

RUSSELL FIRE-RESCUE STATION

NOVEMBER 3, 2010

Chairman James Mueller called the meeting to order at 7:00 p.m. Trustees James Dickinson and Kristina Port were present. Mr. Mueller welcomed guests and Police Chief Carroll.

The Pledge was said.

SPECIAL TRUSTEES MEETING MINUTES: Ms. Port requested and received assurance that the October 13, 2010 minutes had not been changed from the draft version distributed previously. *Mr. Dickinson made the motion to accept the minutes of the Special Meeting held on October 13, 2010, as presented. Mr. Mueller seconded the motion and it passed unanimously.*

REGULAR TRUSTEES MEETING MINUTES: Ms. Port and Mr. Dickinson require hard copies of the minutes or copies of any changes in their mailboxes prior to voting on the minutes. Ms. Port stated that she would not vote to approve any minutes unless she received a hardcopy in advance. *Mr. Dickinson moved to accept the minutes of the regular meeting held on October 20, 2010, as presented. Ms. Port seconded the motion and it passed unanimously.*

MONTHLY REPORTS: *Ms. Port moved to acknowledge receipt of the October 2010, monthly departmental reports from the Fire, Maintenance, Police, Road and Zoning Departments. Mr. Dickinson seconded the motion and it passed unanimously.*

FISCAL OFFICER: Mrs. Heck, Fiscal Officer, is attending a training seminar in Columbus.

HEMLOCK HILLS ROAD PROJECT: CHANGE ORDER APPROVAL: It was noted that the price for the Hemlock Hills Road Project came in under budget by \$65,012.70. *Mr. Dickinson made the motion to approve Change Order No. 1 to the Asphalt Resurfacing of Various Roads in the Hemlock Hills Subdivision submitted by Karvo Paving Company, Inc. Mr. Mueller seconded the motion and it passed unanimously.*

HEMLOCK HILLS ROAD PROJECT: PAYMENT APPROVAL: Ms. Port turned in her signed copy of Appendix E for delivery to Mrs. Heck. *Mr. Jim Dickinson moved to approve payment of the local portion of the invoice in the amount of \$102,096.44 for the Asphalt Resurfacing of Various Roads in the Hemlock Hills Subdivision submitted by Karvo Paving Company, Inc. Mr. Mueller seconded the motion and it passed unanimously.*

COMMENTS WERE TAKEN FROM THE PUBLIC

GRISWOLD CREEK LANDOWNERS AND CRWP MEETING: Ms. Port extended an invitation to the other Trustees to attend a meeting between the landowners in the Griswold Creek area and representatives of the Chagrin River Watershed Partners. The meeting will take place at the Russell Town Hall at 7 p.m. on November 9th. All three Trustees plan to attend. Ms. Port spoke about the significant erosion near Griswold Creek, the 2 breaches of the dam in the last 10 years, the May 2010 flooding, and the riparian zone. She said that the Township is unable to spend money or front money for private property owners. There are two grants available that CRWP can apply for to study the Griswold Creek corridor. The Board of Trustees can offer a statement of support to CRWP so that

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CRWP can apply for the grant money. Ms. Port said that Ms. Amy Brennan, Director of CRWP, made an excellent report on the issue.

NOISE MEETING: Mr. Dickinson held a work session recently aimed at Russell residents who had made complaints about noise from various sources. Resident Tom Warren has studied noise regulation in Townships and prepared a draft resolution. One obstacle that needs to be addressed is the issue of testing with a decibel meter versus a more subjective, reasonable approach. Mr. Warren explained that noise that can be heard at a distance of 50 feet or those that have long duration such as dogs barking, may not qualify on a decibel meter but can be profoundly distressing. These "reasonable" measures may stand up in court. He said that over 30 other Townships do not have decibel meters and do have noise resolutions. Mr. Warren said the work session had good dialogue and he is happy to continue to work on the issue. A decibel meter is very expensive and requires training to use effectively. Chief Carroll expressed his concern with the police having to enforce a noise resolution. He assembled a list of complaints that dates back to 2007. Russell resident Mr. Domonkos said the work session was productive but he does not believe that Russell Township has a big noise problem. He is concerned that a noise resolution could result in neighbor versus neighbor disputes and he doesn't believe this is appropriate. Chief Carroll spoke with Chief Purchase of Chester Township about their resolution regarding engine brake noise. Chief Purchase recommends posting signs prohibiting engine brake noise. Engine brake noise may be prohibited by Townships on both Township and County roads. Chief Carroll has drafted a letter to ODOT about this issue. Chief Carroll wants to make sure that the severity of the penalties are understood. He explained that second degree misdemeanors are serious. First degree misdemeanors are the most severe, while fourth degree are the least severe misdemeanor offenses. Mr. Warren stated that most cases would not make it to court. He said that the fines imposed would go to the Township. Ms. Port does not want to put rules in place that will not be enforced. Mr. Warren fully expects that the resolution would be enforced. Mr. Dickinson suggested that a public meeting be held on a Saturday morning in the near future. Ms. Port would like to hold the meeting in 2011 after the holidays. Mr. Mueller would like to see the meeting held sooner rather than later.

FIRE STATION BOND REFINANCING: Mr. Dickinson spoke with Mr. Mike Sharb, of Squire, Sanders & Dempsey, and Mr. Mike Prcela, of Fifth Third Securities. Mr. Dickinson explained that the bonds issued by the Township are callable in 2013. They can be called one time before 2013. Mr. Dickinson read Mr. Prcela's email aloud and referenced the spreadsheets attached. Mr. Dickinson said the net present value, or benefit or refinancing today, is \$9,326.04. Mr. Mueller suggested that there were probably fees involved that would make refinancing even less appealing. Mr. Dickinson added that when the Township issued the bonds it had a AAA rating. Over the years the rating has improved to a AA rating. Reasons for this rating increase are that the Township is a residential community, does not rely on one employer, and has good cash flow and liquidity. Mr. Prcela indicated to Mr.

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Dickinson that refinancing was not worth doing at the present time.

POLICE LEVY: Mr. Mueller congratulated Chief Carroll on a very successful levy campaign. Mr. Mueller suggests a 24/7/365 two officers on duty approach for the Police Department. Mr. Mueller read portions of the monthly report from the Police Department. Mr. Mueller said it is important to protect the people who protect us. He explained that police backup takes more time to come from Chester than it does from Russell. Russell Township's average response time is 5 minutes. Voters passed the Police levy overwhelmingly.

Chief Carroll thanked the residents for the overwhelming support. In his experience with 4-5 levies, Chief Carroll has never seen this much support. He said the Russell Police must be doing something right. Chief Carroll is happy to be able to count on Russell's own department to do Russell's police work. Mr. Mueller stated that any drop in Russell's crime statistics are due to Russell's police force.

ENERGY AUDIT: Ms. Port said that she is working on an energy lighting audit. She plans to meet with a company representative soon.

ANNOUNCEMENTS: The next regular Trustees' meeting will be held at 7:00 p.m., Wednesday, November 17, in the Russell Township Fire-Rescue Department.

The Griswold Creek landowners and CRWP will meet on November 9th at 7 p.m. in the Town Hall. The purpose of the meeting is to discuss a watershed restoration approach to the erosion and flooding concerns along Griswold Creek and the cost and possible funding. The Russell Township Board of Trustees will attend.

EXECUTIVE SESSION: *Mr. Mueller made the motion to go into Executive Session with the three Trustees, Chief Carroll and M. Palmer present to discuss hiring of personnel. Mr. Dickinson seconded the motion and it passed unanimously. The meeting moved to Executive Session at 7:59 p.m.*

Mr. Mueller made the motion to regular session. Ms. Port seconded the motion and it passed unanimously. The meeting moved into regular session at 8:22 p.m.

HIRE FULL-TIME OFFICER: *Mr. Dickinson made the motion to hire Tom Swaidner as a full-time police officer and constable with the Russell Township Police Department, based on Police Chief Carroll's recommendation. The conditions of employment are as follows: The official starting date to be December 1, 2010, based upon completion of applicable paperwork with the Russell Township Fiscal Officer's Office. A one year probation period will be from the official starting date. Pay scale will be at the 3 year level on the full-time wage schedule. Equipment to be provided by the Russell Police Department as required pursuant to the agreement between Russell Township and the Ohio Patrolmen's Benevolent Association. Mr. Mueller seconded the motion and it passed unanimously.*

PURCHASE ORDERS: were approved for:

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Number	Purpose	Amount
170-2010	Tuition for EMT class, Radonich	\$ 700.00
171-2010	Periodic maint., brakes, filters	\$ 468.06
172-2010	Dimmable fluorescent ballasts	\$ 692.56
173-2010	Trans flush rear brakes #4389	\$ 380.26
174-2010	Goodyear wultra-grip tires	\$ 1,774.90
175-2010	Registra firehouse seminar	\$ 745.00
176-2010	Principal payment fire bonds	\$120,000.00

Bills were approved as presented and drawn for same.

Upon the motion of Mr. Dickinson and seconded by Mr. Mueller, the meeting was adjourned at 8:30 p.m.

James Mueller, Chairman

Gerri Heck, Fiscal Officer

Recorded by: M. Palmer