

**RECORD OF PROCEEDINGS
MINUTES OF REGULAR MEETING
APRIL 20TH, 2017
7:00 PM**

The Medina Township Board of Trustees met in regular session at the Medina Township Hall on April 20th, 2017, to conduct the business of the Township. Chairman Ostmann called the meeting to order at 7:00 pm with the following Trustees in attendance: Bill Ostmann and Ken DeMichael. Also in attendance were the Fiscal Officer, Police Chief, Fire Chief, Road Superintendent, Township Counsel and the general public.

Roll Call

Mr. Ostmann asked for a roll call of all members present. Trustees present were Mr. Ostmann and Mr. DeMichael. Mr. Jarrett was absent.

Pledge

Mr. Ostmann led the Pledge of Allegiance.

Moment of Silence

Mr. Ostmann asked for a moment of silence for our service members both here and abroad and for our first responders who risk their lives every day to keep us safe.

Erica Graffain – Medina County Auditor's Office

Erica Graffain of the Auditor's Office said they will be having their property sale April 27, 2017, at 9:30 am. There are six (6) parcels are up for sale. The adopt-a-thon will be at the Brunswick Rec Center May 6 from 10 am to 2 pm. You will not be able to take the pet home that day but you can start the adoption process. Mr. DeMichael asked Ms. Graffain to explain how the sale of the properties works. He asked if she said the six (6) parcels have gone through Sheriff's sale twice. She said yes and then the Auditor's Office gets them to sell. She said they do not have to follow the guidelines the Sheriff's Office has to follow.

Executive Session to Discuss Employee Compensation

Mr. DeMichael motioned to go into Executive Session with the Trustees and the Fiscal Officer for Employee Compensation. Mr. Ostmann seconded the motion. Voting aye thereon: Mr. DeMichael and Mr. Ostmann. The Board entered into Executive Session at 7:04 pm. The Board reconvened at 7:15 pm. No decisions were made in executive Session.

Then and Now Purchase Order – Medina Heating

Mr. Ostmann motioned to approve a then and now purchase order. The vendor is Medina Heating & Air and it is for the repair of the heating system at the Police Department. The total amount is \$1,137.08. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Ostmann and Mr. DeMichael.

Approval of Accounts Payable

Mr. Ostmann motioned to approve accounts payable check #28134 through #28184 and the total amount is \$103,784.52. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Ostmann and Mr. DeMichael.

Approval of Payroll

Mr. Ostmann motioned to approve payroll checks #23028 to #23086. The total is \$48,784.46 with \$6,745.14 being withheld for taxes, union dues, OPERS etc. Mr. Ostmann withdrew his motion.

Mr. Ostmann motioned that we approve payroll check #22967 through #23027. Total amount is \$55,619.84 with \$7,919.98 being withheld for taxes, union dues, OPERS etc. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Ostmann and Mr. DeMichael.

March Bank Reconciliation

Mr. Ostmann motioned that we approve the March bank reconciliation and I will incorporate this by reference and there are three (3) pages total on this. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Ostmann and Mr. DeMichael.

PURCHASE ORDERS AND TRAINING REQUESTS

CareWorksComp

Mr. Ostmann motioned to approve a purchase order requisition. The vendor information is CareWorksComp and this is for the Workers Compensation Group Rating Program. The total amount on this is \$3,256.00. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Ostmann and Mr. DeMichael.

J & M Carpentry – Blakslee Concession

Mr. DeMichael motioned to approve a purchase order requisition for our Service Department. The vendor is J & M Carpentry, LTD out of Fredericksburg, Ohio. The total amount is \$4,562.80. This is additional concrete for the outside of the new concession/bathroom building at park. Mr. Ostmann seconded the motion. Voting aye thereon: Mr. DeMichael and Mr. Ostmann.

Treemasters – Service Department

Mr. DeMichael motioned to approve a purchase order requisition for our Service Department and the vendor is Treemasters Tree Service in Medina. The total amount is \$5,750.00. This is for tree removal and pruning along Nettleton and Wildwood Roads before paving begins. Mr. Ostmann seconded the motion. Voting aye thereon: Mr. DeMichael and Mr. Ostmann.

Empowering Local Leadership Conference – Ken DeMichael

Mr. DeMichael requested approval for an Empowering Leadership Conference in Washington, DC. \$1,500.00 is the total May 17 through the 19th for myself. Mr. Ostmann seconded the motion. Voting aye thereon: Mr. DeMichael and Mr. Ostmann.

Ohio Community Police Relations Grant

Mr. Ostmann said Chief Arbogast would like approval to apply for an Ohio Community Police Relations Grant. The grant is due by 5/18/2017 and he would like to get started on it. Mr. DeMichael said that was okay.

Mr. Ostmann motioned that we approve Chief David Arbogast to apply for the Ohio Community Police Relations Grant. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Ostmann and Mr. DeMichael.

ODOT Road Salt Resolution (018-18)

Mr. Ostmann read the resolution authorizing participation in the ODOT winter contract for road salt.

RESOLUTION AUTHORIZING PARTICIPATION IN THE ODOT WINTER CONTRACT (018-18) FOR ROAD SALT RESOLUTION NO. 04202017-009

WHEREAS, Medina Township, Medina County, Ohio (hereinafter referred to as the “Political Subdivision”) hereby submits this written agreement to participate in the Ohio Department of Transportation’s (ODOT) annual winter road salt bid (018-18) in accordance with Ohio Revised Code 5513.01(B) and hereby agrees to all of the following terms and conditions in its participation of the ODOT winter road salt contract:

a. The Political Subdivision hereby agrees to be bound by all terms and conditions established by ODOT in the winter road salt contract and acknowledges that upon award of the contract by the Director of ODOT it shall be bound by all such terms and conditions included in the contract; and

b. The Political Subdivision hereby acknowledges that upon the Director of ODOT’s signing of the winter road salt contract, it shall effectively form a contract between the awarded salt supplier and the Political Subdivision; and

c. The Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT winter road salt contract and agrees to hold the Department of Transportation harmless for any claims, actions, expenses, or other damages arising out of the Political Subdivision’s participation in the winter road salt contract; and

d. The Political Subdivision hereby requests through this participation agreement a total of 900 tons of Sodium Chloride (Road Salt) of which the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and

ODOT Salt Resolution Con't

e. The Political Subdivision hereby agrees to purchase a minimum of 90% of its above-requested salt quantities from its awarded salt supplier during the contract's effective period of October 1, 2017 through April 30, 2018; and

f. The Political Subdivision hereby agrees to place orders with and directly pay the awarded salt supplier on a net 30 basis for all road salt it receives pursuant to ODOT winter salt contract; and

g. The Political Subdivision acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request by no later than Thursday, June 1, 2017. The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: Contracts.Purchasing@dot.ohio.gov by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision's participation request. Furthermore, it is the sole responsibility of the Political Subdivision to ensure ODOT has received this participation agreement as well as the receipt of any request to rescind this participation agreement. The Department shall not be held responsible or liable for failure to receive a Political Subdivision's participation agreement and/or a Political Subdivision's request to rescind its participation agreement.

NOW, THEREFORE, be it ordained by the following authorized person(s) that this participation agreement for the ODOT winter road salt contract is hereby approved, funding has been authorized, and the Political Subdivision agrees to the above terms and conditions regarding participation on the ODOT winter salt contract. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Ostmann and Mr. DeMichael.

Ivan Clifford Letter of Resignation from the Service Department

Mr. Ostmann read the letter of resignation from Ivan Clifford. Mr. Ostmann motioned to accept the letter of resignation from Ivan Clifford. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Ostmann and Mr. DeMichael.

Sale of the Remsen Property

Mr. DeMichael asked Dave to present his idea for the purchase of the Remsen Building. Dave Clardy 3497 Old Weymouth Road introduced himself and Mike Kaminsky of Cook Road. His company is Intervention for Peace and they work with individuals with developmental disabilities and help them several different ways, residentially, assist with Doctor's appointments just everything they need to maintain health and safety in their home. We serve about 63 individuals residentially in Medina County. We have been in business since 1994 and do a similar service as the achievement center (Medina County Board of Developmental Disabilities). They operate SPOKES in Medina City. They need a building to use as a hub and the Remsen Building will fit those needs. They want to continue to have a relationship with the Medina Soccer Association. Mr. DeMichael asked if it was appropriate to say what Mr. Clardy's offer was. Mr. Ostmann said yes. Mr. Clardy (3497 Old Weymouth Road) asked Mr. DeMichael to refresh his memory as to what the offer was and Mr. DeMichael said it was \$290,000.00. Mr. Ostmann asked what was going to happen to the Weymouth Preservation Society that is in the old school section of the building. Mr. Clardy asked what their involvement was there now and what do they do there. The President of the Weymouth Preservation Society said their purpose is to preserve the local history of Weymouth. They hold several community events throughout the year and have renovated the old historic building in the last 4 or 5 years. Mr. Clardy asked how often it is open and was told it is opened by appointment and the museum is open the second Sunday of the month. Mr. Clardy said they want to use that space. Mr. Ostmann said there are restrictions on the property and one restriction is that the Weymouth Preservation Society remains there and that's what the other bid was for. Mr. Ostmann has been in negotiations for about two (2) years and he assumed we had an agreement with Medina Soccer Association to sell the property to them. Mr. Ostmann said the Soccer Association has spoken to the Zoning Inspector to see what they could actually do with that property and he has seen their conceptual drawing of what they ultimately want to do with that property and it is a beautiful concept. The Medina Soccer Association has put thousands of dollars into the building which has increased its value. Mr. Ostmann said Weymouth Preservation Society has also done a lot of work in there to renovate that building and there is a historical marker there and yes, we have put money into it also. Mr. Clardy asked if Mr. Ostmann was saying there are restrictions that would prevent him from buying the building. Mr. Ostmann said Mr. Clardy said he wanted to use that part of the building and we (Trustees) said we wanted the Weymouth Preservation Society to remain in there per the last contract that we had.

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Mr. Thorne, legal counsel, said the contract was drafted so Weymouth Preservation Society could remain in the section they renovated. Mr. DeMichael asked if it was drafted two (2) years ago why it took so long. Mr. Thorne said it was because there were so many changes and you wanted to protect the Weymouth Preservation Society and then you wanted to protect the other group (Medina Creative Housing) that is in there. Mr. Ostmann said it was also in the agreement to protect Medina Creative Housing for one (1) year at the current Memorandum of Understanding that they had. Mr. Clardy asked if anyone has toured that section of the building to see what is being done with that portion of it. Mr. Clardy said he has looked at it and it is basically storage and they want to use that building to offer programs to individuals with development disabilities and we haven't had a chance to give you drawings because frankly as a Township resident he didn't know the building was for sale for two (2) years or he would have been here. Mrs. McKiernan said the County had it for sale previously. Mr. Clardy said he didn't know and from what he understands it is still for sale and we have made an offer. Mr. Ostmann asked what he would use the building for and Mr. Clardy said they would be teaching them employment skills and using it as a hub to have them go and do employment in both locations of SPOKES and we have a lawn and property maintenance and we would like to move our office there as well.

Mr. Ostmann asked if he would permit WPS to stay there and Mr. Clardy said they would need the space and he didn't know how they could both be there. Mr. Clardy said they could keep it as it is and let them come in once a month. Brian Feron (3335 Myers Road) said he and others have made the school a fine historic marker for the Township and the Trustees made a commitment to the MSA. Mr. DeMichael said he was being pressured from the outside and it has been two (2) years and there is such a demand for commercial real estate right now and it has appreciated in two (2) years, hence the other offer.

Mr. Ostmann feels the problem is that Mr. Clardy was not told that the other agreement said WPS was going to have to stay. Mr. Clardy agreed. Mr. Ostmann said the other agreement has that in there and in order for that to change it would take a vote of two (2) of the three(3) Trustees. Mr. DeMichael said if they approved the contract. Mr. Ostmann said it would take all three (3) to approve the contract. Mr. Feron said it seems he went into this deal not knowing some pretty important facts and as a business man I would want to know all those facts before I made an offer. Mr. Clardy said he did not know what the WPS does and he lived on Old Weymouth Road for nine (9) years and was never contacted by the WPS for anything. Mrs. McKiernan said she e-mails him for everything.

Mr. Clardy said there are no restrictions. Mr. Ostmann said the contract that is out there now allows the WPS to stay and that would require a vote of the Trustees to change. Mr. Ostmann said it is not an apples for apples bid because we would have to change the fact that we want the WPS to stay in there, that's the problem and at this point, myself, after negotiating this for two (2) years it would be very difficult for me to make that change. Mr. Ostmann said he cannot speak for Mr. Jarrett because he is not here and won't be back until the next meeting so if you don't want the WPS to stay there you would not buy the building. Mr. Clardy said no matter how much money I offered? Mr. Ostmann asked if Mr. Clardy was making another offer. Mr. Clardy said no, but he is asking that if Trustees decide not to change the contract you would accept a lower offer than mine and what he is saying is if it was more money for the Township that would hold. Mr. Ostmann said he values the history of the building. Mr. Clardy said he values the history also.

Cary Blakemore (3393 Watkins Road) said he is here to support the Medina Soccer Association and asked if there is a way to work this out so that a commitment that was made to the MSA can be fulfilled and yet Mr. Clardy can still have his space in that building whether he leases it from the MSA or whatever there is. There should be a compromise because we are here to serve the children of the community and not the adults. Mr. Clardy spoke about how he saved Medina Youth Football. Ian Jones, MSA, said in 2015, he put an offer on the table to purchase the building and it was shot down last week because there wasn't a unanimous vote. He found there was another offer that just came up and as an association they are doing nothing until they hear what is going to happen tonight at this meeting and all that MSA knows is that their contract is in limbo and legally he does not know what that does now that there is more than one (1) offer on the table. Mr. Jones said MSA is open to all ideas at this point, MSA owning it or if someone else is coming along and guaranteeing us space in the building with a long term contract and the Township makes more money, then we will entertain that idea as well. Mr. Jones said he cannot tell you what we are going to do as a Board I can only tell you where I stand as far as the people I have spoken to right now and that discussion will be had with our Board.

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Mr. Ostmann said, as far as he was concerned we were bargaining in good faith and he assumed we had a viable contract and offer. Mr. Jones said, all I can say is we had an offer and that offer was agreed to and I can't say, not knowing on the other side, how many people agreed to that offer, my assumption had to be that three (3) people agreed to that offer otherwise I don't think you would have agreed to it but I don't know what happened behind the scenes. Mr. Ostmann asked Mr. Clardy when he made his offer of \$290,000.00 and Mr. Clardy said six (6) weeks ago. Mr. DeMichael said it is a matter of poor timing and he still doesn't have an answer as to why because he wasn't part of the talks. He said it seemed like a simple real estate contract to him and he doesn't know why it took two (2) years, he can't speak to that at all because he didn't handle it. Mr. Ostmann said the attorneys (for the Township and the MSA) had to draw up the agreement and the way our Board meets and the way the MSA Board meets took time. Mr. DeMichael said he negotiated to have Medina Creative Housing protected to stay there for a year but that only took him ten (10) minutes. Mr. Jones said the delay could have taken place because of the transition of the Prosecutor's Office and Mr. Thorne was leaving that office. Damon Hacker, President of MSA, wanted to clarify what Ian said about the Board having a discussion that wasn't acted on and that discussion was this morning at 10:30 am. Mr. DeMichael said that he got Damon, Ian, Dave and himself this morning and discussed that the MSA needs to be protected long term before he would approve the sale and that is what he told Mr. Clardy. Mr. Ostmann said we have not talked to the WPS and I would want a long term agreement with them. Mr. DeMichael said Mr. Clardy asked if Mr. Ostmann would not sell the building if the WPS was not protected. Mr. Ostmann said he could have had the building sold two (2) years ago but the one that held this up was Mr. DeMichael. Mr. DeMichael said no. Mr. Ostmann said first Mr. DeMichael wanted \$600,000.00 for it. Mr. DeMichael said that didn't take two (2) years.

Carole Feron (3335 Myers Road) asked if all three (3) Trustees were in agreement when they were in discussions with the MSA and is it a contract. Mr. Thorne said they were in negotiations and everybody wanted changes and the changes kept going back and forth. We did finally have what he felt was an agreement that everyone would accept. Mr. Immodio (MSA Attorney) got back to us in December 2016, indicating that they had accepted the changes; unfortunately the Township did not get it until March 2017. The problem with this whole procedure is that the only way this property can be sold by private contract, which is what all sides want, is if all three (3) Trustees agree. If not, it has to be a public auction. Mrs. Feron said basically you had an agreement so now you are going back on your word. Mr. DeMichael said this was two (2) years ago. Mrs. Feron said you had to work with the Prosecutor's Office and there were other things involved with it. Mr. DeMichael said not two (2) years' worth. Mr. Ostmann said since we have people who really think this building is worth a lot of money we should come up with the restrictions on that building and put it up for public auction. Mr. Thorne said you can do that or you can sit down and try to negotiate another contract to try to protect the MSA, WPS and with this gentleman's interest I don't know if that can be done and if it cannot be done and one Trustee objects then it would have to go by public auction. Mrs. Feron asked if to sell it private all three (3) Trustees would have to agree. Mr. Ostmann said yes. Mrs. Feron asked if restrictions will be put on if it goes to public auction and was told the Trustees can put restrictions on it if they want to. Mr. Thorne said the County tried to auction it several times in the past and no one wanted it.

Karen Fisher said the WPS is open to groups and they have community events so we are open more than once a month. Mr. Clardy said he feels they can operate there and keep the history. He said he would be happy to share every detail on what he is going to do with the building. Mr. Ostmann asked him if he would be willing to sit down with the Weymouth Preservation Society to come up with an agreement with them. Mr. Clardy asked an agreement for what. Mr. Ostmann said an agreement to also have them utilize that building. Mr. Ostmann said that is what we did and that is what the bid was on. We are not bidding apples for apples here. Mr. Clardy said no we are not because we are offerings quite a bit more money. Mr. Ostmann said you said you want to use that part of the building. Mr. Clardy said yes we do. Mr. Ostmann said they had it down to where the Soccer Association was not going to use that part of the building. Mr. Clardy said because they had no use for the building. Mr. Ostmann said that is the way the agreement was worked out and now you are saying you do not want to let the WPS stay in there. Mr. Clardy said at this point he did not know how we could be there and have them be there and we need that portion of the building.

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Susan McKiernan was surprised that Mr. Clardy said he wasn't impressed by their museum because the Cleveland Restoration Society and the American Institute of Architects gave WPS an award for the restorations. There are about 200 artifacts of local township life in the museum and in May an exhibit goes up with about two hundred (200) toys from 1800 to 1900. There will be a fundraiser on Saturday and a Halloween party for the neighborhood children in October. The last room is the archive room and has about 15,000 items. Mr. DeMichael said approximately \$18,000.00 was used to pay for the windows in WPS. Mrs. McKiernan asked if they knew how much of her money was spent on renovating the building and Mr. DeMichael said that didn't matter; he was talking about Township money. Mr. Clardy asked how many other Medina Township neighborhood preservation groups or neighborhood associations receive Township money. Mrs. McKiernan said they are the only historical society in Medina Township. Mr. DeMichael said there are other communities and other Homeowners Associations in Medina Township.

Mr. Ostmann asked Mr. Clardy if he was saying he couldn't use the part of the building Medina Creative Housing is in. Mr. Clardy said they are definitely going to use that part of the building. That is where services will be provided. The rooms will be created the same as at the Achievement Center.

Dan Tizzano (5021 Grande Blvd) said he wasn't aware that the achievement centers were being closed down for people with developmental disabilities. Mr. Clardy said yes and it is national. Mr. Tizzano asked what is going to happen to the building on Windfall. Mr. Clardy said the school side will still operate but he doesn't know what happens to the other side. Mr. Tizzano said since it is already an existing structure and is being used for the same type of services is that a potential option for you to use. Mr. Clardy said no because some of that has been sublet and it won't be an option for us. Mr. Tizzano asked where he would put the offices and Mr. Clardy said in the WPS portion of the building. Nothing would be changed they would just add desks. All of the training would be in the other portions of the building. It can be open to the public 8 to 4 Monday thru Friday and it would still be a historical marker. Mr. Tizzano said since no changes will be made could some sort of agreement be made with the WPS like the one you are working on with MSA. Mr. Ostmann said he has been talking with the MSA and the WPS and they are shocked that this came up because everyone else thought that it was going along and this is what was going to happen so they are a little upset after all the work they put in to that. Mr. Clardy said all the work and all the Township money that's gone into it, certainly. Celia Goe asked Mr. Clardy if he was involved in the Windfall Achievement Center ten (10) years ago or is he just involved now. He said he has been in business for 20 years. Mrs. Goe asked if he was on the Board or teaching at the Achievement Center and he said no. Mr. Ostmann asked if he was a 501 C3 and was told no. Mr. Ostmann said that creates a problem because he has to be a 501C3. Mr. Clardy then said we have two (2); Intervention for Peace is the provider of supports, Peaceworks, Inc. which is a 501C3, is the employer piece to the individuals that work in our programs so we can do it under either one.

Mr. Thorne said what he is seeing here is the same reason it took them so long to get this done in the first place because of all the desires of the different parties of the building and the fact that all three Trustees have to agree. That is the only way this can go by private agreement. If nobody else, Bill would have to change his mind regarding the historical society or you would have to work out something with the historical society in order to come up with an agreement and that can take a long time. They discussed use of the building and the utilities. It took a while but the only way this can be sold by private contract is if all three Trustees agree to those terms which means you have to satisfy all three of them in terms of protecting MSA, WPS and Creative Housing. Mr. Clardy asked if Creative Housing has a lease and Mr. Thorne said they have a Memorandum of Agreement with the Township. Mr. Clardy asked if it is open-ended and Mr. Thorne said no, it has an end on it but it would not have expired with this other contract that is why Mr. DeMichael wanted to make sure they were protected for another year. Mr. DeMichael said that was six (6) or eight (8) months ago. Mr. Clardy asked if there was another way and Mr. Thorne said if the Township cannot work out an agreement and they so desire the Board can vote and put it up for public auction to the highest bidder and they can put conditions on the sale.

Mike Kaminsky (3823 Cook Road) said he funded SPOKES with his own money because these handicapped people are so impressive to him. Some have been with Dave for twenty (20) years and they are super nice. He hired his maintenance man in 1980 and he has never missed a day of work in 30 years. He bought the 100 acres on Cook Road just to keep a housing development out. When he toured the building on Remsen and saw how it was being used, he said he appreciated the WPS, but he didn't like the general way it was used and he would like to see it used for these people. He wants to change their lives.

Sale of Remsen Property Con't

Brian Feron (3335 Myers Road) said he has been a lifelong resident and an active member of WPS and feels the large offer is odd and it came out of the blue.

Richard Clark (3306 Old Weymouth) said history takes a back seat in this country but there have been individuals with bigger ideas, James Smithson who started the Smithsonian and the Township should be grateful that they have Susan McKiernan who has that same vision. WPS has been called her plaything and it's a very small mind that would say that from a small individual. We are trying to preserve Township history for the future not for Susan McKiernan, Richard Clark, Brian Feron or the other individuals that are here. Two people did the hard work to preserve the gravestones in the Weymouth Cemetery. We take our work as seriously as Intervention of Peace does. Our money doesn't compare to this gentleman's money but it's money that comes out of our pocket the same as it come out of your pocket. You had an agreement on the table do the right thing.

Sally Gardner (3333 Foskett Road) said the cleaning of the stones the WPS did in the cemetery saved the Township \$10,000.00 and that helped to offset the \$18,000.00 for the windows. Mr. DeMichael said they paid for the restoration. Mrs. Gardner said the person restoring the stones taught the WPS how to clean the stones to save the Township money.

Jim Traynor (4004 Remsen Road) asked Mr. Thorne if it takes two (2) or three (3) Trustees to offer leases to each of these individuals or does it take three (3) votes or two (2) votes for a long period of time or like if they wanted to give the Soccer Association a long term lease or to the Preservation Society a long term lease. Mr. Thorne said it would be a majority of the vote. Mr. Traynor said the majority of the vote could lease the space for a good number of years for so much money is that correct. Mr. Thorne said yes but the only way this would work is if all three (3) Trustees agreed. He asked Mr. Clardy if he would be willing to accept a restriction that the school would remain in its historical state. Mr. Clardy said they would be open to that with further definition of what that means. Mr. Thorne said obviously. Mr. Clardy said that is something that would be discussed and put on paper. Mr. Thorne asked if there was a portion of the museum or a portion of the building where the WPS could still maintain a museum on the site in conjunction with that. Mr. Clardy said possibly. He said prior to coming to this meeting he knew very little about this society other than through hearsay but it is supported here tonight that they are not the easiest people to work with and when they want something it's theirs and they just take it. He said the soccer group, we can work together long term comfortably, I'm not sure where we go or how we try to start over to do that here.

Mr. Ostmann asked if Mr. Clardy would sit down with and work out some kind of an agreement with the incoming president of WPS, Tom Barko because that is what Mr. Ostmann was trying to do for two (2) years but it blew up. Mr. Clardy said sure and asked Mr. Kaminsky how many real estate deals he did and how long they took. Mr. Kaminsky said most of them don't take that long.

Randy Atkinson (4186 Maggie Marie) said the one commercial deal had protectionary interest and the WPS said it takes so long because you have historical and preservational aspects as a component of a deal or negotiations to repurpose something. It takes a lot more time.

Ian Jones, Medina Soccer Association, asked if based on that statement if that deal doesn't go through would it automatically go to auction. Mr. Ostmann said no they would have to vote to go to auction by a majority vote.

James Venus (3474 Jessie Ann Circle) asked if it was to go to auction would the same stipulation be in play for all three. Mr. Ostmann said yes that is what he would want.

Alliss Strogan (3003 Hood Road) asked Mr. Clardy to clarify that he does need the WPS section of the building for his office and he said yes. Mrs. Strogan asked why he doesn't use the back part of the building where he is going to do the teaching and helping so he is onsite instead of a distance apart from the students. She also asked if they were planning on providing housing in that building. Mr. Clardy said no. Mrs. Strogan also asked why they just didn't lease that back part of the building. Mr. Clardy said there are some areas back there that would be offices and the WPS portion would only work for his office.

Dana Johnson (3291 Foskett Road) said the building is incredibly important and if you take away the historical society you will lose the history of Medina Township. Mr. Clardy said the hive will thrive there.

Denise Trudell (3067 Remsen Road) asked if Mr. Clardy was building walls in the school to make offices and Mr. Clardy said no. She asked him where all the historical items that are in the other two rooms would go. He said there is a way to do it but he doesn't have an answer right now. She also asked what is being done with the 60's portion of the building. He said he doesn't want to get into it right now.

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Dianna Huffman (4025 Remsen Road) asked how long the long term lease for MSA would be. Mr. Clardy said his agreement with SPOKES café is ten (10) years and in most cases it is five years (5) and then options.

OTHER BUSINESS

Executive Session to Discuss Employee Compensation

Mr. Ostmann motioned to enter into Executive Session for employee compensation with the two (2) Trustees, the Fiscal Officer and Bill Thorne, Legal Counsel. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Ostmann and Mr. DeMichael. The Board entered into executive Session at 8:57 pm. The Board reconvened at 10:22 pm. No decisions were made during that meeting.

Approval of Accounts Payable

Mr. Ostmann motioned to approve accounts payable checks #28185 through #28216, total amount on that is \$38,671.41. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Ostmann and Mr. DeMichael.

Noise Ordinance

Mr. DeMichael said he received an e-mail from a resident asking if they can do a noise ordinance of some sort because his neighbor cuts her grass at 7:00 am and he feels it's inconsiderate. Mr. Thorne said you have the authority to pass a noise resolution. Generally it is based on ordinary sensibilities or decibels. Mr. DeMichael asked how they would enforce it. Mr. Thorne said they would have to contact the Police. Mr. DeMichael asked if a letter could be sent asking the person to be courteous of their neighbors and not cut the grass so early in the morning. A letter will be sent.

Approval of Payroll

Mr. Ostmann motioned to approve payroll checks #23028 through #23086. Total amount is \$48,784.46 with \$6,745.14 withheld for taxes, union due, OPERS, etc. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Ostmann and Mr. DeMichael.

Purchase Order Requisition – William Thorne

Mr. Ostmann motioned for a purchase order requisition. The vendor information is William Thorne, the department is admin and it's for legal services for the remainder of 2017. The amount on that is \$27,000.00. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Ostmann and Mr. DeMichael.

Letters of Resignation from the Fire Department from Firefighter Jason Smith and Lieutenant Brian Draiss

Mr. Ostmann motioned to accept the resignations of Brian Draiss and Jason Smith from Medina Township Fire Department. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Ostmann and Mr. DeMichael.

Concession Stand Vendors

Mr. Ostmann said we advertised for vendors to use the concession stand and no one responded except Triple Crown Vending. Mr. Ostmann asked what kind of agreement can be signed by the vendor so we are not liable for anything. Mr. Thorne asked if they were going to establish guidelines specifying what can actually be done in there or are you going to lease him the building for concession purposes with everything else his responsibility. Mr. Miller said they don't even know if it is going to work out. They could charge him a dollar the first year and see how it goes. Mrs. Ventura said it was discussed to charge him for the utilities. Mr. Thorne said if you lease it to him for private profit purpose it could become taxable and it could open it up to be totally taxable. Mr. Ostmann asked if we let him use it for free we wouldn't be opening ourselves up for a tax liability. Mr. Thorne said he didn't think so. Mr. DeMichael asked if we were making money if we have him pay the electric bill. Mr. Thorne said the Township will not be making any money. Mrs. Ventura said we wouldn't be able to do that because it is all one meter.

Concession Stand Vendors Con't

Chief Crumley asked if you could charge him \$50.00 per month to cover costs. Mrs. Ventura said once he gets in there they could see how much the bill increases. Mr. Ostmann said he doesn't want a tax liability. Mr. Miller said the vendor is going to keep track to see if it is worth doing. Mr. Thorne will put together an agreement. He can use the concession stand as long as he gives us a certificate of liability insurance until we get the agreement.

DEPARMENT HEAD COMMENTS

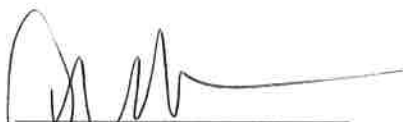

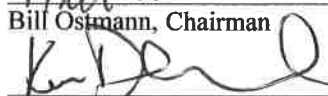
Fire Department

Chief Crumley asked if it was alright to invite Ed McCall, Architect, to the May 9 workshop. Mr. Ostmann and Mr. DeMichael said it was alright.

Service Department

Mr. Miller said a Treemasters purchase order for Nettleton Road was approved and he just wanted it put on record that he talked to all the residents with the big trees along the road and they are all good to cut them down. Also, he hired on part-time employee for seasonal and he is still looking for one more seasonal and one more full-time person. The applicants for the full-time position wouldn't go for the \$15.00 per hour and he asked if it could be raised to \$17.00 per hour as it states in our hourly rate schedule approved last year. Mr. Ostmann said if you can't get anyone to work for \$15.00 per hour then we will need to increase it to \$17.00 per hour. Mr. Miller said that is how it was advertised originally. The Trustees agreed with Mr. Miller to increase to \$17.00 per the road department pay scale.

Mr. Ostmann motioned to adjourn. Mr. DeMichael seconded the motion. Voting aye thereon: Mr. Ostmann and Mr. DeMichael. There being no further business to come before the Board the meeting was adjourned at 10:41 pm.


Angela Ventura, Fiscal Officer
Bill Ostmann, Chairman

Ken DeMichael, Vice-chairman

To Whom it May Concern,

Date March 31, 2017

I resign My Post at the Medina Township Road/Service Dept. effective immediately. I enjoyed my time here and learned a lot. I appreciated your kindness and willing to teach me.

Signed Ivan Clifford

RECEIVED
APR 13 2017
MEDINA TOWNSHIP

Jason Smith
5818 Ryan Road
Medina, Ohio 44256

April 11, 2017

Medina Township Fire Department
3803 Huffman Road
Medina, Ohio 44256

Dear Medina Township Fire Department:

Please accept this letter of resignation from the Medina Township Fire Department, effective immediately.

My career has taken me to work in Westlake, Ohio, and being that my wife also works in that community we will be relocating our home. I am extremely appreciative of the members, officers, and township administration for the opportunity to serve on the fire department.

I wish all the members of MTFD the best of luck and safety in the future.

Sincerely,

A handwritten signature in black ink, appearing to read "Jason Smith", with a large, stylized loop at the end.

Jason Smith

Subject: Please read
From: Medina Township Fire Department (noreply@aladtec.com)
To: mtf2051@frontier.com;
Date: Tuesday, March 28, 2017 12:40 AM

Message From Brian Draiss 205-6 of Medina Township Fire Department on Mar 28, 2017 at 00:39:

Chief Crumley and Assistant Chief Kasson,

I have taken a great deal of time and reflection making a decision regarding my continued employment with Medina Township. As you know my time has been limited over the last year or so due to my full time employment with Cleveland Clinic. Recently, I have been feeling like my employment with Medina Township is not secure due to my other commitments. A text message exchange with Chief Crumley is a prime example of why I feel as if my contribution is no longer wanted or needed by the Township. It is deeply disappointing to me that I feel I have been treated differently than the other Officers past and present. Please allow me to provide some examples. Assistant Chief Smith was "not living up to his duties" as a Chief Officer for over a decade and never made to feel unwanted that I know of. Assistant Chief Kasson has at times not been able to participate as deeply as needed on occasion, Captain Roberts worked out of the state for years and was not made to step down as an Officer and was in fact not allowed to resign by the Chiefs wishes. Lieutenant Hlas has had episodes of not participating nearly at all for extended periods of time, Lieutenant Schmitt was not able to participate for a year due to outside employment. Every current Officer to a one has had periods of not being able to participate at a level that the job requires and it has been overlooked. Family first, is the message I have heard for years, except words and actions are different. The message I have received is my participation level is not sufficient.

On a different subject, imagine how it must feel to be a member of this department for nearly twenty years and when an injury comes up receive no follow up from Chief Crumley what so ever. Not a single text, email or call to check on my situation. Chief Kasson has called twice recently, and it does mean a lot to me to know you have attempted to reach out despite the fact that I was unable to talk when you called, and frankly just needed some time away from it. I am using this behavior as an example of what not to do in leading teams. I routinely call my employees when they are out sick for a few days or have an injury. I want them to know that I care about them not only as an employee but as a person.

The lack of communication that I have been so often accused of without evidence only hearsay is actually happening daily at MTFD. As I have said at a recent Officer meeting, my schedule does not allow me to be present on Tuesday night, and I am often times working my off days to cover holes in my schedule but there is no communication going on anywhere. Why is there no synopsis of the meetings that happen, or changes made? It is very curious that the only way to get information is to actually be present at the time a decision or meeting is conducted. This is not the way normal businesses run. Perhaps I am not seeing communication due to an agenda or I am purposefully left out of the loop. I am not able to tell again, due to the complete isolation and lack of communication from the top down.

These are but a few of the frustrations I have with MTFD at this point and time. Again, without any communication it allows the mind to wander. I often have questioned if my employment with Cleveland Clinic has influenced this communication black out and isolation. I question this

specifically because Chief Crumley has long been an advocate of looking to bring EMS in house if it could be done cheaper and with the same quality. I will offer you my opinion, as an insider closer to the action. Although there are frustrations with any contracted agency, the quality of the service and the professionalism of the LST medics is among the highest I have seen in all of the locations I have worked in nursing. They truly do have the best interest of the patient in mind, and despite all of the pot stirrers at MTFD they provide a top notch product for our community without any assistance. The fact that MTFD provides ALS support during staffed hours only further supplements that quality product.

It is these issues, and many other smaller irritations that have led me to submit my resignation Effective April 1st, 2017. I would like to be clear that this is a resignation, not a retirement. I do plan on continuing my fire service career with another agency in the near future. I have not yet decided who or how but I am looking forward to working on the ambulance again. It is my hope and desire that my nearly twenty years of faithful and honorable service are remembered if and when other agencies may call in reference to my past employment.

Best regards and well wishes for the future of MTFD

Brian Draiss

MEDINA TOWNSHIP
BOARD OF TRUSTEES
Meeting held 4-20-17

NAME	ADDRESS
Jim Traynor	4004 Remsen
MIKE STOPA	5198 SILVER MAPLE
Perry + Mary Doermann	3646 Cook Rd.
J. R. Russell	917 Brandywine Dr.
Alliss Spragin	Staff
Richard Clinch	3306 Old Weymouth
Susan McKiernan	3306 Old Weymouth
HAREN K. FISHER	3495 OLD WYMOUTH RD
JEFFERY D ANNWILL	4920 WINDFALL RD
Carole Feron	3335 Myers
DENISE TRUCKELL	3067 Remsen
BRIAN FERON	3335 Myers RD
MARCELLINE KESSLER	5126 BAKER RD.
DON KESSLER	5126 BAKER RD
Damon Hacker	246 Simon Ln
Don Abernethy	5596 Round Wy
Patrick O'Reilly	Medina Senior
Jan Jones	
Robin Gray	4074 Remsen
Erica Graffert	Auditor's Office
Scott Benson	3326 Frantz Rd
Mindy Newman	5986 Derby Dr.
Lisa Atkinson	4186 Maggie Marie Blvd
Randy Atkinson	4186 Maggie Marie Blvd
Tom Barko	3616 Cook Rd