

The Board of Liberty Township Trustees met in Regular Session at the township administration office on Monday, May 9, 2022 at 6:30 p.m. with the following members in attendance, Mr. Arnie Clebone, Mr. Gregory Cizmar and Mr. Devon Stanley, presiding.

Fiscal Officer's was absent due to illness.

Administrator's Report –Mrs. Martha Weirick expressed her thanks to Trustee Greg Cizmar, Zoning Inspector Jim Rodway, Liberty Football Team, Kim Quinlan, Giant Eagle, and Trumbull Geauga Solid Waste to make the 27th annual Community Litter Cleanup a complete. A special thank you to for their efforts.

Trustee Devon Stanley and I met with On Demand Occupational Health last week regarding a variety of services offered, including employee drug testing, workplace seminars, training, and counseling (see resolution 22-85).

Mrs. Weirick pointed out the change for weekly morning meetings from Wednesdays to Fridays resolution (22-83) because of a scheduling conflict.

Fire Department – Chief Doug Theobald reporting LFD offered mutual aid to the City of Girard for several fires last week, including the 8 plus hour scrap fire and a structure fire.

Police Department – Chief Toby Meloro announced the upcoming Coffee with a Cop May 26th from 9 a.m. – noon at the Landmark Restaurant.

Road Department – Mr. Wayne Hickman is continuing with flood control, pipe system repairs, patching potholes and equipment repairs.

Zoning Department – Mr. Jim Rodway was absent.

Motion to approve the minutes of the April 20, 2022 Regular and the April 27, 2022 Special meetings.

Motion: Mr. Cizmar. Second: Mr. Stanley.

Roll Call: Mr. Cizmar, Yes. Mr. Stanley, Yes. Mr. Clebone, Yes. Motion carried.

Motion to approve warrant/eft expenditures for the month of April 2022 in the amount of \$544,988.42 warrants #23820 through #23929 inclusive.

Motion: Mr. Stanley. Second: Mr. Clebone.

Roll Call: Mr. Stanley, Yes. Mr. Clebone, Yes. Mr. Cizmar, Yes. Motion carried.

Motion to approve the Purchase Order Listing (no Then and Now Certificates) for the month of April 2022.

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

Roll Call: Mr. Clebone, Yes. Mr. Cizmar, Yes. Mr. Stanley, Yes. Motion carried.

Motion to remove from the table and approve Resolution 22-79, which was tabled on April 20, 2022, to authorize an increase in the micro-purchase threshold to fifty thousand dollars and adopt a uniform guidance procurement policy applicable to purchases using American Rescue Plan (ARP) Funds as set forth below:

Be It Resolved by *the Township Trustees of Liberty Township, Trumbull County, Ohio*

WHEREAS, the Township has received a distribution of monies (the “ARPA Funds”) from the American Rescue Plan Act of 2021 (“ARPA” or the “Act”); and

WHEREAS, Congress passed the Act effective March 11, 2021; and

WHEREAS, Section 603 created the Coronavirus Local Fiscal Recovery Fund which, among other things, appropriated money to cities, nonentitlement units of local government, and counties to mitigate the fiscal effects stemming from the public health emergency with respect to the Coronavirus Disease (Covid-19); and

WHEREAS, expenditure of ARPA funds is subject to the federal Uniform Guidance requirements set forth in 2 C.F.R. 200; and

WHEREAS, the Township is a non-Federal entity under the definition set forth in 2 C.F.R. § 200.1; and

WHEREAS, 2 C.F.R. 200.318 requires all recipients of federal funds to maintain documented procurement standards and policies; and

WHEREAS, pursuant to 2 C.F.R. 200.320(a)(1)(ii), a non-Federal entity may award micro-purchases without soliciting competitive price or rate quotations if the non-Federal entity considers the price to be reasonable based on research, experience, purchase history or other information and documents that the non-Federal entity files accordingly; and

WHEREAS, pursuant to 2 C.F.R. 200.320(a)(1)(iii), a non-Federal entity is responsible for determining and documenting an appropriate micro-purchase threshold based on internal controls, an evaluation of risk, and its documented procurement procedures; and

WHEREAS, pursuant to 2 C.F.R. § 200.320(a)(1)(iv), a non-Federal entity may self-certify on an annual basis a micro-purchase threshold not to exceed \$50,000 and maintain documentation to be made available to a Federal awarding agency and auditors in accordance with 2 C.F.R. § 200.334; and

WHEREAS, pursuant to 2 C.F.R. § 200.320(a)(1)(iv), such self-certification must include (1) a justification for the threshold, (2) a clear identification of the threshold, and (3) supporting documentation, which, for public institutions, may be a “higher threshold consistent with State law”; and

WHEREAS, under Ohio law, Townships are required to conduct competitive bidding purchases and contracts if such purchases and contracts exceed the following thresholds:

- Purchase of materials, machinery, and tools to be used in constructing, maintaining and repairing roads and culverts, where the amount involved exceeds \$50,000. R.C. 5549.21.
- Contracts for the maintenance or repair of roads, where the amount involved exceeds \$45,000. The board must advertise once, not later than two weeks prior to the letting of the contract, in a newspaper of general circulation in the township. The award must be to the lowest responsible bidder. R.C. 5575.01.
- Contracts for the construction and erection of a memorial building or monument when the amount involved exceeds \$50,000. R.C. 511.12(B).
- Contracts for equipment for fire protection, mechanical resuscitation, underwater rescue and recovery, and communication estimated to exceed \$50,000. R.C. 505.37 and 505.376.
- Contracts for street lighting systems where the cost exceeds \$50,000. R.C. 515.01.
- Contracts for street lighting improvements where the cost exceeds \$50,000. The board shall accept the lowest and best bid, if the successful bidder meets the requirements of section 153.54 of the Revised Code. The board may reject all bids. R.C. 515.07.
- Contracts for building modifications for energy savings pursuant to R.C. 505.264, where the estimated cost exceeds \$50,000 (with certain exceptions). Award must be to the lowest and best bidder in accordance with the provisions of R.C. 307.86 to 307.92.
- Contracts for private sewage collection tiles where the cost exceeds \$50,000. R.C. 521.05. The successful bidder must meet the requirements of R.C. 153.54.

WHEREAS, pursuant to 2 C.F.R. 200.320(a)(1)(iv), the Township desires to adopt higher micro-purchase thresholds than those identified in 2 C.F.R. §§200.67, 200.321(a), and 48 C.F.R. § 2.101.

NOW THEREFORE, it is hereby RESOLVED by the Board that:

1. In compliance with the Uniform Guidance, and specifically 2 C.F.R. 200.318, the Township adopts the attached Uniform Guidance Procurement Policy to be used for all expenditures of ARPA funds.
2. In accordance with 2 C.F.R. § 200.320(a)(1)(iv) and the applicable provisions of Ohio law, the Township hereby self-certifies the following micro-purchase thresholds, each of which is a “higher threshold consistent with State law” under 2 C.F.R. §200.320(a)(1)(iv)(C) for the reasons set forth in the recitals to this resolution:
 - \$50,000 for the purchase of materials, machinery and tools to be used in constructing, maintaining and repairing roads and culverts;
 - \$45,000 for contracts for the maintenance or repair of roads;
 - \$50,000 for contracts for the construction and erection of a memorial building or monument;
 - \$50,000 for contracts for equipment for fire protection, mechanical resuscitation, underwater rescue and recovery, and communication;
 - \$50,000 for contracts for street lighting systems;
 - \$50,000 for contracts for street lighting improvements;

- \$50,000 for contracts for building modifications for energy savings, subjects to the exceptions set forth in R.C. 307.86 to 307.92; and
- \$50,000 for contracts for private sewage collection tiles.

3. The self-certification made herein shall be effective as of the date hereof and shall be applicable until December 31, 2022, the end of the current fiscal year of the Township.

4. In the event that the Township receives funding from a federal grantor agency that adopts a threshold more restrictive than those contained herein, the Township shall comply with the more restrictive threshold when expending such funds.

5. The Township shall maintain documentation to be made available to a Federal awarding agency, any pass-through entity, and auditors in accordance with 2 C.F.R. § 200.334.

BE IT FURTHER RESOLVED: that it is hereby found and determined that all formal actions of this Township concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Township Trustees, and that all deliberations of the Township Trustees and any of its committees that resulted in such formal action, were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

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

Roll Call: Mr. Clebone, Yes. Mr. Cizmar, Yes. Mr. Stanley, Yes. Motion carried.

22-81 Motion to enter into an agreement with Groover Roofing & Siding to repair Fire Station #35's chimney (at 4001 Logan Way) for \$7,800

Motion: Mr. Stanley. Second: Mr. Cizmar.

Roll Call: Mr. Stanley, Yes. Mr. Cizmar, Yes. Mr. Clebone, Yes. Motion carried.

22-82 Motion to enter into an agreement with Groover Roofing & Siding to remove and replace existing roofing at Fire Station #35 (4001 Logan Way) for \$29,950.00.

Motion: Mr. Cizmar. Second: Mr. Stanley.

Roll Call: Mr. Cizmar, Yes. Mr. Stanley, Yes. Mr. Clebone, Yes. Motion carried.

22-83 Motion to amend Motion 22-06, which was adopted January 10, 2022, to change the Regular morning Trustee meetings from Wednesdays to Fridays. Beginning on Friday May 20, 2022, the Board will hold regular weekly meetings on **Fridays** at 8:30 a.m. (except those weeks when a Monday evening meeting is held). There are no REGULAR MEETINGS IN AUGUST. All meetings will be held at the Township administration building. Notice of the Regular Meetings or changes will be posted on the web site.

Motion: Mr. Cizmar. Second: Mr. Stanley.

Roll Call: Mr. Cizmar, Yes. Mr. Stanley, Yes. Mr. Clebone, Yes. Motion carried.

22-84 Motion to remove Jessica Greer from the part time firefighter's roster effective 5/6/22.

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

Roll Call: Mr. Cizmar, Yes. Mr. Clebone, Yes. Mr. Stanley, Yes. Motion carried.

22-85 Motion to pass the following resolution for grass abatements:

BE IT RESOLVED, that the Board of Trustees hereby determines that the owner's maintenance of vegetation, garbage, refuse and other debris upon the following properties constitutes a nuisance:

Address:	Parcel No.:
1706 Keefer	12-660305
1474 Keefer	12-361460
451 Colonial	12-418051
2018 Pleasant Valley	12-380150
190 Mansell	12-665750
231 Euclid	12-490530
3148 Hadley	12-218400
340 Colonial	12-451950
49 Euclid	12-334800
3903 Belmont	12-511675
3917 Belmont	12-703744
900 Royal Arms	12-157785
437 Richards	12-115025
3027 Northgate	12-373315
811 Mansell	12-620500

1815 Lucretia 12-582550
122 Warner Rd. 12-136200

BE IT FURTHER RESOLVED, that notice of this Board’s intent to provide for the abatement, control, or removal of said vegetation, garbage, refuse or other debris constituting said nuisance be given to all owners of the land and holders of liens of record upon said land in accordance with **Section 505.87 (B) O.R.C.**; and

BE IT FURTHER RESOLVED, that upon proper notice, and failure of the property owner to abate said nuisance within seven days, the Board of Trustees provide for the abatement, control, or removal of said vegetation, garbage, refuse or other debris constituting said nuisance in accordance with **Section 505.87 (B) O.R.C.**

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

Roll Call: Mr. Cizmar, Yes. Mr. Clebone, Yes. Mr. Stanley, Yes. Motion carried.

22-86 Motion to enter into an arrangement with On Demand Occupational for pre-employment, post-accident, random employee drug testing, workplace seminars, training, and counseling services.

Motion: Mr. Stanley. Second: Mr. Cizmar.

Roll Call: Mr. Stanley, Yes. Mr. Cizmar, Yes. Mr. Clebone, Yes. Motion carried.

A resident spoke on zoning matters.

A resident spoke on the pending statute regarding fireworks.

A developer discussed the possibilities of a TIF or PILOT program.

Motion to adjourn into executive session at 8:00 p.m. to discuss the compensation of a public employee.

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

Roll Call: Mr. Cizmar, Yes. Mr. Clebone, Yes. Mr. Stanley, Yes. Motion carried.

Motion to adjourn from executive session and end the meeting at 8:31 p.m. No decisions were made.

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

Roll Call: Mr. Cizmar, Yes. Mr. Clebone, Yes. Mr. Stanley, Yes. Motion carried.

Next Regular business meeting: Friday May 20, 2022 8:30 A.M.

MATT CONNELLY, FISCAL OFFICER

DEVON STANLEY, CHAIRPERSON