

Minutes  
LAFAYETTE TOWNSHIP BOARD OF TRUSTEES  
Regular Meeting  
Tuesday, January 19, 2010

**Meeting called to order:** 7:00 p.m. followed by the Pledge of Allegiance.

**Members Present:** Trustee Lynda Bowers, Trustee Donald Butler, Trustee Nanci Shanley, Fiscal Officer Shirley Bailey.

L. Bowers – Roll call, please.

D. Butler – Butler, here.

N. Shanley – Shanley, here.

L. Bowers – I'm sorry. Bowers here.

**Minutes:**

L. Bowers - We have the Minutes of the Organizational Meeting from January 4 and then on December 11 or 14<sup>th</sup>, I'm sorry, we also got the December 21<sup>st</sup> meetings on January 14<sup>th</sup>, I'm sorry. Um, Mrs. Shanley asked they be held for consideration to have more time to review them, and I'd actually like more time to review them myself. Any objection from the Board to doing that? (none heard) Okay, then they will move to the February agenda.

**Electric Aggregation:**

L. Bowers - Mr. Hambley is here to discuss Electric Aggregation. Those of you who were here at the last meeting might remember that we voted to not go along with the aggregation. But I think Mrs. Shanley and I have both had conversations with Mr. Hambley and there may be new information that we should consider, so we've asked him to come tonight. Steve?

Steve Hambley – Thank you. Move to here, make it easier for recording I guess. Thank you very much for the opportunity. Actually I'm here to mainly answer your questions. I know there were some concerns about the cost of election and so forth. We have taken a look at the Ohio Revised Code. Our County Administrator has taken a look at prior elections and see what the actual cost would be to a township that would put it on. And something in the order of a hundred fifty-one dollars a precinct. Which we consider at that point a pretty marginal cost. Secondly, I think there was some concerns too as whether the program ought to be going on the ballot in May or November. No significant financial difference, however, as far as we know, that the First Energy program may not be available by the end of this year. We are currently meeting as the task force. We have eight townships that have asked the Commissioners to place the issue on the ballot for them. We are meeting in a task force. In fact we have a meeting tomorrow morning. We'll be meeting to discuss further the proposal. Right now we are looking at the option of whether to proceed and stay and just go along with the First Energy proposal that was on, I guess on the table, or to go through a broker. We have actually more than one broker that we're going to be looking at. There's, one is Buckeye Energy and the other is, the CCAO has a program also. Each of those programs have some benefits to the local

jurisdictions that adopt and participate in the program. Some being a onetime grant source, revenue source, and others that we've seen and heard some discussions about, we'll know tomorrow, but that would also include an annual revenue that would come in. A very small amount, but it still would be some annual revenue that would come in to the townships in the county for that program. At this point, we are, like we said, reviewing it. As I understand, the last testament I saw, there's about seventeen hundred and three households in Lafayette that are under the First Energy system. With an estimated enrollment of about 80%, twelve ninety-four would be what they're like budgeting their estimates on. What it means is that in any kind of a program, what we're talking about where you're putting on the ballot and allowing the people the opportunity to opt out, about 20% will choose to opt out. Think they have a better deal, prefer to stay with First Energy, or whatever the case may be. And so we will go along with that number. Obviously First Energy Solutions would, if they are the program we adopt, they'll just stay within First Energy and there's, they're offering \$30 a household as well as the 6% reduction on the generation fee for residential and 4% on the commercial. So, I'll be glad to answer any questions. Where we're at on task force, where we're at in terms of putting it on the ballot, and I'll do my best in terms of the technical issues. We're still working out the details of how the county programs going to proceed. And that is basically, that is the reason for the task forces to bring the township, we have representatives from each of those townships, as well as some that are considering it to participate in that decision to make recommendations to the Commissioners. Whether to proceed at this point with the First Energy deal or to employ a broker and hopefully get a better deal on the open market.

L. Bowers – Mrs. Shanley, you have questions?

N. Shanley – I do.

S. Hambley – Okay.

N. Shanley – Tomorrow you're looking at brokers, is that the task force meeting for tomorrow?

S. Hambley – Pretty much, yeah, that's the major part of the agenda, yes.

N. Shanley – Speaking with one broker, two?

S. Hambley – Well, no, we got two. We actually have the CCAO coming in as well as Buckeye.

N. Shanley – So both are coming in tomorrow.

S. Hambley – Yes, yes. And we'll be interviewing them and getting some questions answered hopefully and see if there's any more additional interest, other, there's been maybe one other broker was sent information to us. What, what we're trying to do is just communicate that to the task force members. Say, do you want to meet with them. Obviously, there, just about everybody, there's a lot of people out there that are claiming that they have the necessary credentials. They may or may not, but we'll be evaluating that.

N. Shanley – Okay. Is there any historical information at all on what brokers have been able to do rate wise versus like the First Energy? Is there anything at all?

S. Hambley – Well, Buckeye Energy is one that the county has a contract with for, because they aggregate, they already do the county buildings in terms of, because we use a lot of electricity. Ah, they have, and I didn't, I'm not sure, I didn't bring all those handouts, but I think I did send some of those to you? I must have, where they talk about some of the historical data where they've been able to get rather than 6 cents, I think they've gone like from 6 to 8 cents per, per eight percent, reduction per kilowatt hour in some of them. Lot of it has to do with obviously the market, also the terms of it. First Energy is offering the opt out portion which you can always opt out, but opt out without a fee is the real, the real key here. Where, say for instance, every three years, Buckeye Energy has successfully negotiated every two years that the residents would be able to opt out without a fee. Eight year deals instead of a nine year deal, which is what the First Energy is offering, so there's some of those nuances they've been able to do. There's also some other provisions in there that we'll be looking at. And likewise, the CCAO one, that they apparently have an indication of some of the revenue sources, in other words, an estimate of how much revenue would be generated for every, every town. Now, what happens is, First Energy actually ends up your electric bill is lower, but they're paying that, they're paying for those fees.

N. Shanley – Okay.

L. Bowers – Anything else? Nanci? Mr. Butler, any questions? And I have no questions.

S. Hambley – Okay.

L. Bowers – Thank you, Steve.

S. Hambley – Sure.

L. Bowers – The Board want to reconsider our position, or, I think if we're going to do it, we, now's got to be the time.

N. Shanley – I'm open to reconsidering.

L. Bowers – You want to bring your mic up a little bit.

N. Shanley – I am open to reconsidering.

L. Bowers – Thank you. Don?

D. Butler – I'm not.

L. Bowers – Well, I'm open to reconsidering, so. Do you want to make a motion, Mrs. Shanley?

N. Shanley – I move that we move forward with supporting electrical aggregation placing it on the ballot in Lafayette Township.

L. Bowers – And I will second that motion. Any discussion on the motion? Mr. Butler? Mr. Butler declines. Mrs. Shanley? The only thing I'll say is, I'll repeat what I said at the last

meeting. Probably should've stuck with that. I just think that this is the kind of a decision we should let the voters make because it affects them directly. So I'll take a roll call vote: Mr. Butler?

D. Butler – No.

L. Bowers – Bowers, yes. Shanley?

N. Shanley – Yes.

L. Bowers – Okay. It will be on the ballot in Lafayette Township. What time's your meeting in the morning, Steve?

S. Hambley – 8:30

L. Bowers – Mrs. Shanley, are you planning on attending that? You were asking questions. If not, I can, but if you want to, that's fine.

N. Shanley – I would, I am going to try to attend. I'll know later tonight whether I can.

L. Bowers – Okay. You'll let me know?

N. Shanley – I'll let you know, yeah.

S. Hambley – Just to advise you, it is a public meeting. It's been already publically posted.

L. Bowers – Oh. Then we both come.

S. Hambley – As all our task force meetings. So a majority of any single board can attend. We keep minutes and so forth.

N. Shanley – Okay.

S. Hambley – In full compliance with Ohio's Revised Code.

L. Bowers – Okay, great.

N. Shanley – Okay.

L. Bowers – Thanks. Appreciate it. Okay.

N. Shanley – Thank you.

L. Bowers – You won't, you will not offend us if you leave. I know that you don't live to hang out here.

**General Board Organization:**

L. Bowers – Under General Board Organization, also known as housekeeping, we need to discuss Website Liaison appointment. Mrs. Shanley, you had indicated that you were going to send a proposal, but, maybe that was more to maintenance, um, I didn't get anything, if I missed it.

N. Shanley – Yeah, I emailed it.

L. Bowers – Okay, I didn't get that.

N. Shanley – I have extra copies, so

L. Bowers – Sorry. That would be good.

N. Shanley – That was like the week that we did agenda, so it's been like a couple weeks.

L. Bowers – And you've got it Mr. Butler?

D. Butler – I do.

L. Bowers – Okay. And this is not a criticism; this is an attesting to your enthusiasm. In nineteen days I've gotten eight-eight emails from Nanci, so, I may have missed one or two. Thank you. You want to go ahead and present your proposal, Nanci?

N. Shanley – Well, we have it in

L. Bowers – I did get this, I apologize. This was very early on. Yes, I did, I'm sorry.

N. Shanley – We did. Yeah, yeah. Okay. Um, the only thing I'll say right now is that I, even though I had said at our Organization Meeting that I was fine with just doing Fire, I'll be happy to take websites, since, I've sort of been the website person thus far anyway. So I'm happy to take that on as a liaisonship.

L. Bowers – Mr. Butler, you have a comment?

D. Butler – I have no problem with that.

L. Bowers – Okay. Um, I don't have a problem with it. I just want to run something by you because later on in the agenda I'm going to ask you if you would consider taking on some tasks that are pretty aggressive and in addition to that taking on Fire your first year is pretty aggressive. As you know, from your first couple weeks.

N. Shanley – Um-hum.

L. Bowers – It's gonna keep you really busy. And since you were, Mrs. Shanley was the private contractor who handled our website before her election. As an elected official she can no longer do that. So we have to figure out something else to do. Our Fiscal Officer is the keeper of the records and the website is a record, so you have to work closely with the Fiscal Officer anyway. And I know that Mrs. Turpin, in that office, has become very familiar with

running websites. She's currently running a website for her homeowners association. And I've actually taken over doing the work on one of the websites you had originally set up last year. So, we know what's involved in it, it's not all that difficult. More people are getting well versed with those. I'm not so sure we need a liaison, more than we need somebody to work with Shirley and Joy and let them do that maintenance in house.

N. Shanley – Um-hum.

L. Bowers – And this is not a criticism, but there's a number of things on the website now that have not been updated. First and foremost, all the updating was done on all the pages except the face page to add your name. (laughter)

N. Shanley – Oh my goodness.

L. Bowers – Mr. Kehoe on.

S. Bailey – Still it says Lee.

L. Bowers – Yeah. And I just ran this today. There's changes that need to be done in a number of places and they're not that big but they, it's something that can be done every day. And I'm gonna ask you if you would be willing to work with that office to make sure that they know what needs to be done and let's give that a try for a month or so and let them take that over and see how it works.

N. Shanley – That's fine. You'll, later on in the agenda I have a proposal for a Township Secretary and that's one of the things that's on that job description. So, however way things go with that, I'm more than happy to, my intent in being as liaison is to smooth the transition and teach this person to use Sitebuilder, which is the software that our current website is built, built under. And it does not transfer because it's free. So, I'm happy to sit down with whomever and teach them how to use it and you know, transition.

L. Bowers – Well, for right now, could you, for right now could you work with Joy and Shirley, primarily Joy. And Shirley's already agree to that. She's got to run copies of those pages and keep them anyway, so.

N. Shanley – To be honest with you, I don't mind doing it until we make, let's see what we do with the decision as to Township Secretary. And if it, if we end up with a Township Secretary, then I would rather the transition be made just one time.

L. Bowers – Good enough. Mr. Butler, you have any comments?

D. Butler – Yeah, on the, on the township website handout you have here.

N. Shanley – We're doing that later.

D. Butler – I noticed that the domain [www.lafayetteetownship.com](http://www.lafayetteetownship.com) is not owned by the township.

L. Bowers – It is now, Don. Originally I secured lafayette township.com before the township had a website. And I did that because I was trying to push for the township to get a website and I didn't want anyone else to grab that. Cause once it's gone, it's gone. So I got it and held it personally – I have never used it. As soon as we started our own website, the township purchased additional years and at that time it was supposed to be transferred over. Sherry Meinke and I worked diligently on that. I don't understand why it didn't transfer over, cause I know that she did it. We got confirmation of it. But apparently it was still in my name and as soon as Nanci pointed that out, I went in and actually did the registration transfer myself, verified that it has been changed. The email was sent to Mrs. Bailey from the company, so that's taken care of. There were a lot of people that were real anxious to get lafayette township.com. That's why I secured it. Kinda like Pepsi-Cola around here. Any other questions, Don?

D. Butler – Nope.

**Permanent Appropriations Meetings:**

L. Bowers – Okay. Then we will move on to setting meetings to develop our permanent appropriations. Everybody got their calendar? At the last meeting we talked about Mondays and we have Mondays in February and Mondays in March. I'm thinking that we're probably gonna need to set three meetings; hopefully we can do it in two. What's the Board's pleasure?

N. Shanley – What are we looking at again?

L. Bowers – We had talked about Mondays. That was a good night for everyone. Don wanted to do it in the evening.

N. Shanley – So what month are we looking at?

L. Bowers – February and March.

N. Shanley – Okay.

L. Bowers – Permanent appropriations are due April 1<sup>st</sup>, we have to have them to Mrs. Bailey about ten business days out, so we're looking at any of the weeks, any of the Mondays in March and probably the first three in, or I'm sorry, all of Mondays in February, first three in March.

S. Bailey – Actually, first two in March.

L. Bowers – First two? Yeah. And I, I think it's prudent to set a total of three meetings and let's shoot for two. Yeah? Don, what's your calendar look like?

D. Butler – Wide open.

L. Bowers – Nanci, anything that's not good for you?

N. Shanley – The 8<sup>th</sup> is not good, we'll be gone. And obviously the 15<sup>th</sup>, it's President's Day and we have a Board, we have a Trustee Meeting the 16<sup>th</sup>, so I would suggest the 22<sup>nd</sup>.

S. Bailey – I'm not available on the 22<sup>nd</sup>.

L. Bowers – Yeah, you're pretty much gonna have to be here.

S. Bailey – And I'm not available the 4<sup>th</sup> Monday of every month I'm not available.

L. Bowers – How bout, oh that's right, you did tell me that, I apologize. How bout Monday, February 1<sup>st</sup> for the first meeting? Can we do that? Don said he's wide open. Nanci, how's that look for you?

D. Butler – Yeah, that's fine with me.

N. Shanley – I'm trying to think of when we leave and I don't remember.

L. Bowers – Well, we don't have to do Monday if that's,

N. Shanley – Yeah.

L. Bowers – Works out differently.

N. Shanley – Let's, I'll go with the 1<sup>st</sup> for now. I'll yell if there's a problem.

L. Bowers – Um-kay.

D. Butler – Well, if we're pushing March, why don't we do the 15<sup>th</sup> also?

N. Shanley – It's a holiday.

D. Butler – So what?

S. Bailey – March, March 15<sup>th</sup>?

L. Bowers – No, February 15<sup>th</sup>. I don't have a problem with President's Day. Do you have a problem with it, Nanci?

S. Bailey – February?

L. Bowers – Okay, so second appropriation meeting will be February 15<sup>th</sup>. And, March 1<sup>st</sup> or 8<sup>th</sup>, what's your pleasure?

D. Butler – Let's go to 1<sup>st</sup> and get it done so we have some time.

L. Bowers – That work for you, Nanci?

N. Shanley – Um-hum.

L. Bowers – Okay. I will, I need to wait to hear back from you. How long do you need? Couple days?

N. Shanley – I'll check when I get home.

L. Bowers – Okay. If you'll let me know then I'll go ahead and get those published. Takes care of that.

**Statutory Calendar:**

L. Bowers – Has everybody had a chance to look at the, their Statutory Calendar in their resource book? Are there any questions about any of those dates, what needs to happen?

N. Shanley – Uh-uh.

L. Bowers – You know what needs to happen on those, Don? (no response heard) Okay, then we will forgo reviewing that.

**Roberts Rules of Order:**

L. Bowers – Mrs. Shanley sent me an email after our Organizational Meeting and asked me to consider instituting Roberts Rules of Order and Parliamentary Procedure Authority in our meetings. I guess I want to say this about that. And I, I understand where you're headed with that, but as, as difficult as it was sometimes to sit through some of the meetings in the last two years, I respected the fact that, you know, someone else was presiding over that meeting and I sat through them. Um, I respected the Chair's responsibility to preside over those meetings. I preside over a number of non-profits and other government meetings, and in those meetings, what we, what I've always done is I address the topic, entertain any questions or discussion, and at that point, you know, once the board has reached a consensus whether or not we're even going to move forward, that's when you ask for the motion. It is a very open, very diplomatic, very democratic way of making sure that everyone is heard. Everyone has an opportunity to be heard. No one is talked over. No one is allowed to be ridiculed. We reach a consensus and move on. Parliamentary Procedure and Roberts Rules of Order can be very cumbersome and difficult to work with. They are not recommended. I see some of the members of the audience shaking their head. And I would just ask that the Board allow this method to try for awhile and see how it works before we start changing things.

N. Shanley – If I could?

L. Bowers – Sure.

N. Shanley – I just want to clarify. The only thing I'm asking for, is not a full adoption of Roberts Rules, because I agree, they're cumbersome. But more of a traditional place a motion on the floor, then have the discussion, the same as Mrs. Bowers is saying. Everyone can be heard. It can be organized. And then take a, that's what I'm used to in the Boards that I serve on. And that's the only thing we're talking about is a reversal of when do you make the motion, when do you have the discussion.

L. Bowers – And I understand what you're saying, but it, if you make the motion and then you don't have a consensus to go that way, or go a different way, which we did a number of times

even in our Organizational Meeting, then you're backtracking and withdrawing and it's just a cleaner procedure to move forward. If we find that it doesn't work, I'm certainly, or it's not comfortable, I'm certainly willing to try it a different way. I'm just asking that you try it this way first and see how it goes. Is that, that'll work? Don, any conversation, discussion? (no response heard) Okay.

**Executive Session:**

L. Bowers – We have the need to have a very brief Executive Session, shouldn't take long. But we need to do it at this point in the meeting. We need to recess into Executive Session to consider the compensation or investigation of complaints against a public employee, pursuant to Section 121.22 G of the Ohio Revised Code. **I'll make that motion to recess into Executive Session now. Is there a second?**

N. Shanley – **I'll second.**

L. Bowers – Seconded by Mrs. Shanley. Roll call vote: Mr. Butler?

**D. Butler – Yes.**

L. Bowers – **Mrs. Bowers, yes.** Mrs. Shanley?

**N. Shanley – Yes.**

L. Bowers – Okay. **We are recessed at 7:22.**

**(Executive Session held)**

L. Bowers – **I'll move to reconvene the meeting at 7:30.** Is there a second?

D. Butler – **Second.**

N. Shanley – I'll second.

L. Bowers – Reconvene the meeting. Mr. Butler?

D. Butler – **Yes.**

L. Bowers – Yes. **Mrs. Bowers, yes.** Mrs. Shanley.

N. Shanley – **Yes.**

L. Bowers – Yes.

**Fiscal Officer's Report:**

L. Bowers – Okay. The next thing on our agenda is the Fiscal Officer's Report and Requisitions. Mrs. Bailey?

S. Bailey– Wanna pass those down? On the report at the moment, there are several invoices yet to be cut, but ah, I could not do it since I wasn't into 2010 until today. Doing the close out – I was still in 2009, which meant nothing was being done so the figures that are here are what were finalized for December after December's payroll. Which the checking had \$1,344,637.38. Our secondary balance, which is the HRA fund, had \$64.98 in it. Which left us with a balance of \$1,344,572.40. Investments, we had \$1,333,798.41. Any questions?

D. Butler – What's the checking account paying?

S. Bailey – What's it paying?

D. Butler – Yeah.

S. Bailey – Was, ah, I don't have it with me. It was .1, .12 I believe.

D. Butler – What's STARS paying?

S. Bailey – Star? Same amount really. Point... Joy, STAR was one

J. Turpin – It's .10 now.

S. Bailey – One Oh. Okay.

D. Butler – Have we looked at any other options?

S. Bailey – No, because we don't have depositories with any other options, really.

D. Butler – You talk to Charter One?

S. Bailey – Charter One is lower. They're not even at .1. They're at .09, .08.

L. Bowers – Don, do you want to entertain depository contracts? We're off year, but we can do it.

D. Butler – What's that?

L. Bowers – Do you want to entertain depository contracts? We're off year, but we can do it. We can do it any time.

D. Butler – I would like to shop and see what's available.

L. Bowers – Do you want to be responsible for that?

D. Butler – Yeah, I'll do that.

S. Bailey – You can't

L. Bowers – He can shop 'em. And then

D. Butler – I can call and ask.

L. Bowers – And then if we find that there's something that we can do, we can entertain new depository contracts. I mean, we can't make any changes until we would do that, but, but we, if we

D. Butler – Find out what the market bears.

L. Bowers - entertain depository contracts we have to follow the proper procedure. But let's find out if there's a reason to do it? Is that reasonable?

S. Bailey – Okay, but with depository contracts you do have to advertise.

L. Bowers – Yes.

D. Butler – Understand.

L. Bowers – If we find out there's a reason to.

S. Bailey – Okay.

L. Bowers – I mean, he can check around and if there's a reason to, then we'll go through the proper procedure.

S. Bailey – Okay.

L. Bowers – I mean, you, it doesn't hurt to pick up the phone and see what's available.

S. Bailey – Right now I don't think there's too much available.

L. Bowers – Doesn't hurt to look.

S. Bailey – We had some changes on the requisitions today due to our rescue truck being towed. And also the, our deputies have some expenses too, so, that's the more current. For the Service Department, we have a total of \$439.99. For the Administration Building, our office and also Zoning. It's kind of combined because we purchased binders for Zoning. Comes to a total of \$131.10 for everything. The Fire Department is \$5,754.56. And, for the Sheriff's Office, on the vehicles and for reimbursement to one of our deputies, total of \$912.86. You have a listing there of the requisitions. Is there any that you have questions on?

L. Bowers – Mr. Butler? (no response heard) Mrs. Shanley?

N. Shanley – I'm going to suggest that we, for the Medina County Career Center Fire & Rescue, the training, that that be reduced to twelve members.

L. Bowers – Anything further? I would just state that the \$800 on the requisitions, I actually intended to address that in my police report, but I did send that to each member of the board.

That's for entry tools that they can carry in their cruisers to break into things. Break into houses and cars and those sorts of things, and, we had a fire on Egypt Road last week that those would have been very handy to have around. If we want to pull that out of this requisition until we actually discuss and approve it, I'm fine with that, or if we want to go ahead and approve it then I'll pull it out of my report. Either way. Mr. Butler, what's your pleasure?

D. Butler – You can leave them in as far as I'm concerned.

N. Shanley – I have no problem with leaving them in.

L. Bowers – Okay. Any further questions on the requisitions? Hearing no questions, is there a motion?

N. Shanley – **I'll move to approve the requisitions with the change that I previously proposed of reducing number of members to attend the Medina County Emergency Services Conference to twelve.**

L. Bowers – Second?

S. Bailey – And that's been changed.

L. Bowers – Second?

D. Butler – **Second.**

L. Bowers – Second by Mr. Butler. All in favor, aye?

**D. Butler, NS, L. Bowers – Aye.**

S. Bailey – That reduces their figure by \$75.00.

L. Bowers – And opposed, same sign? Okay, anything further Mrs. Bailey?

S. Bailey – Also, I have, since you didn't have it on your agenda, um, we have Resolution 2 that was approved at the last meeting but wasn't signed because the dates had to be changed.

L. Bowers – Yeah. We can just put that in the signing pile.

S. Bailey – Okay, so, wanted to make sure that you understand that we have that to be signed. And then, on Resolution 4, that was not voted on because, again the dates had to be entered into it. That was on my advance of taxes. The dates have been entered. You all, you've received emails on it as to what the figures are. So I, I need to know whether this is going to be approved or not, since we have to get our taxes.

L. Bowers – Actually, Shirley, you know, at the city, we used to just do a resolution that said just, authorizing the Fiscal, well it was a Clerk, to request advances for any funds that may be there to the benefit of the City of Wadsworth for the entire year. Can we not do that?

S. Bailey – No, we cannot.

L. Bowers – Okay. Well, then let us have it, we'll do it.

S. Bailey – Okay. Ah, who's going to make a motion?

L. Bowers – Can we have the Resolution? Nanci, you want to do it?

N. Shanley – This is **A RESOLUTION TO AUTHORIZE THE FISCAL OFFICER OF LAFAYETTE TOWNSHIP TO MAKE A REQUEST FOR ADVANCE OF TAXES COLLECTED**. The Lafayette Township Board of Trustees, this is the boiler plate that we usually have. **BE IT RESOLVED THE LAFAYETTE TOWNSHIP BOARD OF TRUSTEES, THE FISCAL OFFICER IS HEREBY AUTHORIZED TO MAKE REQUESTS OF THE MEDINA COUNTY AUDITOR FOR ADVANCE OF FIRST HALF TAXES COLLECTED BY NOON, JANUARY 29, 2010, FEBRUARY 12, 2010, FEBRUARY 26, 2010, AND MARCH 12, 2010. I'll move that we accept Resolution 4-2010.**

D. Butler – **I'll second.**

L. Bowers – Moved by Mrs. Shanley, seconded by Mr. Butler. All in favor, aye?

**D. Butler, L. Bowers, N. Shanley – Aye.**

L. Bowers – And opposed, same sign? (no response heard) Thank you.

S. Bailey – Thank you.

L. Bowers – Signing pile.

S. Bailey – That's all I have right at the moment.

#### **Department Reports:**

##### **Fire -**

L. Bowers – Okay. Department Reports. Fire, Mrs. Shanley?

N. Shanley – I believe Jeff left us a report. Jeff, I don't know if you would like to present that live?

J. Hall – Okay, just a recap of 2009. That's what your report that you have in front of you is for December but it does have year-end totals. For the year 2009, Lafayette Township Fire Department and EMS responded to 457 calls for service. That is three more than the previous year. Um, so we're on a slight increase. Already this year, we're at twenty-six calls for the month, so, it started off very busy and it's continuing to be a very busy month. Is there any other questions on the monthly report? The second thing I had that I wanted to bring to the Board's attention this evening, and I know Joy did a lot of research on this. I do have one requisition in there for Station supplies, which is toilet paper, paper towels, items like that. We currently use two different uniform companies, RentWear and Cintas. I know the road department uses RentWear as well as the administration building. We use Cintas due to the

fact that they're the only ones that offer the NFPA approved uniform for us to wear, so. But on here, we were looking for another service, which was paper towels, the center-feed paper towels and mats for in front of each door at the stations. We have nothing right now and in the winter time it becomes quite a quite a mess. And this would help eliminate some possible slip hazards, and etcetera. And I was wondering if the Board wouldn't, if they would approve increasing for paper towels and mats. And I do have, Joy, did you have, I believe she has copies for everyone. And she probably could actually explain this a little better than I could as far as the breakdown. Do you want to add anything that I missed?

J. Turpin – No, you were good. I have spoken with the representative at RentWear and with Cintas. The only item that is not covered by both of them, as far as mats and our regular supplies that we are currently getting with RentWear, is a long mat, the long mat that we have in the Administration Building. Cintas does not have that and could not get that for us. RentWear would actually be slightly cheaper than Cintas, because the price that you see here for the bottom of Cintas does not include that larger rug being added into there. Um, I have also shown you the price of what it would be monthly. They also offer an every other week service which we may want to look at, especially in the winter when our mats are getting more use and getting dirtier. Both companies do that as well. But in speaking with them, getting the prices, I would recommend RentWear. They are able to offer some lower prices. For instance, on the paper towels, to \$7.50 which is cheaper than what they're giving us now, if we are willing to extend our contract with them by one year, which would be until July of 2012. That price went down, the rugs slightly went down. It's all very small amounts but they did add up a little bit.

N. Shanley – I notice RentWear has a \$6.00 service charge and an environmental charge.

J. Turpin- They do.

N. Shanley – Whereas Cintas does not.

J. Turpin- Cintas does not have the environmental charge, that's correct.

N. Shanley – And it's half of the service charge too.

J. Turpin – That's correct.

N. Shanley – And that's monthly. That, that's, that is billed monthly. Those charges are every single month, correct.

J. Turpin – That's true. The environmental charge does vary by the percentage. I happened to choose one that was a full month that I put there. This would not be changing uniforms. We're not talking about uniforms at all, we're strictly talking about paper towels, shop towels, mats, um, and the mops. Those are the items that were compared.

S. Bailey – And the rugs.

J. Turpin – Those are the mats.

L. Bowers – Yeah, but you don't have to have glasses. This is my calculator that doesn't need glasses.

J. Turpin – I think what Chief Hall is asking for is if we can have the ability to increase adding additional, I believe it was four mats, adding four additional mats and adding four additional paper towel holders. Both companies do not charge for the dispensers for the paper towels, they simply charge for the paper towels that go in them. So, the request is, to be able to increase the Cin, excuse me, the RentWear, to include four additional mats and four additional paper towel dispensers from what we currently have with them.

N. Shanley – Okay. Is that what this reflects, or is this what we're currently paying?

J. Turpin – This is reflecting what would be.

N. Shanley – Okay.

L. Bowers – Mr. Butler, have any questions?

D. Butler – Are we dealing with Cintas now?

J. Turpin- For the uniforms. They also get their hand sanitizer from them as well. And soap. Uniforms for Fire, not for Service. Service gets theirs from RentWear.

L. Bowers – Any other questions, Mr. Butler?

D. Butler – Nope.

L. Bowers – Mrs. Shanley?

N. Shanley – Nope.

L. Bowers – What's the Board's pleasure? Mrs. Shanley, you're the liaison, so let you run with it. Whoop, wait a minute, Mrs. Bailey has a comment.

S. Bailey – Also, with Cintas, ah, since they don't have the three by twenty foot mat, they said that they could use three or two of the three by ten mat. But those are \$18 a month. That's already a couple dollars more, or \$1.20 more a month and we would have to double that because we have to have two of them. And then we put ourselves in the position of law suits if anyone trips when they're walking between those two mats. That's the reason why I want one.

L. Bowers – Thank you.

N. Shanley – Right. That's, right. That's the math that I was doing is if we were replace the twenties with tens and really at that point, Cintas is just a lot more money.

S. Bailey – Right.

L. Bowers – Shirley, it seems to me that we did, we did a contract with Cintas not too long ago. Are we going to have a problem with that?

S. Bailey – No, the contract is on the uniforms.

L. Bowers – Okay, I knew we had done a contract with them, so.

S. Bailey – Right. That's on the uniforms.

L. Bowers – And that will stay in place.

S. Bailey – Right.

L. Bowers – Okay. Mrs. Shanley, what's your recommendation?

N. Shanley – **I will move that we authorize the proposal with the additional mats and the additional towel holders, etc.**

L. Bowers – to...

N. Shanley – **from RentWear**

L. Bowers – RentWear. Is there a second?

D. Butler – So we're talking over \$3,000 a year. \$2,500 a year.

L. Bowers – It's really not much different than what it's been running. I mean, it's a little different, but not

N. Shanley – um-hum.

L. Bowers – not a tremendous amount.

D. Butler – Pardon?

L. Bowers – It's, it's more than what's been running, but it's not a tremendous amount more. I mean we have those things anyway.

D. Butler – What has it been running? Instead of \$230, what are we paying now?

L. Bowers – It's running around \$180 right now, isn't it? Isn't that about what it's running?

J. Hall – I don't know anything as far as RentWear goes, because we don't have anything.

L. Bowers – Well, I mean for all of the items that, that we're getting. It's not that much of a difference than what we're paying now, I don't think. Cause we're buying most of those things except the additional, I think it's four sanitizers, right? Four more hand sanitizers and a few more rugs. It's

J. Hall – Paper towel holders

L. Bowers – Paper towels holders.

S. Bailey – Yeah, the paper towels are less. The mats is really the largest amount that's going to be changing, because they want mats in the Fire Department.

L. Bowers – And you don't have those now. You have some?

J. Hall – Correct. We do not have any mats.

L. Bowers – You don't have any?

N. Shanley – They don't have any mats.

L. Bowers – Oooh. Okay. Did not realize that. **I'll second the motion.** All in favor?

**N. Shanley, L. Bowers, D. Butler – Aye.**

L. Bowers – Opposed, same sign. Anything else, Jeff?

J. Hall – That's all I had, unless the Board had anything for me.

L. Bowers – Mrs. Shanley?

N. Shanley – No.

J. Hall – Thank you.

L. Bowers – Are you done with fire, Nanci?

N. Shanley – I am.

**Service -**

L. Bowers – Okay. Service Department, Mr. Butler?

D. Butler – Well, until last Thursday I think everybody knows what they've been doing day in and day out. We've had that nice steady snow and I've only had one phone call in everything so I think they're doing a great job. David, anything?

D. Figgers – Thank you for the comment. No, nothing. It snowed seventeen days in a row. We were out seventeen days dropping salt, plowing snow. The, from what we understand it's not here yet, but we are supposed to pick up the new truck tomorrow. The new snow plow truck. So hopefully it'll be here in the garage tomorrow.

L. Bowers – David, now that you've been using the insurance company log sheets for a couple months, are those working out for ya? Can I, any problems with them bogging you down at all?

D. Figgers – I haven't used them. When Roy handed them to me...

L. Bowers – Sorry.

D. Figgers – I haven't used them.

L. Bowers – Have you been instructed to use them?

D. Figgers – No.

L. Bowers – Okay. Then we'll take care of that. Thanks. Don, do you have copies of those you can go over with him? Remember, we approved those to use them for our insurance company.

D. Butler – Yeah, I do. I got all that, this whole stack of stuff to do.

L. Bowers – Okay. Sorry. Anything else in Service, Don?

D. Butler – No.

**Police -**

L. Bowers – Okay. Um, Police. I think it was our last meeting, Mr. Butler and Mrs. Shanley both asked that we start, um they wanted copies of the monthly invoices. I've asked Mrs. Bailey to start putting those in their boxes. I think you should have received one Friday or today. Has ah, the Board members been able to review the two different schedules that we have been given?

N. Shanley – Yes.

D. Butler – Madam President, before we move on, I, I want to make a couple comments on the Service Invoice.

L. Bowers – Sure.

D. Butler – As I said last meeting, I have not seen this almost all of last year and I open this up, to my surprise, we're looking at a \$1265.00 repair bill for one of the patrol cars. I don't remember discussing that at all.

L. Bowers – Do you recall discussing that the Explorer had failed its' e-check?

D. Butler – Yes.

L. Bowers – Okay.

D. Butler – And we talked about \$300.00.

L. Bowers – And do you recall me sending you this email dated November 18<sup>th</sup> that says the Ford Explorer is out of service. Repair estimate is \$1100.00. Estimated down time is four days. The township is not being charged for the use of a fleet car. Remember that?

D. Butler – Still, we're still, we're still off. And I think we need to discuss it publically rather than just

L. Bowers – Well, would you have, what would you recommend, we not fix the Explorer?

D. Butler – Well, maybe we're at a spot right now with the resale value so low, maybe we need to look at another option.

L. Bowers – No, the Explorer is our newer vehicle and we did review that last year that that vehicle would stay in service for another year. Our contract requires that we pay for the maintenance. The maintenance is required, so, I, I mean, I'm, I don't think that we have any choice, Don.

D. Butler – I do. Because you have on your list here, random misfire detected, cylinder 2 misfire detected, cylinder 7, low catalyst efficiency bank one, a note: the other four coils can go bad in the future.

L. Bowers – That's all to do with the catalytic converter and that's what the e-check issue was.

D. Butler – Well, I understand. But you're saying that they're not over, this is not over with yet. We may have a lot more money to pour on this car.

L. Bowers – Things can go wrong with mine, too. I guess we'll cross that if we get to it. What, what do you recommend I do, other than, you know, pull the vehicle out.

D. Butler – We explore leasing the cars from the Sheriff's Pool.

L. Bowers – I can get, I can get information on that.

D. Butler – According to, according to the Sheriff two years ago, he estimated it would save us about \$100,000.00.

L. Bowers – I don't recall that.

D. Butler – It was a conversation I had with him and we talked about the options and he said it'd be about \$100,000 savings.

L. Bowers – I'll have another conversation with him and I will get estimates of value on the existing vehicles we have. We did have those evaluated last year and we determined that at least this vehicle was good for another year. If you want to relook at that, I'm certainly, certainly up to do that. Also, I think we all received copies of the state purchase, um, or the

state bid information from State Wide. 2010 Crown Vic, base price for police package is, I think around

S. Bailey – You were the only one to get that.

L. Bowers – Oh, I'm the only one that got that one?

N. Shanley – I did not see that.

L. Bowers – Sorry. I'll make copies of it for ya. It's an advertisement, but I pay attention to them. I didn't think that we were interested in looking at a new car, but if we were

D. Butler – Well, we're not.

L. Bowers – we can compare it.

D. Butler – But we're not.

L. Bowers – Well, we can, well, Don, I think the Board makes that decision whether or not we are and I think we compare what the leasing would be as opposed to purchasing a new vehicle and the cost of the maintenance and so on and so forth. Base on the police packages this year is \$20,333, which is about \$9,000 less than it has been. Just kind of interesting. So. You have any other questions on the invoice, Don?

D. Butler – Nope.

L. Bowers – Okay. Nanci, you have any?

N. Shanley – No. But I do think it's a good idea to at least see what leasing might be so we have a basis for making some decisions in the future.

L. Bowers – Sure.

N. Shanley – After repairs.

L. Bowers – I didn't think that this was a year that we were going to do that, but I'm happy to do it. It's, you know, we can look at it now, no problem at all. Make sure that I have it ready for hopefully the next meeting. Um, the scheduling. Deputy Rohrer provided me with a copy of the Sheriff's schedule and when he did, he expressed some concern that maybe the scheduling wasn't optimum for Lafayette based on what our high volume is when we have different traffic, and so on and so forth. Particularly in the wintertime. Maybe in the summertime scheduling on Sunday in the evening makes a little more sense but in the wintertime he didn't think that it did. I've put a copy of that in each Board member's box and I also asked Deputy Rohrer to put together a report on what he thought was a good use based on his experience in the township and each member of the board has also received that. I haven't had, you know, I just got it when you did, so I haven't had a lot of opportunity to look at it, but the differences are pretty easy to look at. I'd like the board to consider discussing that briefly

at our next meeting so that if we do want to request that Sheriff make some schedule changes we can do that as quickly as possible. Nanci, you have any

N. Shanley – I just have a question.

L. Bowers – Sure.

N. Shanley – Do we have any idea why only Covey is rotating up to first? I'm just curious.

L. Bowers – No, I do not know.

N. Shanley – Okay.

L. Bowers – I think that, I, my suspicion is, is it's covering shifts. But, I don't know that for a fact.

N. Shanley – I, It's interesting that Covey moves May to August, Covey moves to first, Clark to third, Rohrer to second, but Clark never moves to first. Just curious.

L. Bowers – It might be a matter of preference

N. Shanley – For them it might be, yeah.

L. Bowers – for them too. Don, any discussion?

D. Butler – No.

S. Bailey – Lynda?

L. Bowers – Yes, Mrs. Bailey.

S. Bailey – Covey has been on first shift. What they do is, at least once a year, they have to rotate. They're told they have to rotate. Clark was on days the first shift and then he was put onto the second shift.

N. Shanley – um-hum.

S. Bailey – Which is where he was originally, anyway. Ah, Covey was on first shift about two years ago. So it's

N. Shanley – um-hum. Yeah.

S. Bailey – They're just

N. Shanley – No, I'm aware that they've rotated through. It was just interesting to see it, just, they just, it just changed once and then changed back without going through a full rotation. It was just interesting.

L. Bowers – Don, are you okay with discussing that at our Appropriations Meeting and making a recommendation to the Sheriff? (no response heard) Nanci, are you okay with that?

N. Shanley – Actually, I would have been prepared to do it tonight, but if we're not ready.

L. Bowers – I'm fine with doing it tonight, because I know what I see is the problems. I just wanted to make sure the board members had adequate time cause we just got the report from Deputy.

N. Shanley – Yeah.

L. Bowers – Are you interested in doing it tonight, Don?

D. Butler – No, I'd rather wait till the next meeting.

L. Bowers – Okay. Then we'll wait. Make sure everybody has an opportunity to look it over. I don't have anything else in Police unless anyone has some questions? Okay.

**Zoning –**

L. Bowers - Zoning, I've administered oaths to Matt Strehle, Dianne Wenslow, Athena McAfee, and Jocelyn Kogler. I still have to get, I think there's two alternates that I need to get yet, and if I'd a known you were going to be here tonight, Mr. Crawford, I'd a got ya. Have you had anybody do an oath for you yet? Okay, you want to let me know when you're available and, if, or the next meeting you're going to be at and I'll make sure I come. We'll take care of that. I'll give those oaths to Mrs. Bailey too and you can just stop in there and do it as well if you'd prefer.

S. Bailey – Okay.

L. Bowers – Just a quick note, cause I think it's interesting. The estimated value of real estate improvements for which permits were issued in Zoning last year for 2009 was \$102,473,150.00. That's quite a, quite a bit. Hopefully one of those big ones gets realized soon. The other thing that I, I sent a copy of some correspondence with Mr. James to each one of the board members. The Medina County Park District has a repurpose that they have done at the Krabill home on Ballash Road. That is a piece of property that was donated to the Park District and part of it was purchased, part of it was donated. And it's now a public facility but it is located wholly within a residential area, so the, the repurposing doesn't meet our zoning, but because it's a government facility, it's exempt from our zoning. The Board is being requested to indicate whether or not we have an objection to that government building being in that residential district. We don't have a lot of leverage there, but Mr. James is working through some paperwork and he would like to have that from our Board if, if we could get that. Does anyone have an objection to that facility being in the residential area of our township? Nanci?

N. Shanley – I do not.

D. Butler – Nothing here, no.

L. Bowers – **Then I would make a motion that the Board indicates no objection to the Krabill shelter being in the residential zoning district in Lafayette Township.** Is there a second?

N. Shanley – **I'll second.**

L. Bowers – All in favor, aye?

**D. Butler, L. Bowers, N. Shanley – Aye.**

L. Bowers – And opposed, same sign. Only one other thing, is the Miami University that does the Township Association resource books has recently come out with a township zoning source book. I've gone through this; there's great, great information in here that I think all of our board members could benefit from. It has a lot of question and answer things. These books cost \$25 apiece and I can get about 18 of them reproduced at Staples for about \$100 bucks. So what I'd like to do is have permission from the Board for me to get these reproduced and I'll put them, I've got a bunch of these binders from other things. I'll just take them apart and put these together for our Zoning and BZA members and then if I could be reimbursed for the cost of having that done. Is there an objection to doing that?

N. Shanley – Is it legal for us to do that?

L. Bowers – Yes.

N. Shanley – Okay.

L. Bowers – Yeah, we can copy the pages all we want. Don, any objection to doing that?

D. Butler – No.

L. Bowers – Okay. Then I'll try to get that taken care of. I just think that they would really benefit from that. And that's all I have in Zoning. Anything else from any of the Board members on any other boards? I did not list them all. (No response heard) Okay.

**Correspondence:**

L. Bowers – Correspondence. Mrs. Bailey, you have anything in correspondence?

S. Bailey – No, I don't.

L. Bowers – You want to address? Mrs. Shanley?

N. Shanley – Nope.

L. Bowers – Mr. Butler?

D. Butler – No.

L. Bowers – Just want to address one thing. Um, there's, there's a new grant opportunity available called Efficient Gov.now, and I don't really recall where I received the information on it. I think all trustees might have gotten one.

N. Shanley – Yeah, we did.

L. Bowers – Did you get one, Nanci?

N. Shanley – We did.

L. Bowers – Don't?

N. Shanley – Yeah.

L. Bowers – Okay. I've talked to Katrina Moyer, who is administering that for the upper seventeen counties. It looks like a pretty good opportunity and there's some, it requires regionalism; it requires a number of entities to be involved. Well, we've got a couple of things going in Medina County right now. For instance, our civil defense siren task force, where all of the communities came together and established priorities for the rest of the sirens to be located. Lafayette Township is... got three sites within that project. So I've asked Katrina Moyer to come to the Township Association Meeting on Thursday to address the townships. So, if you're thinking of anything else that maybe you could think of that would fit within those perimeters, they are going to give that money away. And they're going to do it in the seventeen townships, or the seventeen counties of northeast Ohio. So, if you can think of any projects, that would be a great time to pick her brain, Thursday night. Okay?

**Old Business:**

**Volunteer Firemen's Dependent's Board Appointments -**

L. Bowers – Old business. We have the Firemen's Dependent Board documents that we've got to take care of.

S. Bailey – You want this?

L. Bowers – I've got my copy of it. Nanci, it's fire. What do you want to do with it?

N. Shanley – I don't know. I haven't seen this.

L. Bowers – Make some appointments.

N. Shanley – I have not seen this.

L. Bowers – Oh, I'm sorry.

N. Shanley – No idea.

L. Bowers – It's something that we do every year.

N. Shanley – Okay.

L. Bowers – We put it off at the Organizational Meeting. We've just got to fill in some names. Have you got a copy of it too, Jeff?

J. Hall – No, I do not.

S. Bailey – I think I have a copy attached there of the old one. So you can see who was on it originally.

N. Shanley – It was Donald Butler, Lee Kehoe, Jeff Hall, Steve Kile, Karen Schoonover, and

L. Bowers – I think the only person that we need to replace is Lee.

N. Shanley – um-hum.

L. Bowers – And I'd leave the rest of them alone. You comfortable with that, Jeff? We've never had to use this, and hopefully we never will. This only comes into play if we lose, if we lose somebody, right? And I don't mean leaving town. You're the Fire Liaison, Nanci. You want to take those appointments?

N. Shanley – Is this something that has to be done tonight?

L. Bowers – Ah, yeah.

N. Shanley – Okay.

L. Bowers – It should have been done, well

S. Bailey – Well, I have to have it in by the thirty-first, so.

N. Shanley – Yeah, okay.

S. Bailey – But I have to have it done tonight in order to get that turned in.

N. Shanley – Okay. Ah, Don, would you serve on this again?

D. Butler – Yes.

N. Shanley – Okay. Lynda, would you serve in lieu of Lee Kehoe? As the Board Member elected by the legislative authority?

L. Bowers – Okay. And then you could be the Chair

N. Shanley – And I will be, yeah.

L. Bowers – Okay. Let's do that.

N. Shanley – Jeff, would you serve again? And I'm going to hope that Steve Kile would serve?

J. Hall – I'm sure he would, yes.

N. Shanley – Okay. And Karen, who is not here.

L. Bowers – Karen's really good at being drafted when she's not here.

N. Shanley – Okay.

L. Bowers – **So I would move then to approve Don Butler, Lynda Bowers, Jeff Hall, Steve Kile, Karen Schoonover and Nanci Shanley to serve as Chairperson for the Volunteer Firefighters Dependents Fund.** Is there a second?

N. Shanley – **I will second.**

L. Bowers – All in favor, aye.

**D. Butler, L. Bowers, N. Shanley – Aye.**

L. Bowers – And opposed, same sign.

**Housing & TIRC Council Appointments – Chippewa CRA –**

L. Bowers – The Housing TRC Council Appointments. Nanci's made a recommendation of Bruce Hotton, and I, we need to appoint four. I think Bruce is an excellent choice. Is that the only recommendation you made, Nanci?

N. Shanley – It is.

L. Bowers – That's the only one I recall.

N. Shanley – It is.

L. Bowers – Don, I didn't see anything from you. Do you have recommendations?

D. Butler – No.

L. Bowers – I had made four recommendations. I would recommend that we pull Jim Parolli off of that recommendation, because I've had conversation with him and he may be interested in pursuing the benefits of the CRA in the business that he owns. So, maybe that's not the best recommendation at that point.

D. Butler – Why don't we combine the two and just have two appointments?

L. Bowers – I'm fine with two members.

N. Shanley – Yeah, that's the other thing is, if we're going to combine Housing and TIRC or not.

L. Bowers – I've, I've watched, I've watched these operate in Liverpool Township and Sharon Township, because Planning Commission has appointments to those as well. They meet once a year, it's very difficult to get the people to the meetings. It's hard enough to get them to one, let alone to get them to come to two, and what they've been doing on all of those, is they combine the meetings and they have every township scheduled every fifteen minutes and they do the meetings in one morning and they just whip right through them with all of the reports. It is easier to do it with just the two appointments.

N. Shanley – **I would propose we do it with two appointments and I would also propose that we have Curtis Perkins and Bruce Hotton.**

L. Bowers – That's fine. I, I will, **is that a motion?**

N. Shanley – **Yes, it is.**

L. Bowers – **Then I will second that motion that the members of our Housing and TRC Council be Bruce Hotton and Curtis Perkins.** Any further discussion? (no response heard)  
All in favor, aye?

**D. Butler, L. Bowers, N. Shanley – Aye.**

L. Bowers – And opposed, same sign. Okay.

**Request For Proposal (RFP) Applications –**

L. Bowers – In our fact finding meeting with Mr. Thorne last week it was determined that the RFQs that were let last year were a much broader project definition than the needs assessment the township actually originally intended. And for that reason, it was suggested we could reject all of the applications received. Does anyone want to make that motion?

N. Shanley – **I move that we reject all the applications received for the RFQ.**

L. Bowers - **And I will second.** All in favor, aye?

**D. Butler, N. Shanley, L. Bowers – Aye.**

L. Bowers – And opposed, same sign. Second part is our Officers have recommended R. P. Hughes to do a Needs Assessment. And I believe that it was the consensus in the fact finding individually that R. P. Hughes may be able to do that project, at least that's what we've been told from our Officers. Probably for an amount less than \$25,000.00 because they've already done some of the work. And I would recommend that we approve having our Fire Liaison, Mrs. Shanley, follow up on that and see if that is indeed possible, and then if it is, we can, we can move further. You okay with that, Don? (no response heard) You willing to accept that assignment?

N. Shanley – um-hum.

L. Bowers – Okay. We just have to make certain that, that the direction is at a cost less than \$25,000.00. So, that's taken care of.

### **Technology Park –**

L. Bowers – Technology Park. I, I guess I'll start with the fact that back in March of 2008, the Board discussed the CRA moving forward on a technology park. The recommendation at the time we did Chippewa Landing, Chippewa Lake area, was not to do them at the same time. We've identified, or I've identified houses in the area that would qualify, but we've never identified the area for that. When I was putting together the information for tonight's meeting and looking at our agenda, it occurs to me that that really needs to be a meeting in and of itself.

N. Shanley – um-hum.

L. Bowers – The other thing that is going on, and I'll just kinda throw these all together a little bit out of the agenda. Back in November during a social conversation with Dennis Hanwell, who is now the mayor of the City of Medina, I had had a discussion with him about an incubator project that we had done in the City of Wadsworth when I was the Council Clerk there and also a member of their Community Improvement Corporation where we took over, the city took over factories. And under the CIC, which is a created political subdivision that the law allows, we incubated businesses in those vacant factories. That was good for the city, because we didn't have the vacant factory sitting all around; it was good for the businesses because it gave them a home and a place where they could get stronger and grow and hopefully move out into purchasing other vacant buildings that suited their needs. And if those vacant buildings didn't work for them, there was vacant land that they could build on. Medina City has a lot of vacant buildings on Lake Road. And on either end, York Township has an industrial anchor and so does Lafayette Township. There's been some concern about the marketing of the Technology Park and the Township doesn't have direct authority over that, but that's another thing that can enter into discussions. Long and short of it, Dennis Hanwell has taken the lead and he's pulling together a group of people to look at what might be able to happen on Lake Road. And if Lake Road gets stronger, that only helps York and Lafayette Township. So that meeting is scheduled on February 4<sup>th</sup>. There's a little bit of difficulty in that it's a multi-jurisdictional meeting and there's only one member of Boards coming. If more than one member of the Board goes, we have to take minutes and do all of those things. And there's a concern about the candor with which the marketing may be discussed. The difficulty that I have, and Nanci Shanley has offered to sit out and stay away from that meeting, but the difficulty that I have is one of the big component parts of what needs to be done is the marketing. And she happens to have the expertise in that area that I don't think anyone else sitting around that table's going to have. So I'm trying to work out where you can observe and collect all the information, and maybe if at some point it makes sense that I would leave, I can do that. It's an initial meeting and then I anticipate, and so does Dennis, that we'll have some joint meetings that are, you know, joint meetings of the Boards where there are minutes and so on and so forth. But that's something that's going on. And that being the case, maybe this is an issue better left until after that meeting?

N. Shanley – um-hum. Do we know if, I know that Dennis said at one point he thought Montville may go.

L. Bowers – Montville. Yeah.

N. Shanley – So if that happens, let me know. Cause then it's a non-issue.

L. Bowers – Yeah, it’s a non-issue.

N. Shanley – Okay.

L. Bowers – And, and I’ve actually check with Katy Horn, the Council Clerk up in Medina, and I have equipment that I can plug into her sound system, I believe, and just do a tape recording. If we need to go that route, so, I’ll certainly let you know what’s going to happen. But Montville hasn’t responded to my knowledge. And as far as we’re concerned, Lake Road corridor is the issue. When people come out and look at the Technology Park, you know, they do a number of things, especially with their permanent lenders. They’re looking at roof tops, work force, and they see that big long strip of vacant buildings and that just doesn’t make them real warm and fuzzy about coming here. So hopefully we can take care of that. So, we will move beyond that.

N. Shanley – I

L. Bowers – I’m sorry.

N. Shanley – I was just going to say, I think maybe it’s clear to us what the issue was about my attending, but just to be clear, I didn’t want to stem the flow of free information. If by attending it becomes a public meeting and there have to be written record of the proceedings, then that may affect how freely people speak and brainstorm and I didn’t want to stem that flow of information and for that reason, um, I told Trustee Bowers that I would defer from going if the Montville Township Trustees are not going. If they’re going, then it’s a moot point,

L. Bowers – Yeah

N. Shanley – Because it becomes a public meeting anyways.

L. Bowers – That’s still to be determined.

N. Shanley – Yeah.

L. Bowers – So we will put that as an action item for probably March.

**Events Calendar:**

L. Bowers – Events Calendar. Dinner Auction January 30<sup>th</sup>. Fireman’s Pancake Breakfast is the... every Sunday in February, still this year? Good, cause I saw it on the website that way. The Easter Egg Hunt that we have off and on depending on different things, whether we can get Buckeye Woods, and so on and so forth. This year Easter comes really early. And it’s usually really cold. And wet.

N. Shanley – Um-hum. I would say no.

L. Bowers – And mushy, and I’m not so sure that

N. Shanley – I would say no.

L. Bowers – Yeah. I would say no too. That’s two. Don, you want to make it three? (vote not heard) No Easter Egg Hunt. Okay. Clean-Up Day is typically the first Saturday in May, that would be May 1<sup>st</sup> this year. And we’ve already started getting calls on that, so people are wanting to know when it’s scheduled. Is, are we going to leave it that date?

N. Shanley – I, I’ve watched the Boards discuss Clean-Up Day over the past couple of years. And I’m of two minds. I see how some people have come to rely on it. I also wonder, what does it cost us, Shirley, roughly, is it about \$3,000.00? All told, approximately.

L. Bowers – Last year it was \$1,500.00.

N. Shanley – The total was \$1,500.00?

S. Bailey – No.

L. Bowers – No, wait a minute. There’s another sheet here.

D. Butler – Closer to three.

L. Bowers – No.

S. Bailey – It’s around three, because you have, um, yeah.

D. Butler – David?

L. Bowers – It looks like \$1,900.00.

S. Bailey – There’s two different companies that come in to pick up.

D. Butler – Give us a number.

L. Bowers – Looks like \$1,900.00 on these documents.

Dave Figgers – Call it \$2,000.00.

L. Bowers – Yeah, looks like \$1,900.00 from last year.

N. Shanley – Okay.

L. Bowers – Here’s the, if you want to take a look.

N. Shanley – The dilemma I have is that, I just recently had the experience of taking, for the first time, of taking things down to the processing facility. And it didn’t cost me anything. Um, and it wasn’t on a special day there. I do know that they have paint day that you can take paint and things like that, where it’s free. Um, I just have concerns about spending tax dollars a little bit more wisely. I know this is a benefit to residents, I’m not trying to take that away, but at the same time, we’re very close to, geographically, to the processing facility. I’m

wondering, really and truly, a lot of these things could they be taken directly there or not. You know, I'd like a little bit of time to think about it. You know.

L. Bowers – We can do that. I think that if we do it, schedule it by next month. The difficulty is that the service department has to line up, a lot of the stuff is carried away for free. And we line up a lot of people to do that, which is what keeps our costs down. And those people get booked up pretty quickly and they need to know, cause most townships in the county are doing this now. Last year we almost got usurped by Chatham, I think it was, or Litchfield, one of the two. And I understand and appreciate what you're saying, Nanci. And here's my thought process on the other side of that argument, is the residents of Lafayette Township pay taxes. And this is a service that they get for their taxes. And what the residents, er, what the Board of Trustees does is provide and administer the services. It's real easy for us to say, that it's real easy to take things down to the recycle plant, but for many people in our township, it's not. And on this particular day, if they can plan for it, they can work together with their neighbors, who are also bringing things down here, it gives them, not that they couldn't do that anyway, it just gives them an impetus to do it. We've got a lot of people who know that they have elderly folks or handicap folks who have, Mr. Crawford's apparently done it, you just shook your head. They've got people who are collecting things for them. They know that they have things in their yard that need to be removed and they say hey I'm taking this stuff down to the township and they run by and pick it up for them. The proof in the pudding in this is, Lafayette Township has been doing this now for ten years. And it occurs to me every year that it should be getting smaller because we should have less junk with everything that comes in. And every single year this event gets bigger and bigger and bigger. And that tells me that there is a need for it, there's a want for it. Our people are paying for it and I think they deserve it. That's my spiel. Discussion, Mr. Butler?

D. Butler – Nah, I'm still on the record as I was last year. I have mixed emotions. I just think it's an expense that we don't have to bear, especially with our location going right down Lake Road. If someone could bring things here, they can go another mile, two miles and, I would imagine the fees for everybody doing that would be cheaper than what it's going to cost us.

L. Bowers – So we'll move it to the February agenda, then?

N. Shanley – I would appreciate that.

L. Bowers – Okay. That's what we'll do. Um, I want to ask Dave, are you able to make arrangements tentatively, I know we ran into a problem last year. Are you comfortable with doing it tentatively? Easier to cancel then it is to schedule?

Dave Figgers – We can do it whenever you

L. Bowers – February's okay?

Dave Figgers – Yes. But one thing I would like to,

L. Bowers – Sorry.

Dave Figgers - One thing I would like to do this year, though, if you decide to have it, would be not, we don't, in the past, up until a couple years ago, we took tires. We didn't take tires the last few years. We also recycled oil. I'd like to not take the oil this year, due to the fact that we got snookered by taking three 55-gallons of what the people said was oil, looked like oil, wasn't oil when they field tested it. They said they weren't taking it and we had to call environmental people in to take it. So, if it's truly oil, then there's a good point. Let them take it down to the recycle center on oil day.

L. Bowers – Okay. Sounds good to me. Next event is, this would be a new one for us. Memorial Day Celebration. You remember last year we authorized an ad hoc committee and they're working, so we should have something to report soon, correct Chairman? Meliher? Yes, okay. Halloween, 31<sup>st</sup> of October. Any problem with that? Firemen still doing Secret Santa? Or Visit from Santa. Sorry.

N. Shanley – Do we want to do a Halloween party?

L. Bowers – Halloween party's never been a problem. That's gone over pretty well.

N. Shanley – Okay. You want to do that on Saturday or on Sunday? Cause the 31<sup>st</sup> is Sunday.

L. Bowers – Yeah, we usually do it the Saturday morning before. Okay with that, Don?

D. Butler – That the 31<sup>st</sup>?

N. Shanley – That would be the 30<sup>th</sup>.

D. Butler – 30<sup>th</sup>.

L. Bowers – And then we publish Halloween on the 31<sup>st</sup> as Trick or Treat. And we keep that consistent with the Village of Chippewa Lake and Medina City. Okay, that's done, except Clean-Up Day, that we'll revisit.

#### **Township Sign -**

L. Bowers – Township sign. Nanci, were you able to get your proposal together or you want to hold that?

N. Shanley – I would like to hold that, please.

L. Bowers – Okay. We will move it to the next agenda.

#### **Legislation -**

L. Bowers – The next item is legislation proposed by Mrs. Shanley. **A RESOLUTION ESTABLISHING A POLICY FOR OPEN COMMUNICATION WITH RESPECT TO REQUESTS FOR OPINION – OPINIONS TO TOWNSHIP TRUSTEES OF BY TOWNSHIP TRUSTEES AND FISCAL OFFICERS.** And that was carried over from our last, last meeting. Mrs. Shanley?

N. Shanley – I sent the resolution, well I introduced the resolution at the last meeting and there were concerns about attorney client privilege, which, um, Bill Thorne, our Assistant Prosecutor, has indicated that we as a board are the client and so that's not really a concern. This is not, I want to make this clear, this is not an enforceable resolution. But I am proposing it because I'm trying to foster this open communication and really start everybody talking and sharing and get some communication going. And that's the spirit in which I am introducing this. We sent it, or I sent it to Bill Thorne after the January 4<sup>th</sup> meeting and he made a small change to it, which hopefully will make it more acceptable to everyone. And I will read only the change, if that's okay.

L. Bowers – Why don't you read the henceforth clause.

N. Shanley – Okay. Well, maybe there, there's people that weren't here the first time, so maybe I'll read the whereases. Um, Whereas the Lafayette Township Board of Trustees wish to support open communication between elected officials in the interest of delivery of the best public service to the constituents, whereas the Board of Trustees recognize the importance of sharing information in the interest of facilitating informed decisions in the proactive prevention of potential procedural problems and the avoidance and resolution of conflicts, whereas the Lafayette Township Board of Trustees wish to establish and operate in an atmosphere of teamwork and collaboration, now therefore be it resolved by the Board of Trustees of Lafayette Township, henceforth, all Trustees and the Fiscal Officer agree to copy each other on any and all communications to the Medina County Prosecutor's Office or any other individuals or offices from township, from whom information is sought. Or any, of any other individuals or offices from whom information is sought. When township business is involved and not that of a particular township resident, and where the interest of the township would not be adversely affected. Those are the words that Bill Thorne added. Any document containing a request for opinion, advice, or clarification, or complaint dealing with board business and any supporting documents which may be included in such communication shall be provided to the other township elected officials at the same time that the communication is being sent to the party being consulted. This resolution shall rescind Resolution 4-06 which was a resolution also putting things in writing, but it did not stipulate that it was to anything other than the Prosecutor's Office and also did not stipulate that we would do it at the same time that it was being sent. So I would propose this again.

L. Bowers – Don, any comments?

N. Shanley – For consideration.

L. Bowers – I'm sorry, Nanci. Any comments, Don?

D. Butler – I'd like to see it.

L. Bowers – Okay. I'm the one who wanted the exclusions, the changes that Bill made. And I'm comfortable with the changes that he made. I just, I am not going to create public records of resident's private business when a resident has a complaint with a neighbor or something like that. I don't think that's appropriate to do that. And this changes that, so that we don't have to do that. And I also want to clarify that this is written correspondence, it's not when we pick up the phone and ask the County Engineer when the Engineer's meeting is or how many

miles of road we have today, that sort of thing. Otherwise we'd be spending our days and nights writing letters. So I have no problem with it. You want to make a motion?

N. Shanley – **I move that we accept a resolution establishing a policy for open communication with respect to request for opinion by township trustees and fiscal officer.** Do we have a number for this resolution?

S. Bailey – I believe it's seven.

D. Butler – **I'll second the motion.**

S. Bailey – Seven?

L. Bowers – Seven. This is Resolution 7-2010, moved by Mrs. Shanley, seconded by Mr. Butler.

N. Shanley – I think it's eight.

L. Bowers – Let's go with eight and we can go back and pick up seven if we've missed it, how's that. So we can move along. **8-2010, moved by Mrs. Shanley, seconded by Mr. Butler.** All in favor, aye.

**D. Butler, N. Shanley, L. Bowers – Aye.**

L. Bowers – And opposed, same sign.

**New Business:**

**Cemetery Rules –**

L. Bowers – Under New Business, **Mrs. Shanley has proposed an amendment to the cemetery rules to rewrite Section 7 of the Burial Procedures and Costs section to read, "Burials in a single grave may include a total of a) one full casket burial plus up to three cremains in a single grave or b) four cremains only in a single grave."** It's a shorter way of saying it. It works for me.

N. Shanley – I just thought it was clearer. I was, I kept wondering, I thought I read the other one correctly, but I wasn't sure. Also, I don't know if, that we had a stray #2? In the old one?

L. Bowers – That's been fixed.

N. Shanley – Okay.

L. Bowers – Yeah, that was just a typo.

N. Shanley – Okay.

L. Bowers – Mr. Butler, any comments? (No response heard) **Then I would move to approve.**

N. Shanley – **I'll second.**

L. Bowers – Moved by Mrs. Bowers, seconded by Mrs. Shanley. All in favor, aye.

**D. Butler, L. Bowers, N. Shanley – Aye.**

L. Bowers – And opposed, same sign. I will retype the Cemetery Rules with that correction, or that amendment, and send it out to everyone. Website, we've taken care of.

**Ball field Maintenance –**

L. Bowers – Ball field maintenance. The reason I put this on the agenda, as I noted to the other Board members, is last year after the teams got together, and after everything was taken care of, we had an issue that came up. I can't believe I'm carrying a file that says Port-a-Potties, but I am. And it took about two pages of minutes to cover, so, I thought that maybe we should address that now. And, cause I know that you're, Mr. Mohny, I see you're here tonight. They're already starting to put the teams together, they're already having their meetings, and if there's costs that, that those teams are going to have to incur that... that they don't know about, I think it's appropriate to talk about it now. I don't have a problem with continuing to provide them, in fact I think we should, but.

D. Butler – Was that the...

L. Bowers – The port-a-potties. At the ball fields.

N. Shanley – How many?

L. Bowers - And any other maintenance that we need, traditional maintenance that we have done.

D. Butler – I don't have a trouble with the maintenance. Port-a-potties, we'll go back and because we're, I would ah, like to suggest that the township pay for the one ADA compliant unit.

N. Shanley – For each ball field?

D. Butler – For each field.

L. Bowers – For each field?

D. Butler – For each field. Each park. Anything after that, I think they is ample time for the league to get sponsorships if they want more than that.

L. Bowers – Mrs. Shanley? Discussion?

N. Shanley – I would agree with Don on that. I think, it, we'll pay for the more expensive ADA compliant port-a-potties and, it's January, so hopefully, um, there wouldn't be an issue to get sponsorships. I know, what is it, two years ago?

D. Butler – Two years ago. I, I co-sponsored one of them.

N. Shanley – Yeah.

L. Bowers – Mr. Mohny, you have anything you want to add?

M. Mohny – (inaudible – not at mic)

L. Bowers – You need, I apologize. You need to come on, right up here.

M. Mohny – Do we have the cost of that unit that we will be incurring?

D. Butler – Pardon?

M. Mohny – Do we have the cost of that unit?

D. Butler – No. I, we can shop that once we get decided what we need, we can take a look at it.

M. Mohny – The company that did, you brought in last year, they were very good. They were very well maintained, they were very clean.

N. Shanley – Who was it?

S. Bailey – Can't think of the name of it. Starts with an S. You remember the, Dave, do you remember the name?

N. Shanley – Was it Miller? It wasn't Miller.

S. Bailey – No. No.

L. Bowers – No. It was, it was a company that Mr. Figgers went out and got. He price shopped it.

D. Figgers – Speedy.

S. Bailey – Speedy, that's it.

N. Shanley – Ah.

S. Bailey – I knew it was a simple name.

L. Bowers – I'm looking through the minutes to see if I can find a number on it, a cost, and I, I can't find one.

S. Bailey – They have here, approximately \$1500 a year.

N. Shanley – For both fields?

S. Bailey – That’s,

L. Bowers – That was for an ADA and one regular at each field.

S. Bailey – Right.

L. Bowers – It was \$1386.00 I think the year before, \$1340.00 the year before. And \$1500.00 last year.

D. Figgers – Mike, I got the paperwork. It’s at my desk over there. I can give it to you tomorrow.

M. Mohny – I’ll get with Dave and take care of that.

L. Bowers – Okay. That’s our consensus then. You okay with that?

M. Mohny – Yes.

L. Bowers – Anything else you want to talk about ball fields while we’re standing here? I haven’t had a discussion with him, I’m just asking.

M. Mohny – We received a, we received a letter from the health department shutting our concession down. After the fact, it was the end of July. There has been, there was no complaint, there was no name on who turned us in. They said they drove by during that time period, we were done, our season was done for two weeks. We are, Chad Baker and I, are trying to come up with a presentation. We would need water and a drainage tank and three sinks to be compliant to serve hot dogs. The only thing we can do now is serve something that’s prepackaged and bottle pop. Didn’t know if the township got that, it came directly to my house. Came to Mr. Baker.

D. Butler – All you need for hot dogs, I’ve done it many, many a times this summer out at Western Rail Trail. Just use a roasting pan. They come out. Doesn’t have to be elaborate.

M. Mohny – A hot dog is a precooked item that doesn’t need to be cooked.

D. Butler – Pardon?

M. Mohny – A hot dog doesn’t need to be cooked. But we have

D. Butler – Well, you, deal with them, trust me, they come out, they want to know where your storing them, what the temperature is. Like I tell them, you put them on top of a hood of a car and they’re edible, but they don’t buy it.

M. Mohny – We’ll get you the letter that we sent, or that was sent to us.

N. Shanley – Do you have a cost, an approximate cost, for these items, what it would take to

M. Mohny – Not at this point, we don’t.

N. Shanley – I think, I think that we would need to see that.

D. Butler – All you need is a roasting pan.

M. Mohny – Not according to the health department.

D. Butler – Pardon?

M. Mohny – I'll let Chad come up.

D. Butler – Okay.

L. Bowers – Mike, the health department has an annual meeting with township trustees the first Monday, I think it is, in March of every year. And I'll be attending that. So if you can get a copy of that letter to Shirley to get to us before then we'll see if we can get some clarification. Or beg.

C. Baker – My name's Chad Baker. I've taken over with Mike as the President for the Youth Baseball League. I spoke in depth with the health department last year. The issue is that we charge a fixed price for our non-prepackaged items. And since we charge a prepackaged price for a non, or a fixed price for a non-packaged item, a prepared item that we prepare, which includes snow cones, pretzels, nachos, hot dogs, and they listed our whole menu from driving by from the road. Since we charge a fixed price, we need an actual permit to run the building. In order to get a permit to run the building we must have three sinks, a floor drain, a hot water tank. We are estimating, and these are rough numbers, to get water, a septic tank, drains, sinks, hot water tank, we're probably talking between fifteen and twenty thousand dollars to sell hot dogs and nachos in order to pay for our umpires for the year.

N. Shanley – I'm thinking

L. Bowers – It's, I'm sorry. Go ahead, Mrs. Shanley.

N. Shanley – If these were donations that you received as opposed to set price

C. Baker – That is allowed.

N. Shanley – then it's allowed, correct?

C. Baker – That is allowed.

N. Shanley – Okay.

C. Baker – Yes, we can charge a set price for prepackaged items: pop, candy.

N. Shanley – So you can do suggested donations like a lot of places do

C. Baker – We are not allowed to suggest.

N. Shanley – suggest. Okay.

C. Baker – They will not allow us to suggest a donation. I talked at length to them about this.

D. Butler – Correct. Just put down donation.

C. Baker – We can say donation. Now...

N. Shanley – Okay.

C. Baker – Mike and I have run this concession for years. We're gonna get little Susan coming up with fifty cents in her pocket saying can I have a pretzel? And we're not going to be able to do it. So, we are going to try the donation route, at this point, unless we can get something done. Our other options are a portable trailer, which we would have to go and buy, and it would still have to have water to it. Or we can get a temporary permit, which allows up to five days and you're allowed eight of them per year. Our baseball games run Monday through Saturday, so they're six days a week and it goes from the beginning of May through middle of July. So we can't do that either. Ah, they've really put us in a bind this year. And it's really disappointing that they say, they told me that they drove by, saw the concession sign, went to the Lafayette Market, and got our menu list to put on the letter of complaint. There was no formal complaint because a formal complaint has to have a person behind it specifying the complaint. They used her name, so we don't know what's going on behind this, but in essence it's going to, this is how we pay for our umpires, for our line for the field, for things like that. So we don't have to go back to the kids of the community and charge more money to the kids of the community.

L. Bowers – Can I suggest that maybe the Board take this to the Prosecutor's Office and get some input? We can do that as a Board. It's our ball field. When you can't sell hot dogs at a little league game, that's just, you know, un-American.

D. Butler – I got news for you. Lynda, you can't. They don't need a complaint. They can look in the paper, if they see someone having an event, that's good enough.

L. Bowers – No, I'm saying, I'm suggesting that the Board go to the Prosecutor's Office and ask them to help us find a way to allow our little league to sell hot dogs. It can't hurt. I mean, that's just

C. Baker – That's, that's why we wanted to bring this up tonight.

L. Bowers – That's just nuts.

C. Baker – Because we wanted to ask for some help. We, we went as far as we could go with it and until we

L. Bowers – That's as bad as not being able.

C. Baker – It's either that or unless, I don't know if there's help. I don't know what it would cost if the township would help us get water or a tank back there.

L. Bowers – We can't even get water for us.

N. Shanley – Yeah.

D. Butler – The problem you're running into, the permit even on a nonprofit last year was \$35 per use. And you have a lot of usage.

C. Baker – On the temporary permits?

D. Butler – Yeah.

C. Baker – The temporary permits, she told us, were about fifty, about fifty.

D. Butler – You're only allowed. If you're nonprofit, thirty-five. You're allowed ten per year.

C. Baker – Okay.

L. Bowers – Is it okay with the Board

C. Baker – Those are the five, those are the five days? Maximum?

L. Bowers – Is it okay with the Board to try to get some guidance from the Prosecutor's Office. See if there's something they can help us with to fix this.

D. Butler – Fine with me.

N. Shanley – That's fine with me.

C. Baker – Thank you.

L. Bowers – Then I'll write it up.

C. Baker – And one back thing that Mike didn't bring up on the port-a-potties. The one that you will supply, what date will you begin that? The freshman team

S. Bailey – What's your first

C. Baker – The freshman team begins playing ball up here in April. Our practices start mid-April. So if the one you're going to supply, we're just wondering if that will start in April?

N. Shanley – When do you need it?

C. Baker – If that could be up here April 1<sup>st</sup>, that would be great. I do not know when the girl's softball starts. I do believe they practice mid-April. I was not, I did try to contact someone to be there, and then she was not able to attend tonight.

S. Bailey – Well, I can contact the company and have them make sure that they know that it has to be there April.

C. Baker – And they can? We are done with them the second week of July. So the third week of July they could be picked up.

S. Bailey – Okay.

C. Baker – Somebody else, I believe it was Joy, did I speak to you the other day?

J. Turpin – Yes.

C. Baker – You've asked for, she's asked for again how to contact us, or how to get our schedule. Do you want a link for your website?

N. Shanley – Um-hum.

C. Baker – Do you want just the website posted here on the bulletin board. What would you like?

N. Shanley – Both. I would like both.

S. Bailey – Both.

C. Baker – We can get you the link. I can, okay. And we can bring a sign to post the link here on the board. Thank you.

**Legislation:**

L. Bowers – Okay. Next on our agenda is **A RESOLUTION TO ABOLISH THE POSITION OF ADMINISTRATION ASSISTANT TO THE TRUSTEES AND ALL ASSOCIATED FUNDING** and that will be presented by Mrs. Shanley.

N. Shanley – As Mrs. Bowers stated, **I am proposing a resolution to abolish the Administrative Assistant to the Trustees position.** That would be abolishing the position, authorizing the Fiscal Officer to eliminate account number 1000-110-112-1005, titled Salaries – Trustees Staff Assistant, and reallocate all funds currently listed under 1000-110-112-1005 and return those funds to the unappropriated general fund. The reason I stopped and laughed is that I had “and return” under section two that I just read, which obviously needs to be struck. So we move to section three. Hereby reallocate all funds currently listed under 1000-110-112-1005 and return those funds to the unappropriated general fund. And section four, authorize and direct the township Fiscal Officer to effect the above reallocation.

L. Bowers – Any discussion, Mrs. Shanley?

N. Shanley – This is, I have three resolutions to introduce tonight, this is the first. I will be proposing that we create a different position. And I will explain that when that time comes, but this is basically abolishing the position that I once held. And that's really, that's what...

L. Bowers – Mr. Butler? Discussion?

D. Butler – No comment.

S. Bailey – Lynda?

L. Bowers – Mrs. Bailey?

S. Bailey – Okay, on the resolution, I don't have that one, in particular, but there's nothing you can do with the accounts. That's my accounting, okay. I have control of the accounts.

N. Shanley – That's correct. But we're authorizing you to move the money back into unappropriated funds.

S. Bailey – Right, but you don't have to authorize me to do anything with them. And, because I'm just starting year 2010, those accounts will all be zero anyways.

L. Bowers – Yeah, there's nothing appropriated in them now.

S. Bailey – There's nothing to be

N. Shanley – Right. Okay. That's fine.

S. Bailey – Okay?

N. Shanley – That's fine.

L. Bowers – So, since those accounts have no appropriations in them, do you want to strike that portion of the resolution, or, I don't think it matters.

N. Shanley – It doesn't.

L. Bowers – It doesn't matter if it's in there.

N. Shanley – These are, this is actually based on other Medina Township resolutions of similar type and they always have said, they always authorize the Fiscal Officer to do that. Because, and I asked that question. The answer being, that, you manage the money but the authority to put the money here or there is based on decision of the Trustees and that's the reason for that line.

S. Bailey – Okay, but those line items are, those are designed by me in order to keep track of my accounts. Okay. I don't have to do that, I don't have to have individual accounts, I can have just one salary account, one hourly account, whatever. But I don't. I broke them down on purpose.

N. Shanley – Um-hum. Right.

S. Bailey – Myself. So.

N. Shanley – And that’s the reason why that’s there, because we have that system that you’ve created where you have the individual salary line.

S. Bailey – Yeah, I see what you’re doing, but it’s not necessary, that’s what I’m trying to say.

L. Bowers – Is there a motion?

N. Shanley – **I made the motion.**

L. Bowers – Is there a second?

D. Butler – **I’ll second.**

L. Bowers – Moved by Mrs. Shanley to approve, second by Mr. Butler. All in favor, aye?

**D. Butler, N. Shanley, L. Bowers – Aye.**

L. Bowers – Opposed, same sign.

S. Bailey – That would be number nine, then?

L. Bowers – Yes. It’s resolution 9-2010. Nanci, you want to just keep going?

N. Shanley – I will.

L. Bowers – Go to the next one.

N. Shanley – Okay. This is **A RESOLUTION TO CREATE THE POSITION OF TOWNSHIP SECRETARY AND SET THE COMPENSATION THEREOF**. And I’d like to explain a little bit about this before I actually read the resolution. Um, I have done as much research as I possibly can since the beginning of the year as to other, how other townships do things; asked a lot of questions about how it’s working, is it working well, is it not working well. Just educating myself on how their Fiscal Officers operate, um, how much assistance is there in the township for Admin, for clerical work, what kinds of things are these people do, what kind of tasks do they perform. And after doing all of that, and talking to the, the townships that do have clerical support, the clerical support, with the exception of Brunswick Hills, um, is under the direction of the Trustees, for the simple reason that most of the tasks that are being performed by this person are associated with programs and activities and services that the Trustees are responsible for delivering. Um, so there is an attached job description, which I could read. Let me also just be very frank. I was asked the question, “Is there a purpose to this beyond what’s on the surface?” Um, no. I would simply like to see us learn from what is working elsewhere. I would, I think Shirley needs to be able to focus on her, her Fiscal Officer responsibilities. It’s a huge task. She needs to be able to, to focus on the money, the investments, that sort of thing. And the other things that she has been so kind as to be involved in up until now, really are just not, they really fall under the Trustees, and that’s why I’m promoting that. Um, so that Shirley can focus on what Fiscal Officer’s really do focus on and what they’re being charged with doing and that the Trustees then supervise a person. Having said that, the job description that I have attached to this resolution does make this person

available to the Fiscal Officer at her discretion. So she's not losing clerical assistance if she needs it. It's there at her discretion to use if she wants to. Um, and there is another resolution that follows this, because obviously then the question is well, geez, who's going to do the minutes and we've moved to verbatim minutes and there is funding that, under another resolution, for a person to do the minutes. The Fiscal Officer can have a person reporting to her do the minutes or she can delegate it to someone else. Some townships, the Fiscal Officers do not do the minutes. Medina Township is one example of that. Other townships, like Hinckley, the Fiscal Officer does them herself. Um, so, it's all over the map as to how it works elsewhere, but that, that's the other part, the other piece of that. Um, having said all that, I guess I'll just read this resolution. Um, and I do point, put in this resolution that I really feel strongly, and I'll say this, that this position be advertised. Not because I'm trying to force anybody out of position, but because I had to live through having a position, ah, that was, I was hired without it being advertised and without a number of people being interviewed, that I'm aware of, and it made my life hell, to be very frank with you. And I will not do that and have anyone else suffer through that. Um, anyone is, I would like to see any qualified applicants apply. I have no preconceived notions of who that person should be that fills this position. So I'm hoping that that answers all of the things that I've sort of been hearing since I proposed this a couple weeks ago. Um, so I'll just go ahead and read this resolution. Whereas the Township Board of Trustees has the authority to establish a position of Township Secretary reporting to the Township Trustees for the purpose of assisting in and supporting Township business, programs and delivery of services administered by the Board of Trustees, now therefore be it resolved by the Lafayette Township Board of Trustees hereby create the position of Township Secretary as per job description attached hereto and made part hereof. At the rate of \$12.00 per hour, not to exceed an average of 25 hours per week. Section 2 – Authorize Fiscal Officer to establish account number, and Shirley, I, based on what you had said earlier, we can strike that if you'd like. Um, but I had suggested 1000-110-112-1006 to be titled Salaries – Township Secretary. That's the old, I think that's the old line item for the Administrative Assistant position. Hereby appropriate funds as follows: salaries, Township Secretary, I'm assuming twenty, I don't really think it would come in at that. Um, authorize and direct the Township Fiscal Officer to effect the above appropriation and shall place classified advertisement for the position in the Medina Gazette and the Trading Post and post in public places as appropriate. As far as the position description, ah, this is actually based on other township secretary positions that have already been approved by the Prosecutor's Office. The purpose of the position of Lafayette Township Secretary is to work in the Township Office to provide secretarial, clerical and administrative support to the Lafayette Township Board of Trustees and Township Departments and to assist with any projects as directed or any other duties as required. Illustrative duties: the duties listed below are intended to illustrate work functions performed in this classification but not limited to the work functions listed below: maintain regular office hours as directed by Board of Trustees, serve as receptionist and perform general office duties including filing, faxing, mailing, copying and answering phone calls and emails and communicate information to Trustees or proper departments in a timely manner, answer general questions regarding township department and zoning information and procedures, refer call to appropriate township staff (e.g. Zoning Inspector, Service Department Supervisor, etc.) if expert or in depth answers are required, handle incoming correspondence and accounts payable, make copies of trustee correspondence and put in their mail boxes, distribute mail to proper department heads, disseminate information to Trustees as necessary, maintain and update Township website, gather and maintain a file of items for township newsletter and website, maintain and post information to township signs, accept and process applications for

Senior Emergency Snowplow Program in accordance with stipulated program procedures, accept applications for Zoning Certificates, variances, text and map amendments, conditional use permits, and all other types of applications, calculate and collect fees, process according to office procedures, book and schedule the township hall, prepare and distribute monthly calendar of township meetings and township hall rentals, type correspondence as needed for Trustees and township departments, file all Trustee township correspondence, order and maintain inventory of office supplies for township office and departments if needed, have Zoning Books and Zoning Maps available for sale, prepare agenda and meeting room for Trustee Meetings, attend township meetings and help Fiscal Officer and Trustees as needed, light housekeeping of Township Administration Building, create address and telephone roster for all current township employees and keep it updated, receive and sort mail, distribute as appropriate, mail directed to an individual shall remain sealed unless specifically directed otherwise in writing by that individual, Fiscal Officer mail to remain sealed unless specifically directed to open mail in writing by Fiscal Officer, receives purchase orders and makes list of purchase orders for Trustee approval, act as backup of Zoning Commission Board of Zoning Appeals Secretary as needed. The following duties may be performed at the discretion of the Fiscal Officer: at Fiscal Officer's discretion copy accounts payable checks and prepare them for mailing, this is actually from the Medina Township job description and that's what Celia does there for the Fiscal Officer, Fiscal Officer's discretion may type minutes for all Trustee Meetings, email them to Trustees and Fiscal Officer for any corrections, may assist Fiscal Officer in advertising Trustee Meetings in Medina County Gazette and Trading Post, may assist Fiscal Officer with the accounts payable and any other projects that are needed. And there's necessary skills listed and qualifications and they're very general. The necessary skills are what you would expect. Unless anybody would really want for me to read them, I won't. Okay.

L. Bowers – Discussion, Mr. Butler?

N. Shanley – Oh, if, if I could say one other thing.

L. Bowers – Okay, Mrs. Shanley.

N. Shanley – These were all sent to Bill Thorne with any questions as to whether he saw any problems with these and he did send this after, he sent back this afternoon answers to some questions. He made no suggestions on these, he saw no problems with them. Um, so from his viewpoint, there aren't any legal issues with doing any of this. The mail can be taken, can be accepted by Township Secretary, you know, this can, there can be some give and take here, it's not cast in stone but I did check a lot of the things that I wondered about and in fact, those are done by Township clerical staff elsewhere and it's perfectly legal for that to happen. If anyone has any questions on where the, where else these positions exist I'll be happy to say that, too.

L. Bowers – Mr. Butler, discussion?

D. Butler – I have no problem with it, but, you know, we have two different elected offices here and the Fiscal Officer and the Trustees and I don't think one person can serve both masters and, ah, I know Nanci took a lot of grief because of the way she was hired. I took a lot of grief because the whole thing was, well she's working for me. I'm proud to say that with the help of Nanci we have saved this township tens and tens of thousands of dollars of the taxpayers. Ah,

if that's a crime, then I'm guilty of a crime. But, ah, we saved a lot of money and I think we need someone to work for all the Trustees.

(comment from audience)

L. Bowers – Mr. Wenslow, let's let the Board finish its deliberation first, okay? Well, Nanci spoke frankly and I'm going to speak frankly too. It is no secret that I did not support hiring an Administrative Assistant to the Trustees. I don't believe the residents of Lafayette Township envisioned that they would elect Trustees who would then turn around and hire someone to do the job that they were elected to do. Lafayette Township is not a huge township. Lafayette Township doesn't have a huge work load. Um, and I believe just two short months ago the voters spoke very soundly about what they thought of Trustees hiring someone to do the job that they were elected to do. And I know that people will disagree with me on that, but I believe that that's what happened based on everything that I was hearing from my residents out there. The new job description of Township Secretary is very, very well written. But if you go through every single one of those items, some of them are only done once a year, and they're already done. A lot of those items happen very infrequently and they're not routine, um, maybe come up maybe once or twice a year that, that they get done. As far as who opens the mail, I'm an elected official. Everything we do here is public record. I don't care who opens my mail when it comes in because it doesn't belong to me, belongs to the residents of Lafayette Township, it's a public record, anybody can look at it. The current Fiscal Officer and her staff assistant handle almost all of those duties that are listed. And they do it for secretarial service cost of approximately \$11,000.00 a year. When the Administrative Assistant position was created, the discussion that was had with me, up until the time that it was actually done, and the only discussion that was had with me, was to expand Joy Turpin's hours to include some of the things and pick up some of the slack in doing some of the filing, opening the mail and doing some of the correspondence and some of the little things and just expanding those responsibilities a little bit. And it was also discussed with me that might be a better situation that if the dictate of the work load came from the Trustees, instead of the Fiscal Officer, and she worked more at the discretion of the Trustees and assisted the Fiscal Officer. I was asked to discuss that with Mrs. Bailey to see if she would agree to that; I did and she did. Because we don't serve two masters, we serve one master and it's the public of this township. And whatever's happening in the Fiscal Officer's office and whatever is happening in the Trustees office, we all have to work together. Those people need to know and we need to know what each other's doing anyway and I don't see it serving two masters. If, if this was a resolution to expand those duties and shift the dictate to the Trustees, I'd have no problem with this. But that's not what it is and I don't care how you candy coat it, or how you run it up, this is nothing more than hiring another Administrative Assistant for the Trustees and trying to minimize the work that is done in the Fiscal Officer's Office. We're very fortunate. We are very fortunate to have a Fiscal Officer that puts in the hours and time she does. I understand that. And that might not always be the case. But as long as it is the case, I don't think we need to spend ten, fifteen, twenty thousand dollars more in taxpayers' dollars to duplicate a service that we have available. And the final thought that I will leave you with is I know Nanci's done a tremendous amount of work collecting information from other townships. And I pretty much know what townships that information's been collected from. And I'm very well aware of how those townships operate and what their work load is. Lafayette Township is on the lower end of the totem pole on work load. In fact, when we had the Performance Audit done in 2006, the only township that the auditor could find in Medina County that was similar in size, structure, tax

base, work load, employees, right down the line, was Guilford Township. And if you take Guilford Township and compare it to us, last year we had a \$1.8 million budget; Guilford Township had \$2.7. They have two full-time employees and four part-time employees. We have, what, two full-time employees and five part-time employees, six part-time employees. Very similar. They have a village within their jurisdiction that is larger than ours, they have a joint fire department like we do, they don't have a police department, they have the Sheriff, we don't have a police department – we have the Sheriff, and they don't have any secretaries. And if you look at Brunswick Hills, which is polarized from Guilford and Lafayette, having some of the largest staff and some of the largest work load, they have fifteen full-time employees, I think they have six or seven part-time employees, they have one and a half secretaries that also helps do the work for Zoning, Police, Fire, Rescue, Service Department and pick up slack for Trustees, but predominately those other departments. And we have half a secretary. Their budget was almost four million, so I just don't see the justification for it. Expanding what we have now, expanding those responsibilities, absolutely. You know, I do my own typing, I do my own research, I go through my own mail, I do my own work.

N. Shanley – um-hum.

L. Bowers – I think that that's a responsibility that Trustees have. If, if we had somebody that could pick up a little bit of slack and do some routine things, I've got no problem with that, but I don't think we need to hire somebody, don't think we need to create a new position, and I don't think we need to start pulling job responsibility from here and there and everywhere to try to create a work load for somebody so that we can have masters. Sorry.

N. Shanley – Well, the masters thing was Don's comment, not mine.

L. Bowers – But it's a good, but it really is a good example.

N. Shanley – No, I don't, I don't agree with it at all. I will say this, this resolution says \$12 per hour, not to exceed an average of 25 hours a week. I think presently we have a Fiscal Officer Assistant who is earning \$12 per hour working 20 hours per week?

S. Bailey – Not even. About what, sixteen, seventeen.

N. Shanley – Okay. So this is a not to exceed – this is a not a set schedule. So we're not looking at a big leap. I made a \$20,000 appropriation amount here only to cover whatever, but what you really have to look at is \$12 per hour, not to exceed an average of 25 hours per week.

L. Bowers – Except you're changing the position and eliminating

N. Shanley – And, if I may finish

L. Bowers – Mrs. Turpin's. There is that.

N. Shanley – But Mrs. Turpin is eligible to apply to this and

T. Wenslow – If it's already in existence, let it be.

L. Bowers – Tony, please, let's let the Board finish its business and then you'll have a chance.

N. Shanley – Sir, the reason I'm suggesting this, I disagree with Mrs. Bowers in one major regard. This job description is listing those things that are already occurring. That are creating a position that is seventeen or whatever hours per week. I'm simply saying a lot of these tasks fall under the Trustees and so therefore that position should fall under the Trustees and that person can be made available to the Fiscal Officer. I think we're talking about the same thing.

L. Bowers – So then that's what we should do.

N. Shanley – I'm going about it in a way that creates a position under the Trustees because I feel that's where it belongs because those tasks fall under the Trustees, generally speaking.

L. Bowers – Well, I'm glad, Mrs. Shanley, that you agree. If that's what you intend to do, then let's do that. Let's expand those hours and shift the position that already exists to the, to be under the dictate of the Trustees. Mrs. Bailey's already told us a year ago she didn't have a problem with that.

N. Shanley – I, I would prefer to do it this way. I really would.

L. Bowers – Why? What you just said is you want to shift the responsibility to the Trustees and shift those responsibilities over, so let's, we can do that right now.

N. Shanley – It's really a mechanical question and I guess I'm more methodical about how I do these things. I would prefer to create a position that is correct. And have that person, Joy, I encourage you to apply. This is nothing, I'm not personalizing this and I'm hoping no one else is either. This just makes  
(audience comment)

L. Bowers – Please, please. We're not going to do that anymore in this Board. Thank you.

N. Shanley – This is a cleaner approach in my mind. This is why I'm proposing this. I don't know what this Board is going to vote, this makes sense to me. At the end of the day, the net result is the same, it has just created a cleaner approach, in my mind. Um, I will also say one thing. Brunswick Hills actually has two full-time people now and a \$10 per hour 20 hour per month person doing minutes for the Fiscal Officer and that's effective today, I just received that this afternoon. So, but we're not Brunswick Hills and we don't need that kind of help, but it's actually two and whatever that works out to be, two full-time people plus that. So.

L. Bowers – Is there any further discussion?

D. Butler – All I'll say is it's not about Joy. It's just about the ... setting this up so that ah, that the person knows who they're answering to and they know what their job description is.

L. Bowers – Well, I will take both of you that you're sincere at your word. Mrs. Shanley has indicated it's not about the person and you just said it's not about the person. So we'll take a look at that. Um, is there a motion to be made?

N. Shanley – **I will move.**

D. Butler – **I will second.**

L. Bowers – Mrs. Bailey?

S. Bailey – I wanted to mention though that the whole listing of duties is what Joy is doing at the present time.

L. Bowers – I understand that.

N. Shanley – Right.

D. Butler – Yeah.

S. Bailey – So, like you said, just switching it. If you want to change it to Township Secretary, fine. I can't see going through applications and having people applying for a position that is already being done.

L. Bowers – And being done well.

N. Shanley – And I don't, I don't deny that it's being done well. However, I do not believe in hiring without a proper process. Joy was hired that way, it worked out. I was hired that way, and I suffered for it. I would prefer to go about this appropriately and legally. That does not have to affect the outcome. But it's the right way to do it.

L. Bowers – You know, a couple a years ago, we changed the title of our Service Department and we didn't hire new people. We simply changed the title. Um, we revamped all of our officers in the, the Fire Department. We just changed the titles. We just changed the structure a little bit. I don't understand this having to go out and try to hire a new person when we've already got a person and all we want to do is change the title. So, I've got to believe that there's more to it than just simply changing the title. But you've both said that there's not...

N. Shanley – That's correct.

L. Bowers – And we've all had our say. Mr. Butler, do you have any more discussion you want to hold?

D. Butler – No comment, no.

L. Bowers – Mrs. Shanley, any further discussion you want to have?

N. Shanley – Nope.

L. Bowers – Mrs. Bailey, any further discussion?

S. Bailey – No, I stated, to me, this, this is absolutely not necessary. The position is already being done and I know that you have another resolution there that you want for the minutes which I think is totally ridiculous also.

L. Bowers – Well, we'll cross that bridge when we get there.

S. Bailey – Right.

L. Bowers – Okay, there is a motion and a second on the floor. All in favor, aye?

**D. Butler, N. Shanley – Aye.**

**L. Bowers** – And opposed, same sign? **I oppose.** You want to do the next one, Nanci?

N. Shanley – The last resolution I have is **A RESOLUTION TO SET THE APPROPRIATION FOR TOWNSHIP FISCAL OFFICER ASSISTANT.** Um, whereas the Township Board of Trustees has the authority to set the funding for specific line items and its operating budget, whereas currently two accounts exist for funding assistants to the Fiscal Officer, whereas the Township Board of Trustees wishes to provide funding to the Fiscal Officer for the purposes of preparation of meeting minutes, now therefore be it resolved by the Lafayette Township Board of Trustees hereby appropriate and reallocate funds as follow: Salaries – Township Fiscal Officer Assistant amount of \$3,000.00. That figure was arrived at by taking a look at what other townships have indicated it takes in terms of time to do minutes, including verbatim minutes. I've also talked to one transcription service to get some idea of what it costs to do trans., because we've gone to verbatim minutes for the time being, what it costs to generate verbatim minutes professionally, if Shirley wanted to go that route. Um, \$3,000.00 covers it. Brunswick Hills, who, which has far more frequent meetings than we have, as I read, has done a \$10 per hour person for, what did she say.

L. Bowers – I don't think it really matters. It's gonna come the same way.

N. Shanley – It doesn't matter. I mean, it's basically, its \$10 per hour and it worked out to 20 hours per month. That's what it was, it was 20 hours per month. Um, the amount is basically there to, and if exceeds that, if it takes more time, obviously we revisit that. But the intent is to provide funding for the minutes to be done by whoever Shirley would choose and whatever method she would choose, whether she would want to use somebody in-house or a service or anything else.

L. Bowers – Mr. Butler, discussion?

D. Butler – No.

L. Bowers – Mrs. Bailey, discussion?

S. Bailey – On this you have \$3,000.00. \$3,000.00 a month, \$3,000.00 a year?

N. Shanley – That would be for the year. Actually Brunswick Hills works out to \$2,400.00 a year for their person. For their person that's designated only for minutes.

L. Bowers – And my comments are, since we all agree that the person who's doing the job now is doing it well, and we're going to establish a new position with a new title, clearly the person who is doing the job now and doing it well will probably be the most qualified person to do it. And if that person wants to continue doing the minutes, would that be an additional pay? Would they have the ability to do that?

N. Shanley – They could. But it also is under the optional items that that person, the task that person could do as Secretary.

L. Bowers – Okay.

S. Bailey – Right.

L. Bowers – Well, since we

N. Shanley – Doesn't matter. I mean it's one six way, half a dozen the other.

L. Bowers – Since we'll be setting appropriations anyway, and that position needs to be funded until that occurs, I won't have any problem with this. But I can, I can tell you, I, I will work very hard to keep that one job, because it simply makes sense. And, and we have a person doing it and who I believe is willing to keep doing it. Any further discussion, Mr. Butler? (no response heard) Mrs. Bailey?

S. Bailey – No.

L. Bowers – Anything further? Mrs. Shanley, anything further?

N. Shanley – No.

L. Bowers – Is there a motion?

N. Shanley – **I will move.**

D. Butler – **I will second.**

L. Bowers – Moved by Mrs. Shanley to approve, that would be what, 10-2010?

N. Shanley – Eleven.

L. Bowers – **11-2010.** Moved by Mrs.

S. Bailey – I thought it was ten.

L. Bowers – It is ten. I think it's ten.

S. Bailey – Last one was nine.

N. Shanley – I have the last one as ten, the one before is nine because we skipped one just in case we weren't at the right number, the beginning.

L. Bowers – No, actually we skipped seven and went to eight.

N. Shanley – Eight was open meeting, nine was administrative assistant, ten is township secretary, and this would be eleven.

S. Bailey – That's right.

L. Bowers – Okay. Moved by Mrs. Shanley, seconded by Mr. Butler. 11-2010. All in favor, aye?

**D. Butler, N. Shanley, L. Bowers – Aye.**

L. Bowers – And opposed, same sign.

**Public Participation –**

L. Bowers - I'm going to go into Public Participation and I, and please, folks, I know we've had some meetings in the past and I've been pretty ashamed of them. I think everybody sitting here has. We all have opinions and sometimes things happen the way we don't want them to happen. I don't necessarily agree with everything that happens either, but we respect each other and we do it professionally, so let's, let's keep it, keep it clean. Okay? Yeah, I will after public participation. Mrs. Pindroh? Mr. Pindroh? Come on up.

**Mr. Tom Pindroh** – Okay. This is a little bit make shift. My name's Tom Pindroh, I live at 6020 Cantwell Trail and this is in reference to snow removal. I have a couple little items here I'd like to just to give it to the three of you to plow through this thing.

L. Bowers – Sure. Sure. You're not going to get style points for your artistry, right?

Mr. Pindroh – Nope. This is quick and simple. What the issue is, is not the lack of snow removal, it's the amount of snow removal that's evidently ending up in my front yard. This happens to be the third year in a row and what we are experiencing, as you can see through the development, you run up Ivandale, come around into our curve, and normally what happens is, my front yard is right in line with the direction they're straight. So everything is shoveled into our front yard. Last year during the snow season I ended up with seven, eight foot high mountain of snow, probably about twenty feet diameter. I have contacted Don about it last year and what was told to me is that's the way it is, there's nothing that can be done, that's my problem. But then I end up having to replace my front yard. I had to redo the tree lawn all the time because of all the salt and cinders and everything that over the time it sits there it just kills all the lawn. We experienced three snow falls this year. I've had a mound of snow out there probably about four foot high, eight foot in diameter. I removed that to the street. Next time, we had another five foot about maybe ten foot in diameter. I removed that one to the street. The last snow fall was probably pushing five foot, maybe about another twelve foot in diameter. If it was all there, we'd be right back to where we were the year before. I asked Don on the eighteenth of January, which was a Friday evening; I called him up and asked him if he could maybe come out and take a look at this issue. He mentioned it was a weekend, I agreed.

What was supposed to happen was Don would come by, take a look at it to see what we could do about resolving the snow issue. He was going to ask the, ah, department head of services to join him. I told him I wasn't able to take the day off, Janet would stay home to meet with him and Monday night, in the evening sometime, I would receive a phone call to address my concerns. As far as I know, I don't know if anybody came out. Janet was home all day; nobody stopped by. I never received a phone call. I have a recommendation here on how we can go about cleaning the snow, but my concern is why does my front yard have to be a snow dump? We have seven empty lots in our development. Why can't we shovel the snow and dump it on an empty lot? I don't understand why we can't do that.

D. Butler – How long have you lived at that address?

Mr. Pindroh – We moved in in March of '06. This is the third season. Seven, eight, nine.

D. Butler – Well I took your concern to Dave and I asked him to give me a written report on it. I have no received it to date. But since Dave is here I'll let him address it.

D. Figgers – I'm going to have to go over here or I'm gonna get ..The, first of all I did do a report, Don. I asked Joy to type it for me. It was supposed to be in all the Trustees' boxes. Here it is, here's a copy of it right here. I assumed it was, but I didn't follow up on it. What it says is, the purpose of, Dear Trustees, and I'm going to read this. Dear Trustees, the purpose of this letter is to give some insight into snow plowing in the township. In every snow storm decisions have to be made. These include start time for the employees, total hours, amount of salt to use, number of employees to use, what equipment to use, and the priority of the roads. When prioritizing the roads, this includes: high traffic areas, hills, curves, intersections, rush-hour and school bus routes. In any one storm we try to cover all the roads initially and keep them passable through the storm. We have six subdivisions in Lafayette Township. In these six subdivisions, and I have 21 cul-de-sacs or stubs, that's actually 22. So we have twenty-two cul-de-sacs or stubs. The most cost effective use of time when plowing subdivision cul-de-sacs is a straight push. Snow plow trucks, no matter what size the truck, do not do well plowing snow around a curve or a corner. The half cul-de-sac in Bennington Pointe, where there has been numerous complaints from the residents, is no different. A straight push onto the tree lawn is the fastest and most cost effective, or efficient. We cannot, you'll have to excuse me, I don't have my glasses on. We cannot push snow around curves, down the street, make a left, across an intersection, make a left hand turn, go across the intersection and into a vacant lot. After a phone conversation with Mr. Butler due to the resident complaint about snow on his tree lawn I contacted the County Engineer's Office. He pulled the blue prints, which I have right here, for Bennington Pointe. This subdivision has, the width of the road is twenty-five foot, the right-of-the-way is sixty foot. This speaks for itself. Along with that, if we're comparing us to other townships, this is from Medina City. It's Resolution 905.04 – Snow Removal Regulations. No contractor, private snow removal firm or other person shall push, shovel, or blow snow from private property onto or across any dedicated right-of-way in the City. Snow removal from private property shall be deposited on private property. Snow removal from private property shall not be deposited in a way to obstruct city sidewalks. That's what Medina City has. If anybody'd like to see the blueprint, it's here. We've got, I assume, three other, I know Jeff does, and Roy's here and Westfield's guy is here, Lee Evans. You can ask them any questions, but the snow plow trucks do not push around corners. You do not get the whole street when we are going west into your front yard. Everybody, six or seven

or ten houses, whatever's on that street, they all get a little bit when it comes off the side of the blade.

Mr. Pindroh – I have no problem with that. It's come off of a plow blade. My problem is it being dumped in the front yard. Why do I have to have more snow in my front yard than anybody else?

L. Bowers – Tom, how, how high is it being piled?

Mr. Pindroh – The last three times it's been five feet high.

D. Figgers – The last three times it has not been five foot high. What we have right now is, they blew all the snow we pushed is now all ice in the center of the cul-de-sac. What's going to happen if somebody comes around that curve and has an accident, this will be on record that we pushed it in his, in the right-of-way in his yard. If there's an accident, the problem is not caused by the street department being negligible in their job.

L. Bowers – David, the street width in that area is twenty-five feet but in the cul-de-sac where that home is,

D. Figgers – We'd have to find the pin, there's a pin in the road.

L. Bowers – Right. On the cul-de-sac where that home is, it's fifty. On that radius.

D. Figgers – Okay.

L. Bowers – That's the radius on the design plans. Is there somewhere else in that fifty foot instead of right in his yard?

D. Figgers – Pile it in the road, then the post office is gonna be calling. And they do.

L. Bowers – Well, and the reason I'm asking that is because I got called to the subdivision across the street and the snow was piled higher than I was standing in the road and it was in front of the resident's mailbox and it was out about three feet out from their mailbox, covering their mailbox, you couldn't see their mailbox and he explained to me that the reason he was calling me is because this was the third time he was going to have to shovel out his mailbox because the post office won't deliver his mail. So I know that it gets that high, and I understand that there are problems. What can we do? Is there anything we can do?

D. Figgers – I see Roy's got his hand up.

L. Bowers – And it's not, it wasn't theirs. It was another subdivision. Is there anything we can do to stop that?

D. Figgers – Let's, wait, wait, wait.

L. Bowers – Okay. Well, let's talk one at a time.

D. Figgers – Let's let Roy come up here. He does the subdivisions, and let him explain it.

L. Bowers – Okay. And on that particular subdivision the radius is eighty feet. Or seventy-five maybe.

R. Delaney – Roy Delaney for the Service Department. There we go. You were talking Lynda about the one that was, that was three feet high, looked like a small blade had did it. That

L. Bowers – No, actually, it, it was, I was standing on the ground. It was higher than I was.

R. Delaney – That was an individual at Dover Highlands. We have a personal plow that comes out there, plows his driveway across the road right into the mailbox.

L. Bowers – Not this one. Not this one. Not this one.

R. Delaney – I'm almost positive.

L. Bowers – And I don't want to, because they didn't want to make a complaint, so I'm not going to put their address or their name on record.

R. Delaney – Well that one was in front of the mailbox and I thought we're probably going to have to move one. But, um, to answer his question, I do most all of the, I don't do most all, I do all of the subdivisions in and yes, I have plowed. Lady come out and asked me if I could take it around the corner, and down the hill and around the way. I cannot do that. I simply cannot do that. We.

Mrs. Pindroh – The lots are empty. I'm on HOA. Nobody owns those lots. All you have to do is shove the gosh darn snow right over there. It's not that difficult (?) empty lot!

R. Delaney – What happens, what happens ma'am if the house gets sold, then what?

Mrs. Pindroh – It's not sold! I'm on HOA. I know which houses are sold and which ones aren't.

Mr. Pindroh – Let me interrupt for a second. Why is there such a big issue that you can't put snow

R. Delaney – If you'd let me tell you I'll get to that.

Mr. Pindroh – It's not our property.

L. Bowers – Same right-of-way.

R. Delaney – First of all,

L. Bowers – Same right-of-way. We can put it on the right-of-way.

R. Delaney – I'll sit down.

N. Shanley – No, Roy. Hang on, I have a question for Roy.

L. Bowers – Roy. Roy.

N. Shanley – Roy.

L. Bowers – Roy, come back.

Mr. Pindroh – Not my property doesn't ring a bell, because you're saying you can't put it on an empty lot cause you don't own the lot. It's what you're telling me. Well that's my property, but you can dump all the snow on ...

D. Butler – We have a right-of-way.

R. Delaney – Um, it's a right of way, sir.

L. Bowers – We have a right-of-way on all of the lots. We can put it anywhere.

R. Delaney – First of all, first of all, let's back up a minute here. Um, he lives on a half cul-de-sac.

N. Shanley – Um-hum.

R. Delaney – Which I believe Nanci was there, she seen it.

N. Shanley – Yup.

R. Delaney – When you have a half, when you've got that half cul-de-sac right there.

N. Shanley – Um-hum.

D. Figgers – Here the cul-de-sac we're speaking of, right here.

R. Delaney –Right.

N. Shanley – Right. And that's

D. Figgers – This is their house, right here.

N. Shanley – Right.

R. Delaney – Right. And we are going to, they are asking us to push snow

D. Figgers – Around here,

R. Delaney – That's right.

D. Figgers – And down here and into

R. Delaney – Across an intersection. I cannot legally push snow across an intersection when you have buses, cars, and everything else coming. I am not gonna do it.

D. Figgers – Snow plows do not curve.

R. Delaney – I will not.

Mrs. Pindroh – If you could just go down the road (shouting from audience, not at mic)

D. Figgers – Snow plow

R. Delaney – No ma'am. Can't be done. No.

Mrs. Pindroh – You're not crossing any main street right there!

D. Figgers – Snow plows do not turn with a full blade of snow on them.

R. Delaney – They don't turn. That's right.

D. Figgers – They do not turn.

Mrs. Pindroh – You know, this is the third cul-de-sac street we have lived on and this is the worst. And I'm at the point where if the market picks up, I'm outta here. I am outta here. I've had it with this Lafayette Township.

R. Delaney – Well, ma'am, I hate to be that way, but, ma'am, I push snow in at least fifteen other tree lawns, and there's nothing that can be done about it. I, this is the only one that I know that we have complaints on.

L. Bowers – Is there a way to minimize it?

Mr. Pindroh – May I ask something else? When I was talking to Don, he said we have no idea how we can do that. This is only a suggestion. This is not a hard and concrete way to do it. But you could go around this curve and turn your blade that you can take the plow, the snow that's in that curve and bring it around this straight away and then you can tilt your blade and let it run off again. You don't have to bring all this up here, lift the blade and dump it in the ? area. The blades on the plows turn. You can come in and go around with the blade so you're scraping, sending it towards the center, straighten it out and run it down. Let it spill off on the side. I can understand spilloff. I've never had any problem with spilloff. My concern is that if you get all this snow all the time and sometimes, last year it ended up in my front yard. But I have to redo my tree lawn all the time because of all the salt and all the stones and everything else hits there.

L. Bowers – Nanci, you had a comment.

Mr. Pindroh – That's not fair.

N. Shanley – I just had a question for, I guess Roy, since Roy, you're the one who does this. What I'm getting from what I'm hearing from you, and from what I'm hearing from Dave, is that there's certain physical ways that the snow moves off of a plow. Correct? Is that what I'm hearing? And I'm seeing, you know, the little drawing here of how, you know, you're angling, and I'm wondering if what I'm hearing is that the snow doesn't move that way. That it's not physically feasible to move that, the snow the way that we would like for it to move so that this...okay. I just wanted to make sure I was understanding the...okay.

Mr. Pindroh – I don't agree with that because if you take a, let's just say, if you have a huge amount of snow. Let's say it's a foot deep. You take the truck, put the blade straight, go down that straight away 500 feet. That snow will be in front of you spilling off the blades. Angle it to the right, go down there, it'll spill off to the right. Angle it to the left, it'll spill off to the left. When you come around a curve you angle your blade so that you just scrape the edge so it's running off to the left and you straighten up and move it down. You don't have to put it in

L. Bowers – Tom, can I ask you a question please?

S. Bailey – You can't do that with a commercial

L. Bowers – Well,

Mr. Pindroh – You got to get a unit that the blade turns.

L. Bowers – Sometimes.

S. Bailey – Can't.

L. Bowers – Sometimes we can't solve everything, but maybe there's a place we can compromise. I think that maybe you have an understanding of what they're dealing with because I know you've been dealing with this for a couple years. And I think that they now have a very clear understanding of how frustrating it is for you to have to replace your tree lawn every year. Roy, can, can we at least try to minimize it. Take, I'm not saying change everything that you do, but take, be sensitive to the issue and try to minimize it to the extent that we're able to. And I think that, Mr. Pindroh, would you be happy if we did at least everything that we could?

Mr. Pindroh – Yes. Yes.

L. Bowers - Short of changing the route. So maybe we can agree to at least try.

Mr. Pindroh – I would like to see, I'm willing to work with you. I would appreciate some help. I just don't understand why I have to end up with the most amount of snow in my front yard. That's the, to come out and say that you can't do it

L. Bowers – I understand your frustration.

Mr. Pindroh – Yeah. I understand but

L. Bowers – I don't think that they're going to be able to complete solve the problem, but I think that, I think that Roy will try to do what he can.

Mr. Pindroh – Yes. Like I mentioned before, I can understand spilloff from a blade. I don't have a problem with that. The problem I have is raising the blade ? tree.

L. Bowers – We can't control what he does, but we'll try.

Mr. Pindroh – I understand that.

L. Bowers – Okay. Thanks, Tom.

Mr. Pindroh – But I just want to, I just one more thing then I'll sit down. I don't accept the understanding that you can't put snow on an empty lot because it's not on private property.

L. Bowers – I think we can put just as much snow in that right-of-way as we can put in yours. And I think we all understand that.

Mr. Pindroh – That's right. Cause if that's private property and you can't put snow on that lot, my home is private property. You shouldn't be able to put snow on my home either.

L. Bowers – Yeah. Agreed.

Mr. Pindroh – Because the two don't jive.

L. Bowers – Mr. Butler, you had a comment?

D. Butler – No, the only thing, is a problem. And last year, there was a heck of a mound there. But I'll say this for the Service Department in this case and a few others. They have gone down there afterwards with the front loader and cleared out the mailbox area. That is not an issue. They went out of their way to go down there special just to make sure that people can get to their mailboxes here, in other cul-de-sacs. That's just more time, more man power and everything else. So they're, they're doing everything they can possibly do. I don't, it's up to Dave. I'm not going to do the engineering for him. He and I have talked a couple times about this, but, don't know what the answer is.

Mr. Pindroh – No, I have no complaint about the, the snow removal. I think that these guys do a very good job with the snow removal.

L. Bowers – Just don't want it in your yard.

Mr. Pindroh – Just don't remove it all in my front yard, that's all.

L. Bowers – Thanks, Tom.

Mr. Pindroh – Thank you much.

L. Bowers – Mrs. Broggini, you had a comment?

**Ms. Lynette Broggin** – I'm Lynette Broggin. Um, I was just, this is addressed to Mrs. Shanley. That you are trying to open this new position of secretary but yet you said that this a Trustee's issue, that every, all this stuff is responsible by the Trustees. But yet, in the Gazette before you were elected, you made a point of saying that you were not going to hire anybody to do your job. And, and if this is just to change the name of the position that somebody's already doing now, then there should be no reason to hire somebody and take applications.

N. Shanley – It isn't to do my job. It's, if you look at this job description and you ask Joy to make a list of what she's does, they're very similar. There's some additional things here like maintaining the website, because that's new. There's things like amassing things for a township newsletter because, I think that's new, I don't know. The only things that are in addition to just basic clerical things that are currently being done are things like the website and that sort of thing. It's nothing to do, I do my own typing. I can tell you right now I do my own research. It's nothing like that. I'm not justifying that position to help me. I doubt very much that I'm going, that I'm ever going to ask that person to type anything for me. But I do firmly believe, I mean, over the years, in different positions, I would rather do things by the book and do it properly and advertise than to create positions the way the last two have been created because I think it's just a bad idea.

Ms. Broggin – And yet, the Trustees were able to function for how many years without having a position that you took on and, I just

N. Shanley – This has nothing to do with my position. They, Joy's been on the

Ms. Broggin – it just seems, it just seems to be an extra... I mean, I would rather see our taxpayer money going for the township clean-up day because I have used that. I've encouraged other people in the township to utilize that. And I think our money would be better well spent on that than to create another position.

N. Shanley – We're basically talking the same amount of money we've been spending for the clerical Fiscal Officer Assistant position. We're basically talking about the same amount of money, we're not talking about additional money. Um, and, I forgot what the other thing, I'm sorry, I'm very tired. It, it isn't anything new. It's not an additional position. You notice the other one is going away and this one's replacing it. That's all it is.

L. Bowers – Mr. Catlin.

**Mr. Pat Catlin** – Nanci, my name's Pat Catlin. Carsten Road. I don't see where you're creating another position here because you got Joy. You're going to cut her pay because what you got planned is you want her to tell you to take this job and shove it. And you got your mind on somebody else. And I agree with Lynda. There's more to it than putting this thing in the paper. Believe me, there's more to it. It's the same game, different players. That's all it is.

N. Shanley – I think if we're sitting here three months from now and that comes to pass, I will entertain that comment. But right now, everyone's making a lot of assumptions.

Mr. Catlin – Well, you were up there

L. Bowers – Pat. I'm sorry. If you're going to speak you have to be there and, and you know, again, we can put our opinions on the record, but we're not going to sit here and argue tonight cause it just doesn't serve a useful purpose. Anyone else?

Mr. Catlin – Lynda? It's still our township.

L. Bowers – I understand that sir, I do.

Mr. Catlin – And I told him before, it is our township. We are the rulers here.

L. Bowers – I agree.

Mr. Catlin – You're up there at, at our votes. Well, I didn't vote for her.

L. Bowers – I ag... now Pat.

Mr. Catlin – And I feel sorry that I voted for him.

L. Bowers – Mrs. Turpin.

**Ms. Joy Turpin** – Can you, um, explain the timeline. What you're looking at right now. Um, you are correct – that could be my job description that you have there. And right now is a very busy time in that office. We've got an audit coming, we've got filing, we've got beginning of year stuff. I need to know that, I mean, you've affected everything as of today which means that in the position that I have, I'm only allowed to do minutes, from what you just did today. And it's just not a good time to do that. So I need to know what your time frame is on this to make sure that we're covered.

N. Shanley – Okay. I would, I will have an ad in everybody's email by tomorrow. I think we advertise. I think we leave it open for, I think we can talk about it. Leave it open for what, five days, if that? Interview and hire. I would see hiring within two weeks.

L. Bowers – Will Joy be able

N. Shanley – And I would be, and actually I would be fine with amending, or **making a new motion to extend, and actually you can. I mean, to extend, you know, you continuing in, in the role that you're in right now with the hours that you have right now for a period of time so that we have continuity.**

Ms. Turpin – Um-hum.

N. Shanley – We can certainly do that.

L. Bowers – You want to make that motion?

N. Shanley – **I can make that motion.** I'm, let's just say that we go to no later than, um, February 15<sup>th</sup>. And my hope is that we would have this all wrapped up way before then.

L. Bowers – And the \$3,000.00 appropriated can be used for the hours at the discretion of the office until that time?

N. Shanley – Correct. February 15<sup>th</sup> being the latest. My anticipation would be that we would have this position advertised and have the hiring decision made before the end of this month.

L. Bowers – And **I'll second the motion.** Mrs. Bailey?

S. Bailey – I have a problem though with you, even if you were interviewing and you're going to hire within two weeks, even a month. With this audit coming up, an audit takes several months and it takes a person that has the knowledge of what's going on in that office and I rely on Joy for a lot of things to look up and to get ready for this audit and, which she has been doing, and I wouldn't have time for training someone else and being able to be prepared for an audit.

L. Bowers – I think that's discussion we need to have if we get there.

N. Shanley – Um-hum.

L. Bowers – Hopefully we won't get there.

Ms. Turpin – Just to clarify, this, I appreciate what you're saying, Nanci. Because, it was bad. What happened before and I personally got the biggest brunt of the badness. Um, with that, and, so I appreciate what you're saying. Will there actually be an interviewing process that will involve all three Trustees?

N. Shanley – Absolutely.

Ms. Turpin – I hope that that's

N. Shanley – I insist on that. I will not vote on a hiring decision unless that has taken place.

L. Bowers – There's a motion and a second on the floor. Is there any further discussion from the Board? All in favor, aye?

**D. Butler, L. Bowers, N. Shanley – Aye.**

L. Bowers – And opposed, same sign. Anyone else in the audience want to speak? (no response heard) Any member of the Board have anything else you want to address? Mrs. Shanley? (no response heard) Mr. Butler? (no response heard) Mrs. Bailey? (no response heard) Then we will pay the warrants of the township and adjourn.

N. Shanley – You didn't say the Dinner/Auction.

L. Bowers – Oh. Dinner/Auction, January 30<sup>th</sup>. Anybody wants to donate, you know, white elephant gifts, anything that we could sell, anything that we could auction off.

D. Butler – We going to have a deputy here this year?

L. Bowers - Yes. I've already talked to the

D. Butler – Okay.

L. Bowers – However, we are not paying them.

D. Butler – I don't – rules say we have to have a deputy there.

L. Bowers – It's an in and an out. Well, we've always relaxed that for Trustees. But I did talk to him because you raised that issue last year. And he's going to be in and out during the night. He's not going to station here the entire time. Because he'll have three Trustees here watching to make sure no one violates the Township Hall. Okay. We're adjourned.

Meeting adjourned at 9:38 p.m.

Approved:\_\_\_\_\_

\_\_\_\_\_  
Donald Butler, Trustee

\_\_\_\_\_  
Lynda Bowers, Trustee

\_\_\_\_\_  
Nanci Shanley, Trustee

\_\_\_\_\_  
Shirley Bailey, Fiscal Officer