
RECORD OF PROCEEDINGS

MINUTES OF THE

BOARD OF CANFIELD TOWNSHIP TRUSTEES

101

Meeting held on October 12, 2021 at 7:01 P.M.

Canfield Township Trustees held a regular meeting in the Canfield Township Hall on Tuesday, October 12, 2021, at 7:01pm. Chairman Brian Governor opened the meeting with the Pledge of Allegiance.

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

The Board recognized Mahoning County Engineer Pat Ginnetti, who presented information on "Issue One" the 0.25% Sales Tax for a period of 5 years to improve County and Township roads and infrastructure that will be on the November 2 ballot. He explained that voting "Yes" will generate approximately \$8-\$9 million per year with \$4million going to the Townships to be divided on a predetermined calculation, \$4million to the County Engineer and a \$1million to be used for bridges and infrastructure in the Cities.

The Board recognized Township resident Eddie Petrozzi of 7013 Southberry Hill, who asked the Trustees when his road would be paved and expressed his views on why and when his development should be resurfaced.

ATTENDANCE ROLL CALL

The Chairman requested that Denise M. Joseph, Fiscal Officer, call the attendance roll:

Mr. Paloski	present
Mr. Governor	present
Mrs. Cartwright	present

Also present was Township Administrator/Road Superintendent Keith Rogers.

MINUTES: No minutes to approve at this time.

ADMINISTRATOR/ROAD SUPERINTENDENT REPORT: Mr. Rogers updated the Board on the proposed Bike Trail stating the surveying company Drescher & Associates was onsite today performing the Neff property boundary survey for the property donated to the Township. After completion of the survey, a legal description will follow and a resolution will be written to accept the donated land, which in turn will be recorded. This needs to be completed by November 1st.

Mrs. Cartwright questioned him about the Indian Run Watershed Study. Mr. Rogers informed the Board that when the ABC Water and Stormwater District wrote the resolution, monies were allotted for Insight Pipe Contracting for cleaning the pipes; and they will be onsite tomorrow.

Mr. Paloski questioned when the Township's paving will start. Mr. Rogers updated the Board that the contractor for the 2021 Paving Program moved the scheduled start date to the end of October/beginning of November citing current job delays.

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Mrs. Cartwright expressed concern that the Township's 2022 Paving Program wouldn't receive funding from the Ohio Public Works Commission based on its current number of points. Mr. Rogers stated the Township is currently at 60 points for the grant funding and the cutoff is 75 points. The Township will receive confirmation by December 2021.

Mr. Rogers informed the Board the recycling site at the Public Works Department is complete.

Public Works Report: Mr. Governor stated the new truck ordered for the Public Works Department is delayed again and the build date has been pushed back to 1st week of December. Mr. Burkett, Assistant Public Works Maintenance Foreman stated that the truck to be traded in will be ready for the upcoming plow season.

Zoning/Other: The Board briefly discussed the options of whether to reopen and rehear the case concerning Universal Development; have the developer reapply for the zone change or have the case heard in court. The Board will discuss this further at the next Trustees meeting October 26th.

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

FISCAL OFFICER REPORT: Mrs. Cartwright inquired about the revenue status regarding the lighting districts. Mrs. Joseph discussed the background of the fund and the proper procedure for the lighting districts along with the current situation regarding Summer Wind phase 8. A meeting with the Trustees, Prosecutor's office and the developer was suggested by Mr. Governor. Mrs. Cartwright has had discussions with the developer and agreed.

Mrs. Cartwright mentioned that several accounts were getting low on resources and asked the Fiscal Officer about the Road Fund specifically; then discussion followed regarding transferring funds into that account. It was agreed that the Board should take action that evening and transfer \$25,000 from the General Fund.

Mrs. Joseph will request an updated W-9 from International Business Solutions, Inc. (IBS, Inc), since Ralph Williams of IBS, Inc. has been appointed the Chief Information Security Officer for the Township. A meeting will be scheduled to discuss implementation steps regarding computer security systems.

Update(s): The build date for the truck ordered from Hill International has been pushed back to December, 2021.

Discussion: The new fire lease agreement was discussed and Mr. Governor agreed to follow up on the lease agreement language as it relates to general maintenance. This detail needs to be added to the lease by year end before the agreement is signed.

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The options for medical coverage will be discussed at the next meeting since the renewal date is December 1, 2021. The Public Works Department employees have an option to enroll in this medical coverage. Union negotiations will be opening early.

Mr. Governor mentioned when the paving/parking at the Township Hall is completed he'd like to replace the Staff Parking signs with Visitors Parking for residents and visitors convenience and for better space distinction to have the parking spaces striped.

Mr. Governor moved to accept the Fiscal Officer's Report as presented.

RESOLUTION 2021-10-12-106 **2021 Leaf Pick-up Program**

Mrs. Cartwright moved to approve the Public Works Department to conduct the 2021 Leaf Recycling Pick-up Program. The Township will use the same quadrant system as in years past using State Route 224 and State Route 46 to divide the quadrants. The collection dates for this year will be as follows: NW and NE quadrants Tuesdays Oct 19, Oct 26, Nov 2, Nov 9, Nov 16, Nov 23 and Nov 30; SE and SW quadrants Thursdays Oct 21, Oct 28, Nov 4, Nov 11, Nov 18, and Dec 2. Township residents wishing to participate may receive their first (5) leaf bags free with a valid driver's license and additional bags may be purchased for \$2.00 per five-pack. The Township office hours are 8am to 4pm. Mr. Governor seconded the motion. Roll Call: Mr. Paloski, yes; Mr. Governor, yes; Mrs. Cartwright, yes. Motion carried 3 to 0.

RESOLUTION 2021-10-12-107 **Trick-or-Treat / Halloween Hours**

Mr. Paloski moved to approve Halloween Trick-or-Treat hours from 5:00pm to 7:00pm, Sunday, October 31, 2021, in conjunction with the City of Canfield. Mr. Governor seconded the motion. Roll Call: Mr. Paloski, yes; Mr. Governor, yes; Mrs. Cartwright, yes. Motion carried 3 to 0.

RESOLUTION 2021-10-12-108 **Aqua Ohio Water Rates**

Mrs. Cartwright moved to approve establishing the rates at which Aqua Ohio, Inc. shall furnish water within the unincorporated areas of Canfield Township for and during the term commencing January 1, 2022 and extending through December 31, 2025.

NOW, THEREFORE, BE IT ORDAINED, by the Canfield Township Board of Trustees, a majority of all members elected thereto concurring:

SECTION 1

Aqua Ohio, Inc. (Aqua) shall charge for water furnished within unincorporated areas of Canfield Township, the following rates for all water furnished as reflected upon any and all bills rendered on and after January 1, 2022 through and including December 31, 2025; provided, however, if Aqua incurs a significant increase in operating expenses or is required by the Ohio Environmental Protection Agency or any other governmental or regulatory agency to commence construction of a major capital expenditure during the term as stated, Aqua may seek to establish rates greater than those stated herein below by agreement, or in the manner prescribed by law.

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DIVISION A **MEASURED OR METERED SERVICE RATE SCHEDULE**

CUSTOMER CHARGE PER MONTH BASED ON METER SIZE				
Meter Size	1/1/2022 - 12/31/2022	1/1/2023 - 12/31/2023	1/1/2024 - 12/31/2024	1/1/2025 - 12/31/2025
5/8" X 3/4"	\$14.14	\$14.74	\$15.40	\$16.09
1"	\$30.83	\$32.14	\$33.58	\$35.09
1-1/2"	\$65.28	\$68.06	\$71.12	\$74.32
2"	\$113.12	\$117.93	\$123.24	\$128.78
3"	\$251.10	\$261.77	\$273.55	\$285.86
4"	\$443.84	\$462.71	\$483.53	\$505.29
6"	\$995.14	\$1,037.43	\$1,084.12	\$1,132.90

CHARGE FOR WATER DELIVERED (VOLUMETRIC RATES)		
	For the first 18,700 gallons (or 2,500 cu ft) per month	For all over 18,700 gallons (or 2,500 cu ft) per month
1/1/2022 -12/31/2022	\$.9769 per 100 gallons	\$.8195 per 100 gallons
1/1/2023 -12/31/2023	\$1.0184 per 100 gallons	\$.8543 per 100 gallons
1/1/2024 -12/31/2024	\$1.0643 per 100 gallons	\$.8927 per 100 gallons
1/1/2025 -12/31/2025	\$1.1122 per 100 gallons	\$.9329 per 100 gallons

ACCOUNT ACTIVATION FEE: An account activation charge of Thirty Dollars and Seventy-Six Cents (\$30.76) will be charged for a service connection during Aqua's regular business hours.

LATE PAYMENT FEE: The customer will be charged a late payment fee of five percent (5%) if bill payment is paid after the past due date as specified on the customer bill.

DISHONORED CHECKS: When a check that has been received as payment for service is returned by the bank unpaid, a charge of Eighteen Dollars and Fifty-Eight Cents (\$18.58) will be assessed to cover the cost of processing this transaction. The charge for the dishonored check may be reflected at Aqua's option when Aqua returns the dishonored check or may be charged on the customer's next billing.

RECONNECTION FEE: Reconnection fees as defined by Master Tariff P.U.C.O. No. 2. (or subsequent numbers) are:

Reconnection Fee during regular business hours..... \$53.25
Reconnection Fee other than during regular business hours.....\$163.43

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DIVISION B **PRIVATE FIRE PROTECTION RATE SCHEDULE**

HOSE CONNECTIONS AND HYDRANTS	RATES PER MONTH			
	1/1/2022 - 12/31/2022	1/1/2023 - 12/31/2023	1/1/2024 - 12/31/2024	1/1/2025 - 12/31/2025
1-1/4" hose connection	\$24.25	\$25.28	\$26.42	\$27.61
1-1/2" hose connection	\$30.17	\$31.45	\$32.87	\$34.35
2" hose connection	\$36.48	\$38.03	\$39.74	\$41.53
2-1/2" hose connection	\$43.36	\$45.20	\$47.23	\$49.36
Private fire hydrants	\$89.23	\$93.02	\$97.21	\$101.58

AUTOMATIC SPRINKLERS		RATES PER MONTH			
Size of Connection	Floor Space	1/1/2022 - 12/31/2022	1/1/2023 - 12/31/2023	1/1/2024 - 12/31/2024	1/1/2025 - 12/31/2025
2"	5,000 sq. ft. or less	\$71.28	\$74.30	\$77.65	\$81.14
4"	10,000 sq. ft. or less	\$119.40	\$124.47	\$130.07	\$135.93
6"	20,000 sq. ft. or less	\$178.87	\$186.47	\$194.87	\$203.63
8"	30,000 sq. ft. or less	\$252.13	\$262.84	\$274.67	\$287.03
Additional floor space	Per 1,000 sq. ft.	\$2.23	\$2.33	\$2.43	\$2.54

ACCOUNT ACTIVATION FEE: An account activation charge of Thirty Dollars and Seventy-Six Cents (\$30.76) will be charged for a service connection during Aqua's regular business hours.

LATE PAYMENT FEE: The customer will be charged a late payment fee of five percent (5%) if bill payment is paid after the past due date as specified on the customer bill.

DISHONORED CHECKS: When a check that has been received as payment for service is returned by the bank unpaid, a charge of Eighteen Dollars and Fifty-Eight Cents (\$18.58) will be assessed to cover the cost of processing this transaction. The charge for the dishonored check may be reflected at Aqua's option when Aqua returns the dishonored check or may be charged on the customer's next billing.

DIVISION C **PUBLIC FIRE PROTECTION SERVICE RATE**

Any and all charges for the operation and maintenance of all public hydrants now or hereafter installed and to be used for fire protection purposes only are provided for and included in Division A Measured or Metered Service Rate Schedule.

DIVISION D **BULK WATER SALES**

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For sales of bulk water at Aqua-designated connections, a customer shall pay Ten Dollars (\$10.00) per one thousand (1,000) gallons delivered. In addition, the customer shall pay a bulk water permit fee based upon Aqua's costs incurred for bulk water connection and metering accommodations.

DIVISION E **CUSTOMER IMPACT FEE**

Prior to any new service connection to a water line operated by Aqua, the customer shall pay a customer impact fee based on meter size:

Meter Size	Customer Impact Fee
5/8" X 3/4"	\$1,900.00
1"	\$4,240.00
1-1/2"	\$9,040.00
2" or larger	\$15,760.00

Amounts received for Customer Impact Fees, which are above the then current related facilities fees determined as set forth in Aqua's PUCO approved tariffs, if any, shall be the revenue stabilization fees and shall be treated as revenues.

SECTION 2

The rates in Section 1 for period beginning January 1, 2025 shall continue in effect after December 31, 2025 until new rates have been agreed upon or have been fixed in the manner prescribed by law. Either the Mahoning County Board of Commissioners or Aqua may request of the other party the establishment of new rates to become effective after December 31, 2025 and, if no agreement has been reached during a period of sixty (60) days following the making of such request, either party may proceed to have the aforesaid rates fixed in the manner prescribed by law.

SECTION 3

Aqua will construct approximately \$27 million of capital improvements within its Struthers Division during the period covered by this Resolution, inclusive of the period January 2022 through December 2025. Nothing herein shall be construed as a guarantee of a minimum amount of capital improvements hereunder.

SECTION 4

Service shall be furnished by Aqua in accordance with the Rules and Regulations of the Public Utilities Commission of Ohio and Aqua's applicable tariff, as it may be amended or supplemented from time to time.

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SECTION 6

The Canfield Township Board of Trustees will appoint at least one representative to be part of a Water Utility Committee made up of representatives from all communities served by Aqua-Struthers Division. Aqua and the Committee will arrange periodic public meetings to discuss water system matters.

SECTION 7

This Resolution and the written acceptance thereof by Aqua filed with the Clerk of the Mahoning County Board of Commissioners, after its passage and approval by said Board, shall constitute a contract between the Mahoning County Board of Commissioners and Aqua pursuant to Section 6103.02(A) of the Ohio Revised Code.

SECTION 8

Prior resolutions concerning rates for water provided by Aqua are repealed as of January 1, 2022.

SECTION 9

This Resolution shall take effect and be in effect from and after the earliest period allowed by law.

Mr. Governor seconded the motion. Discussion: This resolution was read in title only and the entire resolution is signed and on file in the Township office. Roll Call: Mr. Paloski, yes; Mr. Governor, yes; Mrs. Cartwright, yes. Motion carried 3 to 0.

RESOLUTION 2021-10-12-109

Nuisance Structure / Nuisance Property

Mrs. Cartwright moved to adopt the following Resolution:

WHEREAS: The Board of Trustees of Canfield Township has determined that the following property constitutes a public nuisance pursuant to Ohio Revised Codes 505.86 and 505.87:

Corner of Rt. 224 & Summit Dr. (vacant lot)
Parcel No. 26-055-0-007.14-0
Abandoned and commercial sign
Piles of dirt

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Canfield Township that the above referenced property constitutes a public nuisance, and the property owner is hereby

ORDERED to abate said nuisances. If said nuisances are not abated within **FOURTEEN (14) DAYS** from below date of adoption,

The **BOARD OF TRUSTEES** will provide for the abatement and any expenses incurred **-\$500.00 minimum-** by the Board of Trustees in performing that task will be entered upon the tax duplicate and there will be lien upon the land from the date of entry. Mr. Governor seconded the motion. Roll Call: Mr. Paloski, yes; Mr. Governor, yes; Mrs. Cartwright, yes. Motion carried 3 to 0.

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RESOLUTION 2021-10-12-110

Faithful Performance of Duty Coverage

Mrs. Cartwright moved that

WHEREAS, Canfield Township, Mahoning County is a member of the Ohio Township Association Risk Management Authority (OTARMA), a political subdivision risk pool established pursuant to Ohio Revised Code hereinafter "ORC," 2744.081;

WHEREAS, in accordance with ORC 3.061, the township must adopt a policy by resolution to allow the use of an "employee dishonesty and faithful performance of duty" coverage document, rather than a surety bond, to cover loss by fraudulent or dishonest actions of employees and failure of employees to faithfully perform duties; the following shall apply to the policy:

1. An officer, employee, or appointee shall be considered qualified to hold the office or employment, without acquiring a bond, on the date the oath of office is taken, certified, and filed as required by law.

2. An officer, employee, or appointee shall have the employee dishonesty and faithful performance of duty policy in effect before the individual's term of office or employment and the officer, employee or appointee shall not commence the discharge of duties until coverage is documented.

3. All officers, employees, or appointees who would otherwise be required to file a bond before commencing the discharge of duties shall be covered by and are subject to the employee dishonesty and faithful performance of duty policy instead of a surety bond requirement.

4. The coverage amount for an officer, employee, or appointee under an employee dishonesty and faithful performance of duty policy shall be equal to or greater than the maximum amount of the bond otherwise required by law.

5. Elected officials, prior to taking the oath of office and holding office, shall obtain approval of the intent to use the township's OTARMA coverage agreement and affirm that the township's coverage complies with ORC 3.061. Said approval shall be obtained by Canfield Township, Mahoning County.

WHEREAS, Canfield Township, Mahoning County's, "employee dishonesty and faithful performance of duty policy" through the OTARMA coverage document complies with ORC 3.061: and

NOW, THEREFORE, BE IT RESOLVED, that on this date, October 12, 2021, Canfield Township, Mahoning County hereby authorizes the township to purchase and use "employee dishonesty and faithful performance of duty policy" through OTARMA instead of individual surety bonds for officers, employees, and appointees who are otherwise required by law to acquire a bond before entering upon the discharge of duties. Mr. Governor seconded the motion. Roll Call: Mr. Paloski, yes; Mr. Governor, yes; Mrs. Cartwright, yes. Motion carried 3 to 0.

RESOLUTION 2021-10-12-111

Transfer from the General Fund to the Road Fund

Mr. Governor moved to approve transferring from the General Fund appropriation line #1000-910-910-0000 (Transfer Out) a total of \$25,000 to the Road Fund revenue line #2141-931-0000 (Transfer In). Mrs. Cartwright seconded the motion. Discussion: This transfer is being done at the request of the Fiscal Officer to cover payroll and road expenditures in the Road Fund. Roll Call: Mr. Paloski, yes; Mr. Governor, yes; Mrs. Cartwright, yes. Motion carried 3 to 0.

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RESOLUTION 2021-10-12-112

Warrants & Electronic Payments

Mrs. Cartwright 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; Mrs. Cartwright, yes. Motion carried 3 to 0.

Trustee Comments: There is a Good Evening Canfield scheduled for October 21, 2021 at WayPoint 4180. Mrs. Cartwright will be giving the presentation.

Mr. Governor stated a Millennial Moments JEDD Board Meeting is scheduled for October 27, 2021 at 9am.

Next Meeting Date(s): The Board will have regular meetings on October 26, November 9 and 23, 2021 at 7:00pm. A special budget/executive meeting is scheduled for October 22, 2021 at 8:00am. 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 9:52pm.

Mr. Brian W. Governor, Chairman

Mr. Joseph N. Paloski, Trustee

Mrs. Marie Izzo Cartwright, Vice-Chairman

Mrs. Denise M. Joseph, Fiscal Officer

Minutes prepared by:

Cindy Williams

Administrative Assistant to the Board of Trustees

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