

BEFORE THE CONCORD TOWNSHIP, OHIO, BOARD OF TRUSTEES
MEETING

February 4, 2009

Concord Town Hall
7229 Ravenna Road
Concord, Ohio 44077

7:30 p.m.

TRANSCRIPT OF PROCEEDINGS

Present on behalf of the Board of Trustees:

Caroline N. Luhta, Chairwoman
Christopher Galloway, Vice Chairman
Paul R. Malchesky, Trustee

Also present:

Mike Germano, Esq., Legal Counsel
Peggy Cusick, Fiscal Officer
R. Mike Warner, Fire Chief
Bruce Bullard, Assistant Zoning Inspector
Terrence Gerson, Service Director
Linda Legg, Recreation Director
Lonnie Sparkman, Captain, Lake County Sheriff's
Department

King & Melton Court Reporters

11668 Girdled Road
Concord, Ohio 44077
(440) 946-1350

7:30 p.m.

CHAIRWOMAN LUHTA: I now declare the February 4th, 2009, regular meeting of the Concord Township Board of Trustees to order. Please join me in the Pledge of Allegiance.

(The Pledge of Allegiance was recited.)

CHAIRWOMAN LUHTA: Peggy, may we have a roll call?

MS. CUSICK: Mrs. Luhta?

CHAIRWOMAN LUHTA: Here.

MS. CUSICK: Mr. Galloway?

MR. GALLOWAY: Present.

MS. CUSICK: Mr. Malchesky?

MR. MALCHESKY: Right here, next to you.

CHAIRWOMAN LUHTA: We have minutes to approve for December 17th, the public hearing and the regular meeting. Do you have any additions or corrections?

MR. GALLOWAY: Madam Chairman, I have none.

MR. MALCHESKY: None.

CHAIRWOMAN LUHTA: Then they stand approved. And the January 7th trustees' organizational regular meeting?

MR. GALLOWAY: Again, no changes or additions.

MR. MALCHESKY: None.

CHAIRWOMAN LUHTA: Okay. Those stand approved. And the 21st will be tabled.

Correspondence, Peggy?

MS. CUSICK: I have nothing monumental. The list will be available in Town Hall.

CHAIRWOMAN LUHTA: Trustees, Paul?

MR. MALCHESKY: Nothing monumental to report except that I did go down, Jack Nettis and I went down to Senator Brown's Cleveland office and spoke to them with regards to our

1 connector road and this being placed in the stimulus package
2 for that road. I was very enthused and excited of the fact
3 that the lady that we did meet with knew Capital Parkway, so
4 knew exactly what we were talking about.

5 CHAIRWOMAN LUHTA: Ah, that's great.

6 MR. MALCHESKY: She was a former resident of
7 Painesville. So we walked away feeling very good about that
8 meeting. However, they're still, you know, obviously, the bill
9 is still pending and they still don't know how they're going
0 the rank them, but they're talking about an extended period of
1 time, for at least three years. And I think that the idea is
2 that it will keep people working for a significant period of
3 time, so it is not going to be something that's a short-time
4 project of six months.

5 CHAIRWOMAN LUHTA: Okay.

6 MR. MALCHESKY: I think we have a good chance for
7 that.

8 MR. GALLOWAY: Did you guys also discuss the highway
9 bill that has to be reauthorized this fall as a potential
0 vehicle for funding?

1 MR. MALCHESKY: We did not. We did not discuss that,
2 no.

3 CHAIRWOMAN LUHTA: Okay. Chris, do you have
4 correspondence?

5 MR. GALLOWAY: Nothing monumental, but on the flip
6 side of that same coin, I went down to Cleveland and met with
7 Senator Voinovich's district director and discussed our
8 connector road of Capital Parkway extension and the future
9 improvements on 44 and the need for addition of that with
0 respect to the stimulus package. And, if not the stimulus,

1 which I personally have my doubts as to whether or not we will
2 rate high enough on that package, but more specifically the
3 highway and transportation bill.

4 Come October, it is supposed to be authorized by the
5 end of October, I believe. Those things usually spill on a
6 couple extra months anyway. The timing couldn't be better in
7 terms of the highway bill in terms of reauthorizing and
8 obtaining appropriations in that. And I think we are hopeful
9 that, with Senator Voinovich now on the appropriation committee
0 and Congressman La Tourette on the appropriations committee in
1 the House, that we'll be able to do just that. Fingers
2 crossed.

3 CHAIRWOMAN LUHTA: Right. Thank you.

4 MR. MALCHESKY: I will tell you that she did note
5 down that La Tourette was on the appropriations committee and
6 don't forget about bothering him, but she certainly understands
7 that we've bothered him already.

8 MR. GALLOWAY: That's right.

9 CHAIRWOMAN LUHTA: Thank you. And I had no calls.
0 Can you believe that? Except for one which I may mention as we
1 go along because it has to do with the old business.

2 Now we will go to department reports. Treasurer's
3 report, Peggy.

4 MS. CUSICK: Thank you. The total revenue that we
5 have budgeted for 2009 is \$7.3 million. Of that total,
6 approximately 75 percent, or \$5.5 million, will be generated by
7 real estate taxes, including levy proceeds. Another 3 percent,
8 or \$200,000, will come from state and local government funds.
9 Vehicle license and gas taxes account for 3 percent, or
0 \$200,000, of our total revenue. The remaining \$1.4 million, or

1 19 percent, is generated from interest income, zoning permit
2 fees, community center rentals and classes, EMS billing,
3 grants, cable franchise fees, lighting assessments, cemetery
4 fees, hotel excise taxes, sales of equipment, and gifts.

5 Residents pay their real estate taxes in February and
6 July. The township receives our portion of those settlements
7 from the Lake County auditor in March and August. Concord
8 Township receives only 10 percent of the real estate taxes that
9 you pay. The other 90 percent goes to Lake County, the park
0 district, Lakeland Community College, special services of Lake
1 County, your library district, and your school district.

2 We have incurred no extraordinary items of revenue or
3 expenditures through January of 2009, and I am happy to say we
4 are on budget in all accounts. Please do not hesitate to call
5 me at 354-7510, extension 103, if you have questions. Thank
6 you.

7 CHAIRWOMAN LUHTA: Thank you, Peggy.

8 I am sorry to say that our administrator is ill with
9 the flu, so we have no report from him.

0 MR. GALLOWAY: Get well, Jack. You know he's
1 watching.

2 MR. BULLARD: I'll bet.

3 MR. GALLOWAY: I wonder if he wants us to talk about
4 recycling. No, wait. Terry, that's all you.

5 CHAIRWOMAN LUHTA: Okay. So we will move on to the
6 fire department. Chief Warner.

7 CHIEF WARNER. Good evening. We had 15 more vehicle
8 crashes in the month of January. We had 180 runs, 181 runs so
9 far this month — excuse me — 197 runs as of today, 15 more
0 vehicle crashes, 29 basic rescues, 60 medic calls, 8 structure

1 fires that we responded to.

2 The first item is to approve the pay increase, as per
3 contract, for Firefighter/Paramedic Rick Warner effective the
4 1st of March 2009.

5 CHAIRWOMAN LUHTA: Do I hear a motion?

6 MR. GALLOWAY: So moved.

7 MR. MALCHESKY: Second.

8 CHAIRWOMAN LUHTA: All in favor?

9 MR. MALCHESKY: Aye.

0 MR. GALLOWAY: Aye.

1 CHAIRWOMAN LUHTA: Aye.

2 CHIEF WARNER: I don't have a large report, just a
3 couple of items for people to go to our website at
4 concordtwp.com and learn about ICE, which is "in case of an
5 emergency." You can put a little asterisk in front of your ICE
6 and that will come up first in your contacts in your phones.
7 It will come up at the top of your list and it can give you
8 information, that could help in an emergency.

9 The other thing is next of kin on your driver's
0 license. That's also on our website, that you can go to that
1 for the Bureau of Motor Vehicles and put your next of kin on
2 your driver's license. And what brought that to light is we
3 had two ladies come to the board of directors' meeting of the
4 Ohio Fire Chiefs and talk about it took six hours to get
5 somebody notified when their son was involved in a crash
6 because they didn't have their home address that was correct.

7 And so this next of kin in your driver's license,
8 they will be able to swipe your license in the cruiser and pull
9 up that data, so it's not for the public to gather but for law
0 enforcement. And I think State Patrol has sponsored that. I

1 am not sure about Buckeye Sheriffs.

2 CAPTAIN SPARKMAN: I am sure they have.

3 CHIEF WARNER: I am sure they have. They just think
4 it's a good idea, and there is a couple of ladies campaigning
5 around the state to get people to do that.

6 I returned from a training from OPELRA at Newark,
7 down by Columbus, on human resources and personnel and
8 contracts.

9 Safety tip is, Fire Prevention and Education Bureau
0 is available for help. In these times when everybody is trying
1 to save money, we're there to help you for annual inspections
2 to keep your business safe, to help you stay in business. If a
3 home inspection is needed for adoptions, we are there to come
4 in and take care of that and to identify problems and educate
5 the owners in preventing fire and safety emergencies.

6 Fire education is here to help you be prepared. What
7 is the best location for a smoke or CO detector? How to use my
8 fire extinguisher? How do I devise an escape plan for my
9 family? Am I ready for a weather emergency? Our educators are
0 available to provide classes for groups or individuals at no
1 charge. Please contact our inspector or educator at 350-1856
2 or 354-7504. Let us help you be prepared. That's my report.

3 CHAIRWOMAN LUHTA: Thank you, Chief.

4 MR. MALCHESKY: Chief, I've got one thing for you:
5 fire hydrants and snow removal around those fire hydrants.

6 CHIEF WARNER: You know, that would be great if
7 people would do that. We have put stakes up throughout the
8 township. We have around 1,400 hydrants. And by next, this
9 time next year, we will — every hydrant will be staked. We
0 buy wooden stakes from a sawmill over in Kirtland at 50 cents a

1 piece and try to stake the hydrant. But if you could shovel it
2 out, it would be great. Any time —

3 MR. MALCHESKY: What about people who have been
4 plowing and then shoving their snow by the fire hydrant.

5 CHIEF WARNER: Well, we have sent people over and
6 shoveled them out because we can't have that because if packed
7 snow gets up against the hydrant, it will eventually freeze and
8 then make it where we have to use axes and pickaxes to be able
9 to get the ice away from the hydrant. And when it's time for
0 us to hook to a hydrant, time is of importance and we need to
1 make sure that we can get into the hydrant as quick as
2 possible.

3 I see my friend, Ed Takas, had that on his garage to
4 remind people to clean hydrants. He's always good about
5 getting a message out. It is not up today but it was up over
6 the weekend, and I am happy that he thinks of us. And we've
7 seen a couple articles in the paper to ask people to help us
8 clean the hydrants. I see that the CERT team in Parma has gone
9 out to do that.

0 Scouts, if you're looking for a project to help your
1 elderly neighbor, that would be a great thing.

2 MR. MALCHESKY: Thanks, Chief.

3 CHIEF WARNER: You're welcome.

4 CHAIRWOMAN LUHTA: The next report will be Terry
5 Gerson, service director.

6 MR. GERSON. Golly, this is one of the few meetings
7 that Jack hasn't been here, and I have my shortest agenda and I
8 was waiting for Jack to take away from me.

9 So, Jack, get well and we'll see you in the next
0 couple days. I feel kind of awkward not having Jack preempt

1 all my thunder here.

2 But, at any rate, I have only four items on my agenda
3 this evening. The first I want to talk about is our 2009 road
4 program. Last year, most of the residents may recall that
5 there was a lot of activity, our crews doing various asphalt
6 and concrete repairs throughout the township. And I am very
7 happy to report that, having gone through the programs that we
8 would like to do with the trustees, that we are going to also
9 this year have an aggressive program of doing small repairs
0 throughout the township, utilizing the Concord Township road
1 crews. We will be doing both asphalt repairs and concrete
2 repairs. These are not major road reconstruction but rather
3 repairs and they will be done on a spot basis, but we feel very
4 good about it.

5 Our crews are very talented, very skilled at concrete
6 work. We have compared our productivity to those of commercial
7 crews and private crews, and I think we do quite well. And I
8 think, in many cases, I think we do better than they, and I
9 think this is a great savings for the Concord Township
0 residents. We are happy to report that we will be doing a lot
1 of that this year.

2 This year, also, there will be some private
3 contracting work done and probably in the area of asphalt
4 overlays.

5 Another program that we will probably not do much of
6 this year but we are looking very carefully, at the white
7 topping project that we did this last year, and we want to be
8 able to evaluate that this summer. I think white topping may
9 be a very promising technique. And assuming we get good
0 results out of the small project we did last year, we may do

1 others next year.

2 Another item I'd like to talk about is that the
3 trustees have given me authority now to advertise for asphalt,
4 concrete, stone, and salt prices. The amount of road work that
5 we will do will be largely dependent on the cost that we get
6 for concrete and asphalt. Last year, there was a very
7 significant increase in the price of asphalt prices and we were
8 limited in the amount of asphalt that we could acquire at the
9 bid price, and so our asphalt repair program was cut back a bit
0 last year near the fall.

1 We're hoping that with the reduction in gas prices
2 that the related costs in asphalt will follow through and that
3 we will get good, competitive, inexpensive prices for asphalt
4 this year. That remains to be seen. But as we speak, we are
5 preparing the bids and specifications so that we can bid that
6 and get a good handle on what our asphalt and concrete and
7 stone prices will be.

8 Similarly, salt is a very controversial subject and
9 we are being proactive. We are going out yet this month to get
0 salt prices bid for the coming year, not this year but next
1 year. We were able to do that successfully last year and it
2 resulted in a very, very significant savings to the township.
3 And we're hoping that by being proactive that we will save the
4 township a lot of money again this year.

5 Recycling is also managed by my department. There is
6 recycling bids going out as we speak. We're optimistic that
7 we'll get good, competitive prices. The trustees then will
8 consider what form our recycling program will take in this
9 coming year.

0 I would say that one of the problems we are

1 experiencing is that sometimes we get fluctuations in the
2 recycle loading. Any program that is based on economic use of
3 the material and equipment and manpower has to assume a
4 reasonably uniform input of recycled materials. When we get
5 people coming out on a particular weekend, such as Christmas,
6 dumping large quantities of recyclable materials, we just can't
7 keep up with that kind of supply source.

8 We are trying very hard to not put too many
9 containers out. We have had some recent complaints about
0 containers being full. In most cases, if you will look, the
1 containers, while they may appear full, if you go to the other
2 doors you will find that there is some room and there is some
3 space.

4 The last item is the salt usage for the remainder of
5 this season. Last year, we were very fortunate to get very low
6 prices on our salt supply for this year. To my knowledge, we
7 are enjoying the lowest salt prices of anyplace in the state of
8 Ohio. That's good. The bad news is that we've had a terrible
9 year so far in terms of the amount of icing. The amount of
0 salt we use is largely dependent on the amount of ice we
1 experience. It's not always based on the amount of snowfall.
2 Snowfall, in and of itself, is not a particular problem, ice
3 formation is.

4 And, as a result, this particular year we are using a
5 large amount of salt, in fact, so much so that if we do not get
6 a break in the weather, that is, if the weather patterns
7 continue as they have for the last several months, we are
8 likely to run out of the bid salt that we have, which would
9 force us to go to alternate sources of salt, which is not a
0 good idea because salt prices are well over \$100 a ton, as

1 opposed to the \$40 that we're paying.

2 So we are going to begin to look at ways in which we
3 can economize through the remainder of this year. We will not,
4 at this point, discontinue any salting of hills. We will not
5 discontinue salting of intersections. We will not discontinue
6 salting of dangerous curves. Where we will probably cut back
7 on salt initially will be on flat, level, low-traffic roads.
8 We will still use some salt but we will try to cut back on that
9 as best we can.

0 I think we can probably still get by without having
1 to buy additional salt but we're going to have to be careful as
2 the rest of this year unfolds. Hopefully, we will get some
3 good weather and that will help us out quite a bit.

4 Any questions from anybody?

5 MR. MALCHESKY: Thank you, Terry.

6 CHAIRWOMAN LUHTA: Thanks, Terry.

7 The next one on the agenda is Bruce Bullard from the
8 Zoning Department.

9 MR. BULLARD: Good evening.

0 CHAIRWOMAN LUHTA: Good evening.

1 MR. BULLARD: This past month, we issued 23 permits.
2 Surprisingly, we have 7 new dwellings going up and they're
3 going in Summerwood and they're going in Noble Ridge and
4 Mountainside Farms. So with the economy the way it is, we
5 still have new buildings going up.

6 We also have one commercial addition that was taking
7 place. And this next Board of Zoning Appeals meeting that is
8 coming up has a conditional use for a vet hospital going in, so
9 we're going to continue another business there.

0 And University Hospital signs, this past one, BZA,

1 was approved, and Lake Hospital signs are up for approval at
2 this coming one.

3 MR. GALLOWAY: Bruce, you might want to clarify vet
4 hospital as being veterinarian rather than —

5 MR. BULLARD: It's a veterinarian hospital.

6 MR. GALLOWAY: Based on the sprouting up of hospitals
7 in our community.

8 MR. BULLARD: It's another hospital. We want as many
9 hospitals in the township as we can get.

0 CHAIRWOMAN LUHTA: It is not an addition, it's a
1 move, isn't it?

2 MR. BULLARD: No. This is a brand new veterinary
3 hospital that is, it's going to be replacing one that's across
4 the street from it. It's Big Creek Animal Hospital.

5 CHAIRWOMAN LUHTA: Yeah, the same business.

6 MR. BULLARD: The same business. They're expanding
7 and they're going for their conditional use permit this next
8 week.

9 CHAIRWOMAN LUHTA: Very good.

0 MR. BULLARD: So, you know, actually, with the gloom
1 and doom in the economy, Concord Township does have some bright
2 spots happening right now.

3 CHAIRWOMAN LUHTA: Thank you, Bruce.

4 MR. MALCHESKY: Thank you.

5 CHAIRWOMAN LUHTA: Next on the agenda is Linda Legg,
6 Recreation Department.

7 MS. LEGG: Thank you. Good evening. Our second
8 annual Take Your Mom to Dinner and a Movie is coming up this
9 Friday. Dinner is going to be catered by Mama Roberto's. It's
0 spaghetti and meatballs and all the fixings. We do have some

1 room, so if you forgot to sign up and think it's too late, it's
2 not. Give us a call tomorrow and we can get you in on that.

3 CHAIRWOMAN LUHTA: What are the ages?

4 MS. LEGG: I think it's about, like, five, at least,
5 five to eight, right around that age range. Then we have the
6 Little Sweethearts Dance in the fall for dads and the daughters
7 and this is the mom's and the son's turn.

8 CHAIRWOMAN LUHTA: Oh, I see.

9 MS. LEGG: Our seniors met today and enjoyed a
0 presentation by Katie Karrick, not Couric, Karrick. Her
1 presentation was the Angels of Lakeview. She is affiliated
2 with Lakeview Cemetery and had some neat slides that we looked
3 at and she explained the different meaning some of the statues
4 at Lakeview Cemetery.

5 Our next meeting is Wednesday, February 18th, and Tom
6 Todd, One Man Band, is going to be there. That's going to be
7 our Valentines Day party, so he will be there entertaining us
8 with a lot of love songs.

9 The Movie of the Month Club is going to see *The*
0 *Notebook*, which is a love story. We have a whole love theme
1 going on for February.

2 MR. MALCHESKY: We sort of picked up on that.

3 MS. LEGG: Okay. Very good, very good. That Movie
4 of the Month Club meets February 11th at 1:30 in the afternoon.

5 We do have several new classes starting this month.
6 We have our eBay 101 that meets on February 10th and 24th.
7 That's proven to be very popular with folks wanting to get rid
8 of some extra things on eBay or buy things.

9 We have baton twirling which, again, is a real
0 popular class. The next session of that starts February 18th

1 and goes through March 25th.

2 And we have a financial planning for college class
3 that's going to meet on February 19th.

4 And I just thought I'd throw in here something new, a
5 recap of activities that took place last month at the center:
6 We had 20 classes that were held, we had 15 community groups
7 and our township meetings that were held, we had 9 different
8 senior activities that were held, and we had 8 rentals.

9 Now, just by comparison, when I looked at January of
0 2008, we only held 10 classes in January of 2008, there were 27
1 community groups and senior meetings, and there were only 3
2 rentals. So we are up from where we were at this time last
3 year, which is a good thing.

4 CHAIRWOMAN LUHTA: Very good.

5 MS. LEGG: Thank you.

6 MR. MALCHESKY: Linda, congratulations very much on
7 that video.

8 CHAIRWOMAN LUHTA: Oh, yes.

9 MS. LEGG: Thank you.

0 MR. MALCHESKY: I was able to watch it and it is —
1 Is it on the website yet?

2 MS. LEGG: It will be as of tomorrow.

3 MR. MALCHESKY: I would ask anybody that wants to
4 learn a little bit about Concord Township to get on that video
5 because it's really neat.

6 CHAIRWOMAN LUHTA: It's excellent, absolutely
7 excellent.

8 MR. MALCHESKY: It was an excellent video and
9 tremendous job and really —

0 MS. LEGG: Thank you. I am glad you all enjoyed it.

1 MR. GALLOWAY: Fantastic.

2 MR. MALCHESKY: Thank you very much.

3 MS. LEGG: Thanks.

4 CHAIRWOMAN LUHTA: Okay. Next is the audience
5 portion. Oh, oh, sorry.

6 CAPTAIN SPARKMAN: I know you love me, Connie. Don't
7 worry, I won't take offense. I know you love me.

8 CHAIRWOMAN LUHTA: Good, good. I do.

9 MR. GALLOWAY: Went right over, didn't you?

0 CHAIRWOMAN LUHTA: I was checking —

1 CAPTAIN SPARKMAN: Yeah. I try to take charge.
2 That's what we do, Mr. Galloway.

3 CHAIRWOMAN LUHTA: This is Captain Sparkman from the
4 Lake County Sheriff's Department.

5 CAPTAIN SPARKMAN: Just to let our residents know,
6 for the month of January, we had 797 calls for service. To
7 highlight some of that, we had 28 citations issued, 36
8 warnings, 18 property damage accidents, 8 injury accidents. We
9 had 2 driving under suspension arrests and 2 OVI arrests.

0 We also had 4 additional arrests to 2 separate
1 incidents. One of the — 2 of the arrests were of the same
2 party, two different locations. We tried to help him through
3 the winter months so he has a warm place and a place to
4 survive. He is not a Concord Township resident. He just
5 decided to gravitate toward Concord for a few days and we tried
6 to help him so he doesn't return to Concord Township.

7 The other two arrests were directly related to a
8 single incident we had in Concord. That was an assault and a
9 disorderly conduct.

0 We had 150 business checks. We had 87 crime

1 prevention checks. That ties, again, to our zoning where we
2 check in those respective businesses and pulling in and making
3 sure that, if we see a light on, why the light's on or check
4 the construction sites, which Bruce helps us a great deal with.

5 The significant number that we had were 76 DAVs, 76
6 times during the month of January. Because of whether-related
7 conditions, we had people that were disabled, off the side of
8 the road. That's in the corridor of 84 and 44 and 44 and 90
9 and some of the main roadways that we have. Because they got
0 off the road, we don't like to leave them out there, so we
1 assign a car specifically, not the Concord car but the car that
2 we do share, to put down there so that those people aren't
3 stranded out there during those weather conditions.

4 We initiated 7 new investigations: The fight and
5 assault that I am going to report to you on Button Road, it was
6 directly related to 2 arrests, so that's been resolved
7 already. Then we had 4 petty thefts and harassment and a B and
8 E to a vehicle, not a significant number. I am happy to report
9 that we're doing last year's stats and we had a 12 percent
0 reduction in Part 1 crimes, which is significant when you look
1 at that Concord and the hours of the car that the Concord car
2 gives us, that 40 additional hours, because it stayed in those
3 areas where — Part 1 crimes include B and Es to homes and
4 burglaries. That's where the significant drop was, which is
5 what we were trying to target with that, so it was very
6 successful. I will get that complete report to Jack as soon as
7 possible so he can look at that.

8 We also want to let you know that if you go to our
9 web page now, you allowed us to borrow your logo. And the
0 report that I give monthly, along with some other things, will

1 be on our web page now. The residents can click on that and go
2 to the county web page, look under the respective township,
3 click on it. It will pull it up and you will see the report
4 that I give. It's highlighted and where it's at. You can also
5 then go to a secondary area, and if you have a question for us
6 or something you want to us to respond to, leave that there.
7 And myself or Captain Leonbruno will pull it and will get back
8 to you as quickly as possible.

9 We've already had one of our residents that contacted
0 us relative to a problem that's at Button Road and 84, high
1 snow at a couple of businesses there. We're going to stop and
2 visit our business owners because we want to take care of them
3 and certainly don't want to give them the bad impression that
4 we don't want them to have good business but they also have to
5 be responsible enough to know that those snow piles have to be
6 down under the OCR so it's safe for our residents to come off
7 of Button Road, come out of our shopping center and do what we
8 need to do. We will pay them a professional visit and ask them
9 to take care of that and, hopefully, they will do that. Most
0 of the time, business people will comply with us. They don't
1 want to put anybody in harm's way, so I am sure we'll get that
2 done.

3 Again, I want to applaud Terry and his group for the
4 fine job they've done in the harsh winter conditions we've had
5 in terms of the township. Having the ability to be in the
6 different townships on the roads, Concord Township and the crew
7 here as done a phenomenal job in terms of keeping our roads
8 clear and, I think, reducing the overall numbers of accidents
9 and other incidents related to road conditions that we've had,
0 and they have done a really good job with that.

1 So I hope the Concord residents will visit the page,
2 see the page we created for you so you can see what's going on.
3 It's one more step in the partnership we have that we hope
4 continues to grow and goes where it needs to be so that we're
5 responsive to one another so we make it work for all of us in
6 the times that we have.

7 MR. GALLOWAY: Lonnie, why don't you give us that
8 website address.

9 CAPTAIN SPARKMAN: You can go to the Lake County web
0 page or you can go sheriff, www.sheriffdunlap.org, pull up
1 "road patrol," and you can see what we're doing as a road
2 patrol and the annual report that we do that we put on that
3 page, or you can click on the respective township and your logo
4 will come up. Click on that logo and click on "Concord
5 Township" and you can see the report that we have there for
6 you.

7 MR. GALLOWAY: Have we, have we taken from our
8 website and done, like, an icon with a link, a button and a
9 link over to your, over to that page?

0 CAPTAIN SPARKMAN: I don't know because we just
1 developed this and just started, Mr. Galloway, so that's
2 something we certainly would be open to and we'd like to have
3 that done. I know the Sheriff likes that form of communication
4 going back and forth. And if it would be helpful to our
5 residents to do that, certainly, we would be open to it because
6 I think it's important.

7 We did ask permission to use the logo before we put
8 it up there because it is pretty nice. We think it's just a
9 way for our residents, that when they see that, they'll see
0 that and they'll know exactly where they are and where they

1 need to go.

2 MR. GALLOWAY: Great.

3 MR. MALCHESKY: Thank you.

4 CHAIRWOMAN LUHTA: Thank you.

5 Now, the next item is the audience portion. Is there
6 anyone in the audience who would like to address the trustees
7 on any subject? Okay.

8 Then we will move on to the old business, and that is
9 the decision on the public hearing that was the zoning
0 application for proposed text amendments to Sections 22.03 and
1 13.07 of the Zoning Resolution. Do I — Are you ready to make
2 a decision? Do I hear a motion and then we will have
3 discussion.

4 MR. GALLOWAY: We can do it that way if you like.

5 CHAIRWOMAN LUHTA: I would like.

6 MR. MALCHESKY: Okay. I make a motion to approve the
7 Zoning Application 1108-0130, by Morton Weisberg, for proposed
8 text amendments to the Sections 22.03 and 13.07 of the Zoning
9 Resolution.

0 CHAIRWOMAN LUHTA: Is there a second?

1 MR. GALLOWAY: I will second that motion.

2 CHAIRWOMAN LUHTA: Okay. Now, is there discussion?

3 MR. GALLOWAY: Sure.

4 CHAIRWOMAN LUHTA: I see the representatives from the
5 applicant are here in case there are any questions that you
6 want to ask of them.

7 MR. MALCHESKY: I don't have any questions. I mean,
8 I spent some considerable time in the last couple weeks is the
9 reason why I was the one to ask for a table.

0 CHAIRWOMAN LUHTA: Right.

1 MR. MALCHESKY: And you guys were so kind to let me
2 do that, but I spent some considerable time doing some
3 research.

4 CHAIRWOMAN LUHTA: Yes.

5 MR. MALCHESKY: First of all, I want to review what
6 our reasoning was for not including this into that Gateway
7 Business District. And, second of all, after going through
8 those reasons, again, to revisit issues of why we left it out.
9 And then I had significant discussions with experts in the
0 field regarding that, so —

1 CHAIRWOMAN LUHTA: So you are comfortable with —

2 MR. MALCHESKY: I am comfortable making the decision
3 at this time and I spent a lot of time doing it.

4 CHAIRWOMAN LUHTA: Okay. How about you?

5 MR. GALLOWAY: I spent the last two weeks doing a
6 similar exercise, talking to folks at the county Planning
7 Commission, talking to some health care folks, certainly,
8 discussing it with our own staff.

9 CHAIRWOMAN LUHTA: Right.

0 MR. GALLOWAY: And have thrown lot of things back and
1 forth in my mind in terms of weighing it all and I am prepared.

2 CHAIRWOMAN LUHTA: Okay. You are ready for a vote
3 then. And I, too, have done due diligence on this question
4 because it's something that is going to affect the future of
5 Concord Township. So with that —

6 MR. GALLOWAY: I would like to just, I am going to
7 preface my vote with some comments.

8 CHAIRWOMAN LUHTA: Okay. That's fine.

9 MR. GALLOWAY: Sitting down and viewing all of the
0 documentation that the applicant provided, it's clear that they

1 have a very nice project that they are looking to accomplish.
2 When we're looking at text changes, in my mind, we need to look
3 at the overall corridor, the effect to that entire zoning
4 classification, not just related to one specific project.

5 CHAIRWOMAN LUHTA: Right.

6 MR. GALLOWAY: So that was the, sort of, the approach
7 that I took in trying to sort of take this apart, dismantle it,
8 and look at it piece by piece. In my opinion, you know, the
9 Gateway Business District was carefully crafted after a number
0 of years of work with respect to, first, the comprehensive plan
1 in 2004 and economic development plan in 2006. And then a very
2 careful process was engaged in, in terms of drafting the text
3 for the Gateway Business District.

4 And one of the big logical reasons for that was based
5 on the percentage of property that the township has for
6 business, economic development being so small, with
7 approximately 8 percent of our territory, that we wanted to, at
8 the time, maximize what we had in terms of the corridor, but we
9 also wanted to make sure that it fit the, you know, the fabric
0 of the community, as I call it. And I think we crafted a very
1 good text: Gateway Business District.

2 Talking to folks at the Planning Commission, they
3 feel that, with their help, we have put together an excellent
4 classification. Part of that is maximizing the future economic
5 development of Concord, and I think that is one of the big
6 driving forces behind Gateway Business District as we talk
7 about economic development.

8 And when I think of what we were trying to achieve
9 with that zoning and trying to maximize, my feeling is that an
0 assisted living facility, although certainly warranted in the

1 community, certainly desirable in the community, and certainly
2 needed, with respect to what is transpiring in terms of an
3 aging population and the health care facilities that are being
4 developed within the corridor, that it, itself, by itself
5 within that economic development framework doesn't fit within
6 that text within that corridor.

7 There are four other areas, zoning classifications
8 within the township that permit such uses. There is
9 potentially soon to be a fifth zoning classification that would
0 permit such a use. And, in my mind, that is — and I am very
1 open to looking for other ways to try to develop that. But
2 when I look at, specifically, Gateway Business District, the
3 territory that it covers in its entirety and the designed
4 purpose, you know, I don't know of any assisted living
5 facilities being an anchor of economic development in any
6 communities.

7 I think, if you go to most communities, they are not
8 a focal point of a business district. They're usually
9 something that is, you know, I don't want to say tucked away
0 but it is, you know, especially with relation to some of the
1 residential components of assisted living, it's not in the
2 heart of a business district.

3 And so just because we have an economic downturn for
4 the next year or two, maybe it's going to be three years
5 slowing down, I am not prepared to make a decision to sort of
6 jump that in relation to the fact that we're making 100-year
7 decisions here.

8 CHAIRWOMAN LUHTA: Yes.

9 MR. GALLOWAY: And, in my mind, that's the, you know,
0 that's the frame, the time frame that we need to keep in our

1 mind and what's going to best maximize that economic
2 development for the community. And so just because, hey, the
3 next couple years are going to be slow so let's just, you know,
4 hey, let's throw in a KFC. Well, no, that's not what we do.
5 And I am not equating one with the other but I am using it as
6 an example of where I think we need to keep the long view.

7 CHAIRWOMAN LUHTA: Right.

8 MR. GALLOWAY: So looking at all that, and looking at
9 the uses that we've crafted in there within that framework, and
0 looking at the long-term picture, wanting to maximize economic
1 development, I would suggest to this Board that I don't believe
2 that it is an appropriate change to the text at this time.

3 Now, I think that, you know, situations change, you
4 know, whatever, down the road that that may become
5 appropriate. But when I look at the historical fact of the
6 processes that we've been through, three distinct processes to
7 arrive at this point on the classification, the way that zoning
8 is classified now, combined with some of the history that the
9 township has had in terms of things like proposing assisted
0 living in that corridor, the public has not seemingly warmed up
1 to, I think it's prudent, in my opinion — I am obviously
2 projecting my vote here but that's okay.

3 CHAIRWOMAN LUHTA: Yes, that's okay.

4 MR. GALLOWAY: I think it's prudent to deny at this
5 time and continue to develop other classifications where this
6 sort of use is perfectly warranted. We have assisted living
7 facilities in Concord now and there will always be a place for
8 them here. And I am just saying, as an economic development
9 stimulus, if you will — that word is being thrown around a
0 lot — I don't feel that that is a, that was what we had in

1 mind. That is not what we had in mind when we developed
2 Gateway Business District.

3 CHAIRWOMAN LUHTA: Okay.

4 MR. GALLOWAY: So I don't know if anybody else wants
5 to comment or not but that's my feelings.

6 MR. MALCHESKY: If you are looking at me to comment,
7 you know, I thought that, I thought, initially, we did craft
8 the appropriate text. We spent a lot of time talking about
9 this very issue. And one of the considerations I've had in the
0 past, you know, week, week and a half of going through this is,
1 you know, for whatever reason, we do get phone calls regarding
2 assisted living facilities in that corridor. And that makes
3 me, although we never had an applicant come forward until
4 recently, it makes me then rethink or revisit that issue
5 several times. Have we made the appropriate decisions? You
6 know, are we going to stick fast to our philosophy in that
7 area?

8 And with that, I also continue to think, as you did,
9 Chris, about the economy. And I always think that I've been a
0 big proponent that with these, the economic downturn, I think
1 you need to look at, really, what can local government do to
2 also assist in stimulating the economy? And what are those
3 things that we're supposed to do? And does that mean to move
4 from your philosophy or does that mean just to be a little bit
5 more relaxed on some of the your rules and regulations?

6 And so that is one of the things I struggle with,
7 with regards to my own philosophy in regards to comparing that
8 to this situation.

9 I think it, you know, I think what the applicant has
0 shown us was a nice plan but that is not a consideration. A

1 real, true consideration has to be the actual text amendment,
2 and the plan and what it's going to look like and where it's
3 going to go is going to be something else separate. And,
4 philosophically, I don't think that my mind has changed with
5 regards to what our original intentions were for this Gateway
6 Business District.

7 That aside, I still was willing to revisit that
8 because, you know, we may be, may be wrong. The question then
9 is, you know, when is the appropriate time to revisit that?
0 How much time do you give it? At this point, I do think that,
1 you know, the last year is probably not enough time. You know,
2 some of my discussions of, well, if this facility still would
3 want to come to this area, where else would we put it? Is
4 there a more appropriate place? Is there an adequate placement
5 for the type of facility that we saw on the chart, although we
6 weren't supposed to be looking at that. We were supposed to be
7 looking at the text.

8 I do think that there are several appropriate places.
9 Chris mentioned at least four other areas. I think there may
0 be a fifth on the way that is probably the most appropriate
1 place.

2 But, again, not telegraphing my vote, again, I think,
3 at this point, I think it's just a little too early for that
4 text change.

5 CHAIRWOMAN LUHTA: I would like to comment, too. You
6 may know that I was involved in the proposal or hearing the
7 proposal for the first nursing home that wanted to come to
8 Concord Township, and I supported them. And then I had heard
9 that they were looking elsewhere, which happens to be the same
0 site, and I was going to be supportive of them then. And it's

1 not because of my age that I am supporting nursing homes;
2 however, I really do believe that this would be an asset to
3 Concord Township in that location because of its proximity to
4 the health care facilities that are coming in as we speak.

5 So I just — And I do not share your thought that the
6 economic, the economic situation is going to improve in the
7 next three years. I just don't see it that soon. I have a
8 much more pessimistic attitude and I think that this would be a
9 welcome addition at this time to Concord Township. So now you
0 know how I am going to vote.

1 So are we ready for a roll call or do you have more
2 comments?

3 MR. MALCHESKY: No. But, I guess, I do have a
4 question.

5 CHAIRWOMAN LUHTA: Okay.

6 MR. MALCHESKY: And I think it's an important
7 question because it certainly reflects your feelings. But do
8 you think that the proximity is necessary to the hospital? I
9 mean, where we have Alter Care that's over by Station 2 but,
0 again, it's certainly farther away from, you know, Lake East
1 where it currently sits and, obviously, Lake West where it
2 sits.

3 CHAIRWOMAN LUHTA: I think it's important to have
4 such a facility a little closer to the hospital if they have
5 the rehab facilities that I heard them talk about in the Zoning
6 Commission public hearing.

7 MR. MALCHESKY: What else? What would you say if we
8 have an RD-2 District behind the Gateway Business District.
9 What if we had a buffer zone there that allowed for, I guess, a
0 hybrid zone that we could put between the Gateway Business

1 District and the RD-2, which would be probably the first couple
2 parcels on Capital Parkway behind it?

3 CHAIRWOMAN LUHTA: That would be fine if they had
4 done it; however, I don't think that this is going to be a
5 detriment to the further development of that corridor as a
6 Gateway Business District. I just, I can see, well, some other
7 things that could happen even if they were on that corner,
8 which is a prime corner for economic development.

9 MR. MALCHESKY: You take comfort in the fact that
0 there is, you know, the requirement that you actually have to
1 buy a bed and there is only so many beds in the state of Ohio.

2 CHAIRWOMAN LUHTA: I do, yes, that's part of it.

3 MR. GALLOWAY: I didn't take into consideration, in
4 terms of looking at the overall picture, the specific location
5 because, again, the text amendment affects the entire
6 classification —

7 CHAIRWOMAN LUHTA: That's true.

8 MR. GALLOWAY: — the entire anything, any parcel.
9 So, in my mind, I divorced one from the other, you know. The
0 location really was inconsequential to me because, you know, we
1 knew that —

2 CHAIRWOMAN LUHTA: That's true.

3 MR. GALLOWAY: — just because someone has five acres
4 and builds something, the rest of it is obviously free to
5 develop as is. What I am interested in is a careful process
6 that we undertook, not only within the economic development
7 study but also then the reclassification of developing the
8 Gateway Business zoning that we, you know — This is the first
9 time someone has come and said, hey, we need to — Well,
0 actually, it's not. The Viviani property was the first time

1 somebody really —

2 CHAIRWOMAN LUHTA: Right.

3 MR. GALLOWAY: — challenged the Gateway Business
4 District zoning.

5 MR. MALCHESKY: That's funny because I was thinking
6 about the Viviani property throughout this.

7 MR. GALLOWAY: And we denied that request.

8 CHAIRWOMAN LUHTA: That's right.

9 MR. GALLOWAY: My thought process is that it is a new
0 classification, I believe, carefully thought out, and that I am
1 not looking to sort of begin that process of sort of
2 deteriorating it for every business that wants to come along
3 and get in there.

4 CHAIRWOMAN LUHTA: Right.

5 MR. GALLOWAY: You know, there were a lot of things
6 that we left out, you know, and so next week it could be
7 another one and, you know, that becomes a very slippery slope
8 when you're trying to maximize and develop an area the way that
9 a community had initially gone in, to sort of start
0 undercutting that.

1 I agree with you that the nursing home, the assisted
2 living facilities are an asset to the community. I agree with
3 you that they are a necessity. I agree with you completely
4 that they have a place in Concord. Location wise, I don't know
5 that they have to be, you know, right next to the hospital.
6 There is no, you know, that's not a situation of, you know, I
7 just got my knee replaced. I need to go to rehab. Quick, rush
8 me from the hospital to the nursing facility.

9 CHAIRWOMAN LUHTA: Okay.

0 MR. GALLOWAY: You know, there is a private carrier

1 that takes them from one facility to the next. If it's half a
2 mile away or a quarter mile away, I don't really see that there
3 is a real big difference there.

4 And I understand the applicant's argument, you know.
5 You're a private business, you know. Do you want, would you
6 want your business on, as visible as, you know, prime location
7 as you can get? Sure. I mean, I get that and that makes
8 perfect sense for them.

9 But I think when we developed Gateway, we said, okay,
0 these are the types of businesses that we want in this
1 corridor. Something like an assisted living has a place in our
2 community, should be in our community, but we just chose not to
3 have it in that district. And, again, I come back to the whole
4 economic development issue. I have yet to see a community
5 where an assisting living facility is an anchor for economic
6 development. I haven't seen it. And so that's the kind of
7 thought process that I went through.

8 CHAIRWOMAN LUHTA: I see. I appreciate the
9 explanations that both of you have given. You have done your
0 homework. You've been very thoughtful and very cognizant of
1 the needs of the township and I appreciate that. Are you ready
2 for a roll call?

3 MR. GALLOWAY: Yes, Madam Chairman.

4 MS. CUSICK: Mr. Malchesky?

5 MR. MALCHESKY: No.

6 MS. CUSICK: Mrs. Luhta?

7 CHAIRWOMAN LUHTA: Yes.

8 MS. CUSICK: Mr. Galloway?

9 MR. GALLOWAY: No.

0 CHAIRWOMAN LUHTA: That vote means that the

1 applicant, the application was turned down because the new law
2 is that it only requires two to reject the recommendation of
3 the Zoning Commission. This is the first time we have had such
4 a vote. Until the change in the law, it used to be that it
5 took a unanimous vote to overturn the recommendation of the
6 Zoning Commission.

7 MR. GALLOWAY: That's a great point because through
8 October it was that way, so it was a brand new change in the
9 law.

0 CHAIRWOMAN LUHTA: That's right. I am sorry to
1 inform you that your application was turned down, but I
2 certainly hope that you will look elsewhere in the township.
3 And as we've all alluded to, there is a change coming that may
4 affect your decision.

5 MR. MARTIN: Thank you.

6 MR. MALCHESKY: With that, do we want to also look at
7 the RD-2 area, the buffer area?

8 MR. GALLOWAY: I gave that a lot of thought today.

9 MR. MALCHESKY: Do you want to consider something
0 like that?

1 MR. GALLOWAY: I gave that a lot of thought today and
2 discussed that with both the county Planning Commission and
3 Kathy Mitchell. And, in my mind, I thought, for some time, I
4 have wondered if the Gateway and then the RD-2 right next door,
5 if there needed to be some sort of, I don't know what I would
6 call it, transitional zoning or something where maybe it's a
7 hybrid of uses and something could be developed that sort of
8 fits in the transitional.

9 This vote obviously brought that back, brought that
0 back in my mind about, about that thought process. Some of the

1 comments that were made to me were, you know, part of the
2 process that we went through was also cleaning up the entire
3 corridor and all the various hodgepodge zoning that we had, so
4 we would be sort of taking a step back.

5 The other is that the RD-2 is a very broad
6 classification in terms of its uses from the office to light
7 industrial and a number of things in between. And that comes
8 back to the economic development question in terms of, do you
9 want to sort of water that down by taking potentially prime
0 economic development territory and allowing for less than
1 maximizing uses?

2 So I am not opposed to asking staff and the Zoning
3 Commission to look at it but I would think, at this time, that
4 I guess, in my mind, I am wondering. I don't know that this
5 would go anywhere.

6 MR. MALCHESKY: Right. I was, you know, I thought
7 about that and I also thought about maybe, you know, something
8 south of the area where we had that paper discovery, you know,
9 area.

0 CHAIRWOMAN LUHTA: Um-hum.

1 MR. MALCHESKY: And, you know, that when we went
2 through this planning before, I always desired to have some
3 type of, you know, luxury type of, you know, residential
4 living, brown stone type of things. And when I was downtown, I
5 saw another little tiny development that kind of came up that I
6 thought of as well. So that area we did not zone for that, I
7 think, appropriately so in the beginning because we wanted to
8 see how the corridor developed.

9 But I certainly want to, at least, have some
0 discussion about revisiting that, and maybe it's not now or

1 maybe it's not anytime soon.

2 MR. GALLOWAY: I think, if you want to have that
3 discussion, let's have it now because we're going to continue
4 to have, you know, challenges and requests from businesses on
5 various things and so we might, you know — It's sort of a
6 fluid, organic process. Let's keep it going.

7 MR. MALCHESKY: The question is, I hate to send it
8 down to the Zoning Commission for a project, but maybe to have
9 our, you know, our Zoning commissioner take a look at it and
0 give us her opinion or recommendation.

1 MR. GALLOWAY: A recommendation. Maybe we'll get
2 some other areas where something like that has been done, if at
3 all, or how it can be done or not done and do a little research
4 on it and then maybe, kind of, come back.

5 MR. MALCHESKY: Okay. I will take some field trips
6 myself.

7 CHAIRWOMAN LUHTA: Okay.

8 MR. GALLOWAY: Why not?

9 CHAIRWOMAN LUHTA: Very good. Okay. Thank you. Are
0 we ready for new business?

1 MR. MALCHESKY: Sure.

2 CHAIRWOMAN LUHTA: Okay. We must approve the monthly
3 financial reports.

4 MS. CUSICK: Yes. Last meeting, we approved the
5 December, so this will be January.

6 CHAIRWOMAN LUHTA: Do I —

7 MR. GALLOWAY: So moved.

8 MR. MALCHESKY: Second.

9 CHAIRWOMAN LUHTA: All in favor?

0 MR. GALLOWAY: Aye.

1 MR. MALCHESKY: Aye.

2 CHAIRWOMAN LUHTA: Aye. Thank you.

3 Now we need to vote to approve going out for bid on
4 the upgrade of a computer network —

5 MR. MALCHESKY: So moved.

6 MR. GALLOWAY: Seconded.

7 CHAIRWOMAN LUHTA: All in favor?

8 MR. MALCHESKY: Aye.

9 MR. GALLOWAY: Aye.

0 CHAIRWOMAN LUHTA: Aye. — that Jack filled us in
1 about while he was still here.

2 MR. GALLOWAY: Well, just to give everybody a quick
3 synopsis —

4 CHAIRWOMAN LUHTA: Yeah, I think so.

5 MR. GALLOWAY: Our Town Hall system is becoming
6 antiquated and it was last upgraded five years ago.

7 CHAIRWOMAN LUHTA: Right.

8 MR. GALLOWAY: And as everybody at home that has a PC
9 knows, when you get to five years on that thing and it —
0 you're about done. So we've had some issues and —

1 CHAIRWOMAN LUHTA: Yes.

2 MR. GALLOWAY: I think Jack's plan is to go out for
3 bid and also ask for some analysis as to, you know, is there a
4 better way for us to go about what we're doing?

5 CHAIRWOMAN LUHTA: Right.

6 MR. GALLOWAY: Do we want to just replace what we
7 have or do we want to reengineer it a little bit with maybe a
8 main server but just have, sort of, portal computers? Do we
9 want to look at cloud computing, you know, without actually
0 having a server and everything is through the internet? That

1 seems to be the next —

2 MR. MALCHESKY: It seems dangerous, though, doesn't
3 it?

4 CHAIRWOMAN LUHTA: Yes, it does.

5 MR. MALCHESKY: You can't touch it.

6 MR. GALLOWAY: First of all, Google already knows
7 everything about all of us. So, anyway, that's what that's all
8 about is looking that over.

9 CHAIRWOMAN LUHTA: Okay. And then we have a
0 resolution. Do you have it?

1 MR. GALLOWAY: I have it.

2 CHAIRWOMAN LUHTA: For the, Resolution 2009-3 for the
3 connector road.

4 MR. GALLOWAY: Madam Chairman, I move for approval of
5 Resolution 2009-3. This is a commitment by the Board of
6 Trustees to road improvements to the Auburn-Crile corridor.
7 Essentially, what this is, is the Board of Trustees officially
8 notifying the various state and federal agencies that we are
9 prepared to make a matching funding commitment and this is part
0 of the process of going after stimulus dollars.

1 CHAIRWOMAN LUHTA: So is there a motion?

2 MR. MALCHESKY: And I second that motion.

3 CHAIRWOMAN LUHTA: Yeah. All in favor?

4 MR. GALLOWAY: Aye.

5 MR. MALCHESKY: Aye.

6 CHAIRWOMAN LUHTA: Aye.

7 MR. MALCHESKY: I also preface the fact that it will,
8 besides those stimulus dollars, we have been pounding the
9 pavement for other monies.

0 CHAIRWOMAN LUHTA: Oh, yes.

1 MR. MALCHESKY: And so, hopefully, that will shake
2 something loose.

3 CHAIRWOMAN LUHTA: And do you have —

4 MR. MALCHESKY: 2009–04, the Natureworks grant. This
5 is, the Ohio Department of Natural Resources administers some
6 financial assistance for public recreation purposes, and we are
7 now asking or filing an application, through Linda Legg,
8 authorizing her to direct and execute and file an application
9 with the Ohio Department of Natural Resources and provide
0 information and documentation required for the eligible and
1 possible funding assistance, and this is for our pavilion.

2 MS. LEGG: Correct.

3 MR. MALCHESKY: You call it pavilion, right?

4 MS. LEGG: Picnic shelter, yeah, pavilion.

5 CHAIRWOMAN LUHTA: Okay. Did you move?

6 MR. MALCHESKY: I so move.

7 MR. GALLOWAY: I second that.

8 CHAIRWOMAN LUHTA: All in favor?

9 MR. MALCHESKY: Aye.

0 MR. GALLOWAY: Aye.

1 CHAIRWOMAN LUHTA: Aye.

2 MS. CUSICK: And the second application about the
3 Natureworks grant is specifically asking to match funds, to
4 prove that we have funding available for that, which we do.

5 MR. MALCHESKY: And this is for us to agree that we
6 will obligate yourself up to \$15,000. So moved.

7 MR. GALLOWAY: Seconded.

8 CHAIRWOMAN LUHTA: All in favor?

9 MR. GALLOWAY: Aye.

0 MR. MALCHESKY: Aye.

1 CHAIRWOMAN LUHTA: Aye.

2 MS. CUSICK: Now, the next two, the second one is not
3 on the agenda. 6 and 7 resolution are for — you don't have to
4 sign — for the permanent appropriations that we discussed
5 tonight at the workshop and the corresponding amended
6 certificate of estimated resources.

7 CHAIRWOMAN LUHTA: Do I hear a motion to approve
8 Resolution 06?

9 MR. GALLOWAY: So moved.

0 MR. MALCHESKY: I guess I preface that, as you go
1 through and we look at the appropriations, I think that we do
2 it very conservatively, meaning that we budget to spend more
3 than what we actually normally spend. So if it looks a little
4 funny in the end, it usually always works out the right way.

5 CHAIRWOMAN LUHTA: Right.

6 MR. MALCHESKY: I second that motion.

7 CHAIRWOMAN LUHTA: All in favor?

8 MR. MALCHESKY: Aye.

9 MR. GALLOWAY: Aye.

0 CHAIRWOMAN LUHTA: Aye.

1 MS. CUSICK: And Resolution 2009-7 for the amended
2 certificate of estimated resources.

3 MR. GALLOWAY: So moved.

4 MR. MALCHESKY: Second.

5 CHAIRWOMAN LUHTA: All in favor?

6 MR. GALLOWAY: Aye.

7 MR. MALCHESKY: Aye.

8 CHAIRWOMAN LUHTA: Aye.

9 MS. CUSICK: Thank you.

0 CHAIRWOMAN LUHTA: There you go. We've got those.

1 They're all —

2 MR. GALLOWAY: You gotta love housekeeping
3 resolutions.

4 MS. CUSICK: Yeah.

5 CHAIRWOMAN LUHTA: Okay. That takes care of all the
6 resolutions.

7 Now, the items approved at the staff meeting
8 yesterday were the purchase of a used drill press at the cost
9 of \$3,400 from Lee's Machinery; purchase of a band saw for \$600
0 from Lee's Machinery; and we approved the advertising for bids
1 for salt, stone, and tar.

2 MR. GERSON: Excuse me, Madam Chairman.

3 MR. GALLOWAY: I don't think that number is correct.
4 I think it's \$3,700.

5 MS. CUSICK: Actually, they did negotiate that.

6 MR. GALLOWAY: Did they?

7 CHAIRWOMAN LUHTA: Yeah.

8 MR. GERSON: That was negotiated to \$4,000 total for
9 the two items.

0 MR. GALLOWAY: Oh, after our conversation?

1 CHAIRWOMAN LUHTA: Good deal.

2 MR. GALLOWAY: Excellent. See that.

3 CHAIRWOMAN LUHTA: Thank you.

4 MR. GERSON: That was what I was trying to draw your
5 attention on, Madam Chairman.

6 CHAIRWOMAN LUHTA: Excellent. Thank you.

7 MR. GERSON: The advertising for the bid for salt,
8 stone, and tar was also to include concrete and asphalt.

9 CHAIRWOMAN LUHTA: Concrete, okay. All right. We
0 did, we did approve those.

1 MR. GERSON: Yes, ma'am.

2 CHAIRWOMAN LUHTA: So this is just announcing it to
3 the public. Okay. Thank you for the correction.

4 Now, future meetings and announcements, Thursday and
5 Friday, that's tomorrow and Friday, the 5th and 6th of
6 February, all day, we will all three be at the Ohio Township
7 Association winter conference in Columbus. So, everybody,
8 please behave while all three of us are out of town.

9 MR. GALLOWAY: Peggy is in charge.

0 MR. MALCHESKY: It's important to note that Chris
1 will go separately, just in case. He will be at a designated
2 place.

3 CHAIRWOMAN LUHTA: Right.

4 MR. GALLOWAY: That's right. I will not be in the
5 same vehicle.

6 CHAIRWOMAN LUHTA: No.

7 And February 10th, Tuesday, at 6:30, there will be an
8 officers' meeting in the Fire Station 1. That's the fire
9 department officers.

0 Wednesday, the 11th of February, at 7:00, Board of
1 Zoning Appeals meeting in this room.

2 Monday, the 16th of February, the Town Hall and
3 offices will be closed in observance of President's Day.

4 And Tuesday, the 17th of February, at 1:00,
5 department head meeting in the conference room.

6 Wednesday, the 18th, at 6:30, trustee office hours in
7 the conference room, followed by the regular meeting at 7:30
8 here in this room.

9 And Friday, the 20th of February, at 8:00, there will
0 be a JEDD board meeting here in Town Hall.

1 And we are not going to have an executive session
2 tonight, so I will now declare this meeting adjourned.

3 (The meeting was adjourned at 8:25 p.m.)
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STATE OF OHIO)
)
COUNTY OF CUYAHOGA)

CERTIFICATE

I, Melinda A. Melton, Registered Professional Reporter, a notary public within and for the State of Ohio, duly commissioned and qualified, do hereby certify that, to the best of my ability, the foregoing proceeding was reduced by me to stenotype shorthand, subsequently transcribed into typewritten manuscript; and that the foregoing is a true and accurate transcript of said proceedings so taken as aforesaid.

I do further certify that this proceeding took place at the time and place as specified in the foregoing caption and was completed without adjournment.

I do further certify that I am not a friend, relative, or counsel for any party or otherwise interested in the outcome of these proceedings.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal of office this 13th day of February 2009.

Melinda A. Melton
Registered Professional Reporter

Notary Public within and for the
State of Ohio

My Commission Expires:
February 4, 2013