

## RECORD OF PROCEEDINGS

Minutes of the Weathersfield Township Trustees Regular Meeting

Held on Tuesday, November 8, 2022 at 7:00 PM

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**Call to order:** Steve Gerberry

**Pledge:** Completed

**Prayer:** Steve Gerberry

**Moment of Silence:** For Ronald E. Weimer "Ron". Ron was a former firefighter with 27 years of service to our community. Ron passed away on Monday, October 24, 2022. Please keep Ron and his family in your thoughts and prayers.

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

**Correspondence/Announcements:**

- The **Trustees would like to mention that their 2022 Residential Tree Limb Chipping Program was a big success.**
- The **Trustees would like to mention that the 2022 Spirit Day Parade was well attended and was another successful parade.**
- The **Trustees would like to mention that their 2022 Trick or Treat event went very well and there were no issues during the event.**
- The **Trustees would like to mention that the Trumbull County Board of Commissioners will be opening the sealed bids for the construction of the Heaton Chute Sanitary Sewer project this Thursday.** The bids will then be evaluated, and the contract will be awarded soon. We are hopeful that the project will begin this coming January.
- The **Trustees would like to remind our residents that the annual Christmas Tree Lighting event has been scheduled for Saturday, December 3, 2022 beginning at 5:00 PM at our community park and gazebo.**
- The **Trustees would like to provide an update on the Dunlap-Moss House located at 1499 Burnett Street in Mineral Ridge. The home was approved by the Ohio Historic Site Preservation Advisory Board for inclusion on the National Register of Historic Places,** the request will now be sent to Washington, D.C. for federal evaluation as to whether the home will be included on the National Register for Historic Homes.

**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 Steven Gerberry

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:**

22-160 Motion to **approve the minutes from the Regular Meeting that was held on Tuesday, October 11, 2022 at 7:00 PM.**

Motion by: Rich Harkins                      Seconded by: Edward Whittaker

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

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Motion Carried

- 22-161 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

- 22-162 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

- 22-163 Motion to **transfer \$25,000.00 from the General Fund to the Road and Bridge Fund effective October 26, 2022.**

Motion by: Edward Whittaker    Seconded by: Rich Harkins

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

Motion Carried

- 22-164 Motion to **approve the attendance and the expenses for the Trustees and Fiscal Officer for the 2023 Ohio Township Association – Winter Conference in Columbus on January 25, 26, and 27, 2023.**

Motion by: Rich Harkins    Seconded by: Edward Whittaker

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

Motion Carried

- 22-165 Motion to **authorize Township Administrator David Rouan, on behalf of the board of Trustees, to enter into an agreement with Sundance Systems, Inc. of Valley View, Ohio for a term of one year, term ending November 8, 2023, for an amount not to exceed \$15,000.00 annually, pending the final review and approval of the agreement by the law director.** The purpose of this is agreement is for providing hosted Mobile Data Terminal's (MDT's) and Reports Management System (RMS) for our Police Department.

Motion by: Edward Whittaker    Seconded by: Rich Harkins

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

Motion Carried

- 22-166 Motion to **authorize the Township law director to file an amicus curiae brief on behalf of the Township, effective November 1, 2022, in the appeal of AWMS Water Solutions, LLC v. Ohio Department of Natural Resources, Division of Oil and Gas Resources Management, Case No. 22-CV-005503, Franklin County Court of Common Pleas,** to highlight for the Court the importance of protecting the residents of Weathersfield Township from the dangers of earthquakes induced by the AWMS#2 injection well.

Motion by: Rich Harkins    Seconded by: Edward Whittaker

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

Motion Carried

- 22-167 Motion to **a resolution authorizing the removal of a crosswalk traffic control device.**

WHEREAS, pursuant to Ohio Revised Code Section 4511.11(A), the Weathersfield Township board of Trustees has jurisdiction to place and maintain traffic control devices in accordance with the Ohio Department of Transportation Manual for a Uniform System of Traffic Control Devices upon highways under their jurisdiction; and

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WHEREAS, there is a traffic control device (a sign indicating a "Crosswalk") on Niles Carver Road, a Township Highway, near Sable Creek Drive; and

WHEREAS, the traffic control device is not mandated by the Ohio Manual of Uniform Traffic Control Devices; and

WHEREAS, the Weathersfield Township board of Trustees believes that in the interest of public safety this traffic control device should be removed as it may encourage crossing in a location that is not an intersection and where there is not a traffic light.

NOW, THEREFORE, BE IT RESOLVED by the Weathersfield Township board of Trustees that the Township Road Department is hereby authorized and directed to remove the traffic control device on Niles Carver Road, a Township Highway, near Sable Creek Drive.

Motion by: Edward Whittaker    Seconded by: Rich Harkins

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

Motion Carried

- 22-168 Motion to ***hire Joel Davis as a part-time truck driver in the road department employee at an hourly rate of \$17.50 per hour effective November 8, 2022.*** Joel has a Commercial Driver's License and experience with snow plowing, he will be used on an as-needed basis during the winter for snow and ice removal.

Motion by: Rich Harkins                      Seconded by: Edward Whittaker

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

Motion Carried

- 22-169 Motion to ***adopt a resolution opposing the proposed annexation of property from Howland and Vienna Townships to the city of Niles.***

WHEREAS, on October 4, 2022, the owners of 31.380 acres in Howland and Vienna Townships filed a petition with the Clerk of the board of County Commissioners of Trumbull County, Ohio for the real estate to be annexed from the respective Townships into the City of Niles under R.C. 709.02;

WHEREAS, on October 26, 2022, the Board of County Commissioners of Trumbull County, Ohio set a hearing date of December 7, 2022 to consider the Petition;

*WHEREAS*, the board of Trustees of Weathersfield Township does not believe that, if the proposed annexation is granted, on balance, the general good of the territory within the County that is proposed to be annexed will be served, and the benefits to the territory within the County that is proposed to be annexed and the surrounding area will outweigh the detriments to the territory within the County that is proposed to be annexed and the surrounding area; and

WHEREAS, the board of Trustees of Weathersfield Township opposes this and any annexations. The board of Trustees of Weathersfield Township believes that communities should work together to reach mutually beneficial terms to avoid the appearance of conflict which, ultimately, is a detraction for investment in our area and the board of Trustees of Weathersfield Township believes that we should present ourselves in a positive light to attract investment and development within Trumbull County, Ohio.

NOW, THEREFORE, BE IT RESOLVED by the board of Trustees of Weathersfield Township, Trumbull County, Ohio, that the Fiscal Officer shall certify this resolution and transmit the same to the Clerk of the Board of County Commissioners of Trumbull County, Ohio.

Motion by: Edward Whittaker    Seconded by: Rich Harkins

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

Motion Carried

**Public Comments:**

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Open Comments

**Next Meetings:**

Next Meetings: Thursday, November 17, 2022, at 3:30 PM; Thursday, December 8, 2022 at 3:30 PM; and Tuesday, December 13, 2022 at 7:00 PM.

**Adjournment:**

22-170 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

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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