

RECORD OF PROCEEDINGS

7372

Minutes of

REGULAR MEETING

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 1014B

Held **October 01**

12
20

The Bath Township Board of Trustees met in the Trustees' Meeting Room on October 1, 2012, at 7:00 p.m. for the purpose of conducting the business of the Township. The President of the Board, Mrs. Becky Corbett, convened the meeting. Trustees present were Mrs. Becky Corbett, Mr. James Nelson, and Mrs. Elaina Goodrich.

PLEDGE OF ALLEGIANCE

WELCOME

APPROVAL OF THE AGENDA

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

PRESENTATION TO CHIEF MCNEELY

Valerie DeRose of the Summit County Executive's Office presented Chief McNeely with a proclamation dedicating each October 1 as Chief Michael McNeely Day to honor him for his leadership and service to Bath Township and Summit County.

FISCAL OFFICER, Sharon A. Troike

The Fiscal Officer recommended, and **Mr. Nelson moved, to approve the September 17, 2012 Special Meeting Minutes. Mrs. Goodrich seconded the motion; the motion passed.**

The Fiscal Officer recommended, and **Mrs. Goodrich moved, to approve requisitions and regular purchase orders 2012-07-0997 through 2012-07-1059, and payments totaling \$140,203.44. Mr. Nelson seconded the motion. The Fiscal Officer called the roll; all aye, the motion passed.**

The Fiscal Officer recommended, and **Mr. Nelson moved, to approve intra-fund transfers in the amount of \$52,513.80. Mrs. Goodrich seconded the motion; the motion passed.**

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

The Fiscal Officer requested the Trustees to consider Resolution 2012-24.

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

**RESOLUTION NO. 2012-24
TO ACCEPT THE AMOUNTS AND RATES AS DETERMINED BY THE
SUMMIT COUNTY BUDGET COMMISSION AND TO AUTHORIZE THE
NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY
FISCAL OFFICER**

WHEREAS, the Board of Trustees of Bath Township, Summit County, Ohio, in accordance with the provision of law has previously adopted a tax budget for the next succeeding fiscal year commencing on January 1, 2013; and,

WHEREAS, the Budget Commission of Summit County, Ohio, has certified its action thereon to this Board together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Board, what part thereof is without, and what part within, the ten mill limitation; and,

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WHEREAS, this is an annual obligation by state law to make certain that all millage inside the ten mill limitation is directed as the Board intended that it be utilized and that all current levies are included and collected by the County for the benefit of Bath Township and duly adopted according to statute; and,

WHEREAS, attached is the approved extension of time for the Summit County Budget Commission to complete its work and in turn extending the adoption time limit for political entities from October 1st to November 5, 2012.

NOW THEREFORE BE IT RESOLVED, that the Board of Trustees of Bath Township, Summit County, Ohio, that the amounts and rates as determined by the Summit County Budget Commission in its certification are hereby accepted; and,

FURTHER, that there be and is hereby levied on the tax duplicate of said Township the rate of each tax necessary to be levied within and without the ten mill limitation as attached hereto.

Second by Mr. Nelson; discussion and roll called:

Mrs. Corbett, Aye

Mr. Nelson, Aye

Mrs. Goodrich, Aye

Resolution Adopted

DEPARTMENT HEADS AND ADMINISTRATORS

Police Chief Michael McNeely

Report:

Crime:

Burglary - 1

Theft - 12

Assault - 1

Traffic Crashes - 31

Traffic Citations - 34

Arrests - 12

Calls - 408

Training:

- Sgt. Clar-Vehicle Extrication

Noteworthy Incident:

- Ofc. Wolf arrested a 16 year old RHS student for assaulting another student on a school bus. The student produced a knife during the fight.

Recommendations:

Chief McNeely recommended, and Mr. Nelson moved, to hire Lauren Brogan as a part-time Communication Specialist, effective October 1, 2012 at the entry-level hourly rate of \$16.12 per hour. Mrs. Goodrich seconded the motion; the motion passed.

Fire Chief Walter Hower

Report:

Calls

Station #1 Fire - 23 EMS - 47 Total - 70

Station #2 Fire - 3 EMS - 37 Total - 40

Both Stations Fire - 8 EMS - 1 Total - 9

Totals Fire - 34 EMS - 85 Total - 119

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Training

Type	# of Sessions	Total Class Hrs	Number Attendees	Total Hours Paid
Firehouse Software	12	72	2	40
SCBA Inspection	1	12	1	12
SCBA Confidence	1	.5	1	0
SCBA Obstacle	1	3.5	1	.5
EMS	2	47.5	38	37.5
EMS Report Writing	1	30	33	24
Fire Control	1	18.5	7	33
Fireground Ops	3	95.5	40	92.5
Fire/EMS Multi Topic	1	36	33	30
Trench Rescue	1	5.5	1	0
Total	24	313.5	157	269.5

Inspections

- Scheduled – 69
- Re-Inspections – 15
- Knox Box Install/Remove – 0
- Smoke Detector Install – 0
- Fire Drills – 2
- Tornado Drill – 0
- Special Drill – 0
- Site Inspections/Plan Reviews – 5
- Misc Inspections – 3

Public Education

- Seven sessions for a total of 37.25 hours of public education was offered during the month of September.
- Two CPR classes were offered, one Heart Saver AED, and one Healthcare provider.

Recommendations: None

Service Director Bob Wilson

Report:

Buildings:

Bath Center Building:

- Several repairs have been made to the generator.

Roads:

- Fourteen catch basin re-builds and repairs were completed by Kilbane Masonry.
- Bonnebrook Dr. landscape reclamation has been completed around the road culvert replacement.
- General vehicle repairs are ongoing to prepare for the snow and ice season.
- The salt barn is stocked and ready.
- The new 4X4 one-ton dump truck is ready for delivery from Montrose Ford.
- Service Department personnel have replaced a 12” X 20’ road cross-over and several culverts on S. Martadale and re-claimed landscape.

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Cemeteries:

- The Service Department has fabricated and installed new shield style and barn-stone signage at Moore's Chapel Cemetery and address marker for the Ira Road Facilities.
- During September, Moore's Chapel Cemetery hosted one full burial and two cremations. Ira Cemetery hosted one full burial and one cremation.

Recommendations:

Mr. Wilson recommended, and **Mr. Nelson moved, to advertise the pick-up truck formerly known as #1276 for auction. It is a 2002 F-150 with 129,649 original miles. Mrs. Goodrich seconded the motion; the motion passed.**

Parks Administrator Michael Rorar**Report:****Park System Report:****General Park Information**

- Due to the shelter fire this summer all plastic trash cans within the shelters have been replace with steel drum containers.

Bath Baseball Park

- Park personnel have painted the doors at the restroom unit.

Bath Hill Park

- Park personnel have scrubbed and pressure washed the tennis courts.
- Park personnel have painted the doors at the restroom unit.

Bath Nature Preserve

- Park personnel continued treating the exotics plant species within the Garden Bowl and the Moore's Chapel Cemetery these are part of two 319 EPA Grants for wetland restorations.
- Stream restoration of Moore's Meander through the 12-acre wetland was started this month.
- Park personnel have continued the annual mowing of this park.

Recommendations: None

Zoning Inspector/Administrator William Funk**Report:**

During the month of September 2012, seven zoning permits were issued in the following categories:

- | | |
|------------------------|---|
| • Accessory Structure | 3 |
| • Residential Addition | 2 |
| • Pool | 1 |
| • New Residential | 1 |

Zoning Commission

September 6, 2012, Zoning Commission regular meeting:

- The Zoning Commission continued to the review the first draft of the proposed new Zoning Resolution. The commission has reviewed the first eight articles through September.

Appearance Review Commission

September 10, 2012, The Appearance Review Commission did not meet.

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Board of Zoning Appeals

September 18, 2012, Board of Zoning Appeals heard the following cases:

- Site Plan Review, FirstEnergy, reviewed proposed modular distribution substation along I-77 and Shade Rd., located in the R-2.
- BZA 12-18, Bryan Ashman of Cooper & Associates, approved variance requests for the proposed Homewood Suites and Fairfield Inn hotel developments. The variance included the height for the Fairfield Inn exceeds the regulations by 25', a reduction in the minimum required open space by 10.9% for the Homewood Suites and a reduction in the required parking field for Homewood Suites due to the proposed shared parking on the site, 260 Springside Dr., located in the B-3.
- BZA 12-19, Walt Demrovsky of WD Landscape Construction Inc., approved variance request to exceed allowed square foot requirements for accessory structures, 4820 Stonegate Blvd., located in the R-2.
- BZA 12-20, Joe Albrecht of Albrecht Inc., tabled variance request for a multi-tenant sign and request for additional square footage for wall signage on the west wing plaza, 3979 Medina Rd., located in the B-2.
- BZA 12-21, Debbie Watkins of Lifesource Yoga and Bodyworks, approved variance request to allow freestanding sandwich board advertising sign to be utilized during business hours, 300 N. Cleveland Massillon Rd., located in the B-3.
- BZA 12-22, Steve Schapel, approved variance request for construction of proposed new home and pool within the riparian setback, 2181 Majesty Court, located in the R-2.

Recommendations:

Mr. Funk recommended, and **Mrs. Goodrich moved, to sell the 2004 Ford Taurus Staff/Zoning vehicle at the Akron Auto Auction. Mr. Nelson seconded the motion; the motion passed.**

Township Administrator William Snow

Report:

Ira Cemetery Tour and Dedication of the Ohio Historical Marker

This event was a great success. Thank you to the following individuals and organizations who helped and donated to the event:

- Trustee Elaina Goodrich for spearheading the program
- Trustee Becky Corbett, and James Nelson for participating
- Amy Rohmiller representing the Ohio Historical Society
- Sewah Studios in Marietta, Ohio provided the marker
- Mike Rorar drove down to transport it here in time for the dedication
- Pam Jaffe with Ricoh USA printed the programs and brochures
- Jan Shutte-Reed created the invitations, programs, and brochures
- Bill Funk created the cemetery map
- Hannah Krumheuer for supporting the program
- All of the volunteers and Bath Township employees who helped set up and dedicate the marker.

Many thanks to those that generously donated to fund the historical marker:

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- Bath Township's Heritage Corridors of Bath
- Bath Township Historical Society
- Bath Township Homeowners Association
- Bath Township Business Association
- Haslinger Family Foundation
- Hayes and Diane Orender
- Robert and Emily Hemphill.

Judge McKenney's Probate Review

This meeting was held on Sept 27 at Bath School and 140 residents attended and received excellent information on the Deed Review Project that is being offered county-wide to give residents assistance with their deeds.

If a Summit County resident has property without a transfer on death deed or affidavit, or the couple owns the property and do not have a Joint or Survivorship Deed, the property would be processed through probate court, an expensive and time consuming process.

Bath resident Barbara Venesy, and other volunteers from the Deed Review Project assisted in reviewing residential deeds to see whether the properties would need to be processed in probate court. The property owners received a letter inviting them to a public meeting if they needed review of their deed titles. At the meeting, they were provided with information to adjust their deed titles to avoid having a probate estate. Thank you to Judge McKenney, his staff, Revere Schools, Ms. Venesy, and Bath Homeowners Association for their support of this project.

Community Electronic Recycle Day

This event will take place at Bath Elementary School, Saturday, October 6, 2012, from 9:00 am – 1:00 pm.

Bath Township Electronic Recycle Day is open to all township residents and businesses. Items accepted for collection are any working or non-working cell phone, electronic devices such as computers, printers, and related peripheral items, gaming systems, or working small appliances with a power cord or battery that does not contain Freon.

Bath Township will assist with traffic control, and Goodwill Industries of Akron will have a donation trailer and staff on hand to help unload recyclables from residents' vehicles and to provide receipts for all donations. Goodwill Industries of Akron recycles E-Waste through the Dell Reconnect partnership.

Thank you to Rachael Post for her time and effort coordinating this event.

Voting Precinct Changes for Bath Township

In Bath Township, there are only two polling locations this election. Bath Precincts A and C will be at the Ghent Christian Church at 4200 Granger Road. Precincts B, D, E, and F will be at the Bath United Church of Christ at 3980 W. Bath Road.

Please be aware that the township's precinct letter designations have changed. There are precinct maps online at www.bathtownship.org and at the Bath Township Center. Residents can also find information at the Summit County Board of Elections web site at www.summitcountyboe.com.

The number of precincts in Summit County has been reduced from 475 to 298 and the number of polling locations has been reduced from 194 to 151. This reduction was in response to a more restrictive budget. The polling locations had to be approved by the

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Board of Elections to ensure all areas have proper accessibility. Residents of Summit County can vote early by mail or at the county election board.

Ohio has been redistricted for the coming election, as is required every ten years when the results of the U.S. Census are determined. After the 2010 Census, the loss of population took two congressional seats from Ohio. This loss necessitated the redrawing of Ohio's congressional and legislative maps. Bath was formerly District 43 for the Ohio House but will now be part of Ohio House District 38. This district includes Bath, Boston, Copley, Fairlawn, Norton, Peninsula, and Richfield. Bath will remain in Ohio's 27th Senate District, though the district's foot print has changed. This district now covers the northern and western portions of Summit County.

Summit County has been redistricted, as well. Bath will no longer be represented by one council person in one district for Summit County Council. Instead, Bath will be divided between Districts 4 and 5. West Akron and Downtown Akron are now joined with the eastern part of Bath for District 4. District 5 will hold the western part of Bath, with Copley, Fairlawn, and parts of West Akron.

Recommendations: None

BUSINESS FROM THE BOARD

Trustees Elaina Goodrich, James Nelson, and Becky Corbett

The Trustees responded to the Citizens for Bath Seniors earlier request for programs and a dedicated facility where they could meet.

Mrs. Corbett touched upon the following points in her verbal response:

- The Citizens for Bath Seniors (CBS) is a growing group of residents.
- The township is facing budgetary concerns due to permanent reductions in revenues.
- It is a known fact that inheritance tax money collections will end as of December 31, 2012.
- The township is facing an unknown financial future due to revenue reductions and property tax reappraisals.
- The senior group has stated they would like a building where they can meet, hold classes, and be able to store materials and supplies.
- The trustees must consider the number of people such a program will impact on a consistent basis.
- The trustees and seniors need to continue these discussions and brainstorm for ideas.

Mrs. Goodrich stated the following:

Seniors request: Provide a dedicated Senior Center/ location

When attempting to determine what a dedicated Senior Center would cost the township we would anticipate that a home that we would purchase of sufficient size to hold a senior group of approximately 40 people would cost approximately \$200,000-\$400,000. To accommodate the needs of a group an additional cost of \$100,000 would need to be expended to remodel the building to meet code and the law requiring ADA access to government buildings. In addition operational costs, using Richfield as a standard, would be \$33,000 for part-time personnel and \$51,000 for operations and maintenance to the building. In summary we estimate that initial total capital expenses would be \$300,000 to \$500,000 and annual expenses of \$84,000 per year. The property might have to be in a sewer area not a septic system because of restroom facilities use by a group which would mean it would have to be located south of Ghent and Cleveland-

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Massillon Roads intersection, on Everett near the high school, on Bath near Bath School or in the Bath Hills area off Smith and Revere Roads.

After the meeting, one of your members asked about the possibility of purchasing the McKisson home in Ghent for a Senior Center. My understanding is that home's asking price is \$750,000. She also asked if the township could acquire a bus which would mean: a bus, hiring personnel to drive the bus, operating and maintenance costs and insurance. A bus similar to the one in Richfield Village costs approximately \$60,000 plus insurance, maintenance and a driver.

Looking at revenues

2012 is the last year for collection of Ohio inheritance tax. Bath has received approximately \$675,000 per year over the last five years. Since 2000 we have spent inheritance taxes on capital improvements benefiting the entire community including:

1. purchase of the Ira Road service facility and upgrade--used to store road equipment,
2. half of land and building cost for a joint fire station two with Copley,
3. Bath Township Center upgrades,
4. service department upgrades,
5. cemetery expansion and upgrade,
6. historic town hall upgrade,
7. payment of the bond issue for the Bath Nature Preserve seven years early.

Due to the reallocation of Local Government Funds, including tangible personal property and utility tax, having been cut by the state legislature and the governor, we have suffered a reduction in revenues by approximately \$500,000 for Bath Township for 2012 and each year thereafter. This strains our ability to meet our operating costs, particularly in light of anticipated increases in health care costs and overall inflation.

Home values have been decreasing in our area which means that when they were revalued for property tax purposes there was an overall reduction in valuation of the township by approximately 6.2%. This translates into less revenue from property taxes for the township through 2014 when reappraisals will take place.

Meeting the needs of the entire community

The senior group stated we do not address the needs and wellbeing of seniors. I would like to point out, however that we do provide a fire and EMS service with 10 full-time, 28 part-time and 28 contractual employees. As seen in these charts senior citizens over 50 account for the majority of our emergency medical responses. We also provide police protection with 37 members, including 20 full time officers; quality roads with snow and ice removal with 8 full time employees; zoning which continue to keep property values high with two employees; parks for quality of life with two full time and three seasonal employees and administration overseeing the \$10,000,000 budget with three full time administrative employees, two part time employees and four elected officials who work part-time, as well as, trash pick-up at a reduced rate. Though this may not seem like it is directly related to your needs every member of the township benefits from these expenditures.

Conclusion

If the township were to find a place suitable to the needs of seniors, the township would need to fund the projected capital costs as noted in the request. The capital improvement fund currently receives inheritance tax monies. Because these funds will no longer be available in the future, I believe it is in the best interest of the township as a whole to use them for our continued capital expenses such as the replacement of the emergency generator, the new fire truck and police cars that will need to be purchased in the near future. This allows us to "stretch levy funds" for those departments so we can delay asking voters to approve new levies for increases to those funds.

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For the senior group I would prefer a place be found that someone would donate or donate funds to purchase a facility. Another option would be to find a facility that would allow the seniors to use gratis on a regular basis or to lease or rent a space provided voters approve a levy for operating and program expense.

As far as ongoing costs as noted above, I believe the best way to cover those costs would be to request a ¼ mill five year levy to raise approximately \$100,000 a year. I still believe that a petition request with signatures from Bath residents requesting this ballot issue is the best way for the Citizens for Bath Seniors to present this issue to the trustees.

With the current economic downturn, and the current and permanent loss of taxes I have concluded that we cannot acquire a senior center at this time without additional committed funds for a senior initiative. However as I outlined above there are possibilities. I will keep an open mind to the idea, continue to review property and grant options with the request in mind for the future.

Mr. Nelson responded as follows:

I support the idea of a senior organization for Bath citizens. In the formation of any new community wide activity, if the goal is to establish a permanent structure or a daily activity program, I firmly believe it must be sustainable. And while sustainability should be the first goal of any organization, the second goal should be to gather community support.

Our last community survey in 2002, showed that Bath residents were opposed to creating and supporting any kind of recreational center. This survey was run in co-operation with Richfield, Copley and Fairlawn and found that fiscally joining with other communities was the most beneficial way to support such an undertaking. That is why we joined with the other communities in the creation and administration of the survey. Tours were taken of other facilities in nearby communities to determine costs of operation, building, programs, etc. Today, 10 years later opinions may have changed. I would welcome a petition for or against this proposal so that I would have an idea of community attitudes.

A review of the townships financial status is the first step in considering any program that must be financially supported. Every year as we build our township operating budget we meet repeatedly to review over 600 line items that constitute each departments' operations for the year ahead. We presently have lost a considerable amount of financing due to the elimination of governmental supporting funds, property tax, or special programs. Within the confines of our present budget, services must either be supported, revised or shrunk. To launch any type of new program without a financial plan is in my opinion, a map to failure and is irresponsible. To base a new program on the hope of securing outside money in the form of grants, etc. with which to launch and sustain it, is unrealistic as these sources are also drying up and are not a steady stream of revenue that can be counted on to sustain a program.

We can fund almost any program. However without specific funding, we are robbing one department to pay for another. The end result is we either cut back on one department to pay for another program or we return to the tax payer to fund one or the other, or return more often to our citizens for support of present services. Support is tax dollars. Support comes from the community as a whole. Dollars and where they go is what any old or new program must face up to. Nothing operates without affecting one department or another, or al,l in some way.

Regionalism is the new buzz word we hear most about in government in Ohio.

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CITIZENS' COMMENTS

Mike Hoover, 489 Crestview, Akron, introduced himself as the candidate running against Frank Communale for Summit County Council District 4, which encompasses a portion of Bath Township.

ITEMS OF INTEREST

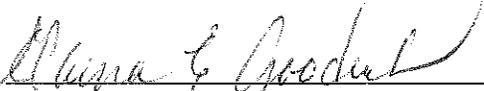
There were no items of interest.

ADJOURNMENT

There being no further business before the Board, the meeting was adjourned at 7:47 p.m.



Becky Corbett, President
Bath Township Board of Trustees



Elaina E. Goodrich, Vice President
Bath Township Board of Trustees



James N. Nelson
Bath Township Board of Trustees



Sharon A. Troike
Fiscal Officer

Date: October 1, 2012
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