

RECORD OF PROCEEDINGS

7643

Minutes of

REGULAR MEETING

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held January 21 20¹⁴

The Bath Township Board of Trustees met in the Trustees Meeting Room on January 21, 2014, at 4:00 pm 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. Becky Corbett, Mrs. Elaina Goodrich and Mr. James Nelson.

PLEDGE OF ALLEGIANCE

APPROVAL OF THE AGENDA

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

FISCAL OFFICER, Sharon Troike

The Fiscal Officer recommended, and **Mrs. Goodrich moved, to approve the December 2, 2013 Regular Meeting Minutes. Mrs. Corbett seconded the motion; the motion passed.**

The Fiscal Officer recommended, and **Mrs. Corbett moved, to approve the January 6, 2014 Regular 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 2014-09-0036 through 2014-09-0172, and payments totaling \$242,802.59. Mrs. Corbett seconded the motion and the Fiscal Officer called the roll; all aye, the motion passed.**

The Fiscal Officer reported that the financial statements through December had been reviewed and were available for public view.

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

DEPARTMENT HEADS AND ADMINISTRATORS

Police Chief Michael McNeely

Report:

No report was given.

Recommendations: None

Fire Chief Walter Hower

Report:

No report was given.

Recommendations:

Chief Hower requested the Trustees consider Resolution 2014-03.

Mrs. Corbett introduced the following resolution and moved its adoption:

**BATH TOWNSHIP RESOLUTION 2014-03
TO APPLY FOR THE STATE FIRE MARSHAL TRAINING GRANT**

WHEREAS, The State Fire Marshal has grant monies available through its assistance to firefighters grant program for training; and,

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WHEREAS, the Fire Department Training Grant has a maximum of \$15,000 in a reimbursement program; and,

WHEREAS, the Fire Department Training Grant will reimburse state certified fire classes and specific classes conducted by the Ohio Fire Academy taken in the year 2013; and,

WHEREAS, the Bath Township Board of Trustees desires financial assistance for training for Bath Firefighters;

NOW THEREFORE BE IT RESOLVED, that the Bath Township Board of Trustees:

1. Approves the filing of an application to the State Fire Marshal Training Grant Program.
2. That Fire Chief Walter Hower is hereby authorized and directed to execute and file an application and to provide all information and documentation required to become eligible for possible funding assistance.
3. That Bath Township has obligated the funds required to satisfactorily complete the proposed project and become eligible under the terms and conditions of the grant program to be reimbursed.

FURTHER, that the Fiscal Officer be directed to create a Special Revenue Fund to be determined and if the grant is awarded, to amend the 2014 Certificate of Estimated Resources and the Permanent Appropriations to reflect the new revenue and expenses.

Mrs. Goodrich seconded the resolution and discussion was held.

The Fiscal Officer called the Roll:

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

Service Director Caine Collins

Report:

No report was given.

Recommendations:

Mr. Collins recommended and **Mrs. Goodrich moved, to continue with Gardiner Trane for year 2 of the HVAC service contract for the Bath Township buildings of Bath Center, Bath Service, Historical Town Hall, and Stony Hill Fire Station. Mrs. Corbett seconded the motion; the motion passed.**

Mr. Collins recommended and **Mrs. Corbett moved, to enter into an agreement with the County of Summit for 2014 Pavement Maintenance for concrete section repair/replacement, #448 asphalt paving, #405 and #422 motor paving chip and seal, pavement rejuvenation, and asphalt crack sealing. Mrs. Goodrich seconded the motion; the motion passed.**

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Mr. Collins recommended and Mrs. Goodrich moved, to advertise and post for the positions of Seasonal Parks Laborers and Seasonal Service Laborers with postings held open from February 3 to February 18, 2014. Mrs. Corbett seconded the motion; the motion passed.

Zoning Inspector/Administrator William Funk

Report:

No report was given.

Recommendations:

Mr. Funk requested the Trustees consider Resolution 2014-04.

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

**RESOLUTION 2014-04
TO ORDER THE SECURANCE OF THE STRUCTURE AT 2078 GLENGARY DRIVE**

WHEREAS, the Summit County Building Department issued a Condemnation Order for the structure at 2078 Glengary Drive in October of 2013, and;

WHEREAS, the property owner has not presented a plan for corrections or repairs, nor has the property owner taken responsibility for securing the building, and;

WHEREAS, the Bath Township Police Department has determined that trespassers have entered the building, and;

NOW THEREFORE BE IT RESOLVED that the Bath Township Board of Trustees grants approval for the Zoning Inspector and Service Director to employ the means necessary to secure the building.

FURTHER, The Fiscal Officer is to assess the property taxes for any and all costs to the township in the securance of the property.

Resolution seconded for discussion purposes by Mrs. Corbett.

The Fiscal Officer called the roll:

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

Administrator Vito Sinopoli

Report:

- The Summit County Engineer has presented a plan to County Council to address the ongoing flooding issues in the county. They are proposing a Surface Water Management Utility to reduce flooding and hydrologic impacts through the protection and management of water quality and quantity through surface water runoff and drainage systems. Should it be accepted, this utility would be implemented in the unincorporated areas of the county and any municipalities that elect to adopt the legislation.

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Recommendations:

Mr. Sinopoli recommended, and Mrs. Goodrich moved, to accept and sign the Memorandum of Understanding with the Summit County Combined General Health District for Storm Water Services for the Year 2014-2018 in the amount not to exceed \$23,400.02 with the first installment paid in the first quarter of 2014 in the amount of \$4,407.50. Mrs. Corbett seconded the motion; the motion passed.

Mr. Sinopoli recommended, and Mrs. Corbett moved, to pay the County of Summit Engineer for the Treecrest Ditch Improvement engineering costs in the amount of \$41,628.39. Mrs. Goodrich seconded the motion; the motion passed with 2 aye, 1 nay (Nelson).

Mr. Sinopoli recommended, and Mrs. Goodrich moved, to accept and sign the contract with Federal Field Services for 2014 in the amount of \$450 per site for the inspection of the outdoor warning sirens. Mrs. Corbett seconded the motion; the motion passed.

Mr. Sinopoli requested the Trustees consider Resolution 2014-05.

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

**RESOLUTION 2014-05
TO ADOPT SUMMIT REWORKS SOLID WASTE ACTION MANAGEMENT PLAN**

WHEREAS, Bath Township is located within the Summit Akron Solid Waste Management Authority, and;

WHEREAS, the Summit Akron Solid Waste Management Authority Board of Trustees prepared and adopted a final draft of the Solid Waste Management Plan in accordance with Ohio Revised Code Sections 3734.53, 3734.54, and 3734.55, and;

WHEREAS, the Summit Akron Solid Waste Management Authority has provided a copy of the Draft Final Solid Waste Management Plan for ratification to each of the legislative authorities of the District, and;

NOW THEREFORE BE IT RESOLVED that the Bath Township Board of Trustees certifies the following:

1. Bath Township approves the Summit Akron Solid Waste Management Authority Solid Waste Management Plan
2. The Fiscal Officer is hereby directed to send the Authority a copy of this resolution to the attention of Yolanda Walker, Executive Director, Summit Akron Solid Waste Management Authority, 12 East Exchange Street 3rd Floor, Akron, Ohio 44308.
3. That it is found and determined that all formal actions of the Bath Township Board of Trustees concerning and relating to the passage of this resolution/ordinance were adopted in an open meeting and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including Sections 121.22 of the Ohio Revised Code.

Resolution seconded for discussion purposes by Mrs. Goodrich.

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The Fiscal Officer called the roll:

Mr. Nelson, **Aye**

Mrs. Corbett, **Aye**

Mrs. Goodrich, **Aye**

Resolution Adopted

Mr. Sinopoli requested the Trustees consider Resolution 2014-06

Mrs. Goodrich offered the following resolution for consideration:

RESOLUTION 2014-06

TO AUTHORIZE THE PLACEMENT OF A .75 MILL RENEWAL TAX LEVY ON THE MAY 6, 2014 BALLOT FOR PARK PURPOSES

Whereas, budgetary evaluations by the Park Board and Bath Township's Administrator show a continuing need for park operating revenues; and,

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

Whereas, the amount of taxes which may be raised within the ten mill limitation will be insufficient to provide for necessary park operations; and,

Whereas, on December 16, 2013 the Bath Township Board of Trustees requested the Summit County Fiscal Officer to calculate, expressed in dollars and cents for each one hundred dollars of valuation, the amount that would be collected for a .75 mill park levy for a period of five years for tax year 2014 and collection year beginning in 2015; and,

Whereas, the amount certified by the Summit County Fiscal Officer on January 3, 2014 was \$370,927 per year for a five-year period; and,

Whereas, it was estimated that a .75 mill levy would cost property owners \$22.97 for each \$100,000 valuation.

Now Therefore Be It Resolved, that the Board of Trustees of Bath Township, Summit County, Ohio deem it necessary to authorize the placement of .75 mill levy in excess of the 10 mill limitation commencing in tax duplicate year 2014 to be first collected in year 2015 for a period of five years for the benefit of Bath Township for the purpose of providing funds for the general operations of Bath's Parks pursuant to O.R.C. § 5705.19 (H).

Further, that such tax levy be placed on the ballot at the general election, Tuesday, May 6, 2014 at a rate not exceeding .75 mills for each dollar of valuation, which amounts to seven and one-half cents for each one hundred dollars (\$100) of valuation for 5 years, commencing tax year 2014; and,

Further, the form of ballot for the park levy shall read:

**Proposed Tax Levy,
Bath Township, Ohio**

Majority of affirmative votes for passage

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“A renewal tax for the benefit of Bath Township for the purpose of the operation and maintenance of the Bath Township Park System and Facilities at a rate not exceeding .75 mills for each one dollar of valuation which amounts to seven and one-half cents (\$.075) for each one hundred dollars in valuation for a period of five years, commencing in 2014, first due in calendar year 2015.

____ For the Tax Levy
____ Against the Tax Levy

Further, that the Fiscal Officer of Bath Township is hereby directed to certify a copy of this Resolution to the Board of Elections, County of Summit, Ohio to cause Notice of Election on the question of levying said tax to be given as required by law.

Mrs. Corbett seconded the Resolution and discussion was held.

The Fiscal Officer called the roll:

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

Mr. Sinopoli recommended and **Mrs. Corbett moved, to accept with regret the retirement of Michael Rorar as of 2/15/14. Mr. Nelson seconded the motion; the motion passed.**

Mr. Sinopoli requested the Trustees consider Resolution 2014-01.

Mrs. Goodrich introduced the following resolution and moved its adoption:

**BATH TOWNSHIP RESOLUTION 2014-01
A RESOLUTION TO ADOPT THE ORGANIZATIONAL RESOLUTION 2014-01, THE PERSONNEL POLICY MANUAL AND THE JOB DESCRIPTIONS MANUAL.**

WHEREAS the Township operates with regard to several master documents; and,

WHEREAS the Township Administrator has proposed the attached 2014-01 Resolution for adoption along with the Bath Township Personnel Policy Manual and Job Descriptions Manual; and,

WHEREAS the Department Heads of the Township have reviewed the documents and found them to be in order.

NOW THEREFORE BE IT RESOLVED, that the Organizational Resolution 2014-01, the Bath Township Personnel Policy Manual and Job Descriptions Manual are hereby adopted effective January 1, 2014 and attached to and made a part of these Minutes.

Mrs. Corbett seconded the Resolution for discussion.

The Fiscal Officer called the Roll:

Mrs. Goodrich, **Aye**

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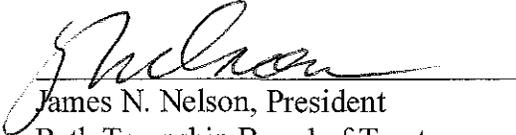
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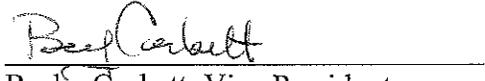
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James N. Nelson, President
Bath Township Board of Trustees


Becky Corbett, Vice President
Bath Township Board of Trustees


Elaina E. Goodrich
Bath Township Board of Trustees


Sharon A. Troike
Fiscal Officer

Date: January 21, 2014
Bath Township Board of Trustees

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

Held _____

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