

**RECORD OF PROCEEDINGS
MINUTES OF REGULAR MEETING
DECEMBER 5TH, 2013**

The Medina Township Board of Trustees met in regular session at the Medina Township Hall on December 5th, 2013, to conduct the business of the Township. Chairman Todd called the meeting to order at 7:08 pm with the following Trustees in attendance: Michael D. Todd, Ray Jarrett and Ken DeMichael. Also in attendance were Fiscal Officer DeHoff, Asst. Fire Chief Kasson, Road Foreman Miller, Zoning Inspector Ridgley and the general public.

Roll Call

Mr. Todd asked for a roll call of all members present. Trustees present were Mr. Todd, Mr. Jarrett and Mr. DeMichael.

Pledge

Mr. Todd led the Pledge of Allegiance.

Moment of Silence

Mr. Todd asked for a moment of silence for our military personnel at home and overseas.

Mark Herwick – Homestead Insurance

Mr. Herwick asked the Trustees if they were going to retain their early renewal with Medical Mutual and also if they were going to accept the addition of child orthodontics to the dental and vision renewal plan. The Trustees agreed to both requests. The cost would be an additional \$50.00 per month and would only cover an employee with child or family.

Mr. Todd motioned to approve the \$1,500.00 child orthodontic dental plan for the Township for 2014. Mr. Jarrett seconded the motion. Voting aye thereon: Mr. Todd, Mr. Jarrett and Mr. DeMichael.

Mr. Todd motioned to approve the early renewal of the Township's medical plan effective December 1, 2013, with the next renewal being December 1, 2014. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd, Mr. DeMichael and Mr. Jarrett.

Mrs. DeHoff asked Mr. Herwick about the letter she received from Medical Mutual about the additional charges because of the Affordable Care Act. Mr. Herwick said they are federally mandated taxes and fees. There is a 2.4% market share premium tax and a \$5.25 per member per month tax as well that gets paid directly to the Federal Government and will continue to increase. It will be used to help pay for the health care subsidy.

Electric Bill Discussion

The electric bill discussion was tabled due to non-representation.

TM12/5/13

SITE PLANS

Medina Vein & Vascular Center- Site – 4015 Medina Road Suite #90

Mr. Todd motioned to accept the recommendation of the Zoning Commission and approve the change of use for Medina Vein & Vascular Center to be located at 4015 Medina Road Suite #90 as presented. Mr. Jarrett seconded the motion. Voting aye thereon: Mr. Todd, Mr. Jarrett and Mr. DeMichael.

Medina Vein & Vascular Center – Wall Sign – 4015 Medina Road Suite #90

Mr. Todd motioned to accept the recommendation of the Zoning Commission and approve a wall sign for Medina Vein & Vascular Center located at 4015 Medina Road Suite #90 as presented. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd, Mr. DeMichael and Mr. Jarrett.

Medina Vein & Vascular Center – Tenant Panel Sign – 4015 Medina Road Suite #90

Mr. Todd motioned to accept the recommendation of the Zoning Commission and approve a tenant panel sign to be placed on the existing pylon sign for Medina Vein & Vascular Center located at 4015 Medina Road Suite #90 not to exceed 1.33 square feet as presented. Mr. Jarrett seconded the motion. Voting aye thereon: Mr. Todd, Mr. Jarrett and Mr. DeMichael.

Project Sushi – Tenant Panel – 3579 Medina Road

Mr. Todd motioned to accept the recommendation of the Zoning Commission and approve two (2) tenant panels for Project Sushi located at 3579 Medina Road not to exceed 2.98 square feet each, as presented. Mr. Jarrett seconded the motion. Voting aye thereon: Mr. Todd, Mr. Jarrett and Mr. DeMichael.

The Painted House & More - Site – 3835 Pearl Road

Mr. Todd motioned to accept the recommendation of the Zoning Commission and approve the change of use for Painted House & More, LLC to be located at 3835 Pearl Road as presented. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd, Mr. DeMichael and Mr. Jarrett.

Malley’s Chocolates – Addition – 4191 Pearl Road

Mr. Todd motioned to accept the recommendation of the Zoning Commission and approve an addition for Malley’s Chocolates located at 4191 Pearl Road not to exceed 178.5 square feet as presented. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd, Mr. DeMichael and Mr. Jarrett.

Lager Heads Brewing Company - Site – 4184 Pearl Road

Mr. Todd motioned to accept the recommendation of the Zoning Commission and approve the change of use for Lager Heads Brewing Company located at 4184 Pearl Road as presented. Mr. Jarrett seconded the motion. Voting aye thereon: Mr. Todd, Mr. Jarrett and Mr. DeMichael.

TM12/5/13

SITE PLANS CON'T

Lager Heads Brewing Company – Wall Sign – 4184 Pearl Road

Mr. Todd motioned to accept the recommendation of the Zoning Commission and approve a wall sign for Lager Heads Brewing Company located at 4184 Pearl Road not to exceed 60 square feet as presented. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd, Mr. DeMichael and Mr. Jarrett.

Lager Heads Brewing Company – Ground Sign – 4184 Pearl Road

Mr. Todd motioned to accept the recommendation of the Zoning Commission and approve a ground sign for Lager Heads Brewing Company located at 4184 Pearl Road not to exceed 25 square feet in size and 6 feet in height as presented. Mr. Jarrett seconded the motion. Voting aye thereon: Mr. Todd, Mr. Jarrett and Mr. DeMichael.

Approval of Accounts Payable

Mr. Todd motioned to approve warrant #24744 to #24788 in the amount of \$38,415.72. Mr. Jarrett seconded the motion. Voting aye thereon: Mr. Todd, Mr. Jarrett and Mr. DeMichael.

Approval of Payroll

Mr. Todd motioned to approve payroll checks #17977 to #18036 total amount of \$45,060.45 with \$6,703.86 going to union dues, post-tax health, OPERS and deferred comp. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd, Mr. DeMichael and Mr. Jarrett.

Approval of Minutes

Mr. Todd motioned to approve minutes for the October 17 Special Meeting, the October 24 Regular Meeting, the October 29 Emergency Meeting and the November 7 Regular meeting all in 2013. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd, Mr. DeMichael and Mr. Jarrett.

Mr. Todd motioned to approve the regular meeting minutes for November 21, 2013. Mr. DeMichael seconded the motion. Roll call vote: Mr. Todd aye, Mr. DeMichael aye and Mr. Jarrett abstain.

Mr. Jarrett motioned to approve the October 10 regularly scheduled meeting for 2010. Mr. DeMichael seconded the motion. Roll call vote: Mr. Jarrett aye, Mr. DeMichael aye and Mr. Todd abstain. Mr. Jarrett amended the motion to state 2013. Mr. DeMichael seconded the motion. Roll call vote: Mr. Jarrett aye, Mr. DeMichael aye and Mr. Todd abstain.

OLD BUSINESS

Remsen Building Roof

The Trustees would like to try to get a tenant to fill the section that they discussed tearing down before actually tearing it down. Mr. Jarrett would like to wait at least two (2) months before making a decision. Mr. Todd asked that a public notice be put out stating they are looking for a non-profit to rent the remainder of that portion of the building.

TM12/5/13

OLD BUSINESS CON'T

Fire Department Training Agreement

Mr. Todd tabled the Fire Department Training Agreement.

PURCHASE ORDERS AND TRAINING REQUESTS

Cargill Road Salt – Service Department

Mr. DeMichael motioned for a purchase order requisition for the Service Department. Vendor information is Cargill Deicing for 175 tons of road salt, \$6,006.00 is the total. Mr. Todd seconded the motion. Voting aye thereon: Mr. DeMichael, Mr. Todd and Mr. Jarrett.

Reports

Mr. Todd tabled the October and November reports.

NEW BUSINESS

Organizational Meeting Date

Mr. Todd motioned to set the Organizational Meeting for January 2014, to be January 1, at 11:00 am. Mr. Jarrett seconded the motion. Voting aye thereon: Mr. Todd, Mr. Jarrett and Mr. DeMichael.

Length of Time for Public Review of Comprehensive Plan Draft

Mr. Todd motioned to recommend that we leave the Comprehensive Plan, draft plan, and make it available forty-five (45) days, to the public, before having the public hearing. Mr. DeMichael seconded the motion. Mr. Jarrett asked what the time frame was for the forty-five (45) days. Mr. Todd said it is available 45 days from the date the Steering Committee presents it to the Trustees. Voting aye thereon: Mr. Todd, Mr. DeMichael and Mr. Jarrett.

Eligibility to apply for Township-wide Systematic Signage Upgrade Grant

Mr. Todd motioned to give the Road Foreman the ability to put in for the Systematic Signage Upgrade Grant for the Ohio Department of Transportation with the grant deadline of January 21, 2014. Mr. Jarrett seconded the motion. Voting aye thereon: Mr. Todd, Mr. Jarrett and Mr. DeMichael.

TM12/5/13

OTHER BUSINESS

Weymouth Preservation Society Report

Mrs. Gardner said Mrs. McKiernan is presently transcribing the minutes of the Weymouth School Board of Education from 1872 to 1934. She will provide the Trustees with a copy. Mrs. Gardner asked if there was a room at the Remsen Building that they could use for temporary storage.

Mr. Todd motioned to allow the Weymouth Preservation Society to temporarily store items in the unused portion of the building on Remsen and Myers Road and that they can use that portion of the building until we have a paying tenant that would use that portion of the building. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd, Mr. DeMichael and Mr. Jarrett.

Mrs. Gardner said the original ceiling needs to be patched. The area is where the roof was leaking by the front door. Also the new lights, which were donated, need to be installed and she asked if the Township will pay for having the lights hung. She also asked if the Trustees want to repair the windows that are above the suspended ceilings while that area is empty. Mr. Todd asked Mr. Miller to get quotes and he also asked Mrs. DeHoff to find out how much the Township has spent on that building.

Feeding Medina County

Mr. Jarrett read a card from Sandy Calvert that said, Dear Medina Township Board of Trustees and Township Residents. No-one is more cherished in this world than those who lighten the problems of others. Please accept and extend my sincere thanks to all those who collected food that benefited our families that are in need.

I71/Route 3 Ad-Hoc Committee

Mr. DeMichael has received fourteen (14) names from people who are interested in being on the ad-hoc committee for I71 and Route 3. He asked when the Trustees were going to put this committee together. Mr. Todd and Mr. DeMichael would like to include one or two people from the outside community. There was an application from someone involved with Medina City Schools and they feel that would be beneficial to the committee. Mr. Jarrett feels the committee should only be made up of Township residents and he also wants a ruling from the Prosecutor's Office to ask, does the committee have to or do not have to follow any of the guidelines regarding the Sunshine Laws.

Mr. Todd motioned to do that. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd, Mr. DeMichael and Mr. Jarrett.

Mr. Todd said it is an informational gathering committee. The Trustees will wait until they hear from the Prosecutor's Office.

PUBLIC COMMENT

Mr. Todd motioned to open the floor for public comment. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd, Mr. DeMichael and Mr. Jarrett.

TM12/5/13

PUBLIC COMMENT CON'T

Dianna Huffman (4025 Remsen Road) asked how many square feet were left to rent in the Remsen building. She was told approximately 8,000.

Jim Traynor (4004 Remsen Road) asked if the Trustees should wait until the Comprehensive Plan is finished and he also feels the Ad-hoc Committee meetings should be advertised and should be Township residents only.

Mac Overmyer (4471 Remsen Road) said a gentleman's agreement is not documented. Mr. Todd said agreements should be put in writing. Mr. Overmyer also asked the Trustees if they would vote to keep the Ad-hoc Committee meetings open and he was told yes.

Bill Ostmann (3670 Hamilton Road) said that Ron Bischof of Montville Township brought up the Gentleman's agreement.

Mac Overmyer (4471 Remsen Road) is concerned about a committee not made up entirely of Medina Township residents. Mr. Todd said they are trying to keep the Steering Committee and the Ad-hoc Committee separate because it is not the Steering Committee job to settle the conflict regarding I71 and Route 3. They are trying to make a good faith effort to resolve it without going to court.

Mr. Todd asked the three (3) students what they learned from the meeting.

Brandon Kopfer (Medina High School) said he learned that a gentleman's agreement is not good for public policy.

Dylan Anderholm (Medina High School) said this is a good place for the public to express their opinion on past and contemporary agreements or policy.

Lee Ganci (Medina High School) said he learned that informational gathering groups are not subject to Sunshine Laws. He also asked why the gentleman's agreement was honored or even an option.

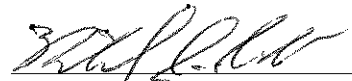
Mr. Todd motioned to close the floor for public comment. Mr. Jarrett seconded the motion. Voting aye thereon: Mr. Todd, Mr. Jarrett and Mr. DeMichael.

Mr. Ostmann (3670 Hamilton Road) said there is an Indian proverb that says only the white man wants to put something in writing instead of a handshake and only then so he can use it against you in a court of law.


TM12/5/13

Mr. Todd motioned to adjourn the meeting at 8:29 pm. Mr. Jarrett seconded the motion.
Voting aye thereon: Mr. Todd, Mr. Jarrett and Mr. DeMichael.


Linda DeHoff, Fiscal Officer


Michael/D. Todd, Chairman


Ray Jarrett, Vice Chairman


Ken DeMichael, Trustee