

**RECORD OF PROCEEDINGS  
MEDINA TOWNSHIP TRUSTEES  
REGULAR MEETING  
APRIL 24<sup>TH</sup>, 2014**

The Medina Township Board of Trustees met in regular session at the Medina Township Hall on April 24<sup>th</sup>, 2014, to conduct the business of the Township. Chairman Todd called the meeting to order at 7:05 pm with the following Trustees in attendance: Michael D. Todd and, Ken DeMichael. Also in attendance were Fiscal Officer DeHoff, Police Chief Arbogast, Asst. 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 and Mr. DeMichael. Mr. Jarrett was absent.

**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.

**OTHER BUSINESS**

**ODOT District 3 Representatives-Discussion of the Route 18 Corridor Improvement Project**

Allen Biehl, District 3 Deputy Director introduced Bruce Dalton, Project Manager for the Route 42 and Route 18 improvement projects and Dawn Roxberry, Traffic Engineer. Mr. Biehl apologized for the oversight in not including the Township in the Route 18 project public meeting. They came to this meeting to answer any questions the Trustees or residents may have. There will be more public meetings and he will be sure the Township is included.

Mr. Dalton explained that the SR 18 project is just a feasibility study. It is just a broad overview of the area and the idea was to come up with multiple options. We will look at the options and whittle them down to the next phase. The consultants have discovered there were three options: widening to the left of the center line, widening to the right and then symmetrical. When they looked at widening symmetrical they found that there wasn't as much impact to the right-of-way as they thought. He showed how the lanes were going to be on the large map (available to view) that was on the wall. They added the sidewalk to the existing sidewalk and took the sidewalk to Woodlawn and began the shared use path all the way down to Nettleton. They could not get the shared use path to fit on the northside of the road. The shared use path had the least amount of impact on the south side. Mr. Todd said most of the people using the path will come from the north side. Mr. Dalton said the impact was too great so they had to go to the south side. Ms. Roxberry said they were planning to provide pedestrian accommodations as well as cross walks at Summa Drive and Village Gate so pedestrians can cross SR 18. Foote Road already has the pedestrian accommodations there as well as to the west into the City. Mr. Dalton said they cross the shared use path at Summa Drive and they go to the parking lot property line into the park. They were told the park is looking into installing a shared use path. They will coordinate with them on hooking the paths up. Mr. Todd said they are looking into that plan with Tom James, Director of the Park District. Mr. Todd asked why the multi-use path stopped there. Mr. Dalton said they drew the line there when they started the project and they were going to extend the shared use path to Normandy Park Drive and it will tie into the residential there. They are only one (1) block off. Mr. DeMichael said that it is appreciated because that issue has come up with some of the residents.

Mr. Todd asked about the traffic studies and what kind of growth was projected and how long the plan is supposed to be forecasted out for. Ms. Roxberry said we look at the opening year of the projects and the 2017 design year and look at 20 years beyond. It still gives us a good level of service at that time with the lanes that are shown. Mr. Todd asked what the projected growth was for that area. He said Montville's growth rate was pretty high from 2000 to 2010. Ms. Roxberry said they look at what the growth rate has been and the available land. Mr. Dalton said they set up the coordination of the lights with a sophisticated system. Mr. Dalton said they thought about building a bridge for the bicyclists. The only problem would be when they needed to do maintenance on the bridge the entire bike path would have to be shut down.

**ODOT District 3 Representatives – Discussion of the Route 18 Corridor Project Con't**

They ran into wetlands throughout the project and just west of Shady Brook Lane there was a large wetlands area. Widening the road straight through the wetlands would have created a problem so the road was shifted to the south and they were able to get everything to fit.

Mr. Todd opened the floor for questions.

A gentleman asked when it was going to start and the answer was 2017.

Robin Gray (4074 Remsen Road) asked what the cost is for Route 18 and Route 42 and to explain the Route 42 expansion. Mr. Dalton said they weren't prepared to discuss Route 42 because they don't have the display but they are adding a lane in each direction so there will be two (2) lanes in each direction and there will be turn lanes. There will be a median with a 6 inch high curb so the City of Medina can plant trees. Mr. Todd said we don't have medians in our township and he asked where the median ends. Mrs. Strogin said the median terminated at the end of the City but only on half the road because the other half of the road belongs to the Township. Mr. Todd asked if the 42 project has its own time frame and Mr. Dalton said it was. Mr. Todd asked if the money is set aside for the Route 42 project and Mr. Biehl said they are working on the funding.

Sam Giannoli (3739 Stonegate Drive) asked if they have encountered any environmental concerns and who is responsible for the clean-up. Mr. Dalton said the next step is to do a full blown environmental impact study and they would clean it up and charge the property owners for the clean-up.

Mr. Dalton said surveyors will be back out to perform additional surveys to identify where the utilities are and the drainage. They can then try to design around that utility. Geotechnical people will be taking soil samples. Mr. Todd asked what kind of notification would be made regarding environmental impact. Mr. Dalton said they notify the Ohio EPA, the Parks District, because they usually represent the local environmental concerns, the county planning. Mr. Todd asked if the Trustees could be notified. Mr. Dalton said they will include the Trustees in the notifications. He also stated that they did a good job of avoiding wetlands and will be checking for more.

Ms. Roxberry explained the reason they couldn't put multi use paths on the north side. There will be sidewalks.

Robin Gray (4074 Remsen Road) said it was indicated that Fenn Road was going to be a truck bypass. Mr. Dalton said Fenn Road is a county road and she would need to speak to the County Engineer, Mike Salay. Mr. Todd said they have spoken to Mr. Salay in the past and were told that Fenn Road was reinforced for heavy truck traffic.

Dominic Mazullo (3725 Medina Road) asked how many vehicles travel on Route 18 and said it looks as though they are eliminating the ability to turn left out of Signature Square. They are eliminating the left turn out of Signature Square and Victor Drive. Mr. Todd said that will create a problem for people using Victor Drive. Mr. Mazullo feels it is going to hurt his business. Ms. Roxberry said people can go to the traffic light on Victor Drive because it would be safer.

Mr. Biehl said there will be three lanes in front of Medina Hospital. Asst. Fire Chief Kasson asked if emergency pre-emption signals will be included in the projects. Mr. Todd said anything they can do to help speed up emergency vehicle response time will be helpful. Mr. Dalton said they may hold a meeting with the Township and Montville to discuss this.

Mr. DeMichael asked if the intersection of Route 42 and Fenn Road will be done this year. Mr. Biehl said that money is in place and right now utility relocation might start this year with the project possibly starting next spring.

**SITE PLANS**

**Gems, Etc. - Site – 3739 Stonegate Drive**

Mr. Todd motioned to accept the recommendation of the Zoning Commission and approve the change of use for Gems, Etc., located at 3739 Stonegate Drive, Medina, Ohio, as submitted. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd and Mr. DeMichael.

**SITE PLANS CON'T**

**Gems, Etc. – Wall Sign – 3739 Stonegate Drive**

Mr. Todd motioned to accept the recommendation of the Zoning Commission and approve the wall sign for Gems, Etc., located at 3739 Stonegate Drive not to exceed 15.44 square feet as presented. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd and Mr. DeMichael.

**Gems, Etc. – ID Pylon Sign – 3739 Stonegate Drive**

Mr. Todd motioned to accept the recommendation of the Zoning Commission and approve the ID Pylon panel not to exceed 6.2 square feet at 3739 Stonegate Drive Medina, Ohio, as presented. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd and Mr. DeMichael.

**River Trace II Land Owner Association – Sign – 4347 Maggie Marie Blvd**

Mr. Todd motioned to accept the recommendation of the Zoning Commission and approve the subdivision sign for River Trace II Land Owner Association not to exceed 8.33 square feet with a total of 36 inches in height, to be located at 4347 Maggie Marie Blvd., Medina, OH, as presented. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd and Mr. DeMichael.

**Medina Marsh Project – Site/Sign – 4266 Fenn Road**

Mr. Todd motioned to accept the recommendation of the Zoning Commission and accept the proposal for the Medina County Park District for the site plan reconstruction of the Medina Marsh driving range and for the institutional sign, not to exceed 20 square feet, to be located at 4266 Fenn Road, Medina, OH, as presented. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd and Mr. DeMichael..

**Medina Exteriors – Site – 4029 Jefferson Street**

Mr. Todd motioned to accept the recommendation of the Zoning Commission and approve new construction for Medina Exteriors to be located at 4029 Jefferson Street, Medina OH, as presented. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd and Mr. DeMichael.

**Medina Vision and Laser Center – Site – 4463 Weymouth Road**

Mr. Todd motioned to accept the recommendation of the Zoning Commission and approve the existing change of use of a business for Edge Outdoors to be located at 4463 Weymouth Road Medina OH, as presented. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd and Mr. DeMichael.

**Stella’s Garden Market – Site – 4463 Weymouth Road**

Mr. Todd motioned to accept the recommendation of the Zoning Commission and approve the change of existing use of a business for Stella’s Garden Market to be located at 4463 Weymouth Road Medina, OH as presented. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd and Mr. DeMichael.

**New York Bagel Deli – Wall Sign – 3725 Medina Road**

Mr. Todd motioned to accept the recommendation of the Zoning Commission and approve the wall sign for New York Bagel Deli to be located at 3725 Medina Road Medina, Oh, not to exceed 24.625 square feet as presented. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd and Mr. DeMichael.

**New York Bagel and Deli – Pylon Sign – 3725 Medina Road**

Mr. Todd motioned to accept the recommendation of the Zoning Commission and approve the pylon panel not to exceed 3.67 square feet for New York Bagel Deli to be located at 3725 Medina Road Medina, OH as presented. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd and Mr. DeMichael.

TM4/24/14

## OTHER BUSINESS

### Approval of Accounts Payable

Mr. Todd motioned to approve warrant #25123 to #25167 total amount of \$110,252.12. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd and Mr. DeMichael.

### Approval of Payroll

Mr. Todd motioned to approve payroll checks #18570 to #18620 total of \$41,906.75 with \$5,683.49 going to union dues, OPERS, deferred comp and post-tax Health. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd and Mr. DeMichael.

## OLD BUSINESS

### Selection of Contractor for New Police Department

Mr. Todd asked Chief Arbogast if he was ready to send the remodeling of the Police Department out for re-bid. Chief Arbogast said no, they need additional drawings. Mr. Todd said after consulting with legal counsel and discussing it, it was brought to the Trustees attention that an engineer's cost estimate was needed.

Mr. Todd motioned to reject all the previous bids submitted for the Police Department project. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd and Mr. DeMichael.

### Tabled Items

Mr. Todd tabled the following items: Electric Bill Discussion, Remsen Road Building Roof, Request for Streetlight at Rivendale Intersection and Vending Machines at Blakslee Park.

## PURCHASE ORDERS/TRAINING REQUESTS

### Fire Force, Inc. – Turn-out Gear

Mr. Todd motioned to appropriate \$14,336.00 payable to Fire Force, Inc. for eight (8) sets of Fire Dex turn-out gear. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd and Mr. DeMichael.

### Lamphears Lawn – New Police Station

Mr. Todd motioned to appropriate \$1,220.00 for landscape cleanup at 4277 Fenn Road per the attached proposal. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd and Mr. DeMichael.

### BGSU State Fire School – Hlas, Vargo, Schmitt, Keister

Mr. Todd motioned to appropriate \$5,155.00 to Bowling Green State University State Fire School in Bowling Green, Ohio, for courses on May 12 to May 16, 2014, for Fire training instructor I and other training for Lee Hlas, Scott Vargo, Steven Schmitt and Bobby Keister. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd and Mr. DeMichael.

### TC Architects, Inc. – Re-bid for New Police Department Remodel

Mr. Todd motioned to appropriate \$15,000.00 for change in design, re-bid engineering cost, drawing design for the garage and including it in the bid packet for 4877 Fenn Road payable to TC Architects, Inc. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd and Mr. DeMichael.

### Barberton Tree Service – Road Department

Mr. DeMichael motioned to approve a purchase order requisition for \$3,500.00 to Barberton Tree Service. This is to trim and remove various trees along various roads in the Township. Mr. Todd seconded the motion. Mr. Todd asked if Mr. Miller went through the Township with the tree service company. Mr. Miller said he had. Voting aye thereon: Mr. DeMichael and Mr. Todd.

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**Reports and Department Head Comments**

Mr. Todd tabled reports and department head comments until Mr. Jarrett returns.

**Weymouth Preservation Society Report**

There was no report for this meeting.

**NEW BUSINESS**

**Sassy Dog Food Vending**

Dianne Morrison owner of Sassy Dog Food Vending would like to put a mobile hot dog stand at Blakslee Park. Mr. Todd stated that the Trustees are waiting for an opinion on this issue and once we get an opinion we can move forward.

**2014 Akron Planning and Zoning Workshop**

Mr. DeMichael motioned to appropriate \$1,120.00 for members of the Zoning Commission, Zoning Board of Appeals, Trustees and Zoning Secretary to go to the 2014 Akron Planning and Zoning Workshop located at Tangiers in Akron, May 16, 2014. Mr. Todd seconded the motion. Voting aye thereon: Mr. DeMichael and Mr. Todd.

**State Issue I Capital Improvement Program**

Mr. Todd said the County Engineer asked the Trustees to support State Issue I, renewal of the State Capital Improvements Program, on the May 6, 2014, ballot.

**Resolution No. 04242014-014**

Mr. Todd motioned to put forth a resolution stating that:

Whereas, Ohio local communities are in continuing need of support for vital road, bridge, sewer, water and other infrastructure projects, and

Whereas, Ohio has in place a state program of support for local communities which not only helps to fund infrastructure projects, but also creates large numbers of construction and allied jobs, and

Whereas, the Ohio State Capital Improvements Program has successfully provided support for more than 11,500 such projects and resulting jobs creation since inception in 1987, and

Whereas, Issue I on the May 6, 2014, statewide ballot provides Ohio voters with the opportunity to renew the program by authorizing issuance of \$1.875 billion in capital improvement bonds, and

Whereas, no new taxes are required to fund repayment of the bonds;

Now, therefore, be it resolved that the Medina Township Board of Trustees declares its support for State Issue I, and urges Ohio voters to cast their votes in support of continuing the infrastructure improvement and job creation Issue I will foster. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd and Mr. DeMichael.

**Comprehensive Plan Public Review and Comment Start Date**

Mr. Todd motioned to open the Comprehensive Plan Public Review and Comment start date on April 29, 2014, and close it on June 12, 2014. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd and Mr. DeMichael.

**Medina Creative Play, Dog Barking Complaint**

Medina Creative Play, dog barking complaint, was withdrawn because Mr. DeMichael handled the situation.

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**PUBLIC COMMENT**

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

Linda Kenski (3586 Watkins Road) said Sunoco Logistics has not applied for an occupancy permit as of this date. They have started ethane flaring procedures over the last few weeks. She wants the Trustees to ask Sun Logistics if they are operating, what they are putting through the pipe and what the volume is. Mr. Todd has tried to call Sunoco and has not heard back from them.

Jim Bilek (3414 Hamlin Road) showed Mrs. Ridgley, Zoning Inspector, a picture of the flaring and asked if this is the permit she approved. Mrs. Ridgley said she approved two (2) buildings. Mr. Bilek asked if the issue regarding approvals of this type being done without the Trustees knowledge (approval of pumping station) was resolved and was it put in writing. Mr. Todd said they have talked to Mrs. Ridgley about it and it was not put in writing. Mr. Bilek also asked the Trustees and the Zoning Inspector if they feel they have a legal obligation to uphold the Township Zoning resolution. Mr. Todd, Mr. DeMichael and Mrs. Ridgley said yes. Mrs. Ridgley called Fire Chief Crumley and made him aware of the situation and in turn Chief Crumley called the EPA who was sending someone to investigate. Mr. Todd asked Mrs. Ridgley to put something together and send correspondence out to Sunoco Logistics.

Sandra Bilek (3414 Hamlin Road) said her concern was that the variance for Sunoco Logistics was based on Chief Crumley's recommendation. She asked what authorization Chief Crumley had to make that decision on behalf of the Trustees. Mr. Todd said because Chief Crumley could not attend the meeting and they would like correspondence to be sent. They discussed the appropriate fire suppression system. She said the verbiage for the Comprehensive Plan seems to be the same as the 2008 draft plan.

Laurie Shoemaker, Special Event Coordinator, said pick-it-up-day was a success. She asked everyone to let people know there are six (6) flags to vote on before the Flag Day Ceremony. They will be on display at the Townhall and on the website.

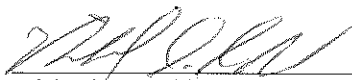
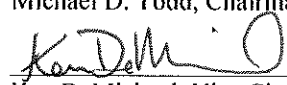
Linda Kenski (3586 Watkins Road) said Mr. Huber said he checked the Fire Alarm System and didn't know if it was an alarm that went to Sunoco Logistics people or the Fire Department.

Jim Bilek (3414 Hamlin Road) asked if the permit could be rescinded. Mr. Todd said it is possible but it would have to be a material misrepresentation and the only problem was the height of the building. The legal counsel felt that was not a misrepresentation. Mr. Todd said he has concerns about the flaring because he wasn't sure if that was ever discussed.

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

Mr. Todd motioned to adjourn the meeting at 9:09 pm. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Todd and Mr. DeMichael.

  
Linda DeHoff, Fiscal Officer

  
Michael D. Todd, Chairman  
  
Ken DeMichael, Vice Chairman