

The meeting of the Hinckley Township Board of Trustees was called to order at 6:30 p.m. on September 5, 2017 by Chairman Raymond. Mr. Schulte announced that current Fiscal Officer Catherwood is on vacation so former F.O. Colleen Swedyk will be taking the minutes. Present were Trustees Schulte, Sambor and Augustine, 16 residents and two reporters. All joined the Pledge to the Flag.

David Sambor made a motion approving the August 21, 2017 meeting minutes as written. Melissa Augustine seconded. Vote: A-yes, DS-yes, S-yes.

### **POLICE DEPARTMENT**

David Sambor made a motion to approve **Resolution #082117-01** for the purchase of installing of a 9' trench drain in the front of the sally port at the police station by C & M Corp at a total cost of **\$1,650.00**. Melissa Augustine seconded. Vote: A-yes, DS-yes, S-yes.

David Sambor made a motion to approve **Resolution #082117-02** for the purchase and installation of replacement cabinetry in the filing area through Iceland Cabinetry at a total cost of **\$2,310.00**. Melissa Augustine seconded. Vote: A-yes, DS-yes, S-yes.

### **FIRE DEPARTMENT**

David Sambor made a motion to accept the resignation of Daniel Wilson effective August 28<sup>th</sup> 2017. Melissa Augustine seconded. Vote: A-yes, DS-yes, S-yes.

David Sambor made a motion to accept the resignation of Mike Mehalic effective August 30<sup>th</sup> 2017. Melissa Augustine seconded. Vote: A-yes, DS-yes, S-yes.

David Sambor made a motion to approve **Resolution #082117-03** for the annual subscription of the I am Responding software at an annual cost of **\$650.00**. This is year two of a five-year contract. Melissa Augustine seconded. Vote: A-yes, DS-yes, S-yes.

David Sambor made a motion to approve **Resolution #082117-04** for blood pressure cuffs, replacement supplies and pulse ox units from Southeastern Emergency Equipment at a total cost of **\$500.00**. This purchase is utilizing EMS grant funds. Melissa Augustine seconded. Vote: A-yes, DS-yes, S-yes.

### **SERVICE DEPARTMENT**

Road Superintendent Darren Newcomer provided the monthly report which included 485 total hours (413/roads, 27/cemetery, 6/general, 25/fire and 14/police). Work completed included: ditching on Marland, installed new drive culvert and catch basin at Maple Hill Cemetery, poured four footers for headstones, completed roadside mowing throughout township.

Raymond Schulte made a motion to approve **Resolution #082117-05** which places the 2000 International 4900 plow truck up for sale on Govdeals.com. The sale requires a 12.5% buyer's premium that will be paid by the bidder. The reserve in the sale is \$8,500.00 with a required opening bid of \$1,700.00. Augustine seconded. Vote: A-yes, DS-yes, S-yes.

Dave Sambor explained the process of putting the truck on Govdeals and Ray Schulte relayed the success the township has had using this process.

Raymond Schulte made a motion to approve **Resolution #082117-06** which extends the township mowing contract with Got Grass for the next three years at an increase of \$25.00 a week, each year from the previous. David Sambor seconded. Vote: A-yes, DS-yes, S-yes.

The trustees discussed their satisfaction with the Got Grass mowing this year.

### **ZONING**

David Sambor made a motion to approve **Resolution #082117-07** which approves a travel/educational appropriation for the following to attend the APA Planning & Zoning Workshop at a total cost of **\$1,100.00**. Attending will be R. Schulte, T. Wilson, S. Peterlin, J. Calabro, B. Schaefer, B. Spellman, J. Burns, D. Dermody, B. Schneider and M. Marzullo. Raymond Schulte seconded. Vote: A-yes, DS-yes, S-abst.

### **CEMETERIES**

The trustees signed deeds for Padula/Glaser and Henry.

### **TRUSTEES**

Melissa Augustine indicated she has been in discussion with the Medina County Sanitary Engineer and the soil boring along Maple Hill has resulted in the feasibility for a waterline extension down 303 and along Maple Hill. Ms. Augustine indicated that pricing is being obtained for the waterline extension. Mr. Schulte thanked Ms. Augustine for her efforts in working with the sanitary engineer. She added that the cable channel is working

David Sambor recapped the effort to obtain a Master Plan for the old fire station and to ensure that addressing the decay in the front of the building is compatible with the long-range goals of the community. The public meeting is scheduled for September 25, 2017 at 7:00 p.m.

### **Fund Status**

Colleen Swedyk stated the Township currently has funds totaling \$4,516,703.89

### **AUDIENCE**

Resident Robert Jenkins- a 21-year resident- discussed his concern about his 6+ year dispute with his neighbor who is creating an ongoing disturbance due to his landscaping business. He stated that no one in a residential neighborhood should be operating this type of equipment. He indicated that he has made numerous complaints and cited the previous zoning inspector told Mr. Jenkins that it is difficult to prove operations within the residential district. Mr. Jenkins is complimentary of the efforts by Assistant Zoning inspector David Peterlin. He provided the trustees with further violations he has witnessed by his neighbor.

He then informed the trustees of his latest visit to the township office to submit a zoning complaint due to his neighbor- Nick Gaydos' actions. During his visit, Trustee Ray Schulte came into the front office and, according to Mr. Jenkins, said that "he is done with me". He said that this entire situation has taken a toll on his health, he is contemplating selling his home. He asked someone to step up for the community and address this "bad situation". He concluded with his thanks and that "no one else should have to put up with diesel motors in Hinckley". Mr. Schulte asked the audience if there was anything else.

Former trustees Ron Rhodes inquired as to why Mr. Schulte would not respond to Mr. Jenkins appeal. Mr. Schulte replied that "He was not going to respond". At this point David Sambor inquired of Mr. Jenkins as to

the operation of his neighbor's landscaping business and relayed his recollections as to the ongoing concerns regarding the past zoning responses and that zoning and police have looked at over the years.

Mr. Rhodes asked why they cannot tell that there is a zoning violation going on. Mrs. Augustine stated that she is reviewing the documents over the past years. Mr. Jenkins stated that a "drive by occasionally is not the same as being in his home". Mr. Jenkins cited pictures he has taken and Ms. Augustine thanked him for allowing him the use of his driveway to do her own investigation.

Mr. Rhodes asked how long this has been going on. The reply was over seven years. At this time Mr. Schulte spoke up and stated that there were "two sides to this story" and Mr. Gaydos isn't here to defend himself. Mr. Schulte told the media that this is a long neighborhood dispute, citing public record documentation.

Mr. Rhodes asked, again, "Is this man running a landscaping business?" Mr. Schulte indicated that he came before the Board of Zoning Appeals and was denied, the result was he rented a space on 130<sup>th</sup>. Schulte added that Gaydos has a large property and should not be restricted from doing things on his own property.

David Sambor explained that at one time he (Gaydos) was running a business on the property and came to the BZA and it was denied. Mr. Schulte stated he has personally observed the property on multiple occasions and does not see a business operation. He said that Mr. Jenkins has read his statement and Melissa will investigate.

Resident Chuck Ricco thanked Mr. Jenkins for his statement and questioned Mr. Schulte's alleged comment to Mr. Jenkins that he "was done with him". Mr. Ricco stated, "Whether Mr. Jenkins is "right or wrong" that as a public servant..." Mr. Schulte interrupted and questioned whether Mr. Ricco was going to make this a big deal since he is now as a candidate for trustee. Mr. Ricco replied "I am running for trustee because of issues like this." He added that he is not surprised by Mr. Schulte's remarks. Mr. Sambor cautioned that it is not productive to launch personal attacks. Mr. Schulte thanked Mr. Ricco for his comments indicating that he should be cognizant with dealing with issues due to his time serving on the Brunswick City Council.

Mr. Ron Rhodes asked Mr. Schulte for clarification on a "grant for \$400,000 for the highway system?" Mr. Schulte deferred to Mr. Sambor, who responded that it "is not a grant, but an OPWC zero percent loan". He added the process is the same as a grant, but it is unlikely that Hinckley will receive a grant. He continued that by working with the Fiscal Officer it was determined prudent to apply for the zero percent grant in order to undertake larger sections of roadway. Mr. Rhodes thanked Mr. Sambor for talking to him intelligently and calmly, he asked Mr. Sambor about the trustee duty to keep a road passable and safe and inquired as to a citizen's decision to vote on a levy. Mr. Rhodes indicated that rather than relying on a voter-approved levy, he feels the township is "encumbered with a \$400,000 debt, rather than relying on leadership to sell a levy." Mr. Sambor explained that we are not adding additional annual expenditures, rather we are doing the work up-front and doing a larger portion of work with the zero percent loan.

Mr. Rhodes asked about the road budget allocation. Mr. Sambor explained that the total project cost will be amortized over 20-years. Mrs. Augustine indicated that there could be a levy in the future, but at this time the decision was made. She concurred that the roads are in trouble. Mr. Schulte added that he and Darren have worked with the Medina County Engineers Office in a projection for future road repairs.

Resident Paul Branson inquired as to the 3.7 mil levy that the Highland Board of Education has on the ballot. He asked if the Board of Education has approached the trustees as to where the new grade school will go and if the trustees have been asked to provide support to the levy? He asked the trustees if they were going to represent the community and share the information they receive from the school. Mrs. Augustine indicated that it is her understanding that they will tear down the existing elementary and rebuild on that site. Mr. Sambor indicated that was his understanding also. Mr. Schulte added he agreed. Mr. Branson asked for the trustees to look out for the community's best interest. All the trustees agreed they would do so. Mr. Sambor added that a reconstructed elementary school may add to the availability of water to the center of town.

Resident Jim Burns commented that Hinckley has two school districts. Mr. Branson replied he knows that. Mr. Burns added that the township needs to make decisions/recommendations based on the best interests of the two school that serve the residents, but trustees ultimately do not have a say in what the school boards decide.

Mrs. Walrath asked why the township does not asphalt their roads. Mr. Schulte said that the County Engineer has said that concrete and asphalt are similar in pricing, but asphalt does not last as long as concrete and you still need to fix the base to alleviate the underlying problem.

There being no further questions from the audience, Raymond Schulte made a motion to pay the bills. Melissa Augustine second. Vote: A-yes, DS-yes, S-yes. Raymond Schulte made a motion to adjourn at 7:26 p.m. David Sambor second. Vote: A-yes, DS-yes, S-yes.

**The Board reviewed and signed time sheets, bills, and a PO.**

The minutes of the meeting were approved by:

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