

# Westfield Township Board of Trustees

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Regular Meeting  
May 20, 2019

Trustee Schmidt called the meeting to order at 7:00 PM. with the Pledge of Allegiance.  
Roll call: Likley – aye, Schmidt – aye, Horner – aye.

## Comments from the floor

- N/A

## Minutes to be approved

- *Likley makes a motion to accept the April 15, 2019 meeting minutes as submitted; seconded by Schmidt. Roll call: Schmidt – aye, Horner – aye, Likley – aye. The motion passes.*
- *Likley makes a motion to accept the May 6, 2019 meeting minutes as corrected; seconded by Schmidt. Roll call: Horner – aye, Likley – aye, Schmidt – aye. The motion passes.*

## Roads Report

- Roads Supervisor Evans was not in attendance.
- A resident requested “No Jake Brake” signs be installed at Mud Lake & Humbert. The signs have been ordered and will be installed upon receipt.
- Bike Medina County signs are in the process of being installed as requested.
- Repairs have been made to the damaged guardrails. Trees came down on Ballash Road and crushed a guard rail. Repairs will be needed there and on Buffham Road. Buffham Road was a car accident and the estimate is \$3,603.
- Road resurfacing contract approval has not been received from Prosecutors office yet.
- An offer was received for the 2005 Peterbilt of \$41,625 with the Township receiving \$37,000.00 after fees. The sale however was not finalized as the minimum bid was not attained. The sale will be relisted on GovDeals.com with the minimum being adjusted to \$37,000.

## Cemetery

- Trustee Horner provided information from Pinnacle Monument Leveling and Restoration and State grants possibly available to assist with the historical markers within the Friendsville Cemetery.
  - The cost of maintaining the historical markers will need to be researched. Currently all costs for the cemetery come from the General Funds, this may be an opportunity to ask residents to support a Cemetery levy.
- Nancy Powell, Village of Westfield Center, has asked for a listing of veterans buried at Friendsville Cemetery for Memorial Day observation.

## Zoning

- 7 permits were issued and 1 violation for Deer Pass Golf Course

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- Zoning Commission at the last meeting a brief discussion about ongoing text amendments to language for 606.A.29 Planned Developments and related 807 Site Plan Review and discussed the language addressing the “poo” ponds in the Township. Sludge pond updates from Planning Services and EPA are being worked on and legal requirements are being finalized. Terri Grimm the newest member was introduced. The special meeting was held 5-8-2019 at 6:30 PM.
- BZA – will need to hold a meeting to approve minutes.
  - Kratzer Hearing Case #18CIV0458 – Collier ruled in favor of the BZA decision to deny the zoning variance request on April 9<sup>th</sup>.
  - The judgement entry states: *“The Kratzer’s had the burden of proof at the BZA hearing. The Kratzer’s failed to meet the burden and the BZA had no other option but to deny the variance request.”*
  - Additionally, the court specifically overruled each of the Kratzer’s objections to the Magistrates decision to uphold the BZA’s denial of the variance request by stating *“Magistrates decision dated February 13,2019 contains no error of law or other defect. Accordingly, the Magistrates decision is hereby affirmed and adopted in full.”* and *“The Kratzer’s motion to dismiss the BZA is denied.”*
  - Kratzer’s had 30 days from April 9<sup>th</sup> to appeal. The deadline of May 9<sup>th</sup> has passed/
- Trustee Schmidt and ZI Sims attended the MC Economic Development Meeting on April 23<sup>rd</sup>.
  - There was also a meeting with County Commissioner Colleen Swedyk and representatives of a steel fabricator to discuss a potential development with the East Greenwich Road Corridor Planned Development overlay
- A proposed AT&T cell tower on Friendsville Road is with Asst. Prosecutor Mike Lyons for his review. It exceeds the height allowances by Zoning Code but since it relates to communication it can be allowed. A notice to neighbors has not been sent. If there are no objections, then it is a moot point but any objections would be a Trustee issue. It is asked that a list of public notices by AT & T be provided. The 500’ safety service vehicle by-pass needs to be taken into consideration on the proposed site.
- Pilot has spoken with ZI Sims regarding a store and signage refacing. They will also be exploring the potential for a 2 bay semi-truck maintenance facility.
- A resident has called to complain about trash in the area of the Pilot. This is not a zoning issue however; Sims will speak to management regarding the complaint.
- Medina County Auditor’s offices has requested the Zoning Inspectors throughout the county provide information every 4 months in a excel spreadsheet. Sims to speak with the other ZI to establish best practices.
- A lot split request has been granted and Trustees will sign the documents this evening.
- Sims & F.O. Haendiges will review the status of the financial commitment with Mark Majewski, North Star Consulting.
- A meeting with Sims, Haendiges & Zoning Secretary Porter will be scheduled to update the zoning section of the Township website.
- A Kratzer case wrap up meeting with the Attorneys and Trustees is scheduled on May 31<sup>st</sup> at 6:30 PM.
- Zoning Board member John Miller has refused to sign the Internet, Social Media Policy acknowledgement. Trustee Likley will review.

### Fire

- Safety Services Building
  - The first payment of \$102,866.57 to Simmons Brothers Construction is ready to be signed by the Trustees.
  - Bill Simmons provided a G702/703 which breaks down the costs incurred. Retainage of 8% is being held back until construction passes 50% complete.

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- Trustee Schmidt questioned how the prevailing wage requirement will be verified. F.O. Haendiges will reach out to Simmons Brothers to discuss and resolve.
- The sale of the old building will be finalized on May 8<sup>th</sup> Village Council meeting and a proceeds check will be available upon title transfer.

## Old Business

- Recycle Center – Likley to attend Medina County Solid Waste Policy Committee meeting June 13<sup>th</sup>.
- Township website has been updated with new Solid Waste District forms.
- Hall Rentals
  - N/A
- Old Truck wash on Lake Road is an unsafe structure. A registered letter regarding securing the structure was received by the owner on May 1<sup>st</sup> and he has 30 days to comply. The building inspector will reevaluate after the owner has addressed the items of concern.
- MWCD – Trustee Schmidt met with Mark Crouss. The next step will be legal intervention. Crouss to meet with County Commissioners.
- F.O. Haendiges is doing research in disposing of old hard drives. There is a facility near Columbus that will take them. She will contact UAN regarding the proper way to dispose of the drives.
- State Audit of the financial records is tentatively scheduled to start Tuesday, May 28<sup>th</sup>.

## New Business

- Burnham & Flowers annual questionnaire for the insurance renewal is due June 25<sup>th</sup>.
  - 2019-20 costs need to be updated for all changes.
- Medina County Magazine's entry for Westfield Township will be updated to include information about the new Safety Services Building.
- Property Owners & Government officials in the county will be receiving brochures regarding the NEXUS pipeline transmission.
- Trustees expressed their condolences for the passing of Tim Evans, brother of Road Supervisor Lee Evans and son of retired Fiscal Office Martha Evans. A gift in his memory will be offered.

## Announcements

- May 31, 2019 – Special, General Business and Executive Session regarding pending litigation – 6:30 P.M.
- June 3, 2019 – Trustees Regular Meeting – 7:00 PM

## Correspondence

- N/A

## Fiscal Officer's Report

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*Schmidt makes a motion to pay the bills in the amount of \$235,235.05 as submitted; seconded by Horner. Roll call: Likley – aye, Horner – aye, Schmidt – aye. The motion passes.*

- Simmons Brothers Construction - \$102,866.57 – 1<sup>st</sup> draw payment
  - Draws/invoices will be monthly
- Westfield Bank - \$125,014.81 – Interest payment
  - Bond revenue was in excess of the payment due. The next interest payment is due in December.

## Appropriations Reallocation

- N/A

## Fund Status

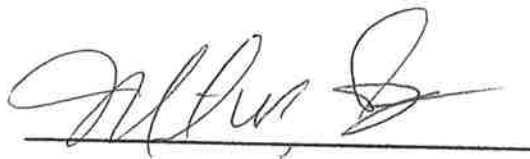
- \$558,636.09 Checking
- \$102,163.67 CD
- \$3,058,480.95 – Bond Checking

*Schmidt makes a motion to adjourn at 8:50 PM; seconded by Likley. All said aye.*


*Respectfully submitted by:*

*Michelle English*

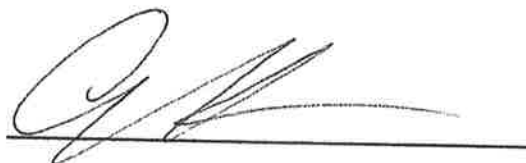
*Date approved:* 6-3-19



*Trustee Michael Schmidt, Chair*



*Trustee James Likley*



*Trustee Craig Horner*