

RECORD OF PROCEEDINGS

7041

Minutes of

REGULAR MEETING

Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held **April 04** 20**11**

The Bath Township Board of Trustees met in the Trustees' Meeting Room on April 4, 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. Corbett moved, and Mrs. Goodrich seconded a motion to approve the agenda; the motion passed.**

**FISCAL OFFICER, Sharon Troike**

The Fiscal Officer recommended, and **Mrs. Corbett moved, to approve the March 7, 2011 Regular Meeting minutes. Mrs. Goodrich seconded the motion; the motion passed.**

The Fiscal Officer recommended, and **Mrs. Corbett moved, to approve the March 21, 2011 Regular Meeting Minutes. Mrs. Goodrich seconded the motion; the motion passed.**

The Fiscal Officer requested, and **Mrs. Goodrich moved to approve requisitions and regular purchase orders 2011-06-0406 through 2011-06-0523 and payments totaling \$184,856.81. 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 \$5,372.43. Mrs. Goodrich seconded the motion; the motion passed.**

The Fiscal Officer requested the Trustees consider Resolution 2011-15.

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

**RESOLUTION NO. 2011-15  
TO AMEND THE 2011 CERTIFICATE OF ESTIMATED RESOURCES  
AND THE 2011 PERMANENT APPROPRIATIONS  
Amendment #1**

**WHEREAS**, after careful review of the budget submitted to the Summit County Budget Commission in July 2010, the Department Heads and Township Administrator under 505.032 (F) have developed appropriations to operate the Township; and,

**WHEREAS**, the Fiscal Officer has reviewed the budget and certified that the expenditures are inside the current Official Certificate of Resources;

**NOW THEREFORE BE IT RESOLVED** by the Board of Trustees of Bath Township, County of Summit, State of Ohio, that to provide for the current expenses and other expenditures of said Board of Trustees during the fiscal year ending December 31, 2011, the following adjustments need to be completed to bring the Official Certificate of Resources in line with the Permanent Appropriations with an increase to:

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**2011 Certificate of Estimated Resources    2011 Permanent Appropriations**

<b><u>Increase</u></b>		<b><u>Increase</u></b>
Fund 642 FEMA FF Grant \$36,412.00		Fund 642 FEMA FF Grant \$36,412.00
Fund 208 SASWMA Grant \$ 6,550.91		Fund 208 SASWMA Grant \$ 6,550.91

**FURTHER**, that said money is appropriated as allowed by law and the Fiscal Officer request an amendment before the Summit County Budget Commission.

Second by Mrs. Goodrich; discussion and roll called:

Mrs. Corbett, Aye  
Mrs. Goodrich, Aye  
Mr. Nelson, Aye

**Resolution Adopted**

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

**DEPARTMENT HEADS AND ADMINISTRATORS**

**Police Chief Michael McNeely**

**Report:**  
**Crime**

Homicide-	0	Burglary-	2	Traffic Crashes-	44
Robbery-	0	Theft-	7	Traffic Citations-	71
Rape-	0	Stolen Auto-	0	Criminal Arrests-	55
Aggravated Assault-	0	Arson-	0	Calls for Service-	558

**Training**

- All sworn members received Legal Update training from the Akron Prosecutor's Office.
- Capt. Greg Lang attended a Summit County Sheriff Bomb Squad training.
- Ofc. Michael Gabel attended training on retrieving information from cell phones.

**Noteworthy Incidents**

- Ofc. Grant Van Fossen arrested an Aurora man for several felonies after discovering a meth lab inside of his motor vehicle. The meth lab was disassembled by the Summit County Drug Unit.

**Recommendations**

Chief McNeely recommended, and Mrs. Corbett moved, to accept, with regret, the letter of retirement from Detective Debra Yarcheck, effective at the close of business on April 30, 2011. Mrs. Goodrich seconded the motion; the motion passed.

Chief McNeely recommended, and Mrs. Corbett moved, to change Daniel Reilly's status from Part-time Police Officer to Full-time Police Officer, effective May 1, 2011 at the entry level police officer salary of \$48,271.22 annually, with a one-year

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**probationary period. Mrs. Goodrich seconded the motion; the motion passed.**

**Interim Fire Chief Timothy Gemind**

**Report:**

**Calls**

Station #1	Fire - 15	EMS - 38	Total - 53
Station #2	Fire - 01	EMS - 39	Total - 40
Both Stations	Fire - 05	EMS - 02	Total - 07
Totals	Fire - 21	EMS - 79	Total - 100

**Training**

- 40 hours of training classes were offered to our personnel
- Public Education - Prevention Specialist provided 11 sessions in the schools for a total of 44.5 hours of instruction
- CPR - 2 classes were held in March with 3 staff members teaching 27 adults and 2 children American Heart CPR.

**Noteworthy Incidents**

- March 10<sup>th</sup> - A special birthday party was held for a 10 year old who was instrumental in saving his mother's life during a medical emergency by calling 9-1-1. The party was a special request from the owner of McDonalds in Bath, where the young man's mother worked and she knew the young man wanted to be a firefighter. About 15 firefighters attended and shared gifts, pizza, chicken and cake with the young man.
- March 13<sup>th</sup> - while returning to the station following a call, Unit 1216 struck the east corner of the east bay building coming up the ramp. Minor damage to the pull-out awning occurred.
- March 20<sup>th</sup> - An accident on Yellow Creek Road unfortunately resulted in a fatality. Bath Fire and Police as well as Ohio State Patrol, First Energy and the County Medical Examiner all had a role in the incident. Yellow Creek Road was closed for several hours.
- March 24<sup>th</sup> - On I-77 South, there was a rollover accident involving a large oil drilling rig that went into the median and came to rest partially blocking the North bound lanes. The driver was extricated and transported to the hospital. This was another coordinated effort between the Fire, Police, OSP and ODOT. 77 North was backed up into Akron for several hours.
- March 27<sup>th</sup> - A Heritage Lane house fire started within a metal chimney for a wood burning stove being used to heat the home. Residents were out of the home upon our arrival and there were no injuries. This incident included Auto response from Fairlawn and Richfield resulting in 21 personnel on the scene. The fire caused considerable damage to the attic/roof area and some of the second floor.
- March 29<sup>th</sup> and 30<sup>th</sup> - The Fire Department truck committee visited Spartan Motors in Charlotte, Michigan. This is where the chassis for the new

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tanker/tender is being constructed. The group was able to tour the plant and meet with sales people to finalize the purchase. The chassis will go from Michigan to South Dakota for the body completion.

**Recommendations:** None

**Service Director Bob Wilson**

**Report:**

**BUILDINGS:**

**Historic Town Hall:** No new business to report at this time.

**Bath Center Building:**

1. Two heat pumps have been replaced within the Bath Center Building by Gardiner Trane.
2. The renovation of the Dispatch Center has been completed.

**Service Department Building:** No new business to report at this time.

**ROADS:**

1. The two-shift schedule for snow and ice control ended Monday, March 21. The six full time employees work 7:30 a.m. to 3:30 p.m.
2. Berm restoration within the road right-of-way is being done by the Service Department personnel.
3. Asphalt patching of roadway potholes has been started. Asphalt repairs are on-going and will increase once weather permits the opening of hot asphalt plants.
4. Service Department personnel have been working with residential drainage correction by replacing drive culverts, ditching and clearing debris from catch basins.
5. Defensive Driving Safety refresher courses have been scheduled for all Service Department employees. One employee completed the course during March.
6. A 2011 F-150 4-wheel drive truck from Montrose Ford under the State Bid Program has been received to replace unit 1276, the 2002 F-150 with odometer at 134,666 miles.

**CEMETERIES:**

1. During March, no burials were held in any cemetery. Spring clean-up is underway.

**Recommendations:** None

**Parks Administrator Michael Rorar**

**Report:**

**PARKS SYSTEM REPORTS:**

- Special thanks to the Bath Park Board and all who took part in the Bond Burning Ceremony on March 19, 2011.
- Park personnel continued plowing and salting the parks up until March 12.
- 90 percent of the field requests have been received for the 2011 Park Season. Anyone who uses the fields has three options of finding out the Field Playability of those fields at both the Bath Baseball Park and the Bath Community Activity

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- Center – Bath Township Website, Bath Township phone tree extension #1598 and the Red Card System at the entrance to each of the two parks.
- Throughout all four parks the Park personnel have set out all trash cans, picnic tables, tennis nets, volley ball nets, BBQ grill, and cleaned all the restrooms.
- Park personnel have attempted to do some landscape bed cleanup in most of the parks.

**BATH BASEBALL PARK**

- Park personnel were able to work on all eight baseball/softball fields.

**BATH COMMUNITY ACTIVITY CENTER**

- No new business to report.

**BATH HILL PARK**

- No new business to report.

**BATH NATURE PRESERVE**

- Park personnel repaired the entrance sign to the park.
- A controlled burn occurred on March 26, 2011 within the 18 Acres.

**Recommendations:**

Mr. Rorar recommended, and Mrs. Goodrich moved, to hire Alexandra Singer for the position of seasonal service personnel at the hourly rate of \$9.50 an hour, effective May 23, 2011, pending passage of pre-hire requisites. Mrs. Corbett seconded the motion; the motion passed.

Mr. Rorar recommended, and Mrs. Goodrich moved, to hire Rick Hartman for the position of seasonal service personnel at the hourly rate of \$9.50 an hour, effective April 5, 2011, pending passage of pre-hire requisites. Mrs. Corbett seconded the motion; the motion passed.

Mr. Rorar recommended, and Mrs. Goodrich moved, to hire Dean Zawistowski for the position of seasonal park personnel at the hourly rate of \$10.50 an hour, effective May 1, 2011, pending passage of prehire requisites. Mrs. Corbett seconded the motion; the motion passed.

**Zoning Inspector/Administrator William Funk**

**Report:**

During the month of March 2011, 7 zoning permits were issued in the following categories:

Type of Permit	Number Issued
Business Use Certificate	2
Accessory Structure	2
Residential Addition	1
Sign	1
Temporary Outdoor Display	1
*Minor Subdivision	1

\*No permits are issued for subdivisions

- Fees collected totaled \$519.35

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Zoning Commission

February 3, 2011 Zoning Commission:

The Zoning Commission recommended to the Bath Township Trustees the hiring of Wendy Moller of Compass Point Planning. Ms. Moeller recently finalized the 2011 Bath Township Comprehensive Plan.

Appearance Review Commission

March 3, 2011, The Appearance Review Commission did not review any cases in March.

Board of Zoning Appeals

March 15, 2011, Board of Zoning Appeals did not hear any cases in March.

Miscellaneous

The first phase of the removal of the home at 2635 Yellow Creek was completed by Jim Gangle Bulldozing and Excavating Company.

On Thursday, March 31 the Township received a certified letter from FMHC Corporation on behalf of Verizon Wireless regarding the cell tower located on the ODOT I-77 N. rest area property. The letter was requesting a signature stating that the cell tower is exempt from any Zoning Regulations under Ohio Revised Code 519.211. The property in question is located in the R-2 residential district and is therefore not exempt from the Township Zoning Resolution. After a recommendation was presented to the Board of Trustees a letter was sent objecting any changes to the tower without approval from the Bath Township Board of Zoning Appeals. Although the Township may not be opposed to additional antennas on the existing tower it is in the best interest of the Township for the proposal to be reviewed by the Board of Zoning Appeals prior to any approvals.

**Recommendations:** None

**Township Administrator William Snow**

**Report:**

**Hillandale Drainage Issue**

At the March 21 meeting, Mr. and Mrs. Browarek and Mr. and Mrs. Coffey presented drainage issues on their respective properties. The Summit County Engineer reviewed the issue and indicated there were no drainage easements on record and recommended re-establishment of the property and establishing vegetation to minimize erosion with the property owner assuming all responsibility.

**VFIS Dependency Board**

The Volunteer Firefighters Insurance Service (VFIS) Dependency Board met on March 28, 2011 and nominated officer positions and a community at-large member. The Chairman is David Hartman, Secretary, Robert Metz, and Community At-Large Member, Jeff Andrew.

**Bureau of Worker's Compensation Premium Discount**

A check in the amount of \$9,771.98 was received from the Bureau of Worker's Compensation. This is attributed to Bath's participation in the Summit County Safety Council.

**Zoning Forum**

The Bath Business Association has contacted the Township Administration requesting a

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forum be held for the BBA regarding zoning issues. A date and time will be determined.

**April 18 Trustees' Meeting**

The April 18 Trustees' Meeting will be held at Revere High School, Room 200, at 10:15 a.m. This is an annual event which brings government to the students.

**Recommendations:**

Mr. Snow recommended, and Mrs. Corbett moved, to advertise for bids April 8 and April 15, with a bid opening date of April 29, 2011 for Solid Waste Disposal and Recycling Services for Bath Township. Mrs. Goodrich seconded the motion; the motion passed.

**BUSINESS FROM THE BOARD****Trustees Elaina Goodrich and Becky Corbett**

There was no business from the Board.

**FUTURE TRUSTEE MEETINGS AND EVENTS**

April 7, 2011	Zoning Commission-TMR	7:00 p.m.
	Wendy Moeller, Compass Point Planning	
April 11, 2011	Work Session-TCR	9:30 a.m.
April 13, 2011	Heritage Corridors of Bath-TMR	5:30 p.m.
April 18, 2011	Agenda Session- April 18, 2011	8:30 a.m.
April 18, 2011	Board of Trustees- <b>Revere High Room 200</b>	<b>10:15 a.m.</b>
April 18, 2011	Bath Water & Sewer District Board-TCR	6:00 p.m.
April 18, 2011	Friends of Yellow Creek-TMR	7:00 p.m.
April 19, 2011	Board of Zoning Appeals-TMR	7:00 p.m.
April 21, 2011	Park Board – BNP Field Station	7:00 p.m.
April 25, 2011	Work Session – TCR	9:30 a.m.

**~Future Events~**

**April 30, 2011**      **Project Pride**      **9 a.m. – 12:00 p.m.**

**~Future Events at the Bath Township Museum~**

**April 2011**  
**Bath Township's Role in the War of Rebellion**  
**Bath Township Museum, free admittance**  
**330-659-4211 or www.bathmuseum.com**  
**Open Sundays 1-4 p.m.**  
**Mondays & Wednesdays 9:30 – 11:30 a.m.**

TCR-Trustees Conference Room (Administrative Offices)

TMR-Trustees Meeting Room, lower level, Bath Center

HBTH-Historic Bath Town Hall

**CITIZENS' COMMENTS**

Ken Baldwin, Co-President of Bath Business Association, 1655 N. Cleveland-Massillon Road, informed residents of an intended Farmers' Market being developed for the spring and summer, to be held at the Bake Shop.

Robert Lang, 3047 W. Bath Road, requested the Trustees review and respond on the lack of consistency with regard to zoning regulations, signage, and building use within the township.

**COMMITTEE REPORT**

Dana Singer gave a video presentation of Project Pride to be held Saturday, April 30,

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Held **April 04** 20 **11**

from 9:00 a.m. to noon.

**ITEMS OF INTEREST**

There were no items of interest.

**ADJOURNMENT**

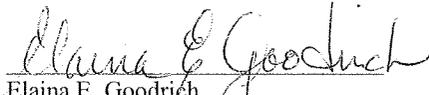
There being no further business before the Board, the meeting was adjourned at 7:58 p.m.



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: April 4, 2011  
Bath Township Board of Trustees

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