

Record of Proceedings
Minutes of the Carlisle Township Board of Trustees
Regular Meeting
May 16, 2016

The Carlisle Township Board of Trustees met on May 16, 2016 at 7:00 PM. In attendance: Trustee Berry Taylor, Trustee James Wright, Trustee Jared Smith, Fiscal Officer Kimberly Fallon, Administrative Assistant / Zoning Inspector William Oliver, Fire Chief Kevin Dembiec and Acting Road Superintendent Martin Squire. Twelve (12) people signed the attendance sheet.

Public Participation

Resident and candidate for District 3 Trustee for the Lorain-Medina Rural Electric Cooperative Inc., Michael Guarino, was in attendance to introduce himself and to ask for their vote to represent the Township. Mr. Guarino has been a resident of the Township for 15 years, a previous Auditor for the State of Ohio and a USMC Vietnam Veteran.

Eaton Township Trustee Jason Monschien was in attendance to request for the Trustees support against the annexation by the Village of Grafton. A strip of land currently owned by the Village of Grafton has been considered for a walkway for school children, but first needs to be annexed into the Village. Trustee Monschien states it is a land grab in order for the Village to continue to move north annexing more land, such as Midview Schools. He revisited the fight between the Village and the Township for the prisons, in which the Township lost. He stated that the strip of land in question is wooded and not a secure location for a walkway. Trustee Taylor stated the school has to agree to be annexed in which the school has publically stated it is not interested in doing. Trustee Monschien stated the Village needs to be stopped at this point because all that stands between them and the schools is one parcel. He also stated that the Mayor of the Village sent him an email stating his wishes for annexation. Trustee Taylor stated that he has spoken with the Mayor and a councilmember and will sustain from voting due to a conflict of interest. He told Trustee Wright and Smith to consider tabling the matter to gather more information and look at both sides before making a rash decision. Trustee Smith motioned to table the discussion to gather more information, seconded by Trustee Wright; roll call, Trustee Smith and Trustee Wright aye, Trustee Taylor abstain, motion carried.

Resident Ted Bansek was in attendance to discuss the drain tile situation on his property. He asked Trustee Wright for an update regarding the Township paying for the materials as stated at an earlier meeting. Trustee Wright clarified that Mr. Bansek had been correct in the Trustees agreeing to have him pay only for the pipe, and not the labor or any other additional costs to install the pipe. After the meeting the Trustees received a legal opinion from the Assistant Prosecutor that stated the Township cannot perform the installation. Mr. Bansek questioned if the prosecutor had been consulted with for several projects that had been provided by the Township road department in Brentwood Lake. Trustee Wright stated when the job is associated with road water; the prosecutor does not need to be contacted. Mr. Bansek went on to point out other projects in which the resident did not have to pay for anything, specifically a basin that was too low. He wanted to know if anyone was charged for it. Road Superintendent stated that the project was county directed. Zoning Inspector Oliver stated that a permit had been issued for the project and that a condition of the permit was to elevate the basin. Trustee Taylor directed Mr. Bansek back to his own property by stating that after consulting with the Township attorneys, the Township cannot do what Mr. Bansek requested. Mr. Bansek again directed to other projects in his neighborhood. Trustee Taylor questioned Mr. Squire if the road department was

taking care of road water with these issues. Mr. Squire stated yes. Mr. Bansek stated that road water is going into the pipe he wants increased in size and demanded to know why he was being singled out from all the other issues he brought up. Trustee Taylor stated it is a private project to take care of water on Mr. Bansek's property. Trustee Wright pointed out that Mr. Bansek already has two drains in front of his house, which is irregular. Mr. Bansek stated that he understood that he could have the project contracted out. Mr. Bansek continued questioning why he was being singled out. Mr. Oliver stated that Mr. Bansek is asking the Township to take out a pipe that was designed and approved by the Lorain County Engineers, in which Mr. Bansek was denied approval to enlarge the pipe. Mr. Oliver reiterated that the issue is not the same as the ones Mr. Bansek keeps bringing up. He also stated that the current pipe is working properly.

Mr. Bansek then went on to question why he was not allowed to listen to the audio of the meeting. He stated that he tried to prove that what was in the minutes was different than what was said at the meeting. Trustee Wright stated the audio is available after the Trustees approve the minutes. He also stated that after the last meeting the Trustees agreed to review the audio of the meeting in question, and did so. He stated that the Trustees were in agreement with Mr. Bansek's statement. Mr. Bansek argued that there is no way for a resident to prove what was said at a meeting. Trustee Taylor asked Mr. Oliver to ask for a legal opinion. He believes the public is allowed to listen to the audio tape after the Trustees approve the minutes. Trustee Wright stated that on the Township Organizational Resolution it is stated that the public is more than welcome to record any meeting as long as it does not interfere with the meeting. Mr. Oliver stated that Mr. Bansek has not been singled out; Mr. Oliver consults with Legal on a regular basis. He also stated that the additional pipe that is located on Mr. Bansek's property was not part of the original plan of the project; the second one was added at Mr. Bansek's request. Mr. Bansek stated that it wasn't his problem. Mr. Oliver countered that concessions had been made for Mr. Bansek. The Trustees and the Road Department cannot overstep the Lorain County Engineers. Mrs. Bansek questioned a statement that was in the minutes in which Mr. Bansek was not in attendance and she denied that he made the statement. Mrs. Fallon stated that most likely it was a statement made by the Road Superintendent that Mr. Bansek had stated to him outside the meeting. Mrs. Bansek stated that it was hearsay and should not be in the minutes.

Fiscal Officer Kimberly Fallons' Report

Minutes of the May 2, 2016 Regular Board of Trustees Meeting was submitted for approval. Motion to approve by Trustee Taylor, seconded by Trustee Wright; roll call, motion carried.

Warrants 12163 through 12192 and EFT Payments (including payroll) 228-2016 through 243-2016 for a total of \$58,842.17 were submitted for approval. Motion to approve by Trustee Taylor, seconded by Trustee Wright; roll call, all ayes, motion carried.

Trustee Taylor motioned to approve Resolution 2016-8 A Resolution To Discontinue The Use Of Brine On Carlisle Township Roads, seconded by Trustee Wright; roll call all ayes, motion carried.

Blanket Certificates 30-2016 through 33-2016 were submitted for approval. Motion to approve by Trustee Taylor, seconded by Trustee Wright; roll call, all ayes, motion carried.

Administrative Assistant/Zoning Inspector William Oliver's Report

Administrative Assistant Oliver submitted to the Trustees a Memorandum of Understanding between the Carlisle Township Trustees and the LCPA on the demolition of vacant abandoned, nuisance,

condemned or otherwise designated residential properties within the jurisdiction of Carlisle Township. Motion to approve by Trustee Taylor, seconded by Trustee Wright; roll call, all ayes, motion carried.

Resolution 2016-10 A Resolution Authorizing Participation In The ODOT Winter Contract (018-17) For Road Salt was submitted for approval. Motion to approve by Trustee Taylor, seconded by Trustee Wright; roll call, all ayes, motion carried.

Memorandum of Understanding for the Community Incentive Grant Implementation was submitted for approval. Motion to approve by Trustee Taylor, seconded by Trustee Wright; roll call, all ayes, motion carried.

There were 138 loads received for Dumpster Days; in 2015 there were 114. Trustee Wright questioned how many Volunteer Fire Fighters helped at Dumpster Days. It was discussed that only two were in attendance. Trustee Wright questioned if more had been available. The Fire Chief indicated that Fire Fighter John Lauer had been available but did not work as he could not receive the rate of pay that he currently receives as firefighter. Trustee Taylor asked Mr. Oliver to obtain a legal opinion.

The Lorain County Community Health Assessment will be at the Spitzer Conference Center at LCCC on May 24th beginning at 9:30AM.

Zoning Board Member Scott Rogers was in attendance to solicit residents input to update the Townships Comprehensive Plan. The Plan was put in place in 2006 with the help of a grant.

Road Superintendent Report

Tires were purchased from Gateway for the pick up truck.

Road Superintendent Squire requested the approval an amount not to exceed \$40,000 plus 5% to purchase a 2003 International with low mileage, a plow, tailgate spreader, and shoes. Motion to approve by Trustee Taylor, seconded by Trustee Smith; roll call, all ayes, motion carried.

Two estimates have been received to replace/repair fire hydrants. Mr. Squire is waiting on one more and will submit them to the Trustees at the next meeting. The estimates have been between \$7,400 and \$12,000.

Fire Chief Kevin Dembiecs' Report

Volunteer Fire Fighter Joseph Liller's resignation was submitted for acceptance. Motion to accept by Trustee Taylor, seconded by Trustee Wright; roll call, all ayes, motion carried.

As part of a grant, the Marcs radio fee has been reduced, but will increase in 2017. The firemen attend a Blue Card Training; if they pass the training is free.

Special thanks to Sugar Ridge Auto for allowing the fire department to perform trainings at their location with newer vehicles.

There are roof issues in which the Fire Chief will be returning with estimates at the next meeting.

Additional Business & Announcements

1. May 21st is Pride Day; residents welcome.
2. May 30th is Memorial Day; Administrative offices will be closed.
3. June 14th is Flag Day.
4. June 19th is Fathers Day.
5. June 20th Summer begins.
6. Next regularly scheduled Trustees' Board Meeting is on Monday June 20, 2016 at 7PM.
7. Keep up with Township events and contact information at carlisletownship.com.

Trustee Taylor motioned to enter into executive session at 8:50PM, seconded by Trustee Wright; roll call, all ayes, motion carried.

Regular session was re-entered at 9:13PM with all Trustees in attendance.

Adjournment

There being no further business to come before the Board, motion to adjourn was made by Trustee Taylor, seconded by Trustee Wright, roll call: all ayes, meeting adjourned at 9:15PM.


Trustee Berry Taylor


Trustee Jared Smith


Trustee James Wright


Attested: Kimberly Fallon, Fiscal Officer

6/20/16
Date