

Westfield Township Board of Trustees

Regular Meeting
December 1, 2014

Likley called the meeting to order at 7:00 PM. Roll call: Schmidt- aye, Likley- aye, Thombs- aye.

Comments from the Floor- None

Fiscal Officer's Report

- Payments in the amount of \$48,281.34.

Likley makes a motion to accept the payments as submitted in the amount of \$48,281.34; seconded by Thombs. Roll call: Likley- aye, Thombs- aye, Schmidt- aye. The motion passes.

- Fund status in the amount of \$534,712.89. Checking account total at this time is \$231,350.42. Zweifel informed the Trustees that the \$900.00 from the Fire Levy Fund was already spent but it is not showing up as a \$0 balance on the read-outs. She will look into this problem.

Supplemental Appropriations

- #2031-760-740-0000 in the amount of \$16,000.00 from Machinery, Equipment and Furniture to #2031-330-360-0000 for Contracted Services
- #2041-410-360-0000 in the amount of \$200.00 from Cemetery Contracted Services to #2041-410-360-6540 for Cemetery Mowing
- #2041-410-211-000 in the amount of \$100.00 from OPERS (Cemetery Labor) to 2041-410-360-6548 for Cemetery Mowing

Likley makes a motion to accept the Supplemental Appropriations as submitted; seconded Schmidt.

Roll call: Likley- aye, Thombs- aye, Schmidt- aye. The motion passes.

- CD Maturity date is December 8th. Zweifel will make arrangements to take-out the necessary money for the Emergency Sirens from the mature CD and the remaining monies will be placed into a new CD.

Meeting Minutes

Likley makes a motion to accept the November 17, 2014 meeting minutes as amended; seconded by Schmidt. Roll call: Likley- aye, Thombs- aye, Schmidt- aye. The motion passes.

Likley makes a motion to accept the November 21, 2014 meeting minutes as submitted; seconded by Thombs. Roll call: Thombs-aye, Schmidt- aye, Likley- aye. The motion passes.

Cemetery & Parks- Nothing at this time

Roads' Report

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- Evans provided the trustees with information regarding the Sign Tracker. Evans explained that the hand-held device goes with the person and the Data Base Server stays at one central location. The cost to the township would be \$5,205.50 and the same amount will be needed from Lafayette. This Sign Tracker meets the Federal Sign Reflectivity qualifications and time stamps the signs when they are scanned by Evans. The county has a detailed mapping system and everything will be downloaded and given a bar code to track the signage. This will take time at first but the data will be easily retrieved and updated. Evans asked the county if they were interested in sharing the Data Base Server but they weren't at this time. Each entity would have to purchase a hand held devise for their use. Thombs will be applying for the OTARMA \$500.00 grant which could be applied to this purchase.
- Kennard Road Project- Everything was sent to the state. The township appropriated \$34,000.00 and the project was under budget in the amount of \$32, 000.00. Evans submitted to the county his time so a reimbursement of \$5,686.00 will be returned to the township for his work. (Project cost approximately \$26,000.00.)
- Plow head is not back yet.
- Donny George (George's Tree Service) took down many trees and they still need to be chipped.
- Bins are full of salt. (Approx. 200 tons.)
- The Peter Built truck is out at Mac (in Alliance) for warranty work.
- Aero-Mark, Inc.- County puts out road striping bid and then the township will attach their needs so the cost will be lowered. Adding mileage onto the counties cost will save the township money.
- Schmidt asked about the white stripe on the berm of roads and why this is not on all roads? Evans usually likes to have the white stripe on all township roads (except southern farm area) but once it's done upkeep is required.

Zoning Report

- ✓ 4 permits issued: 7859 Kennard Road- OWB (nonconforming use)
5584 Kennard- Deck
8649 Westfield- Pole barn
6520 Mud Lake-Declaration of Agricultural Exemption
- ✓ 1 violation- 8514 Friendsville (3rd official notice). As per Prosecutors' Office if the third and final violation notice letter is not responded to, the violation will be turned over to the Prosecutors' Office for action.
 - *Discussion: Schmidt asked if this could be resolved in a variance and ZI Sims said the business is in the husband's name and the property is in the wife's name. Neither party has applied for a variance. Likley stated that every effort has been made to rectify this situation and the residents have returned "unopened correspondence" which was returned to the town hall.*
- ✓ Kratzer Lawsuit Update:

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- #14 CA0069-M (9th District Court of Appeals)- The Kratzer's Merit Brief was due on October 20, 2014 to the 9th District Court, however Kratzer delayed filing requesting an extension of time. Time extension granted until October 30, 2014.
- Kratzer's Merit Brief filed on October 30, 2014 with the court.
- Medina County Prosecutor's Office filed their first extension of time to file the response to the Merit Brief and the new date is December 9, 2014.
- Dave Faulk is no longer with the Prosecutor's Office and Attorney Mike Lyons will be counsel for the township. He has filed a Notice of Appearance on behalf of the township.
- #14 CIV 0173 (2506 Appeal/ BZA)- No updated information available
- #13 CIV 0971 (Declaratory Judgment) November 6, 2014 Lead Counsel for the Township, Attorney Dave Mathews and Township Attorney al Schrader, along with Kratzer's attorneys filed a "Joint Motion to Stay Case" in the Declaratory Judgment Case.
- The rationale in the motion filed with Judge Collier is: *"...the uncertainty as to when the Court of Appeals case will be resolved, and the result of the decision of the Court of Appeals." AND "...request the Court to stay this case pending the final non-appealable resolution of the companion variance case."*
- ✓ Morning Star Farms- Conditional Use expires December 31, 2014. ZI Sims met with Mr. Bowers and another member to review information and the township should anticipate the updated application soon.
- ✓ North Coast Soccer/ Campground - ZI Sims had meetings to review the zoning requirements to pursue a few preliminary and proposed business investment options to enhance operations.
- ✓ BZA will meet on December 16, 2014 to finish-up the years' business and Likley suggested that if Morning Star could fill out their information by the 16th then BZA could set-up a date to hear their case.
- ✓ ZC has received the 3 Maps and Text Language and they have forwarded to Medina County Planning Services for their review. Likley would also like for the ZC to look at dates for the year so they are better able to meet the deadlines of the MC Planning Services for their review. Porter will acquire the MC Planning Services meeting and submission deadline dates for the 2015 business year.
- ✓ Zoning Resolutions are prepared for the Prosecutors' Office and for Planning Services and have been given to each office for their personal copy.

Old Business

Mr. Johnson's bid packages (Emergency Sirens) have been sent to the Prosecutors' Office. Mr. Thorne didn't find the bid package acceptable. Thorne will work on this and send back to township. The bid packages will include installation and cost to operate.

Likley met with Mr. Johnson regarding the emergency siren locations and Mr. Johnson feels the chosen locations have too much overlap and will not be efficient for the sirens. The well head on Westfield Road is not feasible so another area will be chosen taking into consideration the radius of service and

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resident population. Homeland Security forms will be filled out by Likley and any questions will be answered by the Medina County Engineers.

County Commissioner's Meeting regarding the Recycling Center was attended by Schmidt and Thombs. The discussion focused around alternative recycling methods and the lack of updates to the facility. Commissioner Geisman asked for a one year bid to make decisions for the continuation of this facility. Motion died due to no second. Contractor is done January 10th and the operations will stop. Garbage trucks will dump and haul trash away. Schmidt informed the trustees that Cleveland is looking into using trash for fuel in 2016 and they may need to purchase from other facilities.

New Business

County Purchasing Agreement with Medina County Engineers Office will allow any materials to be purchased (up to \$1000.00 and with a purchase order) as preapproved to proceed with purchase.

Likley makes a motion to sign a preliminary purchase agreement with the county; seconded by Thombs. Roll call: Thombs- aye, Schmidt- aye, Likley- aye. The motion passes.

Close-out finances meeting for the township and WFRD was made for December 29, 2014 at 7:00 PM.

Likley makes a motion for a special meeting for the WFRD and the Township to close-out finances for the year; seconded by Thombs. Roll call: Schmidt- aye, Likley- aye, Thombs- aye. The motion passes.

Thombs asked about when the budgeting will be done and Likley said the temporary appropriations will carry the township through the beginning of February until the final appropriations. Thombs also asked about any anticipated changes in the Health Insurance and Likley will touch base with the insurance carrier for the 2015 year. Also discussed were the BZA and ZC appointments. The township has received several applications and the trustees will wait on the interviews after the New Year.

The registration for the Ohio Trustee Conference (January 28th-31st) will be handled by Zweifel.

The trustees thank Kathy and Terri Likley for the Christmas tree.

Announcements

December 4, 2014- WFRD Special Meeting to discuss mutual aid @ 7:00 PM

December 6, 2014- Breakfast with Santa @ 9:00 AM

December 15, 2014- WFRD regular meeting @ 6:30 PM

December 16, 2014- Trustee regular meeting @ 7:00 PM

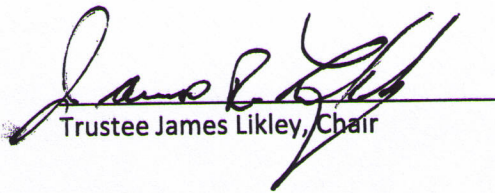
Likley makes a motion to adjourn at 8:50 PM; seconded by Thombs.

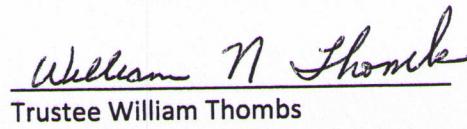
Respectfully submitted by:

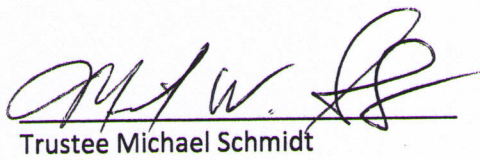
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Cheryl Porter, Zoning Secretary

Date Approved: Dec. 15, 2014


Trustee James Likley, Chair


Trustee William Thombs


Trustee Michael Schmidt