

## WESTFIELD TOWNSHIP TRUSTEES

### Regular Meeting

October 4, 2010

7:00 pm

Trustee Oiler opened the meeting at 7:05 pm by asking those in attendance to stand and Pledge Allegiance to the Flag.

Trustees present: James Likley, Ronald Oiler, Gary Harris. Sign in sheet is attached to the minutes.

#### GUESTS WELCOMED

While the Cloverleaf School Supt. gets a presentation set up the fiscal officer read the bills to be paid. Bills in the amount of \$13,842.42 (copy is attached to minutes) Trustee Likley asked if the volunteers pay was in the list. Fiscal officer answered, no but the fire chief's pay was included. Trustee Oiler asked if the lock mechanism that was purchased was for the office door. Fiscal officer replied, yes and the old one will be taken to the company to see if it can be repaired.

**Trustee Harris made a motion to approve the bills, seconded by Trustee Oiler. Roll call: Harris, aye; Oiler, aye; Likley, aye.**

- Cloverleaf LSD Supt. Daryl Kubilus gave a presentation in support of the 5.9 mill emergency operating levy and the 2 mill renewal permanent improvement levy for the Cloverleaf School Local School District. Also in attendance was Treasurer, Mary Workman, Media Coordinator, Mike Maloney and School Board President, Mike Schmidt.  
It will cost the taxpayer:  
5.9 mill levy - \$186 per year for each \$100,000 property Valuation  
2 mill renewal - \$57.12 for each \$100,000 property valuation
- Linda Paulick, Auditor's Office representative - This Thursday will be the last informal meeting to contest your property valuation, although you do have until Oct. 15, 2010 to call the auditor's office and contest your property valuation. There have been many calls that people have not received their new valuation. They are in the mail.
- Carolyn Sims, Westfield Twp. Resident presented 2 packets to be included in the minutes, they were dated and labeled Exhibit 1 and 2. (All exhibits are in the fiscal officer's office attached to the minutes)
  - Exhibit 1 included Property rights in ground water, lakes and other watercourses
  - Where future sewer would be considered
  - Newspaper articles referring to West Salem and Rittman water issues and I-76 intersection to be designated as an 'overlap area'
  - Exhibit 2 campaign material, zoning fee schedule and related excerpts
  - Ms. Sims is concerned about Stan Scheetz lack of payment for continuation of a public hearing. He has a history of not paying his zoning fees. Right now he has outstanding fees

of \$400 and in the past he has had \$600 outstanding fees. Trustee Oiler stated it would be taken care of.

➤ Mike Schmidt, BZA member and Cloverleaf Bd. Of Education President speaking:

- He had gotten a letter of reprimand for improper conduct from the trustees October 5, 2009. He stated he chaired the meeting but did not participate in the discussion and abstained from voting on the variances that were requested by the Cloverleaf Schools September 2009. I have rescued myself on two other issues concerning the school since then. He read a letter from the Medina County Prosecutors' Office.
- He asked that a letter of reprimand be given to Scott Anderson, member of the Zoning Commission because Scott's wife is a relative of Mr. Kratzer who is one of several applicants asking for a zoning text and map amendment. He stated it is the public perception that Scott Anderson would have conflict of interest by sitting on the Zoning Commission that will be giving recommendation to the trustees.
- Mr. Schmidt asked what the \$77,120 grant for the Upper Chippewa Creek Watershed Planning Partnership was spent on. Trustee Oiler replied he would have to ask Jeff Van Loon from the Medina Soil & Water District for that answer. Mr. Schmidt is very disturbed about this. Mr. Schmidt had concerns about the maps that are being proposed due to the fact that the text and map amendment and the development plan have not been adopted in Westfield Township. I have a real problem with these other entities telling us what we should or should not do. Trustee Oiler mentioned there are many maps Montville, Medina Twp., Guilford to name a few. The people that have been there the most are Guilford, Westfield. I have never seen Lafayette there. Trustee Oiler stated this is only a recommendation. When you see overlap areas that are for development or conservation so it can go either way and it makes grants available. Trustee Likley interjected that 75% of the communities that are listed have to approve the map. Very little involvement of other communities has been shown. Trustee Likley has some concern about the maps. They will make a recommendation in the near future to this board.
- Kevin Daugherty, BZA member has the same concern as Mike Schmidt concerning Scott Anderson. Mr. Daugherty wanted it reflected in the minutes of who and how many felt the same concern about Mr. Anderson. Trustee Oiler stated that Scott is meeting with Mr. Thorne concerning this matter and is to get a letter back to us.

FISCAL OFFICER

- Fund Status    Checking            \$319,389.33    Investment            \$537,782.94
- Correspondence:
  - Zoning Commission Comprehensive Plan Update recommendation (Letter is on file in the fiscal officer's office)

- Letter from Medina Soil and Water asking for work session with zoning commission and trustees to discuss the criteria for priority development, conservation and agricultural areas for the Upper Chippewa Creek Balanced Growth Program.
- **RESOLUTION 2010-24 A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR**  
Trustee Oiler made a motion to adopt Resolution 2010-24, seconded by Trustee Harris.  
Roll call: Likley, aye; Oiler, aye; Harris, aye.

#### MINUTES

September 20, 2010-Trustee Likley had not reviewed the mentioned minutes and did not have his copy with him. **Trustee Likley made a motion to table the September 20, 2010 minutes until the next regular trustee meeting, seconded by Trustee Oiler. Roll call: Oiler, aye; Likley, aye; Harris, aye.**

#### CEMETERY & PARK

Trustee Likley reporting - The excavator has started on the realignment of the bank at the cemetery today. The brush has been cleared and hopefully have the grade cut in the next couple of days. There hasn't been any communication with the Boy Scout on the flag pole project.

#### FIRE

Chief Fletcher reporting (a copy of his report is attached to the minutes in the fiscal officer's office)

- ❖ Department has been busy in the past month in both emergency runs and community events.
- ❖ Increase of runs this month. September had 45 calls
- ❖ Public Education-CPR Instruction Classes for the High School Oct. 14<sup>th</sup>. This is the first of three dates scheduled for this year.
- ❖ Training – Introduced to the new County Wide Accountability System. One member received certification for continuing education instructor.
- ❖ Station Facilities – painting the front bay areas-some leaks in the roof-getting estimates for the repairs.
- ❖ Work session with fire committee to discuss the future needs and wants and to set a pathway to acquire those needs.
- ❖ Appreciate the support of community leaders and volunteers
- ❖ Mileage report on my vehicle – possibly may consider a command vehicle/first respond vehicle. Trustee Oiler will take the mileage report to fire committee on the 28<sup>th</sup>.
- ❖ Trustee Likley asked if individuals or groups can acquire CPR training. Right now there is only 1 that is qualified to train. Trustee Likley would like to see a monthly class available. The only fee would be for certification.
- ❖ Trustee Oiler mentioned that the village and township has agreed to give Mark Williams a token of appreciation for serving so well as interim fire chief of \$2,000. Trustee Oiler asked the Chief if he would make sure that Mark Williams is in attendance October 18, 2010 for the presentation.

## ROADS

Trustee Oiler reporting:

- Lee has been hauling away the debris from the cemetery project
- Finished the mowing
- Gradall has an air valve leak that will be repaired so ditching can be done
- The county has been working on super elevating Buffham Rd at the curve just west of Lake Rd. and add guard rail. The County Engineer has asked for the trustees to pass a resolution, a letter from the fiscal officer and a 5-year forecast of road projects. This will assist them in applying for Issue I funds from Ohio Public Works Commission. The project will cost approximately \$123,625 with the township supplying \$33,000 of that amount. County Engineer, Dan Becker may be contacted for more specifics and with questions.

### **RESOLUTION 2010-25 A RESOLUTION AUTHORIZING WESTFIELD TOWNSHIP TRUSTEE RONALD OILER TO SUBMIT APPLICATIONS AND EXECUTE CONTRACTS TO THE OHIO PUBLIC WORKS FINANCIAL ASSISTANCE PROGRAMS FOR ISSUE I FUNDING**

**Trustee Oiler made a motion to adopt RESOLUTION 2010-25, seconded by Trustee Harris.**

Discussion: Trustee Likley asked why there was just one trustee mentioned on the resolution. Where are we on the Issue I that was started last year? Fiscal officer this is just another part of asking for Issue I funds. In the forecast the widening of Buffham will be addressed. I questioned this because it was not on the agenda but most of the things aren't on the agenda. I would have liked the opportunity to read it and review prior to the meeting and make those calls and get the answers that I think this board deserves. This is a big undertaking and we pursued Issue I money in the past and was denied. I'm all in favor of getting Issue I money. Fiscal Officer apologized that she received the packet from the engineers' office Thursday and there was not ample time to have it prepared. Also why this was given to us in such short notice, I cannot answer. Trustee Likley understood that it had been considered in the past and that the new school being built this is a safety factor. Trustee Oiler stated the states decision will be made in late December.

**Roll call: Harris, aye; Oiler, aye; Likley, aye**

## ZONING

Matt Witmer, Zoning Inspector reporting (a copy of his written report is on file in the fiscal officer's office)

- 4 Zoning Permits issued and 2 agriculture permits
- Complaints fielded: Bombard Property at Lake and Greenwich – it appears that nothing has been moved but will contact Bombard and see what the status is. Observed dumping on the Neura property on Lake Rd. north of US 224, contacted the County Engineer's office. A meeting with North Coast Soccer and Bill Thorne is set for Friday, Oct. 8, 2010 if North Coast is available. Bill Thorne toured the soccer complex and agreed that the tree mound by the Hanna property needs to be maintained per the conditional use agreement.

Heather Sturdevant reporting:

- a) Zoning Commission requested a letter from the prosecutor's office concerning the BZA's involvement at our work session. We have not received anything yet and requested a copy from the trustees for their records because Bill said he sent it to Trustee Likley. Trustee Likley did not receive anything.
- b) Text and map amendment was continued from September 14, 2010 to October 12, 2010 at 7:30 pm to get county organizations to speak to us
- c) Clarification on Scott Anderson issue. We did ask if he would step aside and he said he will not. Bill Thorne said we did not have the option to ask Scott to step aside it would be up to Scott to decide if he wanted to recuse himself. We put Scott in touch with Bill Thorne and he is working with him and what the out come will be, I don't know.

Trustee Oiler stated-with working with Heather and Bill Thorne and using the zoning resolution the zoning fee schedule does provide for a \$200 continuation fee prior to the meeting. Trustee Oiler asked Mr. Scheetz to get together with Matt and pay the fee.

Trustee Likley interjected that there is a \$200 fee for additional meetings. The intent is to cover the cost of the meetings.

Trustee Oiler presented a copy of the fire department bills that were approved at the fire committee meeting in the amount of \$3,933.26. There was no discussion.

**Trustee Oiler made the motion to pay the fire department bills in the amount of \$3,933.26, seconded by Trustee Harris. Roll call: Likley, aye; Oiler, aye; Harris, aye.**

COMPREHENSIVE PLAN

Trustee Oiler asked if the board would like to schedule the review of the Comprehensive Plan on October 18<sup>th</sup>, 2010 or do you need more time?

Trustee Likley stated he had spoken to Patrice Theken of the Medina County Planning Department today regarding this process. It is probably the best case practice was to have one (1) plan for our public hearing. Right now we are looking at two. Trustee Likley questioned the ability for public review of two (2) plans. We have the plan that came out of committee that had public involvement and public hearing and a revised plan that came out of the zoning commission without a public hearing process.

**Trustee Likley made a motion to send the revised comp plan that came out of commission back to the zoning commission for a public hearing process for open opportunity for public involvement on the zoning commission changes. *The motion dies for lack of second.***

**Trustee Likley made a motion that we schedule a public hearing for the comprehensive plan that came out of steering committee alone.** I feel that plan has gone through public scrutiny and the opportunity to review it and discuss it and answer any questions or concerns of that plan.

Trustee Oiler – spoke with Bill Thorne and he stated a public hearing is not necessary at all, not for the trustees.

Trustee Likley – a public hearing is not necessary at all for a comprehensive plan?

Trustee Oiler – no sir, not at all

Trustee Likley – so how do we adopt it?

Trustee Oiler-by motion

Trustee Likley – is that your intent?

Trustee Oiler-that was my intent all along after checking it out with Bill Thorne on the procedure

Trustee Likley-to make a motion which plan

Trustee Oiler-we have to decide ourselves which plan we going to accept

Trustee Likley-without public hearing process?

Trustee Oiler-That’s correct. It will be a public meeting and have public comment but not a formal public hearing.

Trustee Likley-there is nothing in the ORC that stipulates a required process for a comprehensive plan but I have stated that it is the best case scenario or process the idea of the comprehensive plan is that we have community involvement. We have spent \$34,000 to develop a comprehensive plan. If it is your wishes to proceed and adopt a plan that has not gone completely before the community and the public, please proceed.

Trustee Oiler-it is not that it hasn’t gone before the public, it has been before to the public and to the zoning commission and now it is up to us. Are we in agreement that we do this on October 18<sup>th</sup>?

Trustee Likley-make a motion and do it now

Trustee Oiler-I am not ready to do it now.

Trustee Likley-there is a motion on the floor

Trustee Oiler-motion dies for lack of a second

Carol Rumburg resident, comp plan steering committee member

- 1) The committee has followed the plan process closely and have concerns
- 2) Talked with Patrice Theken. If the plan is different from what the public thought from the original public presentation, it is highly recommended that another public meeting is made to have the opportunity to express opinions. After that it should go to the trustees and they also should have a public hearing. It should always to open to discussion so it is not a problem later.

Trustee Oiler-keep in mind the planning commission is a recommending board and the prosecutor’s office is the official word.

Trustee Oiler wants to hold off scheduling anything with the Medina Soil & Water until after our next meeting.

#### OLD BUSINESS

Trustee Oiler – Talked with Assistant Prosecutor, Tom Karris concerning the purchase of a used map cabinet from zoning board of appeals member, Tom Micklas. He was advised that it would be an ethical violation for the board to purchase the cabinet from Tom Micklas, an employee. Sims-2006 a welder was purchased from employee L. Evans. Trustee Oiler –rules have changed.

**Trustee Oiler made a motion to purchase a used 10-drawer map cabinet for \$695 from Office Furniture Heaven in Cleveland, seconded by Trustee Harris. Roll call: Likley, no; Harris, aye; Oiler, aye.**

#### ZONING FEE SCHEDULE

Trustee Harris had provided the trustees with various other township zoning fees. Westfield Township does not provide for an amount per square foot, for home occupation signs less than the 100 sq. ft. base for a sign and multi-family dwellings.

Trustee Harris' suggestions:

- Home occupation sign \$50
- Home occupation fee \$25
- Accessory building over 200 sq. feet \$50 + \$.05 per sq ft
- \$.05 per sq. ft. for residential buildings, alterations, accessory buildings in addition to the flat fee of \$100. (That would bring us within line of most other townships)

Trustee Oiler noticed that most townships charged:

- \$100 for in ground pools
- \$50 for above ground pools

Trustee Likley asked how does the \$.05 per sq ft apply to an accessory building less than 200 sq ft.

Trustee Harris stated he suggested that less than 200 sq ft there would be no change.

Trustee Likley – the average home would be how much for a permit

Trustee Harris – it would be \$175 (\$100 plus \$.05 per sq ft. using the average of 1,500 sq ft)

Matt stated the last house that was issued had about 2,200 sq ft. We do not require a copy of the blue print and I think it would be good to have that one file for us to refer back to as most townships do require a blue print. Trustee Harris asked if that would be something that we would give back so we did not have to store all those large prints? Matt feels it would be best to keep it in the file whether it is the large print or a shrunk down copy and as long as it provides the basic footprint and living space. Trustee Likley asked if it mattered to the zoning inspector to see the print now other than it meets the minimum square footage. Matt answered, no. If they are building along our township roads, one concern is the plan must show where the drainage (down spouts, sump pumps etc) will go. On Buffham the excavator decided to bring the drainage out to the road instead of going to the back of the property. Trustee Likley – our zoning mainly focuses on set backs and meets the minimum square footage. That should be addressed prior to issuing of the permit not after the drainage pipe is installed. What difference does the square footage matter other than it meet the minimum square footage and the location where the house sets on the lot that is required in our zoning book? What warrants/justifies the addition of the square footage cost? Fiscal officer stated – economics. We take from general fund to support the zoning costs.

Trustee Oiler asked if there was any thought to the fee for multi-family dwellings. Trustee Harris answered, no.

Trustee Harris – because of what Mr. Likley had said about Mr. Scheetz having to pay the extra \$200 because the commission called another meeting, I believe that was discussed a couple of years ago. If the applicant didn't require any additional meetings that he would not have to pay but I don't think it was ever approved. I think that is something else we can consider.

Trustee Likley-so what you are proposing is we should not charge for additional meetings.

Trustee Harris- if the applicant was not prepared and it caused an additional meeting then he would pay the additional fee. If the zoning commission or BZA requested the additional meeting then we would pay the additional fee.

Heather Sturdevant-

- ✓ On your first changes you may want to reach out to Patrice from planning services. She had mentioned to me that our fee structure is too low.
- ✓ I spoke to Mr. Thorne concerning the additional fee for the continuation of the public hearing
  1. We opened the August meeting for the public hearing and automatically continued it to September. We never discussed the application because planning services had not had a chance to review it yet. In Mr. Thorne's opinion that shouldn't be something we should charge for but it up to the trustees and they can do whatever they want.(Mr. Likley agreed completely) The way our zoning code is written regarding our work session with him (Bill Thorne) that it's written is we do charge for any technical or professional services but because he didn't charge us for those services that was our meeting to get legal advise and in his opinion the applicant shouldn't be charged for that either. They should be charged for September 14, 2010 and then they would owe the additional meeting October 12, 2010. It is 100% up to the trustees and if you want to vary from that it would be up to the trustees to make the decision.

Stan Scheetz-

- a) First time in 35 years that I have been charged an additional fee in a township other than Westfield Township. County Planning does not charge an additional fee
- b) The following information was in the Post and there was an editorial. For clarification:
  - 315 acres of the 407 acres is useable 92 acres FEMA Flood Plain
  - 10-25% retail
  - 20-30% professional
  - 20-30% corporate headquarters
  - 20-30% non-traditional housing (condominium, apartments, cluster homes, retirement communities, nursing homes, assisted living or golf course community.

Trustee Oiler will put the zoning fee discussion on the agenda for the next meeting if we have time.

Trustee Likley – previous fee structure was changed 2-18-2008. The previous to that it was revised 1-4-2000. Application fees, conditional uses, rezone an area, site plan review, and variance. If the hearing is continued for whatever reason an additional fee of \$150 per meeting will be set. I would certainly hope that if any applicant felt that our board deliberately dragged their feet to get their \$30 per meeting should bring it to our attention and we would address that. I think it is prudent to say that in review of some of the applications and fee structures that have been presented that additional fee can be associated with different applications. The \$200 that we presently charge for additional meetings doesn't cover our cost. That goes back to what justifies the \$.05 per square foot for these residential homes, alterations, accessory buildings, a pool when our only responsibility is in those cases to insure that they are within the set back of our zoning code. A large application whether it be a



variance, site plan review, text amendment or may amendment took I would imagine more than 2.5 – 3 hours to prepare but our boards are expected to review, accept public comment, deliberate and vote in that same time frame- 2 to 3 hours. I think that's not just to the application or to their responsibility. I don't know if other townships pay their board members, we do. I don't know if other townships require mandatory training for first year appointed members, we do. We supplement them for that training; I think that's a good thing. I think it's good that we support that training but there's cost associated with that. We supplemented our zoning fund from general fund this year \$16,000 to cover zoning costs. Last year it was \$30,000. The additional cost of \$200 can be justified. The additional square footage charge to a resident wanting to build a home in our entity, I can't justify that or an in ground pool, that was just adjusted in 2008.

Trustee Oiler stated it was just suggestions and it was in line with other townships and it's purely economics and we need to make zoning a little more self sufficient. We will review later.

Trustee Harris asked since we pay for training wouldn't that justify increasing costs?

Trustee Likley-on one hand it does, we're saying it doesn't. Do we expect them to complete that in a 2.5 hour period?

Trustee Harris-they do have information before the meeting

Trustee Oiler-we expect them to be prepared before they come to the meeting

#### NEW BUSINESS

- ❖ Trustee Likley – Dispatch fees that the sheriff's department can or cannot charge. Last year our fees were \$7,802. It does not warrant any action from this board. The fee that we pay for 911 is a deal. My communication to the county commissioners would be in support of their action to continue that. I don't know that we would have any other option for that service other than the sheriff's department. Trustee Oiler agreed for the cost that we incur, the number of calls that are made, the service that we get you could not have your own police department. Trustee Harris agreed.
- ❖ Trustee Likley-Mr. Schmidt's comments and questions concerning Scott Anderson and his recusal. I took part in that letter that was prepared and sent to Mr. Schmidt regarding him rescuing of his meeting and the perception. I have legitimate concerns I believe in the perception of Mr. Anderson. I don't know that it warrants a letter of reprimand but it certainly does warrant a question to the prosecutor's office and to have him give not a round about answer, not a generalized answer as Mr. Thorne sometimes can do. I don't believe it's a concern as far as the relationship between the applicant and Mr. Anderson's wife. I think there is a concern that the location and the fact that the lines were drawn originally that included Mr. Anderson's property. The application it has deliberately or the line has been changed to draw 2 parcels away. The one parcel that is contiguous to Mr. Anderson's property was has been a supporter of the application process but in this application they are not participating. I think those are legitimate concerns and the perception should be understood. We do have alternate board members that are very well educated through the process that have been committed to

all the meetings and hearings. Legally Mr. Thorne will probably say that he has no authority to require him to step down. I think the perception of one resident or one hundred residents warrants the concern and the discussion of this board as to how best to proceed to eliminate the perception of conflict of interest. We should be proceeding with that.

Trustee Oiler asked how Trustee Likley how he would like to proceed.

Trustee Likley- I would prefer to have a written commitment from Mr. Thorne. We certainly can ask Mr. Anderson rescue himself and he can deny. He has clearly stated that he has no bias for or against the proposal. But I think the letter previously has been sent out looks at the perception.

It might take a letter from this board to just ask Scott to rescue himself due to the perception.

Trustee Harris agreed with Trustee Likley. Let's get a letter from Mr. Thorne and then in view of the letter we can make a decision.

Trustee Likley- I have worked with Scott Anderson for 7 years on the board. I think if we did not have 2 alternates and we were stuck with the 5 members that we have and in order to proceed we needed to have a full sitting board but we do have alternates and whenever there is a potential perception of a conflict, a board member should step down and just step away from it. It's that simple; you just step away from it and let your alternates do their job.

Trustee Oiler- we agree to wait on a letter from Mr. Thorne and then review the letter.

Carolyn Sims- I spear headed this issue of it being a concern and the reason being is that is what you hear in the community. I think it is important that you did have a consensus of many people in attendance at this meeting raise their hand that they feel it has the appearance of potential conflict regardless of whether or not it is. This is such an important decision that you wouldn't in my opinion as a trustee want to support something or somebody you hear the comment down at Hartzman's where they're going wonder where how he's going to Christmas dinner if he votes no and that's what you need to be aware that in the public perception and being a relation as well as the Cook family is on record in public speaking and Mr. Scheetz has listed him those parcels in support of the development. At no time do you want deny Mr. Anderson that opportunity should this development move forward to then be accused of an impropriety in sitting this board. Additionally the most important part is that Mr. Scheetz provided a green map that included Mr. Anderson's parcel. So just for pure public perception and purity of the process I implore you not to make this an issue and ask him to step down and he should want to. Trustee Oiler replied that is why the board is agreeing to wait on the prosecutor and review the letter. Carolyn Sims-it is important for this board to convey to the prosecutor that you have been conveyed those personally one on one in a public meeting that there is public perception by multiple people.

Trustee Oiler asked Trustee Harris call.....

Trustee Likley-what I would suggest is that it be a written letter on township letterhead. Have it drafted, prepared and give each board member an opportunity to review it and to sign it, send it to Bill so he knows the consensus of this board. You can him, Ron can call him, I can call him,

Martha can call him-let's get a consistent communication to Bill Thorne as to our concern here. If it can be prepared in the next day or two it would be good and each of us have the opportunity to read it and sign it. Bill is excellent at what he does and he works by the majority of the board so I think the majority of the board as a concern.

ANNOUNCEMENTS

Zoning Commission/continuation of public hearing	October 12, 2010	7:30 pm
Trustees special meeting/Fire Contract/Gen Bus	October 13, 2010	8:00 am
Trustee regular meeting	October 18, 2010	7:00 pm

Tom Micklas-I don't think I've ever seen somebody at this podium treated so unfairly tonight as you did Kevin Daugherty. I think you owe him an apology and he requested that some information be put into the record and you denied that. I do not know why you would do that but I think you owe Kevin an apology.

Trustee Oiler-OK, I will apologize to Kevin. I am just trying to keep the meeting moving and I knew the subject would come up later that we are taking action on it.

Trustee Oiler adjourned the meeting with all signifying by saying aye.

Approved November 1, 2010