

RECORD OF PROCEEDINGS
 Concord Township Board of Trustees

Minutes of

Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held

March 18, 2009

20

The Concord Township Board of Trustees met for regular meeting March 18, 2009, at 7:30 p.m., in the Township Hall, located at 7229 Ravenna Road. Chairman Caroline N. Luhta called the meeting to order and led in the Pledge of Allegiance. Trustees present were Caroline N. Luhta, Christopher A. Galloway, and Paul R. Malchesky.

AWARD: Recognition of G. Thomas Schultz, Auburn Career Center.

Mr. Malchesky moved to adopt the following Resolution recognizing the Retirement of G. Thomas Schultz from Auburn Career Center:

RESOLUTION 2009-11

Recognizing the Retirement of G. Thomas Schultz

Whereas, G. Thomas Schultz having served as Superintendent of Auburn Career Center in Concord Township and as an administrator for the Career Center for over 20 years; and,

Whereas, the Auburn Career Center, through the leadership of Mr. Schultz, provides educational services to over eleven school districts, serving over 750 high school students and an additional 1,500 students annually, another 3,500 adult students, and during his tenure has seen the graduation of over 28,000 students; and,

Whereas, Mr. Schultz through his guidance has brought honor and recognition to the school from various sources to include in 2006 the Auburn Career Center having been selected as one of seventy-five high schools nationally by the Bill and Melinda Gates Foundation, "Promising to Proven Schools".

Whereas, Mr. Schultz has given his time to serve locally and outside of the community in numerous professional organizations at the local, state and national levels as a national leader on career technical education and training.

Now therefore be it resolved by the Concord Township Board of Trustees, Lake County, Ohio, that Mr. G. Thomas Schultz is recognized with great appreciation for his many years of service to the youth in Lake and Geauga Counties. And, it is with great pleasure that we, the Trustees, extend their fondest appreciation for Mr. Schultz' service to our community.

Mr. Galloway seconded. Vote: 3 ayes.

Mr. Schultz thanked the Trustees for his recognition. He announced several endeavors he is about to undertake in an active retirement, vs. "Pina Coladas on the beach." He said that Auburn Career Center, with its 50,000 visitors per year, is a big draw for Concord Township. And that Concord has been good to them, as well.

APPROVAL OF MINUTES:

February 18, 2009 Trustees' regular meeting approved as written.

March 4, 2009 Trustees' regular meeting – TABLED

CORRESPONDENCE – FISCAL OFFICER:

1. Fax from Lake County Commissioners re: Mountainside Farms Phase 3B.
2. Invitation to 2nd Amendment Forum from Geauga Constitutional Council.
3. 1st quarter agricultural newsletter of Lake County Soil & Water Conservation District.
4. Copy of letter to Mountainside Farms, LLC from Lake County Planning Commission re: Mountainside farms, Phase 3 B.
5. Copy of letter to Quail Developers, Inc. from Lake County Planning Commission re: Quail Hollow #11 Subdivision.
6. Copy of letter to W.R. Martin, Inc. from Lake County Planning Commission re: Quail Hollow, Phase 10.
7. Spring newsletter of Lake County Stormwater Management Department.
8. Invitation from Friends of Laketrans to 20th Annual Golf Tournament.
9. Letter from American Heart Association re: Lake/Geauga Start! Heart Walk.
10. Letter from Fund for Our Economic Future re: Efficient GovNow.
11. Copy of letter to Properties Development from Lake County Engineer re: Mountainside Farms, Phase 2.
12. Notification of meeting for consideration of Orchard Springs, final plat & improvement plans and Mountainside Farms, Phase 3B subdivisions.

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13. Letter from Frank Gates re: Ohio Township Association group rating program.

CORRESPONDENCE – TRUSTEES:

Mr. Malchesky: All three Trustees attended a Homeowners' Association Meeting for Eagle Ridge.

Mr. Galloway:

- Attended with Mr. Malchesky the Mentor Chamber of Commerce Meeting.
- Attended the Transportation Meeting in Columbus.
- Had a call about a barking dog; he talked about how important it is to be a 'good neighbor.'

Mrs. Luhta:

- Had a call from a resident of Yellowwood about a 'Noise Wall.'
- Expressed Mr. Dostal's request that he is looking for about 10 acres for the Youth Football League.
- Had a call from a resident re: traffic problems that condo residents have on Old Johnnycake Ridge Road.
- Explained that medical office billing has nothing to do with the Township; it is a private matter.

DEPARTMENT REPORTS:

A. ADMINISTRATION DEPT. – Jack Nettis, Jr., Administrator

1. **Recycling** – Reminder to only drop-off recyclables, no swing sets, decks, etc. Also don't pile outside of containers.
2. **Community Center** – Held a Senior Program today that was very well attended.
3. **Service Dept.** - Assessing road conditions and making recommendations to the Trustees for this year's priorities. Repairing pot holes and turf from this year's plowing.

Mr. Malchesky added, while discussing the poor condition of many roadways, that the Service Department may consider "whitetopping" some of the concrete roads, where the cost to replace the concrete would otherwise be prohibitive.

4. **Administration Dept.** – Pursuing grants and planning on Connector road.
5. **Fire Dept.** – Several Firefighters received a stork pin for delivering a baby.

AUDIENCE:

Boy Scout **Jacob Rich** of Painesville introduced himself. He attended the meeting to earn his Communications Merit Badge. He is working toward Eagle Scout.

John Dostal attended the meeting and made his plea to the public for 10 acres for the Youth Football League.

OLD BUSINESS:

No old business.

NEW BUSINESS:

A. ANNOUNCEMENT – NAMES OF HEALTHCARE STUDY GROUP. Mr. Nettis submitted the list which included: Jack Nettis, Jr., as Facilitator, Linda Legg from Community Center, Kathy Mitchell from Town Hall, Brian Thirion & Fred Ruggieri from Service Dept., Eric Reed, Matt Sabo & Karen Pirc from the Fire Dept.

B. ZONING BOARD APPOINTMENTS TO BE EFFECTIVE 4-1-09 FOR 5-YEAR TERMS.
Tabled.

C. FUTURE MEETINGS & ANNOUNCEMENTS:

Fri.	3-20	8:00 AM	HEALTHCARE STUDY COMMITTEE / Conference Room
Tues.	3-24	10:30 AM	BID OPENING: RECYCLING / Conference Room
		7:00 PM	ZONING COMMISSION MEETING / Town Hall
Fri.	3-27	8:00 AM	JEDD BOARD MEETING / Town Hall
Mon.	3-30	10:30 AM	BID OPENING: COMPUTERS / Conference Room

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Tues. 3-31 NOON TRUSTEE STAFF MEETING / Conference Room
Wed. 4-1 10:30 AM BID OPENING: STONE & TAR / Conference Room
6:30 PM TRUSTEE OFFICE HOURS / Conference Room
7:30 PM TRUSTEE MEETING / Town Hall

D. RECESS TO EXECUTIVE SESSION TO DISCUSS PERSONNEL / DISCIPLINARY, COMPENSATION. The Executive Sessions were held during Office Hours.

ADDED TO AGENDA:

E. STREET "LIGHTING AGREEMENT" – Mr. Malchesky moved to approve Street "Lighting Agreement" with Lake Hospital System for the Tri-Point Campus (see attached). Mr. Galloway seconded. Vote: 3 ayes.

F. ITEMS PASSED AT OFFICE HOURS 3-18-09:

1. JEDD Items:

- a) Request by JEDD Board for \$1,000 from Concord Township for miscellaneous expenses, to be repaid.
- b) Payback of advances by Concord Township to the JEDD Board to be done in an expedient manner not to exceed 3 years.

Mr. Malchesky moved to approve JEDD Items a & b. Mrs. Luhta seconded. Vote: 2 ayes. (Mr. Galloway was not present.)

2. **Property Appraisal** – \$3,900 to O.R. Colan for property appraisal re: Connector Road. – Mr. Malchesky moved to approve up to \$3,900 to O.R. Colan for property appraisal re: Connector Road. Mr. Galloway seconded. Vote: 3 ayes.

3. **Fire Dept.: Norm Chaffee** – The Trustees are aware that Norm Chaffee, with the Fire Department, will be working from home while he is on light duty and undergoing his medical treatment.

Meeting adjourned.

Trustees approved and signed the following checks:

Version 13.1
6:19:34 pm 03/18/2009

PAYMENT REGISTER
CONCORD TOWNSHIP, LAKE COUNTY
Accounting/Payroll
From 03/05/2009 to 03/18/2009

Page: 1
Date: 03/18/2009

Warrant Number	Type	Date	Vendor/Payee	Amount	Status
22329	VW	03/11/2009	ATWELL'S POLICE AND FIRE EQUIPMENT CO	\$134.89	0
22330	VW	03/11/2009	AUTO ZONE INC.	220.66	0
22331	VW	03/12/2009	CARBA FIRE TECHNOLOGIES	1,525.00	0
22332	VW	03/12/2009	CARNEGIE BODY COMPANY	469.53	0
22333	VW	03/12/2009	CONCORD-LEROY AREA CHAMBER OF COMMERCE	235.00	V
22334	VW	03/12/2009	FIRE SERVICE MANAGEMENT	312.69	0
22335	VW	03/16/2009	CBIZ NETWORK SOLUTIONS	165.00	0
22336	VW	03/16/2009	CONCORD-LEROY AREA CHAMBER OF COMMERCE	75.00	0
22337	VW	03/16/2009	E-FLEX GROUP	1,108.26	0
22338	VW	03/16/2009	THE FLAG STORE	31.20	0
22339	VW	03/16/2009	FIRST COMMUNICATIONS, LLC	423.18	0
22340	VW	03/16/2009	GEAUGA MEDICAL CENTER	15.00	0
22341	VW	03/16/2009	HEMLY TOOL SUPPLY INC	328.77	0
22342	VW	03/16/2009	JOHN S.CROCKER, TREASURER (GIS)	327.00	0
22343	VW	03/16/2009	LAKE BUSINESS PRODUCTS	560.80	0
22344	VW	03/16/2009	LAKE COUNTY CENTRAL COMMUNICATIONS	9,218.00	0
22345	VW	03/16/2009	LAKE CO DEPT UTILITIES--SOLID WASTE FAC	5.00	0
22346	VW	03/16/2009	LAKE COUNTY TREASURER (SHERIFF'S FUND)	23,997.49	0
22347	VW	03/16/2009	MAJOR WASTE DISPOSAL SERVICES INC	235.00	0
22348	VW	03/16/2009	MELZER'S FUEL SERVICE INC.	5,658.97	0
22349	VW	03/16/2009	NORTH AMERICAN SALT CO	4,795.03	0
22350	VW	03/16/2009	NORTH COAST SALES	39.80	0
22351	VW	03/16/2009	OH FIRE & EMERGENCY SERV FOUNDATION	259.50	0
22352	VW	03/16/2009	SBJ ELECTRICAL SERVICES	500.00	0
22353	VW	03/16/2009	SOUTHEASTERN EQUIPMENT CO INC	57.57	0
22354	VW	03/16/2009	SUMMERS RUBBER COMPANY	48.98	0
22355	VW	03/16/2009	ULINE	231.28	0
22356	VW	03/17/2009	ADP INC	389.09	0
22357	VW	03/17/2009	GAZETTE NEWSPAPERS	140.00	0
22358	VW	03/17/2009	GREAT LAKES OXYGEN INC	64.79	0
22359	VW	03/17/2009	HARTMAN PERSONNEL SERVICES	947.10	0

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PAYMENT REGISTER
CONCORD TOWNSHIP, LAKE COUNTY
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From 03/05/2009 to 03/18/2009

Page: 2
Date: 03/18/2009

Warrant Number	Type	Date	Vendor/Payee	Amount	Status
22360	VM	03/17/2009	JEN'S CLEANING SERVICE	35.00	0
22361	VM	03/17/2009	MELINDA A MELTON, INC.	575.50	0
22362	VM	03/17/2009	LAKE BUSINESS PRODUCTS	123.81	0
22363	VM	03/17/2009	LAKE ERIE IRON & METAL	11.05	0
22364	VM	03/17/2009	NEWS HERALD	293.82	0
22365	VM	03/17/2009	NUTRITION & FITNESS PROFESSIONALS INC.	168.00	0
22366	VM	03/17/2009	WAID'S RAINBOW RENTALS INC	180.00	0
22367	VM	03/17/2009	WASTE MANAGEMENT	4,301.88	0
22368	VM	03/17/2009	WILES & RICHARDS	186.50	0
22369	VM	03/17/2009	WITMER PUBLIC SAFETY GROUP, INC.	128.49	0
22370	VM	03/17/2009	BRIAN DANIELS	65.00	0
22371	VM	03/17/2009	DOREEN COGAR	100.00	0
22372	VM	03/17/2009	EVELYN THIRION	100.00	0
22373	VM	03/17/2009	GENE PTACEK & SON FIRE EQUIPMENT INC	1,365.85	0
22374	VM	03/17/2009	GINA CIREDDU	228.00	0
22375	VM	03/17/2009	KATHLEEN SCHUBETTE	100.00	0
22376	VM	03/17/2009	MATT SENYES	17.05	0
22377	VM	03/17/2009	STEVEN ZOOK	100.00	0
22378	VM	03/18/2009	AIRGAS GREAT LAKES	96.20	0
22379	VM	03/18/2009	CINTAS FIRST AID & SAFETY	92.90	0
22380	VM	03/18/2009	KIMBALL MIDWEST	431.41	V
22381	VM	03/18/2009	LAKE HOSPITAL SYSTEM INC	763.20	0
22382	VM	03/18/2009	OHIO CAT	323.48	0
22383	VM	03/18/2009	OH DEPT OF JOB & FAMILY SERVICES	60.57	0
22384	VM	03/18/2009	RIVERSIDE LOCAL SCHOOL DISTRICT	1.00	0
22385	VM	03/18/2009	SOUTHEASTERN EMERGENCY EQUIPMENT	342.94	0
22386	VM	03/18/2009	THOMSON WEST	72.00	0
22387	VM	03/18/2009	TNT PUBLICATIONS	275.00	0
22388	VM	03/18/2009	ED KRAUSE	65.00	0
22389	VM	03/18/2009	ERIC R WOLCOTT	124.86	0
22390	VM	03/18/2009	GAYLE MALKAMAKI	100.00	0
22391	VM	03/18/2009	LISA STABLING	50.00	0
22392	VM	03/18/2009	ALFTEL	29.11	0
22393	VM	03/18/2009	AQDA OHIO INC	12.27	0
22394	VM	03/18/2009	CITY OF PAINESVILLE, UTILITIES OFFICE	8.88	0
22395	VM	03/18/2009	DOMINION EAST OHIO	1,090.67	0
22396	VM	03/18/2009	ILLUMINATING COMPANY	381.51	0
22397	VM	03/18/2009	TIME WARNER CABLE	79.95	0
22398	VM	03/18/2009	CONCORD PAYROLL	22,144.23	0
22399	VM	03/18/2009	CONCORD PAYROLL	88,809.27	0
22400	VM	03/18/2009	OHIO PUBLIC EMPLOYEES DEFERRED COMP PROG	2,927.00	0
22401	VM	03/18/2009	OPERS	5,744.84	0
22402	VM	03/18/2009	OHIO POLICE & FIRE PENSION FUND	4,754.75	0
22403	VM	03/18/2009	OPERS	8,042.78	0
22404	VM	03/18/2009	OHIO POLICE & FIRE PENSION FUND	11,411.40	0
22405	VM	03/18/2009	KIMBALL MIDWEST	427.10	0
22406	VM	03/18/2009	DONALD K & CATHERINE M KRUPKA	700.00	0

Subtotal: 209,295.44
Adjustments: 0.00
Total Amount Pending for Accounting: 0.00
Total Amount Pending for Payroll: 0.00
Total: \$209,295.44

Caroline N. Luthia, Chairman

Peggy A. Cusick, Fiscal Officer

STREET LIGHTING AGREEMENT

THIS STREET LIGHTING AGREEMENT ("Agreement") is made and entered into this ___ day of March, 2009 by and between the **Township of Concord, County of Lake, State of Ohio**, a township existing and operating under the laws of the State of Ohio ("Concord Township") and **Lake Hospital System, Inc.**, an Ohio not-for-profit corporation ("LHS") under the following circumstances:

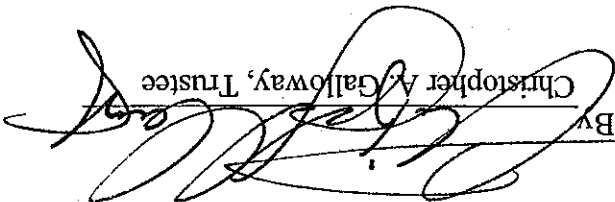
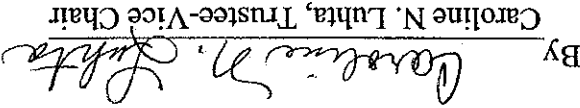
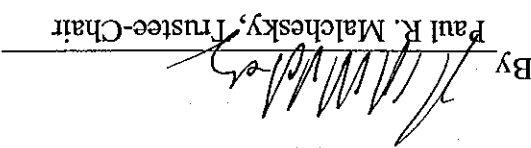
STATEMENT OF CIRCUMSTANCES

- A. LHS is constructing its TriPoint Medical Center ("TriPoint") on land located in Concord Township that abuts Auburn Road and is designated as Permanent Parcel No. 08A0190000370 (the "TriPoint Campus");
- B. As part of the TriPoint project Auburn Road is being improved to accommodate an expected increase in traffic;
- C. As part of the improvements of Auburn Road, LHS has requested that Concord Township make application to the Illuminating Company to have the Illuminating Company install street lighting on the portions of Auburn Road being improved (the "Street Lighting Project");
- D. Concord Township is willing to make the necessary application on the condition that LHS be responsible for payment of any installation costs charged by the Illuminating Company for the Street Lighting Project and that LHS agree that the assessments for the costs of operation and maintenance of the street lighting installed for the Street Lighting Project be levied on the TriPoint Campus;
- E. LHS finds the conditions acceptable and LHS and Concord Township wish to enter into this Agreement to provide street lighting on Auburn Road on the terms and conditions stated below.

STATEMENT OF AGREEMENT

NOW THEREFORE, in consideration of the mutual promises and covenants set forth in this Agreement, Concord Township and LHS agree and bind themselves, their employees, agents and successors as follows:

- 1. Recitals. The Statement of Circumstances is incorporated into and made a part of this Agreement as if more fully set forth in this Statement of Agreement.
- 2. Application for Street Lighting. Concord Township will make application to the Illuminating Company for the installation of street lighting on Auburn Road by the Illuminating Company in accordance with the specifications described on

By Christopher A. Galloway, Trustee

 By Caroline N. Luhta, Trustee-Vice Chair

 By Paul R. Malchesky, Trustee-Chair


By _____

LAKE HOSPITAL SYSTEM, INC. TOWNSHIP OF CONCORD

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first above written.

6. Miscellaneous. This Agreement represents the entire agreement between the parties with respect to the matters set forth herein. This Agreement may be modified only by a written agreement executed by both parties. This Agreement shall be interpreted under the laws of the State of Ohio.
 5. Other Documents. The parties agree to cooperate with one another and to use their best efforts to implement this Agreement and to sign and act on in a timely fashion all other documents required to implement this Agreement.
 4. Ongoing Operating and Maintenance Costs. LHS agrees that the costs incurred by Concord Township for operation and maintenance of the Requested Street Lighting will be assessed to the property on which the TriPoint Campus is located.
 3. Payment of Installation Costs. LHS will make all deposits required, if any, by the Illuminating Company and pay directly to the Illuminating Company all costs, if any, charged by the Illuminating Company for acquisition and installation of the Requested Street Lighting as well as any costs incurred by Concord Township in connection with the acquisition and installation of the Requested Street Lighting.
- Exhibit A attached to this Letter (the "Requested Street Lighting"). The Application will be submitted by an online application that is found at <https://www.firstenergycorp.com/forms/contractorApplication/initServiceRequest>. do or by such other method as is acceptable to the Illuminating Company.

11/1/17