

**RESOLUTIONS ADOPTED  
September 19, 2017**

**2017-77 RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR**

**2017-78 RESOLUTION TO CERTIFY CLEANUP COSTS FOR THE FOLLOWING PROPERTIES AND AMOUNTS; 222 CASEMENT AVENUE IN THE AMOUNT OF \$245.00; 152 HAWTHORNE DRIVE IN THE AMOUNT OF \$245.00; 980 FREMONT AVENUE IN THE AMOUNT OF \$295.00**

**2017-79 RESOLUTION TO ACCEPT THE RECOMMENDATION OF THE ZONING COMMISSION AND APPROVE THE TEXT AMENDMENT TO SECTION 11.01(E) AS SPECIFIED IN CASE 17-ZC-05**

**2017-80 RESOLUTION TO ACCEPT THE RECOMMENDATION OF THE ZONING COMMISSION AND APPROVE THE TEXT AMENDMENT TO SECTION 32.17 AS SPECIFIED IN CASE 17-ZC-06**

**2017-81 RESOLUTION TO ACCEPT THE RECOMMENDATION OF THE ZONING COMMISSION AND APPROVE THE TEXT AMENDMENT TO SECTION 6.13 AS SPECIFIED IN CASE 17-ZC-07**

**2017-82 RESOLUTION SETTING OCTOBER 31<sup>ST</sup> BETWEEN 6:00 P.M. – 8:00 P.M. AS THE OFFICIAL EVENING FOR TRICK OR TREATING IN PAINESVILLE TOWNSHIP**

**2017-83 RESOLUTION AUTHORIZING PAINESVILLE TOWNSHIP TO BEGIN ACCEPTING FINANCIAL TRANSACTION DEVICES (CREDIT CARDS) FOR PAYMENT OF CERTAIN SERVICES AND FINANCIAL TRANSACTIONS**

**2017-84 RESOLUTION HONORING THE FOLLOWING RESIDENTS AND BUSINESSES FOR WINNING BEAUTIFUL LAWN AND GARDEN AWARDS IN PAINESVILLE TOWNSHIP FOR 2017**

**MINUTES**

The Board of Painesville Township Trustees met for a regular meeting at 7:30 P.M. on Tuesday, September 19, 2017 at 55 Nye Road. The meeting was called to order at 7:33 P.M. by Chairman Pennock. Present: Trustees Gabe Cicconetti, Chuck Hillier, Josh Pennock, Fiscal Officer Michael Patriarca, Administrator Michael Manary, and Legal Advisor Matthew Lallo.

Various topics, agenda items and departmental matters were brought before the board including the approval of minutes from the previous meeting September 5, 2017.

Josh Pennock opened public hearing on Zoning Case 17-ZC-05; a proposed text amendment for modifications to Section 11.01(E) at 7:35 P.M.

Legal Advisor Matt Lallo read the history of the Zoning Case 17-ZC-05 as follows. The application for this change was dated July 10, 2017. On July 26, 2017 the Lake County Planning Commission recommended approval of the modification. On August 14, 2017 the Painesville Township Zoning Commission held a public hearing and closed the public hearing on that date and on that same date they recommended approval as modified. On September 5, 2017 the Trustees held a meeting and received the recommendation from the Zoning Commission and set a Public Hearing for today's date. On September 8, 2017 there was a legal ad published for the Trustees for this hearing.

The Zoning Inspector Rich Constantine gave a summary of Zoning Case 17-ZC-05 as follows. Our Zoning Resolution for a long time has required that a zoning permit be obtained when a use transfers ownership. We believe that Residential transfers be exempt.

Chairman Josh Pennock asked if anyone was here to speak in favor of the proposed text amendments for Zoning Case 17-ZC-05.

Chairman Josh Pennock asked if anyone was here to speak in opposition of the proposed text amendments for Zoning Case 17-ZC-05.

Public hearing for Zoning Case 17-ZC-05 was closed at 7:35 P.M.

Josh Pennock opened public hearing on Zoning Case 17-ZC-06; a proposed text amendment for modifications to Section 32.17(B) at 7:35 P.M.

Legal Advisor Matt Lallo read the history of the Zoning Case 17-ZC-06 as follows. The application for this change was dated July 10, 2017. On July 26, 2017 the Lake County Planning Commission recommended approval of the modification. On August 14, 2017 the Painesville Township Zoning Commission held a public hearing and closed the public hearing on that date and on that same date they recommended approval as modified. On September 5, 2017 the Trustees held a meeting and received the recommendation from the Zoning Commission and set a Public Hearing for today's date. On September 8, 2017 there was a legal ad published for the Trustees for this hearing.

The Zoning Inspector Rich Constantine gave a summary of Zoning Case 17-ZC-06 as follows. We have allowed for flexible planned unit developments. The State of Ohio in its revised code gives us the

authority to create planned unit developments in a few different ways. Currently our code allows an applicant to apply for rezones for FPUD according to the standards and regulations that we publish in our zoning resolution; however we also allow an applicant to deviate from our requirements which is coincident with paragraph B, section 519.02 on the Ohio Revised Code; so this text amendment simply adds descriptive language of FPUDA or PUDA to those planned unit developments which follow exactly our stated requirements or FPUDBPUDB which deviate from our requirements.

Chairman Josh Pennock asked if anyone was here to speak in favor of the proposed text amendments for Zoning Case 17-ZC-06.

Chairman Josh Pennock asked if anyone was here to speak in opposition of the proposed text amendments for Zoning Case 17-ZC-06.

Public hearing for Zoning Case 17-ZC-06 was closed at 7:37 P.M.

Josh Pennock opened public hearing on Zoning Case 17-ZC-07; a proposed text amendment for modifications to Section 6.13

Legal Advisor Matt Lallo read the history of the Zoning Case 17-ZC-07 as follows. The application for this change was dated July 10, 2017. On July 26, 2017 the Lake County Planning Commission recommended a modification of the text amendment. On August 14, 2017 the Painesville Township Zoning Commission held a public hearing and closed the public hearing on that date and on that same date they recommended approval on modification as modified. On September 5, 2017 the Trustees held a meeting and received the recommendation from the Zoning Commission and set a Public Hearing for today's date. On September 8, 2017 there was a legal ad published for the Trustees for this hearing.

The Zoning Inspector Rich Constantine gave a summary of Zoning Case 17-ZC-07 as follows. This was a number of significant changes to our fence regulations. We altered the maximum heights allowed in certain districts. We clarified some unclear language. We added some clarity on how fences may be constructed as far as height and proximity to the paved surfaces to the roads and front yards. We added a diagram illustrating how certain lot configuration would be viewed for conformity to these regulations. We specified certain prohibited fencing materials and we listed some permissible fence materials.

Chairman Josh Pennock asked if anyone was here to speak in favor of the proposed text amendments for Zoning Case 17-ZC-07.

Chairman Josh Pennock asked if anyone was here to speak in opposition of the proposed text amendments for Zoning Case 17-ZC-07.

Public hearing for Zoning Case 17-ZC-07 was closed at 7:40 P.M.

#### **SUMMARY OF WORK SESSION:**

Administrator Manary summarized the work session noting the following:

- The Service Director gave an update on a truck that we are expecting to arrive in the Township within the next sixty days. The Service Director also reported on road repairs that are going on in the Township.
- The Assistant Fire Chief reported on Fire Hydrant maintenance program that they are beginning to make sure our fire hydrants are in working order before winter. The Assistant Fire Chief reported on training that the firefighters have taken recently. The Assistant Fire Chief reported on training that the firefighters have conducted for groups outside in the community in Painesville Township. The Assistant Fire Chief reported on some vehicle maintenance issues. The Assistant Fire Chief reported that on September 21<sup>st</sup> when the moving Vietnam Memorial will be transported to Perry Township from Lamalfa in Mentor that our fire department will have personnel and fire trucks stationed at each end of the Township to show respect as the Memorial moves through.
- The Zoning Inspector reported on several zoning issues in the Township. The Zoning Inspector reported that Sherwin Williams is building a new store on Mentor Avenue right next to Aldi's.
- The Legal Advisor discussed several zoning violations that we are addressing in the Township.
- Our Insurance Broker met with the Trustees and discussed the renewal of our health insurance next year.
- The Trustees discussed phase 2 of the Kallay Farm Development on Mentor Avenue.
- The Trustees discussed withholding Municipal Income Tax from employee paychecks.
- The Trustees approved the firefighters to participate in a 457(B) retirement plan.

**OLD BUSINESS:** John Muzik of 45 Coventry Drive came to discuss the 3.5 Mill Fire Levy.

**NEW BUSINESS:** Residents from N. Doan Avenue came to discuss home up keep and maintenance. The issue is with 43 N. Doan that is affecting their property values.

**LAKE COUNTY SHERIFF'S OFFICE REPORT:** No report given

**DEPARTMENT REPORTS:**

- **SERVICE DEPARTMENT:** The Service Director gave an update on repairs on their front end loaders.
- **FIRE DEPARTMENT:** Assistant Chief Frank Huffman gave an update on the fire levy.
- **ZONING DEPARTMENT:** Nothing to report
- **LEGAL ADVISOR:** Nothing to report
- **ADMINISTRATOR:** Reported on the resident document shredding day held at the Service Garage on September 16th. The event is sponsored by the three Trustees personally; it is not a Township paid event.

**FISCAL OFFICER:**

Requested Resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor.

Requested Resolution to certify cleanup costs for the following properties and amounts; 222 Casement Avenue in the amount of \$245.00; 152 Hawthorne Drive in the amount of \$245.00; 980 Fremont Avenue in the amount of \$295.00

**BILLS PAID**

Various bills, payroll and related disbursements were presented, examined and approved for payment.

**RESOLUTIONS ADOPTED**

2017-77 RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR

RESOLVED, we, the Painesville Township Trustees hereby accept the amounts and rates determined by the budget commission for Fiscal year 2018 and hereby accept the necessary tax levy's and certifying them to the County Auditor.

2017-78 RESOLUTION TO CERTIFY CLEANUP COSTS FOR THE FOLLOWING PROPERTIES AND AMOUNTS; 222 CASEMENT AVENUE IN THE AMOUNT OF \$245.00; 152 HAWTHORNE DRIVE IN THE AMOUNT OF \$245.00; 980 FREMONT AVENUE IN THE AMOUNT OF \$295.00.

Resolved, We the Painesville Township Board of Trustees, under the authority of Ohio Revised Code Section 5579.05, 5579.06 and 5579.07 adopt this resolution and we hereby certify that on September 8, 2017 the Painesville Township Road Department and the Painesville Township Administration did incur a total cost of \$245.00 (Two hundred forty five) for the cutting of overgrown weeds and other vegetation at 222 Casement Avenue (Permanent Parcel #11B027B000020) we ask the County Auditor to enter the amount of \$245.00 on the tax duplicates to be collected as other taxes and returned to the Township

Resolved, We the Painesville Township Board of Trustees, under the authority of Ohio Revised Code Section 5579.05, 5579.06 and 5579.07 adopt this resolution and we hereby certify that on September 8, 2017 the Painesville Township Road Department and the Painesville Township Administration did incur a total cost of \$245.00 (Two hundred forty five) for the cutting of overgrown weeds and other vegetation at 152 Hawthorne Drive (Permanent Parcel #11A009B000220) we ask the County Auditor to enter the amount of \$245.00 on the tax duplicates to be collected as other taxes and returned to the Township

Resolved, We the Painesville Township Board of Trustees, under the authority of Ohio Revised Code Section 5579.05, 5579.06 and 5579.07 adopt this resolution and we hereby certify that on September 13, 2017 the Painesville Township Road Department and the Painesville Township Administration did incur a total cost of \$295.00 (Two hundred ninety five) for the cutting of overgrown weeds and other vegetation at 980 Fremont Avenue (Permanent Parcel #11B041G060320) we ask the County Auditor to enter the amount of \$295.00 on the tax duplicates to be collected as other taxes and returned to the Township

2017-79 RESOLUTION TO ACCEPT THE RECOMMENDATION OF THE ZONING COMMISSION AND APPROVE THE TEXT AMENDMENT TO SECTION 11.01(E) AS SPECIFIED IN CASE 17-ZC-05

RESOLVED, We, the Painesville Township Trustees hereby accept the recommendation of the Zoning Commission and approve the text amendment to section 11.01(E) as specified in case 17-ZC-05

2017-80 RESOLUTION TO ACCEPT THE RECOMMENDATION OF THE ZONING COMMISSION AND APPROVE THE TEXT AMENDMENT TO SECTION 32.17 AS SPECIFIED IN CASE 17-ZC-06



RESOLVED, We, the Painesville Township Trustees hereby accept the recommendation of the Zoning Commission and approve the text amendment to section 32.17 as specified in case 17-ZC-06

2017-81 RESOLUTION TO ACCEPT THE RECOMMENDATION OF THE ZONING COMMISSION AND APPROVE THE TEXT AMENDMENT TO SECTION 6.13 AS SPECIFIED IN CASE 17-ZC-07

RESOLVED, We, the Painesville Township Trustees hereby accept the recommendation of the Zoning Commission and approve the text amendment to section 6.13 as specified in case 17-ZC-07

2017-82 RESOLUTION SETTING OCTOBER 31<sup>ST</sup> BETWEEN 6:00 P.M.-8:00 P.M. AS THE OFFICIAL EVENING FOR TRICK OR TREATING IN PAINESVILLE TOWNSHIP

RESOLVED, We, the Painesville Township Trustees hereby set October 31<sup>st</sup> between 6:00 P.M.-8:00 P.M. as the official evening for trick or treating in Painesville Township.

2017-83 RESOLUTION AUTHORIZING PAINESVILLE TOWNSHIP TO BEGIN ACCEPTING FINANCIAL TRANSACTION DEVICES (CREDIT CARDS) FOR PAYMENT OF CERTAIN SERVICES AND FINANCIAL TRANSACTIONS

RESOLVED, We the Painesville Township Trustees hereby authorize Painesville Township to begin accepting financial transaction devices (credit cards) for payment of certain services and financial transactions

2017-84 RESOLUTION HONORING THE FOLLOWING RESIDENTS AND BUSINESSES FOR WINNING BEAUTIFUL LAWN AND GARDEN AWARDS IN PAINESVILLE TOWNSHIP FOR 2017


RESOLVED, We the Painesville Township Trustees hereby honor the following residents and businesses for winning beautiful lawn and garden awards in Painesville Township for 2017

Dennis and Mary Miller at 44 Dorchester Road  
Jim and Cynthia O'Neill at 1001 Carson Avenue  
Dick Patton at 73 Nelmar Drive  
Toby and Pat Kalin at 163 Hawthorne Drive  
Zappy's Auto Wash on Northridge Road  
Mike and Nancy Maruschak at 62 Bowhall Road  
Fatima Prpic at 1020 Pebble Beach Cove  
Nancy Doubler at 33 North Doan Avenue  
Anthony and Rosetta Picciano at 66 Wilmington Drive  
Promotional Printing, Wayne and Julie Tecil at 2052 North Ridge Road

#### TRUSTEES

Josh Pennock made a motion to close the meeting at 8:36 P.M., seconded by Hillier and passed unanimously.

#### ADJOURNMENT

  
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Josh Pennock, Chairman  
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Michael A. Patriarca, Fiscal Officer

**Payment Listing**

UAN v2017.2

9/6/2017 to 9/19/2017

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
1802-2017	09/07/2017	09/07/2017	CH	TIME WARNER CABLE	\$129.99	O
1803-2017	09/11/2017	09/11/2017	CH	TIME WARNER CABLE	\$129.98	O
54473	09/13/2017	09/13/2017	AW	AERO-MARK, INC.	\$2,076.31	O
54474	09/13/2017	09/13/2017	AW	AIRGAS GREAT LAKES	\$339.38	O
54475	09/13/2017	09/13/2017	AW	AT&T	\$1,080.37	O
54476	09/13/2017	09/13/2017	AW	ATWELL'S POLICE & FIRE EQUIP. CO.	\$499.91	O
54477	09/13/2017	09/13/2017	AW	BETH KNEZEVICH	\$39.99	O
54478	09/13/2017	09/13/2017	AW	BOB'S GARAGE & TOWING SERVICE	\$300.00	O
54479	09/13/2017	09/13/2017	AW	CHARDON OIL COMPANY	\$478.29	O
54480	09/13/2017	09/13/2017	AW	CINTAS CORPORATION	\$142.89	O
54481	09/13/2017	09/13/2017	AW	EJ USA, INC.	\$57.03	O
54482	09/13/2017	09/13/2017	AW	FASTENAL	\$43.89	O
54483	09/13/2017	09/13/2017	AW	GRAND RIVER ASPHALT CO.	\$288.42	O
54484	09/13/2017	09/13/2017	AW	HALLMARK EXCAVATING	\$200.00	O
54485	09/13/2017	09/13/2017	AW	HANDY RENTS	\$100.57	O
54486	09/13/2017	09/13/2017	AW	HUNTINGTON NATIONAL BANK	\$1,968.87	O
54487	09/13/2017	09/13/2017	AW	JOUGHIN HARDWARE	\$90.07	O
54488	09/13/2017	09/13/2017	AW	LAKE COUNTY DEPARTMENT OF UTILITIES	\$10.00	O
54489	09/13/2017	09/13/2017	AW	LAKE COUNTY DEPARTMENT OF UTILITIES	\$461.25	O
54490	09/13/2017	09/13/2017	AW	LAKE ERIE LAWN & GARDEN	\$121.83	O
54491	09/13/2017	09/13/2017	AW	MAJOR TRUE VALUE HARDWARE	\$192.34	O
54492	09/13/2017	09/13/2017	AW	MAJOR WASTE DISPOSAL SERVICES, INC	\$230.00	O
54493	09/13/2017	09/13/2017	AW	MOORE INDUSTRIAL HARDWARE	\$83.05	O
54494	09/13/2017	09/13/2017	AW	TREASURER, STATE OF OHIO	\$100.00	O
54495	09/13/2017	09/13/2017	AW	OSBORNE CONCRETE & STONE CO.	\$266.67	O
54496	09/13/2017	09/13/2017	AW	PROVISION IMPRESSIONS GROUP	\$596.00	O
54497	09/13/2017	09/13/2017	AW	R.W. SIDLEY, INC.	\$82.00	O
54498	09/13/2017	09/13/2017	AW	SITEONE LANDSCAPE SUPPLY	\$99.00	O
54499	09/13/2017	09/13/2017	AW	SPOK, INC.	\$104.96	O
54500	09/13/2017	09/13/2017	AW	STAPLES ADVANTAGE	\$179.56	O
54501	09/13/2017	09/13/2017	AW	SUTPHEN CORPORATION	\$1,170.43	O
54502	09/13/2017	09/13/2017	AW	21st Century Media-Ohio	\$113.65	O
54503	09/13/2017	09/13/2017	AW	THE ILLUMINATING COMPANY	\$11,023.80	O
54504	09/13/2017	09/13/2017	AW	TREASURER, STATE OF OHIO	\$1,074.00	O
54505	09/13/2017	09/13/2017	AW	TRIAD TECHNOLOGIES, LLC	\$76.32	O
54506	09/13/2017	09/13/2017	AW	WILES RICHARDS	\$1,043.75	O
54507	09/13/2017	09/13/2017	AW	NAPA CHAGRIN VALLEY AUTO PARTS	\$479.86	O
54508	09/13/2017	09/13/2017	AW	CITY OF PAINESVILLE (UTILITIES)	\$2,477.06	O
54509	09/14/2017	09/14/2017	AW	ENVIRONMENTAL DESIGN GROUP	\$1,430.00	O
54510	09/14/2017	09/14/2017	AW	VILLAGE OF FAIRPORT HARBOR	\$9,715.90	O
54511	09/15/2017	09/15/2017	AW	HANDY RENTS	\$100.57	O
54512	09/18/2017	09/18/2017	AW	EXCELSIOR COMPANIES	\$265.62	O
54513	09/18/2017	09/18/2017	AW	STAPLES ADVANTAGE	\$453.66	O
54514	09/18/2017	09/18/2017	AW	THE ILLUMINATING COMPANY	\$1,317.49	O
54515	09/18/2017	09/18/2017	AW	AIRGAS GREAT LAKES	\$64.80	O
54516	09/18/2017	09/18/2017	AW	CINTAS CORPORATION	\$165.48	O

**Payment Listing**

UAN v2017.2

9/6/2017 to 9/19/2017

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
54517	09/18/2017	09/18/2017	AW	EUCLID HYDRAULICS, INC.	\$190.00	O
54518	09/18/2017	09/18/2017	AW	PAINESVILLE ELEVATOR CO., INC.	\$13.00	O
54519	09/19/2017	09/19/2017	AW	AUTOZONE, INC.	\$568.21	O
54520	09/19/2017	09/19/2017	AW	HUMANADENTAL INS. CO.	\$3,694.32	O
54521	09/19/2017	09/19/2017	AW	LAKE COUNTY CENTRAL COMMUNICATIOI	\$15,922.12	O
54522	09/19/2017	09/19/2017	AW	LAKE HEALTH	\$108.00	O
Total Payments:					\$61,960.66	
Total Conversion Vouchers:					\$0.00	
Total Less Conversion Vouchers:					\$61,960.66	

Type: AM - Accounting Manual Warrant, AW - Accounting Warrant, IM - Investment Manual Warrant, IW - Investment Warrant, PM - Payroll Manual Warrant, PR - Payroll Warrant, RW - Reduction of Receipt Warrant, SW - Skipped Warrant, WH - Withholding Warrant, WM - Withholding Manual, WS - Special Warrant, CH - Electronic Payment Advice, IL - Investment Loss, EP - Payroll EFT Voucher, CV - Payroll Conversion Voucher, SV - Payroll Special Voucher, EW - Withholding Voucher, POS ADJ - Positive Adjustment, NEG ADJ - Negative Adjustment, POS REAL - Positive Reallocation, NEG REAL - Negative Reallocation

Status: O - Outstanding, C - Cleared, V - Voided, B - Batch

\* Asterisked amounts are not included in report totals. These transactions occurred outside the reported date range but are listed for reference.