

The Board of Liberty Township Trustees met in a Regular Meeting on February 19, 2019 at 6:30 p.m. at the township Administration Building with the following members present, Mrs. Jodi K. Stoyak, Mr. Gregory Cizmar, and Mr. Arnold Clebone, presiding.

A Citizen complimented on past flowers along Belmont and looked forward to another year of enhancements. Also, he asked if the Board could research if there are grants for handicap curbing along Ventura and Beverly Hills Drive.

Guests: R J Thompson, Professor of Design at Youngstown State University along with Kent Kerr, affiliated with Plus Public Designs to discuss a possible new branding and web design.

Guests: Interim Chief Toby Meloro introduced the newly formed Liberty Township Chaplain Unit who are Ken Kelly from Churchill United Methodist, Pastor Michael Constantino from New Life Christian Fellowship, and Ms. Tina Meloro who has a Masters in Social Work specializing in Critical Incident.

Fiscal Officer Steve Shelton's financial report: Mr. Shelton provided the Board with a Motel Tax Analysis He also provided information on outstanding debt.

Administrator's Report – Mr. Ungaro discussed possible development.

Fire Department – Captain Bob Catchpole presented his report and discussed 2 structure fires. Mentioned the pancake breakfast March 31<sup>st</sup> at WS Guy from 8 a.m. to 2 p.m

Police Department – Interim Chief Toby Meloro presented his report and mentioned Coffee with a Cop March 29<sup>th</sup> from 9 – noon at Plaza Donuts.

Road Department – Mr. Timothy Monroe presented his report and talked about road upkeep including a possible 2<sup>nd</sup> phase for the CDBG Federal Grant North of Colonial Drive.

Zoning Department – Mr. Jim Rodway presented his report.

### **Old Business for Discussion:**

The Board passed the below resolution at the Thursday 2/14/19 morning meeting:

19-31 WHEREAS, Liberty Township, Trumbull County is applying to Eastgate Regional Council of Governments (Eastgate) for funding through the Fiscal Year 2020 Planning Grant; and

WHEREAS, the Fiscal Year 2020 Planning Grant provides federal funds for projects that integrate transportation and land use planning, increase transportation options, and promote livability; and

WHEREAS, the Fiscal Year 2020 Planning Grant is paid on a reimbursement basis, requiring the applicant to first expend funds and then request reimbursement from Eastgate; and

WHEREAS, Liberty Township, Trumbull County agrees to abide by all federal requirements as sub-recipient of federal transportation funds, including Title VI of the Civil Rights Act of 1964 and the Americans with Disabilities Act, and including all applicable federal procurement requirements; and

WHEREAS, Liberty Township, Trumbull County agrees to be responsible for managing all sub-contracting agencies, organization, or consultants; and

WHEREAS, Liberty Township, Trumbull County is authorized to execute a contract with the Ohio Department of Transportation (ODOT) and Eastgate if selected for the Fiscal Year 2020 Planning Grant.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of Liberty Township, Trumbull County that:

Authorization is given to Trustee Arnie Clebone to submit this application to Eastgate, acting as designated recipient of USDOT funds, for the Fiscal Year 2020 Planning Grant and to execute a contract with Eastgate if selected for funding.

The Board passed the following resolution at the 2/14/19 Thursday morning meeting:

19-32 Authorization to sign joint letter of intent (due Friday) with City of Youngstown that request Eastgate to complete Belmont Avenue Corridor plan from Giant Eagle Plaza to West Federal Street.

### **New Business**

Motion to approve the minutes of the January 14, 2019 Regular Meeting.

Motion: Mr. Cizmar. Second: Mrs. Stoyak.

Roll Call: Mr. Cizmar, Yes. Mrs. Stoyak, Yes. Mr. Clebone, Yes. Motion carried.

Motion to approve warrant/eft expenditures for the month of January 2019 in the amount of \$472,928.75 warrants #18209 through #18396 inclusive.

Motion: Mr. Cizmar. Second: Mrs. Stoyak.

Roll Call: Mr. Cizmar, Yes. Mrs. Stoyak, Yes. Mr. Clebone, Yes. Motion carried.

19-33 No objections to a name change for a liquor permit from Churchill Eatery LLC, 4698 Belmont Ave., Liberty Township, Ohio, 44505 to B & C Eatery LLC, DBA Chad Anthony's, same address.

Motion: Mr. Cizmar. Second: Mrs. Stoyak.

Roll Call: Mr. Cizmar, Yes. Mrs. Stoyak, Yes. Mr. Clebone, Yes. Motion carried.

19-34 Motion to pass the following Resolution **authorizing all actions necessary to accept Northeast Ohio Public Energy Council (NOPEC) 2109 Energized Community Grant(s)**

**WHEREAS**, the Township of Liberty, Trumbull County, Ohio (the "Township") is a member of the Northeast Ohio Public Energy Council ("NOPEC") and is eligible for one or more NOPEC Energized Community Grant(s) for 2019 ("NEC Grant(s)") as provided for in the NEC Grant Program guidelines; and

**WHEREAS**, the Township has previously entered into a Grant Agreement with NOPEC, inc. on March 19, 2018 to receive one or more NEC Grant(s).

**WHEREAS**, the Township wishes to receive one or more NEC Grants(s) for 2019.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF LIBERTY TOWNSHIP, COUNTY OF TRUMBULL, AND STATE OF OHIO, THAT:**

**SECTION 1.** This Board of Trustees of the TOWNSHIP (the "Board") finds and determines that is in the best interest of the TOWNSHIP to accept the NEC Grant(s) for 2019 and authorizes the President of the Board to accept the NEC Grant(s) funds.

**SECTION 2.** This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

**SECTION 3.** This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the TOWNSHIP; wherefore, this Resolution shall be in full force and effect immediately upon its adoption and approval by the president of the Board of Trustees of this TOWNSHIP.

Motion: Mr. Cizmar. Second: Mrs. Stoyak.

Roll Call: Mr. Cizmar, Yes. Mrs. Stoyak, Yes. Mr. Clebone, Yes. Motion carried.

19-35 Motion to pass the following resolution: **APPROVING THE SOLID WASTE MANAGEMENT PLAN OF THE GEAUGA TRUMBULL COUNTY SOLID WASTE MANAGEMENT DISTRICT**

**WHEREAS**, the Geauga Trumbull Solid Waste Management District, by its Solid Waste Management Policy Committee has adopted a Solid Waste Management Plan for the District; and

**WHEREAS**, pursuant to Ohio Revised Code Section 3734.55(B), the Board of County Commissioners and the legislative authority of each municipal corporation or township under the jurisdiction of the District, must approve or disapprove the Plan by ordinance or resolution; and

**WHEREAS**, the Liberty Township Trustees, Trumbull County, Ohio have reviewed the Plan and considered it at a duly called meeting; and

**WHEREAS**, the Plan furthers the public interest; and

**NOW BE IT THEREFORE RESOLVED**, that the Solid Waste Management Plan of the Geauga Trumbull Solid Waste Management District, adopted by the Solid Waste Management Policy Committee on January 14, 2019, is hereby approved;

**AND BE IT FURTHER RESOLVED**, that a copy of this Resolution of Approval shall

promptly be delivered, or caused to be delivered, to the Solid Waste Management Policy Committee of the Geauga Trumbull Solid Waste Management District.

Motion: Mr. Cizmar. Second: Mrs. Stoyak.

Roll Call: Mr. Cizmar, Yes. Mrs. Stoyak, Yes. Mr. Clebone, Yes. Motion carried.

**19-36 A RESOLUTION DECLARING THE INTENT OF LIBERTY TOWNSHIP TO CONDUCT INTERNET AUCTIONS FOR THE SALE OF UNNEEDED, OBSOLETE OR UNFIT PERSONAL PROPERTY OF LIBERTY TOWNSHIP FOR THE CALENDAR YEAR 2019**

**WHEREAS**, Section 505.10 of the Ohio Revised Code permits a board of township trustees to sell personal property, including motor vehicles, road machinery, equipment, tools, or supplies, which is not needed for public use, or is obsolete, or is unfit for the use for which it was acquired; and

**WHEREAS**, the Board of Township Trustees of Liberty Township, Trumbull County, Ohio has determined that an internet auction is a cost-effective method of disposing of such property; and,

**WHEREAS**, Section 505.10(D) of the Ohio Revised Code permits a board of township trustees to sell such property by internet auction after adopting a resolution expressing its intent to do so;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Trustees of Liberty Township, Trumbull County, Ohio, that:

**Section 1:** Pursuant to Ohio Revised Code Section 505.10(D), the Board of Trustees of Liberty Township hereby expresses its intent to sell personal property, including motor vehicles, road machinery, equipment, tools, or supplies, which is not needed for public use, or is obsolete, or is unfit for the use for which it was acquired by internet auction;

**Section 2:** The Board of Trustees of Liberty Township hereby authorizes the Township Administrator to execute a Memorandum of Understanding with GovDeals, Inc., 100 Capitol Commerce Boulevard, Suite 110, Montgomery, Alabama, 36117, to act as the representative of the Township to conduct the internet auctions on behalf of the Township;

**Section 3:** Such internet auctions shall be conducted according to the requirements of R.C. 505.10(D) under the following general terms and conditions:

All property will be offered for sale to the public on the [www.govdeals.com](http://www.govdeals.com) website for a minimum of ten (10) days, including Saturdays, Sundays and legal holidays;

The Township reserves the right to establish a minimum price for any item and to establish other terms and conditions of sale, including but not limited to requirements for pick-up or delivery;

Township property auctioned via internet auction shall be sold to the highest qualified bidder at the conclusion of the auction;

The highest qualified bidder shall be required to pay in full for the property at the auctioned price plus the stated buyer's premium and all applicable taxes within five business days from the conclusion of the sale, and to comply with any other conditions or terms of sale;

All property is offered for sale "As-Is Where-Is" with Liberty Township making NO warranty, guarantee or representation of any kind, express or implied as to the condition of such property;

All vehicles will be sold with a Salvage Title; and

The Board of Township Trustees, Liberty Township, Trumbull County, Ohio reserves the right to reject any bids and to withdraw from sale any items listed on its internet auction.

**Section 4:** In the event that the Township reclaims the auctioned property as a result of the highest qualified bidder's failure to comply with the terms and conditions stated above or in the event that there are no bidders for the auctioned property who meet the terms and conditions established for the auction, the Township reserves the right, at its sole discretion, to re-auction the property or to dispose of the property without auction, as permitted by R.C. 505.10(B).

**Section 5:** That after adoption of this Resolution, the Fiscal Officer shall publish, in a newspaper of general circulation in the township, notice of Liberty Township's intent to sell unneeded, obsolete, or unfit-for-use township personal property by internet auction. The notice shall include

a summary of the information provided in this resolution. Information regarding the internet auction shall be published on the Township website and posted at the Township office.

**Section 6:** That this Resolution takes effect at the earliest time as maybe permitted by law;

**Section 7:** It has been determined that all formal actions of the Board of Trustees of Liberty Township concerning the adoption of this Resolution were adopted in an open meeting of the Board of Trustees of Liberty Township and that all deliberations of the Board of Trustees of Liberty Township which resulted in formal action were in meetings open to the public and in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Motion: Mr. Cizmar. Second: Mrs. Stoyak.

Roll Call: Mr. Cizmar, Yes. Mrs. Stoyak, Yes. Mr. Clebone, Yes. Motion carried.

19-37 Motion to enter into a First Amendment to the Service Agreement between Liberty Township and Optotrafic, effective January 24, 2019, and to authorize Trustee Clebone to execute the Amendment on behalf of the Township. The First Amendment provides that Optotrafic shall issue a good faith customer credit to Liberty Township each month in the amount of Two Thousand Seven Hundred Dollars and No Cents (\$2,700.00). The fee shall be paid to the Township Fiscal Officer for deposit in the General Fund of the Township, and upon receipt of each month's payment, the Fiscal Officer shall transfer the amount of the payment to the Police Fund to be used to pay police officer overtime.

Motion: Mr. Cizmar. Second: Mr. Clebone.

Roll Call: Mr. Cizmar, Yes. Mr. Clebone, Yes. Mrs. Stoyak, No\*\*. Motion carried.

\*\* Trustee Stoyak: I am voting NO as I am philosophically opposed to policing for profit. I feel strongly that freeway usage of these cameras does not make our township safer.

19-38 Motion to advertise for bids for the 2019 Resurfacing OPWC State Capital Improvement Program.

Motion: Mr. Cizmar. Second: Mrs. Stoyak.

Roll Call: Mr. Cizmar, Yes. Mrs. Stoyak, Yes. Mr. Clebone, Yes. Motion carried.

19-39 Motion to establish a Chaplaincy Program within the Liberty Township Police Department for volunteer spiritual advisors of all denominations, social workers, and other mental health professionals to provide support to Liberty Township police officers and members of the community. A line item is hereby created within the Liberty Township General Fund to accept donations to Liberty Township for the Chaplaincy Program, and expenditures in support of the Chaplaincy Program may be made from this line item.

Motion: Mr. Cizmar. Second: Mrs. Stoyak.

Roll Call: Mr. Cizmar, Yes. Mrs. Stoyak, Yes. Mr. Clebone, Yes. Motion carried.

19-40 Motion to enter into an agreement with CT Consultants, Inc., in an amount not to exceed \$3,000.00, for assistance in working with Eastgate Regional Council of Governments in completion of a Belmont Avenue Corridor Study and assistance on other matters that may arise for which CT has expertise; to appropriate that amount from the General Fund; and to authorize Trustee Clebone to execute the agreement on behalf of the Township. The agreement shall be reviewed and approved by the Law Director prior to execution.

Motion: Mr. Cizmar. Second: Mr. Clebone.

Roll Call: Mr. Cizmar, Yes. Mr. Clebone, Yes. Mrs. Stoyak, NO\*\*. Motion carried.

\*\*Trustee Stoyak comments: If this is a joint effort with Youngstown which is stated in a previous resolution –1. Who is Youngstown Employing? 2. Why aren't we sharing this cost with Youngstown? 3. How do we know if CT Consultants is the best firm for this project? 4. How was CT Consultants selected? 5. Shouldn't we have done a request for proposal and include Youngstown in the selection process?

19-41 Motion to enter into an agreement with +Public in an amount not to exceed \$3,700.00 for Township Branding and Website Redesign, in accordance with Option 1 in the proposal from +Public issued December 30, 2018; to appropriate that amount from the General Fund and to authorize Trustee Clebone to execute the agreement on behalf of the Township. The agreement shall be reviewed and approved by the Law Director prior to execution.

Motion: Mr. Cizmar. Second: Mr. Clebone.

Roll Call: Mr. Cizmar, Yes. Mr. Clebone, Yes. Mrs. Stoyak, NO\*\*. Motion carried.

\*\*Trustee Stoyak comments: 1. How was this company selected? 2. How do we know if this is the best price if we don't compare with a request for proposal? I don't feel comfortable spending this money for this at this time due to our fiscal caution status.

Trustee Remarks:

Jodi Stoyak: February the board was all present for the Historical Society meeting on the 7<sup>th</sup>. A speaker was arranged for this meeting from our Liberty Township Veterans Affairs office on Belgrade. John Ely spoke

who is the director of this organization that formed 5 years ago. They provide many services for our local vets. They are looking to expand their offices on Frederick Street so they can have storage space for clothing and other items they provide for free to the veterans. They also accept used flags that they destroy properly.

On January 14<sup>th</sup> the Commissioners of Trumbull County signed a letter to the Mayor of Girard requesting a meeting with him and a council member to discuss the feasibility of purchasing the city's water infrastructure system that is currently in Liberty Township. The County also mentions in the letter that they don't want to move forward with the study without the city's support. This comment in the letter concerns me and confuses me as well. We have always known that the county ultimately owns the water lines. The City of Girard has been bringing in hundreds of thousands of dollars each year from the 1500 customers from Liberty Township. Liberty Township residents deserve a fair and equitable price for the water service they received from Girard. If the County purchases the system from Girard they would be able to provide the same water for almost half the cost to our residents.

I will be attending the County Emergency Management meeting tomorrow evening.

There will be a hearing this Thursday at 7pm at the Township Administration building regarding the sewer project along Tibbetts-Wick road and a section of Belmont Avenue. This project is being financed through an OPWC grant, a Community Development Block Grant, Appalachia Regional Commission grant and a 0% interest loan through the Ohio EPA for a total of \$3,419,112.00. I would like to thank Pat Ungaro for doing the leg work and discussions with the commissioners to move this project forward.

This Saturday the Fire Department will be memorializing Ed Conricote at Noon who died in the line of duty 15 years ago. A dedication will be held at the Logan Way station and light refreshments will be provided afterward.

In March, the township will once again be participating in Civic Day. We will host some of the Liberty High School students. Each year each department of the township provides them with information as to the services we provide to our residents. This has been a good program for our local students in educating them on local government.

Also, in March is Trumbull Mobile Meals program "March for Meals". It is a time for local officials to participate in the program by either helping to pack or deliver the meals to residents in Trumbull County. Lastly, The Liberty Township Firemen's Association is sponsoring its 56<sup>th</sup> annual Pancake breakfast on Sunday, March 31<sup>st</sup> at the W.S. Guy School from 8am until 2pm.

Next business meeting: Thursday February 28, 2019 7:30 a.m. **(2/21/19 Thursday meeting cancelled).**

Next evening business meeting: March 18, 2019 6:30 p.m.

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STEVE SHELTON, FISCAL OFFICER

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ARNOLD CLEBONE, CHAIRPERSON