

## RECORD OF PROCEEDINGS

Minutes of the Weathersfield Township Trustees Regular Meeting

Held on Tuesday, August 8, 2023 at 7:00 PM

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**Call to order:** Steve Gerberry

**Pledge:** Completed

**Prayer:** Completed

**Roll Call:** Steven Gerberry - Present  
Edward Whittaker - Present

Richard Harkins - Absent  
Fred Bobovnyk - Present

**Correspondence/Announcements:**

- The **Trustees would like to remind our residents that yoga in the park will continue each Saturday at 9:00 AM**, weather permitting, through Saturday, August 26, 2023.
- The **Trustees would like to remind our residents that the Warren-Trumbull County Public Library Bookmobile has returned to our Community Park** and will be there on the following dates; Wednesday, August 9 and Wednesday, August 30 from 11:00 AM until Noon on each of those days.
- The **Trustees would like to remind our residents that the Community Document Shredding Event will be held on Saturday, September 9, 2023 from 9:00 AM until 11:00 AM at the community park.** This event was made possible by a Go-Green Community Grant that the Trustees secured from the Geauga-Trumbull Solid Waste Management District.
- The **Trustees would like to remind our residents that the 2023 Residential Tree Limb Chipping Program is underway.** The 2023 Residential Tree Limb Chipping Program will continue through Friday, October 27, 2023. For tree limb pick-up, you must call the Township by Thursday of each week to be placed on the list for a Friday pick-up. Please keep the following rules and procedures in mind:
  - This program is intended for residential tree limbs up to 3 inches in diameter.
  - The tree limbs must be placed at the curbside with all the cut ends aligned with each other toward the street.
  - No shrubs, stumps, roots, lumber, or railroad ties will be accepted. All tree limbs must be free from vines.
  - We are not a tree removal service; if you are having a tree professionally removed let them do the entire job, you must have them take the tree limbs as well.

**Reports:**

- Financial Report – Presented by Fred Bobovnyk
- Administrator’s Report – Presented by David Rouan
- Zoning Report – Presented by Kelly Clarke
- Police Report – Presented by Police Chief Michael Naples
- Fire Report – Presented by Fire Chief Tom Lambert
- Lane LifeTrans Report – Presented by Lane's Chief Tom Lambert
- Law Director’s Report – Presented by Cherry Poteet

Note: All reports are on file in the Fiscal Officer’s office.

Comments from the public will be heard on agenda items at this time; there will still be an opportunity for individuals to address the Board during our public comments part of the meeting.

**Old Business:**

None

**New Business:**

23-100 Motion to **approve the minutes from the Regular Meeting that was held on Tuesday, July 11, 2023 at 7:00 PM.**

Motion by: Edward Whittaker      Seconded by: Steve Gerberry

Vote: Steven Gerberry - Yes

Richard Harkins - Vote

Edward Whittaker - Yes

Motion Carried

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23-101 Motion to **approve the drawing warrants upon our treasury and paying township bills.**

Motion by: Edward Whittaker      Seconded by: Steve Gerberry  
 Vote: Steven Gerberry - Yes      Richard Harkins - Vote      Edward Whittaker - Yes  
 Motion Carried

23-102 Motion to **approve the Then and Now's pursuant to the list provided by the Fiscal Officer.**

Motion by: Edward Whittaker      Seconded by: Steve Gerberry  
 Vote: Steven Gerberry - Yes      Richard Harkins - Vote      Edward Whittaker - Yes  
 Motion Carried

23-103 Motion to **transfer \$1,524.64 from the General Fund to the Public Works Commission Projects Fund** effective July 19, 2023.

Motion by: Edward Whittaker      Seconded by: Steve Gerberry  
 Vote: Steven Gerberry - Yes      Richard Harkins - Vote      Edward Whittaker - Yes  
 Motion Carried

23-104 Motion to **adopt a resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor.**

RESOLVED, by the Board of Trustees of Weathersfield Township, Trumbull County, Ohio, in accordance with §5705.281 of the Ohio Revised Code, previously provided the Alternative Tax Budget Information for the next succeeding fiscal year commencing January 1, 2024: and

WHEREAS, the Budget Commission of Trumbull County, Ohio, has certified its action thereon to this Board together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Board, and what part thereof is without, and what part is within the ten mill limitation;

THEREFORE, BE IT RESOLVED, by the Board of Trustees of Weathersfield Township, Trumbull County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and

BE IT FURTHER RESOLVED, that there be and is hereby levied on the tax duplicate of said Township the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

**SCHEDULE A  
 SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION AND COUNTY AUDITOR'S ESTIMATED TAX RATES**

FUND	Amount Approved by Budget Commission Inside 10 M. Limitation	Amount to Be Derived From Levies Outside 10M. Limitation	County Estimate Rate to be		Auditor's of Tax Levied
			Inside 10 M. Limit	Outside 10M. Limit	
	Column I	Column II	Column III	Column IV	
General Fund (includes County Health)	342,976 25,096		2.05 0.15		
Road and Bridge Fund					
Cemetary Fund					
Fire, Police & EMS		655,293			3.95
Police District Fund		1,049,473			7.40
Fire District Fund		384,815			2.50
<b>Total</b>	<b>368,072</b>	<b>2,089,581</b>	<b>2.20</b>		<b>13.85</b>

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**SCHEDULE B  
LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES**

FUND	Maximum Rate Authorized to be levied	County Auditor's Est. of Yeild of Levy (Carry to Schedule A,Column II)
<b>General Fund:</b>		
Current Expense Levy authorized by voters on not to exceed 5 years		
<b>Special Levy Funds:</b>		
Levy authorized by voters on Police Levy- Continuous	05/06/14	1.80
Levy authorized by voters on Police Levy- Continuous	06/08/82	1.90
Levy authorized by voters on Police & EMS Levy- Continuous	11/04/08	3.70
Levy authorized by voters on Fire, Police & EMS- Continuous	05/02/23	3.95
Levy authorized by voters on Fire & EMS Levy- Continuous	05/07/13	2.50

AND BE IT FURTHER RESOLVED, that the Fiscal Officer of this Board be and is hereby directed to certify a copy of this Resolution to the County Auditor of Said County.

Motion by: Edward Whittaker    Seconded by: Steve Gerberry  
 Vote: Steven Gerberry - Yes    Richard Harkins - Vote    Edward Whittaker - Yes  
 Motion Carried

23-105 Motion to amend resolution number 23-088 to read: **Motion to approve and authorize a contract with Pollard Land Services, Inc. of 8150 Franklin Road, Girard, Pennsylvania for an amount not to exceed \$96,703.56 for the completion of road resurfacing within the Heaton Chute Sanitary Sewer Project area and for additional road resurfacing in the Heaton Chute area;** and that the American Rescue Plan Act Fund shall be used to pay for the contribution and road resurfacing.

Motion by: Edward Whittaker    Seconded by: Steve Gerberry  
 Vote: Steven Gerberry - Yes    Richard Harkins - Vote    Edward Whittaker - Yes  
 Motion Carried

23-106 Motion to adopt a **RESOLUTION TO REQUIRE OWNER TO DEMOLISH STRUCTURE WHICH IS UNSAFE AND STRUCTURALLY DEFECTIVE PURSUANT TO O.R.C. 505.86.**

WHEREAS, Ohio Revised Code §505.86 authorizes a Board of Trustees to declare structures within the Township to be a nuisance by reason of being insecure, unsafe, structurally defective, or unfit for human habitation, and to provide for the abatement of said nuisance by demolition and removal of said structures after thirty days' notice; and

WHEREAS, the Weathersfield Township Fire Chief has inspected the structure on the property located in Weathersfield Township at **358 McDonald Avenue, McDonald OH 44437**, (hereinafter "the Property") and has declared the structure on the Property to be insecure, unsafe and structurally defective.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Weathersfield Township, Trumbull County, Ohio as follows:

**Section 1:** The Board of Trustees determines that the structure on the Property is uninhabited, insecure, unsafe, dilapidated, dangerous and structurally deficient and must be demolished and removed for public safety, pursuant to O.R.C. §505.86.

**Section 2:** Notice shall be given to the owner(s) of the Property and any lienholders by certified mail or as otherwise provided in R.C. 505.86, of the Township's declaration of nuisance and demand to abate said nuisance by demolition, and the right to request a

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hearing in writing within twenty days after the notice is mailed, pursuant to RC 505.86(B) and(C).

**Section 3:** If the Property Owner or lienholders fail to request a hearing before the Board within twenty days or provide for the demolition and removal of said nuisance structures within thirty days of giving notice, the Board authorizes the Township Administrator to enter into contracts for the demolition of the structures on the Property.

**Section 4.** The total costs incurred by the Township for the demolition and removal of the structure and abatement of the nuisance, including all associated site restoration work, and the costs incurred in providing notice shall be paid from the Township general fund, and the Township Fiscal Officer shall certify the total costs incurred to the county Auditor who shall place the costs upon the tax duplicate to be a lien upon such lands from and after the date of entry. The costs shall be collected as other taxes and returned to the Township general fund. This Resolution shall take effect immediately upon adoption.

Motion by: Edward Whittaker    Seconded by: Steve Gerberry  
 Vote: Steven Gerberry - Yes    Richard Harkins - Vote    Edward Whittaker - Yes  
 Motion Carried

23-107 Motion to **accept the resignation of Linda Ference from the Zoning Commission effective August 1, 2023.** The board of Trustees would like to thank Linda for her many years of dedicated service to our community.

Motion by: Edward Whittaker    Seconded by: Steve Gerberry  
 Vote: Steven Gerberry - Yes    Richard Harkins - Vote    Edward Whittaker - Yes  
 Motion Carried

23-108 Motion to **appoint Brad Lang to the unexpired term as a Member on the Township Zoning Commission,** term commencing August 8, 2023 and term ending December 31, 2025; and to set the Zoning Commission rate of compensation at \$25 per meeting attended for the commission members and for the alternate commission members. The Trustees would like to thank Brad for his interest in continuing to serve on the commission.

Zoning Commission	
Member	Term Ending
Jonathan Noel	December 31, 2023
William Henning	December 31, 2024
Brad Lang	December 31, 2025
Dave Sylak	December 31, 2026
Joe Carl	December 31, 2027
Alternate Member	Term Ending
	December 31, 2026

Motion by: Edward Whittaker    Seconded by: Steve Gerberry  
 Vote: Steven Gerberry - Yes    Richard Harkins - Vote    Edward Whittaker - Yes  
 Motion Carried

23-109 Motion to **appoint John Polanski to the unexpired term as an Alternate Member on the Township Zoning Commission,** term commencing August 8, 2023 and term ending December 31, 2026; and to set the Zoning Commission rate of compensation at \$25 per meeting attended for the commission members and for the alternate commission members. The Trustees would like to thank John for his interest in continuing to serve on the commission.

Zoning Commission	
Member	Term Ending
Jonathan Noel	December 31, 2023
William Henning	December 31, 2024
Brad Lang	December 31, 2025
Dave Sylak	December 31, 2026
Joe Carl	December 31, 2027
Alternate Member	Term Ending
John Polanski	December 31, 2026

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Motion by: Edward Whittaker      Seconded by: Steve Gerberry  
 Vote: Steven Gerberry - Yes      Richard Harkins - Vote      Edward Whittaker - Yes  
 Motion Carried

- 23-110 Motion to ***promote Susan Hunt from probationary Firefighter to Firefighter*** effective today August 7, 2023. The board of Trustees would like to thank Susan for her interest in becoming a Weathersfield Township Firefighter and for her volunteerism and commitment to the residents of our Township.

Motion by: Edward Whittaker      Seconded by: Steve Gerberry  
 Vote: Steven Gerberry - Yes      Richard Harkins - Vote      Edward Whittaker - Yes  
 Motion Carried

- 23-111 Motion to ***accept the resignation of firefighter Nicolas Clementi effective August 1, 2023.*** Nicolas has taken a full-time position with the city of Niles fire department. The board of Trustees would like to thank Nicolas for his dedicated service to our community.

Motion by: Name      Seconded by: Name  
 Vote: Steven Gerberry - Vote      Richard Harkins - Vote      Edward Whittaker - Vote  
 Motion Status

- 23-112 Motion to ***accept the resignation of firefighter Carson Lambert effective August 1, 2023.*** Carson is no longer able to commit the time necessary due to his full-time position as an RN. The board of Trustees would like to thank Carson for his dedicated service to our community.

Motion by: Edward Whittaker      Seconded by: Steve Gerberry  
 Vote: Steven Gerberry - Yes      Richard Harkins - Vote      Edward Whittaker - Yes  
 Motion Carried

- 23-113 Motion to ***accept the resignation of firefighter Brooklyn Youngblood effective August 1, 2023.*** Brooklyn has moved out of the response area. The board of Trustees would like to thank Brooklyn for her dedicated service to our community.

Motion by: Edward Whittaker      Seconded by: Steve Gerberry  
 Vote: Steven Gerberry - Yes      Richard Harkins - Vote      Edward Whittaker - Yes  
 Motion Carried

- 23-114 Motion to ***adopt the following Proclamation of the Weathersfield Township Trustees:***

On this auspicious day, We, the Weathersfield Township Board of Trustees, unite in gratitude to express our heartfelt appreciation to Dr. Aaron Tangeman for his remarkable and commendable financial investment in the construction and remodeling of Mahoning Valley Veterinary Centre, a beacon of excellence in our community.

Dr. Tangeman's unwavering dedication to small animal general medicine, encompassing canine and feline internal medicine, dentistry, and surgery, has significantly enriched the lives of countless beloved pets and their human families. His vision, embodied in the clinic's mission statement, has brought strength, health, comfort, and joy to our cherished pet patients, ensuring the highest quality of life they so rightfully deserve.

Through the guiding principles of respect, compassion, and care, Dr. Tangeman has demonstrated an unparalleled commitment to serving both our pet patients and their families with unwavering devotion. The clinic's focus on service, education, wellness, and prevention programs exemplifies their dedication to fostering good pet health.

We, the Weathersfield Township Board of Trustees, recognize and celebrate Dr. Tangeman's tireless pursuit of excellence, both in the medical care provided and the level of professionalism maintained at Mahoning Valley Veterinary Centre. His commitment to integrity in serving his team and clients alike is a testament to his exceptional character.

Therefore, with unanimous approval, we extend this proclamation to express our deepest gratitude and admiration to Dr. Aaron Tangeman for his outstanding contributions to our community. His investment in the well-being of our cherished pets will forever be remembered as a profound and enduring gift to Weathersfield Township and beyond.

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Motion by: Edward Whittaker    Seconded by: Steve Gerberry  
Vote: Steven Gerberry - Yes    Richard Harkins - Vote    Edward Whittaker - Yes  
Motion Carried

**Public Comments:**

Open Comments

**Next Meetings:**

Next Meetings: Thursday, August 17, 2023, at 3:30 PM; Thursday, September 7, 2023 at 3:30 PM; and Tuesday, September 12, 2023 at 7:00 PM.

**Adjournment:**

23-115 Motion to ***adjourn the meeting.***

Motion by: Edward Whittaker    Seconded by: Steve Gerberry  
Vote: Steven Gerberry - Yes    Richard Harkins - Vote    Edward Whittaker - Yes  
Motion Carried

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Fred Bobovnyk, Fiscal Officer

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Steven J. Gerberry, Trustee

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Richard T. Harkins, Trustee

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Edward K. Whittaker, Trustee