

RECORD OF PROCEEDINGS

MINUTES OF THE

BOARD OF CANFIELD TOWNSHIP TRUSTEES

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Meeting held on April 25, 2017 at 7:00 PM.

Canfield Township Trustees met in regular session in the Canfield Township Hall on Tuesday, April 25, 2017 at 7:00pm. Chairman Governor opened the meeting with the Pledge of Allegiance. Attendance sheet is available upon request.

In as much as these meetings are recorded, these minutes are to provide information of the most salient points, and are not intended to describe all conversations and testimony verbatim. Recording of the meetings are available for listening in the Township Hall, and a copy may be obtained upon request from the Fiscal Officer.

ATTENDANCE ROLL CALL

Chairman Governor requested that Carmen I. Heasley, Fiscal Officer, call the attendance roll:

Mr. Paloski	present
Ms. Cartwright	present
Mr. Governor	present

MINUTES: Chairman Governor tabled the minutes until the next meeting. The first eighteen minutes of the meeting was spent discussing how to get the minutes proofed quicker, addressing confusion for the Fiscal Officer because of the different colors used on the changes and changes upon changes. The Fiscal Officer noted that she can't receive changes to the minutes just before a meeting because she needs time to review them explaining that the only changes permitted are typo errors and the Board should reframe from adding anything to the minutes that was not said during that meeting. Mr. Governor suggested that since Ms. Cartwright is stricter with grammar, Ms. Cartwright should proof first. The minutes should be ready for the next meeting.

ADMINISTRATOR/ROAD SUPERINTENDENT REPORT: The Chairman noted that Mr. Rogers was not present and was excused.

Ms. Cartwright noted that she had conversation with Tim Yova concerning [Starr Centre] Phase II and Tim was surprised claiming that he had no knowledge that the Township was considering not doing [moving forward with] phase II noting that apparently Mr. Rogers didn't talk with Tim. Ms. Cartwright asked what the committee's response would be to us not doing [not moving forward with this project] and he said that he really couldn't give us any indication of what their position would be, however he said if it's a budget issue we can hold off and do it the following year. Ms. Cartwright noted that it's not an issue of the current budget; but is an issue going into the future for other Boards since it's a 20 year project. He did a little math and said that we're talking a little over \$13,000 [per year] and Canfield Township should be able to do that. We need to make a decision and get back to their Board as soon as we can. Mr. Governor noted that he also spoke with him noting that basically we have three options. 1) We can cash it in – no problem – no questions asked. 2) We can roll it over to next year – no one will think twice about it. 2) We can cash it in and go for a grant this year with a larger local share or even take the project and divide it into two phases to give us better points and better odds of getting a grant. Ms. Cartwright felt that we should complete this project doing it in a couple of phases. Mr. Governor noted that he is leaning more toward dividing the balance of this project into two phases and resubmitting for grant [funding] and put a higher Township share into both phases. The Board set Monday, May 1 at 8am to discuss the budget and OPWC and the Board may act on any necessary resolutions as it relates to OPWC. The administrative, public works and zoning reports were accepted as presented.

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FISCAL OFFICER'S REPORT: Chairman Governor called on the Fiscal Officer, Carmen I. Heasley, to present the financials. The Fiscal Officer reviewed warrants, electronic payments and purchase orders. The Fiscal Officer reviewed the Road Fund, requesting that everyone keep an eye on the balance noting that she doesn't want to transfer funds since she is waiting on the final disbursement on property taxes.

The Fiscal Officer has noticed problems receiving emails. She has requested that if an important email is sent to please check to make sure she has received it. The report was accepted as presented.

NEW BUSINESS RESOLUTION 2017-04-25-71 Nuisance Properties

Mr. Governor moved to approve under the authority of ORC 505.87 as pursuant to resolution #2010-04-13-98 the following as nuisance property: 5170 Tippecanoe Rd.; 4376 Mellinger Rd.; 4816 Messerly Rd. The Motion was seconded by Mr. Paloski. Roll Call: Mr. Paloski, yes; Ms. Cartwright, yes; Mr. Governor, yes. Motion carried 3 to 0.

RESOLUTION 2017-04-25-72 RESOLUTION AUTHORIZING PARTICIPATION in the 2017-2018 Salt Program IN THE ODOT WINTER CONTRACT (018-17) FOR ROAD SALT

Mr. Governor moved to approve as follows: WHEREAS, the CANFIELD TOWNSHIP, MAHONING COUNTY (hereinafter referred to as the "Political Subdivision") hereby submits this written agreement to participate in the Ohio Department of Transportation's (ODOT) annual winter road salt bid (018-17) in accordance with Ohio Revised Code 5513.01(B) and hereby agrees to all of the following terms and conditions in its participation of the ODOT winter road salt contract:

- a. The Political Subdivision hereby agrees to be bound by all terms and conditions established by ODOT in the winter road salt contract and acknowledges that upon award of the contract by the Director of ODOT it shall be bound by all such terms and conditions included in the contract; and
- b. The Political Subdivision hereby acknowledges that upon the Director of ODOT's signing of the winter road salt contract, it shall effectively form a contract between the awarded salt supplier and the Political Subdivision; and
- c. The Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT winter road salt contract and agrees to hold the Department of Transportation harmless for any claims, actions, expenses, or other damages arising out of the Political Subdivision's participation in the winter road salt contract; and
- d. The Political Subdivision hereby requests through this participation agreement a total of 1,080 tons of Sodium Chloride (Road Salt) of which the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and
- e. The Political Subdivision hereby agrees to purchase a minimum of 90% of its above-requested salt quantities from its awarded salt supplier during the contract's effective period of October 1, 2017 through April 30, 2018; and

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f. The Political Subdivision hereby agrees to place orders with and directly pay the awarded salt supplier on a net 30 basis for all road salt it receives pursuant to ODOT winter salt contract; and

g. The Political Subdivision acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request by no later than Thursday, June 1, 2017. The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: Contracts.Purchasing@dot.ohio.gov by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision's participation request. Furthermore, it is the sole responsibility of the Political Subdivision to ensure ODOT has received this participation agreement as well as the receipt of any request to rescind this participation agreement. The Department shall not be held responsible or liable for failure to receive a Political Subdivision's participation agreement and/or a Political Subdivision's request to rescind its participation agreement.

NOW, THEREFORE, be it ordained by the following authorized person(s) that this participation agreement for the ODOT winter road salt contract is hereby approved, funding has been authorized, and the Political Subdivision agrees to the above terms and conditions regarding participation in the ODOT winter salt contract. The Motion was seconded by Mr. Paloski. Roll Call: Mr. Paloski, yes; Ms. Cartwright, yes; Mr. Governor, yes. Motion carried 3 to 0.

RESOLUTION 2017-04-25-73

Purchase Order

Mr. Governor moved to approve Purchase Order PO 16-2017 thru PO 23-2017 to encumber funds of the Township for a total of \$187,036.26. The Motion was seconded by Mr. Paloski. Roll Call: Mr. Paloski, yes; Ms. Cartwright, yes; Mr. Governor, yes. Motion carried 3 to 0.

RESOLUTION 2017-04-25-74

2018 Plow Truck Purchase

Mr. Governor moved to approve the purchase of a 2018 International 7400 cab, chassis, plow hitch and Gledhill plow through the Ohio Department of Transportation Co-op Program, State Purchase contract #023-16 from Rush Truck Centers at a cost of \$94,562.00 with extended warranty for 60 months. The bed, hydraulics, spreader, lighting and wiring will be purchased through Myers Equipment at a cost of \$37,910.00. Myers Equipment was the lowest best quote and beneath Ohio Department of Transportation Co-op Program, State Purchase contract #STS-515. The total cost will be \$132,472.00 that will come from the funding acquired thru the Lease to Purchase Program with Farmers National Bank. The Motion was seconded by Mr. Paloski. Discussion: The Chairman signed the agreement to purchase the 2018 International through the State to Purchase Program as provided by Cerni Motors where the truck will be delivered. Roll Call: Mr. Paloski, yes; Ms. Cartwright, yes; Mr. Governor, yes. Motion carried 3 to 0.

RESOLUTION 2017-04-25-75

Warrants & Electronic Payments

Mr. Governor moved to approve Warrants #11727 thru #11755 electronic payments 142-2017 thru 164-2017 as general & payroll obligations of the Township in the amount of \$69,040.22. The Motion was seconded by Mr. Paloski. Roll Call: Mr. Paloski, yes; Ms. Cartwright, yes; Mr. Governor, yes. Motion carried 3 to 0.

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Trustees Comments: Mr. Governor provided a copy of the garage rental and restroom agreement with Soccer Club for renewal which is a yearly contract for \$1,000 garage rental and \$400.00 for restroom use for the same eight weeks period that they used last year. Ms. Cartwright asked if this covers expenses. Mr. Governor noted that last year he was aware that the Township's part-time Public Works Employee, Mike was being sent out once or twice a week to clean the bathrooms and that he believes it more than covered expenses. Ms. Cartwright would like expenses to be reviewed once again just to make sure, noting that if it's covering our expenses she thinks its fine.

Next Meeting Dates: The next regular meetings will be held on May 9 and May 23 at 7pm and a special meeting to discuss the budget and OPWC on May 1 at 8am. The Civic Day activities will be held on May 5 at 11am.

RESOLUTION 2017-04-25-76
Executive Session

In accordance with ORC 121.22, Mr. Governor moved to adjourn into executive session at 8:04pm specifically for ORC 121.22(G) 3 - Pending Court Action. The Motion was seconded by Mr. Paloski. Roll Call: Mr. Paloski, yes; Ms. Cartwright, yes; Mr. Governor, yes. Motion carried 3 to 0.

Re-enter public meeting from Executive session at 8:37pm.

ADJOURNMENT

With no further business before the Board, the Chairman Governor adjourned the meeting at 8:39pm.

Mr. Brian W. Governor, Chairman

Ms. Marie Izzo Cartwright, Trustee

Mr. Joseph N. Paloski, Vice-Chairman

Ms. Carmen I. Heasley, Fiscal Officer