

WESTFIELD TOWNSHIP BOARD OF TRUSTEES
AUGUST 6, 2009
REGULAR MEETING
7:00 P.M.

Chairperson Jim Likley called to order the regular meeting of the Westfield Township Board of Trustees at 7:03 p.m. Trustee Sims, Likley and Kratzer were present as well as Administrative Assistant Kim Ferencz. The following were also in attendance: Heather Sturdevant, Carol Rumburg, Ron Oiler, Linda Pavlick, Sue Brewer, John Miller, Rick Robbs, Joel Bender, Dennis Delagrange, and Kevin Rych.

Public Comment

Carol Rumburg addressed the Trustees and stated that the mailing list and labels she sent to the Township for the purpose of mailing out the Comp Plan survey were posted on the westfieldtownship411.com website. She stated Admin. Asst Ferencz asked for copy of the mailing list so the Township could use them for the newsletter and she in good faith gave them to Township. She stated she did not know if the list was protected by the Sunshine Laws or was even a public record but felt it was violation of the residents to have their addresses available on the website. She continued that the mailing list has since been removed from that particular website but they were on there for a week. Ms. Rumburg stated she was aware this information could be retrieved from the Auditor's Office but it was not easy to create a mailing list from it. She added she spent hours and hours to create the list for the survey to be mailed out. Ms. Rumburg then asked the Trustees for their comments and concerns.

Chair Likley stated there was public records request made to the Township for the mailing list. The request was questioned by Ms. Ferencz and forwarded to the Pros. Office for an opinion. He added from what he understood that information was not forwarded to that particular individual from the Township office. The response from the Pros. Office was received here at the Townhall earlier this week. This response is what prompted the removal of the mailing list from that website.

Mr. Thorne stated Carol Shockley from the Pros. Office wrote the opinion sent to the Township. The opinion of the Pros. Office is that general personal information is not a public record and does not have to be released. Personal information that does not reflect any activity of the Township doesn't advance the purpose of the public record rule. Since the mailing list was compiled for the particular purpose of sending out a survey for the Comp. Plan it did not have to be released.

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Chair Likley apologized on behalf of the Board of Trustees and the impact it has had on Ms. Rumburg personally. Chair Likley stated he appreciated all the time and effort Ms. Rumburg put into that project to move the survey forward.

Ms. Rumburg asked, if the information was not released by the Township who released it? Trustee Sims stated that information is accessible to the Townhall and all three Trustees. She reiterated the public records request came to the Township. Admin. Ass't Ferencz forwarded it to the Pros. Office for an opinion and their opinion was that the mailing list was not a public record. During the review process by the Pros. Office apparently that information was released. Trustee Sims stated she too would like to know who released that information.

Mr. John Miller addressed the Board. He stated that there were a lot of things going on in the Township and sharing of information that is then posted on the 411 website that is not coming from several of the Township representatives. Mr. Miller stated he believed this information should not have been released and the person or persons who released and posted the information should be disciplined, reprimanded or released for the misinformation that is posted on that website.

Trustee Sims stated she personally does not like to give that website any dialogue or accreditation as many things that are posted on it are inaccurate. She added the Board should come to a determination that since the public records request was under the Pros. Office review how that information was released.

Chair Likley asked Mr. Thorne if the Township was liable in anyway for the release of this information? Mr. Thorne responded he was aware of any liability based what he knew. The release of the information was not illegal it was just not necessary to give that information out. He added there was a new law out now that puts responsibility on the individuals who release such information. Mr. Thorne stated regarding court records, a rule was just enacted that all personal information needs to be redacted from court files. If such information is needed, it had to be put in a separate pleading file and kept confidential unless proven to be needed for litigation. There is now a move to get personal information out of the public access.

Chair Likley stated it has been the practice of the Township office that if personal information is requested under a public records request, to proceed with requiring an opinion from the Pros. Office just as Ms. Ferencz did. Mr. Thorne stated the public Sunshine Laws are broad but the case law interpreting it is becoming more and narrower for the release of public information.

Trustee Sims stated it needed to be established that when a public records request is pending before the Pros. Office for review and opinion, that information is not released

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by anyone who has access to that information until an opinion is given. Trustee Sims asked Trustee Kratzer if he released the mailing list? Trustee Kratzer stated yes he did. Trustee Sims personally apologized to Ms. Rumburg and added she felt Ms. Rumburg was violated.

Ms. Rumburg stated when she released this information to the Township and found out it was also received by all three Trustees, she spoke to each Trustee and stated her concern that this information not be released because she felt it would be a violation of privacy to all the residents. She added she was quite disappointed for the residents that their addresses and possibly their P.O. Box numbers were released because some people choose to have P.O. Boxes to have privacy regarding their mail.

Auditor's Report-Linda Pavlick stated the Auditor would have a booth at the Medina County Fair.

Joel Bender (Whitaker Myers)-Mr. Bender stated he was present this evening to make a brief presentation on the Ohio Plan which dealt with property and liability insurance for the Township. Mr. Bender gave an alternate proposal to the Township's current plan. The Ohio Plan is a self-insurance plan for public entities. The Township is currently enrolled with OTARMA which is a direct competitor of the Ohio Plan. The replacement cost of the building and the value of the vehicles and equipment are underwritten in the same manner. In a normal commercial insurance policy it is written on an occurrence basis. That means if you had coverage in a certain year and occurrence happens in that year you would expect that claim to be paid by the carrier you had coverage with. Under the Township's current policy with OTARMA, all the liability coverage is under a claims made/claims paid basis. That meant as long as you remain with OTARMA they will cover the claim. The problem is say something happens today and someone files a claim two years from now. If you left OTARMA that plan has no responsibility to pay that claim at all. In the Ohio Plan it is written under an occurrence basis. If any incident occurs while you were paying for this coverage regardless if there is a claim made now or 15 yrs. from now, it would be covered under the Ohio Plan whether you were still with the Ohio Plan or not.

Mr. Bender continued because we know a problem exists transferring from the Township's current plan to a program such as this, the Ohio Plan has provided a 5-yr. prior acts coverage for liability. This is for general liability, auto, and directors/ officers liability. As long as something as happened that the Township was not aware of, the Ohio Plan would pick up the claim as if you were enrolled in the Plan during that time. Mr. Bender commented that one of the highlights of the Ohio Plan is a Seminar and Education Reimbursement program of up to \$300.00 a yr. The premium for 2 million dollars worth of coverage under the Ohio Plan is \$4,852 per yr.

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Mr. Bender stated there are 700 members in the State under this program with Litchfield Township in Medina County being one of the members. Chair Likley thanked Mr. Bender for his presentation and stated the Trustees would review this information against the Township's current policy which is to be renewed by August 12, 2009.

Trustee Sims stated this was a substantial savings of the premium the Township was paying under the current policy with OTARMA of \$5,525.00. However, due to the time constraints of the renewal a decision would have to be made ASAP. Chair Likley stated he believed some of the issues the Township has right now would not allow the Township to change carriers or policy at this time. Trustee Sims stated the Trustees could have a special meeting before August 12, 2009 to make that decision. Mr. Bender interjected that just because there were open legal issues or claims with OTARMA did not necessarily mean the Ohio Plan would not cover them per the 5 yr. prior acts coverage. Trustee Sims stated she appreciated that and added the Trustees were not informed by the Fiscal Officer that Mr. Bender was going to be present this evening to present this information to the Board. Again she stated the Board could take the time to review this information and discuss it with legal counsel and set a special meeting if need be. Mr. Thorne stated he would be leaving town as of August 8th and would not be back until after the 12th.

Chair Likley recognized the passing of former Westfield Township Trustee Audrey Ducker.

Fire Committee

Interim Report-Interim Fire Chief Carson was not present this evening. Chair Likley stated he would need to contact Mr. Carson to sign the identity theft policy as passed by the Trustees at the last meeting. In lieu of Mr. Carson's absence; Mr. Rych Pres. of Fire Association gave the report. The month of July was slow and the report cut off at July 23rd. There were 18 calls total. There were no mutual aid calls from Westfield Fire Dept. There were 5 fire calls, 8 squad calls, 4 motor vehicle accidents, and a CPR class taught at the station. There were 3 mutual aid calls where Westfield Fire Dept. filled in for other departments. Of the 18 calls, 4 were in the Village, 11 in the Township and 3 mutual aids.

Daytime Staffing Mr. Rych stated regarding day-time staffing there was a meeting held here last Tuesday and a meeting with Fire Committee last Wednesday. Fire Committee approved day-time staffing at the Westfield Fire Dept. by using the money allocated for the full-time fire chief's salary. Chair Likley stated the proposal presented last week by the Fire Association to the Trustees and the Villages of Westfield Center and Gloria Glens explained how the fire dept. could provide part-time day-time staffing. Fire Committee made a decision to accept the proposal for an interim period to see how the plan works and how the dept. performs. Chair Likley added that within a 2 week time

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frame the Fire Dept. now has 2 individuals in the station 4 days a week and scheduled for 5 days. This staffing would have to come internally and externally from the dept. There is an application and background check that would need to be done before hiring to fill all of the slots that would be open. Mr. Rych stated this was discussed at Fire Committee last Wednesday and as of Monday they have managed to staff for the entire month Monday 8 am.-4 pm. except for one day each week. That is why we are going to go externally and look for help. Mr. Rych stated we are not asking to increase the fire budget to do this. He added that there are 7-8 new people on the fire department and would be adding 7-8 more by the end of the year. Chair Likley stated right now we are not moving forward with a fire chief but maintaining Mr. Carson as the interim chief. The funding for the fire chief was the basis for moving forward with part-time staffing. Chair Likley stated the issue of a full-time fire chief needs to be revisited by this Board. Chair Likley continued that he was a supporter of a full-time fire chief and felt the department needed that direction. The fire department in the last month or so has shown they can cooperate, work together and make the department function. The immediate need that we saw was for day-time staffing. The proposal by the Fire Association was presented to Fire Committee and a motion was made to move forward with part-time, day-time staffing. It was a unanimous vote of the Fire Committee. The Trustees now have to move forward to support that funding as Fire Committee can only make a recommendation. Chair Likley continued that Village Council agreed to move forward with the funding for part-time day-time staffing. He added the Mayor was at the Fire Committee meeting and voted.

Chair Likley made a motion to use the funding set aside for the full-time fire chief's salary for part-time staffing of the Westfield Fire Dept. It was seconded by Trustee Sims.

Discussion

Trustee Sims stated the question she wanted to ask at the Fire Committee meeting but did not because it was not advertised as a Trustee meeting was if Fire Committee had the authority to reallocate the funds for the full-time fire chief's salary? Legal counsel was contacted and Mr. Thorne stated no so the Trustees tonight need to ratify and support Fire Committee's recommendation. She added she supported part-time day-time staffing. It should be noted in the minutes that there were 5 mutual aid calls where another fire department covered Westfield Fire Dept.'s calls during the month of June. Trustee Sims stated that was also the month where there was an internal investigation going on. It has been concluded that those allegations were unfounded by that member. She continued she has seen the fire dept. come together and made a detailed proposal on handling the issue of staffing. She added she wanted to commend Fire Committee for recommending the reallocation of the full-time fire chief's salary for part-time, day time staffing.

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Trustee Kratzer stated the people that have been scheduled for part-time day-time staffing was a good move. He added he spoke with Mr. Rych last night and was confused about the way this whole issue of staffing was presented. Trustee Kratzer continued we have an interim fire chief and he was not available for Tuesday's meeting with the Village of Westfield Center but was at Wednesday's meeting with the Village of Gloria Glens. Mr. Carson is not in attendance at tonight's Trustee meeting and it appeared Mr. Rych was doing a lot of talking for the leadership of the fire dept. He added he was glad the fire department was coming together but questioned if the fire dept. was able to cover their calls during the month of July why do we need two people to staff the dept. during the day? He stated that maybe all the officers on the fire dept. were busy tonight but possibly one of them could have given the fire report to the Trustees this evening as Mr. Rych is not an officer of the Westfield Fire Dept. Chair Likley stated the other officers are Mark Williams and Donna Buchwald but did not believe either has ever been at a Trustee meeting. Was that due to work schedules or other commitments he could not answer. Regarding the issue of the funding not being available for part-time staffing-it isn't without the reallocation or utilization of the funding that was to be for the full-time fire chief's salary of approximately \$74,000. The proposal that was presented by Fire Association looked at a part-time chief with a salary of \$25,000 and part-time day-time staffing at \$50,000 a yr. Without a levy being passed there is no money available to move forward with a full-time chief's position.

Trustee Sims stated the first Trustees meeting of the month was a scheduled work day for the interim fire chief. Regarding Trustee Kratzer's comments of why if the fire department covered their calls in July do we need part-time day-time staffing-the answer is improved response time especially during the day when Westfield Companies is operating and school is in session.

ROLL CALL-Likley-yes, Sims-yes, Kratzer-yes. Motion carried.

Mr. Rych stated regarding why interim fire Chief Carson was not present this evening was due to his work schedule. Mr. Williams is teaching vacation bible school and Ms. Buckwald is working at Akron Children's Hospital this evening. That is why he was before the Trustees to give the fire report this evening.

Trustee Sims stated the Trustees meeting night was moved to Thursday in order for the previous fire chief to attend the meetings. Trustee Kratzer stated Trustee Sims and Likley made a motion to move the meetings to Thursday night. They could have easily been moved to Wednesday night. Trustee Kratzer asked if the Board was now going to change the vote to move forward with a full time fire chief? Chair Likley answered that the Board should consider suspending that proposal. He added it was discussed at Fire Committee meeting that the full-time fire chief's position could be held off for 6-8 months. Right now we do not even know whom the fire chief would work for or who would pay him.

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We don't know if the fire department would be controlled by the Township, remain a joint fire district of some type, or a separate governing body running a fire district consisting of all three entities. The Township has appropriated funding (\$7-\$8000) for the purpose to move forward with the Ohio Fire Chiefs Association for the selection process to hire a full-time fire chief. Chair Likley continued that he still felt that was the right way to hire a fire chief. The position is important enough to put the best candidate in the fire department. Mr. Carson was put in the interim fire chief's position because he was next in chain of command. The majority of the Trustees approved that decision. Chair Likley stated as an interim fire chief he felt that Mr. Carson was doing a fine job. Does he have all the qualifications the fire dept, Board of Trustees and Village Councils wants, needs or deserves-Maybe not but for the time being until these issues are resolved as well as the funding he was willing to hold off on the application process through the Ohio Fire Chiefs Association. Trustee Kratzer stated that Chair Likley did not think like this on July 2, 2009 when the decision was made to move forward with a full-time chief for the Westfield Fire Dept. Chair Likley stated that was correct. He has stated at several previous meetings his position and support. Chair Likley added that the Westfield Fire Dept. has gone through hell the last 2 yrs. and it was going to take some time for it to turn around but the dept. has shown that they can turn around and come together and do the job we want, expect and need them to do. Trustee Likley stated he was prepared to tell those on the fire department to pack their bags if they were not going to do their jobs and rebuild the fire department with a full-time chief but did not think that was necessary now at this time. Chair Likley continued if the fire department could not move forward in 6-8 months then the Trustees could hire a full-time fire chief.

Trustee Sims stated her position has not changed. She felt moving forward with the Ohio Fire Chiefs Association selection process for the hiring of a full-time fire chief was premature and an unnecessary expense. This is a decision the Trustees are elected to make and to pay \$8000 for the selection process for a small community full-time fire chief was a waste of tax payer's money and a poor recommendation by Fire Committee at that time. Mr. Thorne's research on the collection of the fire levy money has proven to be a bigger obstacle.

Trustee Sims made a motion to suspend indefinitely the previous funding approved July 2, 2009 of \$3,650 to the Ohio Fire Chief's Association for the selection process for the hiring of a full-time chief until these tax issues are addressed. It was seconded by Chair Likley

Discussion

Trustee Kratzer stated he was not supposed to be at the July 2, 2009 Trustees meeting but got a call prior to the meeting from Chair Likley asking him to come to support him. Chair Likley stated he still felt that the Ohio Fire Chiefs Association selection process

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was right way to fill the fire chief's position. He added he was not willing to withdraw the funding to put the right person in the fire station at this time. Chair Likley stated what he was asking for was not to start that process for a period of time. Currently per the contract with Westfield Center, the Township pays 65% of the chief's salary. We could end up finding the person to fill the fire chief's position and not have the money to pay him. Chair Likley stated what he was asking was to suspend moving forward with the selection process by the Ohio Fire Chief's Association for the hiring of a fire chief for the time being.

Trustee Kratzer stated he felt the Trustees would need to meet with Westfield Village Council and discuss with them about the position of a full-time fire chief as well as the pay. He added that possibly the Village would consider renegotiating the type of contract for a fire chief if the Village wants to put them on their payroll like they have everyone else. Trustee Kratzer stated the Board of Trustees moves forward and then stops the process. Chair Likley stated when the Trustees began the process of moving forward with a full-time fire chief there was a lot of turmoil in the fire department and the Trustees were of the understanding that the funding and operation of the fire department would remain status quo. Since then we have gotten a wrench thrown into the works so to speak with the fire levy issue.

Mr. Rick Robbs from Village Council stated the process has already been started with the Ohio Fire Chief's Association and the Township would have to pay their cost for the service. Trustee Sims interjected that she found that very reckless...Chair Likley stated Trustee Sims was out of line. He stated Rick Robbs, Village Council, Fire Committee and the Mayor moved forward with the understanding that this Board was behind the process of contracting with the Ohio Fire Chief's Association to complete the selection process for hiring of a full-time fire chief. Mayor and Council stated earlier this week that a work session was needed between all three entities i.e. Westfield Township, Westfield Village and Gloria Glens to work this issue and others affecting the fire dept. and hoped that could be scheduled as soon as possible.

Trustee Sims stated she disagreed that her comment was out of line. She stated that due to Rick Robbs alternating absence on Fire Committee this information was missed. Trustee Sims stated that Mr. Robbs was made aware that there was a discussion about the taxation issues the Pros. Office uncovered regarding the fire levy. Mr. Robbs was informed from Fire Committee that this information could affect moving forward with the hiring of a full-time fire chief. She added she has stated before to make such decisions was premature as the details of who the fire chief would be employed by, whose benefit package he would be under, what is the funding, do we have levy, and do we have part-time staffing? All these questions remain unanswered at this time. She continued that Mr. Robbs was absent from a couple of the Fire Committee meetings but this information was

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related to Mr. Robbs once Mr. Thorne uncovered the taxation issues regarding the fire levy and that it would effect the funding of a full-time fire chief.

Chair Likley asked how much money has been expended already with Ohio Fire Chief's Association on the selection process of a full-time fire chief? Mr. Robbs stated he did not know. Trustee Sims asked what day contact was initiated with the Ohio Fire Chief's Association? Mr. Robbs stated the day after the Trustees voted to move forward with the hiring of the Ohio Fire Chief's Association. That decision was already made by Fire Committee and the Village of Westfield Village. The Trustees were the last to decide and the next day he made contact with the Ohio Fire Chief's Association to expedite the selection process for a full-time fire chief. Mr. Thorne and Mr. Huttson were just beginning to touch the surface regarding the collection of the fire levy. Mr. Robbs stated Trustee Sims comment that he acted inappropriately was totally wrong because none of the taxation issues were even brought up at the time he contacted the Fire Chief's Association to get the process started. Trustee Kratzer agreed.

Chair Likley asked that Mr. Robbs contact the Fire Chief's Association and find out where they are at in the process, and to convey the issues discussed this evening to them and ask how much work as been done and the money owed at this present time. Mr. Robbs stated all he had right now was a template of a job description. Chair Likley asked Mr. Robbs to have the Fire Chief's Association suspend any further work on the selection process for a full-time fire chief.

Trustee Sims asked if there was a signed agreement with the Ohio Fire Chief's Association for this scope of services? Mr. Robbs stated yes. Trustee Sims asked the date of that agreement? Mr. Robbs stated he did not know the specific date. Trustee Sims asked if the Township could receive a fax copy of that agreement tomorrow? Mr. Robbs stated Chair Likley has a copy of the proposal and that was basically what we are working off of. The Mayor agreed at Fire Committee meeting that the base package would be shared 50/50 between the Village and the Township. The Village would pick up the first \$2,000. Trustee Sims again asked if there was a signed agreement for the scope of services? Mr. Robbs stated that the Fiscal Officer probably has it. Trustee Sims asked for a copy of that document to be given to the Township and Pros. Office.

Con't of Discussion on Ohio Plan

The Board went back to discussing the Ohio Plan. Mr. Thorne stated that if the Trustees wanted to discuss this at special meeting it would have to be done on Monday or Tuesday because August 12th was Wednesday and that was when the premium was due for the continuation of liability coverage with the Township's current carrier. Chair Likley stated the Fiscal Officer has recommended the Trustees do not change carriers at this time.

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Con't Discussion of Ohio Fire Chiefs Association selection process for a full-time fire chief.

Mr. Thorne stated a contract could be written or verbal. We need to know what the Ohio Fire Chief's Association has already committed to do and what funds have been expended. **Chair Likley stated he would then like to table the motion for the suspension of funding for the selection the fire chief.** Trustee Kratzer recommended that Chair Likley just rescind the motion. **Trustee Sims stated Chair Likley made a motion to table and she would second the motion.**

Mr. Robbs stated that Fire Committee has a copy of the proposed draft job description for a full-time fire chief. Fire Committee was going to have the Ohio Fire Chiefs Association attend the next Fire Committee meeting so we could all come to some clarification on the job description. Trustee Sims stated that the money that has been expended and incurred is something that still could be used in drafting the job description for a full-time fire chief.

ROLL CALL-Likley-yes, Sims-yes, Kratzer-yes. Motion carried.

Con't of Discussion on Ohio Plan

Mr. Thorne stated he did not know if the Fiscal Officer had other issues for not wanting to change insurance carriers at this time. The Pros. Office has been in contact with OTARMA and the claim has been made. If there are other claims that have not been made yet, the Trustees would need to continue your policy with OTARMA. There is only 2 days to make the decision to change carriers. Trustee Sims stated the Board was unaware Mr. Bender was coming to speak this evening and the Fiscal Officer was not present this evening. Chair Likley stated right now the Trustees have plenty on our plates and the difference between the Ohio Plan and our present coverage with OTARMA was \$673.00. Could Mr. Thorne review both policies within the next 2 days and answer the legal questions and concerns about the coverage? Chair Likley stated he did not believe that was realistic.

Chair Likley made a motion continue the Township's coverage with OTARMA at this time. It was seconded by Trustee Kratzer.

ROLL-Likley-yes, Kratzer-yes, Sims-yes. Motion carried.

False Alarm Resolution

Mr. Lloyd who is currently during the fire inspections had a question about the False Alarm Resolution that was currently used by Seville-Guilford Fire Dept. Mr. Lloyd wanted to know if the Resolution and any violation thereof could be hand delivered or if

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it needed to be sent by registered mail. Mr. Thorne stated it was mandated by statute that any notification of the false alarm policy must be sent by registered mail. Chair Likley stated he would give the Fiscal Officer a copy of the Seville-Guilford False Alarm Resolution and she can make the appropriate changes to have it reflect the Westfield Fire and Rescue Dept. It would be sent to the Pros. Office for final review.

Joint Work session with the Village of Westfield Center and Gloria Glens

Mr. Robbs stated that Village Council received a lot of information from their legal counsel Bill Hutton. The thought process was for a work session to take place between the entities legal counsels first so the political bodies could then review the legal information. This will impact the voters and that is a very delicate situation that will need to be addressed. Do all three communities need to come together and work all these issues out? Absolutely. That was the reason why the Village was hoping that this whole levy issue could be tabled so we could collectively come up with a solution that is going to work for the benefit of all the residents of Westfield Township. Chair Likley stated what needed to be understood is that Westfield Township needs additional funding for the operation of the fire dept. We are operating on 1997 money. We still have financial issues to operate the fire dept. He added all the political entities need to figure this out so a levy could possibly be put on the May ballot. If the levy passes the money would not be collected until 2011. Mr. Thorne interjected the money could be requested to be advanced. Chair Likley the reality is the Township was still going to have to fund the operation of the fire dept. until 2011 on 1997 money. The Township currently pays 75% of the pay for the volunteer membership of the fire dept. Will the Township pay 75% of the part-time staffing of the fire dept.? He added that once the fire alarm goes off it does not matter if the call is from the Township, the Village of Westfield Center or Gloria Glens. The call will be answered.

Mr. Robbs asked Mr. Thorne if the Township put a fire levy on the ballot, would the Village residents vote on the fire levy? Mr. Thorne stated yes, if no form of fire district is created. Mr. Robbs cautioned the Township that if they move forward with a 2.5 mil fire levy that was a tax currently the Village residents do not pay. The Village resident's portion of funding the fire dept. is a 1% income tax. It would be premature for the Board of Trustees to put on a levy because the communication has not gotten out to the Village residents that they would vote and be paying on a fire levy if it passes. Why would this Board even think that would have a chance of passing?

Trustee Sims stated that was why the Board of Trustees deferred putting a fire levy on the November ballot to give the Village the professional courtesy to understand the issue and collectively work together. She added as Trustees we represent the residents of the Village of Westfield Center and Gloria Glens. Chair Likley stated that if the total Township would be voting on a tax levy 2.5 mils would not be needed as he felt that was

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a high millage to request at this transition point in this whole process. Mr. Robbs agreed. He added he was uncomfortable because the one big unknown for the fire dept. was the capital. Neither the Township nor the Village has ever really had their arms around the capital expenditures for the fire dept. He added looking at what millage to request for a levy one had to know how the fire dept. will be structured as well as the operating expenses of fire dept. and then take into consideration new fire truck and squad purchases.

Chair Likley stated when the fire chief presented his budget it was for the operation of the fire dept. When you split the operating expenses i.e. truck repair/building repair that was split 50/50 between the Township and the Village. The salary for the fire chief is split 65% Township 35% Village. Fuel is split 75-25 as well as officer members and training. There was a \$50,000 mistake that was uncovered on billing. Chair Likley questioned how could he look at those numbers and make a rational decision as a Trustee and member on Fire Committee? The process is cumbersome at best. Given all this information we need to do what is right not only for all the residents but for the fire dept.

Trustee Sims stated she would not support a 3 or 4+ mil levy on the unincorporated area or either Village residents. She added she believed the operation of the fire dept. could be done with the 1.5 mil levy that currently exists if the taxation had been done correctly, across the board, which is what Guilford Township has had a success with. She added there were times when the budget of the Village of Westfield Center did not allow for the purchase of certain items needed for the operation of the fire dept. and it was Westfield Township that came to the Village's aid and offered to split the cost and offered to be a joint fire dept.

Trustee Sims continued the concern is the election. Nobody wants to be on a ballot with a fire levy. What we cannot do is postpone making these major decisions because of an election for political seats. This is a major taxation issue that needs to be addressed. Trustee Sims asked Mr. Robbs to take back to the Village that the Township has the bulk of the territory and responsibility, and the bulk of the expense for the fire dept. She continued the Township has furloughed its fire levy decision as a professional courtesy because we understand what a bombshell this will be for Westfield Center to inform their residents the fire levy has been done wrong. We need to do this right and we need to do it together. Trustee Sims added that at no time would she let the unincorporated area resident be millaged to death by a plan Trustee Kratzer is campaigning for which is for an unincorporated area fire district. She stated a work session with the Village should be set in the next 10 days.

Trustee Kratzer stated yes he was pushing for an unincorporated area fire district. The fire dept. has run great. Just because a handful of people feel there is problem with Fire

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Committee it appears the Committee should be eliminated. Since the Board has found out the incorporated areas of the Township were supposed to be paying on the fire levy it

seemed to him at the meeting last week on Tuesday that what was presented by the other Trustees would be for the Township to put a fire levy on for the entire community i.e. incorporated and unincorporated and the money would be in control of the Township. Chair Likley and Trustee Sims disagreed.

Trustee Kratzer continued that Trustee Sims does not want to tax people unless it was necessary but did not have a problem with putting a levy on in the two Villages when there was another way to do it. Trustee Sims stated that was misrepresentation. The fire levy tax was being collected incorrectly and has been since 1997. Trustee Sims stated that Trustee Kratzer has sat in that chair as Trustee the entire time that the levy was being collected incorrectly and was the fire committee representative during the majority of that time.

Chair Likley stated as it stands if the Township puts a levy on the ballot it would include all the residents of the incorporated and unincorporated areas of the Township. Mr. Robbs stated if that was the case would the Auditor disperse that money to the Township and the Township would then be in control of the fire dept.? Mr. Thorne stated the Township would be in control of the funding of the fire dept. Mr. Thorne stated there was a myriad of options that could take place and that each political entity would need to discuss their options with their legal counsels. He added in order to put a fire levy on the ballot, the documents would need to be prepared and received by the Board of Elections by August 20th and that was unrealistic. Mr. Thorne stated he needed to lay out options to the Board of Trustees and then meet to review them just as the other two political entities needed to do with their legal counsels as well. Then all the communities would need to come together to discuss these options and come to some conclusion.

Trustee Sims stated to Mr. Robbs that the Township having to supplement the operation of the fire dept. was continuously depleting the General Fund. She added that the proposal by the Fire Association has done a good job in utilizing the funds set aside for the fire chief's salary to provide for part-time, day-time staffing.

Ms. Sturdevant addressed the Board. She stated the Trustees asked her back in January to sit on Fire Committee. She commented that she was very disappointed that anybody sitting on the Board would say they hate Fire Committee or doesn't like what fire committee does considering all the work they do and there is no compensation. Chair Likley stated he apologized to Ms. Sturdevant if that is the way the Boards opinion came across. Ms. Sturdevant continued that yes, at times things become time consuming regarding fire committee, but that was because there were different municipalities

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involved in the fire dept. Therefore fire committee is a necessary evil so to speak. She was very disappointed if anyone thought fire committee was a waste of time.

Ms. Sturdevant continued that she was disappointed because she was contacted to be on fire committee so that more information would be relayed to the Board of Trustees. Regarding the decisions made at the Trustees meeting on July 2, 2009 Fire Committee met the night before. Ms. Sturdevant stated she was on her way to vacation but talked to all three Trustees about the issue of soft-billing and what those figures would provide because she felt it needed to be addressed by a full Board of Trustees. She added that she did not think the Board realized the way you come across but it was extremely offensive given the amount of work that people put in on Fire Committee.

Trustee Sims stated if Ms. Sturdevant took offense to her statements please don't personalize them. Fire Committee in and of itself, not the current membership is a cumbersome process that delays information coming back to this Board. That was before Ms. Sturdevant was a member. She added she appreciated Ms. Sturdevant was the only resident volunteer who does the work for no pay. Everyone else on that Board was compensated for their decision making. Ms. Sturdevant stated the manner of speaking was offensive to all of us as we all work together in making decisions for the Fire Dept. If there was no fire committee the three entities would not know what was going on. Trustee Sims stated Fire Committee was necessary due to the way the contract was set up due to the taxation being done incorrectly since 1997. She added she felt the current members on Fire Committee were the best members that have been on that committee which includes Rick Robbs, Greg Oakes and Chair Likley and Ms. Sturdevant.

Mr. Thorne stated he would be going on vacation next week and would not be back until August 17th. Hopefully the Village would get their legal questions to Mr. Hutton and the Township could forward their legal questions to the Prosecutor's Office. Mr. Thorne stated he would then discuss the legal options privately with the Township and that would be attorney/client privilege. Once you set down to discuss them with the villages it becomes public.

Chair Likley asked Mr. Robbs if Village Council has had a chance to schedule a work session? Mr. Robbs stated no because two council members have been out of town. Trustee Sims asked Mr. Robbs if there was any interest in preparing multiple ballot language for a fire levy? Mr. Robbs stated absolutely not. Chair Likley stated it was important to remember that the longer a levy waits we continue to operate at 1997 money. We have until August 19th if a fire levy was to be put on the ballot in November as the deadline was August 20th at 4:00 p.m. Mr. Robbs stated if a levy was to be put on the November ballot it became public knowledge. What if a voter asks what are we doing? What do we say with all these outstanding issues? Chair Likley stated lets move forward with each entity scheduling their own private work sessions with legal counsels

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respectively and then we will move forward from there. Mr. Thorne stated he would contact the Township with a date he could meet with them to discuss these issues accordingly. He added two of the Trustees need to be on the same page to move the discussion forward regarding what the Township wants to do. Trustee Kratzer stated if the Township was not going to put a fire levy on the November ballot then discussion should press forward but it was not crucial from a time frame as the next election was the May ballot.

Trustee Sims asked the Board if they would at least like Mr. Thorne to review the contractual issues regarding the payment of part-time day-time staffing. The Board agreed. Mr. Thorne stated a meeting needed to be set up with him to discuss the legal options the Township has before them regarding the fire dept. Mr. Thorne asked, is control of the fire dept. an issue or do all three entities need to figure out the cheapest way to fund the fire dept.? Chair Likley stated the most financially efficient way to provide fire and rescue services to all the residents was the option to be considered.

Fire Training Reimbursement Policy

Trustee Sims asked that a Fire-Training Reimbursement Policy be discussed at Fire Committee since there were more members joining the dept. now and therefore probably more training required. Ms. Sturdevant stated this was discussed at Fire Committee and no action was taken. She added Fire Committee talked about requiring a length of service for training to be reimbursed to limit the possibility of an individual leaving and or going to another dept. after training was paid for. This was discussed 3-4 months ago and no action was taken.

Trustee Sims stated she received correspondence from Attorney Al Schrader July 27, 2009 with an attachment of the Supreme Court of Ohio Board of Commissioners on grievance and discipline decision 2009-3 issued June 12, 2009. It outlines changes in what the County Pros. may do in representing multiple statutory clients in negotiations and prohibits the County Pros. from representing multiple statutory clients in filing a lawsuit. Trustee Sims asked that is document be made an attachment to the approved meeting minutes.

Mr. Thorne stated the Pros. Office also has copy of the document. It really doesn't change anything unless for example Westfield Twp. wants to sue Lafayette Twp. or sue the Commissioners. Previous to this decision the Pros. Office was able to construct a Chinese wall using different attorneys who were not actively representing the other body on another matter. This is what has been changed and this is what we are going to have to work with. There is still going to be a lot of fine tuning but the Supreme Court has said if there is a dual jurisdiction situation we can try to arrange other County Pros. attorneys to represent clients save money. Where this comes into play is with two entities the County

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Pros. represents suing each other. What the Supreme Court is saying is the entities should hire outside counsel. Regarding employee discipline Mr. Thorne stated he lost both secretaries today so the redraft he wanted to complete did not get done but he would get it to the Trustees shortly for discussion.

Chair Likley called for a short recess at 8:56 p.m. The meeting was reconvened at 9:10 p.m.

Fiscal Officer's Report

Correspondence

- From the Pros. Office-Request for personal contact information of private citizens
- Northeast Ohio Area wide Coordinating Agency-Notification of current proposed Transportation Projects 1st quarter 2010
- OPWC District 9 Executive Committee Meeting-August 21, 2009 @ 1:00 p.m.
- Public Entity Risk Services of Ohio-Referencing claim for interest/penalties to IRS and OP& F. Chair Likley stated the Township received a response from OTARMA that they have denied the claim denied regarding bearing certificate No. 0981.
- IRS 1st quarter 2007 issue still not resolved
- Letter of recommendation from Zoning Commission to amend zoning resolution. Chair Likley stated that he was aware there were letters from the Pros. Office and Planning Commission regarding the proposed amendments and asked if those had been reviewed and adopted by the Commission at their public hearing? Zoning Commission Chair Sturdevant stated that both documents were reviewed and the Commission adopted most of the recommendations. The Zoning Commission only wanted to permit one temporary sign and both The Pros. Office and Planning Commission stated they did not think that was enforceable. Therefore the Commission changed the temporary signs to two. Chair Sturdevant stated there were other things to be addressed in the signage code, but the Commission wanted to move forward with the proposed amendments as the board felt these were needed. Chair Likley asked if there were any legal issues by the Pros. Office that were not addressed at the Zoning Commission public hearing that the Trustees should be concerned with or address at the Trustees public hearing? Chair Sturdevant stated regarding a few of the suggestions made, she spoke with Mr. Thorne and it was just clarification issues. She added she did address those with Mr. Thorne and they were not legal issues.

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Chair Sturdevant stated she or possibly other Zoning Commission members would be present at the Trustees public hearing

Trustee Kratzer stated the next Trustees meeting was the same night as the OTA steak fry. The Trustees decided to change the next Trustees meeting scheduled for August 20, 2009 to August 25, 2009. The Trustees also decided to set their public hearing on the proposed signage text amendments for September 3, 2009 at 6:30 p.m. with the regular meeting of the Trustees to follow at 7:00 pm.

- Minutes from Medina Co. Township Association
- 09-10 Salt Bid

Bills, Fund Status

Chair Likley made a motion to approve the payment of the bills in the total amount of \$28,526.42 as presented. This reflects the bills in the amount of \$17,272.50 and payroll in the amount of \$11,253.92. It was seconded by Trustee Kratzer.

Discussion

Trustee Sims wanted to know why the Trustees were paid wrong as she did not understand the e-mail Fiscal Officer Evans sent out. Trustee Kratzer stated the e-mail said the error had to do with the certificate of estimated resources. After Fiscal Officer Evans spoke to the Auditor she did some recalculations and the Trustees were shorted \$60.00 a month since March. The Fiscal Officer has cut checks for the Trustees accordingly.

Trustee Sims asked that Fiscal Officer Evans e-mail be attached to the approved meeting minutes as well.

Trustee Sims stated she would like to understand the error before she accepted a check for more money.

Supplemental Appropriations

Chair Likley stated that Fiscal Officer Evans gave each Trustee a packet at their last Trustees meeting on July 28, 2009 regarding supplemental appropriations and the following was discussed and determined:

There is not enough appropriated in zoning to pay for the extra cost of the survey. Right now we need \$1700 just to pay for our current invoices to Northstar Planning. Fiscal Officer Evans stated that we have also received a bill for \$600 from Northstar to review

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the Seville Comp Plan. Trustee Sims stated there was separate money allocated to pay for that service in the amount of \$2000. Fiscal Officer Evans stated the Township also owed \$3100 for the Township Survey that was completed and therefore needed an additional \$1700 to pay the current invoice. Trustee Sims stated she believed the survey was included in Northstar's cost of services. Fiscal Officer Evans stated the survey was an additional cost because there were different options for a survey to be completed. A mail survey was the option chosen and that was an additional cost beyond the contract that was signed with Northstar. Fiscal Officer Evans recommended adding \$2000 to zoning from the General Fund.

Fiscal Officer Evans continued that there was only \$174.21 left in the unemployment account. There is an invoice received in the amount of \$84.61 leaving \$89.60 for the remainder of the year. It was discussed that the unemployment benefit payment for the employee in question was currently coming out of zoning and that individual has a portion of their salary that comes out of General Fund as well. The Trustees decided that would the money would continue to be taken out of zoning for the payment of unemployment benefits. \$600 would be taken out of the General Fund and transferred to zoning for these continued payments.

Fiscal Officer Evans went on to say that there was only \$22.59 left in zoning postage. The Trustees recommended \$50.00 to be transferred from General Fund to Zoning-postage.

Fiscal Officer Evans stated that the zoning board and commission members' salary fund has \$1643.44 left for the remainder of the year. For the first half of the year \$3355.29 has been spent. Fiscal Officer Evans suggested adding \$1500 to the above; plus \$220 to OPERS & Medicare tax to cover the additional salaries. The Trustees agreed.

Lastly, Fiscal Officer Evans stated there was 0 left in dues and fees for individuals that may attend workshops if there is a fee involved. She suggested adding \$500.00 The Trustees discussed that additional training outside the county be considered on a case by case basis especially since Medina County offered free workshops for the zoning board members. Trustee Sims stated that the Trustees have been lax in allowing multiple board members and employees of the Township to attend workshops and seminars outside of the County.

Trustee Kratzer stated that the supplemental appropriations before the Trustees this evening were new. Trustee Sims stated the Fiscal Officer needs to be present to explain supplemental appropriations. She added she keeps voting yes but errors keep being made. Chair Likley read the reasoning by the Fiscal Officer for the supplemental appropriations which were for an increase in salary for the Trustees and Fiscal Officer but the Resolution before the Board was to move money from the General Fund to Zoning to pay for the

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survey. The supplemental appropriations before the Board this evening were due to "all the painting and maintenance that was done to the Townhall complex due to the student help that was here for 8 wks. Chair Likley asked if there was a number of what the supplemental appropriations should be? Trustee Sims stated she was going vote no until she received clarification before she was going to approve such supplemental appropriations. Trustee Kratzer stated if that were the case the Trustees would not be taking home our paychecks this evening. Trustee Sims then we were not being fiscally responsible by approving a bill...Chair Likley stated he too did not understand the amount of the supplemental appropriations that were to be considered and where the money would be moved from and put in what fund. Trustee Sims stated that Fiscal Officer Evans would be at the post audit meeting tomorrow and it could be addressed then. Trustee Kratzer stated the post audit meeting was not advertised. He suggested tonight's meeting be continued until tomorrow after the post audit meeting.

Trustee Sims stated she received the Wellhead Protection Plan. She asked that her copy be copied for the Townhall for reference.

Meeting Minutes

June 18, 2009-Trustee Kratzer made a motion to approve the June 18, 2009 Trustee meeting minutes as amended. It was seconded by Chair Likley.

ROLL CALL-Kratzer-yes, Likley-yes, Sims-yes. Motion carried.

July 2, 2009 Budget Hearing-Trustee Sims made a motion to approve the July 2, 2009 Trustees Budget Hearing meeting minutes as written. It was seconded by Trustee Kratzer.

ROLL CALL-Sims-yes, Kratzer-yes, Likley-yes. Motion carried.

July 2, 2009 Regular Meeting- Trustee Kratzer made a motion to approve the July 2, 2009 Regular Trustee meeting minutes as amended. It was seconded by Chair Likley.

ROLL CALL-Kratzer-yes, Likley-yes, Sims-yes. Motion carried.

Roads Report

Bids for road resurfacing (County)

Mr. Evans stated the Engineer's estimates for the paving bids total \$151,752.75. He did not request a bid packet be made up by the Engineer's Office until the Trustees approve what roads would be done. Chair Likley asked what the main priority was? Mr. Evans

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stated chipping and sealing Buffham Rd. If we don't there won't be a road. The estimate for Buffham Rd. is \$32,850.00. We need to do this road to keep the base down as this road may be eligible for Issue 1 money. The second road that needs to be done is Ballash Rd. from Buffham Rd. to Kennard Rd. The estimate for that is \$13,145.00. Westfield Landing Rd. would be next on the list and is estimated at \$35,559.75. Mr. Evans stated because of the dollar amount this road work has to go out for bid. He added he was also in receipt of Lytle Construction's quotes to move forward. Mr. Evans stated if the Township does not move quickly, none of the road projects would get done this year. Trustee Sims asked what the delay was in receiving this information from the Engineer's Office? When was it submitted? Mr. Evans stated sometime in April.

Chair Likley asked how the Board wanted to proceed? Trustee Kratzer stated he felt the Trustees should move forward with the entire packet as little to no work was done last year on the roads. Mr. Evans stated we did 300 ft. of Kennard Rd. because Guilford Twp. did that stretch of road in their Township. Mr. Evans continued that Eastlake Rd. needs to be topped with asphalt so when construction starts down there the road is in shape for the excess traffic. Eastlake Rd is starting to ravel.

Trustee Kratzer stated that the information from the Engineers Office were just estimates. Mr. Evan stated that was correct. These projects would need to then go out for bid. Usually the Engineer's estimates were a little higher.

Mr. Evans continued that Daniels Rd. was bleeding so bad that he had to address it. The cost is \$42,000. He added you cannot stop the bleeding unless you topcoat the road with asphalt. Trustee Kratzer stated that was correct. Trustee Kratzer stated he would like to move forward to allow Mr. Evans to get the bid package out for these road improvements as timing was of the essence to complete these projects. Mr. Evans stated Fred Boreman from the Engineer's office told him if the Trustees approved the projects he would prepare the bid packages and send them back to him with 4-5 working days. Then the Township could advertise for the bids and move forward accordingly as all the improvements of the roads presented this evening need to be done ASAP.

Trustee Sims stated she did not think that Daniels Rd. needed to be done this year. She then asked about Eastlake Rd. Mr. Evans stated the road was bleeding and was on one of the cross culverts he did not patch this spring because he was going to hot mix it anyhow. He added that when construction ever begins at Chippewa Landings then that section of Eastlake Rd. would be done.

Chair Likley asked where we were regarding funding of these projects in regards to the Road Dept. budget? Mr. Evans stated there was plenty of money to do these projects. Last time he spoke with the Fiscal Officer the Road Budget was almost \$500,000. Trustee Kratzer stated having that much money may come to hurt the Township regarding Issue 1

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money because the State would not see a need with that much money in the budget. Trustee Sims interjected there was a difference between the amount of taxes that go to Road and Bridge and what was appropriated to be added. Trustee Sims stated just because we move forward to send these projects out to bid does not mean they all have to be done. She then asked the other two Trustees to drive Eastlake and Daniels Rd. that were part of this estimate before tomorrow's meeting and then a decision could be made.

Trustee Kratzer made a motion to proceed with the road bids as estimated by the County Engineer's Office in the total amount of \$151,752.75. It was seconded by Chair Likley.

ROLL CALL-Kratzer-yes, Likley-yes, Sims-yes. Motion carried.

Railroad Crossing (White Rd.)

Trustee Sims stated she and Mr. Evans met with the Board of Public Utilities Commission. White Rd railroad crossing would get gates and lights at no cost to the Township and they should be installed over the next year. She added we were also given an agreement on the interim use of stop signs at grade crossing projects while this was under construction. Mr. Evans stated the gentleman from the Board of Public Utilities Commission stated the stop signs could not be posted until he sends us the paperwork from Wheeling Railroad with the agreement which would be sometime in September or October.

Trustee Sims made a motion to post the interim use stop signs at the grade crossing at White Rd. railroad crossing during the construction of the gates and lights. It was seconded by Chair Likley.

Discussion

Trustee Sims stated during the meeting with the Board of Public Utilities Commission, there was discussion on the approach of the White Rd. railroad track which comes to a point and is narrow in width. One could literally watch the traffic come into center line to go over the elevated railroad crossing. She added that there has been discussion in the past by the Trustees to improve the approach. Therefore she would like to request an estimate to do that before gates and lights were erected. Chair Likley stated he thought there was a bid on that from last year around \$15,000. Mr. Evans stated that was correct but that was when Kokosing had the base tore up on the west side of the tracks. Kokosing came in and fixed it so the Township did not have Lytle come in and do it. Mr. Evans stated to improve the approach would have to be bid out. Chair Likley stated it was too late in the year to have that done. Trustee Sims stated a motion should be made so the Engineers could do an estimate before lights and gates are erected. This should be done

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first thing in the spring. Mr. Evans stated at the meeting the gentleman stated the approach was adequate for them to post the gates and lights. Trustee Sims interjected she was speaking about the improvement of the approach.

Trustee Kratzer asked if the asphalt was wide enough now? Mr. Evans stated the approach isn't but at the crossing it is 21 ft. wide which the gentleman from the Board of Public Utilities said was adequate. At the narrowest point the approach is 16-17 ft. in width. Trustee Kratzer stated it should be widened to about 20 ft. but did not think the approach needed to be elevated.

ROLL CALL-Sims-yes, Likley-yes, Kratzer-yes. Motion carried.

Trustee Sims stated she would fax that document over to the Public Utilities Commission. No widening of the approach would be done at this time. Chair Likley asked that the Trustees be kept abreast of that situation. Mr. Evans reiterated that the stop signs could not be posted until he sends us the paperwork from Wheeling Railroad with the agreement. Once he received the agreement we are to fax over the document that we would put up the stop signs during the construction of the grade crossing project. Mr. Evans stated the gentleman from the PUC gave a scenario where a community jumped the gun and put up interim stop signs. A judge was pulled over for a violation and the agreement was not recorded. The judge found out that information. Trustee Sims stated the statements made by Mr. Evans were a little misrepresenting. What the gentleman said is the Township could not just go out arbitrarily and post stop signs. They would need to be recorded as an official signage.

Zoning Report

BZA

Mr. Oiler stated the variance request for Mr. Hughes to construct a 862 sq. ft. home was denied. There were no other applications pending at this time.

Zoning Commission

Chair Sturdevant stated she would be going to the workshop by the Dept. of Planning Services on wind energy. It would be a webinar at their offices. Also a site plan would be heard at the next Zoning Commission meeting scheduled for August 11, 2009 at 7:00 p.m. regarding the construction of an outdoor storage building for Speedco.

ZI Harris presented the Board of Trustees with a lot split to be approved on Friendsville Rd. He stated the split met the zoning requirements.

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Trustee Sims asked that the Trustee receive the existing zoning applications in the zoning file to review to move forward with the filling of any/all vacant seats on the zoning boards. A date would need to be set by the Trustees to make these appointments.

Comprehensive Plan

The next Comp Plan Steering Committee Meeting is scheduled for August 27, 2009 at 7:00 p.m.

Parks & Cemetery

Mowing

Trustee Kratzer stated he would like to fire the company the Township contracted with to do the mowing of the Townhall complex and cemetery. He stated that Road Superintendent Mr. Evans has stated the company (McTech) has not been to the Townhall or cemetery to mow in several weeks. Trustee Kratzer stated he has tried to call the individual/company for several days and all he gets is a busy signal. Mr. Evans fixed a push mower and used his own big mower and mowed the Townhall complex. Trustee Sims stated Mr. Evans could mow the complex. Mr. Evans responded not using his own equipment and not being compensated for that.

Trustee Sims stated last year Mr. Evans brother was awarded the contract to mow. Mr. Evans responded that it would be near impossible to get somebody to mow this late in the year. Trustee Kratzer stated he would continue to try to get a hold of McTech and would call Mr. Evans brother to see if he was interested and or available to mow.

Announcements

The next regularly scheduled Trustees meeting on August 20, 2009 has been canceled and rescheduled for August 25, 2009 at 7:00 p.m.

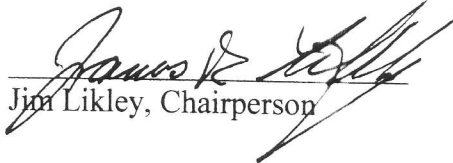
Trustee Kratzer made a motion to continue this meeting of the Westfield Township Trustees to August 7, 2009 to discuss the supplemental appropriations proposed and sign checks immediately following the post audit meeting @ 4:00 p.m. It was seconded by Trustee Sims.

ROLL CALL-Kratzer-yes, Sims-yes, Likley-yes. Motion carried.

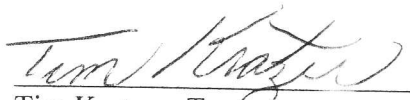
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Respectfully Submitted,

Kim Ferencz, Admin. Assistant


Jim Likley, Chairperson

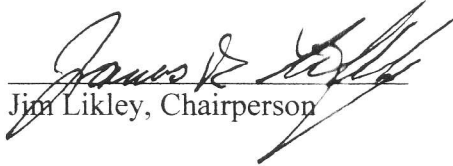
Carolyn Sims, Trustee


Tim Kratzer, Trustee

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Respectfully Submitted,

Kim Ferencz, Admin. Assistant


Jim Likley, Chairperson

Carolyn Sims, Trustee


Tim Kratzer, Trustee