

October 9, 2012

Zoning Report – Dave Pugh

**WEATHERSFIELD TOWNSHIP ZONING OFFICE
MONTHLY REPORT · September 2012**

I. TOTAL – 17

Permits – 3	Variations – 0
Zoning – 3	Conditional Use Permits – 0
Gas/Oil Well – 0	Zone Change Petitions – 0
Occupancy – 0	Zoning Amendments – 0
Road Cut - 0	Replat Petitions – 0
NCU – 0	General Inquiries – 11
Violations/Complaints – 3	Other Misc. – 0
Vehicles – 0	Appeal - 0
Debris – 1	
Prop. Maint. & high grass – 1	
Other – 1	

II. FEES COLLECTED (See attachment I and II)

Zoning Permit Fees	\$ 140.00	Value (\$): 32,000.00
Occupancy Permit Fees	\$ 0.00	
C.U.P Application Fees	\$ 0.00	
Variance Application Fees	\$ 0.00	
Zone Change Fees	\$ 0.00	
Special Hearing Fees	\$ 0.00	(<i>appeal and conditional use hearing</i>)
Zoning Maps - Full	\$ 0.00	# Sold 0
Zoning Maps - Neighborhood	\$ 0.00	# Sold 0
Zoning Maps - Index	\$ 0.00	# Sold 0
Zoning Regulation Book	\$ 0.00	# Sold 0
Copies	\$ 0.00	# Sold 0
Misc. Fees	\$ 0.00	Road Cut Permit
TOTAL:	\$ 140.00	

III. ZONING COMMISSION MEETING September 12, 2012
The business meeting was canceled.

IV. BOARD OF ZONING APPEALS September 13, 2012
The business meeting was canceled.

V. OPEN COMPLAINTS/VIOLATIONS – There are twenty (20) open violation cases.

VI. HEALTH DEPARTMENT – There are () open cases involving properties in Weathersfield Township.
Septic – 0
Health – 0

VII. NILES MUNICIPAL COURT – Complaints
There are 12 case(s) pending at this time.

VIII. TRUMBULL COUNTY COMMON PLEAS COURT – Appeals/Lawsuits
There is (0) case(s) pending at this time.

October 9, 2012

Police Report – Chief Joe Consiglio

**WEATHERSFIELD TWP POLICE DEPT
1451 PROSPECT ST.
MINERAL RIDGE, OH 44440**

Citations
Charge
RMS Statistics for Month: 09 Year: 2012

Code	Description	Count
4503.11(A)	EXPIRED TAGS-ANNUAL RENEWAL	3
4503.21	DISPLAY OF LICENSE PLATES	1
4507.05	TEMPORARY PERMIT WITHOUT LICENSED DRIVER	1
4510.11(A)	DRIVING UNDER SUSPENSION	12
4510.12	OPERATING VEHICLE WITHOUT VALID LIC.	4
4510.14	DRIVING UNDER OVI SUSPENSION	1
4510.15	FRA SUSPENSION	1
4510.21	OPER. BEFORE COMPLY WITH REINSTATEMENT	15
4511.12	OBEYING TRAFFIC CONTROL DEVICES	1
4511.18(A)(1)	DRIVING UNDER THE INFLUENCE	4
4511.18(A)(1)-A	DRIVING UNDER THE INFLUENCE - PRIOR	1
4511.18(A)(1)-B	DRIVING UNDER THE INFLUENCE - TWO PRIORS	5
4511.202	OPERATING MOTOR VEHICLE WITHOUT CONTROL	1
4511.203	WRONGFUL ENTRUSTMENT	1
4511.21	SPEED LIMITS	1
4511.21	SPEEDING	1
4511.25	LEFT OF CENTER	43
4511.25(A)	LANES OF TRAVEL L/PON ROADWAYS	1
4511.32(A)	DRIVING IN MARKED LANES	2
4511.42(A)	RIGHT-OF-WAY AT STOP SIGN	2
4511.44	RIGHT-OF-WAY ON PUBLIC HIGHWAY	1
4511.44	RIGHT-OF-WAY PUBLIC HIGHWAYS	1
4513.05	TAIL-LIGHTS AND REAR LICENSE PLATE LIGHTS	1
4513.071	NO BRAKE LIGHTS	1
4513.15(A)	FAILURE TO DIM LIGHTS	1
4513.263(B)(1)	SEATBELT DRIVER	2
4549.08	FICTITIOUS PLATES	1
4549.08	USE OF AUTHORIZED PLATES	1
4549.08(C)	FICTITIOUS REGISTRATION	1
** TOTAL **		113

**WEATHERSFIELD TWP POLICE DEPT
1451 PROSPECT ST.
MINERAL RIDGE, OH 44440**

Arrests
Charge
RMS Statistics for Month: 09 Year: 2012

Code	Description	Count
2151 022G	JUVENILE - UNRULY	16
2911.21	CRIMINAL TRESPASS	1
2913.02(A)(1)	PETTY THEFT	3
2917.11	DISORDERLY CONDUCT	1
2917.11(B)(1)	DISORDERLY CONDUCT	3
2919.25	DOMESTIC VIOLENCE (IF INJURY INVOLVED)	1
2919.25(A)	DOMESTIC VIOLENCE	2
2921.31	OBSTRUCTING OFFICIAL BUSINESS	3
2925.03(A)(2)	TRAFFICKING IN DRUGS - PREPARE	2
2925.11	DRUG ABUSE	3
2925.11(C)(3)(a)	POSSESSION OF DRUGS - MARIJUANA	1
2925.12	POSSESSION OF DRUG ABUSE INSTRUMENTS	2
2925.14	DRUG PARAPHERNALIA	3
2925.14(C)(1)	DRUG PARAPHERNALIA	2
4301.62(F)(4)	OPEN CONTAINER IN MOVING VEHICLE	10
4511.18	DRIVING WHILE UNDER THE INFLUENCE OF ALCOHOL/DRUGS	1
4511.18(A)(1)	DRIVING UNDER THE INFLUENCE	10
** TOTAL **		65

**WEATHERSFIELD TWP POLICE DEPT
1451 PROSPECT ST.
MINERAL RIDGE, OH 44440**

Crashes
Type
RMS Statistics for Month: 09 Year: 2012

Type	Count
Highway Injury	2
Highway PDD	6
** TOTAL **	10

October 9, 2012

WEATHERSFIELD TWP POLICE DEPT
1451 PROSPECT ST.
MINERAL RIDGE, OH 44440

Incident Reports
Type
 RMS Statistics for Month: 09 Year: 2012

Offense	Offense Code	Count
ABANDON VEHICLE	AV	3
AGGRAVATED MENACING	2903.21	1
ANIMAL COMPLAINT	AC	8
ASSAULT	2903.13(A)	2
ASSIST POLICE DEPARTMENT	APD	2
BREAKING & ENTERING	2911.13(A)	1
BREAKING AND ENTERING	2911.13	1
BREAKING AND ENTERING - COMMIT THEFT OFFENSE	2911.13A	1
BURGLARY	2911.12(A)(2)	1
BURGLARY	2911.12(A)(3)	1
CRASH - NO INJURY OR PROPERTY DAMAGE	C2	1
CRASH-HIT-SKIP	H5	1
CRIMINAL DAMAGING	2909.06(A)(1)	1
CRIMINAL DAMAGING/ENDANGERING	2909.06	1
CRIMINAL MISCHIEF	2909.07(A)(1)	1
CRIMINAL TRESPASS	2911.21	2
CUSTODY DISPUTE PROBLEMS	CU5	2
DEATH PRIOR TO ARRIVAL	DOA	3
DISORDERLY CONDUCT	2917.11	2
DISORDERLY CONDUCT	2917.11(B)(1)	1
DISPLAY OF LICENSE	4507.35	1
DISTURBANCE	DIS	2
DOMESTIC VIOLENCE	2919.25(A)	6
DOMESTIC VIOLENCE	2919.25(C)	1
DOMESTIC VIOLENCE (IF INJURY INVOLVED)	2919.25	2
DRIVING UNDER OWI SUSPENSION	4510.14	1
DRIVING UNDER SUSPENSION	4510.11(A)	3
DRIVING UNDER THE INFLUENCE	4511.16(A)(1)	8
DRUG ABUSE	2925.11	1
DRUG PARAPHERNALIA	2925.14	2
DRUG PARAPHERNALIA	2925.14(C)(1)	1
ENDANGERING CHILDREN	2919.22(A)	1
FICTITIOUS PLAITS	4549.03	1
IDENTITY FRAUD - OBTAIN, POSSESS, OR USE TO HOLD O	2913.49(B)(1)	2
IMPROPER REGISTRATION	4503.21	2
INCIDENT (OTHER)	INC	1
JUVENILE UNRULY	2151.02G	1
LANES OF TRAVEL UPON ROADWAYS: UPON ALL ROADWA	4611.25	5
LEFT OF CENTER	4511.25	1
MENACING	2903.22	6
MENTAL PERSON	MEN	2
MISUSE OF CREDIT CARD - BUY OR SELL	2913.21A2	1
NO SEAT BELT	4513.263	1
OBSTRUCTING OFFICIAL BUSINESS	2921.31	2
OPEN CONTAINER IN MOVING VEHICLE	4301.62(B)(4)	8
OPER BEFORE COMPLY WITH REINSTATEMENT	4510.21	3
OPERATING VEHICLE WITHOUT VALID LIC.	4510.12	2
PETTY THEFT	2913.02(A)(1)	9
PETTY THEFT	2913.02(A)(2)	3
POSSESSION OF CRIMINAL TOOLS	2923.24(B)(3)	1
POSSESSION OF DRUG ABUSE INSTRUMENTS	2925.12	1
POSSESSION OF DRUGS - CRACK	2925.11(C)(4)(c)	1
POSSESSION OF DRUGS - HEROIN	2925.11(C)(6)	1
POSSESSION OF DRUGS - MARIJUANA	2925.11(C)(3)(H)	4
POSSESSION OF DRUGS - SCHEDULE I/II	2925.11(C)(1)(H)	1
PROHIBIT SOLICITATIONS BY PEDESTRIANS	4611.51(D)	1
PROPERTY DISPUTE	PROPDIS	1
RECOVERED PROPERTY	RP	3
ROBBERY	2911.02(A)(3)	1
SEATBELT DRIVER	4613.263(B)(1)	1
SOLID WASTE - OPEN BURNING/DUMPING	3734.03	1
SPEED LIMITS	4511.21	1
THEFT	2913.02(A)	1
THEFT (IF DATA ELEMENT 20 PROPERTY DESC. IS A: MOTO	2913.02	1
TRAFFICKING IN DRUGS - PREPARE	2925.03(A)(P)	1
UNWANTED PERSON (S)	UW	3
VIOLATION PROTECTION ORDER	2919.27	1
WARRANT SERVICE	WAR	15
TOTAL **		154

October 9, 2012

Fire Report – Chief Randy Pugh

District Summary							
September 2012							
District	Situation Type	Dollar Loss	# of Incid's	F.S. Injury	Civ. Injury	F.S. Death	Civ. Death
40	130 Mobile property (vehicle) fire, other		1	0	0	0	0
	Totals for All Fires in District:		1	0	0	0	0
40	322 Vehicle accident with injuries		2	0	0	0	0
40	661 EMS call, party transported by non-fire		8	0	0	0	0
40	700 False alarm or false call, other		1	0	0	0	0
	Totals for All Non-Fire in District:		11	0	0	0	0
	Totals for All Incidents in District		12	0	0	0	0
41	412 Gas leak (natural gas or LPG)		2	0	0	0	0
41	531 Smoke or odor removal		1	0	0	0	0
41	551 Assist police or other governmental agen		1	0	0	0	0
41	561 Unauthorized burning		1	0	0	0	0
41	651 Smoke scare, odor of smoke		3	0	0	0	0
41	661 EMS call, party transported by non-fire		8	0	0	0	0
41	700 False alarm or false call, other		3	0	0	0	0
	Totals for All Non-Fire in District:		19	0	0	0	0
	Totals for All Incidents in District		19	0	0	0	0
42	111 Building fire		1	0	0	0	0
42	118 Trash or rubbish fire, contained		1	0	0	0	0
42	142 Brush, or brush and grass mixture fire		1	0	0	0	0
	Totals for All Fires in District:		3	0	0	0	0
42	561 Unauthorized burning		1	0	0	0	0
42	611 Dispatched & canceled en route		2	0	0	0	0
42	651 Smoke scare, odor of smoke		1	0	0	0	0
42	700 False alarm or false call, other		1	0	0	0	0
	Totals for All Non-Fire in District:		5	0	0	0	0
	Totals for All Incidents in District		8	0	0	0	0
Grand Total for All Incidents			39	0	0	0	0

October 9, 2012

Attorney's Report – Atty. Dan Daniluk and Atty. Doug Ross

ATTORNEYS' REPORT

TO: MR. STEVEN J. GERBERRY, TRUSTEE
 MR. MARVIN MCBRIDE, TRUSTEE
 MR. GIL BLAIR, TRUSTEE
 MR. FRED R. BOBOVNYK, FISCAL OFFICER
 MR. DAVID E. PUGH, TOWNSHIP ADMINISTRATOR

FROM: DANIEL P. DANILUK, ESQ.
 DOUGLAS W. ROSS, ESQ.

DATE: September 26, 2012

Below is an updated summary of all active Township litigation files:

1. Weathersfield Township v. W. Richard Mattessich

The parties have agreed to attend a settlement conference with Anthony Cornicelli.

2. Christopher Hall, et al. v. Kris W. Hodge

A motion for Summary Judgment has been filed on behalf of the Township. Counsel for the Plaintiff has moved to withdraw from the case. A status conference is scheduled for October 11, 2012 at 11:00 a.m., a final pretrial is scheduled for October 25, 2012 at 9:45 a.m., and Trial remains scheduled for November 5, 2012 at 9:00 a.m.

3. Richard Mattessich v. Weathersfield Township, et al.

The parties have agreed to attend a settlement conference with Anthony Cornicelli.

If you have any questions or comments regarding this Attorneys' Report or any pending Township legal matters, please feel free to contact us.

Sincerely,

Daniel P. Daniluk, Esq.

Douglas W. Ross, Esq.

New Business:

12-112 Mr. McBride made a motion to approve the consent agenda, which includes
Consent the following:
Agenda

- Drawing warrants upon our treasury and paying township bills
- Minutes of the Regular Meeting on September 11, 2012

Mr. Blair seconded the motion.

Vote: Mr. McBride - yes Mr. Blair - yes Mr. Gerberry – yes
Motion carried.

12-113 Mr. Blair made a motion to enter into an agreement with the Trumbull
TMHA Metropolitan Housing Authority to provide additional security at the Forest
contract thru Ridge Housing complex for the TMHA fiscal year 2012-2013 (07/01/12 thru
06/13/13) TMHA will reimburse Weathersfield Township for our costs upto a
maximum of \$10,000.

Mr. McBride seconded the motion.

Vote: Mr. Blair - yes Mr. McBride - yes Mr. Gerberry – yes
Motion carried.

October 9, 2012

12-114 Mr. McBride made a motion to reject all bids received for the Fire Department
 reject bids 2012 Brush Truck which were opened on September 27, 2012 and rebid.
 FD brush trk Mr. Blair seconded the motion.
 Vote: Mr. McBride - yes Mr. Blair - yes Mr. Gerberry -yes
 Motion carried.

12-115 Mr. Blair made a motion to execute a memorandum of understanding confirming a December
 retirement 31, 2012 retirement and resignation of David E. Pugh and related matters.
 Mr. McBride seconded the motion.
 Vote: Mr. Blair - yes Mr. McBride- yes Mr. Gerberry - yes
 Motion carried.

12-116 Mr. McBride made a motion to go into Executive Session at 7:19 p.m.
 Exec. In to consider the appointment, employment, dismissal, discipline, promotion,
 demotion, or compensation of a public employee or official and to discuss
 pending litigation.
 Mr. Blair seconded the motion.
 Vote: Mr. McBride - yes Mr. Blair – yes Mr. Gerberry -yes
 Motion carried.

12-117 Mr. McBride made a motion to come out of Executive Session at 8:32 p.m.
 Exec Out Mr. Blair seconded the motion.
 Vote: Mr. McBride - yes Mr. Blair – yes Mr. Gerberry -yes
 Motion carried.

12-118 Mr. Blair made a motion to adjourn.
 Adjourn Mr. McBride seconded the motion.
 Vote: Mr. Blair – yes Mr. McBride - yes Mr. Gerberry -yes
 Motion carried.

Caucus: November 1, 2012 at 8:30 a.m.
 Next meeting: November 13, 2012 at 7:00 p.m.

Fred R. Bobovnyk, Fiscal Officer

Steven J. Gerberry, Chairman

Marvin J. McBride, Vice-Chairman

H. Gilson Blair, Trustee