

**RECORD OF PROCEEDINGS  
MINUTES OF REGULAR MEETING  
FEBRUARY 5<sup>TH</sup>, 2009**

The Medina Township Board of Trustees met in regular session at the Medina Township Hall on February 5<sup>th</sup>, 2009, to conduct the business of the Township. President Wilkins called the meeting to order at 6:30 pm with the following Trustees in attendance: Rita M. Holt and Mead Wilkins. Also in attendance were the Fiscal Officer, Police Chief, Fire Chief, Road Foreman, Asst. Road Foreman, Zoning Inspector, Asst. Zoning Inspector and the general public.

**Roll Call**

Mr. Wilkins asked for a roll call of all members present. Trustees present were Mrs. Holt and Mr. Wilkins.

Mr. Wilkins led the Pledge of Allegiance.

Mr. Todd arrived at 7:10 pm.

**PUBLIC COMMENT**

Mr. Wilkins motioned to open the floor for public comment. Mrs. Holt seconded the motion. Voting aye thereon: Mr. Wilkins and Mrs. Holt.

Debra Kaplan (787 White Pond Drive, Akron) asked if she could apply for a change of use for Purple Lotus.

Marcy Kessler (5126 Baker Road) wanted to thank the Service Department for the good job they have done plowing this winter.

Julie Sevastis (5056 Grande Boulevard) complained about the snowplow blocking the bus stop with snow.

Denny Miller (Service Department) spoke with the school transportation department and was told the school bus stop can be moved.

Chuck Sevastis (5056 Grande Boulevard) said that wouldn't be fair to the children who have to catch the bus.

Mr. Wilkins motioned to close the floor for public comment. Mrs. Holt seconded the motion. Voting aye thereon: Mr. Wilkins and Mrs. Holt.

**SITE PLANS**

**Autos Buy Owner – Site – 4184 Pearl Road**

Mr. Wilkins motioned to accept the recommendation of the Zoning Commission and approve the change of use for Autos Buy Owners to be located at 4184 Pear Road as presented. Mrs. Holt seconded the motion. Voting aye thereon: Mr. Wilkins and Mrs. Holt.

**Autos Buy Owner – Sign – 4184 Pearl Road**

Mr. Wilkins motioned to accept the recommendation of the Zoning Commission and approve a ground sign for Autos Buy Owner not to exceed 32 square feet in size, 10 feet in height and 10 feet from the road right-of-way as presented. Mrs. Holt seconded the motion: Voting aye thereon: Mr. Wilkins and Mrs. Holt.

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**SITE PLANS CON'T**

**United Baptist Church – Site – 2920 Pearl Road**

Mr. Wilkins motioned to accept the recommendation of the Zoning Commission and approve the change of use for United Baptist Church to be located at 2920 Pearl Road as presented. The Board noted that the applicant must apply to the Medina County Building Department and obtain any and all approvals and permits that may be required before operating the use of the Church. Mrs. Holt seconded the motion. Voting aye thereon: Mr. Wilkins and Mrs. Holt.

**United Baptist Church – Sign – 2920 Pearl Road**

Mr. Wilkins motioned to accept the recommendation of the Zoning Commission and approve an ID sign for United Baptist Church not to exceed 75 square feet in size and 20 feet in height as presented. Mrs. Holt seconded the motion. Voting aye thereon: Mr. Wilkins and Mrs. Holt.

**OTHER BUSINESS**

**Solid Waste Management Presentation by Bill Strazinsky, Coordinator**

Mr. Strazinsky gave a very informative presentation explaining the necessity for the Trustees to pass a resolution approving a Solid Waste Draft Plan Update of the Medina County Solid Waste Management District. He also stated that Medina County is a single county district with the Medina Central Processing Facility being built in 1993. All the trash in Medina County goes to that facility and it is recycled. 200,000 pounds of recyclables are pulled out every day. The facility also sells compost and colored mulch from recycled wood at \$16.00 per yard. The facility is open from 6 am to 4:30 pm Monday through Friday and 7 am to Noon on Saturday.

**Resolution No. 02052009-006**

Mr. Wilkins motioned to put forth the following resolution approving the Solid Waste Draft Plan Update of the Medina County Solid Waste Management District.

WHEREAS, the Board of County Commissioners of Medina County have established the Medina County Solid Waste Management District (the District) and have established and convened a “Solid Waste Management Policy Committee” in accordance with Section 3734.54 of the Revised Code (the “Policy Committee”) to prepare a “Solid Waste Management Plan Update” for the District as required by Section 3734.54 (the “Plan”); and

WHEREAS, the Policy Committee completed a draft Plan Update for the District and submitted that Plan Update to the Director of the Ohio Environmental Protection Agency for preliminary review and comment in accordance with Sections 3734.54 and 3734.55 of the Revised Code; and

WHEREAS, the Policy Committee received the Director’s written, non-binding advisory opinion regarding the draft Plan Update and established a public comment period and held a public hearing concerning the draft Plan Update; and

WHEREAS, the Policy Committee, after consideration of comments and recommendations received concerning the draft Plan Update, made certain modifications to the draft Plan Update and has adopted and submitted to this legislative authority a copy of the draft Plan Update for the District as so modified (the “Final Draft Plan Update”); and

WHEREAS, this legislative authority is required by Division (B) of Section 3734.55 of the Revised Code to approve or disapprove the Final Draft Plan Update and has been requested to approve the Final Draft Plan Update.

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**OTHER BUSINESS CON'T**

**Solid Waste Draft Plan Update Resolution Con't**

NOW, THEREFORE BE IT RESOLVED by the Medina Township Board of Trustees, County of Medina, State of Ohio, that;

Section 1. The Final Draft Plan Update is hereby approved by the form submitted to this legislative authority and presently on file with the Clerk of this legislative authority.

Section 2. The Clerk of this legislative authority is hereby authorized and directed to mail or otherwise deliver promptly a certified copy of this resolution to the Policy Committee.

Section 3. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 4. This resolution shall be in full force and effect from and immediately upon its adoption.

Mr. Todd seconded the motion. Voting aye thereon: Mr. Wilkins, Mr. Todd and Mrs. Holt.

**Interview with James Apana for ZC or BZA Boards**

The Trustees interviewed James Apana for a possible position on either the Zoning Commission or the Zoning Board of Appeals.

**Approval of Accounts Payable**

Mr. Wilkins motioned to approve accounts payable checks #19355 to #19474 and totaling \$92,275.57. Mr. Todd seconded the motion. Voting aye thereon: Mr. Wilkins, Mr. Todd and Mrs. Holt.

**Approval of Payroll**

Mr. Wilkins motioned to approve payroll checks #12735 to #12798 totaling \$49,144.31 with \$4,246.34 in deductions and adjustments. Mrs. Holt seconded the motion. Voting aye thereon: Mr. Wilkins, Mrs. Holt and Mr. Todd.

**Approval of Minutes**

Mr. Wilkins motioned to approve the January 8, 2009, regular meeting minutes. Mrs. Holt seconded the motion. Voting aye thereon: Mr. Wilkins, Mrs. Holt and Mr. Todd.

Mr. Wilkins motioned to approve the January 14, 2009, special meeting minutes. Mrs. Holt seconded the motion. Voting aye thereon: Mr. Wilkins, Mrs. Holt and Mr. Todd.

Mr. Wilkins motioned to approve the January 22, 2009, regular meeting minutes. Mrs. Holt seconded the motion. Voting aye thereon: Mr. Wilkins, Mrs. Holt and Mr. Todd.

**Conservation Easement**

Mr. Wilkins discussed the final draft for the Conservation Easement for the 33 acre property across from Hamlin Road on Route 3. The easement is for the flood plane in exchange for 8 acres behind TSC on Pearl Road. A contract will be developed with the park district to develop a natural wildlife preserve with a trail and a field for residents to use. It has been reviewed by the Prosecutors Office. Mr. Wilkins said it is a win-win situation because we would get 8 acres of additional land to preserve as green space, a park at no expense and the high spot on the Route 3 Property would still be buildable if a new Fire Station were to be built.

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**REPORTS**

**Police Report**

Chief Arbogast stated that the department had 1,065 calls for service in January 2009. There were 68 accidents, 19 criminal acts, 283 traffic stops, 2 stolen vehicles from car dealer lots and 42 arrests. (See attached report) The changes made to the towing policy are being reviewed by the Prosecutors Office.

**Fire Department**

Chief Crumley reported that the department responded to 20 calls in the month of December 2008. (See attached) Mrs. Holt stated that the Fire Department was staffed during the severe storms.

Mrs. Holt discussed the LST meeting that was held that morning.

**Fire Department Training**

Mrs. Holt motioned to approve the Northern Ohio Arson Seminar at Ashland University, continuing education for Gary Bromley, at a cost of \$200.00. Mr. Todd seconded the motion. Voting aye thereon: Mrs. Holt, Mr. Todd and Mr. Wilkins.

**Pay Scale for Fire Department Intern**

Chief Crumley asked what the pay rate for the intern was to be. He was told it would be \$7.50 per hour, the same as probationary firefighter.

**Road Department**

The Road Foreman reported that for the month of January 2009, the department maintained buildings, equipment and vehicles; installed repaired and replaced signs as needed; plowed and salted roads, shoveled townhall walks; removed dead deer from road; moved boxes from townhall; received salt deliveries totaling 1,021.79 tons at a cost of \$43,180.85 total salt used this year 1,630.12 tons at a cost of \$68,888.88.

**Zoning Department**

The Zoning Inspector reported that for the month of January 2009, 5 permits were issued as follows:

Comm Change of Use	3	Residential Addition	1	Sign
	1			

For a total value of permits issued of \$75,000.00. Fees collected \$544.40.

Mr. Wilkins motioned to approve the Departmental Reports. Mr. Todd seconded the motion. Voting aye thereon: Mr. Wilkins, Mr. Todd and Mrs. Holt.

**OTHER BUSINESS**

**Approval of Minutes**

Mr. Wilkins motioned to approve the January 8, 2009, regular meeting minutes. Mrs. Holt seconded the motion. Voting aye thereon: Mr. Wilkins, Mrs. Holt and Mr. Todd.

Mr. Wilkins motioned to approve the January 14, 2009, minutes. Mrs. Holt seconded the motion. Voting aye thereon: Mr. Wilkins, Mrs. Holt and Mr. Todd.

Mr. Wilkins motioned to approve the January 22, 2009, regular meeting minutes. Mrs. Holt seconded the motion. Voting aye thereon: Mr. Wilkins, Mrs. Holt and Mr. Todd.

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**OLD BUSINESS**

**Sexually Oriented Business Resolution**

The Trustees reviewed the completed Sexually Oriented Business Resolution. Mr. Todd discussed some of the structural decisions that were made regarding this policy. Mr. Todd also discussed the few typographical errors that needed to be corrected that do not affect the spirit of the document as follows:

**Sexually Oriented Business Resolution Con't**

Section:

- I. C. 10 spelling of "United"
- I. C.16 delete "subject"
- II. A. apostrophe missing before the word "adult entertainment establishment"
- V. B. second line should be "the" not he
- IX. B. last sentence should read (V), sub-sections (B) -- (D) of this Resolution or any other reasonable inspection.

**PUBLIC COMMENT**

Mr. Wilkins opened the floor for public comment. Mrs. Holt seconded the motion. Voting aye thereon: Mr. Wilkins, Mrs. Holt and Mr. Todd.

Sally Gardner (3333 Foskett Road) congratulated the trustees on getting through the Sexually Oriented Business Resolution.

Mr. Wilkins motioned to close the floor for public comment. Mrs. Holt seconded the motion. Voting aye thereon: Mr. Wilkins, Mrs. Holt and Mr. Todd.

**Sexually Oriented Business Resolution Con't**

**Resolution No. 02052009-007**

Mr. Todd put forth a motion to pass a resolution to adopt regulations governing Sexually Oriented Businesses and Employees from Medina Township, Medina County, Ohio, as contained in the document titled the same and with the corrections that were previously mentioned to fix some of the grammatical and syntax errors. Mrs. Holt seconded the motion. Voting aye thereon: Mr. Todd, Mrs. Holt and Mr. Wilkins.

**Towing Policy**

Mr. Wilkins said the Towing Policy is with the Prosecutors Office.

**Noise Resolution**

Mr. Wilkins stated that Mr. Thorne will discuss this issue at the March 5, 2009. Trustees Meeting.

**Cook Road Damage**

Mr. Todd said the Cook Road damage issue is in the Prosecutors Office.

**Schedule of Fees Addendum Resolution**

**Resolution No. 02052009-008**

Mrs. Holt made a motion to put forth a resolution approving the Schedule of Fees addendum to the Organizational Meeting approval on January 8, 2009. Mr. Todd seconded the motion. Voting aye thereon: Mrs. Holt, Mr. Todd and Mr. Wilkins.

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## OLD BUSINESS CONT

### Scenic Byway – Route 3

Mrs. Holt spoke with Ray Jarrett of the Zoning Commission and he asked if they can revisit the Scenic Byway on Route 3. Mr. Wilkins said he and Lesley Trenkamp tried extensively and they were turned down.

### Council of Governments Meeting

Mrs. Holt said she attended the Council of Governments meeting regarding MCDAC funding and found that they are underfunded. Mr. Todd said this should not be done away with because Medina County and Medina Township have had numerous large drug busts. Mrs. Holt is going to look into this issue further.

### Zoning Inspectors Office Hours

Mrs. Holt presented Trustees with the proposed hours the Zoning Inspectors gave her. There was some confusion with the hours the Inspectors were asking for and they were asked to clarify exactly what hours they want. A decision will be made at the next meeting.

## NEW BUSINESS

### Medina Township Sports Field Regulations

Mr. Wilkins spoke with Jeff Kessler and they would like to do a web based scheduling for the sports field. There are questions regarding liability insurance, fees, a concession stand and port-a-potties. These issues will be revisited at the next meeting. E-scheduling would be used at a cost of \$100.00 per year.

### Deer Crossing Sign on Substation Road

Mr. Wilkins talked about the request for a deer crossing sign on Substation Road and due to the rural nature of the Township and the numerous herds of deer it is not feasible to put up signs.

### Road Department Comp Time

Mr. Wilkins said the Road Department requested comp time for the overtime hours they have put in during this heavy winter snowfall. Mr. Todd said they have to be careful how it is worded.

### Clothing Allowance

Mr. Wilkins discussed the clothing allowance for the Road Department and it will be implemented at the budget meeting.

### Tree Trimming Along Roadways

#### **Resolution No. 02052009-009**

Mr. Wilkins motioned to put forth a resolution appropriating up to \$20,000.00 for Whisman Tree Service, Incorporated 2461 28<sup>th</sup> Street Akron, Ohio, 44214, to provide trimming and tree removal along the roadways. Mrs. Holt seconded the motion. Voting aye thereon: Mr. Wilkins, Mrs. Holt and Mr. Todd.

### Lawn Maintenance Bid Quotes for 2009

Mr. Wilkins said the Township will go out for bid for the lawn maintenance for 2009. There will be a mandatory vendors conference and bid packets will be handed out at that time. If the vendor does not attend the conference he will not receive a bid packet and will not be considered.

### Townhall Information

Mr. Wilkins received some historical items from Cynthia Szunyog regarding when the townhall was built and other items of interest. Documents show the townhall was built in 1868 for \$975.00. Also there were bounties for ground hogs and sparrows.

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**NEW BUSINESS CON'T**

**Skunk Removal**

Mrs. Holt gave the Township Secretary the name of a person who will trap skunks or other small animals.

**Executive Session**

Mr. Todd motioned to enter into Executive Session with the Medina Township Board of Trustees to discuss personnel, personnel policies and compensation. The Board entered into Executive Session at 8:47 pm. The Board reconvened at 9:11 pm. No decisions were made during that meeting.

**Police Computers-JAG Grant**

Mr. Wilkins motioned to approve the purchase order totaling \$9,235.56 for Police Department computers with the JAG grant. Mr. Todd seconded the motion. Voting aye thereon: Mr. Wilkins, Mr. Todd and Mrs. Holt.

**PUBLIC COMMENT**

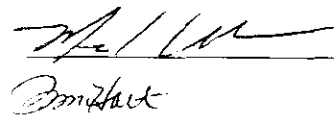
Mr. Wilkins motioned to open the floor for public comment. Mrs. Holt seconded the motion. Voting aye thereon: Mr. Wilkins, Mrs. Holt and Mr. Todd.

Chief Arbogast clarified the relationship between the Medina Township Police Department and the Medina County Drug Task Force.

Mr. Wilkins motioned to close the floor for public comment. Mrs. Holt seconded the motion. Voting aye thereon: Mr. Wilkins, Mrs. Holt and Mr. Todd.

Mr. Wilkins motioned to adjourn the meeting at 9:15 pm. Mr. Todd seconded the motion. Voting aye thereon: Mr. Wilkins, Mr. Todd and Mrs. Holt.

  
Medina Township Fiscal Officer

  
Medina Township Board of Trustees

Medina Township Board of Trustees

MEDINA TOWNSHIP POLICE  
REPORT FOR  
JANUARY, 2009

	Jan.,2009	Y.T.D. 08	YEAR 2007	YEAR 2006
<b>CRIMINAL ACTS</b>				
ASSAULTS	1	20	16	14
BURGLARY	0	20	21	16
BREAKING AND ENTERING	0	2	0	0
CHECKS AND FRAUDS	3	32	35	24
DRUG OFFENSES	1	21	24	4
THEFT	6	164	200	188
RAPE	0	3	0	1
SEX OFFENSE	0	4	3	4
STOLEN VEHICLE	3	11	8	11
VANDALISM	2	57	65	115
CRIMINA DAMAGE	0	13	0	0
HARRASSMENT	3	50	59	45
<b>TOTAL CRIMINAL ACTS</b>	<b>19</b>	<b>397</b>	<b>431</b>	<b>422</b>
<b>TRAFFIC DIVISON</b>				
ACCIDENT NO INJURY	51	413	369	307
ACCIDENT PRIVATE PROPERTY	8	39	0	0
ACCIDENT INJURY	9	78	76	49
AIRCRAFT	0	1	0	0
<b>ACCIDENTS</b>	<b>68</b>	<b>531</b>	<b>445</b>	<b>356</b>
<b>ENFORCEMENT</b>				
TRAFFIC COMPLAINTS	17	279	275	162
PARKING COMPLAINTS	3	53	0	0
TRAFFIC STOPS CITATIONS	41	566	586	474
TRAFFIC STOPS WARNING	205	2336	2315	1222
UNDER THE INFLUENCE	2	49	18	26
DRIVING UNDER SUSPEN	15	161		
<b>ENFORCEMENT</b>	<b>283</b>	<b>3444</b>	<b>3194</b>	<b>1884</b>
<b>OTHERS CALLS</b>				
ALARM DROPS	70	576	557	513
ANIMAL COMPLAINTS	4	136	113	
DOMESTICS	5	96	139	138
BUSNISS CHECKS	15	3029	2679	1627
VACATION CHECKS	143	966	1057	
MISC	458	2977	2241	2170
<b>TOTAL CALLS FOR SERVICE</b>	<b>1065</b>	<b>12152</b>	<b>10856</b>	<b>7110</b>

DAVID L. ARBOGAST  
CHIEF OF POLICE



# Medina Township Fire Department December 2008 Activity Report

## Type of Alarms

		Count	Percentage
A	Alarm Drop	1	5.00%
C	Carbon Monoxide	2	10.00%
E	Assist EMS (LST)	9	45.00%
F	Fire Call	7	35.00%
H	HazMat/Spill	1	5.00%
<b>Total Incident Count</b>		<u>20</u>	

## Breakdown of Location of Calls

	Medina Twp	19
	Mutual Aid Given	1
<b>Total Calls for Month</b>		<u>20</u>

**Total Calls During Staffing Hours** 13  
Mon. Thru Fri. 7am-3pm

***SERVICE DEPT. REPORT  
JANUARY 2009***

***CLEAN AND MAINTAIN BUILDINGS, EQUIPMENT AND VEHICLES***

***INSTALL, REPAIR AND REPLACE SIGNS AS NEEDED***

***PLOW AND SALT ROADS***

***CLEAN TWP. HALL WALKS***

***TAKE CARE OF DEAD DEER***

***MOVE BOXES FROM TWP. HALL***

***RECEIVED 6 SALT DELIVERIES IN JANUARY TOTALING 1021.79 TONS AT A COST OF \$43,180.85***

***FOR THIS WINTER WE HAVE RECEIVED 11 DELIVERIES TOTALING 1630.12 TONS AT A COST OF \$68,888.88***



# Medina Township

from the Office of Zoning Inspector  
Medina Township Hall  
3799 Huffman Road  
Medina, OH 44256

ZONING REPORT – JANUARY, 2009

## MONTHLY TOTALS

3 Commercial Change of Use

1 Residential Addition

1 Sign

5 **TOTAL PERMITS**      **TOTAL VALUE:    \$75,000**

Respectfully Submitted,  
Mary Ann Heiss  
Assistant Zoning Inspector  
February 5, 2009

Fees collected on permits total excluding signs	\$ 469.40
Fees collected on sign permits:	<u>\$ 75.00</u>
<b>TOTAL FEES COLLECTED:</b>	<b>\$ 544.40</b>