

RECORD OF PROCEEDINGS

Minutes of the Weathersfield Township Trustees Regular Meeting

Held on Tuesday, October 13, 2020 at 7:00 PM

Call to order: Steve Gerberry

Pledge: Completed

Prayer: Steve Gerberry

Roll Call: Marvin J. McBride - Present Steven J. Gerberry - Present
 Rich Harkins - Present Fred R. Bobovnyk - Present

Correspondence/Announcements:

- **717 Credit Union has set the ribbon cutting for their new Personal Teller Machine for Thursday, October 22, 2020** at the community park. The event will be a virtual ribbon cutting.
- The **Trustees would like to remind our residents that they are keeping a list of residents that are interested in switching their electric service to Ohio Edison/First Energy.** Please contact the Township if you would like to be added to this list.
- TNP completed clean-ups of two areas of the Township, Deforest Road and Old Salt Springs Road.

Reports:

- Financial Report – Presented by Fred Bobovnyk
- Administrator’s Report – Presented by David Rouan
- Zoning Report – Presented by Melissa Murphy
- Police Report – Presented by 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
- Regional Chamber’s Report – Presented by Steve 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:

20-098 Motion to **approve the consent agenda**, which includes the following:

- **Minutes from the Regular Meeting on Tuesday, September 8, 2020 at 7:00 PM;**
- **Drawing warrants upon our treasury and paying township bills;** and
- **The Then and Now’s pursuant to the list provided by the Fiscal Officer.**

Motion by: Marvin McBride Seconded by: Rich Harkins
 Vote: Steve Gerberry - Yes Rich Harkins - Yes Marvin McBride - Yes
 Motion Carried

20-099 Motion to **set the 2020 Trick or Treat event for Saturday, October 31st, 2020 from 5:00 PM to 7:00 PM.** The board of Trustees has determined this to be the best date and time for this event.

Motion by: Rich Harkins Seconded by: Marvin McBride
 Vote: Steve Gerberry - Yes Rich Harkins - Yes Marvin McBride - Yes
 Motion Carried

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- 20-100 Motion to ***promote Trevor Willoughby from probationary Firefighter to Firefighter*** effective October 13, 2020. The board of Trustees would like to thank Trevor for his interest in becoming a Weathersfield Township Firefighter and for his volunteerism and commitment to the residents of our Township.
- Motion by: Marvin McBride Seconded by: Rich Harkins
 Vote: Steve Gerberry - Yes Rich Harkins - Yes Marvin McBride - Yes
 Motion Carried
- 20-101 Motion to ***authorize the purchase of a fire rescue vehicle for the fire department at a purchase price not exceed \$400,000.00;*** and 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, including any financing documentation. This purchase is being made in accordance with ORC §125.04.
- Motion by: Rich Harkins Seconded by: Marvin McBride
 Vote: Steve Gerberry - Yes Rich Harkins - Yes Marvin McBride - Yes
 Motion Carried
- 20-102 Motion to ***approve a three-year collective bargaining agreement with the Ohio Patrolmen's Benevolent Association*** pursuant to the terms and conditions as they are set forth in the pact. The new agreement begins January 1st, 2021 and continues through December 31st, 2023. The pact calls for a 1% wage increase each of the three-years of the contract.
- Motion by: Marvin McBride Seconded by: Rich Harkins
 Vote: Steve Gerberry - Yes Rich Harkins - Yes Marvin McBride - Yes
 Motion Carried
- 20-103 Motion to ***authorize Police Chief Michael J. Naples, Jr. to enter into an agreement with Hudson Radio of Ashtabula, Ohio*** for an amount of \$85,030.00, which is below the State purchase price; for the purchase and installation of the necessary MARC's radio repeater equipment for each of the police cruisers and six (6) fire vehicles. This purchase is being made in accordance with ORC §125.04.
- Motion by: Rich Harkins Seconded by: Marvin McBride
 Vote: Steve Gerberry - Yes Rich Harkins - Yes Marvin McBride - Yes
 Motion Carried
- 20-104 Motion to ***provide for the installation of artificial lights, pursuant to and in accordance with ORC §515.01 and ORC §9.30, on the portion of Youngstown-Warren Road within the Township*** as the Trustees have determined that the public safety and welfare requires that the road be lighted.
- Motion by: Marvin McBride Seconded by: Rich Harkins
 Vote: Steve Gerberry - Yes Rich Harkins - Yes Marvin McBride - Yes
 Motion Carried

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20-105 Motion to **request an Amended Official Certificate of Estimated Resources; 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 October 13, 2020. The purpose of this budget amendment is to account for the \$288,682.35 received from the CARES Act.

2020 Amended Official Certificate of Estimated Resources						
Fund	1/1/2020 Cash Balance	1/1/2020 Encumbered	Unencumbered Cash Balance	Anticipated Tax Revenue	Anticipated Other Sources	Available Resources
General	\$218,521.55	\$12,969.67	\$205,551.88	\$315,633.52	\$640,259.55	\$1,161,444.95
Total General Fund:	\$218,521.55	\$12,969.67	\$205,551.88	\$315,633.52	\$640,259.55	\$1,161,444.95
MVL	\$22,596.77	\$0.00	\$22,596.77	\$0.00	\$66,350.00	\$88,946.77
Gas Tax	\$56,239.08	\$5,909.29	\$50,329.79	\$0.00	\$179,350.00	\$229,679.79
Road & Bridge	\$184.17	\$48.31	\$135.86	\$2,250.00	\$79,000.00	\$81,385.86
Cemetery	\$5,892.76	\$594.94	\$5,297.82	\$0.00	\$87,000.00	\$92,297.82
Police	\$884,881.42	\$42,035.47	\$842,845.95	\$1,023,663.77	\$1,472,653.35	\$3,339,163.07
Fire	\$416,843.76	\$20,015.66	\$396,828.10	\$375,680.79	\$296,917.19	\$1,069,426.08
Zoning	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Drug Law Enforcement	\$35,753.54	\$194.24	\$35,559.30	\$0.00	\$15,000.00	\$50,559.30
Enfrc. & Education	\$2,632.02	\$0.00	\$2,632.02	\$0.00	\$535.00	\$3,167.02
Lighting Districts	\$25,646.13	\$0.00	\$25,646.13	\$0.00	\$52,301.54	\$77,947.67
Total Speical Revenue:	\$1,450,669.65	\$68,797.91	\$1,381,871.74	\$1,401,594.56	\$2,249,107.08	\$5,032,573.38
Bond/Note Retirement	\$0.36	\$0.00	\$0.36	\$0.00	\$0.00	\$0.36
Total Bond/Note Retirement:	\$0.36	\$0.00	\$0.36	\$0.00	\$0.00	\$0.36
Capital Projects	\$3,117.52	\$0.00	\$3,117.52	\$0.00	\$50,000.00	\$53,117.52
Public Works	\$0.00	\$0.00	\$0.00	\$0.00	\$284,000.00	\$284,000.00
Total Projects:	\$3,117.52	\$0.00	\$3,117.52	\$0.00	\$334,000.00	\$337,117.52
The CARES Act	\$0.00	\$0.00	\$0.00	\$0.00	\$453,159.04	\$453,159.04
Total CARES Act:	\$0.00	\$0.00	\$0.00	\$0.00	\$453,159.04	\$453,159.04
Total:	\$1,672,309.08	\$81,767.58	\$1,590,541.50	\$1,717,228.08	\$3,342,525.67	\$6,984,295.25

Motion by: Rich Harkins Seconded by: Marvin McBride
 Vote: Steve Gerberry - Yes Rich Harkins - Yes Marvin McBride - Yes
 Motion Carried

20-106 Motion to **authorize Township Administrator David Rouan to take the necessary steps pursuant to law to dispose of a miscellaneous fire equipment** which is not needed for public use, is obsolete, or is unfit for the use acquired; and in the opinion of the Board, the miscellaneous equipment has fair market value of less than two thousand five hundred dollars.

Motion by: Marvin McBride Seconded by: Rich Harkins
 Vote: Steve Gerberry - Yes Rich Harkins - Yes Marvin McBride - Yes
 Motion Carried

20-107 Motion to **authorize all actions necessary to withdraw from the Trumbull County Electric Aggregation Program;**

Whereas, the Ohio Legislature has enacted electric deregulation legislation which authorizes the legislative authorities of municipal corporations, townships and counties to aggregate the retail electrical loads located with the respective jurisdictions and to enter into service agreements to facilitate for these loads the purchase and sale of electricity (“Governmental Aggregation”); and

Whereas, such legislative authorities may exercise such authority jointly with any other legislative authorities; and

Whereas, the Board of Trumbull County Commissioners (“Trumbull County Program”), in accordance with Section 4928.20, Ohio Revised Code, was certified as an electric governmental aggregator as of June 23, 2009; and

Whereas, the Trumbull County Program initiated their first electric aggregation program in October 2009, such program remaining in effect to the present, and including Weathersfield Township residents located in the unincorporated areas of the Township; and

RECORD OF PROCEEDINGS

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Whereas, Weathersfield Township was certified as an electric governmental aggregator as of April 4, 2016.

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

Section 1: The Board finds and determines that it is in the best interest of Weathersfield Township, its residents, businesses and other electric consumers located within the corporate limits of the Township to make an electric governmental aggregation program available to every resident in the Township.

Section 2: The Board determines to notify the Trumbull County Program, its consultant, Buckeye Energy Brokers, Inc. and its current supplier, Energy Harbor, to release current Weathersfield Township program participants in the Trumbull County program to be effective with the end of the current opt-out term, said term ending March 2021. Such notification shall be in writing and shall be delivered by certified mail, return receipt requested or by overnight carrier.

Section 3: It is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were adopted in an open meeting of this Board and that the deliberations of this Board and any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements including section 121.22 of the Ohio Revised Code.

Motion by: Rich Harkins Seconded by: Marvin McBride
 Vote: Steve Gerberry - Yes Rich Harkins - Yes Marvin McBride - Yes
 Motion Carried

- 20-108 Motion to ***authorize Township Administrator David Rouan to execute, on behalf of the board of Trustees, the First Amendment to the Master Agreement to provide electric generation supply and related services by and between Weathersfield Township and Dynegy Energy Services (East), LLC dba Dynegy Energy Services LLC*** pursuant to the terms and conditions as set forth in the Supply Agreement. The term of the amended agreement shall commence at the first customer meter read date of December, 2020 and continue through the last customer meter date of December, 2022. The rate shall not exceed \$0.05190/kWh.

Motion by: Marvin McBride Seconded by: Rich Harkins
 Vote: Steve Gerberry - Yes Rich Harkins - Yes Marvin McBride - Yes
 Motion Carried

- 20-109 Motion to ***authorize Township Administrator David Rouan to enter into an agreement, on behalf of the board of Trustees, with Russell and Phylliss Willrich*** for the purpose of the removal of certain trees within the right-of-way of Pittsburgh Avenue pursuant to the terms and conditions as they are set forth in the agreement.

Motion by: Marvin McBride Seconded by: Rich Harkins
 Vote: Steve Gerberry - Yes Rich Harkins - Yes Marvin McBride - Yes
 Motion Carried

Public Comments:

Open Comments

Next Meetings: Every Thursday at 7:00 AM and Tuesday November 10, 2020 at 7:00 PM

Adjournment:

- 20-110 Motion to ***adjourn the meeting.***

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Vote: Steve Gerberry - Yes Rich Harkins - Yes Marvin McBride - Yes
Motion Carried

Fred Bobovnyk, Fiscal Officer

Steven J. Gerberry, Trustee

Richard T. Harkins, Trustee

Marvin J. McBride, Trustee