

WESTFIELD TOWNSHIP

Regular Meeting

April 15, 2013

Chairman, Trustee Harris opened the meeting by asking those in attendance to Pledge Allegiance to the Flag followed by roll call.

Trustees present: James Likley, Gary Harris, and Ronald Oiler. Other attendees are listed on sign-in sheet.

GUESTS WELCOMED

FIRE

Trustee Likley read an e-mail from the chief (attached). Truck 162 remains OOS and the final repair list was agreed upon and should be taken care of by the end of the week

CEMETERY & PARK

Trustee Oiler reporting:

- The contractor for the sidewalks in the park has called and stated he would begin Thursday, April 18, 2013 weather permitting
- The Village of Westfield Center sent their estimate to maintain the park (mowing, weeding, fertilizing, and snow plowing sidewalks). **Trustee Oiler made a motion to continue with the Village of Westfield Center maintaining the park and the Village will bill the township for their portion of the maintenance for 2013 as per the contract, seconded by Trustee Likley. Roll call: Harris, aye; Likley, aye; Oiler, aye**

ROADS

Lee, road maintenance supervisor reporting:

- Lee presented the trustees with a letter requesting the Medina County Engineer to re-locate an offset cul-de-sac to get it out of CSX's right-of-way at the west end of Seville Road where CSX closed their rail crossing many years ago. The railroad was supposed to build a cul-de-sac or set aside funds to build a cul-de-sac which apparently will never occur. A piece of property was recently sold to CSR Asphalt but mining will remain the use of the land in that area of the closed rail crossing. The letter states that an easement from the land owner be recorded and the cul-de-sac mapped and also recorded. After all is completed then the road can be put on a non-maintained status. (Copy of letter is in the Seville Road file and attached to minutes)

Trustee Oiler made a motion to sign the letter asking the Medina County Engineer to re-locate the road and cul-de-sac at the west end of Seville Rd. where the CSX Railroad closed their rail crossing, seconded by Trustee Harris. Roll call: Likley, aye; Harris, aye; Oiler, aye

- The bid package for the chip and seal and the asphalt concrete work was picked up from the Engineer's office today.

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Trustee Oiler made a motion to advertise for the chip & seal and asphalt concrete work (estimated cost \$55,004) Tuesday, April 23 and April 30th with the sealed bids to be received by May 6, 2013 at 12:00 noon and opened May 6, 2013 at the regular trustees meeting at 7:00 pm., seconded by Trustee Harris. Roll call: Likley, aye; Harris, aye; Oiler, aye.

- Lee presented an estimate for a new aluminum dump bed for the Peterbilt truck in the amount of \$22,938.00 installed. Lee explained it could be sandblasted and painted but with the salt it would be right back in the same condition as it is now in a couple of years. He explained the truck will have a better re-sale value when it comes time to replace it in the future if the bed is in good condition. A discussion was held as to how best dispose of the old bed. Suggestions: try to sell it on e-bay; advertise, or scrap it. Lee had appropriated the funds last year but backed out because he wanted to have decent carryover in the road and bridge fund. The funds were appropriated again this year in the amount of \$25,000. **Trustee Oiler made a motion to proceed with Mac Trailer bid of \$22,938 for an aluminum bed for the Peterbilt truck, seconded by Trustee Harris. Roll call: Harris, aye; Likley, aye; Oiler, aye**
Trustee Harris made a motion to advertise the old bed on e-bay with a minimum bid of \$2,000, seconded by Trustee Oiler. Roll call: Likley, aye; Harris, aye; Oiler, aye
- Lee suggested possibly contacting the fire department to see if they have an unused piece of equipment that they may want to also put on e-bay. Trustee Likley stated the chief may have information at our next meeting concerning the unused items.
- Lee asked the trustees if the BZA could request a sheriff deputy be present on the premises during a public hearing for a use variance scheduled Wednesday, April 17, 2013 as it is a controversial issue. All trustees agreed and instructed Lee to make the request to the sheriff's department.

ZONING

Matt Witmer, zoning inspector reporting:

- Lesiak property on Seville Road is still pending
- North Coast Soccer is pending. Matt and Heather are still working on getting documentation from regular meeting minutes and public hearings together for the prosecutor's office. Bill Thorne is back and will be getting together with him in the near future. There is a lot of information concerning this business.
- Charles Huber, Medina Co. Building Dept. is watching the old truck wash. It seems some of the siding is being put back in place.
- Hughes property on Mudlake Road – When Hughes went to the building dept. for a permit they refused to grant him the permit. He has appealed his case to the Medina Co. Building Board of Appeals. Matt has been requested to attend the hearing and state how the building got built. It was stated on an agricultural exemption form that the building was to be used as an agricultural building. After the building was partially completed Matt discovered it was being used as an indoor basketball practice floor.

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- A letter has been received from Bill Thorne regarding "in-law suites". Letter is on file.

FISCAL OFFICER

- ✓ Bills in the amount of \$28,669.35 were presented. **Trustee Likley made a motion to pay the bills as presented, seconded by Trustee Oiler. Roll call: Oiler, aye; Harris, aye; Likley, aye**
- ✓ Fund status Investments \$300,318.13 Checking \$533,019.85
- ✓ Correspondence: A letter advertising Cloverleaf 2013 State of the Schools Address. It will be held at the Cloverleaf Elementary School April 24, 2013 at 7 pm. Trustee Oiler will be attending this meeting as well as the meeting with other townships and the school to share resources. Trustee Oiler stated we have helped out with the salt by storing it and then selling it to them at cost and continue with the salt offer. He also recommended that we offer our truck in case the school's truck is out of service. Trustee Likley stated he wanted to make sure we are conscious of Lee's time and equipment. All trustees agreed.
- ✓ 2011-2012 audits began April 9, 2013 and will be finished tomorrow April 16, 2013.

MINUTES

April 1, 2013 **Trustee Oiler made a motion to approve April 1, 2013 as submitted, seconded by Trustee Harris. Roll call: Oiler, aye; Harris, aye; Likley, aye**

OLD BUSINESS

- ✓ Section 125 tabled until fiscal officer is able to send a copy of the online document to the NEO to see if it will be would be a reputable legal document.
- ✓ Cell Tower – Trustee Likley communicated to the board David Folk suggested that the leased area of American Tower be surveyed. It was stated that Fred Boreman would do the survey for an estimated cost of less than \$200. **Trustee Likley made a motion to proceed with having the actual location of the American Cell Tower surveyed to pursue the description of the location of the American Tower site not to exceed \$200, seconded by Trustee Oiler. Roll call: Harris, aye; Likley, aye; Oiler, aye**
- ✓ **Trustee Likley made a motion to accept American Towers' first refusal right clause in case of competition, pay the agreed price and also include the location of tower placement of the competitor, seconded by Trustee Oiler. Roll all Oiler, aye; Harris, aye; Likley, aye;**
- ✓ Trustee Likley will communicate with David Folk the desires of the board concerning the offer lease extension.

NEW BUSINESS - None

- ❖ Trustee Oiler attended the Drug Enforcement meeting. They are doing a great job and have an estimated \$625,000 worth of confiscated material & vehicles and approved a budget of \$1.4 million. They are planning to purchase a couple of vehicles this year.

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- ❖ Trustee Oiler reported there will be a meeting with the Upper Chippewa Watershed April 30, 2013 at the County Administration Building, 3rd floor area 3 with Trustee Bowers information on JEDD. There will be no decisions made at this meeting, just informational.

ANNOUNCEMENTS

BZA	Public Hearing Use Variance	April 17, 2013	7:30 pm
Fire District	Regular Meeting	May 6, 2013	6:30 pm
Trustees	Regular Meeting	May 6, 2013	7:00 pm
No zoning commission meeting for the month of May – they will attend a training workshop			
Zoning Commission	Public Hearing on Highway Commercial language June 11, 2013		

PUBLIC COMMENT –

Tim Kratzer – As a former trustee (first term as trustee) when CSX closed the rail crossing on Seville Road, Tim gave the present board of trustees a basic review of what occurred during that time frame. Tim's first term of office was 1994-1997. CSX was to have put funds aside for this cul-de-sac. Crossing was in Westfield Township and the ¾ mile south of old crossing was vacated. The north section has not been vacated and the mileage is still on our mileage report.

Bill Thombs asked why there wasn't a copy of the bills on the table. Fiscal Officer replied because we were making copies and then throwing them away. Fiscal Officer assured Mr. Thombs she would make him a copy after the meeting.

Heather asked how the zoning commission meeting should be advertised since they are all going to training and no business will be conducted. Trustee Likley suggested that the zoning commissions meeting for May be advertised as cancelled on the web site as well as on the board our front.

Trustee Likley addressed Mr. Schmidt that he will receive an e-mail from Mr. Throne regarding the pre-hearing meeting and he anticipates you, Mr. Schmidt and Mr. Daugherty to be at the meeting.

**Trustee Harris made a motion to adjourn the meeting at 8:10 pm, seconded by Trustee Oiler.
Unanimous**

Approved May 6, 2013