

RECORD OF PROCEEDINGS

REGULAR MEETING

August 08

2022

The Bath Township Board of Trustees met in the Trustees' Meeting Room on August 8, 2022, at 7:00 p.m. for the purpose of conducting the business of the Township. The President of the Board, Mrs. Elaina Goodrich, convened the meeting. Trustees present were Mrs. Sharon Troike and Mrs. Elaina Goodrich.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

WELCOME

APPROVAL OF AGENDA

Mrs. Goodrich requested, and Mrs. Troike moved, approval of the agenda. Mrs. Goodrich seconded the motion; the motion passed.

FISCAL OFFICER Gregory R. Thewes

The Fiscal Officer recommended, and Mrs. Troike moved, to approve requisitions and regular purchase orders 2022-01074 through 2022-01108 and payments totaling \$196,330.34. Mrs. Goodrich seconded the motion. The Fiscal Officer called the roll; all aye, the motion passed.

The Fiscal Officer recommended, and Mrs. Troike moved, to write off as uncollectible solid waste delinquencies totaling \$68.87 as of August 1, 2022. Mrs. Goodrich seconded the motion; all aye, the motion passed.

The Fiscal Officer recommended, and Mrs. Troike moved, to not hold a public hearing in the Ohio Department of Liquor Control permit application for Township Tasting Room, LLC permit #9002092. Mrs. Goodrich seconded the motion; all aye, the motion passed.

The Fiscal Officer reported that the Correspondence, Board, Commission and Committee log are available for public view.

DEPARTMENT HEADS AND ADMINISTRATOR

Police Chief Vito F. Sinopoli

Report:

Department Trainings:

Officer Alexander – Sexual Assault Investigation July 11, 2022

Detective Gabel – Basic Network Investigation Training July 18-22, 2022

Captain Brown, Det. Gabel and Officer Young – Reflex Protect Instructor Course July 27, 2022

Community Engagement:

Summer campers from The Nest visited BPD on July 12 and 13, 2022. Thanks to Officer VanFossen and Sgt. Borton for assisting with the tours.

Ken Stewart's Lodge and City Barbeque in Fairlawn for food sent in mid-July to the department staff members. It was very appreciated by all staff.

July Statistics:

All calls for service: 1387 [100%]

Community Policing: 764 [55%]

Traffic Stops: 78 [6%]

Traffic Accidents: 32 [2%]

Alarm Drops: 53 [4%]

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Sexual Assault 0 Burglary 0 Robbery 0
 All other calls requiring police assistance or presence: 460 [33%]
 Booking Charges [Total # of Charges] - 53
 Theft: 7
 OVI: 9
 Drug Paraphernalia/Possession of Drugs/Trafficking in Drugs: 4

Recommendations:

Chief Sinopoli recommended, and Mrs. Troike moved, to hire Susan Farina as a full-time Communications Specialist pending the results of her psychological assessment effective August 21, 2022 at the rate of pay set by the FOP Labor Agreement and compliance with all rule and regulations of Bath Township along with a one-year probationary period. Mrs. Goodrich seconded the motion; all aye, the motion passed.

Fire Chief Robert Campbell**Report:**July 2022 CALLS

Station 1 =81

Station 2 =59

All Stations =14

Total =154

Fire =95

EMS =59

Total Transports =65

Mutual Aid Given=18

Mutual Aid Received=08

Yearly Call Total: 892

FIRE =338

EMS =554

TRAINING:

Total Class Hours = 9.00

Total of Personnel Hours = 35.00

INSPECTIONS:

Annual 9

Reinspection 17

Alarm System Test 2

Company Inspection 5

Fire Protection System Inspection 2

Plan Review 1

Consult 2

Special Hazard 1

TOTAL 39**Recommendations:**

Chief Campbell recommended, and Mrs. Troike moved, to removed Zachary Hardy from probationary status effective August 9, 2022. Mrs. Goodrich seconded the motion; all aye; the motion passed.

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Chief Campbell recommended, and Mrs. Troike moved, to appoint Nicholas Kress, effective August 11th, 2022, to the position of full-time firefighter/paramedic, conditional upon successful completion of a medical physical and subject to a 1-year probationary period, at the pay rate established by the 2022 IAFF contract. Mrs. Goodrich seconded the motion; all aye; the motion passed

OATH OF OFFICE

Mrs. Goodrich administered the Oath of Office to Nicholas Kress as a full-time firefighter/paramedic with the Bath Township Fire Department.

Service Director Caine Collins**Report:****Service Crew Monthly Report for July**

Resident Service Requests received: 21
Resident Service Requests resolved: 47
Township Service Requests received: 10
Township Service Requests resolved: 10
Asphalt Aprons: 4
Linear Feet of Ditching: 1102'
Asphalt Used: 49.97
Drive Culvert: 7
Catch Basin: 1

Training:

Pesticide Testing (Seth Rauscher)
Summit County Safety Council (Caine Collins)

Cemetery Report

Moore's Chapel – 2 Full and 1 Cremation Burial
Bath Center – 1 Full Burial

Recommendations:

Mr. Collins recommended, and Mrs. Troike moved, to purchase a 2023 Ford Transit From Ganley Ford in the amount of \$48,487.00. This purchase is through the State Term Schedule (STS) Program. Mrs. Goodrich seconded the motion; all aye; the Motion passed.

Mr. Collins recommended, and Mrs. Troike moved, to contract with Advanced Air Solutions, in the amount of \$17,600.00, for the purchase and installation of HVAC units and a Hot Water Heater for the Historical Town Hall. Mrs. Goodrich seconded the motion; all aye; the Motion passed.

Mr. Collins recommended, and Mrs. Troike moved, to remove full time Equipment Operator/Laborer Seth Rauscher from probationary status, effective August 6, 2022, and adjust his hourly rate to \$27.51 per the Teamster contract. Mrs. Goodrich seconded the motion; all aye; the Motion passed.

Park Director/Assistant Service Director Alan Garner**Report:**

Mr. Garner would like to thank Renee Flynn for organizing this year's Bath Art Fest on July 10 at the Bath Community Park. Postponed from the originally scheduled date of June 12 due to inclement weather, the event had 57 vendors, outdoor yoga, a DJ, Summit County Humane Society Mobile Adoption, and several food vendors. The event was very well attended and we received a lot of positive feedback. The park shelters and athletic fields opened on April 1 and since then there have been 1,130 scheduled events; in July, 160 events were scheduled. Park personnel checked and inspected all trails, performed routine

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visual inspections on the playgrounds, performed general buildings and ground maintenance, and completed vehicle and equipment maintenance.
Park personnel completed various painting projects throughout the parks

Bath Baseball Park

For the month of June, the ballfields were playable 94% of the time. Records show there was precipitation on 11 days in July, with an approximate total of 3.42 inches.
Park personnel spent approximately 70 hours performing field maintenance duties for the month. Park personnel trimmed the vegetation throughout the park.

Bath Community Park

Park personnel regraded several sections of the North King Trail and Storywalk® Trail for the upcoming cross-country season. Park personnel trimmed the vegetation throughout the park.

Bath Hill Park

Park personnel trimmed the vegetation throughout the park.

Bath Nature Preserve

Park personnel spent approximately 45 hours mowing the trails and trimming the vegetation around signs, benches, and fencing. Park personnel have been installing a boardwalk on Bath Pond Path.

North Fork Preserve of Bath

Park personnel have been working on trail clearing on the Triple Loop Trail.

Recommendations:

Mr. Garner recommended, and Mrs. Troike moved, to purchase a 2010 Ford F-150 Pickup Truck from the Bath Service Department in the amount of \$6,000.00. Mrs. Goodrich seconded the motion; all aye, the motion passed.

Planning Director/ Zoning Inspector William Funk**Report:**

None

Recommendations:

Mr. Funk recommended, and Mrs. Troike moved, to schedule a hearing before the Board of Trustees on September 7, 2022 at 6:00 p.m. for zoning case ZC 22-01 proposed map amendment for 1075 Ghent Road. Mrs. Goodrich seconded the motion; all aye, the motion passed.

Administrator Vito F. Sinopoli**Report:**

None

Upcoming Events:

20th Annual Barn Social - September 21, 2022 at 6:00 PM

Hale Farm and Village

Email reception@bathtownship.org to be added to the guest list.

Historic Hamlets Tour - September 18, 2022 at 1:00 PM

Historic Hamlets

Tickets will be \$20.00 each and more information will be available on how to purchase.

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E-Waste Recycling Event - September 17, 2022 at 10:00 AM

Bath Elementary School

Detailed information on accepted items will be published in the Summer Quarterly

Recommendations:

Mr. Sinopoli requested that the Trustees consider Resolution 2022-27.

Mrs. Troike introduced the following resolution and moved its adoption:

**BATH TOWNSHIP RESOLUTION 2022-27
AUTHORIZING BATH TOWNSHIP TO ESCROW FIRE LOSS CLAIMS**

WHEREAS, Ohio Revised Code (O.R.C.) §3929.86, establishes procedures for the deposit of certain insurance funds with a township for fire losses that equal or exceed sixty (60%) percent of the aggregate limits of liability on all fire policies covering buildings or structures located in Bath Township; and

WHEREAS, the provisions of O.R.C. §3929.86 are designed to deter the commission of arson and related crimes, abandonment of property, prevent urban blight and deterioration and to further assist townships in removing, repairing, or securing buildings or structures due to fire damage; and

WHEREAS, The Bath Township Board of Trustees of Summit County, Ohio believes it is in the best interest of the Township to authorize the use of the procedures set forth in O.R.C. §3929.86 (C) and (D) as such sections presently exist, or are hereafter amended;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Bath Township Summit County, Ohio the following Resolution is adopted:

Section 1. The Board hereby authorizes the use of the provisions and procedures set forth in O.R.C. §3929.86 (C) and (D) which provide:

- a. No insurance company doing business in the State of Ohio shall pay a claim of a named insured for fire damage to a structure located within a township where the amount recoverable for the fire loss to the structure under all policies exceeds \$5,000 five thousand dollars and the loss equals or exceeds sixty percent of the aggregate limits of liability on all fire policies covering the building or structure. In the case of such a loss, the insurance company, the insured property owner and the township shall follow the procedures set forth in divisions C and D of O.R.C. §3929.86.
- b. When the loss agreed to between the named insured or insureds and the company or companies equals or exceeds sixty percent of the aggregate limits of liability on all fire insurance policies covering the building or structure, the insurance company or companies in accordance with division (G) of O.R.C. §505.86 and Sections (C) and (D) of O.R.C. §3929.86 shall transfer from the insurance proceeds to the Bath Township Fiscal Officer in the aggregate of \$2,000.00 for each \$15,000.00 of loss value and any fraction of that amount of a claim, or, if at the time of a proof of loss agreed to between the named insured or insureds and the insurance company or companies, the named insured or insureds have submitted a contractor's signed estimate of the cost of removing, repairing, or securing the building other structure, shall transfer from the insurance proceeds the amount specified in the estimate. The transfer of proceeds shall be on a pro rata basis by all companies insuring the building or structure. Policy proceeds remaining after the transfer to the township shall be disbursed in accordance with the policy terms.

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c. Upon receipt of proceeds by the Fiscal Officer as authorized by this section, the Fiscal Officer shall deposit all proceeds received in a separate fund to be used solely as security against the total cost of removing, repairing or securing the building or structure incurred by Bath Township, pursuant to O.R.C. §505.86.

d. When transferring the funds as required by this resolution, each insurance company shall provide the Bath Township Fiscal Officer with the name and address of the named insured or insureds, whereupon the Fiscal Officer shall contact the named insured or insureds, certify that the proceeds have been received by Bath Township, and notify them that the following procedures will be followed.

e. The funds shall be returned to the named insured or insureds when repairs to, removal of or securing of the building or other structure have been completed and the required proof has been received by the Fiscal Officer provided the Township has not incurred any costs for the repairs, removal or securing. The funds shall be returned to the named insured or insureds no later than 60 days after the Fiscal Officer received the required proof. If Bath Township has incurred any costs for repairs, removal or securing of the building or other structure, the costs shall be paid from the fund, and if excess funds remain, the Fiscal Officer shall transfer, no later than 60 days after all such costs have been paid, the remaining funds to the named insured or insureds. Nothing in this section shall be construed to limit the ability of Bath Township to recover any deficiency under O.R.C. §505.86.

Section 2. The Bath Township Board of Trustees hereby authorizes, empowers, appoints and designates the Bath Township Fiscal Officer as the individual responsible to carry-out the duties of this resolution and the provisions set forth in O.R.C. §3929.86 (C) and (D).

Section 3. The Bath Township Board of Trustees hereby authorizes, empowers and appoints the Bath Township Fiscal Officer, for and on behalf of the Board, to file for public record a certified copy of this Resolution with the Superintendent of the Ohio Department of Insurance and to execute such documents and take such actions as may be necessary in connection with the establishment of fire loss procedures pursuant to O.R.C. §3929.86.

Section 4. Nothing in this resolution shall be construed to prohibit Bath Township and the named insured or insureds from entering into an agreement that permits the transfer of funds to the named insured or insureds if some other reasonable disposition of the damaged property has been negotiated.

Section 5. This Resolution and the procedures set forth in O.R.C. §3929.86 shall apply only to fire losses that occur after the filing of the certified copy of this Resolution with the Superintendent of the Ohio Department of Insurance.

Section 6. It is found and determined that all formal actions by the Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Board and that all deliberations of the Board and of any of its committees that resulted in such formal action, were in meeting open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

This Resolution shall take effect and be in force from or after the earliest period allowed by law.

FURTHER, the Fiscal Officer be directed to use Fund 901 Fire Loss Escrow for any, and all, non-interest-bearing deposits made to the township to cover fire losses.

Mrs. Goodrich seconded the amendment; discussion held and the Fiscal Officer called the Roll:

Mrs. Troike, Aye
Mrs. Goodrich, Aye

Resolution Adopted

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TRUSTEES ELAINA GOODRICH, SHARON TROIKE, AND SEAN GAFFNEY

Mrs. Troike gave an overview of the Rumpke Material recovery Facility visit.

COMMUNITY EVENTS

September 17, Saturday

Electronics Recycling Event, Bath School Parking lot from 10 a.m. to 2 p.m.

September 18, Sunday

Trolley Tour of Historic Hamlets, 1:00 p.m. (Reservations required)

September 21, Wednesday

Barn Social at Hale Farm and Village, 6:00 p.m.

October 8, Saturday

Fall into Nature at Barn Nature Preserve, 11:00 a.m. to 3:00 p.m.

An updated list of community events may be found on the township website at www.bathtownship.org.

CITIZEN'S COMMENTS

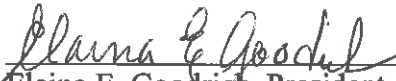
Mr. Tim Mier spoke about the Bath Fire Department and considering a Fire District.

COMMUNITY UPDATES

Marcie Kress gave an update on Summit ReWorks.

ADJOURNMENT

There being no further business before the Board, the meeting was adjourned at 8:16 p.m.



Elaina E. Goodrich, President
Bath Township Board of Trustees



Sharon A. Troike, Vice President
Bath Township Board of Trustees

Absent
Sean Gaffney, Trustee
Bath Township Board of Trustees



Gregory Thewes
Fiscal Officer

Date: August 8, 2022
Bath Township Board of Trustees

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