

RUSSELL FIRE-RESCUE STATION

July 20, 2016

Chairman Madden called the meeting to order at 5:30 pm. Trustee Gabram and Mueller were present. Fiscal Officer Charles Walder and Zoning Inspector Shane Wrench were also present.

MINUTES: *Mr. Mueller made the motion to accept the minutes of the Regular Meeting held on July 6, 2016, as presented. Mr. Gabram seconded the motion and it passed unanimously.*

QUARTERLY REPORTS: *Mr. Gabram made the motion to accept the 2nd Quarter 2016 reports from the Fire, Police, Road, & Zoning departments. Mr. Mueller seconded the motion and it passed unanimously.*

G.A.R. Paving - Harmony Falls: Mr. Walder advised the Trustees that the Road Superintendent recommends additional patching to Harmony Falls Lane. The Road Department has money left in their 2016 paving fund to do the work this year. Mr. Gabram abstained from comment as he lives on Harmony Falls Lane.

Mr. Mueller made the motion to accept the labor only bid from G.A.R. Paving of Newbury to pave Harmony Falls Lane per quotation #8529 dated 7/8/2016 in the amount of \$8,800.00 (does not include the cost of asphalt). Asphalt estimated to cost \$15,550.00 per Gene Layne; total cost of project is estimated to be \$24,350.00. Mr. Madden seconded the motion and it passed, Mr. Gabram abstained.

SERGEANT OATH OF OFFICE: Thomas Swaidner took the sergeant's oath of office and will start his duties as sergeant on August 1, 2016.

TUITION LOAN AGREEMENT: The Trustees reviewed and discussed the revisions made by Assistant County Prosecutor, Kate Jacob, to the tuition loan agreement for Andrew Wick.

The agreement was approved at the Trustee meeting on July 6, 2016 and was pending review from Kate Jacob.

ZONING AMENDMENT 2016-1: *Mr. Mueller moved to open the public hearing for zoning amendment 2016-1. Mr. Gabram seconded the motion and it passed unanimously.*

There were no comments from the public.

Mr. Mueller made the motion to close the public hearing for amendment 2016-1. Mr. Gabram seconded the motion and it passed unanimously.

ADOPTION: *Mr. Gabram moved for the adoption of the following: That the Russell Township Board of Trustees adopt the proposed amendment 2016-1 to the Russell Township Zoning Resolution as attached hereto this 20th day of July, 2016, at 5:30 p.m. at the Russell Township Fire-Rescue Station. Mr. Mueller seconded the motion and it passed unanimously.*

ZONING AMENDMENT 2016-2: *Mr. Mueller moved to open the public hearing for zoning amendment 2016-2. Mr. Gabram seconded the motion and it passed unanimously.*

There were no comments from the public.

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*Mr. Mueller made the motion to close the public hearing for amendment 2016-2.
Mr. Gabram seconded the motion and it passed unanimously.*

ADOPTION: *Mr. Gabram moved for the adoption of the following: That the Russell Township Board of Trustees adopt the proposed amendment 2016-2 to the Russell Township Zoning Resolution as attached hereto this 20th day of July, 2016, at 5:30 p.m. at the Russell Township Fire-Rescue Station. Mr. Mueller seconded the motion and it passed unanimously.*

ZONING AMENDMENT 2016-4: *Mr. Gabram moved to open the public hearing for zoning amendment 2016-4. Mr. Mueller seconded the motion and it passed unanimously.*

Comments from the public were taken.

Comments were taken from Mr. Charlie Butters who stated that he was speaking on behalf of the Russell Township Park District. He urged the Trustees to not adopt the amendment. He stated that the parcel is landlocked and could benefit the Russell Township Park District down the road not being rezoned. Mr. Butters stated that he was unsure why the parcel was being rezoned since at the Zoning Commission meeting the acting chair stated "land is only considered to be rezoned when the property owner requests it". Mr. Butters advised that no one on the Park Commission asked for this property to be rezoned. Mr. Madden asked if Mr. Butters had a motion, resolution, or minutes reflecting his authority to speak on behalf of the Park District. Mr. Butters indicated that he did not. Mr. Madden advised that without documentation or other board members present, the Trustees could not verify that these were the wishes of the Park District. Mr. Butters asked the Trustees to consider a continuance to further investigate.

*Mr. Gabram made the motion to close the public hearing for amendment 2016-4.
Mr. Mueller seconded the motion and it passed unanimously.*

ADOPTION: *Mr. Mueller moved for the adoption of the following: That the Russell Township Board of Trustees adopt the proposed amendment 2016-4 to the Russell Township Zoning Resolution as attached hereto this 20th day of July, 2016, at 5:30 p.m. at the Russell Township Fire-Rescue Station. Mr. Gabram seconded the motion and it passed unanimously.*

ZONING AMENDMENT 2016-5: *Mr. Mueller moved to open the public hearing for zoning amendment 2016-5. Mr. Gabram seconded the motion and it passed unanimously.*

Comments from the public were taken.

Attorney Dale Markowitz, representing the Geauga Park District, advised the Trustees that his client was not in favor of the amendment change. Mr. Markowitz further stated that it was his contention that regardless of the zoning, his client's use of the property is not subject to Township zoning regulations.

*Mr. Mueller made the motion to close the public hearing for amendment 2016-5.
Mr. Gabram seconded the motion and it passed unanimously.*

ADOPTION: *Mr. Mueller moved for the adoption of the following: That the Russell Township Board of Trustees adopt the proposed amendment 2016-5 to the Russell Township Zoning Resolution as attached hereto this 20th day of July, 2016, at 5:30 p.m. at the Russell Township Fire-Rescue Station. Mr. Gabram*

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seconded the motion and it passed unanimously.

ZONING AMENDMENT 2016-6: *Mr. Mueller moved to open the public hearing for zoning amendment 2016-6. Mr. Gabram seconded the motion and it passed unanimously.*

Comments from the public were taken.

Attorney Dale Markowitz, representing Commercial & Services CS Properties indicated that his client supports the amendment change. Attorney Markowitz indicated that he also was a member of the company that owned the parcel.

Mr. Mueller made the motion to close the public hearing for amendment 2016-6. Mr. Gabram seconded the motion and it passed unanimously.

ADOPTION: *Mr. Gabram moved for the adoption of the following: That the Russell Township Board of Trustees adopt the proposed amendment 2016-6 to the Russell Township Zoning Resolution as attached hereto this 20th day of July, 2016, at 5:30 p.m. at the Russell Township Fire-Rescue Station. Mr. Mueller seconded the motion and it passed unanimously.*

FISCAL OFFICE: Mr. Walder advised the Trustees that the generator at the Administration building and at the Old Fire department were recently serviced. The generator at the Administration building reportedly has a blown head gasket, initial recommendation from Portman Electric of Newbury is to replace the generator. Mr. Walder would like to get a second opinion on whether the motor can be cost effectively repaired.

Mr. Walder advised the Trustees that the Board of Elections verified the petition signatures that were presented to the Trustees by Russell Township residents to form an ORC 511 Park District on July 6, 2016. There were 332 valid registered Russell Township voters and that was over the required 10% necessary. The next step is to vote on a resolution to certify the creation of a 511 Park District and submit to the Court of Common Pleas.

RESOLUTION 2016-14: *Mr. Mueller made the motion to accept Resolution 2016-14, a resolution to certify the petition to the Geauga County Court of Common Pleas for the creation of an ORC 511 Park District. Mr. Gabram seconded the motion and it passed unanimously.*

COMMENTS FROM THE PUBLIC WERE RECEIVED

FNA WEALTH MANAGEMENT: Mr. Walder reported to the Trustees the availability of an alternate deferred compensation program that permits more flexibility, options, and features without any additional cost to the township.

Mr. Gabram made the motion to authorize Fiscal Officer Charles Walder to establish an alternate deferred compensation program option with FNA Wealth Management for Russell Township employees. Mr. Mueller seconded the motion and it passed unanimously.

EXECUTIVE SESSION: *Mr. Mueller made the motion to move into executive session to consider possible land acquisition pursuant to ORC 121.22(G)(2). Mr. Gabram seconded the motion and it passed unanimously.*

The meeting moved into executive session at 6:37 pm.

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Mr. Gabram made the motion to return to regular session. Mr. Mueller seconded the motion and it passed unanimously.

The meeting moved into regular session at 7:15 pm.

PURCHASE ORDERS AND BILLS WERE APPROVED AS ATTACHED.

Mr. Gabram made the motion to adjourn. Mr. Mueller seconded the motion and it passed unanimously.

The meeting was adjourned at 7:15 pm.

Justin Madden, Chairman

Charles Walder, Fiscal Officer

Recorded by: J. Dorka