
RECORD OF PROCEEDINGS

MINUTES OF THE

BOARD OF CANFIELD TOWNSHIP TRUSTEES

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Meeting held on August 10, 2021 at 7:00 P.M.

Canfield Township Trustees met in regular session in the Canfield Township Hall on Tuesday, August 10, 2021, at 7:00pm. The meeting via Webex was made available to the public and was opened by Chairman Brian Governor at 7:00pm. The legal advertisement for this meeting ran in *The Vindicator*, an edition of the *Tribune Chronicle* on August 6, 2021 as required by the Ohio Sunshine Law.

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 of most meetings are available for listening to in the Township Hall, and a copy may be obtained upon request from the Fiscal Officer.

PUBLIC PRESENTATION

Chairman Governor stated that public presentation was suspended for this meeting. Any comments or suggestions can be made via e-mail by visiting www.canfieldtownship.org or if preferred Trustees and the Fiscal Officers contact numbers can be found there as well.

ATTENDANCE ROLL CALL

The Chairman requested that Denise Jospeh, Fiscal Officer, call the attendance roll:

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

Also present was Township Administrator/Road Superintendent Keith Rogers.

Chairman Governor recognized Major Jeff Allen from the Mahoning County Sheriff's Department who presented the Township's quarterly safety service report.

MINUTES: Chairman Governor moved to approve the following regular minutes of June 22 and the budget meeting minutes of June 30, 2021. The minutes with suggested changes were incorporated and accepted.

ADMINISTRATOR/ROAD SUPERINTENDENT REPORT: The Board discussed and agreed to purchase 30 new chairs and 9 white window blinds for the Hall. Mr. Rogers stated if the Township purchased 30 chairs from Modern Office the cost would be \$69 each, however more than 40 and the price would be further reduced.

Mr. Rogers will get another quote.

Mr. Governor stated the quote from Fast Signs for the 3 outdoor entrance signs was reasonable and the signs would be close to the same die-cut design as previous; and as for the large Canfield Township sign on the front of the building Mr. Rogers will get estimates to either have it refurbished or replaced. The Board discussed whether the Township logo would be a seal or a label behind the conference table in the Hall; once the quote for the seal is received there will be further discussion.

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Mr. Rogers updated the Board on the recycling site project at the Public Works property. The contractor, Foust Construction, has been scheduled and is two-weeks out. The Board signed the Green Team Grant which will be forwarded to the Green Team and then to the Mahoning County Commissioners for signatures.

The Board confirmed the 2021 Paving Program is moving forward. Mr. Governor questioned whether the streets submitted for the 2022 Paving Program could be changed as long as it doesn't change the amount? Mr. Rogers stated there is a clause in the bid packet that says you can add or remove streets if needed and remain in budget. The roads discussed for paving were Adeer, Augusta Hills, Mission Hills, Chapel Hills, Covington Cove from Western Reserve Road up to Southberry Hill. The 2022 Paving Program amount is \$240,000 with contingencies and the Township's local share is \$156,000 with the remaining coming from the Ohio Public Works Commission.

Mr. Rogers stated the application for the American Rescue Plan (ARP) money was submitted.

Mr. Governor mentioned the mulch at the Township Park gets washed away and is quite a mess. Mr. Rogers stated the Public Works Department (PWD) dug a drainage ditch years ago on the backside of the fence, however it probably needs to be done again or another solution, he will get together with Mr. Burkett, Assistant Public Works Maintenance Foreman to discuss it further for ideas and estimates.

ZONING REPORT: The Board motioned to accept the Special Event Package and Permit Application submitted by the Township's Zoning Inspector.

The Board discussed a No Solicitation form, as well as other forms, which could be "fillable" on the website. Mr. Rogers will check on other options in addition to those provided by IDMI the Township's current website provider.

Mr. Governor moved to accept the Administrator/Road Superintendent, Public Works and Zoning reports as presented.

FISCAL OFFICER REPORT: Mrs. Joseph stated that she will take a closer look at the investments and investment listing report. A CD matured at the beginning of August and the money was deposited into the Township's Sweep Account. The first tranche of American Recovery Plan, (ARP), will be automatically deposited into the Township's checking account. Approximately \$200,000 can be used for revenue replacement. These funds will be held in a separate fund for accounting purposes.

The Board discussed a gasoline credit card that earns rewards and a resolution will be drafted for the next meeting. The Township's IT Technician, Ralph Williams, will help with the Cyber Security Mandatory Cyber application and the OTARMA IT/Risk Policy.

Correspondence/Other: Checks will be at the Township Hall for Board signatures; and Cemetery Deeds require signatures for John and Donna Carbon lots #577 and #578.

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Mrs. Josph mentioned that a meeting took place with Assistant Fiscal Officer Carmen Heasley and Trustee Cartwright to discuss the Street Lighting district in the Summer Wind development; specifically Phase 8.

Mr. Governor moved to accept the Fiscal Officers Report as presented.

OLD BUSINESS

RESOLUTION 2021-08-10-89

ABC Project Reimbursement- Street Sweeping 2021

Ms. Cartwright moved to request project reimbursement from the ABC Water and Stormwater District for street sweeping on all curb and gutter streets in the Township to cover the costs of equipment rental, labor, and disposal at a total cost of \$8,803.83. Mr. Governor seconded the motion. Roll Call: Mr. Paloski, yes; Mr. Governor, yes; Ms. Cartwright, yes. Motion carried 3 to 0.

RESOLUTION 2021-08-10-90

Compensation for Seasonal SnowPlow Drivers

Mr. Paloski moved to increase the rate for the Township's seasonal snow plow drivers. The new starting rate would be \$16.00 an hour on a prorated scale capping at \$20 for 10 years or more of service. Mr. Governor seconded the motion. Discussion: It has been 11 years since these rates were last reviewed and adjusted. These drivers are required to have a CDL license, subject to random testing and they come out at various times day and night. Roll Call: Mr. Paloski, yes; Mr. Governor, yes; Ms. Cartwright, yes. Motion carried 3 to 0.

NEW BUSINESS

RESOLUTION 2021-08-10-91

Salt Agreement with Canfield Schools

Ms. Cartwright moved to enter into the following agreement:

WHEREAS, ORC 505.101 permits a Township to pass a resolution to enter into a contract, without advertising or bidding, for the purchase or sale of materials, equipment, or supplies from or to any department, agency or political subdivision of the state; and WHEREAS, Canfield Township desires to enter into an agreement with the Canfield Local School District for the sale of 90 tons of sodium chloride (hereinafter "rock salt") for the 2021 - 2022 winter season at an agreed cost of \$45.29 per ton. In addition, the school shall pay the Township \$19.92 per truckload for the labor and equipment cost. Mr. Governor seconded the motion. Roll Call: Mr. Paloski, yes; Mr. Governor, yes; Ms. Cartwright, yes. Motion carried 3 to 0.

RESOLUTION 2021-08-10-92

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 (BOARD OF TOWNSHIP TRUSTEES)

Revised Code Sections 5705.34-5705.35

Ms. Cartwright moved the adoption of the following Resolution:

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RESOLVED, By the Board of Trustees of Canfield Township, Mahoning County, Ohio, in accordance with the provisions of law has previously adopted a Tax Budget or has been granted the authority by the Mahoning County Budget Commission to waive this requirement for the next succeeding fiscal year commencing January 1, 2022; and

WHEREAS, The Budget Commission of Mahoning County, Ohio, has certified its action thereon to this Board together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Board, and what part thereof is without, and what part within, the ten-mill limitation: therefore, be it

RESOLVED, By the Board of Trustees of Canfield Township, Mahoning County, Ohio, that the amounts and rates as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, that there be and is hereby levied on the tax duplicate of said Township the rate of each tax necessary to be levied within and without the ten-mill limitation as follows:

SCHEDULE A; SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX
APPROVED BY BUDGET COMMISSION AND COUNTY AUDITOR'S ESTIMATED TAX RATES

SCHEDULE B; CURRENT PROPERTY VALUES AND LEVIES OUTSIDE 10 MILL LIMITATION,
EXCLUSIVE OF DEBT LEVIES

And be it further *RESOLVED* That the Clerk of this Board be and is hereby directed to certify a copy of this Resolution to the County Auditor of said County. Mr. Governor seconded the Resolution. Discussion: There is an original document here for signatures. Roll Call: Mr. Paloski, yes; Mr. Governor, yes; Ms. Cartwright, yes. Motion carried 3 to 0.

RESOLUTION 2021-08-10-93

Warrants & Electronic Payments

Mr. Paloski moved to authorize the payment of all the Township's outstanding obligations. Mr. Governor seconded the motion. Roll Call: Mr. Paloski, yes; Mr. Governor, yes; Ms. Cartwright, yes. Roll Call: Mr. Paloski, yes; Mr. Governor, yes; Ms. Cartwright, yes. Motion carried 3 to 0.

RESOLUTION 2021-08-10-94

AN EMERGENCY RESOLUTION TO ACCEPT THE MATERIAL TERMS OF THE ONE OHIO SUBDIVISION SETTLEMENT PURSUANT TO THE ONE OHIO MEMORANDUM OF UNDERSTANDING AND CONSISTENT WITH THE TERMS OF THE JULY 21, 2021 NATIONAL OPIOID SETTLEMENT AGREEMENT

Ms. Cartwright moved the adoption of the following Resolution:

AN EMERGENCY RESOLUTION AUTHORIZING the Township Administrator or The Chair of the Township Trustees to execute the Participation Agreement for the OneOhio Subdivision Settlement with McKesson Corporation, Cardinal Health, Inc., and AmerisourceBergen Corporation ("Settling Distributors") pursuant to the OneOhio Memorandum of Understanding regarding the pursuit and use of potential opioid litigation settlement funds and consistent with

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the material terms of the July 21, 2021 proposed National Opioid Distributor Settlement Agreement available at <https://nationalopioidsettlement.com/>.

WHEREAS, Canfield Township, Ohio (herein "Municipality") is a Township formed and organized pursuant to the Constitution and laws of the State of Ohio; and

WHEREAS, the people of the State of Ohio and its communities have been harmed by misfeasance, nonfeasance and malfeasance committed by certain entities within the Opioid Pharmaceutical Supply Chain; and

WHEREAS, the State of Ohio, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Opioid Pharmaceutical Supply Chain Participants accountable for the damage caused by their misfeasance, nonfeasance and malfeasance; and

WHEREAS, the State of Ohio, through its Governor and Attorney General, and its Local Governments share a common desire to abate and alleviate the impacts of that misfeasance, nonfeasance and malfeasance throughout the State of Ohio; and

WHEREAS, the State and its Local Governments, subject to completing formal documents effectuating the Parties Agreements, have drafted and Canfield Township, Ohio has adopted, and hereby reaffirms its adoption of, a OneOhio Memorandum of Understanding ("MOU") relating to the allocation and the use of the proceeds of any potential settlements described; and

WHEREAS, the MOU has been collaboratively drafted to maintain all individual claims while allowing the State and Local Governments to cooperate in exploring all possible means of resolution; and

WHEREAS, the Board understands that an additional purpose of the MOU is to create an effective means of distributing any potential settlement funds obtained under the MOU between the State of Ohio and Local Governments in a manner and means that would promote an effective and meaningful use of the funds in abating the opioid epidemic throughout Ohio, as well as to permit collaboration and explore potentially effectuation earlier resolution of the Opioid Litigation against Opioid Pharmaceutical Supply Chain Participants; and

WHEREAS, nothing in the MOU binds any party to a specific outcome, but rather, any resolution under the MOU requires acceptance by the State of Ohio and the Local Governments; and

WHEREAS, a settlement proposal is being presented to the State of Ohio and Local Governments by distributors AmerisourceBergen, Cardinal, and McKesson (collectively the "Settling Distributors") to resolve governmental entity claims in the State of Ohio using the structure of the OneOhio MOU and consistent with the material terms of the July 21, 2021 proposed National Opioid Distributor Settlement Agreement; and

WHEREAS, the Board wishes to agree to the material terms of the proposed National Opioid Distributor Settlement Agreement with the Settling Distributors (the "Proposed Settlement");

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NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF CANFIELD TOWNSHIP, OHIO.

Mr. Governor seconded the motion. Roll Call: Mr. Paloski, yes; Mr. Governor, yes; Ms. Cartwright, yes. Motion carried 3 to 0.

Trustee Comments: The Board will be using the same banner displays as in past for the Canfield Fair; some updates will be made and they will be sent to Pipers Printing. Ms. Cartwright stated the Township Association (MCTA) picnic at the Fairgrounds is ready to go.

Mr. Governor stated a Good Evening Canfield is scheduled for October 21, 2021 at WayPoint. Registration is through the Regional Chamber.

Mr. Governor stated there is a Millennial Moments Board meeting taking place at the City of Canfield this Wednesday at 9:00am. Mr. Rogers will also be attending.

Next Meeting Date(s): The Board will have regular meetings on September 14 and October 14, 2021 at 7:00pm. The Board will have a Public Hearing on August 19, at 6:00pm., along with a special meeting to go into executive session at 6:30pm. The rescheduled Public Hearings will take place August 25, 2021 at 6:30pm. These meetings are scheduled to be in person at the Township Hall and will be advertised appropriately.

ADJOURNMENT:

With no further business before the Board, Chairman Governor adjourned the meeting at 9:49pm.

Mr. Brian W. Governor, Chairman

Mr. Joseph N. Paloski, Trustee

Ms. Marie Izzo Cartwright, Vice-Chairman

Mrs. Denise M. Joseph, Fiscal Officer

Minutes prepared by:

Cindy Williams

Administrative Assistant to the Board of Trustees