

RECORD OF PROCEEDINGS

MINUTES OF THE

BOARD OF CANFIELD TOWNSHIP TRUSTEES

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Meeting held on May 14, 2019 at 7:00 PM.

Canfield Township Trustees met in regular session in the Canfield Township Hall on Tuesday, May 14, 2019 at 7:00pm. Chairman Paloski 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 not intended to describe all conversations and testimony verbatim. Recordings are available for listening to in the Township Hall, and a copy maybe obtained upon request from the Fiscal Officer.

PUBLIC PRESENTATION

Annette El-Hayek of Pebble Beach Court addressed nuisance properties, roof water runoff draining to back yards and power outages. Mr. Paloski and Mr. Rogers met with Ohio Edison to address tree issues along Tippecanoe Country Club property. Ohio Edison plans to walk the properties sometime in June for a six-year growth cutback with hopes to start work in July. They found the trees that came down and took out two poles and power lines. Ohio Edison will notify residents on Fairway when work will begin this summer.

Catherine Alexander of Pebble Beach spoke about a property at end of Fairway Drive as nuisance property stacking tree branches on top of bedding under trees for at least three years.

John Thomas of Mellinger Road talked about a nuisance property next door to his which has been in disrepair for almost eleven years. Mr. Rogers explained that this property is in litigation. Ms. Cartwright noted that he is paying his taxes and with the property in litigation, our options are limited. Mr. Paloski noted one success story in the Township at 5170 Tippecanoe Road with the Mahoning County Land Bank foreclosing on the property which was abandoned fourteen years ago, the adjacent neighbor acquired the property and plans to demolish the home. It was a long process but it will finally be completed.

Chester Kaschak of South Palmyra Road addressed stormwater runoff in his area. Some neighbors are trying to correct problems with stormwater out of their pockets, while the ABC Stormwater District is assessing a stormwater fee to their properties.

Mr. Kaschak complimented the Township for Dean Hill Cemetery being well-maintained. Mr. Paloski reviewed the last three years of maintenance at the cemetery and plans this year to continue with the gravestone restoration. Mr. Governor noted that although we allocate funds for the cemetery upkeep; it is Bob Burkett and his crew that take pride in the cemetery and get the work done. Additionally, Mr. Kaschak complimented the Public Works crew for an exceptional job snow plowing during the winter months.

Stewart White of Mission Hills Drive advised the Board of his purchase of 88 acres of property at the end of Gibson Road. He explained the challenges with the property he is trying to develop concerning sanitary and water line extension and easements. Mr. White stated there are pressure release valves that go into what looks like a catch basin on his private property which feeds water into all of Westbury Development without easements. He has documents that he will share with the Board. Ms. Cartwright thought that this line was paid for by the developer, therefore it would be a private line. Mr. White stated no, it is a 24-inch interceptor meant to support 13,050 acres. Mr. Rogers advised the developer originally paid for it, but the county wanted a larger line to support more homes, so it became a joint venture where the county paid for the upgrade. Mr. White stated that the Westbury Development is not a completed development. They are still seeking plans and permits for water and

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sanitary for ongoing development. He is looking for the Board to provide help in communicating with the county. Mr. Paloski noted that Mr. Rogers contacted the county and explained to Mr. White he can run the sanitary line on the other side of the street by using the existing road easement and pay for an engineering study to see if it is feasible to run the line. Mr. White stated that it is feasible but feels that something is wrong. He feels that this is an opportunity for this Board to work with the Planning Commission and get it right. Ms. Cartwright addressed her concern that the Township has nothing to do with water or sanitary and cannot see how the Township can help with limited powers. Mr. Rogers noted that every conversation he had with the county, Mr. White needed to submit drawings to the county engineer as to where he wants to run his sanitary line so it will give them an opportunity to review the plan. Mr. White stated that there was a study done to expand a major sanitary line into the Township for future growth. Mr. Paloski stated that if Mr. White wishes to seek litigation it would be up to him to pursue, but the Township will not be involved. Mr. White stated several times that he is here to share information. Ms. Cartwright stated that we do appreciate that and we do work with the county on many projects. The Board stated that they are interested with the development of the Township and want to get it right.

Attendance Roll Call

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

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

MINUTES: Chairman Paloski requested corrections or additions to the regular meeting minutes of March 26 and special meeting minutes of March 27, 2019. The Board tabled the minutes of April 9 until the next meeting. The minutes with suggested changes incorporated were accepted.

ADMINISTRATOR/ROAD SUPERINTENDENT REPORT: Mr. Paloski asked for an update on the paving program from last year on Alvacardo Road and Clearview Drive. Mr. Rogers had a conversation with the Mahoning County Engineers Office concerning some cracks appearing on the pavement. They met with Bob Burkett and a representative of the paving company. He explained core samples were taken and tested and it appears the base might be bad, therefore he requested that the paving company seal all the cracks and extend the road bond for an additional year, but has not heard back from them. Mr. Rogers explained what can happen if they do not extend the bond.

Ms. Cartwright discussed the bike trail spur asking for meeting dates and advertising. Mr. Roger plans to send an email with the information. Ms. Cartwright reminded him that he needs a resolution passed for the advertising cost relating to the meeting.

Mr. Paloski discussed issues with the second grass cutting at Township Park by Easton Lawn Service. Mr. Rogers did not have time to call, but will address those issues with the lawn company. The first fertilizer application was applied to Township Park.

Ms. Cartwright mentioned about the sinkholes on Pebble Beach, understanding that it is in litigation, but wants to protect the road. Mr. Rogers stated that we are dealing with a 48-inch pipe and no matter what we put in it, those materials will wash away noting it is about 4 to 5 feet away from the curb. Ms. Cartwright wants a plan in place to protect the road, suggesting contacting the county for suggestions.

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Ms. Cartwright suggested getting several signs to indicate ABC Water District Project to inform the public, which projects are funded through the ABC Water District. Mr. Paloski was not in favor of spending money for the signs.

Mr. Rogers explained LTAP has a transportation grant which can be used to widen Summit Drive to county standards. Mr. Rogers asked the Board and they agreed for him and CT Consultants to pursue the LTAP grant for Summit Drive.

Mr. Paloski reviewed Fire Station III furnace/air conditioner issues. Mr. Rogers suggested waiting until the budget hearing tomorrow to address those issues and potentially replace the condenser.

Mr. Paloski noted the State of Ohio's Salt Purchase Program for 2019-2020 contract bid came in at \$72.23 per ton. Since the Township purchased the maximum salt amount permitted with the last contract, around \$53 per ton, the dome is full and we saved money. Canfield Local Schools has committed to 116 tons of salt. Mr. Paloski moved to accept the administrator/road superintendent, public works and zoning reports as presented.

FISCAL OFFICER'S REPORT: Chairman Paloski called on the Fiscal Officer, Carmen I. Heasley, to present the financials. The Fiscal Officer reviewed warrants and electronic payments noting that EFT payments are included. She presented one super blanket certificate and one purchase order reviewing the purpose of each.

The Fiscal Officer explained finding two resolutions addressing the same investment, believing the first one as tabled until she heard the recording. She was waiting for the funds from American Express Certificates of Deposits to reach the primary checking account while on vacation. At the same time, she was also dealing with a high number of expenditures so, she decided to wait on transferring the funds to Star Ohio Plus to discuss with the Board. She tried to log into the bank account while in session, but the bank was conducting maintenance. She suggested rescinding the two resolutions.

The Fiscal Officer provided a list of legal work done by Attorney Mark Finamore as it pertains to the pick-up truck financed through Farmers National Bank. Since the last resolution stated not to exceed \$600, she will need the additional cost approved by resolution.

Aetna Insurance Company has reimburse the Township for the payment they pulled as an ACH payment in November of last year. The Fiscal Officer emailed the budget spreadsheet for tomorrow's meeting. Mr. Paloski moved to accept the report as presented.

OLD BUSINESS

Mr. Paloski presented two cemetery deeds, Daniel A. O'Hara Lot #538 and Rachele Gaid-Sargious Lot #570, for Board signatures. The Board signed the deeds at this time.

Mr. Governor noted that the prosecutor's office advised that the Soccer Club Banners request should go through the Canfield Zoning Board of Appeals for a variance. The Soccer Club was notified.

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RESOLUTION 2019-05-14-94

A RESOLUTION PURSUANT TO R.C. 505.94

REQUIRING REGISTRATION AND REGULATING TRANSIENT VENDORS

Mr. Paloski moved the adoption of the following Resolution:

WHEREAS, R.C. 505.94 authorizes a board of township trustees, by resolution, to require the registration of all transient vendors within the unincorporated territory of the township and regulate the time, place, and manner in which these vendors may sell, offer for sale, or solicit orders for future delivery of goods; and,

WHEREAS, R.C. 505.94 also authorizes a board of township trustees, by resolution, to prohibit solicitation at any residence at which the owner or tenant has posted a sign on the property prohibiting solicitation or for which the owner or tenant has filed a no solicitation registration form with the township, on a form prescribed by the board; and,

WHEREAS, the Board desires to exercise such authority within the unincorporated territory of Canfield Township ("Township"). Mr. Governor seconded the Motion. Discussion: Mr. Governor explained why the Township created a transient vendor resolution. The Board signed the Resolution. A copy shall be given to the Mahoning County Sheriff's Department. The signed Resolution is available in the office for viewing. Roll Call: Mr. Paloski, yes; Ms. Cartwright, yes; Mr. Governor, yes. Motion carried 3 to 0.

RESOLUTION 2019-05-14-95

Soccer Club Garage Lease

Ms. Cartwright moved to enter into a lease agreement with the Canfield Soccer Club for the use of the garage portion of the multi-purpose building at the Township Community Park. The agreement is available with the Administrator at the Township Hall Office. Mr. Governor seconded the Motion. Discussion: Mr. Governor explained that this Motion was ready at the last meeting but was tabled since Ms. Cartwright was not present. Meanwhile, the club came in to sign the bathroom agreement and make the payment for both agreements. Although they signed both agreements and made payment, they were advised that it will not be final until this Motion has passed at this meeting. Roll Call: Mr. Paloski, yes; Ms. Cartwright, yes; Mr. Governor, yes. Motion carried 3 to 0.

RESOLUTION 2019-05-14-96

Investment of Funds

Ms. Cartwright moved to rescind **RESOLUTION 2019-04-09-86** Investment of Funds that authorized the Fiscal Officer to transfer the \$100,000 from American Express Centurion 2 year CD that matured on April 22, 2019 to the primary checking account with Farmers National Bank for normal operations of the Township. Mr. Paloski seconded the Motion. Roll Call: Mr. Paloski, yes; Ms. Cartwright, yes; Mr. Governor, yes. Motion carried 3 to 0.

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RESOLUTION 2019-05-14-97

Investment of Funds

Mr. Paloski moved to rescind **RESOLUTION 2019-04-23-93** Investment of Funds that authorized the Fiscal Officer to transfer \$200,000 from the Township's primary checking account with Farmers National Bank to Star Ohio Plus. Mr. Governor seconded the Motion. Discussion: The Fiscal Officer became concerned when the investment company transferred the matured investment fund to the primary checking account. She reviewed the primary checking account balance against expenditures; therefore, asked that the Board to consider rescinding. Roll Call: Mr. Paloski, yes; Ms. Cartwright, yes; Mr. Governor, yes. Motion carried 3 to 0.

RESOLUTION 2019-05-14-98

Legal Counsel for Lease Purchase Option Financing Agreement

Mr. Paloski moved to approve an additional payment of \$400.00 to Attorney Mark Finamore for reviewing and providing the required legal opinion of the lease to purchase documents provided by Farmers National Bank for the 2019 pick-up. Mr. Governor seconded the Motion. Discussion: Mr. Paloski noted that due to additional time, phone calls and research documented by Attorney Finamore, it is reasonable for the additional payment. Roll Call: Mr. Paloski, yes; Ms. Cartwright, yes; Mr. Governor, yes. Motion carried 3 to 0.

NEW BUSINESS

RESOLUTION 2019-05-14-99

Warrants & Electronic Payments

Mr. Paloski moved to approve Warrants #13245 thru #13291, electronic payments 172-2019 thru 207-2019 for a grand total of \$136,119.95 as general & payroll obligations of the Township. Mr. Governor seconded the Motion. Discussion: Mr. Governor asked for clarification on a payment to the ABC Water District. Mr. Rogers explained that ABC started collecting fees and now has funds to start covering part of the invoice. The payment made is the MOU we entered into with the district. Roll Call: Mr. Paloski, yes; Ms. Cartwright, yes; Mr. Governor, yes. Motion carried 3 to 0.

RESOLUTION 2019-05-14-100

Purchase Order and Blanket Certificate

Mr. Paloski moved to approve Super BC 34-2019 and PO 28-2019 for a total of \$109,642.91. Mr. Governor seconded the Motion. Roll Call: Mr. Paloski, yes; Ms. Cartwright, yes; Mr. Governor, yes. Motion carried 3 to 0.

Trustees Comments: Mr. Paloski reported the MCTA Meeting will meet here on May 16 at 7:00pm. Ms. Cartwright reported that the Cardinal Joint Fire District meeting will be held on May 21 at 5pm, but at the start of the meeting, they will meet with representatives from the City of Canfield to discuss the dispatch contract.

The Fiscal Officer will present a new street lighting district at the next meeting. She wants the Board to review the paperwork from OTARMA, which must be signed and submitted by the next meeting.

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Next Meeting Dates: The Board will hold regular Board meetings on Tuesday, May 28 and June 11 at 7pm. A budget workshop is set for Wednesday, May 15 at 8:30am. The Fiscal Officer advertised it as a special regular meeting. Mr. Governor suggested that since we are meeting tomorrow, we should review the spreadsheet provided by the Fiscal Officer showing the breakdown of wages for budget purposes.

ADJOURNMENT

With no further business before the Board, Chairman Paloski adjourned the meeting at 9:12 pm.

Mr. Joseph N. Paloski, Chairman

Mr. Brian W. Governor, Vice-Chairman

Ms. Marie Izzo Cartwright, Trustee

Ms. Carmen I. Heasley, Fiscal Officer