the repayment of the Nature Preserve bonds was completed on December 1, 2010. This early repayment removes a .60 mill levy off of the tax duplicate for Bath residents and businesses, and reduces Bath's effective millage from 14.68 mills to 14.08 mills.

Recommendations:

Mr. Snow recommended, and **Mrs. Corbett moved, to appoint Mrs. Goodrich and Mr. Nelson to the Volunteer Fire Fighters' Dependency Board. Mr. Nelson seconded the motion; the motion passed.**

Mr. Snow requested the Trustees consider Resolution 2010-45.

Mrs. Corbett presented the following Resolution and moved its adoption:

**RESOLUTION 2010-45
TO ORDER THE REMOVAL OF THE STRUCTURES AT
2635 YELLOW CREEK ROAD, BATH TOWNSHIP, SUMMIT COUNTY, OHIO
(O.R.C. §505.86)**

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WHEREAS, the Bath Township Board of Trustees has determined that the structure located at 2635 Yellow Creek Road that the structure is unsafe, unsanitary, and unfit for human occupancy and presents an additional potential fire hazard; and,

WHEREAS, as a result of the above, it is the recommendation of the Summit County Building Department that the structure be razed.

NOW THEREFORE BE IT RESOLVED THAT pursuant to Ohio Rev. Code § 505.86 that the trustees shall provide for the removal of the structures at 2635 Yellow Creek and the township administrator is directed to retain the services of a contractor to perform the work and all expenses incurred, when approved by the board, be paid out of the township general fund from moneys not otherwise appropriated.

FURTHER, that all expenses incurred by Bath Township in performing such removal shall be entered on the tax duplicate and become a lien upon the property at 2635 Yellow Creek Road from the date of entry and thereafter collected as other taxes.

FURTHER, that a copy of this resolution is to be posted on the property, a certified letter sent to the property owner of record and a legal ad placed in a newspaper of general circulation indicating the intent of this board to contract for the work for the removal and to place a lien upon the property for all expenses incurred.

Mr. Nelson seconded the Resolution and discussion was held.

The Fiscal Officer called the roll:

Mrs. Corbett, Aye

Mrs. Goodrich, Aye

Mr. Nelson, Aye

Resolution Adopted

Mr. Snow recommended, and **Mr. Nelson moved, to renew the dental and life insurance contracts with Humana for 2011, with no increase in premium. Mrs. Corbett seconded the motion; the motion passed.**

Mr. Snow recommended, and **Mrs. Corbett moved, to adopt the 2011 calendar for Bath Township. Mr. Nelson seconded the motion; the motion passed.**

BUSINESS FROM THE BOARD

Trustees Elaina Goodrich, Becky Corbett, and James Nelson

Mrs. Goodrich introduced Kit Kelly of the new media outlet, Patch.com and asked Ms. Kelly to give an overview of the mission of Patch.com, which will cover Bath and Fairlawn.

COMMITTEE REPORT

Jeff Kerr of the Comprehensive Plan Committee gave an update on the committee's progress, citing the most predominant concerns brought forward over the past several months included those sections of N. Cleveland-Massillon Road in Bath where there is no sewer and water service, and the Medina Line/Route 18 area. Mr. Kerr stated the committee is close to finalizing the plan, and will host another public meeting before wrapping up. He stated information can also be found on the township's website.

FUTURE TRUSTEE MEETINGS AND EVENTS

December 8, 2010	Heritage Corridors of Bath- Meeting Canceled	5:30 p.m.
December 13, 2010	Work Session-TCR	9:30 a.m.
December 20, 2010	Agenda Session-TCR	9:30 a.m.

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December 20, 2010	Board of Trustees-TMR	4:00 p.m.
December 20, 2010	Bath Water & Sewer District Board-TCR	6:00 p.m.
December 20, 2010	Friends of Yellow Creek- Meeting Canceled	7:00 p.m.
December 24, 2010	Legal Holiday -Offices Closed- No Delay in Trash Service	
December 27, 2010	Agenda Session-TCR	9:30 a.m.
December 27, 2010	Board of Trustees-Settlement Meeting	1:00 p.m.
December 31, 2010	Legal Holiday-Offices Closed- No Delay in Trash Service	
January 3, 2011	Agenda Session-TCR	9:30 a.m.
January 3, 2011	Appearance Review Commission-TMR	5:00 p.m.
January 3, 2011	Board of Trustees-TMR	7:00 p.m.
January 6, 2011	Board of Zoning Appeals-TMR	7:00 p.m.
January 7, 2011	Heritage Corridors of Bath-4672 Heather Hills	7:00 p.m.
January 10, 2011	Work Session-TCR	9:30 a.m.
January 10, 2011	Friends of Yellow Creek-TMR	7:00 p.m.
January 17, 2011	Legal Holiday-Offices Closed- No Delay in Trash Service	
January 18, 2011	Agenda Session-TCR	9:30 a.m.
January 18, 2011	Board of Trustees-TMR	4:00 p.m.
January 18, 2011	Bath Water & Sewer District Board -TCR	6:00 p.m.
January 18, 2011	Board of Zoning Appeals-TMR	7:00 p.m.
January 24, 2011	Work Session-TCR	9:30 a.m.
January 28, 2011	Bath Attractions	10:30 a.m.
January 31, 2011	Work Session-TCR	9:30 a.m.

TCR-Trustees Conference Room (Administrative Offices)

TMR-Trustees Meeting Room, lower level, Bath Center

HBTH-Historic Bath Town Hall

CITIZENS' COMMENTS

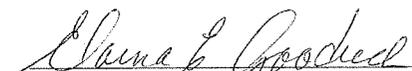
There were no citizens' comments.

ITEMS OF INTEREST

Mrs. Corbett read a letter of commendation from Chief McNeely, for Sgt. Brown, Ofc. Gabel, and Communication Specialist Tracie Tsai for their excellent work in response to a domestic violence call.

ADJOURNMENT

There being no further business before the Board, the meeting was adjourned at 7:55 p.m.


 Elaina E. Goodrich, President
 Bath Township Board of Trustees


 James N. Nelson, Vice President
 Bath Township Board of Trustees


 Becky Corbett
 Bath Township Board of Trustees

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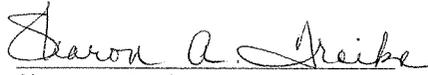
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Sharon A. Troike
Fiscal Officer
Date: December 6, 2010
Bath Township Board of Trustees

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