

# WESTFIELD TOWNSHIP TRUSTEES

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Regular Meeting  
February 20, 2012

Trustee Harris opened the meeting with the Pledge of Allegiance to the Flag followed by roll call.  
Trustees present: James Likley, Gary Harris, and Ronald Oiler.

## FIRE DEPARTMENT

Chief Fletcher was unable to attend. Fiscal Officer read his written report (on file)

- Fire Association will hold their annual appreciation dinner, Saturday March 3<sup>rd</sup> at the Main Street Café
- Chief met with Lodi's mayor concerning day time staffing at Lodi. The Lodi mayor assured the chief his department is working toward a more dependable response. The mayor will take the issue to council February 27, 2012
- Village of Westfield Center signed the amended Gloria Glens contract and it is now in the hands of Gloria Glens for signature
- Trustee Likley met with Lodi Mayor Geissman last Friday and re-iteratd our concerns and issues with mutual aid for two (2) reasons: 1 to provide less response time and 2 the financial responsibility

## WESTFIELD LANDING ROAD – TOM JAMES, PARK DISTRICT

- Tom James presented to the board an agreement with Exhibit A showing the vacating of the portion of Westfield Landing Road that begins where the Medina County Park begins east to Chippewa Lake water edge. The agreement, map and resolution by the County Commissioners showing the vacating of the portion of Westfield Landing Road was examined and found to be in order.

**RESOLUTION 2012-07 - Gary Harris made a motion to accept the agreement with Exhibit A showing the vacating of the portion of Westfield Landing Road that begins where the Medina County Park begins east to the Chippewa Lake water edge in Resolution 2012-07, seconded by Ronald Oiler. Roll call: Likley, aye; Oiler, aye; Harris, aye**

## CEMETERY & PARK

Trustee Oiler stated he has been looking into getting quotes for a new sign at the cemetery. He has received one quote but is expecting another quote from a company in Fremont.

## ROADS

Trustee Oiler reporting:

- ❖ Getting ready for transition from winter to spring but not quite yet
- ❖ New bearings were needed in the old spreader
- ❖ Oil pump kit that is on rollers that Lee expressed a need for. It will make the task of changing oil in the vehicles and the ability to move it around much easier. The kit is on sale now for \$549.99 + shipping. We have a kit similar to the one described above for hydraulic fluid. **Trustee Oiler**

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made a motion to purchase the oil pump kit for \$549.99 + shipping from Northern Industries, seconded by Trustee Harris. Roll call: Oiler, aye; Harris, aye; Likley, aye

### ZONING

Matt Witmer reporting:

- Haven't heard anything back from North Coast Soccer on the front site plan
- Turned over one parcel on Mudlake Road for possible prosecution
- Lesiak property on Seville Rd - Waiting to hear back from CSX police officer-hoping to get something set up for Friday
- Idle Aire has sent an e-mail to the sanitary engineers' office requesting the tap in fee, haven't heard anything since
- Received lot split for George property on Seville Road this evening. I am not bringing it to you because I need time to review the split.

### FISCAL OFFICER

- ✓ Bills in the amount of \$13,661.70 was presented; no questions or discussion. **Trustee Likley made a motion to the pay the bills, seconded by Trustee Oiler. Roll call: Harris, aye; Likley, aye; Oiler, aye**
- ✓ Fund Status    Investment    \$517,540.64    Checking    \$386,783.57
- ✓ Fiscal officer read **RESOLUTION 2012-05 A RESOLUTION TO SET PERMANENT APPROPRIATIONS FOR 2012** The fiscal officer explained that this will have to amended in March due to the fact we were advised at the Feb. 6<sup>th</sup> meeting by Dan Becker we will receive the maximum of \$91,520 for the Issue 1 grant for Buffham Road Upgrade. This must be received and expended out of a separate fund and added to our certificate of estimated resources. The budget commission meets once a month and February's meeting has been held. **Trustee Likley moved to adopt RESOLUTION 2012-05 as presented , seconded by Trustee Oiler. Roll call: Likley, aye; Oiler, aye; Harris, aye**
- ✓ Fiscal officer read **RESOLUTION 2012-06 A RESOLUTION TO AUTHORIZE SUPPLEMENTAL APPROPRIATIONS WITHIN A FUND AS A FUNCTION FO THE FISCAL OFFICER FOR THE PERIOD FEBRUARY 21, 2012 TO DECEMBER 31, 2012** Trustee Oiler made a motion to adopt **RESOLUTION 2012-06, seconded by Trustee Harris. Roll call: Harris, aye; Oiler, aye; Likley, aye**
- ✓ Fiscal officer has asked the chief to get the board a clean copy of the Medicount agreement and the two (2) addendums and he will see that the board gets a clean copy for signature
- ✓ Fiscal officer asked for approval of two (2) overnight accommodations in Columbus March 7 & 8 for the Local Government Services conference. She will be gone March 7-9, 2012. **Trustee Oiler made a motion to approve the 2 day overnight accommodations, mileage and parking for March 7-9, 2012, seconded by Trustee Harris. Roll call: Likley, aye; Oiler, aye; Harris, aye.**
- ✓ Trustee Likley mentioned he sat in a session in reference to "Payments to Township from which Territory was Annexed". (ORC 503.07 and 709.192) Trustee Likley will contact Mary Beth Guenther, Auditor's Office to see if this applies to our township with the recent conforming boundries of a portion of Westfield Township to the Village of Creston.

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## MINTUES

January 20, 2012 (Special Meeting)

**Trustee Likley made a motion to approve the January 20, 2012 meeting minutes as amended, seconded by Trustee Oiler. Roll call: Harris, aye; Oiler, aye; Likley, aye**

February 6, 2012 (Regular Meeting)

**Trustee Oiler made a motion to approve February 6, 2012 (Regular) as amended, seconded by Trustee Harris. Roll call: Likley, aye; Oiler, aye; Harris, aye**

February 6, 2012 (Records Commission Meeting)

**Trustee Likley made a motion to approve the Records Commission meeting minutes February 6, 2012 as submitted, seconded by Trustee Oiler. Roll call: Oiler, aye; Likley, aye; Harris, aye**

## OLD BUSINESS

- ✓ **CELL TOWER LEASE:** Trustee Likley forwarded Unison's offer. Trustee Likley asked if the board has any desire to have Mr. Thorne pursue any contractual work with American Tower at this point. Trustee Oiler: with the current events at this time (possible merger of AT&T and T-Mobile and the fiber optic being place on the tower) I would like to wait possibly 6 months to see what else may happen. Trustee Harris: I am fine with that and give it more time and see what they may come up with. I don't think the offers are going to go down any. Trustee Likley: I don't think the offer will go down either but the concern of the vulnerability of our existing contract with American Tower.

## NEW BUSINESS

- ❖ **Trustee Oiler: Permissive Motor Vehicle License Tax**-Trustee Oiler asked Martha to contact Bill Thorne and we received the letter you all have explaining the process. Bill has offered to assist us with the process and prepare a draft resolution for us. We are one of a few townships left in Ohio that does not have this tax. We have to have 2 public hearings. **Trustee Oiler made a motion asking the board's permission to ask legal counsel to prepare the resolution for us, seconded by Trustee Harris.** (this could yield approximately \$18,000 per year @ an estimate of 300 vehicles per month X \$5.00) Trustee Harris stated as he is owner of multiple vehicles and does not look forward to the additional \$5.00 but would just as soon the \$5.00 come to our township and not the county to be shared. **Roll call: Likley, aye; Oiler, aye; Harris, aye** This fee would be for the unincorporated area of the township. Gloria Glens and the Village of Westfield Center already impose the \$5.00 MVL Tax.
- ❖ **Trustee Likley: First Responder Fire Vehicle** – A used 2011 Ford Expedition with 10,733 miles for \$32,700. Lee through the coop and state bid we can get a new 2012 Fred Expedition special service vehicle for \$30,700 from Montrose Ford. To outfit the vehicle with lights, sirens and other accessories is estimated at \$11,000, making the total about \$42,000. The chief is using his personal vehicle and we pay him mileage for department use at \$.55 per mile. For department use and service we need to get him in a vehicle. Trustee Likley stated he has communicated with the Village of Westfield Center and they are supportive of this expenditure. Please note

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this is over and above the budget of \$243,500. The amount set aside in the township budget for capital expenditure of a first responder vehicle is \$25,000 making the total available to be spent is \$42,372.88. **Trustee Likley made a motion to purchase a 2012 Ford Expedition through Montrose Ford with a tow package, 4x4, warranty and to outfit the vehicle for first responder use, seconded by Trustee Oiler.** Trustee Oiler: This is one way of giving back to residents who depend on this fire department and rescue squad for the service when they need it. This is going to better our response time. Trustee Harris: Is it worth trying to price another manufacturer for this type of vehicle? Trustee Likley: I believe this is an appropriate vehicle for the fire department. Trustee Oiler: This kind of vehicle will have good resale value. **Roll call: Harris, aye; Likley, aye; Oiler, aye.** Fiscal officer: Don't go over your \$25,000.

❖ Trustee Likley: Natural Hazard Language

1. Does the board have a copy of the Natural Hazard Language that I proposed to the zoning commission? Oiler answered, no.
2. This came as a result of the Oct. 27, 2011 Medina Department Planning Services, county engineer's office work session. At this work session Dan Wilhoite went over the new FEMA Flood Plain mapping. At this meeting Planning Services, Tom Russell brought to light the need for Westfield Township Zoning to update their source maps for natural hazard overlay district. At this work session was two (2) zoning board members: Susan Brewer and Greg Brezina. I will be sure you have a copy of what came from planning services. In December I met with planning services to provide that information for our zoning code to update resource maps. They did. This was provided by planning service and if you review this you will find the only changes were the word "district" was capitalized; numbering was corrected; struck out; all conditional and permitted uses are subject to review by the Board of Zoning Appeals and zoning inspector was added to that. The point in this is that the claims or statements that this proposal was a back door approach to restrict or limit our residents opportunity to develop their own land are false. The members I think that have taken the opportunity and time to read the present zoning code, they would find that this was taken directly from our present zoning code and that the changes were presented from planning services and correction that eliminates the United States Geological Survey Maps from 1974. Those maps are not valid, they are not accurate and it references in replacement the FEMA Agency Flood Insurance Rate Maps effective August 4, 2008. These are the same maps that planning services and Medina County Soil and Water use, these are the same maps that are part of the Upper Chippewa Creek Balance Growth Initiative with their reference and this just brings our zoning code up to the same resource or source maps as other agencies in the area in regards to this. It struck the soil survey Medina County, Ohio US Soil Conservation Survey Services from November 1977. At this work session Mr. Russell brought to light that our natural hazard overlay sources were not accurate. This proposal was to bring accuracy to this document so I will ask that you each have the opportunity to review and at our next meeting be prepared by resolution to move forward this. Please take the opportunity to review and read our present zoning code

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and understand what these changes are and what they aren't. These are not an attempt to restrict people from building a porch, patio, pool, or a deck. It is the same language. Trustee Harris: accessory building? Trustee Likley: It is the same language that we presently have. The reference to uses except that the applicant can demonstrate that the lot will not be modified so on and so forth is language that is in our code today. This is not my change, it is in our zoning code today. The changes that have come out of planning services are highlighted, lines struck through it and underlined. I will insure that you folks have a copy of that this evening. Intent was to provide this to zoning commission and have the opportunity to review it and move forward with it since this is a document that our zoning inspector uses to determine someone's development in the flood plain. If the resources we provide to him are not accurate in comparison to other departments in the county then I think we are misleading to our residents and to future landowners, what anybody wants to do with their land. So there was a question as to the designation that is on the map and I have the designation as to the A and the AE; that I will provide as well from the FEMA web site and also Medina County Engineer's office is having an open house March 1, 2012 4-7pm regarding flood risk information in Medina County. Anyone that has been recently designated into the flood plain or they have flood insurance or they have any concerns or questions regarding the flood plain map in Medina County,. People from ODNR and FEMA will be present at the county engineer's office on that date. Trustee Oiler: This was adopted in 2008 by the county, right? Trustee Likley: Yes. Trustee Oiler: Why didn't the township adopt it in 2008? Trustee Likley: That was pursued and to be honest I think it was set in place but never got moved any further. Somewhere along the line it got dropped.

### ANNOUNCEMENTS

- Zoning Commission Special Meeting (public hearing/general business) Feb. 28<sup>th</sup> at 7:30 pm
- Trustees Regular Meeting March 5, 2012 at 7:00 pm
- Zoning Commission regular meeting March 13, 2012 7:30 pm

### PUBLIC COMMENTS

- Kent Patterson running for Medina County Sheriff. 13 years as chief of police in Westfield Center and has worked closely with our Fire & Rescue. 3 things I will look for in my enforcement policy will be Crimes against our children; drug transporters and providers; to provide service to the county.
- Bill Thombs - Complained about the burned rail cars along the rail siding that are owned by the Railroad Museum.

There being no further business to come before this board **Trustee Oiler made a motion to adjourn at 8:15 pm, seconded by Trustee Likley. Unanimous**

Approved March 5, 2012