

## RECORD OF PROCEEDINGS

Minutes of the Weathersfield Township Trustees Regular Meeting

Held on Tuesday, January 10, 2023 at 7:00 PM

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**Call to order:** Steve Gerberry

**Pledge:** Completed

**Prayer:** Steve Gerberry

**Roll Call:** Steven Gerberry - Present                      Richard Harkins - Present  
Edward Whittaker - Present                      Fred Bobovnyk - Present

**Correspondence/Announcements:**

- The ***Trustees are pleased to announce that the Warren-Trumbull County Public Library Bookmobile will be returning to our Community Park*** on Monday's beginning on February 6, 2023 and ending on April 10, 2023 from 9:15 AM until 11:45 AM.

**Reports:**

- Financial Report – Presented by Fred Bobovnyk
- Administrator's Report – Presented by David Rouan
- Zoning Report – Presented by David Rouan
- 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:**

23-004 Motion to ***approve the minutes from the Regular Meeting that was held on Tuesday, December 13, 2022 at 7:00 PM.***

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

23-005 Motion to ***approve the drawing warrants upon our treasury and paying township bills.***

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

23-006 Motion to ***approve the Then and Now's pursuant to the list provided by the Fiscal Officer.***

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

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- 23-007 Motion to **adopt the permanent appropriations and permanent revenues for budget year 2023** on a level of control for the General Fund at the line item basis and on a level of control for all remaining funds at the fund basis: to request an Amended Official Certificate of Estimated Resources from the Trumbull County Budget Commission; and to request the Budget Certification stating that our appropriations do not exceed our Amended Official Certificate of Estimated Resources from the Trumbull County Budget Commission, effective January 1, 2023.

<b>Proposed Appropriations For 2023 - General (Fund 1000)</b>		
<b>Account Code</b>	<b>Account Name</b>	<b>Appropriation</b>
1000-110-111-0000	Salaries - Trustees	\$17,500.00
1000-110-121-0000	Salary - Township Fiscal Officer	\$8,500.00
1000-110-122-0000	Salaries - Township Fiscal Officer's Staff	\$43,500.00
1000-110-131-0000	Salary - Administrator	\$35,500.00
1000-110-190-0000	Other - Salaries	\$6,000.00
1000-110-211-0000	Ohio Public Employees Retirement System	\$47,000.00
1000-110-212-0000	Social Security	\$120.00
1000-110-213-0000	Medicare	\$4,000.00
1000-110-221-0000	Medical/Hospitalization	\$90,000.00
1000-110-222-0000	Life Insurance	\$2,250.00
1000-110-223-0000	Dental Insurance	\$3,600.00
1000-110-224-0000	Vision Insurance	\$1,000.00
1000-110-230-0000	Workers' Compensation	\$11,000.00
1000-110-311-0000	Accounting and Legal Fees	\$21,500.00
1000-110-312-0000	Auditing Services	\$0.00
1000-110-313-0000	Uniform Accounting Network Fees	\$3,700.00
1000-110-314-0000	Tax Collection Fees	\$10,500.00
1000-110-330-0000	Travel and Meeting Expense	\$750.00
1000-110-342-0000	Postage	\$1,200.00
1000-110-343-0000	Postage Machine Rental	\$350.00
1000-110-345-0000	Advertising	\$1,750.00
1000-110-360-0000	Contracted Services	\$43,000.00
1000-110-360-0005	Contracted Services {DEMOLITION}	\$0.00
1000-110-360-0058	Contracted Services {Trumbull County Engineer}	\$25,000.00
1000-110-381-0000	Property Insurance Premiums	\$2,750.00
1000-110-382-0000	Liability Insurance Premiums	\$4,250.00
1000-110-410-0000	Office Supplies	\$3,500.00
1000-110-420-0000	Operating Supplies	\$4,000.00
1000-110-591-0000	Contributions to Other Organizations	\$750.00
1000-110-599-0000	Other - Other Expenses	\$4,000.00
1000-120-190-0000	Other - Salaries (Zoning Department)	\$35,000.00
1000-120-323-0000	Repairs and Maintenance	\$2,000.00
1000-120-341-0000	Telephone	\$3,750.00
1000-120-351-0000	Electricity	\$8,000.00
1000-120-352-0000	Water and Sewage	\$1,900.00
1000-120-353-0000	Natural Gas	\$4,000.00
1000-130-212-0000	Social Security	\$100.00
1000-130-500-0000	Other	\$9,000.00
1000-190-380-0067	Insurance and Bonding {Insurance Fire Demo}	\$10,000.00
1000-310-360-0000	Contracted Services	\$7,000.00
1000-420-370-0000	Payment to Another Political Subdivision	\$38,000.00
1000-610-500-0057	Other {Festivals}	\$10,000.00
1000-760-730-0000	Improvement of Sites	\$0.00
1000-910-910-0000	Transfers - Out	\$138,000.00
<b>Total Proposed Expenditures:</b>		<b>\$663,720.00</b>

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2023 Amended Official Certificate of Estimated Resources						
Fund	1/1/2023 Cash Balance	1/1/2023 Encumbered	Unencumbered Cash Balance	Anticipated Tax Revenue	Anticipated Other Sources	Total Available Resources
General	\$323,592.61	\$6,238.75	\$317,353.86	\$368,071.53	\$257,118.12	\$942,543.51
<b>Total General Fund:</b>	<b>\$323,592.61</b>	<b>\$6,238.75</b>	<b>\$317,353.86</b>	<b>\$368,071.53</b>	<b>\$257,118.12</b>	<b>\$942,543.51</b>
MVL	\$3,854.24	\$1,066.65	\$2,787.59	\$0.00	\$67,075.00	\$69,862.59
Gas Tax	\$81,652.15	\$14.06	\$81,638.09	\$0.00	\$140,500.00	\$222,138.09
Road & Bridge	\$5,532.75	\$1,106.67	\$4,426.08	\$0.00	\$138,000.00	\$142,426.08
Cemetery	\$46,153.17	\$289.12	\$45,864.05	\$0.00	\$85,500.00	\$131,364.05
Police	\$434,996.36	\$23,186.15	\$411,810.21	\$1,049,473.67	\$609,178.00	\$2,070,461.88
Fire	\$260,026.28	\$21,045.46	\$238,980.82	\$384,815.06	\$10,650.00	\$634,445.88
Drug Law Enforcement	\$28,411.60	\$0.00	\$28,411.60	\$0.00	\$16,000.00	\$44,411.60
Enfrc. & Education	\$3,701.02	\$0.00	\$3,701.02	\$0.00	\$500.00	\$4,201.02
Coronavirus Relief Fund	\$41.63	\$0.00	\$41.63	\$0.00	\$0.00	\$41.63
American Rescue Plan	\$465,006.88	\$0.00	\$465,006.88	\$0.00	\$150.00	\$465,156.88
Lighting Districts	\$11,512.33	\$0.00	\$11,512.33	\$0.00	\$45,610.00	\$57,122.33
OneOhio	\$2,160.23	\$0.00	\$2,160.23	\$0.00	\$2,160.23	\$4,320.46
<b>Total Speical Revenue:</b>	<b>\$1,343,048.64</b>	<b>\$46,708.11</b>	<b>\$1,296,340.53</b>	<b>\$1,434,288.72</b>	<b>\$1,115,323.23</b>	<b>\$3,845,952.48</b>
Bond/Note Retirement	\$0.36	\$0.00	\$0.36	\$0.00	\$0.00	\$0.36
<b>Total Bond/Note Retirement:</b>	<b>\$0.36</b>	<b>\$0.00</b>	<b>\$0.36</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.36</b>
Capital Projects	\$500,000.10	\$0.00	\$500,000.10	\$0.00	\$0.00	\$500,000.10
Public Works	\$0.00	\$0.00	\$0.00	\$0.00	\$74,922.00	\$74,922.00
<b>Total Capital Projects &amp; Public Works:</b>	<b>\$500,000.10</b>	<b>\$0.00</b>	<b>\$500,000.10</b>	<b>\$0.00</b>	<b>\$74,922.00</b>	<b>\$574,922.10</b>
<b>Total:</b>	<b>\$2,166,641.71</b>	<b>\$52,946.86</b>	<b>\$2,113,694.85</b>	<b>\$1,802,360.25</b>	<b>\$1,447,363.35</b>	<b>\$5,363,418.45</b>

Motion by: Edward Whittaker    Seconded by: Rich Harkins

Vote: Steven Gerberry - Yes    Richard Harkins - Yes    Edward Whittaker - Yes

Motion Carried

23-008 Motion to **amend Resolution Number 22-022 and Resolution Number 22-037 to read as follows:**

**Motion to authorize, effective December 20, 2022, the purchase of three (3) new 2023 Ford F-750 6.7L V8 Diesel, Regular Cab and Chassis trucks with Dump Bodies** from Allstate Ford, LLC of Youngstown, Ohio for a total purchase price of \$311,703.00; Township Administrator David Rouan is hereby authorized to execute, on behalf of the board of Trustees, all necessary documentation and agreements to effectuate the purchase; and the American Rescue Plan Act Fund shall be used to pay for the purchase. This purchase is being made in accordance with ORC §9.48.

Motion by: Rich Harkins    Seconded by: Edward Whittaker

Vote: Steven Gerberry - Yes    Richard Harkins - Yes    Edward Whittaker - Yes

Motion Carried

23-009 Motion to **accept a \$400 donation from the owner of Wholesale Fireworks, Inc., Mr. Richard Naples.** The donation is to be split equally between our police department and our fire department. Mr. Naples is a long-time resident of Weathersfield Township and has always supported the Township.

Motion by: Edward Whittaker    Seconded by: Rich Harkins

Vote: Steven Gerberry - Yes    Richard Harkins - Yes    Edward Whittaker - Yes

Motion Carried

23-010 Motion to **accept a \$50 donation from Todd Murdock,** her donation is for our police department. Todd is a long-time resident of Weathersfield Township and has always supported the Township.

Motion by: Rich Harkins    Seconded by: Edward Whittaker

Vote: Steven Gerberry - Yes    Richard Harkins - Yes    Edward Whittaker - Yes

Motion Carried

23-011 **The board of Trustees of Weathersfield Township, Trumbull County, Ohio, hereby determines to proceed with a levy in excess of the ten-mill limitation, in the amount of 3.95 mills, to be submitted to the electors at the special election to be held on May 2, 2023** and directs the Township Fiscal Officer to certify the resolution to the Trumbull County Board of Elections, all in accordance with the Resolution below.

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### RESOLUTION TO PROCEED TO LEVY AN ADDITIONAL TAX IN EXCESS OF THE TEN MILL LIMITATION FOR SAFETY FORCES PURPOSES

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 Weathersfield Township, which is located exclusively in Trumbull County, Ohio; and

WHEREAS, it is necessary to levy a tax in excess of the ten-mill limitation for the purpose of providing for the safety forces, the Police and Fire Departments in the Township; and

WHEREAS, on the 13<sup>th</sup> day of December 2022, the Board of Trustees passed and adopted Resolution 22-176 declaring the necessity, for the purposes set forth in RC §5705.19(JJ), of levying a tax upon the electors of Weathersfield Township in its entirety, in excess of the ten-mill limitation, under Ohio Revised Code §§5705.03 and 5705.191, to support the Police and Fire Departments, at the rate of 3.95 mills for each one dollar of valuation, for a continuing period, starting in tax year 2023, commencing in 2024; and

WHEREAS, on December 20, 2022, the Trumbull County Auditor certified to the Board of Trustees that:

- (1) The dollar amount of revenue to be generated by the tax levy at the stated millage, assuming tax valuation of the subdivision remains constant throughout the life of the levy, is calculated to be \$655,293.00;
- (2) The total tax value of the township is \$165,896,990.00; and
- (3) The millage is 3.95 mills for each \$1 of taxable value, which amounts to \$138.25 for each \$100,000 of the county auditor's appraised value.

NOW THEREFORE BE IT RESOLVED by the Board of Trustees of Weathersfield Township, Trumbull County, Ohio, all members elected thereto concurring, that the Board desires to proceed with the submission of the question of an additional levy in excess of the ten-mill limitation as follows:

- (a) The proposed rate of the tax shall be 3.95 mills for each one dollar of taxable value.
- (b) The purpose of the tax shall be to provide for the Township Police and Fire Departments as follows:

For providing and maintaining fire apparatus, mechanical resuscitators, underwater rescue and recovery equipment, or other fire equipment and appliances, buildings and sites therefor, or sources of water supply and materials therefor, for the establishment and maintenance of lines of fire-alarm communications, for the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.34 of the Revised Code, for the purchase of ambulance equipment, for the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company, or for the payment of other related costs; and

For providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of a police department, for the payment of salaries of permanent or part-time police, communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.33 of the Revised Code, for the payment of the costs incurred by townships as a result of contracts made with other political subdivisions in order to obtain police protection, for the provision of ambulance or emergency medical services operated by a police department, or for the payment of other related costs.

- (c) The tax is an additional levy.
- (d) The sections of the Revised Code authorizing submission of the question of the tax are: R.C. §505.50, R.C. §505.37, R.C. §5705.19(JJ) and R.C. §5705.191.
- (e) The tax is for a continuous period of time.
- (f) The tax is to be levied upon the entire territory of Weathersfield Township.

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- (g) The date of the election at which the question of the tax shall appear on the ballot is the special election to be held May 2, 2023.
- (h) The ballot measure shall be submitted to the entire territory of Weathersfield Township.
- (i) The tax year in which the tax will first be levied is 2023 and the calendar year in which the tax will first be collected is 2024.
- (j) Weathersfield Township is wholly located in Trumbull County, Ohio.

BE IT FURTHER RESOLVED that the Fiscal Officer of this Board of Trustees of Weathersfield Township be and is hereby directed to certify a copy of this Resolution to the Trumbull County Board of Elections, 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.

BE IT FURTHER RESOLVED that the form of ballot to be used for submitting the question of such additional tax levy to the electors of Weathersfield Township, Trumbull County, Ohio, and cast at the election, shall be in conformity with all provisions of law and/or as follows:

"An additional tax for the benefit of Weathersfield Township, Trumbull County Ohio, for the purpose of providing for the Township Police and Fire Departments, by providing and maintaining fire apparatus, mechanical resuscitators, underwater rescue and recovery equipment, or other fire equipment and appliances, buildings and sites therefor, or sources of water supply and materials therefor, for the establishment and maintenance of lines of fire-alarm communications, for the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.34 of the Revised Code, for the purchase of ambulance equipment, for the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company, or for the payment of other related costs; and for providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of a police department, for the payment of salaries of permanent or part-time police, communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.33 of the Revised Code, for the payment of the costs incurred by townships as a result of contracts made with other political subdivisions in order to obtain police protection, for the provision of ambulance or emergency medical services operated by a police department, or for the payment of other related costs, that the county auditor estimates will collect \$655,293 annually, at a rate not exceeding 3.95 mills for each \$1 of taxable value, which amounts to \$138.25 for each \$100,000 of the county auditor's appraised value, for a continuous period of time, commencing in January 2023 and first due in calendar year 2024.

	FOR THE TAX LEVY
	AGAINST THE TAX LEVY

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

23-012 Motion **to join with Austintown, Boardman, Campbell, Girard, Liberty, Niles, and Youngstown in pursuing funding from the state of Ohio's Appalachian Community Grant Program to improve the visual quality and economic health of US422 in**

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***Weathersfield Township and of the main street commercial districts in the other participating communities.***

Whereas, the state of Ohio has made available \$500,000,000 to assist communities in Ohio within Counties that are part of Appalachian Regional Commission that include Trumbull and Mahoning;

Whereas prime consideration for awarding these funds will be given to communities that apply for funding that have an impact on areas covering two or more counties and the governments applying coordinate their efforts and jointly apply for these funds;

Whereas there are seven communities within Mahoning and Trumbull Counties that have commercial corridors running through them. These communities include Austintown, Boardman, Campbell, Girard, Liberty, Niles, and Youngstown;

Whereas these commercial corridors are on US 422, SR193, SR7 and others and are the main streets of the participating communities and the principal arterial commuting routes in the region;

Whereas portions of these corridor show signs of age and neglect and these signs cause these communities to be negatively impacted;

Whereas, these funds would be eligible to be used to make improvement to these corridors, including, through providing assistance to businesses and land owners to improve their frontage and building facades through carefully planned signage, lighting, landscaping, and façade improvements and similar investments.

Now therefore, be it resolved that Weathersfield Township desires to join with the aforementioned cities and townships in Mahoning and Trumbull County in pursuing funding from the state of Ohio’s Appalachian Community Grant Program to improve the visual quality and economic health of US422 in Weathersfield Township and of the main street commercial districts in the other participating communities.

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

23-013 Motion to ***promote Chris Hitchings from Fire Lieutenant to Fire Captain for Station #40 effective January 1, 2023.*** The board of Trustees would like to thank Captain Hitchings for his continued service and for his commitment to the residents of our Township.

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

23-014 Motion to ***appoint Richard Rostan to a five (5) year term on the board of Zoning Appeals as an Alternate Member***, term commencing January 1, 2023 and term ending December 31, 2027; and to set the board of board of Zoning Appeals rate of compensation at \$25 per meeting attended for the board members and for the alternate board members. The Trustees would like to thank Richard for his interest in serving on the board.

Board of Zoning Appeals	
Member	Term Ending
Cathy Zapka	December 31, 2023
Charles Colburn	December 31, 2024
Richard Cross	December 31, 2025
Patrick Glunt	December 31, 2026
Donald Johnson	December 31, 2027
Alternate Member	Term Ending
Richard Rostan	December 31, 2027

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

**Public Comments:**

Open Comments

**Next Meetings:**

Next Meetings: Thursday, January 19, 2023, at 3:30 PM; Thursday, February 9, 2023 at 3:30 PM; and Tuesday, February 14, 2023 at 7:00 PM.

**Adjournment:**

23-015 Motion to *adjourn the meeting*.

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

\_\_\_\_\_  
Fred Bobovnyk, Fiscal Officer

\_\_\_\_\_  
Steven J. Gerberry, Trustee

\_\_\_\_\_  
Richard T. Harkins, Trustee

\_\_\_\_\_  
Edward K. Whittaker, Trustee