

RECORD OF PROCEEDINGS

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 10148

July 11, 2023, at 7:00 P.M.

Held _____ 20 _____

Chairman Wayman called the Trustees' Regular Meeting of July 11, 2023, to order at 7:00 P.M. and welcomed everyone to the meeting being held in the Trustees' Meeting Room at the Administration Building.

Mr. Wayman called for a roll call: Mr. Anderson, Mr. Gauntner, Mr. Wayman, Chief Hager, Mr. Brown, Mrs. Gerred-Ditchcreek, and Mr. Pasqualone were in attendance.

Mr. Wayman led the audience in the Pledge of Allegiance.

Mr. Wayman stated at this time we will have a "Moment of Silence" to reflect on things and to remember family, friends, and neighbors, who are no longer with us. Please remember Madison residents' Ralph Meivogel, Peter "Chip" Otterman, Jr., Phyllis J. Crittenden, Deborah Sperinzo, Russell Welsh, and Stephen Polewchak. Mr. Wayman also mentioned Linda Beach who recently passed away. Mr. Gauntner said Linda Beach was the sister of Gary Bukky, a former Madison Township Trustee, and Russell Welsh was the brother of former Township Trustee, Chuck Welsh.

Mr. Wayman requested a motion to approve the minutes from the June 13, 2023, Trustees' Public Hearing, the June 13, 2023, Trustees' Workshop Meeting and the June 13, 2023, Trustees' Regular Meeting.

Mr. Gauntner presented a motion to approve the minutes from the June 13, 2023, Trustees' Public Hearing, the June 13, 2023, Trustees' Workshop Meeting and the June 13, 2023, Trustees' Regular Meeting, seconded by Mr. Anderson. Roll Call: Mr. Gauntner: Yes Mr. Anderson: Yes Mr. Wayman: Yes

Mr. Wayman requested a motion to approve the bill list in the amount of one hundred sixty-nine thousand, three hundred six dollars and sixty-five cents (\$169,306.65) (actual) for July 11, 2023.

Mr. Anderson presented a motion to approve the bill list in the amount of one hundred sixty-nine thousand, three hundred six dollars and sixty-five cents (\$169,306.65) for July 11, 2023, attached to and made part of these minutes, seconded by Mr. Gauntner. Roll Call: Mr. Anderson: Yes Mr. Gauntner: Yes Mr. Wayman: Yes

Mrs. Gerred-Ditchcreek stated thirty-nine thousand, six hundred seventy-seven dollars (\$39,677.00) was paid to Aetna Insurance for the premium due; nine thousand, nine hundred sixty-seven dollars (\$9,967.00) was paid to Einheit Electric Construction Company for the electric upgrade at the Stanton Park Pavilion; seventeen thousand, six hundred eighty-five dollars (\$17,685.00) was paid to D. B. Bentley, Inc. payout #2 for the Lakeview Drainage Improvement Project; eleven thousand, four hundred forty-one dollars (\$11,441.00) was paid to the Illuminating Company; twenty-five thousand, three hundred twenty-eight dollars (\$25,328.00) was paid to Morton Salt, Inc. for our annual road salt purchase; and six thousand, three hundred seventy-two dollars (\$6,372.00) was paid to Uline for ten (10) new lockers.

Mr. Wayman requested a motion to approve payroll in the amount of one hundred twelve thousand, four hundred twenty-eight dollars and forty-three cents (\$112,428.43) (actual) for June 30, 2023, payroll in the amount of one hundred thirteen thousand, one hundred forty-six dollars and seventy-five cents (\$113,146.75) (actual) for July 14, 2023, and payroll in the amount of one hundred twelve thousand, seven hundred eighty-seven dollars and fifty-nine cents (\$112,787.59) (estimate) for July 28, 2023.

Mr. Gauntner presented a motion to approve payroll in the amount of one hundred twelve thousand, four hundred twenty-eight dollars and forty-three cents (\$112,428.43) (actual) for June 30, 2023, payroll in the amount of one hundred thirteen thousand, one hundred forty-six dollars and seventy-five cents (\$113,146.75) (actual) for July 14, 2023, and payroll in the amount of one hundred twelve thousand, seven hundred eighty-seven dollars and fifty-nine cents (\$112,787.59) (estimate) for July 28, 2023, seconded by Mr. Anderson. Roll Call: Mr. Gauntner: Yes Mr. Anderson: Yes Mr. Wayman: Yes

RECORD OF PROCEEDINGS

Minutes of

MADISON TOWNSHIP BOARD OF TRUSTEES' REGULAR

Meeting

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 10148

July 11, 2023, at 7:00 P.M.

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20 _____

TRUSTEES:

Mr. Wayman stated the meeting would now turn to department reports.

DEPARTMENT REPORTS

POLICE DEPARTMENT:

Chief Hager stated in the month of June, 2023, the Madison Township Police Department had 1,306 calls for service.

Calls for Service	1,306	911	13
Abandoned Vehicle	1	Abuse	2
Administrative	10	Alarm	30
Animal Complaints	27	Arrest on Warrant	6
Assault Report	1	Assist Fire Dept.	195
Assist Other	8	Assist Police	20
Business Check	62	Burglary Report	1
Custody Dispute	4	Civil	15
Court	9	Community Policing	83
Disabled Vehicles	9	Disturbance	27
Damage Accident	11	Dead On Arrival	1
Domestic Violence	4	Escort	2
Family Dispute	1	Fraud	7
Fireworks Complaints	13	Harassment	7
Hazard	17	House Watch	3
Hit & Run	1	Investigation Follow-Up	55
Information	58	Injury Accident	7
Juvenile Complaint	11	Littering/Illegal Dumping	1
Lockout	25	Missing Person	1
Neighbor Complaint	5	Noise Complaint	31
Overdose	4	Open Door/Window	1
Private Property Accident	3	Parking Violation	2
Property Damage	8	Property Found	8
Property Lost	3	Pumps	40
Repossession	2	Runaway	2
Security Check	137	Sex Offense	1
Shots (Noise)	3	Shoplifting	1
Sick Call Off	1	Soliciting Complaint	1
Special Detail	20	Subpoena Served	1
Suicide Attempt	1	Suicide Threat	1
Suspicious Circumstance	60	Suspicious Person	21

RECORD OF PROCEEDINGS

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20 _____

Suspicious Vehicle	15	Test Call	13
Theft	11	Identity Theft	2
Threat	1	TPO Violation	5
Traffic Stop	74	Training	13
Transport	1	Trespassing	1
Traffic Complaint	26	Traffic Detail	17
Unauthorized Use of Motor Vehicle	1	Unwanted Subject	1
Vandalism	3	Vehicle Stolen	2
Welfare Check	15		

Chief Hager stated he meet with the Madison Joint Recreation Board. One of the things discussed was the need for help getting ready for the July 22 "Light Up The Park" fireworks event at Madison Township Park. Chief Hager said he reached out to three (3) individuals at the Painesville Municipal Court to help put up a safety fence for the Light Up the Park event. Chief Hager stated he has used these individuals before, and it has worked out well.

Chief Hager requested a motion to approve **Resolution #23-081**, A Resolution to hire Christopher A. Pattie as a part-time police officer for the Madison Township Police Department at a rate of \$26.65 per hour with no benefits, pending passage of background investigation and drug screen, and serving a one hundred and twenty (120) day probationary period.

Mr. Anderson presented a motion to approve **Resolution #23-081**, seconded by Mr. Gauntner. Roll Call: Mr. Anderson: Yes Mr. Gauntner: Yes Mr. Wayman: Yes

Mr. Gauntner stated July 4th holidays are usually very hectic for our police department. Mr. Gauntner asked Chief Hager how this July 4th holiday went. Chief Hager said the department had a good mix of officers responding to firework calls. The officers were proactive and addressed the calls very well.

LEGAL:

Mr. Pasqualone, Solicitor, stated he had nothing to report this evening. Any questions were addressed in the Workshop Meeting earlier this evening.

FISCAL OFFICER:

Mrs. Gerred-Ditchcreek, Fiscal Officer, requested a motion to approve **Resolution #23-082**, A Resolution authorizing the Madison Township Fiscal Officer to issue a refund in the amount of \$1,600.00 to Holbrook Sewer & Excavating for road opening at 1443 Ansonia Avenue, Permanent Parcel #01-B-098-G-00-102-0.

Mr. Gauntner presented a motion to approve **Resolution #23-082**, seconded by Mr. Anderson. Roll Call: Mr. Gauntner: Yes Mr. Anderson: Yes Mr. Wayman: Yes

Mr. Gauntner asked Mr. Cook if he was okay with this road opening repair. Mr. Cook said he was okay with it.

Mrs. Gerred-Ditchcreek reported the spending figures for the first six months of this year. The General Fund is at 36.26%, Road & Bridge is at 39.38%, and the Police Department is at 43.23%. Mrs. Gerred-Ditchcreek said overall the Township is at 40.36% spent for the first six months. If the Township was spending at 100% the overall figure would be 50%. The Township is 10% below that figure. Mr. Wayman said the Township is doing pretty good.

ZONING:

RECORD OF PROCEEDINGS

July 11, 2023, at 7:00 P.M.

Held _____ 20 _____

Zoning Inspector, Mr. Ungers gave the June, 2023, Monthly Zoning Report:

- 16 Zoning Permits issued for an estimated construction cost of \$606,000.00
- Zoning Permit fees and application fees collected totaled \$625.00

The Zoning Commission met once in June 2023

The Board of Zoning Appeals met once in June 2023.

Zoning Complaints: 37 Complaints

- 18 - High Grass
- 11 - Excessive Refuse
- 8 - Out of Compliance

- 178 Total Calls were received

Mr. Ungers requested a motion to approve **Resolution #23-083**, A Resolution establishing a Comprehensive Zoning Plan Review Committee and appointing certain individuals to review the recommendations of the Lake County Planning & Community Development Department regarding the Madison Township Comprehensive Zoning Plan Map & Text.

Mr. Anderson presented a motion to approve **Resolution #23-083**, seconded by Mr. Gauntner. Roll Call: Mr. Anderson: Yes Mr. Gauntner: Yes Mr. Wayman: Yes

Mr. Gauntner stated this is something the Township has been meaning to catch up on for quite a while. The last time the Comprehensive Zoning Plan was reviewed was in 2009. Mr. Gauntner said he had a discussion with Lake County Planning Director, David Radachy, earlier this year. Mr. Radachy said he would be able to do updates to the plan for the Township. The Township must form a Comprehensive Zoning Plan Review Committee made up of two (2) zoning inspectors, two (2) members of the Zoning Commission, and two (2) members of the Board of Zoning Appeals. Once the Lake County Planning Commission sends their recommendations to the Comprehensive Zoning Plan Committee, they will review it and hold workshops and public hearings to review the plan. The review committee will then send their recommendations to the Board of Trustees who will make a final decision on the recommended comprehensive plan updates. It is recommended to review the plan every five (5) to seven (7) years. The Township has had several different zoning inspectors the last few years so a review and update has not been completed. Mr. Ungers and Mr. Bernard will be on the review committee.

Mr. Ungers requested a motion to approve **Resolution #23-084**, A Resolution to certify costs incurred by Madison Township for the abatement of the listed properties in violation of Ohio Revised Code Section 505.87 – Abatement, Control, or Removal of Vegetation, Garbage, Refuse, and other debris and to request that the Lake County Auditor enter the amount on the tax duplicate to be collected as other taxes and returned to Madison Township.

Mr. Gauntner presented a motion to approve **Resolution #23-084**, seconded by Mr. Anderson. Roll Call: Mr. Gauntner: Yes Mr. Anderson: Yes Mr. Wayman: Yes

The listed properties are 6634 North Ridge Road, 3930 Wood Road, 5648 Middle Ridge Road, 1930 E. Tuttle Park Road, 1710 Trinity Road, 6068 Glasgow Street, 1498 Lakeview Avenue, 1385 Ormond Avenue, 6574 W. Lake Road, and North Ridge Road Parcel #01-B-108-B-00-001-0.

SERVICE DEPARTMENT/PUBLIC WORKS:

Road Supervisor, Paul Cook, reported the June, 2023, Monthly Service Department Report:

- Continued service and maintenance completed on all Township owned equipment.
- Mowing and trimming on all Township owned properties, as needed.
- Park bathrooms, tables, and benches painted.
- Township Park beach cleaned multiple times.
- Concrete entryways installed around newly renovated Chapel/Pavilion at Stanton Park
- 240 feet of new storm sewer line installed on the north end of Dock Road.
- First round of roadside mowing completed.

RECORD OF PROCEEDINGS

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 10148

July 11, 2023, at 7:00 P.M.

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20 _____

- Berming done on Homestead Road, Roe Boulevard, and Hazel Avenue, ahead of 2023 paving program.
- Hot patching completed on all Township maintained roads.
- Jetting completed on Emerson Road, Swetland Road, and Dewey Road.
- Yard Waste numbers for June:

Yard Waste:	132 residents
Chipper:	<u>103</u> residents
Total	235 residents

Mr. Gauntner stated he dropped off a bag of yard waste at the last drop-off date, June 24th, and it was really busy. Mr. Cook said the next Yard Waste drop-off Date is Saturday, July 15th from 9:00 a.m. to 1:00 p.m. Mr. Wayman said “keep up the good work, everything is looking good out there.”

ADMINISTRATOR:

Mr. Brown, Administrator, requested a motion to approve **Resolution #23-085**, A Resolution to Appropriate one million, two hundred eighty-five thousand, seven hundred eighty-seven dollars and twenty-five cents (\$1,285,787.25) from Fund 2273, Local Fiscal Recovery (ARF) and Appropriate into the 2023 Permanent Appropriations Budget: Line Item 2273-760-730-0000, Capital Outlay.

Mr. Anderson presented a motion to approve **Resolution #23-085**, seconded by Mr. Gauntner. Roll Call: Mr. Anderson: Yes Mr. Gauntner: Yes Mr. Wayman: Yes

Mr. Brown stated this Resolution is necessary for the Township to pay Barrington Consulting in a couple months for the Route 20 sanitary sewer design they are doing, and to move the balance of the American Rescue Plan Act (ARPA) funds to Lake County because it will become their project. The Township is using Lake County’s outside legal counsel. Once the Township receives the paperwork from Lake County, it will be given to Mr. Pasqualone to approve, and the Township will then sign off on the project. Mr. Brown said this may not happen until November or December of this year. The Township will shift the balance of the ARPA funds to Lake County, and it will become their project.

Mr. Brown requested a motion to approve **Resolution #23-086**, A Resolution Accepting the informal bid from Kingpin Construction LLC of Madison, Ohio, at a total cost of sixteen thousand, eight hundred dollars (\$16,800.00), for the 2023 Stanton Park Siding Project.

Mr. Gauntner presented a motion to approve **Resolution #23-086**, seconded by Mr. Anderson. Roll Call: Mr. Gauntner: Yes Mr. Anderson: Yes Mr. Wayman: Yes

This Resolution was discussed in the Workshop Meeting. Mr. Gauntner said the sixteen thousand, eight hundred dollars (\$16,800.00) is the labor cost to install siding for the Banquet Hall and soffits for the Chapel/Pavilion at Stanton Park. Mr. Gauntner asked what the cost of materials will be which the Township is buying from a local vendor. Mr. Brown said approximately six thousand, five hundred sixty-eight dollars (\$6,568.00). The entire project will cost around twenty-three thousand dollars (\$23,000.00). Mr. Wayman stated this project is a good idea because it will save the Township a lot of maintenance over the years. Mr. Gauntner said the Banquet Hall was looking very tired. Mr. Anderson agreed. Mr. Brown mentioned the cost of this project will come out of ARPA funds, not the General Fund.

OTHER:

Mr. Gauntner stated the Fire Board has had a lot of meetings recently concerning hiring a new Fire Chief as Chief Tod Baker will be retiring at the end of this month. The Board also held second interviews for potential candidates. Mr. Gauntner said there will be a Special Meeting tomorrow night which will go directly into Executive Session to talk to one potential candidate. If everything works out at that meeting, the Fire Board may have a Resolution hiring a new Fire Chief at their Regular Meeting on July 19th. Mr. Gauntner stated the Fire District is also anticipating receiving a new six hundred thousand-dollar (\$600,000.00) fire truck within the next month to replace a fire truck which is over twenty

RECORD OF PROCEEDINGS

July 11, 2023, at 7:00 P.M.

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(20) years old. Mr. Wayman stated thanks to the tax payers of Madison, our equipment will be up-to-date for our firefighters. Mr. Anderson agreed and stated this is well deserved and seconds are precious when they need to put out a fire.

Mr. Wayman inquired if anyone had any information on the failed bridges in Lake County. Mr. Gauntner said he received a call from Commission Regovich today. Commissioner Regovich said the Commissioners have come up with a verbal agreement at this point to fund repairs for the Ford Road Bridge (Madison), Williams Road (Concord), and Paine Road (Leroy). The Blair Road (Perry) retaining wall is day-to-day. The Commissioners still have a few more steps to figure out. Mr. Gauntner said engineering has already been done for the Williams Road hillside slope failure so that would probably be the first project to be done. The Commissioners will appropriate the proper funding for these necessary repairs. The Lake County Engineer, Mr. Gills, will decide in what order the repairs are completed. The Ford Road Bridge is probably the costliest because it will be approximately 2.4 million dollars (\$2,400,000.00) to rebuild that bridge. Mr. Gauntner said Ford Road has been closed for three hundred twenty-one days (321). Unfortunately, it will probably be well over six hundred (600) days before that road is opened again. However, Mr. Gauntner said he is confident that the Commissioners have resolved this problem. The Commissioners are also talking to the state legislators, Mr. Cirino and Mr. Callander regarding increased state funding. The road and bridge funding problems are not going to go away. The state legislators need to find a better way to fund county road and bridge repairs. Gasoline taxes are decreasing as there are more electric cars on the road, more hybrid cars on the road, more efficient gasoline cars on the road. Mr. Gauntner said his hat is off to Commissioner Regovich who was the mediator for the Commissioners because the three were far apart on agreeing on this issue. Also, hats off to Mr. Michael Matas, County Finance/Budget Director and Mr. Jason Boyd, County Administrator for their work on this problem. Mr. Wayman thanked Mr. Gauntner for the update.

CITIZEN COMMENTS:

Mr. Les Horvath, 7645 Lake Road, addressed the Board regarding stormwater taxes charged to VFW Post 8548 on, Lake Road E., in Madison. Mr. Horvath stated as the VFW is a non-profit organization, they are exempt from stormwater taxes. Mr. Horvath said he talked to the Lake County Treasurer's Office and was told the Madison Township Trustees are responsible for that charge. Mr. Gauntner said that statement is not true at all. The Lake County Stormwater Department is a county agency. Residential homes in Madison pay forty-two dollars (\$42.00) a year as a stormwater assessment. Mr. Horvath said his bill is for four hundred seventy-six dollars and twenty-five cents (\$476.25), and he asked if it could be reduced. Mr. Gauntner stated the Township is also tax exempt as a governmental body but has to pay stormwater fees to the County for all township properties. The non-residential rate they charge is based upon the amount of impervious surface you have, such as parking lots and roofs. Mr. Gauntner said this is a County issue, and Mr. Horvath unfortunately talked to someone in the Treasurer's Office who does not know what they are talking about. Mr. Gauntner recommended Mr. Horvath talk to Mr. Tim Miller, Director of the Lake County Stormwater Department. Mr. Brown advised Mr. Horvath to leave his phone number, and he will check on this and get back to him. Mr. Brown said about twenty (20) years ago the EPA mandated stormwater systems to capture stormwater runoffs to keep the water out of sanitary sewer systems. Mr. Gauntner said this is all part of the Federal Clean Water Act from 2001/2002. Mr. Wayman asked if Mr. Horvath received a bill for stormwater fees in the past. Mr. Horvath said he does not think he did. Mr. Wayman said the County may have just caught up with Mr. Horvath and that is why the bill is so much. Mr. Brown said he will check on this and get in touch with Mr. Horvath.

Mr. Dan Wach, 5531 Ford Road, advised the Board he appreciates the update on the Ford Road closure. Mr. Wach said he has lived on Ford Road for twenty-four (24) years. This is the third time the road has been closed. Mr. Wach asked about Blair Road in Perry Township. Mr. Gauntner said Blair Road is not closed but the County Engineer is concerned about the retaining wall slipping. Mr. Wach said he drives to Cleveland a lot for work and trying to go west from Ford Road creates a huge difficulty. Mr. Gauntner said the Township has been talking to the County Commissioners since March of this year regarding the Ford Road bridge issue. In March of this year, the Township found out that the County Engineer had no money to fix our bridge which has been shut down since August 25, 2022. Mr. Wach said there has been some bad decisions made because Ford

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Road was supposed to be paved, and has not been paved since he has lived there. The roads in Lake County are the worse roads to travel, and he gets nothing for his property taxes. Mr. Gauntner stated there are seventeen (17) governmental entities that get a piece of your property tax. The Township only receives sixteen percent (16%) of the property taxes you pay for our operation. Mr. Wach asked when the County would start repairing the Ford Road Bridge. Mr. Gauntner said it is not up to the Township. The County Engineer would make that decision. However, just as a guess, the Ford Road Bridge will probably not be up and running until late next year. Mr. Wach stated he and some of his friends feel there is no reason one lane of the road could not be opened on Ford Road. Mr. Gauntner said that is also up to the County Engineer, but the good news is the Commissioners have come to some kind of understanding about how to fund these repairs. Mr. Wach thanked the Trustees for the update. Mr. Wayman said the Trustees can make some suggestions to the County Engineer, but the Trustees cannot make the final decision. Mr. Wayman said he likes the one-lane idea Mr. Wach mentioned.


Mr. Chris Cambrie, 5614 Ford Road, addressed the Board about the safety issues the Ford Road closure is causing. Mr., Cambrie said he has to get his three (3) children to school, and one day his wife could not pick up their son from school for two (2) hours because someone who did not realize the road was closed became stuck in a ditch. Mr. Cambrie also stated he leases a car and did not figure on the added cost this closure is adding to his expenses. The residents need a way to get out when an emergency happens. Mr. Cambrie asked if there is a way to get a breakdown on the cost to repair the Ford Road Bridge because the 2.4 million dollar (\$2,400,000.00) seems excessive. Mr. Anderson said the cost would be a public record. Mr. Gauntner stated Mr. Cambrie would need to talk to the Lake County Engineer for that information. Mr. Gauntner said the County will have to have many studies done before repairing the bridge. Ecological studies and many other studies, preliminary engineering, final engineering are just a few of the costs. Mr. Anderson suggested Mr. Cambrie make a written request for this information. Mr. Brown suggested asking for a preliminary engineering breakdown. Mr. Cambrie asked if a signed petition would help to get Ford Road repaired first. Mr. Gauntner stated the engineering for Williams Road is already done, and it is the least problematic of the needed projects so that will probably be addressed first. Mr. Brown suggested attending the Lake County Commissioners Meetings on Thursdays at 10:00 a.m. and making a request for Ford Road. Mr. Brown advised Mr. Cambrie to call his office anytime he has any questions, and he will look into getting some answers for him.

Mr. Wayman stated the next Trustees' Regular Meeting will be held Tuesday, August 8, 2023, at 7:00 P.M. with the Trustees' Workshop Meeting preceding at 6:30 P.M.

Mr. Wayman asked if there was any other business, and with no further business to discuss, requested a motion to adjourn.

Mr. Anderson presented a motion to adjourn the Meeting, seconded by Mr. Gauntner. Roll Call: Mr. Anderson: Yes Mr. Gauntner: Yes Mr. Wayman: Yes

Chairman Wayman adjourned the Trustees' Regular Meeting at 7:52 P.M.


Peter V. Wayman, Chairman


Terry Gerred-Ditchcreek, Fiscal Officer

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