

The Board of Liberty Township Trustees met in a Reorganization and Regular Session on Monday, January 10, 2011 at 6:15 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

11-01 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.

11-02 Motion made by Mr. Rubin to appoint Stan Nudell, Chairperson for 2011.  
Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

NOMINATION FOR VICE CHAIRPERSON

11-03 Motion made by Mr. Rubin to appoint Jodi Stoyak, Vice Chairperson for 2011.  
Mr. Rubin, Yes. Mr. Nudell, Yes. Mrs. Stoyak, Yes. Seconded by Mr. Nudell. Motion carried.

11-04 Motion made by Mr. Rubin to adjourn sine die for the year 2010.  
Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

11-05 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 17, 2011 because of the Columbus Day Holiday. 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.

11-06 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.

11-07 Motion made by Mrs. Stoyak to retain Atty. Mark Finamore, as Township Attorney as the township law director at a rate of \$800.00 per month.  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

11-08 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.

11-09 Motion made by Mrs. Stoyak to authorize township employees to attend meetings, seminars, workshops, conferences, schools, training or conventions for fiscal year 2011, after a formal request has been processed and approved.  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

11-10 Motion made by Mr. Rubin to authorize the Fiscal Officer to request an advance of 1<sup>st</sup> Half Settlement of 2011 Real Estate Taxes from the Trumbull County Auditor.  
Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

11-11 Motion made by Mrs. Stoyak to authorize the Fiscal Officer to request an advance of 1<sup>st</sup> Half Settlement of 2011 Personal Property Taxes from the Trumbull County Auditor.  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

11-12 Motion made by Mr. Rubin to authorize the Fiscal to request an advance of 1<sup>st</sup> Half Settlement of 2011 Inheritance Taxes from the Trumbull County Auditor.

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

11-13 Motion made by Mrs. Stoyak to authorize Fiscal Officer to transfer money within a fund from one line item to another as deemed necessary.

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

11-14 Motion made by Mr. Rubin to continue to compensate Zoning Commissioners/Appeals Board Members at set fee per meeting (no increase).

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

11-15 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.

11-16 Motion 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.

11-17 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**

11-18 Motion made by Mr. Rubin to approve the minutes of the December 13, 2010 regular Meeting and the December 22, 2010 special meeting.

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

11-19 Motion made by Mrs. Stoyak to approve warrant expenditures for the month of December 2010 in the amount of \$503,316.06 warrants #35946 through #36313 inclusive.

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

11-20 Motion made by Mr. Rubin to authorize membership in OTA and attendance of the Trustees, Clerk, and Township Administrator to the annual State Association Conference in Columbus in 2011.

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

11-21 Motion made by Mrs. Stoyak to adopt the following estimated resources for the year 2011:

GENERAL FUND	\$ 1,000,000.00
MOTOR VEHICLE LICENSE TAX FUND	\$ 75,000.00
GASOLINE TAX FUND	\$ 100,000.00
ROAD AND BRIDGE FUND	\$ 200,000.00
CEMETERY FUND	\$ 10,000.00
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	\$ 0.00
TOTAL	\$ 3,629,500.00

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

11-22 Motion made by Mr. Rubin to establish mileage reimbursement rate for authorized travel expenses of township at \$.50 cents per mile.

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

11-23 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 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.

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

11-24 Motion made by Mr. Rubin 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. Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

11-25 Motion made by Mrs. Stoyak to approve fund balance adjustment \$11,600.00 from the Police Fund to the 911 Telecommunication Fund to cover payroll and expenses. Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

11-26 No objections to the transfer of Liquor Permit to LI Yan, DBA Golden Hunan, 3309 Belmont Ave., Liberty Township, 44505 from Same at 3111 Belmont Ave., Liberty Twp. Youngstown, Oh 44505. Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

11-27 Motion made by Mrs. Stoyak to reappoint Thomas Anness to the Zoning Board of Appeals for the five year term ending 2015. Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

11-28 Motion to request a certificate to increase the appropriations in the Road Fund by \$6,389.50, the Cemetery Fund by \$215.03, the Permanent Improvement Fund by \$45,995.44, the Enforcement & Education Fund by \$58,149.21 and the Ambulance & Emergency Fund by \$27,651.32 due to increases in their receipts from 2010. Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

Motion made by Mrs. Stoyak to adjourn at 6:55 p.m. Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

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JOHN E. FUSCO, FISCAL OFFIER

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STAN NUDELL, CHAIRPERSON

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The Board of Liberty Township Trustees met in a Regular Session on February 14, 2011 at 6:30 p.m. at the township Administration Building with the following members present: Mr. Jason Rubin and Vice Chairperson Mrs. Jodi K. Stoyak presiding. Chairperson, Mr. Stan Nudell was absent due to illness.

Correspondence:

Motion made by Mr. Rubin to approve the minutes of the January 10, 2011 Reorganization -Regular Meeting and the January 18, 2011 Special Meeting.

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

Motion to approve warrant expenditures for the month of January 2011 in the amount of \$336,894.61 warrants #36314 through #36532 inclusive.

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

11-29 Motion to approve fund balance adjustment from the Motor Vehicle Fund to the Road & Bridge fund for \$1,000.00.

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

11-30 Motion to approve cash advance from the General Fund to the Police Fund for \$55,000.00.

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

11-31 Motion to reverse cash advance from the General Fund to the Telecommunication 911 Fund for \$10,000.00 instead approve a fund balance adjustment from the Fire Fund.

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

11-32 Motion to approve cash advance from the General Fund to the Road & Bridge fund for \$5,000.00.

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

11-33 Motion to appoint Paul Ricciuti to the Zoning Commission, 5-year term ending 12-2013.

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

11-34 Motion to appoint Ray Knight to the Zoning Commission, 5-year term ending 12-2015.

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

11-35 Motion to appoint Edward McKenzie as an alternative on the Zoning Commission, 5-year term ending 12-2015.

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

11-36 Motion to hire Suzanne M. Vekasy, Mineral Ridge, Ohio as a part time dispatcher @ \$7.40 per hour during training and \$10.00 after training concludes – no benefits.

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

11-37 Motion to hire Benjamin L. Armstrong, Warren, Ohio as a part time dispatcher @ \$7.40 per hour during training and \$10.00 after training concludes – no benefits.

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

11-38 Motion to enter into agreement between the Teamsters Local #377 representing Liberty Township Road Department and the Liberty Township Board of Trustees effective January 1, 2011 through December 31, 2013.

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

Trustees Remarks.

Mrs. Stoyak: First and foremost, I would appreciate it if everyone would say an extra prayer for our Chairman, Stan Nudell tonight for him to recover from his heart attack.

Pat, Stan and I traveled to Columbus this past week to attend the Ohio Township Association Meeting. Stan drove, attended meetings and seemed to be great throughout the time there. I was totally shocked when Jason called me on Sunday to tell me that he had to be rushed to the hospital on Saturday evening.

I saw him yesterday, Pat saw him today and he is supposed to come home tomorrow. We all need to treasure our health and appreciate it every day.

To get back to our meetings – firstly, Stan, Pat, I and Chief Durkin paid our own way due to our finances – we all split up and went to different workshops. There were 60 workshops in total that the Ohio Township organized. These are meant to help us learn how to do our jobs to the best of our ability. They also give us a chance to meet new people and learn what they are doing in their

townships.

We attended the CLOUT meeting which is for larger townships. There are some important House and Senate bills that are going to be voted on that we were made aware of to inform our legislators about. We have been told that our Local Government Fund is going to be cut about 20%, which will affect our general fund drastically. They are also looking at eliminating the Estate Tax, which is also money that we look forward to into our budget.

Stan wanted to state at this meeting how happy we are with the Street Department in finalizing their agreement with the Township. This is something that he would be voting on tonight, but due to him being in the hospital he will not be able to do so. This agreement is the first that we will be voting on; there are five more agreements to go.

Jason – did you want to comment? Mr. Rubin did not have any comments.

Motion made by Mrs. Stoyak to adjourn into executive session to discuss bargaining agreements at 7:05 p.m.  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Seconded by Mr. Rubin. Motion carried.

Motion made by Mrs. Stoyak to return to regular session at 7:55 p.m.-no decisions were made.  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Seconded by Mr. Rubin. Motion carried.

Motion made by Mrs. Stoyak to adjourn 7:56 p.m..  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Seconded by Mr. Rubin. Motion carried.

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JOHN E. FUSCO, FISCAL OFFIER

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STAN NUDELL, CHAIRPERSON

The Board of Liberty Township Trustees met in a Special Session on Tuesday, January 18, 2011 at 4:00p.m. at the township Administration Building with the following members present: Mr. Jason Rubin, Mrs. Stoyak, and Mr. Stan Nudell, Chairperson presiding.

The Board of Trustees invited Mr. Tom Harwood, Chairman of the Senior Services Advisory Council to address any concerns and answer any questions regarding the Trumbull County Program.

Motion made by Mrs. Stoyak to adjourn into executive session at 5:10 p.m. to discuss employment of Police Personnel.

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

Motion made by Mrs. Stoyak to adjourn from executive session at 5:39 p.m.

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

Motion made by Mrs. Stoyak to adjourn meeting at 5:40 p.m. No decisions were made.

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

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JOHN E. FUSCO, FISCAL OFFICER

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STAN NUDELL, CHAIRPERSON

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The Board of Liberty Township Trustees met in a Special Session on Thursday, March 10, 2011 at 11:00 a.m. at the township Administration Building with the following members present: Mr. Jason Rubin, Mrs. Stoyak, and Mr. Stan Nudell, Chairperson presiding.

Meeting agenda-

1. Discussed relocating the 911 Center to Trumbull County.
2. Discussed the need to raise funds for road surfacing.

Motion to adjourn into executive session to discuss personnel and union contracts at 11:30 a.m. Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak.

1. Discussed personnel and contract negotiations.
2. To be placed on agenda for Monday, March 14, 2011 meeting.
  - a. Resolution to pay our share of costs to Pave Goldie and Fifth.
  - b. Paying \$100,000.00 to PNC towards loans.
  - c. Pay \$50,000.00 to Fire Department for our share of debt.

Motion made by Mr. Rubin to adjourn executives session and return to regular session at 12:25 p.m.

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

Motion made by Mr. Rubin to adjourn special session at 12:26 p.m.

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

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JOHN E. FUSCO, FISCAL OFFICER

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STAN NUDELL, CHAIRPERSON

The Board of Liberty Township Trustees met in a Regular Session on March 14, 2011 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.

Motion made by Mrs. Stoyak to approve the minutes of the February 14, 2011 Regular Meeting and the March 10, 2011 Special Meeting.

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

Motion made by Mr. Rubin to approve warrant expenditures for the month of February 2011 in the amount of \$ 357,914.19 warrants #36533 through #36755 inclusive.

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

11-39 Motion made by Mrs. Stoyak to adopt the following appropriations for the year 2011:

GENERAL FUND	\$ 1,146,049.00
MOTOR VEHICLE LICENSE TAX FUND	\$ 143,427.00
GASOLINE TAX FUND	\$ 168,927.00
ROAD AND BRIDGE FUND	\$ 434,342.00
CEMETERY FUND	\$ 5,184.00
LIGHTING ASSESSMENT FUND	\$ 37,061.00
POLICE DISTRICT FUND	\$ 2,440,712.00
FIRE DISTRICT FUND	\$ 2,340,166.00
911 FUND	\$ 296,177.00
C.O.P.S. GRANT FUND	\$ 0.00
C.O.P.S./PUBLIC SAFETY FUND	\$ 182.00
GENERAL BOND FUND	\$ 300,000.00
DRUG LAW ENFORCEMENT FUND	\$ 20,630.00
FEDERAL LAW ENFORCEMENT FUND	\$ 0.00
PERMANENT IMPROVEMENT FUND	\$ 956.00
CAPITOL EQUIPMENT FUND	\$ 0.00
AMBULANCE & EMERGENCY MEDICAL FUND	\$ 229,575.00
PUBLIC WORKS COMMISSION (ISSUE II)	\$ 4,316.00
LAW ENFORCEMENT TRUST FUND	\$ 2,443.00
ENFORCEMENT & EDUCATION FUND	\$ 5,572.00
INTERNAL SERVICE	\$ 0.00
TOTAL	\$ 7,575,719.00

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

11-40 Motion made by Mr. Rubin to approve Ohio Department of Transportation 2010 Township Highway System Mileage Certification for Liberty Township, Trumbull County of 61.484 miles.

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

11-41 Motion to pass the following resolution authorizing the Township's participation in a mutual aid agreement for Mahoning/Trumbull County Law Enforcement Agencies for Police Protection:

**WHEREAS**, Liberty Township desires to become part of the mutual aid agreement for Mahoning/Trumbull county Law Enforcement agencies for police protection; and

**WHEREAS**, Liberty Township deems it in its best interest to join with the other municipalities, townships and the Counties in such agreement;

**THEREFORE, BE IT RESOLVED**, that the Board of Trustees of Liberty Township, State of Ohio hereby authorizes and executes the Agreement for Mahoning/Trumbull County Local Government Mutual Aid Agreement for Law Enforcement, a copy of which is attached hereto and made a part hereof.

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

11-42 Motion made by Mr. Rubin to enter into an agreement with Medical Mutual for employee health insurance commencing 3/1/11 through 2/29/2012.

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

11-43 Motion made by Mrs. Stoyak to hire Mark Taylor as a part time Firefighter/Paramedic at a rate of \$10.50 per hour no benefits – pending pre-employment drug test.

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



11-44 Motion made by Mr. Rubin to advertise for bids for the Goldie Road/Fifth Avenue Paving Project and to possibly enter into an agreement – total cost \$310,000.00 (Grant \$213,900.00 – Township Share \$96,100.00).

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

11-45 Motion made by Mrs. Stoyak to return \$75,000.00 Fund Balance Adjustment to the Fire Fund from the General Fund.

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

11-46 Motion made by Mr. Rubin to return \$25,000.00 Fund Balance Adjustment to the Fire Fund from the Police Fund.

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

11-47 Motion made by Mrs. Stoyak to pay \$100,000.00 to PNC Bank from the Fire Fund to pay down loan.

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

11-48 Motion made by Mr. Rubin to transfer \$21,000.00 from the General Fund to the Permanent Improvement Fund for NOPEC Grant Projects.

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

11-49 Motion made by Mrs. Stoyak to rescind previous motion 10-121 for Non-Drilling Oil & Gas Lease passed on October 13, 2010 with D & L Energy Group and to revoke agreement.

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

Motion made by Mr. Nudell to adjourn meeting at 7:20 p.m. Seconded by Mrs. Stoyak. Motion carried.

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JOHN E. FUSCO, FISCAL OFFIER

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STAN NUDELL, CHAIRPERSON

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The Board of Liberty Township Trustees met in a Special Session on March 25, 2011 at 9:00 a.m. at the township Administration Building with the following members present: Mr. Jason Rubin, Mrs. Stoyak, and Mr. Stan Nudell, Chairperson presiding.

Motion to adjourn into executive session at 9:05 a.m. to discuss personnel issues.

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

Motion to adjourn from executive session at 9:45 a.m. and return to regular session.

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

Motion to adjourn at 9:46 a.m. No decisions were made.

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

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JOHN E. FUSCO, FISCAL OFFICER

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STAN NUDELL, CHAIRPERSON

The Board of Liberty Township Trustees met in a Regular Session on April 11, 2011 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.

Guest Speaker – Sam Lamancuso, Trumbull County Treasurer. Trumbull County Land Reutilization Corporation – Trumbull County Land Bank.

Motion made by Mr. Rubin to approve the minutes of the March 14, 2011 Regular Meeting and the March 25, 2011 Special Meeting.

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

Motion made by Mrs. Stoyak to approve warrant expenditures for the month of March 2011 in the amount of \$540,641.88 warrants #36757 through #36998 inclusive.

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

11-49 Motion made by Mr. Rubin to approve \$10,000.00 fund balance adjustment from the Fire Fund to the 911 Telecommunication Fund.

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

11-50 Motion made by Mrs. Stoyak to place a 2 Mill Fire Renewal on the November 8, 2011 ballot. This will not raise taxes.

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

11-51 Motion made by Mr. Rubin to place a 2 Mill Police Renewal on the November 8, 2011 ballot. This will not raise taxes.

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

**11-54 RESOLUTION TO IMPLEMENT STATE EMPLOYMENT RELATIONS BOARD CONCILIATION AWARD - Case No. 10-MED-09:1223: IAFF FIREFIGHTERS LOCAL 2075**

**WHEREAS**, through collective bargaining negotiations with IAFF Firefighters Local 2075 collective bargaining unit, the parties could not reach a negotiated collective bargaining agreement to succeed the prior agreement which expired December 31, 2010; and

**WHEREAS**, the parties reached an impasse on certain terms and conditions of employment; and

**WHEREAS**, the matter was submitted to conciliation pursuant to the rules and regulations of the State Employment Relations Board (SERB); and

**WHEREAS**, Daniel G. Zeiser of Cleveland Ohio was appointed and conducted a conciliation hearing on the impasse of certain terms and conditions of employment between the parties; and

**WHEREAS**, the Conciliator made a conciliation award which was filed with the State Employment Relations Board (SERB) on March 10, 2011;

**NOW THEREFORE BE IT RESOLVED,**

In compliance with the rules and regulations of the State Employment Relations Board (SERB), the Board of Trustees orders into execution the conciliator's award of the terms and conditions of employment of the Collective Bargaining Agreement between the Board of Trustees and IAFF Firefighter's Local 2075; and

**BE IT FURTHER RESOLVED,**

That the Board of Trustees execute any and all necessary documents, notices, acknowledgments and filings as required by the State Employment Relations Board (SERB) to implement and perform the conciliation award. Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

**11-55 RESOLUTION TO IMPLEMENT STATE EMPLOYMENT RELATIONS BOARD CONCILIATION AWARD - Case No. 10-MED-09:1221: OPBA LIBERTY PATROLMEN**

**WHEREAS**, through collective bargaining negotiations with Ohio Patrolman's Benevolent Association, Liberty Township Police Department Patrolmen's collective bargaining unit, the parties could not reach a negotiated collective bargaining agreement to succeed the prior agreement which expired December 31, 2010; and

**WHEREAS**, the parties reached an impasse on certain terms and conditions of employment; and

**WHEREAS**, the matter was submitted to conciliation pursuant to the rules and regulations of the State Employment Relations Board (SERB); and

**WHEREAS**, Dr. William Binning, PH.D.. of Youngstown Ohio was appointed and conducted a conciliation hearing on the impasse of certain terms and conditions of employment between the parties; and

**WHEREAS**, the Conciliator made a conciliation award which was filed with the State Employment Relations Board (SERB) on March 10, 2011;

**NOW THEREFORE BE IT RESOLVED,**

In compliance with the rules and regulations of the State Employment Relations Board (SERB), the Board of Trustees orders into execution the conciliator's award of the terms and conditions of employment of the Collective Bargaining Agreement between the Board of Trustees and Ohio Patrolman's Benevolent Association, Liberty Township Police Department Patrolmen; and

**BE IT FURTHER RESOLVED,**

That the Board of Trustees execute any and all necessary documents, notices, acknowledgments and filings as required by the State Employment Relations Board (SERB) to implement and perform the conciliation award.

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

Motion made by Mr. Nudell to adjourn into executive session to discuss personnel at 7:45 p.m.

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

Motion made by Mr. Rubin to adjourn from executive session 8:59 p.m. and return to regular session. No decisions were made.

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

Motion made by Mr. Rubin to adjourn the meeting at 9:00 p.m.

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

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JOHN E. FUSCO, FISCAL OFFIER

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STAN NUDELL, CHAIRPERSON

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The Board of Liberty Township Trustees met in a Special Session on April 14, 2011 at 10:49 a.m. at the township Administration Building with the following members present: Mr. Jason Rubin, Mrs. Stoyak, and Mr. Stan Nudell, Chairperson presiding.

Motion made by Mrs. Stoyak to adjourn into executive session to discuss personnel at 10:50 a.m.  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

Motion made by Mrs. Stoyak to adjourn from executive session and return to regular session at 12:09 p.m.  
No decisions were made.  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

Motion made by Mrs. Stoyak to adjourn at 12:10 p.m.

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JOHN E. FUSCO, FISCAL OFFICER

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STAN NUDELL, CHAIRPERSON

The Board of Liberty Township Trustees met in a Special Session on Thursday, April 21, 2011 at 10:00 a.m. 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 to discuss personnel issues at 10:05 a.m.

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

Motion made by Mr. Rubin to adjourn from executive session and return to regular session at 11:04 a.m.

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

Motion made by Mr. Rubin to adjourn at 11:05. No decisions were made.

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

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JOHN E. FUSCO, FISCAL OFFICER

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STAN NUDELL, CHAIRPERSON

The Board of Liberty Township Trustees met in a Special Session on Thursday, May 5, 2011 at 3:00 p.m. at the township Administration Building with the following members present: Mr. Jason Rubin, Mrs. Stoyak, and Mr. Stan Nudell, Chairperson presiding.

Discussion with Road Superintendent Timothy Monroe.

Motion made by Mr. Rubin to adjourn into executive session at 4:00 p.m.

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

Motion made by Mr. Rubin to adjourn from executive session at 4:19 p.m. and adjourn at 4:20 p.m. No decisions were made.

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

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JOHN E. FUSCO, FISCAL OFFICER

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STAN NUDELL, CHAIRPERSON

The Board of Liberty Township Trustees met in a Special Session on May 27, 2011 at 11:00 a.m. at the township Administration Building with the following members present: Mr. Jason Rubin, Mrs. Stoyak, and Mr. Stan Nudell, Chairperson presiding.

11-64:

**BE IT RESOLVED**, that the Board of Trustees hereby determines that the owner's maintenance of vegetation, garbage, refuse and other debris upon the following properties constitutes nuisance:

Address	Parcel #	Address	Parcel #
3465 Hadley	12-261-125	3112 Lucretia	12-211950
310 Churchill	12-185226	4620-22-24 Middle	12-176253
1308 Virginia Trail	12-623900	321 Mansell	12-003800
49 Euclid	12-334800	1478 Churchill	12-702200
3460 Belmont	12-764222	2743 Merrill	12-218800 / 12-218810
2525 Homestead	12-313280	5222 Logan Arms	12-027650
5238 Logan Arms	12-101367	6680 Sodom Hutchins	12-285200
820 Churchill	12-358726	1912 Churchill	12-401677
214 Colonial	12-473550	212 Colonial	12-698600
216 Colonial	12-698400	3012 Northgate	12-563750
3010 Northgate	12-473500	1514 Gypsy Ln	12-275100

**BE IT FURTHER RESOLVED**, that notice of this Board's intent to provide for the abatement, control or removal of said vegetation, garbage, refuse or other debris constituting said nuisance be given to all owners of the land and holders of liens of record upon said land in accordance with **Section 505.87 (B) O.R.C.**; and

**BE IT FURTHER RESOLVED**, that upon proper notice, and failure of the property owner to abate said nuisance within seven days, the Board of Trustees provide for the abatement, control or removal of said vegetation, garbage, refuse or other debris constituting said nuisance in accordance with **Section 505.87 (B) O.R.C.**

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

Discussion of Joint Fire District. Officials from several communities attended informational meeting, David C. Comstock, Jr. Atty. at Law, was the speaker.

Motion to adjourn at 12:30 p.m.

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

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JOHN E. FUSCO, FISCAL OFFICER

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STAN NUDELL, CHAIRPERSON



The Board of Liberty Township Trustees met in a Special Session on May 27, 2011 at 11:00 a.m. at the township Administration Building with the following members present: Mr. Jason Rubin, Mrs. Stoyak, and Mr. Stan Nudell, Chairperson presiding.

11-64:

**BE IT RESOLVED**, that the Board of Trustees hereby determines that the owner's maintenance of vegetation, garbage, refuse and other debris upon the following properties constitutes nuisance:

Address	Parcel #	Address	Parcel #
3465 Hadley	12-261-125	3112 Lucretia	12-211950
310 Churchill	12-185226	4620-22-24 Middle	12-176253
1308 Virginia Trail	12-623900	321 Mansell	12-003800
49 Euclid	12-334800	1478 Churchill	12-702200
3460 Belmont	12-764222	2743 Merrill	12-218800 / 12-218810
2525 Homestead	12-313280	5222 Logan Arms	12-027650
5238 Logan Arms	12-101367	6680 Sodom Hutchins	12-285200
820 Churchill	12-358726	1912 Churchill	12-401677
214 Colonial	12-473550	212 Colonial	12-698600
216 Colonial	12-698400	3012 Northgate	12-563750
3010 Northgate	12-473500	1514 Gypsy Ln	12-275100

**BE IT FURTHER RESOLVED**, that notice of this Board's intent to provide for the abatement, control or removal of said vegetation, garbage, refuse or other debris constituting said nuisance be given to all owners of the land and holders of liens of record upon said land in accordance with **Section 505.87 (B) O.R.C.**; and

**BE IT FURTHER RESOLVED**, that upon proper notice, and failure of the property owner to abate said nuisance within seven days, the Board of Trustees provide for the abatement, control or removal of said vegetation, garbage, refuse or other debris constituting said nuisance in accordance with **Section 505.87 (B) O.R.C.**

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

Discussion of Joint Fire District. Officials from several communities attended informational meeting, David C. Comstock, Jr. Atty. at Law, was the speaker.

Motion to adjourn at 12:30 p.m.

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

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JOHN E. FUSCO, FISCAL OFFICER

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STAN NUDELL, CHAIRPERSON

The Board of Liberty Township Trustees met in a Regular Session on May 9, 2011 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.

Motion made by Mrs. Stoyak to approve the minutes of the April 11, 2011 Regular Meeting and the Special meetings April 14<sup>th</sup>, April 21<sup>st</sup>, April 28<sup>th</sup> and May 5<sup>th</sup>, 2011.

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

Motion made by Mr. Rubin to approve warrant expenditures for the month of April 2011 in the amount of \$495,010.77 warrants #36999 through #37221 inclusive.

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

11-55 Motion made by Mrs. Stoyak to accept Kathy Welsh resignation effective April 30, 2011. After 32 years of service, Mrs. Welsh is retiring. The Board thanks her for her years of service and wishes her a very happy retirement.

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

11-56 Motion made by Mrs. Stoyak to pass a resolution to enter into an agreement for the 2011-2012 winter season with the Ohio Department of Transportation for purchase of sodium chloride/rock salt.

See addendum file for full resolution.

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

11-57 No objections for new Liquor Permit to Los Cunados, LLC, DBA Fiesta Tapatia, 3632 Belmont Ave., Youngstown, Oh 44505.

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

11-58 Motion made by Mrs. Stoyak to place a 2 mill Fire Renewal on the November 8, 2011 ballot. This does not raise taxes.

Resolution declaring it necessary to levy a tax in excess of the ten mill limitation (renewal) Resolution No. 11-58

WHEREAS, the amount of taxes which may be raised within the ten mill limitation will be insufficient to provide an adequate amount for the necessary requirements of said Liberty Township, Trumbull County, Ohio; and

WHEREAS, a resolution declaring the necessity of levying a tax under RC §5705.19 outside the ten mill limitation must be passed and certified to the County Auditor in order to permit the Board to consider the levy of such a tax and must request that the County Auditor certify to the Board of Trustees the total current tax valuation of Liberty Township and the dollar amount of revenue that would be generated by the tax; therefore be it

RESOLVED, by the Board of Trustees of Liberty Township, Trumbull County, Ohio, two-thirds of all members elected thereto concurring, that it is necessary to levy an renewal tax in excess of the ten mill limitation for the benefit of Liberty Township, for the purpose of providing and maintaining fire apparatus, appliances, buildings, or sites therefor, or sources of water supply and materials therefor, or the establishment and maintenance of lines of fire alarm telegraph, or the payment of permanent, part-time, or volunteer firefighters or firefighting companies to operate the same, including payment of the firefighter employer's contribution required under section 742.34 of the Revised Code, or the purchase of ambulance equipment, or the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company; at a rate not exceeding 2.0 mills for each one dollar of valuation, which amounts to \$0.20 for each one hundred dollars of valuation for a period of 5 years, commencing tax year 2011 collection year beginning 2012.

BE IT RESOLVED that the Fiscal Officer Certify a copy of this Resolution to the County Auditor for certification of the total tax valuation of Liberty and the dollar amount of Revenue to be generated by the tax;

BE IT RESOLVED upon certification of the County Auditor that the provisions of said tax levy be submitted to the electors of said Liberty Township, in the General election to be held on the 8th day of November, 2011; and

BE IT FURTHER RESOLVED that said tax levy be submitted to the electors under the authority of Ohio Revised Code, Section 5705.19(I) and 5705.191; and

RESOLVED that the Fiscal Officer of this Board of Trustees of Liberty Township be and he is hereby directed to certify a copy of this Resolution to the Board of Elections, Trumbull County, Ohio, not less than ninety days prior to the election and notify said Board of Elections to cause notice of election on the question of levying said tax to be given as required by law.

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

11-59 Motion to place a 2 mill Police Renewal on the November 8, 2011 ballot. This does not raise taxes.

Resolution declaring it necessary to levy a tax in excess of the ten mill limitation (renewal) Resolution  
No. 11-59

WHEREAS, the amount of taxes which may be raised within the ten mill limitation will be insufficient to provide an adequate amount for the necessary requirements of said Liberty Township, Trumbull County, Ohio; and

WHEREAS, a resolution declaring the necessity of levying a tax under RC §5705.19 outside the ten mill limitation must be passed and certified to the County Auditor in order to permit the Board to consider the levy of such a tax and must request that the County Auditor certify to the Board of Trustees the total current tax valuation of Liberty Township and the dollar amount of revenue that would be generated by the tax; therefore be it

RESOLVED, by the Board of Trustees of Liberty Township, Trumbull County, Ohio, two-thirds of all members elected thereto concurring, that it is necessary to levy an renewal tax in excess of the ten mill limitation for the benefit of Liberty Township, for the purpose of providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of a police department, or the payment of salaries of permanent police personnel, including the payment of the police officer employer's contribution required under section 742.33 of the Revised Code, or the payment of the costs incurred by the township as a result of contracts made with other political subdivisions in order to obtain police protection, or the provision of ambulance or emergency medical services operated by a police department; at a rate not exceeding 2.0 mills for each one dollar of valuation, which amounts to \$0.20 for each one hundred dollars of valuation for a period of 5 years, commencing tax year 2011 collection year beginning 2012.

BE IT RESOLVED that the Fiscal Officer Certify a copy of this Resolution to the County Auditor for certification of the total tax valuation of Liberty and the dollar amount of Revenue to be generated by the tax;

BE IT RESOLVED upon certification of the County Auditor that the provisions of said tax levy be submitted to the electors of said Liberty Township, in the General election to be held on the 8th day of November, 2011; and

BE IT FURTHER RESOLVED that said tax levy be submitted to the electors under the authority of Ohio Revised Code, Section 5705.19(J) and 5705.191; and

RESOLVED that the Fiscal Officer of this Board of Trustees of Liberty Township be and he is hereby directed to certify a copy of this Resolution to the Board of Elections, Trumbull County, Ohio, not less than ninety days prior to the election and notify said Board of Elections to cause notice of election on

the question of levying said tax to be given as required by law.

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

11-60 Motion made by Mrs. Stoyak to repay PNC loan from the following funds: \$50,000.00 Fire Fund, \$25,000.00 Police Fund, & \$25,000.00 General Fund (paid 4/27/11).

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

11-61 Motion made by Mrs. Stoyak to pass the following resolution for extension of contract for residential refuse and garbage collection with recycling:

**WHEREAS**, the parties have previously entered in to an exclusive franchise contract for Residential Refuse and Garbage Collection with Recycling, by Resolution 08-112 duly adopted by the Board of Trustees on July 14, 2008; and

**WHEREAS**, the Contact was for an original period of three (3) years commencing on October 06, 2008, with a mutually agreed upon extension for a period of one (1) to three (3) additional years; and

**WHEREAS**, the parties agree that it is in their mutual best interest to extend the contract for an addition one (1) year period; now therefore,

**BE IT RESOLVED**, that the previously entered in to exclusive franchise contract for Residential Refuse and Garbage Collection with Recycling, by Resolution 08-112 duly adopted by the Board of Trustees on July 14, 2008, be and hereby is extended for an additional one (1) year, commencing, on October 6, 2011, terminated one year thereafter, October, 5, 2012, under the terms and conditions contained in the original contract, subject to further extension for an additional one (1) to two (2) years as provided in the original contract; or a new contract is awarded.

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

11-62 Motion made by Mrs. Stoyak to pass the following resolution:

**BE IT RESOLVED**, that the Board of Trustees hereby determines that the owner's maintenance of vegetation, garbage, refuse and other debris upon the following properties constitutes a nuisance:

Address	Parcel #	Address	Parcel #
4901 Fifth	12-563700	4895 Fifth	12-035200
1404 Sunny	12-478950	4797 Fifth	12-176500
1369 Shannon	12-488725	5221 Samson	12-095526
615 Underwood	12-086350	590 Aurora	12-430950
1526 Wilson	12-360500	716 Churchill	12-764246
424 Montrose	12-091200	1753 Wilson	12-606151
390 Goldie	12-245505	1551 Harding	12-388000
3500 Cardinal	12-228150	1122 Churchill	12-127635
413 Mansell	12-395000	3037 Northgate	12-043260
3038 Northgate	12-733701	3017 Northgate	12-074535
3015 Northgate	12-697536	3018 Northgate	12-015850
3014 Northgate	12-742282	3002 Green Acres	12-742259
3020 Green Acres	12-403850	3101 Goleta	12-525480
3021 Biscayne	12-525480	1010 Red Oaks	12-764459
1661 Keefer	12-763866	1720 Keefer	12-110800
1725 Sturgeon	12-145650	66 Euclid	12-129900
242 Mansell	12-592300	439 Montrose	12-562700
49 Euclid	12-334800	3205 Hadley	12-306300

**BE IT FURTHER RESOLVED**, that notice of this Board's intent to provide for the abatement, control or removal of said vegetation, garbage, refuse or other debris constituting said nuisance be given to all owners of the land and holders of liens of record upon said land in accordance with **Section 505.87 (B) O.R.C.**; and

**BE IT FURTHER RESOLVED**, that upon proper notice, and failure of the property owner to abate said nuisance within seven days, the Board of Trustees provide for the abatement, control or removal of said vegetation, garbage, refuse or other debris constituting said nuisance in accordance with **Section 505.87 (B) O.R.C.**

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

11-63 Motion made by Mr. Rubin to pass the following resolution:

**Be It Resolved**, that the structure located at 3205 Hadley (Parcel ID: 12-306300) Liberty Township, Youngstown, Ohio being previously inspected and declared insecure, unsafe by the Fire Chief, be hereby ordered secured pursuant to 505.86(B) of the O.R.C.

**Be It Resolved**, that the Board of Liberty Township Trustees does hereby declare that an emergency exists ordering the building to be immediately secured to avoid injury to persons or property according to law.

**Be It Further Resolved**, that the Board of Liberty Township Trustees may collect the total cost to secure and said building pursuant to 505.86 © (1) or (2) of the O.R.C.

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

Trustees Remarks.

Mrs. Jodi Stoyak:

I want to take a moment to comment on a few things that have gone on this past month and over the past ten years.

Liberty Township has been in a transition over this time period. Pat Ungaro was hired by the previous board to boost our community with economic development. I called him yesterday as I drove down Belmont as it looked like we have had a total facelift. Buildings that have been sitting for probably 10 years are being rehabbed, new businesses have been coming slowly but surely over the past 8 years. The green spaces along Belmont thanks to the Liberty Business Association and our township with some help from WRTA are beautiful. June always keeps a watchful eye on our Oases and they look great. It's taken a long time to see these changes but one building or business at a time being transformed adds up over 10 years. Thanks Pat.

Three years ago when we had the fatality of Mary Rush, Pat, myself, Toby, Bob, Marcy and Ronnie met to organize the Senior Watch Program. We got a plan from Brimfield Township and we developed our own program as a team. I then asked June if she would come on board to help us with the organization of the open houses as she is wonderful in organizing events. Kathy called seniors, as an integral part of the program and did a great job with this task. Together, as a team we have made a difference. Thanks to everyone that have made this a great program.

Over the past year and a half, I have had a refreshing opportunity to work with a new board. They are conscientious and care about our finances as I do. We have been working extremely well together and are definitely on the same mission; taking care of our residents and our township. This evening is monumental because when they came on board we had a \$700,000 deficit and tonight, we have eliminated this debt. My new board has worked and will have to continue to work to keep our expenses down due to the state's budget cuts. I am confident that this Board will accomplish what is necessary to keep us afloat! Thank you very much Jason and Stan!

Lastly, 1) we are gearing up for planting with Liberty in Bloom, 2) the community litter clean up was successful. We had about 15 very motivated kids from the high school who participated, and 3) We are having our fourth educational meeting on gas drilling on May 19<sup>th</sup> at 7:00 p.m. at our township administration building. Dr. John Stolz, Professor of Biology and Director of the Center for Environmental Research and Education at Duquesne University in Pittsburgh, has investigated shale gas extraction, visiting completed well sites, waste water treatment plants taking flow back water, and a liquids separation facility.

I would be remiss if I didn't thank Martha, Jim, June and Keith, for all of their assistance in helping me with all of the arrangements for these additional meetings to educate our residents on drilling.

One last thing, I promise, thank you to Jason's orchestration for the rehabbing of our bathrooms, June and the park staff making Churchill Park pristine for our Relay this weekend and, again, all of our Department Heads working together to make our Relay the best in town.

Thank you Mr. Chairman for allowing me this time to speak.

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JOHN E. FUSCO, FISCAL OFFIER

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STAN NUDELL, CHAIRPERSON

The Board of Liberty Township Trustees met in a Regular Session on June 20, 2011 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.

Guests – Dr.'s V.C. and Laksmmi Perni, donation to Music in the Park \$2,000.00. Pledged \$10,000.00 for future Music in the Park.

Guests – Award scholarships to two Liberty High School Students, [Shanese Napier](#) and [Ciera Cousin](#). Scholarships given by Belmont Pines Hospital, Dr. Perry and Carla Spackman.

Guests – Jimmy's Italian Food Specialties – Frankie Occhibove and Family. Thank you for their participation to Relay for Life.

Motion made by Mrs. Stoyak to approve the minutes of the May 9, 2011 Regular Meeting and the May 27, 2011 Special Meeting.

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

Motion made by Mrs. Stoyak to approve warrant expenditures for the month of May 2011 in the amount of \$564,889.17 warrants #37222 through #37495 inclusive.

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

11-65 Motion made by Mrs. Stoyak to enter into a renewal agreement with Ohio Township Association Risk Management Authority for Liability Insurance effective 6/10/11 through 6/10/12 for \$70,589.00.

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

11-66 Motion made by Mr. Rubin to approve purchase of Caterpillar Paving and Compaction Roller through the Ohio DAS Cooperative Purchasing Program in an amount of \$25,241.00.

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

11-67 No objections for the transfer of liquor permit to Taylor Inc, 1 LLC, DBA Monteens Southern Cuisine, 3807 Belmont Ave., Liberty Township, Ohio 44505 from Armando Locastro, same address.

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

11 -68 Motion made by Mrs. Stoyak to pass the following resolution:

**BE IT RESOLVED**, that the Board of Trustees hereby determines that the owner's maintenance of vegetation, garbage, refuse and other debris upon the following properties constitutes a nuisance:

Address	Parcel #	Address	Parcel #
1313 Crumrine	12-299100	1029 Park Circle	12-564961
3475 Fifth Ave	12-496800	1616 Hazelwood	12-571881
675 Robs Road	12-517690	1179 Academy	12-636700
1175 Keefer	12-115900	37 Fairlawn	12-337800
1360 Mount Everett	12-606050		

**BE IT FURTHER RESOLVED**, that notice of this Board's intent to provide for the abatement, control or removal of said vegetation, garbage, refuse or other debris constituting said nuisance be given to all owners of the land and holders of liens of record upon said land in accordance with **Section 505.87 (B) O.R.C.**; and

**BE IT FURTHER RESOLVED**, that upon proper notice, and failure of the property owner to abate said nuisance within seven days, the Board of Trustees provide for the abatement, control or removal of said vegetation, garbage, refuse or other debris constituting said nuisance in accordance with **Section 505.87 (B) O.R.C.**

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

11- 69 Motion made by Mrs. Stoyak to pass the following resolution:

**RESOLUTION TO PROCEED TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION**

(Renewal)

**WHEREAS**, on the 9th day of May, 2011, the Board of Trustees passed a resolution declaring the necessity, for the purposes set forth in RC §5705.19(I), to levy a tax in excess of the ten-mill limitation under RC §5705.03 and RC §5705.19 at the rate of 2.0 mills for each one dollar of valuation, which amounts to \$0.20 for each one hundred dollars of valuation, for five years; and

**WHEREAS**, the Trumbull County Auditor has certified to the Board of Trustees that the dollar amount of revenue to be generated by the tax levy during the first year of collection is \$457,783.00, based upon the current assessed valuation of the Township of \$228,891,380.00; therefore, be it

**RESOLVED**, by the Board of Trustees of Liberty Township, Trumbull County, Ohio, two-thirds of all members elected thereto concurring, that the Board desires to proceed with the submission of the question of an renewal tax in excess of the ten mill limitation for the benefit of Liberty Township, to the electors of Liberty Township for the purpose of providing and maintaining fire apparatus, appliances, buildings, or sites therefore, or sources of water supply and materials therefore, or the establishment and maintenance of lines of fire alarm telegraph, or the payment of permanent, part-time, or volunteer firefighters or firefighting companies to operate the same, including payment of the firefighter employer's contribution required under section 742.34 of the Revised Code, or the purchase of ambulance equipment, or the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company; at a rate not exceeding 2.0 mills for each one dollar of valuation, which amounts to \$0.20 for each one hundred dollars of valuation for a period of 5 years, commencing tax year 2012, collection year beginning 2013.

**BE IT RESOLVED** that the provisions of said tax levy be submitted to the electors of said Liberty Township, in the general election to be held on the 8th day of November, 2011; and

**BE IT FURTHER RESOLVED** that said tax levy be submitted to the electors under the authority of Ohio Revised Code, Section 5705.19(I) and 5705.191; and

**RESOLVED** that the Fiscal Officer of this Board of Trustees of Liberty Township be and he is hereby directed to certify a copy of this Resolution to the Board of Elections, Trumbull County, Ohio, not less than ninety days prior to the election and notify said Board of Elections to cause notice of election on the question of levying said tax to be given as required by law.

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

11-70 Motion made by Mrs. Stoyak to pass the following resolution:

**RESOLUTION TO PROCEED TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION**

(Renewal)

**WHEREAS**, on the 9th day of May, 2011, the Board of Trustees passed a resolution declaring the necessity, for the purposes set forth in RC §5705.19(J), to levy a tax in excess of the ten-mill limitation under RC §5705.03 and RC §5705.19 at the rate of 2.0 mills for each one dollar of valuation, which amounts to \$0.20 for each one hundred dollars of valuation, for five years; and

**WHEREAS**, the Trumbull County Auditor has certified to the Board of Trustees that the dollar amount of revenue to be generated by the tax levy during the first year of collection is \$353,812.00 based upon the current assessed valuation of the Township of \$ 228,891,308.00; therefore, be it

**RESOLVED**, by the Board of Trustees of Liberty Township, Trumbull County, Ohio, two-thirds of all members elected thereto concurring, that the Board desires to proceed with the submission of the question of an renewal tax in excess of the ten mill limitation for the benefit of Liberty Township, to the electors of Liberty Township for the purpose of providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of a police department, or the payment of salaries of permanent police personnel, including the payment of the police officer employer's contribution required under section 742.33 of the Revised Code, or the payment of the costs incurred by the township as a result of contracts made with other political subdivisions in order to obtain police protection, or the provision of ambulance or emergency medical services operated by a police department; at a rate not exceeding 2.0 mills for each one dollar of valuation, which amounts to \$0.20 for each one hundred dollars of valuation for a period of 5 years,

commencing tax year 2012, collection year beginning 2013.

**BE IT RESOLVED** that the provisions of said tax levy be submitted to the electors of said Liberty Township, in the general election to be held on the 8th day of November, 2011; and

**BE IT FURTHER RESOLVED** that said tax levy be submitted to the electors under the authority of Ohio Revised Code, Section 5705.19(J) and 5705.191; and

**RESOLVED** that the Fiscal Officer of this Board of Trustees of Liberty Township be and he is hereby directed to certify a copy of this Resolution to the Board of Elections, Trumbull County, Ohio, not less than ninety days prior to the election and notify said Board of Elections to cause notice of election on the question of levying said tax to be given as required by law.

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

11-71 Motion made by Mrs. Stoyak to accept resignation of Mark Taylor, part time medic/firefighter effective June 1, 2011.

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

11-72 Motion made by Mr. Rubin to approve Liberty Fire Department Rules/Regulations/Policies.

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

11-73 Motion made by Mr. Rubin to advertise to accept bids for Self Contained Breathing Apparatus (SCBA) for the Liberty Township Fire Department.

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

11-74 Motion made by Mrs. Stoyak to request the 2<sup>nd</sup> half real estate settlement, personal property taxes, and inheritance taxes.

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

11-75 Motion made by Mr. Rubin to approve purchase of 2010 Ford Explorer for the Fire Department in an amount of \$24,269.50.

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

11-76 Motion made by Mr. Rubin to approve Telecommunicator & Probationary Telecommunicator Collective Bargaining Agreement between Ohio Patrolman's Benevolent Association (OPBA) and Liberty Township Board of Trustees effective January 1, 2011 to December 31, 2013.

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

Motion made by Mrs. Stoyak to adjourn into executive session to discuss personnel at 7:15 p.m.

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

Motion made by Mrs. Stoyak to adjourn from executive session at 7:59 p.m. No decisions were made.

Motion made by Mrs. Stoyak to adjourn at 8:00 p.m.

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

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JOHN E. FUSCO, FISCAL OFFIER

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STAN NUDELL, CHAIRPERSON



The Board of Liberty Township Trustees met in a Special Session with Representative Sean O'Brien on July 18, 2011 at 5:30 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.

Motion made by Mrs. Stoyak to adjourn into executive session at 5:39 p.m. to discuss personnel issues. Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

Motion made by Mrs. Stoyak to adjourn from executive session at 6:10 p.m. and adjourn meeting. No decisions were made.

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

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JOHN E. FUSCO, FISCAL OFFIER

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STAN NUDELL, CHAIRPERSON

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The Board of Liberty Township Trustees met in a Special Session to review the Alternative Tax Budget on July 18, 2011 at 6:15 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.

11-77 Motion made by Mrs. Stoyak to pass the alternative tax budget for the year 2012.

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

Motion made by Mrs. Stoyak to adjourn from executive session at 6:25 p.m. and adjourn meeting.

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

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JOHN E. FUSCO, FISCAL OFFIER

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STAN NUDELL, CHAIRPERSON

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The Board of Liberty Township Trustees met in a Regular Session on July 18, 2011 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.

Motion made by Mrs. Stoyak to approve the minutes of the June 20, 2011 Regular Meeting.

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

Motion made by Mrs. Stoyak to approve warrant expenditures for the month of June 2011 in the amount of \$422,886.59 warrants #37496 through #37809 inclusive.

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

11-78 Motion made by Mr. Rubin to accept resignation from John Beard, part time Firefighter/Medic, from the Liberty Fire Department effective July 1, 2011.

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

11-79 Motion made by Mr. Rubin to accept agreement between the OPBA Patrolman and Probationary Patrolman Collective and the Liberty Township Board of Trustee.

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

11-80 Motion made by Mrs. Stoyak to accept Unison Site Management Cell Tower Lease Buy-Out (see addendum file for details) \$80,000.00, plus all closing costs.

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

11-81 Motion made by Mr. Rubin to grant \$175.00 tool allowance to Keith Siefert, Full Time Maintenance Mechanic, for a period of one year effective June 30, 2011 to June 30, 2012.

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

Motion made by Mrs. Stoyak to adjourn at 6:50 p.m.

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

Please note: NO REGULAR BUSINESS MEETING IN AUGUST

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JOHN E. FUSCO, FISCAL OFFIER

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STAN NUDELL, CHAIRPERSON

The Board of Liberty Township Trustees met in a Special Session on August 29, 2011 at 10:00 a.m. at the township Administration Building with the following members present: Mr. Jason Rubin, Mrs. Stoyak, and Mr. Stan Nudell, Chairperson presiding.

11- 84 Motion made by Mrs. Stoyak declaring property to be insecure, unsafe, structurally defective and/or unfit for human habitation and ordering and providing for abatement of nuisance and authorizing the Trumbull County Planning Commission, to abate the property nuisance(s) by removal and demolition of nuisance structures on behalf of the township, the structure(s) are located at 4164 Parkwood, Youngstown, Ohio 44505 (Parcel ID No. 12-371055), in Liberty Township, Trumbull County, Ohio and shall be demolished with funding through the neighborhood stabilizing Program 3.

WHEREAS, the Trumbull County Planning Commission is working to implement a Demolition Program with Fiscal year 2010 Community Development Block Grant Neighborhood Stabilization Program 3 Funds; and

WHEREAS. Under the authority of Ohio Revised Code 505.86, a Board of Township Trustees may provide for the removal, repair, or securance of buildings or other structures in the township that have been declared insecure, unsafe, or structurally defective by any fire department under contract with the township or by the county building department or other authority responsible under Chapter 3781 of the Ohio Revised Code for the enforcement of building regulations or the performance of building inspections in the township, or buildings or other structures that have been declared unfit for human habitation by the board of health of the general health district of which the township is a part; and

WHEREAS, the Structure(s) located at 4164 Parkwood, Youngstown, Oh 44505 (Parcel ID No. 12-371055), in Liberty Township have been declared unfit for human habitation by the Trumbull county Board of Health of the general health district of which the township is a part; and

WHEREAS, the Structure(s) located at 4164 Parkwood, Youngstown, Oh 44505 (Parcel ID No. 12-371055), in Liberty Township were submitted to the county for consideration for demolition and said property owner(s) was/will be notified by certified mail and/or a public notice was/will be published in a newspaper of general circulation; and

WHEREAS, this Resolution is necessary for the Trumbull County Planning Commission, acting by and through the Board of Trumbull County Commissioners, to undertake this (these) demolitions(s);

NOW THEREFORE:

BE IT RESOLVED, THAT THE FOLLOWING PROPERTIES HAVE BEEN DECLARED TO BE:

Check All That Apply:

- insecure, unsafe or structurally defective by the Township Fire Department,
- insecure, unsafe or structurally defective by the Trumbull County Building Inspector,
- unfit for human habitation by the Trumbull County Board of Health;

THE LIBERTY TOWNSHIP BOARD OF TRUSTEES HEREBY DECLARES THE STRUCTURE(S) ON SAID PROPERTY(IES) TO BE INSECURE, UNSAFE, STRUCTURALLY DEFECTIVE AND/OR UNFIT FOR HUMAN HABITATION AND HEREBY ORDER THE DEMOLITION AND REMOVAL OF SAID STRUCTURE(S) LOCATED IN LIBERTY TOWNSHIP, TRUMBULL COUNTY, STATE OF OHIO;

LIST OF PROPERTY LOCATIONS:

4164 Parkwood, Youngstown, Oh 44505 (Parcel ID No. 12-371055), in Liberty Township

BE IT FURTHER RESOLVED, that the Trustees of Liberty Township do hereby authorize the Trumbull County Planning Commission, acting by the through the Board of Trumbull County Commissioners, to give notice to the Owner(s) and Lienholder(s) of record of the property(ies) of the Township Trustees' declaration of nuisance and intent to abate said nuisance by demolition and removal of structure(s), as prescribed in Section 505.86 (B) of the Ohio Revised Code; and proceed with the demotion(s) of the structure(s) located at 4164 Parkwood, Youngstown, OH 44505 (Parcel No. 12-371055), in Liberty Township, Trumbull County, Ohio.

BE IT FURTHER RESOLVED, that upon failure of the Owner(s) or Lienholder(s) of record of said property(ies) to provide for the demolition and removal of said nuisance structure(s), within thirty (30) days of the notice to abate said nuisance, the Trumbull County Planning Commissioners, acting by and through eh Board of Trumbull County Commissioners, be and hereby is authorized to enter upon the property(ies) and provide for abatement of said property nuisance by conducting an asbestos survey and demolition and

removal of the property structure(s)

BE IT FURTHER RESOLVED, this Resolution shall take effect and be in full force and effect from and after the earliest period allowed by law.

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

11-85 Motion made by Mrs. Stoyak to hire Ryan Halicki, 1700 Rockwood Dr, Liberty Twp., Ohio as a part time seasonal employee for the Park Department, at a rate of \$7.50 per hour effective 07/06/2011.

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

11-86 Motion made by Mr. Rubin to approve fund balance adjustment to the General Fund from the Police Fund \$16,413.15 (50%) and from the Fire Fund \$9,847.89 (30%) for the Maintenance Department wages and benefits.

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

11-87 Motion made by Mr. Rubin to transfer \$35,000.00 from the General Fund to the Permanent Improvement Fund for the Engineering costs of the Shady Road and Belgrade Projects.

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

11-88 No objections for new liquor permit to Dolgen Midwest LLC, DBA Dollar General Store 10742, 4425 Logan Way, Liberty Township, Oh 44505.

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

11-89 Motion made by Mr. Rubin to accept bid of \$91,441.00 from Warren Fire Equipment (low bidder) for Self Contained Breathing Apparatus Air Packs.

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

11-90 Motion made by Mr. Rubin to table the following motion to increase part time firefighter/paramedics rate from \$10.50 per hour to \$12.00 per hour after one year of service. Further discussion is requested by

the Board of Trustees.

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

11-91 Motion made by Mr. Rubin to adjourn into executive session at 10:52 a.m. to discuss personnel and finances.

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

11-92 Motion made by Mr. Rubin to return from executive session at 12:15 p.m. and return to regular meeting.

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

11-93 Motion made by Mrs. Stoyak to approve rate increase for Denise Leone, part time administrative clerical, to \$12.50 per hour effective September 1, 2011.

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

11-94 Motion made by Mr. Rubin to approve rate increase to Marvin Monroe, part time Parks & Special Projects employee, to \$9.00 per hour effective September 1, 2011.

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

Motion made by Mr. Rubin to adjourn meeting at 12:30 p.m.

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

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JOHN E. FUSCO, FISCAL OFFICER

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STAN NUDELL, CHAIRPERSON

The Board of Liberty Township Trustees met in a Special Session on August 3, 2011 at 10:00 a.m. at the township Administration Building with the following members present: Mr. Jason Rubin, Mrs. Stoyak, and Mr. Stan Nudell, Chairperson presiding.

11-82 Motion made by Mr. Rubin to award bid for the Goldie Road/Fifth Avenue Upgrade Project to Butch & McCree Paving in the amount of \$208,753.76 (low bidder).

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

11-83 Motion made by Mrs. Stoyak to hire Ryan Halicki, as a part time seasonal Park Employee, first day worked is his hire date, pending pre-employment drug testing, and no benefits, at a rate of \$7.50.

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

Motion made by Mr. Rubin to adjourn into executive session to discuss personnel and banking at 10:25 a.m.

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 and to adjourn at 10:45 a.m. No decisions were made.

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

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JOHN E. FUSCO, FISCAL OFFICER

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STAN NUDELL, CHAIRPERSON

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The Board of Liberty Township Trustees met in a Regular Session on September 12, 2011 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.

Please observe a moment of silence to honor and remember those Police Officer, Firefighters and Civilians who lost their lives on September 11, 2001.

Motion made by Mrs. Stoyak to approve the minutes of the July 18<sup>th</sup> 2011 Regular Meeting, the July 18<sup>th</sup> Special Meeting at 5:30 p.m., the July 18<sup>th</sup> Special Meeting at 6:15 p.m., the August 3<sup>rd</sup> Special Meeting, and the August 29<sup>th</sup> Special Meeting.

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

Motion made by Mr. Rubin to approve warrant expenditures for the month of July 2011 in the amount of \$472,557.76 warrants #37730 through #38055 inclusive and for the month of August 2011 in the amount of \$477,321.05 warrants #38056 through #38323.

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

11-95 No objections for a liquor permit for DOLGEN Midwest LLC, DBA Dollar General Store 3757, 3551 Belmont Ave., Liberty Twp., Ohio.

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

11-96 Motion made by Mrs. Stoyak to enter into an agreement with First National Bank for the deposit of public funds effective on or before November 1, 2011. The bank agrees to all terms in accordance with the provision of the Ohio Revised Code and all amendments or supplements thereto.

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

11-97 Motion made by Mr. Rubin to set the Trick or Treat hours for Saturday, October 29, 2011 from 4 p.m. to 6 p.m.

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

11-98 Motion made by Mr. Rubin to increase part time firefighter/paramedics rate from \$10.50 per hour to \$12.00 per hour after one year of service.

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

Please note: The October Business Meeting will be held on Tuesday, October 11, 2011 due to the Columbus Day Holiday.

Motion made by Mrs. Stoyak to adjourn at 6:55 p.m. Seconded by Mr. Rubin. Motion carried.

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JOHN E. FUSCO, FISCAL OFFICER

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STAN NUDELL, CHAIRPERSON

The Board of Liberty Township Trustees met in a Regular Session on October 11, 2011 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.

Guest Speaker – Neika Demagal – Friends of Trumbull Transit Levy.

Motion made by Mrs. Stoyak to approve the minutes of the September 12, 2011 Regular Meeting. Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

Motion made by Mr. Rubin to approve warrant expenditures for the month of September 2011 in the amount of \$414,354.35 warrants #38304 through #38521 inclusive. Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

11-99 Motion made by Mrs. Stoyak to accept the amount and rates as determined by the budget commission and authorizing the necessary tax levies and certifying them to the County Auditor. Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

11-100 No objection for new liquor permit to Empire Hospitality Group, LLC, 4032 Belmont Ave., Liberty Township. Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

11-101 Motion made by Mrs. Stoyak to approve updated Drug Free Workplace Policy for all Township Employees. (A copy will be on file in the Administrative Office, Police Department, Fire Department, and Road Department). Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

11-102 Motion made by Mr. Rubin to re-hire John Beard, 1105 Churchill Road, Girard, Oh 44420 as a part time firefighter/medic at a rate of \$10.50 per hour. First day worked is his hire date. Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

11-103 Motion made by Mrs. Stoyak to hire Shaun Serich, 65 Edgewater Dr, Poland, Oh 44514 as a part time firefighter/medic at a rate of \$10.50 per hour pending pre-employment drug test. First day worked is his hire date. Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

11-104 Motion made by Mr. Rubin to hire Conner O'Halloran, 6166 Clingan Rd., Poland, Oh 44514 as a part time firefighter/medic at a rate of \$10.50 per hour pending pre-employment drug test. First day worked is his hire date. Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

11-105 Motion made by Mrs. Stoyak to hire Russell J. Moser II, 5380 Center Road, Lowellville, Ohio 44436, as a part time firefighter/medic at a rate of \$10.50 per hour pending pre-employment drug test. First day worked is his hire date. Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

11-106 Motion made by Mr. Rubin to adopt a resolution, effective no later than October 28, 2011, which mandates and requires electronic transfer / direct deposit of all payroll checks for township employees and to require each employee to provide the township with their bank routing and account numbers to which their paycheck is to be deposited. Expected start date for payroll direct deposit November 4<sup>th</sup>, 2011. Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

11-107 Motion made by Mrs. Stoyak to pass the following resolution:

**Be It Resolved**, that the structure located at 413 Mansell Dr. (Parcel ID: 12-395000) Liberty Township, Youngstown, Ohio being previously inspected and declared insecure, unsafe and structurally defective by the Fire Chief and unfit for human habitation by the Fire Chief, be hereby ordered secured pursuant to 505.86(B) of the O.R.C.

**Be It Resolved**, that the Board of Liberty Township Trustees does hereby declare that an emergency exists ordering the building to be immediately secured to avoid injury to persons or property according to law.

**Be It Further Resolved**, that the Board of Liberty Township Trustees may collect the total cost to secure and said building pursuant to 505.86 (C) (1) or (2) of the O.R.C. Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

Discussion of political signs. Continue with past practice of no political signs in the grounds in front of township building anytime, in the grounds along the driveways and follow the rules of the Board of Elections.

Motion to adjourn into executive session to discuss the Teamsters Clerical Contract.

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JOHN E. FUSCO, FISCAL OFFIER

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STAN NUDELL, CHAIRPERSON

The Board of Liberty Township Trustees met in a Special Session on October 17, 2011 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.

11-108 Motion made by Mrs. Stoyak to reconsider resolution #11-100 for new liquor permit to Empire Hospitality Group, LLC, 4032 Belmont Ave., Liberty Township.  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

11-109 Motion made by Mrs. Stoyak to object the request for a new liquor permit to Empire Hospitality Group, LLC, 4032 Belmont Ave., Liberty Township.  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

11-110 Motion made by Mrs. Stoyak to approve \$80,000.00 for sale of tower to Police Fund. Discussion of 2012 Chevy Tahoe \$30,000.00. Confiscated vehicles = \$15,000.00.  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

11-111 Motion made by Mrs. Stoyak to approve \$20,000.00 fund balance adjustment from the Police Fund to the Fire Fund to pay down the \$200,000.00 balance. After fund balance adjustment balance due to Fire Department from Police Department \$180,000.00  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

11-112 Motion made by Mr. Rubin to approve \$45,000.00 fund balance adjustment from the Police Fund to the General Fund to pay down the \$119,788.14 balance. After fund balance adjustment balance due to the General Fund \$74,788.14.  
Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

11-113 Motion made by Mr. Rubin made that the Police Fund pay a minimum of \$20,000.00 per year from Police Fund to Fire Fund to pay down the debt. (Balance due as of 10/17/11 \$180,000.00).  
Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

Motion made by Mrs. Stoyak to adjourn at 1:10 p.m.  
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

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JOHN E. FUSCO, FISCAL OFFICER

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STAN NUDELL, CHAIRPERSON



The Board of Liberty Township Trustees met in a Special Session on October 27, 2011 at 10:00 a.m. at the township Administration Building with the following members present: Mr. Jason Rubin, Mrs. Stoyak, and Mr. Stan Nudell, Chairperson presiding.

Motion made by Mrs. Stoyak to adjourn into executive session to discuss personnel at 10:02 a.m. Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

Motion to adjourn from executive session at 11:42 a.m. No decision were made. Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

Motion to adjourn at 11:43 a.m. Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

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JOHN E. FUSCO, FISCAL OFFICER

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STAN NUDELL, CHAIRPERSON

The Board of Liberty Township Trustees met in a Special Session on, November 11, 2011 at 11:30 a.m. at the township Administration Building with the following members present: Mr. Jason Rubin, Mrs. Stoyak, and Mr. Stan Nudell, Chairperson presiding.

Motion made by Mrs. Stoyak to adjourn into executive session to discuss personnel at 11:31 a.m.

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

Motion to adjourn from executive session at 1:12 p.m. No decision were made.

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

Motion to adjourn at 1:13 p.m.

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

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JOHN E. FUSCO, FISCAL OFFICER

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STAN NUDELL, CHAIRPERSON

The Board of Liberty Township Trustees met in a Regular Session on, 2011 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.

Liberty Little Leopards Peewee and Midget Teams both won the Steel Valley Youth Conference (SVYC) Super Bowl with an 11-0 record! Welcome Dave Bentz, team players, coaches and families!

Liberty Business Association and Liberty Police Department present the 2011 Fall Beautification and Safety Award to Xpress Fuel Mart, Inc. owner Mr. Hadi.

Motion made by Mrs. Stoyak to approve the minutes of the October 11, 2011 Regular Meeting, the October 17, 2011 Special Meeting, the October 27, 2011 Special Meeting and the November 11, 2011 Special Meeting.

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

Motion made by Mrs. Stoyak to approve warrant expenditures for the month of October 2011 in the amount of \$389,009.80 warrants #38493 through #38708 inclusive.

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

11-114 Per the recommendation of Road Superintendent, Timothy Monroe, motion made by Mrs. Stoyak to pass a resolution to prohibit parking during the winter / snow & ice control months on the following street(s) throughout the township (all streets short dead ends, cul-de-sacs, or turn-a rounds where vehicle parking prohibits safe, effective snow & ice control procedures) including: Lamplighter Drive (TH-1225) – section from Twin Oaks Drive South to dead end.

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

11-115 Motion made by Mr. Rubin to approve \$2,639.34 fund balance adjustment from the Fire Fund to the Motor Vehicle Fund to correct a clerical error.

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

11-116 Motion made by Mr. Rubin to adopt the following resolution for a Multi-Jurisdictional Hazard Mitigation Plan:

**WHEREAS** the Trumbull County Emergency Management Agency (EMA) has developed a Multi-Jurisdictional Hazard Mitigation Plan that includes all hazards to which Trumbull County and its municipalities are susceptible as per Section 322 of the Robert T. Stafford Disaster Relief and emergency Assistance Act,

**WHEREAS** the Township of Liberty has been assessed for its susceptibility to all hazards,

**WHEREAS** a list of all critical facilities and other assets in the Township of Liberty that could be affected by hazard events has been generated and included in a countywide list of assets,

**WHEREAS** the estimated potential losses that Liberty Township assets could incur during a hazard event have been calculated,

**WHEREAS** goals, objectives, and strategies to militate against the hazards that have been identified in the county, including the Township of Liberty, have been developed,

**WHEREAS** mitigation measures for the Township of Liberty and surrounding areas have been analyzed,

**WHEREAS** mitigation strategies for the Township of Liberty and surrounding areas have been prioritized,

**WHEREAS** Trumbull County's stakeholders and EMA have agreed to periodically review and update the Multi-Jurisdictional Hazard Mitigation Plan.

**THEREFORE BE IT RESOLVED THAT** the Township Trustees of Liberty Township hereby adopts and plans to implement the actions prescribed in the Multi-Jurisdictional Hazard Mitigation Plan.

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

11-117 Motion made by Mrs. Stoyak to hire Kevin Bloom, 2518 Nadyne Dr., Youngstown, Oh 44511 part-time firefighter/medic at a rate of \$10.50, no benefits, pending pre-employment drug testing. First day worked is his hire date.

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

11-118 Motion made by Mrs. Stoyak to hire Thomas Watson, 410 Jackson St., Youngstown, Oh as a part time dispatcher @ \$7.40 per hour during training and \$10.00 after training concludes – no benefits. First day worked is his hire date. Pre-employment testing concluded.

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

11-119 Motion made by Mr. Rubin to hire Vincent “Ryan” Kapsandy, 615 Ridge Road, #212, Newton Falls, Ohio 44444 as a part time firefighter/medic at a rate of \$10.50, no benefits, pending pre-employment drug testing. First day worked is his hire date.

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 7:30 p.m. to discuss personnel issues. Seconded by Mrs. Stoyak. Motion carried.

Motion made by Mrs. Stoyak to adjourn from executive session at 7:55 p.m. No decisions were made. Seconded by Mr. Rubin. Motion carried.

Motion made by Mrs. Stoyak to adjourn at 7:56 p.m. Seconded by Mr. Rubin. Motion carried.

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JOHN E. FUSCO, FISCAL OFFIER

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STAN NUDELL, CHAIRPERSON

The Board of Liberty Township Trustees met in a Special Session on Monday, November 28, 2011 at 11:00 a.m. 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 to discuss personnel issues: hiring and contracts at 11:01 a.m.

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 12:29 p.m. No decisions were made.

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

Motion made by Mrs. Stoyak to adjourn at 12:30 p.m.

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

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JOHN E. FUSCO, FISCAL OFFICER

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STAN NUDELL, CHAIRPERSON

The Board of Liberty Township Trustees met in a Regular Session on December 12, 2011 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.

Liberty Business Association and Liberty Police Department present the 2011 Fall Beautification and Safety Award to Xpress Fuel Mart, Inc. owner Mr. Hadi.

Motion made by to approve the minutes of the November 14, 2011 Regular Meeting and the November 28, 2011 Special Meeting.

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

Motion made by Mrs. Stoyak to approve warrant expenditures for the month of November 2011 in the amount of \$450,098.29 warrants #5000 through #5183 inclusive.

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

11-120 Motion made by Mr. Rubin to transfer 4 year loan for two police vehicles and the 4 year loan for the 911 upgrade loan from PNC to First National Bank, to receive a lower interest rate.

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

11-121 Motion made by Mrs. Stoyak to approve \$258.51 and \$146.07 fund balance adjustments from Fire Fund to the Motor Vehicle Fund to correct a clerical error.

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

11-122 Motion Mrs. Stoyak to approve transfer of \$6,087.34 from the General Fund to the Permanent Improvement Fund for the Shady Road Side Walk Project.

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

11-123 Motion Mr. Rubin to approve \$67,704.51 fund balance adjustment from the Fire Fund to the General Fund for the 1<sup>st</sup> six months' administrations wages and benefits (34%).

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

11-124 Motion Mrs. Stoyak to approve \$69,695.82 fund balance adjustment from the Police Fund to the General Fund for the 1<sup>st</sup> six months' administrations wages and benefits (35%).

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

11-125 Motion made by Mr. Rubin to approve \$5,973.93 fund balance adjustment from the Ambulance Fund to the General Fund for the 1<sup>st</sup> six months of administration wages and benefit costs (3%).

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

11-126 Motion made by Mrs. Stoyak to approve transfer of \$67,234.58 from the General Fund to the Permanent Improvement Fund for the Goldie Road/Fifth Ave. Upgrade Paving Project.

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

11-127 Motion made by Mr. Rubin to approve transfer of \$24,000.00 from the General Fund to the Permanent Improvement Fund for the Shady Road Side Walk Project.

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

11-128 Motion made by Mrs. Stoyak to hire Brandon Wirtz, 591 Notre Dame, Austintown, Oh 44515, as a part time firefighter/medic at a salary of \$10.50 per hour, no benefits, pending pre-employment drug testing.

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

11-129 Motion made by Mr. Rubin to hire Matthew I Jacob, 4077 Madison Rd, Youngstown, 44505 as a part-time dispatcher (minimum wage while training) at \$10.00 per hour, pending pre-employment drug testing, no benefits.

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

11-130 Motion made by Mr. Rubin to adopt the following resolution:

Be it resolved by the Board of Trustees of Liberty Township to request to enter into agreement with the Ohio Public Works Commission (OPWC) for the State Capital Improvement Program (SCIP), for the year 2012 Resurfacing Program.

Be it further resolved, the designation of Patrick Ungaro as Chief Executive Officer and Chief Financial Officer, John E. Fusco, as Fiscal Officer

Be it further resolved, per recommendation of the Trumbull County Engineer, Timothy Monroe will be project manager.

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

11-131 Motion made by Mrs. Stoyak to adopt the following resolution:

Be it resolved by the Board of Trustees of Liberty Township to encumber from the Permanent Improvement Fund \$92,989.00 which is approx. 31% as Liberty Township's share of the total project cost of \$299,641.00, for the Ohio Public Work's Commission (OPWC) State Capital Improvement Program (SCIP) for year 2012 Resurfacing Program.

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

11-132 Motion made by Mr. Rubin to adopt the following resolution required by the Ohio Revised Code Section 1332.27 (A) and Time Warner Cable's state video service authorization:

A resolution establishing a video service provider fee to be paid by any video service provider offering video service in the township; the Chairman to give notice to the video service provider of the video service provider fee; and declaring an emergency.

WHEREAS, the Ohio General Assembly enacted Sections 1332.21 through 1332.34 of the Ohio Revised Code, effective September 24, 2007 to provide a statewide "uniform regulatory framework" for the provision of cable television and/or other video service (the "Video Law"); and

WHEREAS, under the Video Law a video service provider that is providing video service to subscribers in the Township pursuant to a state-issued video service authorization must pay the Township a video service provider fee ("VSP Fee") based on a percentage of the provider's gross revenues received from providing video service in the Township, not to exceed five percent (5%) of such gross revenues; and

WHEREAS, the Video Law requires that the percentage of gross revenues on which VSP Fees are paid must be the same as the percentage of gross revenues that a cable operator pays pursuant to a franchise agreement that is in effect in the Township (the "VSP Fee Percentage") or, if there is no effective franchise agreement under which franchise fees are payable for a given calendar quarter, the VSP Fee percentage shall be zero percent (0%) of gross revenues unless the Township determines by resolution that the VSP fee will be a percentage of gross revenues not to exceed five percent (5%) of gross revenues; and

WHEREAS, the Video Law further requires the Township to provide a video service provider with written notice of the VSP Fee Percentage within ten (10) days of receiving notice from the video service provider, pursuant to R.C. 1332.27(A), that it will begin offering service in the Township; and

WHEREAS, in order to provide timely notice to a video service provider of the VSP Fee Percentage, it is necessary for this Council (i) to establish the VSP Fee Percentage; and (ii) to authorize the Chairman to provide the appropriate notice of the VSP Fee Percentage to a video service provider within ten (10) days of the Township receiving notice that a video service provider will begin providing service to the Township.

**BE IT RESOLVED BY THE BOARD OF TRUSTEES OF LIBERTY TOWNSHIP, STATE OF OHIO:**

Section 1. That the Trustees of Liberty Township hereby establishes a VSP Fee that is calculated by applying a VSP Fee Percentage of three percent (3%) to the video service provider's gross revenues as defined in Section 332.32(B) of the Video Law. All video service providers and cable television operators providing video service in the Township shall apply the VSP Fee Percentage against gross revenues as defined in the Video Law.

Section 2. That the VSP Fee shall be paid by each video service provider providing service in the Township on a quarterly basis but not sooner than forty-five (45) days nor later than sixty (6) days after the end of each calendar quarter. R.C. § 1332.32 (A).

Section 3. That the Chairman is authorized and directed to provide any video service provider with notice of the VSP Fee Percentage as determined by the Board above, which notice shall be given by certified mail, upon receipt of notice from such video service provider that it will begin providing video service in the Township pursuant to a state-issued video service authorization.

Section 4. That it is found and determined that all formal actions of the Board of Trustees concerning and relating to the adoption of the Resolution were adopted in an open meeting of this Board, and all

deliberations of the Board and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 5. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Township of Liberty, and this Resolution shall become immediately effective upon receiving the affirmative vote of two-thirds of all member elected to The Board and approval of the Chairman, otherwise from and after the earliest period allowed by law.

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

11-133 Motion made by Mrs. Stoyak to transfer \$500.00 to the Motor Vehicle Tax Fund and \$500.00 to the Gasoline Tax Fund from the General Fund and to increase the appropriations in those funds. This is their interest for the year 2011 and required of the Fiscal Officer by the Auditor's Office. Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

11-134 Motion made by Mr. Rubin to authorize the Fiscal Officer to request an advance of 1<sup>st</sup> Half Settlement of 2011 Real Estate Taxes from the Trumbull County Auditor. Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

11-135 Motion made by Mrs. Stoyak to authorize the Fiscal Officer to request an advance of 1<sup>st</sup> Half Settlement of 2011 Personal Property Taxes from the Trumbull County Auditor. Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

11-136 Motion made by Mr. Rubin to authorize the Fiscal Officer to request an advance of 1<sup>st</sup> Half Settlement of 2011 Inheritance Taxes from the Trumbull County Auditor. Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

11-137 Motion made by Mr. Rubin to authorize the Fiscal Officer to include the 911 Levy in the advance letter to Trumbull County. Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

Trustees Remarks. PLEASE NOTE THE RE-ORGANIZATIONAL MEETING WILL BE HELD JANUARY 9, 2012 AT 6:30 P.M. AND THE REGULAR MEETING WILL FOLLOW.

Motion made by Mr. Rubin to adjourn into executive session at 7:00 p.m. 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 8:55 p.m. No decisions were made. Mr. Rubin, Yes. Mrs. Stoyak, Yes. Mr. Nudell, Yes. Seconded by Mrs. Stoyak. Motion carried.

Motion made by Mrs. Stoyak to adjourn meeting at 8:56 p.m. Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

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JOHN E. FUSCO, FISCAL OFFICER

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STAN NUDELL, CHAIRPERSON