

RECORD OF PROCEEDINGS

7513

Minutes of

REGULAR MEETING

Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held June 03 2013

The Bath Township Board of Trustees met in the Trustees' Meeting Room on June 3, 2013, 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 Mr. James Nelson, Mrs. Becky Corbett, and Mrs. Elaina Goodrich.

**PLEDGE OF ALLEGIANCE**

**WELCOME**

**APPROVAL OF AGENDA**

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

**FISCAL OFFICER Sharon Troike**

The Fiscal Officer recommended, and Mr. Nelson moved, to approve requisitions and regular purchase orders 2013-08-0680 through 2013-08-0706, and payments totaling \$191,456.13. Mrs. Corbett seconded the motion. The Fiscal Officer called the roll; all aye, the motion passed.

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

The Fiscal Officer recommended, and Mrs. Corbett moved to appoint Laura Whitfield to the External Audit Committee, retroactive to April 1, 2013 and expiring March 31, 2018. Mr. Nelson seconded the motion; the motion passed.

**DEPARTMENT HEADS AND ADMINISTRATORS**

**Police Chief Michael McNeely**

**Report:**

**Crime:**

Burglary – 3	Theft – 9	Traffic Crashes – 35
Arrests – 36	Traffic Citations – 52	Calls for Service – 696

**Training**

- All sworn members completed Civil Liability Training
- Det. Ellinger- Sexual Assault Investigation
- Officer Young – Advanced Detection and Apprehension of Drunk and Drugged Drivers
- Officer Van Fossen- Shotgun Instructor

**Noteworthy Incident**

- Bath PD Officer Reilly apprehended a drunk driver who was driving in excess of 100 mph on I-77.

**Recommendations:** None

**Fire Chief Walter Hower**

**Report:**

**May Calls**

Station #1	Fire - 38	EMS - 39	Total - 77
Station #2	Fire - 03	EMS - 31	Total - 34
<u>Both Stations</u>	<u>Fire - 10</u>	<u>EMS - 0</u>	<u>Total - 10</u>
Totals	Fire - 51	EMS - 84	Total - 121

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Training	Class	Hrs	#Attendees	Hrs Pd
EMT-Basic Refresher	1	7	1	7.5
Fire inspector Class	9	46	3	138
Foam Training with 1215	1	2.5	23	57.5
Sunoco Pipeline Class	1	2.0	8	16.0
Trench Rescue Training	1	4.0	1	4.0
Summa Rehab Protocol	1	2.0	14	28.0
Revere Middle School*	1	2.5	13	32.5
*(Joint Training with Richfield)				
Training with Granger F.D.	1	3.0	3	9.0
Hazardous Materials	1	2.0	1	2.0
Water Supplies	1	6.5	7	45.5
Rescue training	1	2.0	22	44.0
Fire Investigation	1	2.0	1	2.0
Officers Training	1	2.25	6	13.5
FireHouse software	1	1.5	15	22.5
Totals	22	85.25	118	42

**Inspections**

- Scheduled – 14
- Re-Inspections – 8
- Knox Box Installation – 2
- Fire Drills – 4
- Tornado Drills – 1

**Public Education**

- Total sessions offered – 6
- Total hours of instruction 35.5 –Locations- Bath Elementary, Herberich, Old Trail schools, Lowe's, Bath Station #1

**Recommendations:** None**Service Director Caine Collins****Report:****Buildings and Grounds:****Historic Town Hall:**

- Seasonal planting is completed, township-wide, and all seasonal employees in place to keep it growing.

**Bath Center Building:**

- A new air conditioning unit was installed in the server room by Barberton Heating and Cooling.

**Roads:**

- Concrete street repair is underway by Liberta Construction in co-operation with the 2013 Summit County Paving Program

**Cemeteries:**

- During May, 2 cremains were placed at Bath Center Cemetery. Preparations are being completed for eleven foundations in three cemeteries.

**Recommendations:**

Mr. Collins recommended, and Mr. Nelson moved, to accept year #3 of the nightly cleaning contract to begin July 1, 2013. The vendor remains JanI King and the

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quarterly cost is \$5,820 which has been adjusted to include spring and fall carpet cleaning. Mrs. Corbett seconded the motion; the motion passed.

**Assistant Service Director/Park Director Michael Rorar**

**Report:**

**General Park Information**

**Bog Tour Update:**

- Special thanks to the University of Akron for leading the tour and providing two vans for transportation.

**Bath Baseball Park**

- Since April 1<sup>st</sup> of this year the baseball fields have been playable 90% of the time through the months. Our records show that it rained 8 days (1.36 inches) for the month. In 2012 we had a playability of 90% of the time with 8 days of rain recorded.
- All tree rings and garden areas were weeded and mulched.

**Bath Community Activity Center**

- Park personnel weeded, edged, mulched and planted annuals at the Butterfly Garden.

**Bath Nature Preserve**

- All tree rings and garden areas were weeded and mulched.
- Park personnel weed wacked the nature trails within this park.
- Park personnel helped restore the Dutch oven next to the Regal Beagle by installing under drains along the footer of the structure.
- Park personnel have finished the grant requirements for the wetland restoration of the Garden Bowl; this is a 319 EPA Grant.
- Park personnel continued treating the exotics plant species within the Moore's Chapel Cemetery Wetland; this is part of the 319 EPA Grant wetland restorations for the Moore's Chapel wetland.

**Recommendations:**

Mr. Rorar recommended, and Mrs. Corbett moved, to approve payment to Montrose Ford for the purchase of an F-350 in the amount of \$34,495.73. Mr. Nelson seconded the motion; the motion passed.

**Zoning Inspector/Administrator and Solid Waste Coordinator William Funk**

**Report:**

During the month 19 zoning permits were issued in the following categories:

- Accessory Structure 3
- New Residential 2
- Residential Addition 6
- Sign 1
- Fence 4
- Business Use 2
- Pool 1

**Zoning Commission**

May 2, 2013, Zoning Commission public hearing and regular meeting:

- The Zoning Commission finished reviewing the changes to Article 11 of the proposed zoning resolution. Following the review, the Commission set the public hearing date for June 6, 2013 and approved the changes for Summit County Planning Commission.

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**Appearance Review Commission**

May 6, 2013, The Appearance Review Commission reviewed the following cases:

- ARC 13-06, Bill Mattern of Maverick Direct, recommended to approve proposed new accessory structure at the Maverick Direct offices, 1864 N. Cleveland Massillon Rd., located in the R-2.
- ARC 13-07, Jerry Herschman of Herschman Architects, Inc. for Temple of Israel, recommended to approve building modifications, addition, and landscaping for the proposed Temple of Israel site, 91 Springside Dr., located in the B-3.
- ARC 13-08, William Healy for Turfscape, recommended to approve building modifications, signage, and landscaping for the Turfscape site, 2350 N. Cleveland Massillon Rd., located in the B-1.
- ARC 13-09, Paul Waltz of L&P Architects for Mapleview Commons, recommended to approve the proposed monument signs for the 3 separate building sites, 471, 481, 491 N. Cleveland Massillon Rd., located in the B-1.

**Board of Zoning Appeals**

May 21, 2013, Board of Zoning Appeals heard the following cases:

- BZA 13-07, Jerry Herschman of Herschman Architects, Inc. for Temple of Israel, approved conditional use request for proposed Temple of Israel, 91 Springside Dr., located in the B-3.
- BZA 13-08, Claudia Cihlar for Akron General Health & Wellness West, approved variance for an outdoor farmer's market from June-August, 4125 Medina Rd., located in the B-4.

**Solid Waste**

May Report:

- |                          |       |                             |
|--------------------------|-------|-----------------------------|
| • New Customers          | 22    |                             |
| • Canceled Customers     | 4     |                             |
| • Suspended Customers    | 16    | (2 Quarters Past Due)       |
| • Vacation Customers     | 13    | (30 Days or More)           |
| • Total Active Customers | 2,563 | (207 Garage Door Customers) |
- Bath Township utilizes GPS Insight to track our trash trucks

**Recommendations:** None

**Township Administrator Vito Sinopoli****Report:**

The Memorial Day Observance went very well, despite the weather. Mr. Sinopoli thanked those that participated in the presentation:

- Richfield AMVETS Post 176
- Revere High School band
- Eagle Scouts John Cenker, Joe Christoff, and Andrew Spelic
- Pastor Joe Caruso
- Emma Weihe
- Major General Dan Hahn.

Mr. Sinopoli also thanked the Memorial Day Committee. These individuals operate separately from the Township in the planning and coordination of this event under Chairman Dr. Bill Moats.

Trustee Elaina Goodrich and Mr. Sinopoli attended Congresswoman Marcia Fudge's State of the District Speech at the Cleveland City Club on Friday, May 31, 2013.

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Additionally, two aides of the Congresswoman – Anita Gray and Ginger Baylor - met with the Trustees during the Monday morning June 3 Work Session to discuss the Affordable Health Care Act, dispersal of federal funds, and the township’s radio license.

Bath Township maintains an 800 MHz radio license for the emergency services for three communities: Bath, Copley, and Fairlawn and have been in communication with the FCC regarding the transmission wattage, and the need to update the township’s license from 40 watts to 125 watts. The tower currently operates at 125 watts under a Special Temporary Authority that will expire on July 31, 2013. Since 2012, the Federal Communications Commission has placed a freeze on any new or modified licenses. The township has been looking at other options for current licensing or an extension on the STA.

Bath Township has recently been awarded the AMATS (Akron Metropolitan Area Transportation Study) Connecting Communities Planning Grant for the year 2013. This grant will be used to complete a study of the Montrose area.

**Recommendations:**

Mr. Sinopoli recommended, and **Mr. Nelson moved, to set the 2014 Budget Hearing for July 15, 2013, at 3:00 p.m. in the Trustees Meeting Room. Mrs. Corbett seconded the motion; the motion passed.**

Mr. Sinopoli requested the Trustees consider Resolution 2013-13.

Mr. Nelson offered the following resolution for consideration:

**RESOLUTION 2013-13  
REQUESTING THE SUMMIT COUNTY AUDITOR  
TO CALCULATE THE MILLAGE, EXPRESSED IN DOLLARS AND CENTS  
FOR EACH ONE HUNDRED DOLLARS OF VALUATION  
FOR BATH TOWNSHIP’S .75 MILL PARK LEVY  
OHIO REVISED CODE §5705.03 (B)**

**Whereas**, the Bath Township Board of Trustees in their desire to make informed decisions for future planning of Bath Township, need to know the amount of revenues a three-quarter mill levy would generate; and,

**Whereas**, Bath Township has a current .75 - mill Park Levy that expires October 2014; and,

**Whereas**, the trustees wish to place a .75-mill renewal levy on the November 5, 2013 ballot for the purpose of the operation and maintenance of the Bath Township Park System and facilities;

**Now Therefore Be It Resolved** that the Bath Township Board of Trustees hereby requests that the Summit County Auditor calculate said millage expressed in dollars and cents for each one hundred dollars of valuation for a .75-mill renewal park levy for a period of five years for tax year 2014 and collection year beginning in 2015.

Mrs. Goodrich seconded the Resolution and discussion was held.

The Fiscal Officer called the roll:

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Mrs. Corbett, **Aye**Mrs. Goodrich, **Aye**Mr. Nelson, **Aye****Resolution Adopted**

Mr. Sinopoli requested the Trustees consider Resolution 2013-14.

Mr. Nelson offered the following resolution for consideration:

**RESOLUTION 2013-14**

**REQUESTING THE SUMMIT COUNTY AUDITOR TO CALCULATE THE  
MILLAGE, EXPRESSED IN DOLLARS AND CENTS FOR EACH ONE  
HUNDRED DOLLARS OF VALUATION TO REPLACE AND REDUCE BATH  
TOWNSHIP'S PARK LEVY FROM .75-MILLS TO .71-MILLS.  
ORC §5705.03 (B)**

**Whereas**, the Bath Township Board of Trustees in their desire to make informed decisions for future planning of Bath Township, need to know the amount of revenues a .71 mill levy would generate; and,

**Whereas**, Bath Township has a .75-mill Park Levy expiring October 2014;  
and,

**Whereas**, the trustees wish to replace a .75-mill levy with a reduction to a .71-mill levy on the November 5, 2013 ballot for the purpose of the operation and maintenance of the Bath Township Park System and facilities;

**Now Therefore Be It Resolved** that the Bath Township Board of Trustees hereby requests that the Summit County Auditor calculate said millage expressed in dollars and cents for each one hundred dollars of valuation for a .71 mill levy for a period of five years for tax year 2014 and collection year beginning in 2015.

Mrs. Goodrich seconded the Resolution and discussion was held.

The Fiscal Officer called the roll:

Mrs. Corbett, **Aye**Mrs. Goodrich, **Aye**Mr. Nelson, **Aye****Resolution Adopted****BUSINESS FROM THE BOARD****Trustees Elaina Goodrich, Becky Corbett, and James Nelson**

There was no business from the Board.

**FUTURE TRUSTEE MEETINGS AND EVENTS**

June 6, 2013	Zoning Commission TMR	7:00 p.m.
June 12, 2013	Heritage Corridors TMR	5:30 p.m.
June 17, 2013	Board of Trustees Meeting TMR	4:00 p.m.
June 17, 2013	Friends of Yellow Creek TMR	7:00 p.m.
June 17, 2013	Water and Sewer District TCR	6:00 p.m.
June 18, 2013	Board of Zoning Appeals TMR	7:00 p.m.

**TCR**-Trustees Conference Room (Administrative Offices)

**TMR**-Trustees Meeting Room, lower level, Bath Center

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**COMMUNITY EVENTS**

June 21, 2013	Summer Solstice Concert BCAC	7:00 - 9:00 p.m.
August 3, 2013	Community Day BCAC	
	Community Day Parade	11:00 a.m.
October 12, 2013	Fall Into Nature BNP	11 a.m. - 4 p.m.
November 9, 2013	1 <sup>st</sup> Annual Bath Steeplechase Event	10:00 a.m.

**CITIZENS' COMMENTS**

Ron Czerski, 1680 Orchard Drive, asked the restrictions in place in the township for burning on residential property. Chief Hower responded giving general restrictions in the Ohio Fire Code and Akron Area Air Quality Control.

Maryanne Rackoff, 4511 Heather Hills, asked why the millage for the Parks levy would be reduced and if there would be a decrease in the Parks budget. Mrs. Goodrich responded the resolutions passed were for fact finding and it had not yet been determined if the budget would be reduced.

**COMMITTEE REPORT**

Pam Reitz, Bath Township Community Development Corporation, gave an overview of upcoming events including Summer Solstice Concert, Fall Into Nature, and the Steeple Chase Run.

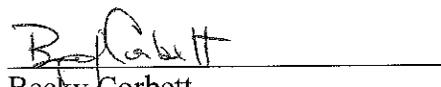
Marty Murphy, Friends of Yellow Creek, gave a presentation on the stream naming project being completed in the township.

**ADJOURNMENT**

There being no further business before the Board, the meeting was adjourned at 8:03 p.m.

  
 Elaina Goodrich, President  
 Bath Township Board of Trustees

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

  
 Becky Corbett  
 Bath Township Board of Trustees

  
 Sharon A. Troike  
 Fiscal Officer

Date: June 3, 2013  
Bath Township Board of Trustees

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