

The Board of Liberty Township Trustees met in a Regular Session on September 9, 2015 at 6:00 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 July 13, 2015 Regular Meeting, as well as the June 26th, July 13th, July 31st, August 5th, August 13th & August 19th Special Meetings.
Mrs. Stoyak, Yes. Mr. Rubin, Yes. Mr. Nudell, Yes. Seconded by Mr. Rubin. Motion carried.

Motion made by Mr. Rubin to approve warrant/eft expenditures for the month of July 2015 in the amount of \$558,459.84 warrants #11577 through #11934 inclusive and for the month of August 2015 in the amount of \$411,473.44 warrants #11935 through #12064 inclusive.

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

15-96 Motion made by Mrs. Stoyak to extend the \$175.00 tool allowance for Mechanic/Maintenance Supervisor Keith Siefert from October 1, 2015 through September 30, 2016.

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

15-97 Motion made by Mr. Rubin to accept resignation of Ryan Greier, part time firefighter/medic, effective 8/13/15.

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

15-98 Motion made by Mrs. Stoyak to accept resignation of Cory Vankanegan, part time firefighter/medic, effective September 2, 2015.

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

15-001 Motion made by Mr. Rubin to pass the following Home Rule Resolution (2nd Reading):
ENACTING AND CODIFYING A HOME RULE RESOLUTION FOR LIBERTY TOWNSHIP
ESTABLISHING A STREET LIGHT USE FEE HOME RULE RESOLUTION #15-001

The Board of Trustees of Liberty Township, Trumbull County, Ohio met in Regular Session at the Liberty Township Administration Building on the 19th day of August, 2015, with the following members present: Trustee Stan Nudell, Trustee Jodi Stoyak, Trustee Jason Rubin

Enacting and Codifying a Home Rule Resolution for Liberty Township Establishing a Street Light Use Fee

WHEREAS, The Board of Trustees of Liberty Township passed, by unanimous vote, a resolution on May 14, 2007 to place the issue of adopting a limited home rule government on the ballot pursuant to Ohio Revised Code Section 504.01(A);

WHEREAS, the electors of Liberty Township voted on November 6, 2007 to establish a limited home rule government pursuant to Ohio Revised Code Section 504.01(A);

WHEREAS, it is the desire of the Liberty Township Board of Trustees to adopt a Home Rule Resolution to establish a Street Light Usage Fee to ensure that township residents have access to safe, lighted streets and intersections within the township;

NOW, THEREFORE, BE IT RESOLVED, THAT the following Street Light Use Fee in the unincorporated areas of Liberty Township be and hereby is adopted, pursuant to the authority of the limited self-government of townships (Chapter 504 Ohio Revised Code) and approved upon First and Second readings and Publication and Codification.

SECTION 1: ESTABLISHMENT OF STREET LIGHT USE FEE

Liberty Township, Trumbull County, Ohio, hereby establishes a Street Light Use Fee. The street light system consist of all street lighting facilities owned by the Township and all street lighting facilities for which the Township purchases and supplies electrical energy. The operation of such utility shall be under the supervision of the Road Department. The Street Light Fee does not apply to any street lighting district currently subject to property owner assessments within the unincorporated areas of the township or street lighting districts to be formed in the future pursuant to Ohio Revised Code Section §515.02 Et seq. at time of creation.

“Street lighting system” shall mean a series of light posts and lights owned, operated and maintained by the township which are currently installed adjacent to public streets within the township and are used to provide adequate lighting on streets and walkways to promote the safety of drivers and pedestrians.

The township is authorized to establish a street lighting fee pursuant to its Home Rule authority for the purpose of paying the costs of the electrical utility charges to maintain the existing street lighting system and to implement and administer the assessment of the street lighting fee.

The purpose of the street lighting system is to protect the health, safety, and welfare of the township's residents, visitors, and the general public by casting adequate lighting onto township streets so as to promote safe travel for vehicles and pedestrians.

The township street lighting system is not intended to act as security lighting for private properties.

The Street Light Fee does not apply to any street lighting district currently subject to property owner assessment within the unincorporated areas of the township or street lighting districts to be formed in the future pursuant to Ohio Revised Code Section §515.02.Et seq... at time of creation.

SECTION 2: RATES AND COLLECTION OF FEES:

The record owner of each parcel of real property as appears on the Trumbull County Tax Duplicate which is subject to this fee shall be charged an annual street lighting fee assessment of Fifteen Dollars (\$15.00) per parcel for the purposes state and provided herein.

Said lighting fee assessment shall be certified by the Township Fiscal Officer to the Trumbull County Auditor to be placed annually upon the tax duplicate for the subject parcels for collection in semiannual installments together with any accrued interest on unpaid assessments to be collected with all other property taxes and assessments and returned to the General Fund of the Township for expenditure for the purposes stated and provided herein.

Delinquent assessment shall be charged a late fee penalty in the amount charged for all other delinquent real estate property taxes and assessments.

SECTION 3: NO LIABILITY

The township shall not be liable for injury or damages to persons or property caused by any deficiency or failure in supplying electricity for the street light system and the maintenance thereof whether occasioned by shutting off the system for the purpose of making repair, maintenance and or installation of lighting fixtures, weather-related incidents, failure of service outside the control of the township or from any other cause whatsoever.

SECTION 4: EFFECTIVE DATE OF RESOLUTION

This Resolution shall be effective thirty (30) days from the date of adoption upon both First and Second Readings, and publication thereof.

Date of First Reading: August 19th, 2015.

Moved by Trustee Stoyak, and seconded by Trustee Rubin to approve first reading of Home Rule Resolution #15- 001.

The Roll Call resulted as follows:	Aye	Nay
Trustee Stoyak	X	_____
Trustee Nudell	X	_____
Trustee Rubin	X	_____

Date of Second Reading September 9, 2015.

Moved by Trustee Rubin, and seconded by Trustee Stoyak to approve said home rule resolution upon a second reading of Home Rule Resolution #15- 001.

The Roll Call resulted as follows:	Aye	Nay
Trustee Stoyak	X	_____
Trustee Nudell	X	_____
Trustee Rubin	X	_____

Home Rule Resolution #15-001 adopted upon Second Reading this 9th day of 2015.

SECTION 4: EFFECTIVE DATE OF RESOLUTUION

This Resolution shall be effective thirty (30) days from the date of adoption upon both First and Second Readings, and publication thereof.

Date of First Reading: August 19, 2015

Date of Second Reading: September 9, 2015

Motion made by Mrs. Stoyak to adjourn at 7:10 p.m. Seconded by Mr. Rubin. Motion carried.

STEVE SHELTON, FISCAL OFFICER

STAN NUDELL, CHAIRPERSON