

# RECORD OF PROCEEDINGS

Minutes of

~~COPLEY TOWNSHIP BOARD OF TRUSTEE REGULAR MEETING~~

Meeting

BEAR GRAPHICS - 800-325-8094 FORM NO. 10148

Held

MONDAY, JULY 10, 2018

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President Scott Dressler convened the Regular Meeting of the Copley Township Board of Trustees at 6:00 p.m. on Tuesday, July 10, 2018.

## Welcome Guests

## Pledge of Allegiance

## PUBLIC HEARING - MAP AMENDMENT

Mr. Dressler asked for a motion to open the public hearing. Ms. Humphrys so moved, second by Mr. Koellner; the motion carried.

Applicant: David M. Kolar  
Landowner: Richard W. Burke, Trustee  
Location: Parcel Number: 1501281 (447 Rothrock Road)  
Current Zoning: R-MD Residential Medium Density  
Proposed Zoning: R-HD Residential High Density

Mr. Dressler read an email that was received from the applicant, Mr. David Kolar, requesting to table the public hearing for 30 days. **Ms. Humphrys moved to table the public hearing on the map amendment for 447 Rothrock Road until August 14, 2018 at 5:30 p.m., Mr. Koellner second; the motion carried.**

## Administration - Mrs. Janice Marshall, Township Administrator

Mrs. Marshall requested the following for approval:

**Motion** for permission to enter into a contract with Copley High School for 5 ads in the school newsletter, The Drumbeat, at a cost of \$270.00. **Motion by Ms. Humphrys, second by Mr. Koellner; the motion carried.**

**Motion** for permission to approve two full-page ads in the West Side Leader for \$2700 for a public hearing August 14 at 6:00 p.m. to consider Limited Home Rule government for Copley Township. The ads will run on Thursday, July 26 and August 9, 2018. **Motion by Ms. Humphrys, second by Mr. Koellner; the motion carried.**

**Resolution 44-2018** to adopt the Employee Social Media Policy and Social Media Guidelines as posted in all departments as of June 13, 2018. No comments have been received to date. **Motion by Ms. Humphrys, second by Mr. Koellner. Roll call vote: Dressler, aye; Koellner, aye; and Humphrys, aye.**

Request an Executive Session to discuss employment of personnel in the Fire Department to be held at the end of the meeting.

Safe Routes to School – received the data on the number of students within walking a 2-mile radius of Arrowhead, which is 216 students, and Copley Middle School, 422 students. The Ohio Department of Transportation will use the information for grant availability.

Druid Hills Water Extension – The Ohio EPA approved the grant to extend public water to Arrowhead School and to the Druid Hills neighborhood surrounding Arrowhead. The 75% reduction cost to property owners should be no more than \$4200 per property. There will be a few neighborhood ambassadors to help vet contractors.

Misty Lane / Tree Top Water Request -Scheduled a meeting with residents for August 8, 2018 at 6:30 p.m. in the North Room at the Town Hall.

Oak Tree/Magdaly/Dexter Water Request – Receiving letters of inquiry. The construction cost will not be reduced as it was for Druid Hills because there is no public water source to tie-in.

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Copley's Classic Car Show was a huge success with 380 cars attending. Many thanks to Joan and Butch Gangle and family for their hard work and excellent coordination of the events.

Bicentennial Update - Bicentennial Mugs have arrived along with Copley-opoly games; also taking order for quilt squares for the Bicentennial quilt.

**Linda Peiffer – Fiscal Officer:**

Tuesday, June 26, 2018 Board of Trustees Regular Meeting Minutes. **Motion by Humphrys, second by Koellner; the motion carried.**

**Resolution 45-2018** Amend the Certificate of Estimated Resources and the 2018 Permanent Appropriations accordingly in the amount of \$109,962.45 as follows: \$104,003.45 from the Bureau of Worker's Compensation and of \$5,939.00 from the Ohio Department of Public Safety Division of Emergency Medical Services. **Motion by Ms. Humphrys, second by Mr. Koellner. Roll call vote: Dressler, aye; Koellner, aye; and Humphrys, aye.**

**Resolution 46-2018** Adopt the 2019 Alternative Tax Budget for Copley Township. The Alternative Tax Budget must be adopted and submitted to the Summit County Budget Commission by July 15 of each year. Total: \$10,187,853.61. The total does not include the expiring 2-mill Police Levy. **Motion by Ms. Humphrys, second by Mr. Koellner. Roll call vote: Dressler, aye; Koellner, aye; and Humphrys, aye.**

**Motion to acknowledge receipt of June Financial Reports, pending audit. Motion by Ms. Humphrys, second by Mr. Dressler; the motion carried.**

**Motion to approve the issue of a Purchase Order to Ohio Public Risk Insurance Agency for \$3,330.00 for the renewal period which covers June 3, 2018 to June 3, 2019. Motion by Mr. Koellner, second by Ms. Humphrys; the motion carried.**

**Fire Department - Chief Michael Benson**

Fire Department Monthly Report June 2018 was submitted for review.

Chief Michael Benson announced his retirement effective August 1, 2018 and read his letter of resignation:

*Dear Board of Trustees, Fiscal Officer and Administrator,  
Today I respectfully submit my resignation as the Chief of the Copley Fire Department effective August 1, 2018 for the purpose of retirement. Eleven years ago Township Administrator Peggy Spraggins, Trustees Dale Panovich, Helen Humphrys and Scott Dressler, and Fiscal Officer and current Administrator Janice Marshall chose me to be the next Chief of the Copley Fire Department. Over the last decade plus we have worked together to improve the Copley Fire Department, weathered an economic recession the Township is still recovering from, and made the area in and around Copley Township safer, more efficient and more effective.*

*During my tenure we received millions of dollars in grants for advanced driver's training, a new radio system, county-wide radio system upgrades, a diesel exhaust capture system, fire officer training, a fire station alerting system and more. We were able to build a new, state of the art dispatch center using a zero-interest loan from the State of Ohio resulting in improved service and 3.5 million dollars in savings for Copley, Barberton and Norton to share. And we did it for half the cost of comparable new centers.*

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*Together we created the Southwest Council of Governments, making it possible to jointly create and manage projects beneficial to all three communities. Dispatch and Information Technology services were only the beginning with storm water management coming in the near future. The think regionally, act locally philosophy you gave me has reaped great rewards for Copley and our neighbors. It has been a unique privilege to work beyond the typical fire chief level which was only possible through your support and guidance.*

*Most importantly, I was given the honor to lead some of the finest men and women in the fire service. Almost everyone here when I arrived and everyone we hired over the last decade embraced my modern leadership style based on employee empowerment and enabling them to be the change they wanted to see in their work. We hire the best and the bravest for Copley Township, and the exemplary service they provide is proof we chose them wisely, taught them well and held them accountable to Copley Fire's high standards. One of my proudest achievements has been the growth of our personnel to become ready to run this department when I leave. I am happy to say I met my goal of becoming unnecessary.*

*I wish to thank the Board of Trustees for the opportunity to fill such an important role in the life of a community, Administrator Marshall for her mentorship and advice, and Fiscal Officer Peiffer for her support and caring. I especially want to thank the employees of the Copley Fire Department for making it easy to be their Chief; they are truly special people. Finally, I must thank my family, and most importantly my wife, Amy. Without her and them I would have no foundation on which to stand. Their sacrifice and willingness to share their husband and father with all of Copley Township was essential to any success I have had.*

*Humbly submitted, Michael J Benson*

**Ms. Humphrys moved to accept his letter of resignation with deep regret and wished him the most success, second by Mr. Koellner; the motion carried.**

#### **Police Department – Chief Michael Mier**

The Police Department Monthly Report June 2018 was submitted for review.

Chief Mier reported there has been an arrest of people in Macedonia that were involved in burglaries in the area and may be the ones that broke into cars and homes in Copley. That has not been determined yet and Chief Mier advised residents to remain vigilant in keeping their homes and cars secured always.

Police Officers will be available to residents for "Coffee with a Cop" at Chick-Fil-A on July 18th from 9:00 am-10:30 am.

Chief Mier had one item for approval. Trustees approved the purchase of body cameras at the June 26, 2018 meeting. After the meeting, it was found that the line item appropriation for small tools and equipment in the Law Enforcement Trust Fund did not have enough money appropriated. To get the discounted price on the cameras, Trustees Koellner and Humphrys gave a verbal approval to make the June 30 deadline on June 28.

**Resolution 47-2018** Resolution of confirmation of Trustees Koellner and Humphrys verbal approval to amend the appropriations in Law Enforcement Trust 2261-210-430-0000 in the amount of \$31,004.46 for the purchase of body cameras and the 2018 Permanent Appropriations accordingly. **Motion by Ms. Humphrys, second by Mr. Koellner. Roll call vote: Dressler, aye; Koellner, aye; and Humphrys, aye.**

#### **Service Department – Mr. Mark Mitchell, Service Director**

Service Director Mark Mitchell requested the following for approval:

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**Motion** for approval of a Purchase Order to Gledhill Road Machinery to purchase two stainless steel salt spreaders at \$7,036.26. Mark said he would use the money received from the sale of the Talbet trailer, \$3,592.00. toward the spreaders. **Motion by Humphrys, second by Koellner; the motion carried.**

Republic Services Contract - China is refusing to accept recycling loads with more than 10% contamination, which has accelerated costs for Republic. Copley has been asked to work with Republic for some relief for the large increase in costs. Mark emphasized that the public needs to be educated on what materials are to be accepted as the contamination level is more than what is acceptable. The issue is world-wide. The trustees asked Mark Mitchell to consult with Legal Counsel and report back to the Board

### **Community & Economic Development – Ms. Shawna Gfroerer**

Mrs. Gfroerer announced the newly designed website is up and running at <http://www.copley.oh.us/167/Community-Economic-Development>. She highlighted the section, "Projects on the Move," which gives an up to date status of commercial activity. Residential activity is mapped as well as information on the Zoning Boards activity.

A presentation based on Tree City USA information, care for trees and nuisance trees, as part of the Property Maintenance Code will be given at the trustees meeting August 28, 2018.

The Zoning Commission has been working on the revision of the Comprehensive Land Use Plan. It will be on display during Heritage Day August 4 for public engagement.

Neighborhood Ambassador Program has been expanded by recruiting individuals to represent their neighborhoods. Four people have volunteered for Westview Estates, Fox Tail Estates, Arrow Lake Estates, and White Pond Village.

The June Community & Economic Development Monthly Report was submitted for review. Property Code Enforcement Officer Jeff Newman is overseeing 83 property maintenance sites.

### **Old Business**

Trustees discussed the expiring 2-mill police levy. Ms. Humphrys placed on the table for discussion to increase the existing 2-mill levy by 1.50 mills to equal 3.50 mills.

Discussion: Mr. Koellner stated he favored the 1.3 mills which is \$70,000 difference in revenue and would cover department expenses and not have a savings account. "It is almost even at 1.3 mills with a carryover of \$153,510." Ms. Humphrys said it would not cover the first three payrolls and benefits plus other expenses in the subsequent year since the first property taxes do not come in until mid-February. "It's all about cash flow."

Mr. Dressler said it is not a savings account, it is anticipated expenses. Mr. Koellner looked to the General Fund to cover as the Safety Center could be funded by a levy. Mr. Koellner said the public has a right to know what it costs. Discussion followed including discussion on a police resource officer. All discussion is on tape and on file. Mr. Koellner asked residents in the audience, their thoughts. Three residents and a business owner spoke and agreed the police department needed additional funding. Mr. Koellner stated that based on the comments received he will concede to consider the 1.50 mill increase. Mr. Dressler asked for a Resolution.

**Resolution 48-2018** A RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION.  
Revised Code, Sections 5705.19(j) and 5705.192

Ms. Humphrys introduced RESOLUTION 2018-47 and moved its adoption:

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**WHEREAS**, the amount of taxes which may be raised within the ten-mill limitation will be insufficient to provide an adequate amount for the necessary requirements of the Copley Township Police Department, Summit County, Ohio.

**NOW THEREFORE BE IT RESOLVED**, by the Copley Township Board of Trustees, Summit County, Ohio concurring, that it is necessary to levy a tax in excess of the ten mill limitation for the benefit of Copley Township for the purpose of providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of a police department, for the payment of salaries of permanent or part-time police, communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel under Ohio Revised Code Section 5705.19(j):

A Replacement of 2 mills & Increase of 1.50 mills to constitute a tax of 3.50 mills. At a rate not exceeding 3.50 mills for each one dollar of valuation, which amounts to \$0.35 for each one hundred dollars of valuation for 3 years commencing in calendar year 2018; first due in calendar year 2019.

**RESOLVED** that the question of levying additional taxes be submitted to the electors of said Copley Township at the General election to be held at the usual places within the entire subdivision on Tuesday, November 6, 2018.

The form of the ballot at the election on the question of a replacement levy shall be as follows:

"A replacement of 2 mills of an existing levy and an increase of 1.50 mills, to constitute 3.50 mills for the benefit of Copley Township for the purpose of providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of a police department, for the payment of salaries of permanent or part-time police, communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel under Ohio Revised Code Section 5705.19(j) at a rate not exceeding 3.50 mills for each one dollar of valuation, which amounts to \$0.35 for each one hundred dollars in valuation, for 3 years."

FOR THE TAX LEVY  
AGAINST THE TAX LEVY

**SECTION 1.** This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board and any of its committees that resulted in such a formal action, were in meetings open to the public, in compliance with all legal requirements, including but not limited to Section 121.22 of the Revised Code.

**SECTION 2. Effective Date.** This Resolution shall be effective immediately or at the earliest date allowed by law.

**SECTION 3.** That the Fiscal Officer is directed to submit this Resolution along with the Resolution of Request for Certification to the Summit County Board of Elections upon its adoption.

**Second by Mr. Dressler. Roll call vote: Dressler, aye; Koellner, aye; and Humphrys, aye.**

Mr. Koellner reported that the facility committee will meet tomorrow to interview with four prospective architect firms. Ms. Humphrys said she would like to sit in to observe.

Mr. Koellner also reported he has heard comments on Limited Home Rule that concerns the use and sale on firearms. Discussion followed. It was agreed to get an Attorney

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General representative to attend the August 14th meeting to answer any questions on Limited Home Rule.

### Correspondence

Received notification from the Ohio EPA for comments on the proposed Gorge Dam project plan for contaminated sediment.

Received a note of thanks from Brian and Sheila Flannery for the street paving program complimenting Service Director Mark Mitchell, his staff, and Perrin Asphalt.

Received a letter of thanks from Kathleen Kiehl Huber for the senior snow plowing program.

Channel 3 News will be at Copley Depot at 5 a.m. for a live broadcast on Unzipped 44321.

### New Business

Mr. Koellner heard from some residents that they would like to see an increased interaction with the school system like seniors' pictures displayed on the circle based on ideas seen in Hinckley and Brecksville. Ms. Marshall stated she has meetings with school officials and would bring up the subject to them.

**Business from the Floor** – Question on purchasing the CopleyOpoly game. Ms. Marshall said the games are available at the reception area and will be at other events throughout the year.


### Executive Session

Mr. Dressler asked for a motion to enter into an Executive Session to discuss employment of personnel in the fire department. Motion by Ms. Humphrys, second by Mr. Koellner. Roll call vote: Dressler, Aye; Koellner, Aye; and Humphrys, Aye. The session ended at 8:37.


### ADJOURNMENT

With no further business to come before the Board, Mr. Dressler moved to adjourn the Regular Meeting at 8:38 p.m., second by Mr. Koellner; all voting aye.

APPROVED BY:

  
Scott Dressler, President

RESPECTFULLY SUBMITTED:

  
Linda Peiffer, Fiscal Officer