

RECORD OF PROCEEDINGS
REGULAR MEETING

6997

Minutes of

Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 1013B

Held **February 07**

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The Bath Township Board of Trustees met in the Trustees' Meeting Room on February 7, 2011, at 7:00 p.m. for the purpose of conducting the business of the Township. The President of the Board, Mr. James Nelson, convened the meeting. Trustees present were Mrs. Elaina Goodrich, Mrs. Becky Corbett, and Mr. James Nelson.

PLEDGE OF ALLEGIANCE

WELCOME

APPROVAL OF THE AGENDA

Mr. Nelson requested approval of the agenda. **Mrs. Goodrich moved, and Mrs. Corbett seconded a motion to approve the agenda; the motion passed.**

FISCAL OFFICER, Sharon Troike

The Fiscal Officer recommended, and **Mrs. Goodrich moved, to approve the November 29, 2010 Special Meeting minutes. Mr. Nelson seconded the motion; the motion passed.**

The Fiscal Officer recommended, and **Mrs. Corbett moved, to approve the January 18, 2011 Regular Meeting Minutes. Mr. Nelson seconded the motion; the motion passed.**

The Fiscal Officer requested, and **Mrs. Goodrich moved to approve requisitions and regular purchase orders 2011-06-00157 through 2011-06-0226 and payments totaling \$238,597.76. 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 \$41,353.71. Mrs. Goodrich seconded the motion; the motion passed.**

The Fiscal Officer reported the External Audit Committee held its pre-audit meeting and the 2010 audit had begun.

The Fiscal Officer reported Correspondence, Board, Commission, and Committee logs were available for public view.

DEPARTMENT HEADS AND ADMINISTRATORS

Police Chief Michael McNeely

2010 Annual Report

Chief McNeely presented his 2010 annual report as a Power Point presentation, showing a 20 percent decrease in crime in 2010 compared to 2009. Traffic crashes also fell by 10 percent from 2009 to 2010. The township Communications Specialists answered 59,147 phone calls in 2010, with 7,402 calls received on 9-1-1. Of the 9-1-1-calls received, 45 percent were made from cellular telephones.

During the year, Bath police participated in Project Pride, Safety Town, Relay for Life, Making Strides American Cancer Society Walk, Revere High School Street Law classes, Healthy Communities-Healthy Youth, and the Bath Business Association Bridge Lighting Ceremony.

January Report

Crime

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Homicide-	0	Burglary-	2	Traffic Crashes-	44
Robbery-	0	Theft-	8	Traffic Citations-	82
Rape-	0	Stolen Auto-	0	Criminal Arrests-	44
Aggravated Assault-	0	Arson-	0	Calls for Service-	557

Training

- Chief McNeely completed the Bureau of Justice Systems Criminal Intelligence Systems Operating Policies (28 CFR Part 23) training.
- Chief McNeely completed the United States Department of Homeland Security Protected Critical Infrastructure Information Program.

Metro SWAT

Bath Township currently is a member of the Metro SWAT organization. The township has one member, Sgt. Mike Clar, assigned to the team. His obligation to the team requires a minimum of eight hours of training each month.

The cost for Metro SWAT includes an annual membership fee of \$3,293, plus the costs of backfilling Sgt. Clar's position when he is gone, for a total approximate annual cost of \$15,000 per year.

The Ohio State Highway Patrol can provide SWAT services to Bath Township at no cost. Staff Lieutenant S.M. Rosta stated they are willing to provide their service to us.

Recommendations

Chief McNeely recommended the township withdraw from the Metro SWAT unit.

Mrs. Goodrich requested the subject be tabled to the next meeting to allow time to consider the proposed recommendation.

Fire Chief James Paulett

2010 Annual Report

Two-thousand ten was a very productive year for Bath Fire Department.

Personnel Recruitment resulted in ten additional part-time employees, five as part-time volunteers and five as substitute part-time fire-medics for scheduled shifts at fire Station Two.

The department completed promotional testing for Lieutenant positions, with the process continuing into 2011. Promotions will result in new leadership crucial for the success of a combination fire department. Administrative decisions will impact the operation of the fire department and how services are provided to residents.

Call volume for 2010 consisted of 1,272 Fire and EMS requests for service; 942 EMS calls and 330 Fire calls.

State required certification and re-certifications for firefighters and Emergency Medical Service personnel required many hours of continuing education. The township provides excellent training programs that fulfill minimum state requirements. To maintain excellence, personnel need continued exposure to additional education, through various schools and seminars in EMS and fire. In 2010 personnel attended 40 sessions of EMS, 58 sessions of Fire, 27 sessions of Technical Rescue/Hazmat, 24 sessions of Incident Command/Administration, and 7 sessions of Drive training. All of this training

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provided for successful outcomes to 2 calls at Camp Christopher, multiple fire calls, and several traffic accidents.

The Chief thanked the trustees for their support and assistance in keeping Bath Fire Department a model combination fire department, providing excellent service to the citizens of Bath Township.

January Report

During the month of January, the department responded to 101 emergency calls; 67 out of fire Station One, 28 out of fire Station Two, and six dual station responses.

During the month, firefighters and police personnel recertified in American Heart Association CPR and use of AEDs and Fire-medic Matt Null did a nice job of coordinating the certification for over 50 personnel.

Bath Fire Department Incorporated sponsored the annual awards banquet. The following were recognized for service achievements:

- Larry Hershey 65 years
- Tom Kamp 30 years
- Kevin Hylbert &
George Seifert 25 years
- Terry Brock 15 years
- Frank DeLorenzo 9 years' service and resignation due to relocating

Chief Paulett currently serves as a member of the Summit County Contractor's Registration Board and on the Executive Committee of the Summit County Special Operations Response Teams.

Assistant Chief Tim Gemind serves state-wide as a member of the All Hazards Incident Management Team. Additionally, he serves as President of the Summit County Fire Chiefs' Association.

Captain Walt Hower serves as the Director of Operations of the Hazardous Materials Branch of the County Special Operations Response Team.

John Carney, dive coordinator, serves in the same capacity with the water branch of the County Special Operations Response Teams.

Lieutenant Kevin Hylbert, Tom Kamp, and John Rodriguez serve as Zone Coordinators on the county Special Operations Teams

Tim Baker serves as President of the Summit County Firefighters' Association and also works as the horse show secretary.

Mike Marias is again serving as Horse Show Chairman for 2011. Tim Baker serves as Show Secretary, and Cheryl Jackson coordinates activities between the Bath Volunteers for Service and the fire department horse show staff. The Bath Volunteers for Service handle ticket sales and publicity for this annual event.

Recommendations: None

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Service Director Bob Wilson

2010 Annual Report

SERVICE DEPARTMENT PERSONNEL

- Service Department Personnel continued monthly and annual trainings:
- Drug awareness training, Trench/Excavation rescue, electrical safety and pre-treating, deicing road surfaces
- Retirement of Equipment Operator/Laborer, Mr. Greg Swiderski, September 1, 2010

TOWNSHIP ROADS

- Service Department completed more than 150 resident requests which included:
- Over 40 culvert replacements
- 5,000 linear feet of ditching
- Tree trimming and sign repair on over 62 miles of roadways.
- Snow and Ice Control on 124 lane miles of township roadways (1,929 tons snow and ice material with 1,672 man-hours during the 2009-2010 season)
- Major Projects on Township Roads included:
 - Reconstruction of the following streets in the Arbour Green Subdivision - Arbour Green, Autumn Leaves, Darlington, and Mallard Pond drives. Work by Kenmore Construction Company.
 - Reconstruction of San Moritz Drive. Work by Tri-Mor Corporation.
 - Asphalt paving on Caledonia Ave., Mackinaw Ave., Yellow Creek Ext. Work by Perrin Asphalt and Concrete.
 - Concrete section repairs on Round Hill and Olentangy Circle. Work by Perrin Asphalt and Concrete.
 - Emergency repair of a 24" cross over pipe on Spring Valley West Rd. Work by Bertolini Trucking Co.

BUILDINGS AND GROUNDS

- Historic Town Hall exterior was painted
- Bath Fire Department interior garage bays were painted
- An additional belfry sunburst (donated) was fabricated and installed
- Parking lots and drives at Bath Center Complex were repaved. Over \$34,000 of the cost was provided through an EPA grant.
- Six Hamlet Signs were sand-blasted, re-painted, and re-installed along Cleveland Massillon Road.

TOWNSHIP CEMETERIES

- Ms. Karen Beres was hired as Cemetery Sexton
- Ten burials and three cremations were held within the cemeteries
- General maintenance, footer installation, and headstone repair in five cemeteries

January Report

BUILDINGS:

Bath Center Building: No new business to report.

Road Building: No new business to report.

ROADS:

Service Department personnel are involved with ice and snow control, vehicle and

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building maintenance.

CEMETERIES: No new business to report.

Recommendations: None

Parks Administrator Michael Rorar

2010 Annual Report

- 2010 Community Update
 - In 2010 Park revenues were \$421,655 with roughly 93 percent being derived from the park levy.
 - In 2010 the Park expenditures were \$318,604 with 40 percent used on park personnel, 30 percent used on Capital Improvements, and 29 percent used on maintenance.
 - The Capital Improvements included the widening of the turn and adding parking spaces to the Bath Community Activity Center, installing the dug outs at the Bath Baseball Park (with RBSA donating half the funding towards the project), rehabbing and making the playground ADA compliant at Bath Hill Park and restoring the Regal Beagle at the Bath Nature Preserve.
 - In 2010 the Bath Parks reached 2,275 scheduled uses within the parks, such as baseball and soccer games. For the first time since the records have been kept the shelter rentals reached 100 scheduled uses. Special events held were Community Day, Concert Night, Movie Night, Fall into Nature, Baseball Family Fun Day, and the Rain Barrel Workshop.

January Report

PARKS SYSTEM REPORTS:

BATH BASEBALL PARK

- No new business to report.

BATH COMMUNITY ACTIVITY CENTER

- No new business to report.

BATH HILL PARK

- No new business to report.

BATH NATURE PRESERVE

- No new business to report.

Recommendations:

Mr. Rorar recommended, and Mrs. Goodrich moved, to authorize the purchase of a Ford F550 dump truck from Montrose Ford through the C.U.E. quote of \$41,461.40. Mrs. Corbett seconded the motion; the motion passed.

Mr. Rorar recommended, and Mrs. Goodrich moved, to post for three (3) positions of Seasonal Laborers for the 2011 season from February 8, 2011 to February 17, 2011. Mrs. Corbett seconded the motion; the motion passed.

Zoning Inspector/Administrator William Funk

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2010 Annual Report

Permits

- 126 Issued during 2010
 - 37 Accessory Structures
 - 23 Residential Additions
 - 18 Sign Permits
 - 13 New Residential
 - 13 Fences
 - 12 Business Use Certificates
 - 4 Subdivisions
 - 3 Swimming Pools
 - 2 Outdoor Storage Displays
 - 1 Commercial Additions
- 126 in 2010 vs. 118 in 2009
- New home starts increased from 7 in 2009 to 13 in 2010.

Appearance Review Commission

- 28 reviews in 2010
 - Gasoline Alley, recommended approval of the concept plans for the expansion of the restaurant.
 - Robek's Fruit Smoothies and Healthy Treats, recommended approval of the new wall sign.
 - Revere Road Synagogue, recommended approval of the expansion of the synagogue located on the northwest corner of Smith and Revere Road.
 - North Fork Plaza, recommended approval of the proposed new commercial building north of Gasoline Alley.
 - Bath Tractor, recommended approval of the proposed new accessory structure for the business.

Board of Zoning Appeals

- 27 cases heard in 2010
 - David Staats, approved conditional use request for a private softball field on Everett Rd.
 - West Market Plaza, 3897 Medina Rd., approved variance request for additional signage at West Market Plaza for the remodel of the theater to 3 new businesses.
 - Tim Merryweather, approved variance request for a reduction in the front yard setback for a clubhouse at Firestone Trace.
 - Crown Point received preliminary approvals for an expansion of their facilities.
 - Eric Boltz of Gameday, approved variance request to exceed maximum square footage for a stadium wrap for Revere Schools.
 - Hale Farm & Village, approved for a change in their original conditional use approval to allow the facility to hold a liquor license for catering purposes.

Zoning Commission

- The Zoning Commission looked extensively into alternative energy regulations, specifically wind energy in 2010. They held a public meeting with speakers in the field of wind energy systems as well as

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- further discussions with experts during their work sessions. They also reviewed the Summit County regulations on Internet Cafés and continue to monitor the County’s process with skill-based gaming. The Zoning Commission members attended a meeting with the Comprehensive Plan Update Committee to help with input to the Comprehensive Plan. With the upcoming completion of the Comprehensive Plan Update the Zoning Commission is in the process of selecting a consultant to incorporate the goals and objectives from the Comprehensive Plan. The Commission will also be reviewing the existing regulations for any other possible updates.

Comprehensive Plan Review Committee

- The Comprehensive Plan Update Committee has been working on the draft update of the comprehensive plan. The major changes to the Comprehensive Plan include changes to the northern portion of North Cleveland Massillon Rd. that would allow for mixed use residential and the area in the southwest corner of the Township that could potentially be used as a planned unit development overlay district. The Comprehensive Plan update allows for flexibility of the gateways along N. Cleveland Massillon Rd. One of the areas of concern voiced during the initial public hearing is the portion of N. Cleveland Massillon between Ira Rd. and Everett Rd., the updated plan recommends changes that would allow for attached housing along with small scale commercial uses.

The Southwest corner of the Township which includes properties along Rt. 18 from N. Hametown Rd. to Medina Line Rd. was another one of the areas that was of concern for the Township. With increased traffic along Rt. 18 and the influence of commercial coming in from the east and the west the Comprehensive Plan Update recommends utilizing a planned unit development (PUD) overlay district. The PUD would not only allow for denser residential development it would give the Township the ability to control the type of development by creating design standards.

Historic Preservation Committee

- In December all of the properties as well as the Multiple Property Documentation (MPD) that were submitted to the National Parks Service were approved to the National Register of Historic Places. The properties included in the listing are the Peter Voris home on Ira Rd., the Jeremiah Lambert home which is now Louis & Partners on Cleveland Massillon Rd., Brookdale Farm on N. Cleveland Massillon Rd., and the Ghent Historic district which includes the Woolen Mill, the Bake Shop in Ghent, the octagonal Bee House, the home and barn south of the Bake shop as well as two residences on Yellow Creek Extension.

Zoning Violations.

- 19 Zoning Violation Cases were started in 2010, and numerous signs in violation of the Zoning Resolution were removed.

January Report

No report for January was submitted.

Recommendations: None

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Township Administrator William Snow

2010 Annual Report

The township operated at 90 percent of budget with no reduction in services. The additional 10 percent was used as part of the carryover into 2011 to aid in anticipated shortfalls of revenue from the state and the uncertainty of reassessments by the county.

The Bath Nature Preserve bonds were paid off early on December 1, 2010, saving Bath residents .60 mills in taxes.

The BP property was purchased for a future renovation of the intersection to aid in traffic flow.

Project Pride was carried out successfully, once again, and the cost of supplies covered by a grant. This annual trash pick up event reinforces the sense of community in the township.

The cost of health insurance for full time employees was negotiated down from an initial 19 percent increase to 8 ½ percent. Workers' Compensation discounts were also obtained thanks to the efforts of Helen Humphrys.

Bath Safety Forces negotiated a one-year extension of their contract with no pay increase.

Computer equipment upgrades were made in April 2010, which included the addition of another server.

Many nuisance properties issues were resolved through the cooperation of homeowners; however, some nuisance properties came before the Trustees for approval of mowing and clean up of those properties, and in one instance, the demolition of a home.

The contract for solid waste removal was renewed with Land Mark and included a discount for senior citizens of \$1.00 per month.

Mr. Snow stated that 23 ½ cents per each tax dollar is received by Bath Township; of that 23 cents, 8 to 9 cents per dollar fund the Police department, 6 cents fund the Fire department, 5 to 6 cents is received by the Service department, and the rest is distributed within the township departments.

Mr. Snow gave a demonstration of the many types of information that can be accessed at the township's website, including crime reports, accident reports, fire calls, event calendars, zoning meeting agendas, and zoning cases.

January Report

2011 Permanent Appropriations

The 2011 permanent appropriations are being finalized for the trustees review and subsequent adoption and should be ready for the March 21 meeting.

Bath Nature Preserve Bond Burning

The Bath Nature Preserve bonds were paid off early saving Bath residents money on their property taxes. The trustees have planned a bond burning event at the Bath Nature

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Preserve's Regal Beagle on Saturday, March 19, 2011 at 10 a.m. Everyone is invited to attend.

Motor Vehicle License Tax Audit

Bath Township has three zip codes: Akron 44333 (which also serves Fairlawn and Copley), Akron 44321 (which also serves Copley) and Richfield 44286. If a Bath resident doesn't stipulate they live in Bath Township, a portion of the license tax fee may go to another entity. We are conducting an in-house audit of Akron, Copley, Fairlawn and Richfield to determine if some of the addresses are in Bath.

Website Review

The township's website and related links are being reviewed to assure all are operating correctly; also up for consideration is the addition of a search engine for the website.

Storm Water Initiative

The township received notification of the proposed Summit County Regional Stormwater Program, which can be accessed on Summit County's website at <http://tinyurl.com/47ojl5x>. Mr. Brubaker is requesting input from the local governments in Summit County and has commissioned the University of Akron and Lorain Community College's Public Service Institute to assist his office in gathering the information.

Liquor Permit for Hale Farm & Village

Bath Township initially requested a hearing on the liquor permit application for the Western Reserve Historical Society because of a conditional requirement imposed on Hale Farm & Village many years ago. That requirement has been resolved with the Bath Township Board of Zoning Appeals.

Recommendations:

Mr. Snow recommended, and Mrs. Goodrich moved, to withdraw the request for a hearing on a liquor permit request for the Western Reserve Historical Society d.b.a. Hale Farm & Village. Mrs. Corbett seconded the motion; the motion passed.

Mr. Snow recommended, and Mrs. Corbett moved, to renew the software licensing contract #2009-03 with Software Solutions Incorporated (SSI) for \$7,700.00 from February 1, 2011 to January 31, 2012. Mrs. Goodrich seconded the motion; the motion passed.

Mr. Snow recommended, and Mrs. Corbett moved, to hire Jim Gangle Bulldozing and Excavating to demolish the structures at 2635 Yellow Creek for \$10,000. Mrs. Goodrich seconded the motion; the motion passed.

Mr. Snow recommended, and Mrs. Corbett moved, to accept Bath Service Department's Teamsters Local 348 Labor Agreement Extension until December 31, 2011, with no increase in wages. Mrs. Goodrich seconded the motion; the motion passed.

BUSINESS FROM THE BOARD

Trustees Elaina Goodrich, Becky Corbett, and James Nelson

Mrs. Goodrich invited residents to attend the Bath Nature Preserve Bond Burning Event

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on Saturday, March 19, 2011 at 10:00 a.m. at the Regal Beagle in the Bath Nature Preserve.

Mrs. Goodrich gave an update on the Ohio Historical Marker for Shaw Cemetery stating she had completed the application for the marker, reading the proposed inscription. She stated the township would be applying for a \$750 grant to be used with the donations received, to cover the cost of the marker.

Mrs. Goodrich moved to submit the application by the April 1, 2011 deadline for consideration of an Ohio Historical Marker. Mrs. Corbett seconded the motion; the motion passed.

FUTURE TRUSTEE MEETINGS AND EVENTS

February 7, 2011	Appearance Review Commission-TMR	5:00 p.m.
February 7, 2011	Board of Trustees-TMR	7:00 p.m.
February 9, 2011	Heritage Corridors of Bath-TCR - CANCELED	5:30 p.m.
February 14, 2011	Work Session-TCR	9:30 a.m.
February 15, 2011	Board of Zoning Appeals-TMR	7:00 p.m.
February 17, 2011	Bath Park Board-Police Training Room	7:00 p.m.
February 21, 2011	President's Day -Legal Holiday-Offices Closed- No Delay in Trash Service	
February 22, 2011	Agenda Session-TCR	9:30 a.m.
February 22, 2011	Board of Trustees-TMR	4:00 p.m.
February 22, 2011	Bath Water & Sewer District Board-TMR	6:00 p.m.
February 23, 2011	Fall Into Nature Meeting - TMR	6:00 p.m.
February 28, 2011	Work Session-TCR	9:30 a.m.
February 28, 2011	Friends of Yellow Creek - TMR	7:00 p.m.

~ Future Events~

*March 19, 2011 Bath Nature Preserve Bond Burning
The Regal Beagle at the University of Akron Field Station
10:00 a.m.*

TCR-Trustees Conference Room (Administrative Offices)
TMR-Trustees Meeting Room, lower level, Bath Center
HBTH-Historic Bath Town Hall

CITIZENS' COMMENTS

Pat Hopper, 4691 Rolling View Drive, read a letter from the Citizens for Bath Seniors (CBS) requesting the township provide funding for services to seniors and that all monies collected from inheritance tax be used to finance a facility for the group.

ITEMS OF INTEREST

Mrs. Corbett read a letter of appreciation to the Service department from Dennis Spremulli for the repair of his mailbox damaged by a township snow plow.

Mr. Nelson thanked the department heads and employees for their excellent work in 2010.

ADJOURNMENT

There being no further business before the Board, the meeting was adjourned at 8:13 p.m.

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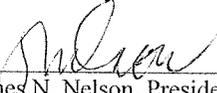
Meeting

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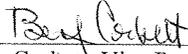
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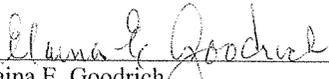
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James N. Nelson, President
Bath Township Board of Trustees



Becky Corbett, Vice President
Bath Township Board of Trustees



Elaina E. Goodrich
Bath Township Board of Trustees



Sharon A. Troike
Fiscal Officer

Date: February 7, 2011
Bath Township Board of Trustees