

EATON TOWNSHIP TRUSTEES REGULAR

MARCH 3, 2009

THE MEETING OPENED WITH THE PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA. TIME: 7:30 P.M.

PRESENT AT ROLL CALL WERE CHAIRMAN: FRANK PISKUR, VICE-CHAIRMAN LINDA MORRISON AND DOUGLAS EDWARDS. THE FISCAL OFFICER, LINDA SPITZER, WAS ALSO PRESENT.

IN REGARD TO THE MINUTES OF THE EATON TOWNSHIP TRUSTEES FEBRUARY 17, 2009, MORRISON MADE A MOTION TO APPROVE THE MINUTES AS WRITTEN WITH THE FOLLOWING ADDITION: IN REGARD TO MOTION NO. 09-95 ADD SENDING ERNIE WALKER, GARY MCCORT AND WILLIAM NOWAGARSKI A LETTER TO RENEW THEIR APPOINTMENT FOR THEIR APPROVAL EDWARDS SECONDED THE MOTION.

MORRISON – YES EDWARDS- YES PISKUR – YES

BILLS TOTTALLING \$104,875.75 WERE APPROVED FOR PAYMENT. PISKUR MADE THE MOTION TO APPROVE AND EDWARDS SECONDED THE MOTION.

PISKUR – YES EDWARDS- YES MORRISON – YES

PISKUR MADE A MOTION TO APPROVE PURCHASE ORDERS 93-09 THROUGH 114-09. EDWARDS SECONDED THE MOTION.

PISKUR – YES EDWARDS- YES MORRISON – YES

PISKUR MADE A MOTION TO APPROVE THE FISCAL OFFICER TO PURCHASE 10 ROLLS OF POSTAGE STAMPS FOR THE TOWN HALL. EDWARDS SECONDED THE MOTION.

PISKUR – YES EDWARDS- YES MORRISON – YES

IN REGARD TO THE LORAIN COUNTY HAZMET AND TECHNICAL RESCUE COVERAGE FOR 2009 AND THE AMOUNT OF \$1543.75 TO BE PAID TO THE LORAIN COUNTY LOCAL EMERGENCY PLANNING COMMITTEE, EDWARDS MADE A MOTION TO APPROVE \$1543.75 FOR THE MONETARY AMOUNT DUE FROM EATON TOWNSHIP CONCERNING THE 2009 PORTION OF THE LORAIN COUNTY TECHNICAL RESCUE AGREEMENT. MORRISON SECONDED THE MOTION.

EDWARDS- YES MORRISON – YES PISKUR – YES

BIDS WERE THEN OPENED FOR THE EATON ESTATE STORM SEWER PROJECT IN EATON TOWNSHIP.

THE FISCAL OFFICER READ THE NOTICE TO CONTRACTORS WHICH WAS PUBLISHED IN THE CHRONICLE TELEGRAM ON JANUARY 29, 2009 AND FEBRUARY 5, 2009

MARKS CONSTRUCTION, INC. \$195,995.86
5855 CENTER ROAD
VALLEY CITY, OHIO 44280

A. BONAMASE CONTRACTING, INC. \$171,761.83
860 BOARDMAN-CANFIELD ROAD, SUITE 207
BOARDMAN, OHIO 44512

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BIG TREES, INC. 27201 ROYALTON ROAD COLUMBIA STATION, OHIO 44028	\$161,649.00
MIDVIEW XCAVATING CO. 37200 SUGAR RIDGE ROAD NORTH RIDGEVILLE, OHIO 44039	\$154,801.25
GREGORY TRUCKING, INC. 7800 WEST RIVER ROAD, SOUTH' ELYRIA, OHIO 44035	\$143,210.98
LEIBY CONSTRUCTION 256 US 224 SULLIVAN, OHIO 44880	\$126,712.60
FECHKO EXCAVATING 865 WEST LIBERTY ST.-SUITE 120 MEDINA, OHIO 44256	\$167,337.49
DIGIOIA SUBURBAN EXXCAVATING, LLC. 11293 ROYALTON ROAD NORTH ROYALTON, OHIO 44133	\$129,764.50
CAMINO CONSTRUCTION INC. 1548 EAST 367 TH STREET EASTLAKE, OHIO 44095	\$137,841.50
TY INCORPORATED 7603 OLD ROCKSIDE ROAD INDEPENDENCE, OHIO 44131	\$142,037.25
FABRIZI TRUCKING & PAVING 389 COLUMBIA ROAD VALLEY CITY, OHIO 44280-9799	\$152,140.25
D & M EARTHMOVING LTD. 12709 SR 113 WAKEMAN, OHIO 44889	\$138,194.75
MEDINA EXCAVATING INC. 3377 FOSKETT ROAD MEDINA, OHIO 44256	\$144,071.50
SITETECH INC. 35710 EAST ROYALTON ROAD GRAFTON, OHIO 44044	\$149,677.25
ELITE EXCAVATING CO. P.O. BOX 290 ONTARIO, OHIO 44862	\$159,760.25
BUCKEYE EXCAVATING 191 STATE ROUTE 61 – EAST NORWALK, OHIO 44857	\$147,467.75
CHARLES AKERS CONSTRUCTION, 4205 PUEBLO DR, LORAIN, OH 44053	\$143,145.85

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HAYNES CONSTRUCTION 3130 STATE ROUTE 18 NORWALK, OHIO 44857	\$126,645.25
ECKENRODE CONSTRUCTION 467 ABBE ROAD SHEFFIELD LAKE, OHIO 44054	\$161,744.55
T J SMITH EXCAVATING, LLC. 11230 HUSFORD ROAD CHARDON, OHIO 44024	\$158,620.75
KELLY BROTHERS CONSTRUCTION , INC. P.O. BOX 311 ELYRIA, OHIO 44036	\$150,919.20
MR. EXCAVATOR, INC. 8616 EUCLID CHARDON ROAD KIRTLAND, OHIO 44094	\$146,965.40

MORRISON THEN MADE A MOTION TO AWARD THE BID TO HAYNES CONSTRUCTION AT THE PRICE OF \$126,645.25 CONTINGENT ON BID APPROVAL BY BOTH THE LORAIN COUNTY ENGINEER'S OFFICE AND THE LORAIN COUNTY PROSECUTOR'S OFFICE. ALL BIDS WERE ACCOMPANIED BY A BID BOND. ALL 22 BIDS WILL BE SENT TO THE LORAIN COUNTY ENGINEER'S OFFICE AND THE LORAIN COUNTY PROSECUTOR'S OFFICE FOR REVIEW. PISKUR SECONDED THE MOTION.

MORRISON – YES PISKUR – YES EDWARDS- YES

PERSONS WHO SIGNED IN TO SPEAK AT THIS EATON TOWNSHIP TRUSTEES MEETING:

JOHN O'CONNELL DECLINED

DONNA HICKS—SHE DOESN'T HAVE ANYTHING BAD TO SAY—SHE ASKED WHO IS RESPONSIBLE FOR PUTTING THE AD IN THE RURAL URBAN FOR ZONING BOARD OF APPEALS PUBLIC HEARING. PISKUR SAID LISA. SHE SAID IT WAS MONEY WELL SPENT.

PLEASE NOTE; FOR THE FOLLOWING--TAPE RECORDER WAS INAUDIBLE TO UNDERSTAND—ALL ROARING NOISE AT THIS POINT.

JOHN MILLER—LET THE RECORD REFLECT—IN COMPLIANCE WITH THE OHIO ETHICS LAW—HE WOULD LIKE TO THANK TRUSTEE MORRISON FOR BRINGING THIS TO THE PEOPLE'S ATTENTION. HE SAID THAT MORRISON IS REQUIRED TO TAKE 3 CREDIT HOURS EVERY YEAR OF PROFESSIONAL ETHICS AND SHE IS IN COMPLIANCE WITH THE STATE AS WELL AS LINDA SPITZER, WHO IS IN COMPLIANCE. R.C. 102.09 (D) STATES THAT ALL PUBLIC OFFICIALS AND EMPLOYEES MUST RECEIVE A COPY OF THE ETHICS LAW WITHIN FIFTEEN DAYS OF HIRE, ELECTION OR APPOINTMENT.

JEFF MILUM—ASKED IF HE COULD MENTION LORCO—REPLY BY PISKUR—YOU CAN ASK A QUESTION BUT WE WILL NOT BE PREPARED TO ANSWER IT AT THIS POINT IN TIME. HAVE YOU DISCUSSED LEGALLY PULLING OUT OF LORCO—PER PISKUR, WE HAVE NOT DISCUSSED THIS IN A PUBLIC MEETING. **TAPE IS HORRIBLE!—CANNOT DECIPHER IT.**

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CHANGES TO THE AGENDA:

MORRISON—VETERANS COMMITTEE-CARRY OVER FROM LAST MEETING
OHIO REVISED CODE 102—CARRY OVER FROM LAST MEETING

PER MORRISON—FRANK HAS ASKED TO HOLD OFF UNTIL THE NEXT MEETING FOR
CEMETERY MOWING—PART OF THAT DISCUSSION WAS TO BE THE LAWN MOWER.

PISKUR WOULD LIKE TO GO INTO EXECUTIVE SESSION FOR PERSONNEL REASONS

OLD BUSINESS

CEMETERY MOWING—TRUSTEES TO LOOK OVER MORRISON REPORT ON
CEMETERY MOWING/WEED EATING ANALYSIS DURING THE NEXT 2 WEEKS.

LAWN MOWER—AFTER MUCH DISCUSSION ON PURCHASING A LAWN MOWER
FROM POLEN IMOPLEMENT INC. FOR \$9316.49 WITH A TRADE IN OF THE 2002
MOWER FOR \$2800.00—TOTAL PRICE OF \$6516.49, MORRISON MADE A MOTION TO
PURCHASE THE ABOVE. THIS MOTION DIED FOR PACK OF A SECOND DUE TO
EDWARDS WANTING TO HOLD OFF UNTIL THE COST OF REPAIRING A MOWER WAS
DETERMINED. MORRISON THEN MADE A MOTION TO TABLE THE PURCHASE OF
THE MOWER FOR \$6516.49 FOR ANOTHER MEETING AND PISKUR SECONDED THE
MOTION.

MORRISON – YES PISKUR – YES EDWARDS- YES

IN REGARD TO THE RENTAL PROPERTY—PER MORRISON, LINDA SPITZER
PROVIDED HER WITH INCOME/EXPENSE FOR THE RENTAL PROPERTY AND
MORRISON THEN MADE AN ANALYSIS REPORT FOR THE LST 5 YEARS. THE 5 YEAR
NET INCOME AFTER EXPENSES WAS \$26,155.94 WHICH INCLUDED ALL THE REPAIRS
THAT WERE DONE. THE APPROXIMATE COST OF THE BASEMENT AND SEPTIC
REPAIRS IN 2003 WAS \$10,000.00. AFTER A DISCUSSION, MORRISON MADE A
MOTION TO ADVERTISE THE RENTAL PROPERTY FOR \$600.00 A MONTH. MORRISON
SAID THE ROAD DEPARTMENT HAS PAINTED THE 2 ROOMS THAT NEEDED A PAINT
JOB. MORRISON SAID IT IS READY TO RENT. MOTION FAILED FOR LACK OF A
SECOND. PISKUR ADDED HE WOULD LIKE TO DO MORE CHECKING ON THE SEPTIC
SYSTEM.

STORM WATER MANAGEMENT COMMITTEE—PER MORRISON—RAIN GARDEN
UPDATE—PLANTS HAVE BEEN ORDERED FROM OHIO PRAIRIE NURSERY. PRICES
ARE BEING FINALIZED WITH MODERN LANDSCAPING.FOR THE MATERIALS THEY
ARE PROVIDING. THE SIGN IS BEING DESIGNED AND PRICED WITH THREE
VENDORS. THE LOCAL BOY SCOUT TROOP WILL BE HELPING WITH THE WORK. AN
ARTICLE IS BEING DEVELOPED FOR THE SPRING EATON TOWNSHIP NEWSLETTER
AS WELL AS INFORMATIONAL BROCHURE TO BE AVAILABLE AT THE TOWN HALL.
THE LOCATION IS BEING REVIEWED WITH RANDY HOUSTON FOR UTILITY LOCATE
AND NANCY FUNNI, LCSWD, FOR PLAN DESIGN AND LAYOUT.

COMPREHENSIVE LAND USE PLAN—STATUS AND ACTION PLAN—PER PISKUR, HE
HAS SPENT MANY HOURS ON THIS PROJECT AND HE HAS OBTAINED COPIES OF
COMPREHENSIVE LAND USE PLANS FROM OTHER TOWNSHIPS. FROM HIS
OBSERVATION, WE NEED TO ESTABLISH A COMPREHENSIVE PLAN STEERING
COMMITTEE WHICH WOULD CONSIST OF ZONING COMMISSION MEMBERS AND, IN
TURN, THEY WOULD RECOMMEND A COMPREHENSIVE PLAN COMMITTEE, WHICH
WOULD CONSIST OF ZONING BOARD OF APPEALS, ZONING COMMISSION, TRUSTEE,
AND OTHER PERSONS. NEXT, WOULD BE A CITIZENS ADVISORY GROUP WHICH

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WOULD DO A SURVEY OF RESIDENTS IN THE TOWNSHIP SO THAT THEY WOULD CONTRIBUTE THROUGHOUT THE PLANNING PROCESS. THERE IS A LOT INVOLVED AND MUCH HAS TO BE DONE FIRST BEFORE HIRING A PROFESSIONAL ENGINEER FOR ASSISTANCE. PISKUR PLANS TO MEET WITH THE ZONING COMMISSION ON MARCH 4TH TO GET THINGS STARTED. HE WILL BE GOING TO KIRBY DATE FOR ASSISTANCE. HE ESTIMATES THIS TO BE ABOUT AN 18TH MONTH PROJECT. JOHN MILLER, IN THE AUDIENCE, COMMENTED BUT HE WAS NOT AT THE MICROPHONE AND TAPE DID NOT PICK UP HIS COMMENTS. MR. MILLER WAS ON THE ORIGINAL COMPREHENSIVE LAND USE PLAN COMMITTEE. MORRISON SUGGESTED TO HIRE A PROFESSIONAL ENGINEER TO START WITH SO THAT THE ZONING COMMISSION WILL HAVE HELP AT THE BEGINNING. PISKUR SAID THAT MR. MILLER ESSENTIALLY SAID THE SAME THING HE DID—TO START, ZONING COMMISSION WILL SET UP A COMPREHENSIVE PLAN STEERING COMMITTEE. EDWARDS AGREED AND SAID HE DIDN'T THINK YOU COULD PUT A TIME LIMIT ON THE PROJECT.

NEW BUSINESS

ACCESSORIES FOR NEW TRUCK—IN REGARD TO THE ACCESSORIES FOR THE NEW ROAD TRUCK, 3 QUOTES WERE OBTAINED WHICH WOULD INCLUDE THE BED LINER: \$1782.70 FROM AUTO DETAILS, \$1790.00 FROM NORTHRIDGE SUPPLY AND \$1600.00 FROM CLASSY CHASSIS, INC. THE 2 VENDORS- NORTHRIDGE SUPPLY AND AUTO DETAILS SEND OUT TO CLASSY CHASSIS, INC. FOR THE BED LINER. MORRISON THEN MADE A MOTION TO CHOOSE CLASSY CHASSIS, INC. FOR PACKAGE DEAL WHICH WOULD INCLUDE SPRAY ON LINER, FENDER FLARES, STAINLESS STEEL BOARDS, BUGSHIELD, RAINGUARDS, FLOOR LINERS, BED RAIL CAPS, FRONT AND REAR MUD FLAPS—ALL INSTALLED. EDWARDS SECONDED THE MOTION.

MORRISON – YES EDWARDS- YES PISKUR – YES

PEAK PRESERVE LAND RENTAL— DICK KNECHTGES SPOKE ON THE PEAK PRESERVE LAND LEASE AGREEMENT WITH ROBERT M. TERNES JR, TENANT, OF 36922 CHESTNUT RIDGE ROAD, ELYRIA, OHIO AND EATON TOWNSHIP, LANDLORD. MORRISON THEN MADE A MOTION FOR THE LANDLORD TO LEASE TO THE TENANT TO USE FOR SMALL GRAINS AND LEGUMES PRODUCTION APPROXIMATELY 54.2 ACRES OF LAND AT THE PEAK NATURE PRESERVE. THIS LEASE SHALL BE IN EFFECT FOR 9 MONTHS COMMENCING ON THE 16TH DAY OF MARCH, 2009. THE TENANT AGREES TO PAY AS CASH RENT, \$72.50 PER ACRE OR \$3929.50 TOTAL FOR THE YEAR 2009 ON OR BEFORE 12/16/09. IN ADDITION, THE TENANT AGREES TO MAINTAIN THE SOIL PH AND FERTILITY, TO PREVENT NOXIOUS WEED GROWTH, AND TO PREVENT SOIL EROSION. TENANT WILL ALSO OBTAIN LIABILITY INSURANCE TO COVER HIS OPERATIONS AND WILL NOT STORE FARM IMPLEMENTS ON THE PROPERTY. PISKUR SECONDED THE MOTION.

MORRISON – YES PISKUR – YES EDWARDS- YES

STORM WATER SIGNATURE AUTHORIZATION—PER KNECHTGES REQUEST, PISKUR MADE A MOTION FOR A RESOLUTION AUTHORIZING THE STORM WATER COORDINATOR, RICHARD KNECHTGES, TO REPRESENT THE TRUSTEES IN SIGNING NOTICES OF INTENT, SWMP'S REPORTS, ETC SUBMITTED TO THE EPA. MORRISON SECONDED THE MOTION.

PISKUR – YES MORRISON – YES EDWARDS- YES

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IN REGARD TO THE VETERANS MEMORIAL COMMITTEE, ALL THREE PERSONS, ERNIE WALKER, GARY MCCORT AND WILLIAM NOWAGARSKI HAVE ACCEPTED REAPPOINTMENT TO THE VETERANS MEMORIAL COMMITTEE. MORRISON THEN MADE A MOTION TO REAPPOINT ERNIE WALKER, GARY MCCORT AND WILLIAM NOWAGARSKI TO THE VETERANS MEMORIAL COMMITTEE. EDWARDS SECONDED THE MOTION.

MORRISON – YES EDWARDS- YES PISKUR – YES

IN REGARD TO THE OHIO RC, 102 PUBLIC OFFICERS-ETHICS AND OHIO RC 2921.42 HAVING AN UNLAWFUL INTEREST IN A PUBLIC CONTRACT FORMS, PER MORRISON, WANDA HAS BEEN DISTRIBUTING THE FORMS AND ALL TOWNHALL PERSONS HAVE SIGNED AND RETURNED THE FORMS AND ALL ROAD AND BRIDGE EMPLOYEES SIGNED AND RETURNED FORMS. THE FIRE AND EMS NEEDS TO SIGN AND RETURN THEIR FORMS. PER EDWARDS, HE WILL TAKE CARE OF THIS.

PISKUR THEN REQUESTED A TRUSTEES EXECUTIVE MEETING FOR PERSONNEL COMMENTS. TIME: 8:47 P.M.

THE REGULAR TRUSTEES MEETING RESUMED AT 8:52 P.M.

PISKUR THEN MADE A MOTION TO ADJOURN THIS EATON TOWNSHIP TRUSTEES REGULAR MEETING. EDWARDS SECONDED THE MOTION. TIME: 8:52 P.M.

PISKUR – YES EDWARDS- YES MORRISON – YES

REPORTS GIVEN TO TRUSTEES

- COPY OF MINUTES
- WARRANT REGISTER REPORT
- EXPENDITURE REPORT
- FUND STATUS REPORT
- CASH SUMMARY BY FUND REPORT
