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# Village of Boston Heights

# NEWSLETTER

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May and June of 2008

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## Calendar of Upcoming Events

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**ALL MEETINGS LISTED ARE OPEN TO THE PUBLIC!**

**June 11 Council Meeting, Wed., 8 PM**

**June 24 Finance Committee, Tuesday, 7 PM**

**June 25 Comprehensive Plan Committee, 7:30 PM**

**July 2 Planning/BZA Meeting, Wed., 7 PM**

**July 9 Council Meeting, Wed., 8 PM**

**July 22 Finance Committee, Tuesday, 7 PM**

**July 23 Comprehensive Plan Committee, 7:30 PM**

**Aug. 6 Planning/BZA Meeting, Wed., 7 PM**

**Aug. 13 Council Meeting, Wed., 8 PM**

# Village Bulletin Board

**OUR VILLAGE POOL, AT MATTHEWS-THOMAS PARK, OPENED THE WEEKEND OF MAY 24, 2008. REPAIR WORK, REQUIRED BY THE HEALTH DEPARTMENT, IS UNDERWAY ON THE BABY POOL.**

2008 pool membership forms, pavilion rental forms and playing field reservations are available at Village Hall [M-F from 8 AM to 4 PM (closed for lunch 12:30 to 1:00 PM)]. Reserve your pool membership, pavilion date or field usage now.

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**OUR ANNUAL MEMORIAL DAY PARADE WITH THE WOODRIDGE MARCHING BAND PERFORMING ARRIVED AT FAIRVIEW CEMETERY FLAGPOLE AT 8:35 AM ON MEMORIAL DAY, MAY 26, 2008. MEMBERS OF THE HUDSON POST OF THE AMERICAN LEGION AND THE FORMER FRIENDS CHURCH PASTOR, PERFORMED THE MEMORIAL DAY OBSERVANCE.**

A devoted group of residents and their friends attended the service. Fairview Cemetery was neatly manicured with new plantings of bushes and flowers marking the holiday. Thank you to the Fairview Cemetery Trustees, their families and former Mayor Ray McFall for their help in planning and executing this annual event!

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**THE NORTHERN SUMMIT COUNTY MULTI-SERVICE CENTER PROVIDES INFORMATION, EMERGENCY ASSISTANCE AND PLANNED ACTIVITIES FOR VILLAGE SENIORS.**

The Center is located at 9699 Valley View Road in Macedonia and Patricia Lachowski is the Administrative Director. Dial A Ride, field trips, lunches and other programs are provided to seniors. Primary funding for the Center is by the Area Agency on Aging and United Way. You may contact Patricia at 330-467-2218, on-line at [NSCmultiservice@aol.com](mailto:NSCmultiservice@aol.com) or by stopping by the Center.

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## Mayor's Update

Phase I of the ODOT Rt. 8 Project north of our Village is progressing ahead of schedule. Phase II, in Boston Heights, will be let for bids by ODOT this October.

Several issues that the village is addressing with ODOT now concern access for residents during the construction. A temporary at grade intersection with a westbound to south turn lane is planned at Hines Hill Road allowing for better local traffic flow while the Hines Hill overpass is constructed.

H The revised detour plan at Boston Mills Road shows no at grade crossing and calls for using connection of Boston Mills Road to Chittenden Road and through to Rt. 303. Safety Force concerns as well as Hudson Schools access is being discussed with ODOT officials to better address this temporary condition that now is planned until the Boston Mills Road overpass is constructed. Traffic flow at the Rt.303 and Olde Eight intersection during Phase II could have long delays if this revised

plan is followed. I will keep you informed as discussions continue.

Please contact me, or your elected Council Members for questions on this project or other village issues. My home phone is: 330.650.0267, or e-mail me at: [bgoncy@roadrunner.com](mailto:bgoncy@roadrunner.com).

Your Mayor,

**OUR VILLAGE SERVICE DEPARTMENT IS IN NEED OF PART TIME SUMMER HELP TO MAINTAIN VILLAGE PROPERTY SUCH AS PUBLIC LANDS, EQUIPMENT AND BUILDINGS.**

Pick up an employment application at Village Hall in the Clerk's Office from Maryann or Kathi. Contact Mayor Goncy at 330.650.4111, for more information.

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**Council Meeting, April 9, 2008**

The Mayor opened the regularly scheduled meeting at 8:00 PM with all of Council, Clerk-Treasurer, Solicitor and Village Engineer present.

COUNCIL AGENDA FOLLOWS:

**PLEDGE OF ALLEGIANCE; APPROVAL OF THE APRIL 9, 2008 AGENDA, AMENDED TO ADD AN EXECUTIVE SESSION TO DISCUSS LITIGATION; APPROVAL OF MARCH 12, 2008 REGULAR COUNCIL MINUTES AS AMENDED**

## CORRESPONDENCE

Clerk-Treasurer Carol Zeman reminded the public that the 2-1/2% property tax rollback can be applied for until June 30. Forms are available at Village Hall.

## AUDIENCE PARTICIPATION

Bill Roemer, a candidate for 1<sup>st</sup> district County Council, introduced himself to everyone in attendance.

Randy Cole introduced himself to all in attendance. He is a candidate for the 41<sup>st</sup> District Ohio House,

Village residents requested information about: snow removal piles, street crack sealing, the removal by ODOT of gas storage tanks from the Starfire site and a deduct water meter for resident sprinkler systems.

## LEGISLATION PASSED BY COUNCIL

**RESOLUTION 13 – 2008**: A RESOLUTION ESTABLISHING THE USE RATE AND RENTAL RATES FOR THE VILLAGE OF BOSTON HEIGHTS POOL, PARKS AND PAVILION FOR THE YEAR 2008.

A **MOTION** TO ACCEPT THE JANUARY 2008 FINANCIAL REPORT WAS MADE AND PASSED.

## COMMITTEE REPORTS

**Teri Slane** – nothing to report.

**Kevin Lightner** – from Safety I, Police Chief Varga reports that three part time police officers are to leave to take full time officer positions elsewhere and that he is interviewing for replacement officers.

**Mike Cheung** - reported on the April 2, 2008 Planning and BZA Meeting.

- BZA had nothing on the agenda
- Planning Commission (PC) deferred agenda items to the May 7 meeting.

- The Comprehensive Plan Committee met April 23<sup>rd</sup> and will have a Charter and Mission Statement finalized to share with the community soon. Residents may attend CPC meetings on the fourth Wednesday of each month at 7:30 PM.

**Mike Cassetty** – prepared a statement that Mayor Gonyea would present to the Ohio House Judiciary Committee in Columbus on April 10 regarding the Village's opposition to the 1600 person population limitation in HB 154 which if passed as written would eliminate Mayor's Court in Boston Heights.

**Steve Schreiber** – reported that he is pursuing funding for the Akron-Cleveland Bridge replacement. He and the Mayor attended a Metro Parks of Summit County trustee meeting to secure \$50,000 towards a study necessary to acquire Federal funding for the replacement costs. The study needs to have funds committed by the end of June to move forward on the project. Steve will send letters to five residents in need of culvert replacements from Jim Robinson's list.

**Scott Foss** – reported on the Park Committee 2008 rates for the pool, pavilion and park fields and that a contractor had applied for state permit necessary to replace the filtration of the baby pool. The work on the baby pool may occur this spring before opening or in the fall just after closing, depending on the permit acquisition.

**Jim Hudson** - the road committee formed a crack sealing program and discussed ditching issues primarily on Hines Hill, Brandywine and Boston Mills Roads. Resurfacing of Wolcott Drive was also discussed. Jim Robinson, road supervisor, is to be updating road signs in need of updating.

**Janet Miller** – Safety II (Fire) meets April 10<sup>th</sup> at 7 PM at the fire station. Chief Robinson has generated a disk copy of the Standard Operating Guidelines (SOG's) of the fire department. Economic Development Committee is scheduled for April 16, 2008 at 7 PM. The Cemetery Committee will meet on April 26<sup>th</sup> at 10 AM to do a walk through of Fairview Cemetery.

<b>OLD BUSINESS</b>
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**NEW BUSINESS**

**A MOTION WAS MADE AND SECONDED TO GO INTO EXECUTIVE SESSION TO DISCUSS THE LAWSUIT WITH BOSTON HILLS DEVELOPMENT LLC.**

**THE MOTION WAS MADE AND SECONDED TO COME OUT OF EXECUTIVE SESSION AFTER DISCUSSION OF THE ISSUE.**

**ADJOURN**

Special Council Meeting, April  
11, 2008

Mayor Bill Gocy opened the Special Council Meeting with Council Members Mike Cheung, Kevin Lighter, Scott Foss, Jim Hudson and Janet Miller present. Clerk-Treasurer Carol Zeman, Solicitor Mike Cassetty, Village Engineer Steve Schreiber and village residents were also present. COUNCIL AGENDA FOLLOWS:

**PLEDGE OF ALLEGIANCE; APRIL 11, 2008 AGENDA WAS APPROVED**

**RESOLUTION – 14:** A RESOLUTION AUTHORIZING THE VILLAGE OF BOSTON HEIGHTS COUNCIL TO SETTLE SUMMIT COUNTY COURT OF COMMON PLEAS CASE #CV-2007-4696 AND AUTHORIZING THE MAYOR AND LEGAL COUNSEL TO ENTER INTO AN AGREED JUDGEMENT ENTRY WITH THE BOSTON HILLS PROPERTY INVESTMENT LLC AND DECLARING AN EMERGENCY.

[Council, working with legal counsel, attained a settlement proposal for the Village, which eliminated resident damages and created 60 acres of the golf course property to remain as undeveloped buffer land. This land can be deeded to the Village, if decided by Council, after the first building permit is issued to Boston Hills Property

Investment LLC. Along Olde Eight Road, a 600 foot width of undeveloped land will act as buffer and a 400 foot width will remain as buffer to the north of the property. The remaining 100 acres to the Rt. 8 side and bordering Hines Hill Road has no more than 65 acres in retail usage and 35 acres or more of Office Professional usage. A hospital usage is allowed on the 100-acre site with one unit up to 450,000 sq. foot and no more than 75 feet high. In conjunction with the hospital, one retail unit up to 125,000 square foot on one floor or up to 215,000 square foot on two floors could be built. All other buildings follow the retail business and office professional codes for size. Should the hospital not be built the site is limited to one each size of the retail unit named above. Furthermore, no retail building shall be constructed within 1000' of Olde Eight Road and more Office Professional may replace the Retail zoned land if approved. A SITE PLAN OF THE PROPERTY SHOWING LINES OF THE OPEN SPACE BUFFER LAND IS AVAILABLE FOR VIEWING ON THE NORTH WALL OF VILLAGE HALL OR ON-LINE AT: [www.bostonheights.org](http://www.bostonheights.org) an unofficial website provided by resident William Hinkle.]

Much discussion regarding the reasoning of the zoning and the procedure of the legislation followed.

**ADJOURN**

## **Special Council Meeting, May 11, 2008**

The Special Council Meeting was held at 9:30 PM at Village Hall. Mayor Goncy, Council members Cheung, Foss, Hudson, Lightner & Miller, Clerk-Treasurer Zeman, Solicitor Cassetty, Engineer Schreiber and members of the public were present.

**PLEDGE OF ALLEGIANCE; APPROVAL OF THE MAY 11, 2008 AGENDA**

**LEGISLATION PASSED BY COUNCIL**

**RESOLUTION 15 – 2008:** A RESOLUTION AMENDING RESOLUTION 14, PASSED APRIL 11, 2008 AUTHORIZING THE VILLAGE OF BOSTON HEIGHTS COUNCIL TO SETTLE SUMMIT COUNTY COURT OF COMMON PLEAS CASE #CV-2007-46696 AND AUTHORIZING THE MAYOR AND LEGAL COUNSEL TO ENTER INTO AN AGREED JUDGEMENT ENTRY WITH THE BOSTON HILLS PROPERTY INVESTMENT LLC AND DECLARING AN EMERGENCY.



## ADJOURN

# Council Meeting, May 14, 2008

The Mayor opened the 8:00 PM meeting with six members of Council, the Clerk-Treasurer, Solicitor, Engineer & village residents present. AGENDA FOLLOWS :

**PLEDGE OF ALLEGIANCE, APPROVAL OF MAY 14 AGENDA, APPROVAL OF APRIL 9, APRIL 11 & MAY 11 MINUTES, CORRESPONDENCE & AUDIENCE PARTICIPATION.**

## LEGISLATION PASSED BY COUNCIL

**RESOLUTION 16 – 2008:** A RESOLUTION AUTHORIZING THE CLERK-TREASURER OF THE VILLAGE OF BOSTON HEIGHTS TO ADVERTISE FOR BIDS FOR ROAD WORK FOR THE 2008 ROAD PROGRAM. [Wolcott Drive and Brandywine Road bids for motor paving work, also a bid for repair of the parking lot around village hall. Each bid separate, but similar materials work for cost savings.]

**RESOLUTION 17 – 2008:** A RESOLUTION AUTHORIZING THE CLERK-TREASURER OF THE VILLAGE OF BOSTON HEIGHTS TO ADVERTISE FOR STATEMENT OF QUALIFICATIONS FROM ENGINEERING DESIGN FIRMS FOR THE PREPARATION OF A PRELIMINARY ENGINEERING STUDY FOR THE REPLACEMENT OF THE AKRON-CLEVELAND ROAD BRIDGE.

A **MOTION** TO ACCEPT THE MARCH 2008 FINANCIAL STATEMENT WAS MADE AND PASSED.

## COMMITTEE REPORTS

**Teri Slane** – reported that the Cemetery Trustees would meet May 20 at 6 PM.

**Kevin Lightner** – had no report.

**Mike Cheung** – reported the Comprehensive Plan Committee did not have a quorum at its meeting held April 23, 2008 at 7:30 PM.

BZA approved a variance for a sign submitted for U. S. Wings on East Hines Hill Road.

Planning Commission approved:

- A sign for a tenant in Dun-Rite Roofing building.
- Sign approved for U.S. Wings at former medical supply building on East Hines Hill Road.
- Occupancy approved for Boston Heights Car Care at the former Valley Tire location off Industrial Parkway.

Reminder that the Finance Committee meeting was moved to May 20<sup>th</sup> due to the May 27 (the regular Finance date) date being the day after Memorial Day.

Website domain names are being reserved prior to a village wide website and e-mail program being implemented by the Village.

**Mike Cassetty** – stated that Attorney Ken Fisher had filed a lawsuit against the Village on May 9<sup>th</sup> that referred to the golf course settlement.

**Steve Schreiber** – updated the Village zoning map. ODOT contacted him about the remaining punch list issues necessary to be resolved for final approval of the new traffic signal at Rt. 303 and the Rt. 8 off ramp across from Chittenden Road.

**Scott Foss** – noted that the Park Board reviewed lifeguard applications for the swim program and that the Village had purchased tables, chairs, umbrellas and heat retention covers for the pool from the closed Hudson Swim Club for substantial savings.

**Jim Hudson** – reported that the road meeting had not been held and that as a result, no report was available.

**Janet Miller** - notes from a Safety II (Fire) meeting held with Ken Marunski would be discussed at the May 20<sup>th</sup> Finance Meeting.

Janet also reported that there would not be a May Economic Development meeting.

**OLD BUSINESS; NEW BUSINESS; ADJOURN**

# Special Council Meeting, May 20, 2008

[This meeting was held prior to the Finance Committee Meeting at 7:30 PM to accommodate ODOT so Rt. 303 repaving and a Rt. 303 bridge repair could go out for bid prior to the Village regularly scheduled Council Meeting on June 11, 2008.]

The Mayor called the special meeting to order at 7:30 PM. All members of Council, the Clerk-Treasurer, Solicitor and Engineer as well as village residents were present.

## **PLEDGE OF ALLEGIANCE; APPROVAL OF MAY 20, 2008 AGENDA**

## **LEGISLATION APPROVED BY COUNCIL**

**RESOLUTION 18 – 2008:** A RESOLUTION GIVING CONSENT TO THE STATE OF OHIO TO DO MINOR REHABILITATION AND RESURFACING TO STATE RT. 303 WITHIN THE VILLAGE OF BOSTON HEIGHTS AND DECLARING AN EMERGENCY. [Resurfacing is to begin in 2009. A roadside edge slide near Happy Days road entrance and protected with ODOT orange barrels has been requested by ODOT for repairs by the Village before repair of the road surface. The Village Engineer is applying for ODOT's emergency funding to get this repair underway before the resurfacing project. A repair performed after the new road surface is placed may damage it and add to the right-of-way repair cost. Boston Heights is responsible for all right-of-way areas along state maintained road surfaces.]

**RESOLUTION 19 – 2008:** A RESOLUTION GIVING CONSENT TO THE STATE OF OHIO TO REPLACE THE BRIDGE OVER THE BIKE AND HIKE TRAIL ON STATE RT. 303 AND DECLARING AN EMERGENCY.

[This bridge that is just west of the Olde Eight intersection at Rt. 303 is in the ODOT network to be replaced by 2015.] This is NOT the bridge over the Bike and Hike Trail

just south of Rt. 303 on Akron-Cleveland Road (by Tequila Pancho's) that the Village is presently seeking funding for an engineering study to be able to seek federal funds to replace the bridge. Presently, this bridge has reduced speed and weight limits placed upon it and plywood to protect the bike riders passing beneath it. MetroParks of Summit County contributed to the plywood protection and has pledged up to \$50,000 towards the engineering study required to pursue federal funding. Mayor Gony has asked the Summit County Engineer to review the engineering study applicants and to help procure enough portable concrete barrier wall to close one lane of traffic in each direction and therefore reducing the vibration causing concrete pieces from breaking off the underside of this early 1950's built bridge.

<b>ADJOURN</b>
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The following pages of information are provided for village residents by Police Chief Varga [wildlife], the Summit County Prosecutor [senior information], Summit Soil and Water Conservation District and the Summit County Engineer [ditches], and the Summit/Akron Solid Waste Management Authority [recycling center information].