

The Board of Liberty Township Trustees met in a Special Session on Monday, January 9, 2012 at 12:00 noon at the township Administration Building with the following members present: Mr. Jason Rubin, Mrs. Stoyak, and Mr. Stan Nudell, Chairperson presiding.

Motion made by Mr. Rubin to adjourn into executive session at 12:07 p.m. to discuss personnel and Injection Brine Wells with Attorney Finamore.  
Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

Motion made by Mr. Rubin to adjourn from executive session at 2:30 p.m. and adjourn meeting at 2:31 p.m. No decisions were made.  
Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

\_\_\_\_\_  
JOHN E. FUSCO, FISCAL OFFICER

\_\_\_\_\_  
STAN NUDELL, CHAIRPERSON

\* \* \* \*

Swearing in of Trustee Jodi K. Stoyak

The Board of Liberty Township Trustees met in a Reorganizational - Regular Session on January 9, 2012 at 6:30 p.m. at the township Administration Building with the following members present: Mr. Jason Rubin, Mrs. Jodi K. Stoyak, and Chairperson, Mr. Stan Nudell presiding.

#### REORGANIZATION

Liberty Historical Society President Mrs. Carol Faustino to present a \$500.00 check to Trustee Jodi K. Stoyak for Liberty in Bloom.

12-01 Motion made by Mrs. Stoyak to appoint Fiscal Officer Chairperson Pro Tem.  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

CLERK OPENS THE FLOOR FOR NOMINATION FOR CHAIRPERSON.

12-02 Motion made by Mrs. Stoyak to appoint Mr. Nudell, Chairperson for 2012.  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

NOMINATION FOR VICE CHAIRPERSON

12-03 Motion to appoint Jason Rubin, Vice Chairperson for 2012.  
Mrs. Stoyak, Yes. Mr. Nudell, Yes. Mr. Rubin, Yes. Seconded by Mr. Nudell. Motion carried.

12-04 Motion made by Mrs. Stoyak to adjourn sine die for the year 2011.  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

12-05 Motion made by Mrs. Stoyak that the Board of Liberty Township Trustees shall conduct its meetings in full compliance with the Ohio Sunshine Law and accordingly establishes the following rules for the scheduling and notice of all meetings:

**REGULAR MEETINGS** – Regular meetings of the Board of Trustees shall be on the second Monday of every month at 6:30 p.m. and notice of said meeting shall be posted on the Township Bulletin Board with the following exceptions: October meeting will be October 9, 2012 because of the Columbus Day Holiday and the November meeting will be November 13, 2012 because of Veterans Day. NO MEETING IN AUGUST.

**SPECIAL MEETINGS** – Notice of special meetings of the Board of Trustees shall be given by posting advanced written notice of the same in a conspicuous place outside the Township Hall on a bulletin board or sign provided for that purpose. Additionally, notice of all special meeting shall be given to the Youngstown Vindicator, Warren Tribune Chronicle and any other newspaper that requests the same at least 24 hours in advance of the meeting, except in an emergency in which case the notices shall be given as soon as practicable.

Additionally, the Township will provide advance written notice of special meetings to anyone who provides the Township with pre-paid postage, self-addressed envelopes or post cards.  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

12-06 Motion made by Mr. Rubin to rehire and compensate all bargaining unit employees per agreements and non-bargaining unit full and part time employees with no wage increase.  
Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

12-07 Motion made by Mrs. Stoyak to retain Atty. Mark Finamore, as Township Attorney as the township law director at a rate of \$1600.00 per month. Excess additional hours \$100.00 per hour.  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

12-08 Motion made by Mr. Rubin to retain special counsel on an as needed basis at \$90.00 per hour and \$100.00 per hour for court time.  
Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

12-09 Motion made by Mrs. Stoyak to authorize township employees to attend meetings, seminars, workshops, conferences, schools, training or conventions for fiscal year 2012, after a formal request has been processed and approved.  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

12-10 Motion made by Mr. Rubin to authorize Fiscal Officer to transfer money within a fund from one line item to another as deemed necessary.  
Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

12-11 Motion made by Mrs. Stoyak to continue to compensate Zoning Commissioners/Appeals Board Members at set fee per meeting (no increase).  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

12-12 Motion made by Mrs. Stoyak to authorize Fiscal Officer to expend monies for public community functions not to exceed \$200.00.  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

12-13 Motion made by Mr. Rubin to set Zoning office hours as 8:00 a.m. to 4:00 p.m. weekdays.  
Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

12-14 Motion made by Mrs. Stoyak to adjourn organizational meeting.  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

**REGULAR MEETING January 9, 2012**

12-15 Motion made by Mrs. Stoyak to approve the minutes of the December 12, 2011 regular Meeting.  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

12-16 Motion made by Mrs. Stoyak to approve warrant expenditures for the month of December 2011 in the amount of \$402126.93 warrants #5172 through #5369 inclusive.  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

12-17 Motion made by Mr. Rubin to authorize membership in OTA and attendance of the Trustees, Clerk, Township Administrator and Department Heads to the annual State Association Conference in Columbus in 2012.  
Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

12-18 Motion made by Mr. Rubin to adopt the following estimated resources for the year 2012:

GENERAL FUND	\$ 1,000,000.00
MOTOR VEHICLE LICENSE TAX FUND	\$ 75,000.00
GASOLINE TAX FUND	\$ 100,000.0
ROAD AND BRIDGE FUND	\$ 200,000.00
CEMETERY FUND	\$ 2,000.00
LIGHTING ASSESSMENT FUND	\$ 20,000.00
POLICE DISTRICT FUND	\$ 1,000,000.00
911 TELECOMMUNICATION FUND	\$ 100,000.00
FIRE DISTRICT FUND	\$ 1,000,000.00
DRUG LAW ENFORCEMENT FUND	\$ 3,000.00
PERMANENT IMPROVEMENT FUND	\$ 1,500.00
CAPITAL EQUIPMENT FUND	\$ 0.00
AMBULANCE & EMERGENCY MEDICAL FUND	\$ 120,000.00
PUBLIC WORKS COMMISSION (ISSUE II)	\$ 0.00
ENFORCEMENT & EDUCATION FUND	<u>\$ 1,000.00</u>
	\$3,622,500.00

Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

12-19 Motion made by Mrs. Stoyak to establish mileage reimbursement rate for authorized travel expenses

of township at \$.51 cents per mile.

Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

12-20 Per the requirement of the State Auditor, the fiscal officer may prepare super blanket certificates for a certain amount of money not in excess of an amount established by resolution. Motion made by Mr. Rubin to set the amount for super blankets in an amount not to exceed \$25,000.00 with the exception of the hospitalization super blanket certificate not to exceed \$100,000.00.

Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

12-21 Motion made by Mrs. Stoyak to adopt "A Guide to Code of Ethics and Standards of Conduct for Members of Public Sector Boards" to be read and signed by each trustee at the beginning of each year. Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

12-22 No objections for liquor permit to DOLGEN Midwest LLC, DBA Dollar General Store 10742, 4425 Logan Way, Liberty Township, Ohio 44505

Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

12-23 Motion made by Mr. Rubin to approve the 2011 Annual ODOT Mileage Certificate as of December 31, 2011 – 61.484 miles of public road.

Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

12-24 Motion made by Mr. Rubin to rehire all non-bargaining employees for the year 2012:  
J Smallwood \$15.32; M Weirick \$17.80; K Seifert \$19.10; J Rodway \$26.33; T Monroe \$28.85.

Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

12-25 Motion made by Mr. Rubin to rehire all employment agreement employees for the year 2012:  
P Ungaro \$35.44; R Tisone \$40.91; M Durkin \$35.08.

Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

12-26 Motion made by Mrs. Stoyak to rehire for the year 2012 pursuant to their respective collective bargaining agreements (contract pending):

Clerical:	R Martin	\$14.26	M Orlando	\$14.15	
Road:	M Adler	\$22.06	R Baker	\$18.62	G Economous \$20.05
	C Milliman	\$20.28	A Pugh	\$18.42	
Dispatch:	C Stitt	\$19.86	C Croyle	\$17.82	M. Migliozi \$16.10
	S Thomas	\$17.96			
Police:					
	R Altier	\$24.57	A Anastis	\$24.80	G Bednar \$24.80
	R Buhala	\$24.55	T Couche	\$29.44	P Deangelo \$24.89
	M Janovick	\$29.49	D Kovach	\$29.49	C McGarry \$24.73
	T Meloro	\$35.05	J Newton	\$24.82	D Nichols \$29.60
	S Shimko	\$35.12	M Shuster	\$24.64	J Smith \$24.87

Fire Based on 96 hour (80 hours):

A Barzak \$23.34 (\$28.01/80 hr)	A Birch \$21.38 (\$25.66/80 hr)
R Catchpole \$23.34 (\$28.01/80 hr)	Z Cogley \$18.12 (\$21.74/80)
J Deluca \$20.93 (\$25.12/80 hr)	J Graham \$19.45 (\$23.34/80 hr)
P Lucarell \$22.22 (\$27.17/80 hr)	C Machione \$22.20 (\$27.16/80 hr)
R McMahan \$19.45(\$23.80/80 hr)	C Olson \$20.91 (\$25.58/80 hr)
W Opsitnik \$24.17 (\$29.57/80 hr)	R Parry \$20.22 (\$24.74/80 hr)
R Stauffer \$28.24/80 hr	J Thompson \$21.03 (\$25.73/80 hr)
C Wise \$19.45 (\$23.80/80 hr)	

Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

12-27 Motion made by Mr. Rubin to rehire part time Firefighter/Medics (no benefits):  
Beard, J \$12.00; Bloom, K \$10.50; D'Angelo, M \$12.00; Fledderjohann, E \$12.00; Gibbs, T \$12.00;  
Kapsandy, R \$10.50; Marcum, F \$10.50; Morgan, J \$12.00; O'Halloran, C \$10.50; Rivalsky, Al \$12.00;  
Serich, S \$10.50; Wirtz, B \$10.50.

Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

12-28 Motion made by Mrs. Stoyak to rehire part time fiscal officer secretary Denise Leone \$12.50 (no benefits).

Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

12-29 Motion made by Mr. Rubin to rehire Civil Service Secretary Shirley Turney \$45.00 per meeting (no benefits)

Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

12-30 Motion made by Mrs. Stoyak to rehire part time dispatchers (no benefits):

J Kay \$12.00 (\$8.00 Park Department); J Richmond \$12.00; D Petraca \$12.00; Watson Thomas (minimum wage while training) \$10.00 after training; Ben Armstrong \$10.00 and Matthew Jacob, (minimum wage while training) \$10.00 per hour.

Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

12-31 Motion made by Mr. Rubin to rehire volunteer firefighters (no benefits). \$10.00 callout/minimum wage station duty:

T Birch J Bizub P DelGenio M Hagood F Shaffer J Richmond

Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

12-32 Motion made by Mrs. Stoyak to rehire part time/seasonal employee Marvin Monroe (no benefits) \$9.00 per hour.

Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

12-33 Motion made by Mr. Rubin to revoke car allowance for Administrator.

Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

12.34 Motion made by Mrs. Stoyak to reappoint Civil Service Commissioner Olga Kragel for a six year term ending 2018.

Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

Motion made by Mr. Rubin to **Table:** 12-35 RESOLUTION TO REQUEST LEGAL OPINION OIL AND GAS, BRINE WELL REGULATION

**BE IT RESOLVED**, that the board requests the Township Law Director to provide a legal opinion to the Board, as to whether or not Liberty Township as a "Home Rule" Township has the legal authority to enact "Home Rule" Legislation regulating the Construction and Operation of Injection Brine Wells and Oil & Gas Wells within the unincorporated area of the Township, that are not exempted from the Township's Home Rule Authority by the Ohio Revised Code.

Mr. Rubin, Yes. Mr. Nudell, Yes. Mrs. Stoyak, **NO**. Seconded by Mr. Nudell. Motion carried.

12-36 Motion made by Mr. Rubin to reappoint Gary Pontuti to the Zoning Commission for a 5-year term ending 2017.

Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

12-37 Motion made by Mr. Rubin to reappoint Brian Wolf to the Zoning Board of Appeals for a 5-year term ending 2017.

Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

Motion made by Mr. Rubin to adjourn into executive session at 8:15 p.m. to discuss personnel.

Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

Motion made by Mr. Rubin to adjourn from executive session at 8:35 p.m. No decisions were made.

Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

Motion made by Mr. Nudell to adjourn meeting at 8:36 p.m.

Mr. Nudell, Yes. Mrs. Stoyak, Yes. Mr. Rubin, Yes. Seconded by Mrs. Stoyak. Motion carried.

---

JOHN E. FUSCO, FISCAL OFFICER

---

STAN NUDELL, CHAIRPERSON