

RECORD OF PROCEEDINGS
Minutes of Regular Meeting
Held at 1219 St. Rt. 183 in Atwater, Ohio, on January 28, 2014

The Atwater Township Trustees held their regular scheduled meeting at the Atwater Town Hall located at 1219 St. Rt. 183 in Atwater, Ohio on January 28, 2014.

ATTENDANCE

Trustees Danny Derreberry, Peggy Baine, Lynn Whittlesey, Fiscal Officer Shawn Renee Miller, Martha Brevard, Naomi Wise, Fire Chief Mel Russell, Becky Myers, Rodney Myers, Walt Baine, John Kovacich, Wayne Robertson, Rebecca Whittlesey, Paula Baughman

Dan Derreberry called the Regular Meeting to order at 7:02pm. Roll Call: Lynn Whittlesey - yes; Peggy Baine - yes, Danny Derreberry - yes.

Meeting was opened with the Pledge and prayer offered to all.

Danny Derreberry asked the Board if they had each received & reviewed the January 14th meeting minutes for the Regular Meeting and asked if there were in any corrections, all agreed there were no changes. Danny Derreberry requested a motion to accept the minutes from the January 14th per Draft 2; Peggy Baine so moved, Danny Derreberry second. Roll Call: Lynn Whittlesey - yes; Peggy Baine - yes, Danny Derreberry - yes. Motion carried.

FINANCIAL

Danny Derreberry asked if there were any questions or corrections to the Financial Statements dated January 28th, hearing none he requested a motion. Lynn Whittlesey moved to accept the January 28th Financial Report; Danny Derreberry second. Roll Call: Lynn Whittlesey - yes; Peggy Baine - yes, Danny Derreberry - yes; motion carried.

COMMUNICATIONS

- Danny received a Park Play Ground Equipment Magazine in the mail
 - Danny stated he spoke with Fitch at NatureWorks regarding the Grant status and a form needed to be completed which Danny did today, the contract should be received shortly.
- 2013 Township Bridge Inspection Report received
- 2013 Township Certification of Road Mileage received; form needs to be signed and returned.
 - RESOLUTION #4-2014 Certifying the Township Road Mileage of 15.72 miles; Lynn so moved to accept the Certification of Township Road Mileage of 15.72 miles; Danny Derreberry second. Roll Call Vote: Lynn Whittlesey - yes; Peggy Baine - yes, Danny Derreberry - yes; motion carried.
 - Resident Walt Baine asked why there is a ½ mile gain in the mileage report; Danny Derreberry asked Resident (former Trustee) John Kovacich if he knew; John Kovacich stated that when Hillcrest was added there was an error in the math and it has since been corrected.
- 2014 Nimishillen Dispatching Contract has been received; Danny Derreberry read the contract aloud. (Note: per email coversheet from Nimishillen the 2014 contract has no changes and the per incident rate remains the same at \$34.00 each.)
 - Danny Derreberry requested a motion to accept the 2014 Nimishillen Dispatching Contract; Peggy Baine so moved; Lynn Whittlesey second. Roll Call Vote: Lynn Whittlesey - yes; Peggy Baine - yes, Danny Derreberry - yes; motion carried and contract signed.

FIRE DEPARTMENT

Old Business

- 1) Fire Chief Mel Russell stated that Paula Baughman was present and due to another commitment would like for her to be able to speak regarding an update on the EMS Power Cot Grant with BWC.
 - a. Paula Baughman stated the BWC Grant passed with 100% in all categories, within the next two weeks an award letter will be sent and the equipment can then be purchased and should be installed within six weeks.
- 2) Fire Chief Mel Russell stated he has nothing under Old Business to discuss.

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FIRE DEPARTMENT

New Business

- 1) Fire Chief Mel Russell provided the Board & FO with copies of the Fuel Reports for the AFD & RD for December 2013.
- 2) Fire Chief Mel Russell provided the Board & FO with the December 2013 run report for the department:
 - o FIRE INCIDENTS: 1-Structure, 1-Other Fire Incident
 - o EMS INCIDENTS: 2-MVA's, 9-Transports to Robinson, 1-Transport to Alliance, 1-Transport to Akron City, 2-Transports to Akron Children's, 1-Non Transport
 - o TOTAL INCIDENTS: 19 (includes 2 Mutual Aids Given)
- 3) Fire Chief Mel Russell requested permission, per the recommendation of FO, for Tom Nellis to attend the Arson Training at Ashland University Feb. 22nd thru Feb. 23rd with reimbursement for expenses, mileage & meals totaling \$328.22. Danny motioned to approve to allow Tom Nellis to attend the Arson Training at Ashland University Feb. 22nd thru Feb. 23rd with reimbursement as requested; Lynn Whittlesey seconded. Roll Call/Vote: Lynn Whittlesey - yes; Peggy Bainey – yes; Danny Derreberry – yes; motion carried.
- a. Lynn Whittlesey stated to Chief to utilize BC-11
- 4) Fire Chief Mel Russell asked Lynn Whittlesey if the 2014 Inventory indicated that the mower and trimmer had been removed from the AFD and transfer to the Road Department?
- 5) Fire Chief Mel Russell stated the Reznor Heater on the West Side of the wash bay is not working; Admore Heating looked at it and stated the computer board needs replaced and the cost will be \$750.00
 - a. Lynn Whittlesey stated that is had been replaced before and is was around \$350.00
 - b. Chief asked Lynn is he knew what the BTU's were on the heater; as they have been trying to locate online. They located a 60K BTU one for \$819.00 brand new
 - c. Lynn stated he did not recall the BTU's but it should be on the plate; also stated to connect with Lange on Porter road as he did the work previously.

ROAD DEPARTMENT

Old Business

Peggy Bainey nothing new to report; the crew has been busy with the weather.

ROAD DEPARTMENT

New Business

Peggy Bainey stated she received correspondence regarding Load Reduction to 35% and also received a Portage Soil & Water Conservation District mailing regarding the ability to purchase trees.

ZONING

Old Business

Nothing to report, Jim Donovan not present.

ZONING

New Business

Danny Derreberry explained that Jim Donovan was at a Moving Ohio Forward Meeting on the 14th during the Township meeting and learned that the deadline for the grant monies had been moved up to the end of February. SO, the need to hold a hearing on the three properties from January 14 had to be changed to meet the deadlines. The Hearing Date was changed to February 4th, 2014 at 9am from March 10th. All Certified letters were mailed to the appropriate parties on 1/17 and the postings were done in the Record Courier and on the township website on 1/18.

Danny Derreberry made a motion to rescind Resolution #4-2014, 5-2014 and 6-2014 due to the changes indicated above; Peggy Bainey second. Roll Call Vote: Lynn Whittlesey - yes; Peggy Bainey – yes; Danny Derreberry – yes; motion carried

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BOARD OF TRUSTEES
ATWATER TOWNSHIP, PORTAGE COUNTY, OHIO

RESOLUTION: 7-8014 replaces #4-2014, 5-2014 & 6-2014

A Resolution Ordering a Public Hearing to be scheduled for the purpose to proceed under Ohio Revised Code, Section 505.86; removal, repair or secure of unsecure, unsafe, building(s) or structure(s).

The Board of Trustees of Atwater Township, Portage County, Ohio met at a regular session on Jan. 28, 2014 at the Township Hall, with the following members present:

Lynn Whittlesey, Peggy Baimey, Dan Derberry (Chairman)

Dan Derberry moved for the adoption of the following resolution:

Public Hearing scheduled for Feb. 4, 2014 Purpose of the hearing to proceed under the Ohio Revised Code, Section 505.86; removal, repair or secure of unsecure, unsafe building(s) or structure(s) on the following properties located in Atwater Township, Ohio:

- Property Address: 741 Porter Road, Atwater Ohio 44201 with Parcel #01-019-00-00-013-000
- Property Address: 6810 Waterloo Road, Atwater, Ohio 44201-9592 with Parcel: 01-028-00-00-014-000 and PPN#01-028-00-00-013-000
- Property Address: 6915 Waterloo Road, Atwater, Ohio 44201 with Parcel:# 01-036-00-00-023-000

The Board authorizes Fiscal Officer, Shawn Renee Miller, to send certified letters to appropriate parties along with submitting a Legal Notice to the Record Courier.

Peggy Baimey second the motion and the roll call was called on the question of its adoption.
The vote was as follows: Roll Call: Lynn Whittlesey - YES; Peggy Baimey - YES; Danny Derberry - YES. Motion carried.

Dan Derberry Trustee Yes

Peggy Baimey Trustee Yes

Adopted: 1-28-2014

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BOARD OF TRUSTEES
ATWATER TOWNSHIP, PORTAGE COUNTY, OHIO

Resolution No. 8-2014

A RESOLUTION

“Requesting the *inspection* of the building/structure located at 5682 Moff with Parcel #01-048-00-002-000 in the Township of Atwater, Portage County, Ohio, and a *title search* of such real estate for purpose of proceeding under the Ohio Revised Code Section 505.86”

The Board of Trustees of Atwater Township, Portage County, Ohio met at a regular session, on the ~~25th~~ ~~day of October, 2013~~ at the Atwater Township Town Hall, with the following members present: Jan. 2014

Danny Derebery

Reggy Rainey

Lynn Whitlsey

Danny Derebery moved the adoption of the following resolution:

Whereas, pursuant to Ohio Revised Code Section 505.86, the Board has the authority to abate dangerous property conditions under certain circumstances;

Whereas, the Board requires certain governmental department(s) to inspect the building/structure at 5682 Moff with Parcel #01-048-00-002-000 in the Township of Atwater, Portage County, Ohio, and report to the Board on its condition given the standards described in Ohio Revised Code Section 505.86;

Whereas, the Board requires an owner and lien search of the real estate at 5682 Moff with Parcel #01-048-00-002-000 in the Township of Atwater, Portage County, Ohio, to identify the record landowners and legal and equitable lienholders;

Now; therefore, be it resolved by the Board of Trustees of Atwater Township, Portage County, Ohio that:

Resolution # 8-2014
Property: 5682 Moff

Dated: January 28, 2014
8-2014

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Resolved, that the Township, upon obtaining an administrative search warrant will notify the Atwater Township Fire Department, the Portage County Building Department, and the Portage County Combined General Health District requesting each department to inspect the building/structure 5682 Moff with Parcel #01-048-00-00-002-000 in the Township of Atwater, Portage County, Ohio, and report to the Board on its condition given the applicable standard described in Ohio Revised Code section 505.86; and it is further

Resolved, that the Atwater Township Fiscal Officer, Shawn Renee Miller, is directed to employ, on behalf of the Township, a title company to perform an owner and lien search of the real estate 5682 Moff with Parcel #01-048-00-00-002-000 in the Township of Atwater, Portage County, Ohio, to identify any and all record landowners and legal and equitable lienholders.

Peggy Baine seconded the motion, and the roll was called on the question of its adoption. (The vote was as follows:

Name	Vote	Signature
Dan Derberry	Yes	<u>Shawn Renee Miller</u>
Peggy Baine	Yes	<u>Peggy E. Baine</u>
Lynn Whittlesey	Yes	<u>Lynn Whittlesey</u>

Adopted: 01-28-2014

.....
I, Shawn Renee Miller Fiscal Officer of Atwater Township, do hereby certify that the foregoing is taken and copied from the Record of Proceedings of Atwater Township; that the same has been compared by me with the Resolution on the Record and that it is a true and correct copy thereof.

Witness my signature, this 28 Day of JANUARY, 2014.
Shawn Renee Miller
Fiscal Officer

Resolution # 8-2014
Property: 5682 Moff

Dated: January 14, 2014

SR

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CEMETERY/REAL ESTATE
Old Business /New Business

Lynn Whittlesey stated that he had nothing for Old or New to report

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ADMINISTRATION
Old Business

December 30th Year End Meeting minutes signed as approved in January 14th meeting.

FO, Shawn Renee Miller, stated that ALL Township Oaths & Bonds have been updated to date.

Lynn Whittlesey asked the Board if anyone was planning to attend the Solid Waste meeting at 10AM tomorrow, 1/29; Danny confirmed he would be attending.

FO, Shawn Renee Miller, reminded the Board that the EMA meeting scheduled for Wed. Jan. 29th has been rescheduled for Feb. 12th, same time and place due to impending storm.

ADMINISTRATION
New Business

- Shawn Renee Miller (FO) requested a motion to approve PO #18-2014 thru 22-2014 in the total amount of \$9,409.36 for miscellaneous vendors using temporary appropriations, Danny Derberry so moved, Lynn Whittlesey second. Roll Call: Lynn Whittlesey - yes; Peggy Baineey – yes, Danny Derberry - yes. Motion carried and PO's signed.
- Shawn Renee Miller requests motion to appropriate Receipts #7-2014 thru #16-2014 totaling \$6,489.02. Danny Derberry moved to approve, Lynn Whittlesey second. Roll Call: Lynn Whittlesey - yes; Peggy Baineey – yes, Danny Derberry - yes. Motion carried.
- Shawn Renee Miller requests a motion to approve Electronic Funds Transfers with Voucher #7-2014 thru 9-2014 totaling \$364.73. Dan Derberry moved to approve, Peggy Baineey second. Roll Call: Lynn Whittlesey - yes; Peggy Baineey – yes, Danny Derberry - yes. Motion carried.
- Shawn Renee Miller requests a motion to approve Non-Road payments via Warrants #32328 thru 32340 totaling \$5,201.18, Dan Derberry moved to approve; Lynn Whittlesey second. Roll Call: Lynn Whittlesey - yes; Peggy Baineey – yes, Danny Derberry - yes. Motion carried.
- Shawn Renee Miller requests a motion to approve Non-Road Payroll payments via Warrants #32316 thru 32322 totaling \$3,575.02; Dan Derberry moved to approve, Peggy Baineey second. Roll Call: Lynn Whittlesey - yes; Peggy Baineey – yes, Danny Derberry - yes. Motion carried.
- Shawn Renee Miller requests a motion to approve Township Employee Benefit payments via Warrants #32325 thru 32327 totaling \$2,664.70; Dan Derberry moved to approve, Peggy Baineey second. Roll Call: Lynn Whittlesey - abstained; Peggy Baineey – yes, Danny Derberry - yes. Motion carried.
- Shawn Renee Miller requests a motion to approve Road Department Payroll payments via Warrants #32323 & 32324 totaling \$2,412.64; Dan Derberry moved to approve, Peggy Baineey second. Roll Call: Lynn Whittlesey - abstained; Peggy Baineey – yes, Danny Derberry - yes. Motion carried.

Announcements ~ NONE

Danny Derberry requested a motion to pay the bills at 7:57pm; Peggy Baineey second. Roll Call: Lynn Whittlesey - yes; Peggy Baineey – yes, Danny Derberry - yes. Motion carried.

Shawn Renee Miller, FO, stated that nothing additional/new to sign.

Danny Derberry requested a motion to return to regular session at 7:58pm; Peggy Baineey second. Roll Call: Lynn Whittlesey - yes; Peggy Baineey – yes, Danny Derberry - yes. Motion carried.

Danny Derberry asked if there was anything additional or if there was a need for an executive session; all agreed nothing additional.

Residents Martha Brevard & Naomi Wise mentioned that GREAT JOB being done by the Road Crew.

Resident Walt Baineey indicated that the residence on Moff Road apparently has asbestos in it and asked what that will do to the cost of the tear-down? Danny stated that the removal cost with the contractor will be included.

Danny Derberry requested a motion to adjourn the meeting at 8:00pm; Lynn Whittlesey so moved, Danny Derberry second. Roll Call: Lynn Whittlesey - yes; Peggy Baineey – yes, Danny Derberry - yes. Motion carried.

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X _____ X
Trustee Peggy E. Brantley Trustee

X _____ X
Trustee *[Signature]* Fiscal Officer *[Signature]*