

AGENDA

BOARD OF SMITH TOWNSHIP TRUSTEES DATE: January 11, 2022 at 7:00 P.M.

ORGANIZATIONAL MEETING OF THE BOARD OF TRUSTEES FOR THE 2022 CALENDAR YEAR

Prayer & Pledge of Allegiance, led by Fiscal Officer, Audrey Fox.
Call meeting to order

Roll call:

Mr. Showalter	Present	<u> X </u>	Excused	<u> </u>
Mr. Criss	Present	<u> X </u>	Excused	<u> </u>
Mr. Barnett	Present	<u> X </u>	Excused	<u> </u>

Attorney, Mark Finamore was also present.

- 1. Motion to appoint Fiscal Officer, Audrey Fox, Chairperson Pro Tem. Passed.

Moved by Mr. Showalter Seconded by Mr. Criss

Roll Call Vote:

- ✓ Yes No Mr. Showalter
- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Barnett

FISCAL OFFICER ENTERTAINS MOTION FOR APPOINTMENT OF CHAIRPERSON.

- 2. Motion to appoint Mr. Scott Showalter, Chairperson for 2022 passed.

Moved by Mr. Criss Seconded by Mr. Barnett

Roll Call Vote:

- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Barnett
- Yes No Mr. Showalter

*** Fiscal Officer turns gavel over to Elected Chairperson for further proceedings***

CHAIRPERSON ENTERTAINS MOTION FOR APPOINTMENT OF VICE CHAIRPERSON

- 3. Motion to appoint Mr. Terry Criss Vice Chairperson for 2022. Passed.

Moved by Mr. Barnett Seconded by Mr. Showalter

Roll Call Vote:

- ✓ Yes No Mr. Barnett

SMITH TOWNSHIP ORGANIZATIONAL & FIRST REGULAR MEETING JANUARY 11, 2022 @ 7:00pm

- ✓ Yes No Mr. Showalter
- ✓ Yes No Mr. Criss

4. Motion to appoint Mr. Terry Criss responsible for Public Safety (Fire and Police) for 2022. passed

Moved by Mr. Barnett Seconded by Mr. Showalter

Roll Call Vote:

- ✓ Yes No Mr. Barnett
- ✓ Yes No Mr. Showalter
- ✓ Yes No Mr. Criss

5. Motion to appoint Mr. Larry Barnett responsible for the Road Department for 2022. passed

Moved by Mr Criss Seconded by Mr. Showalter

Roll Call Vote:

- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Showalter
- ✓ Yes No Mr. Barnett

6. Motion that the Board of Smith Township Trustees shall conduct its meetings in full compliance with the Ohio Sunshine Law and accordingly establishes the following rules for the scheduling and notice of all meetings. Passed.

Moved by Mr. Showalter Seconded by Mr. Criss

Roll Call Vote:

- ✓ Yes No Mr. Showalter
- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Barnett

7. REGULAR MEETINGS – The Board of Trustees will convene one (1) Regular meetings of the Board of Trustees per calendar month. The regular meeting shall be held on second Tuesday of every month at 7:00 PM. Notice of the Regular Meetings shall be posted on the Township Bulletin Board and website.

II. SPECIAL MEETINGS – Notice of special meetings of the Board of Trustees shall be given by posting advanced written notice of the same in a conspicuous place outside the Township Hall on a bulletin board or sign provided for that purpose. Additionally, notice of all special meeting shall be given to the Alliance Review at least 24 hours in advance of the meeting, except in an emergency in which case the notices shall be given as soon as practicable. Passed.

Moved by Mr. Showalter Seconded by Mr. Criss

Roll Call Vote:

- ✓ Yes No Mr. Showalter

SMITH TOWNSHIP ORGANIZATIONAL & FIRST REGULAR MEETING JANUARY 11, 2022 @ 7:00pm

- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Barnett

8. Motion to pass a resolution that Trustees and Fiscal Officer of Smith Township shall be entitled to and paid the maximum compensation permitted per the Ohio Revised Code Sections §505.24(C) Compensation of Trustees and Ohio Revised Code Section §505.32 Compensation of Fiscal Officer - Bond, as in previous years. Passed.

Moved by Mr. Showalter Seconded by Mr. Criss

Roll Call Vote:

- ✓ Yes No Mr. Showalter
- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Barnett

9. Motion to take a recess on the Organizational Meeting to not delay citizen comments Passed.

Moved by Mr. Showalter Seconded by Mr. Barnett

Roll Call Vote:

- ✓ Yes No Mr. Showalter
- ✓ Yes No Mr. Barnett
- ✓ Yes No Mr. Criss

10. Motion resume the Organizational Meeting after citizen comments (see regular 1/11/2022 regular meeting minutes for citizen's comments). Passed.

Moved by Mr. Showalter Seconded by Mr. Criss

Roll Call Vote:

- ✓ Yes No Mr. Showalter
- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Barnett

Health Insurance

11. RESOLUTION 2022-0111-01R Smith Township will remain with Morris Financial Group as our insurance broker located in Salem, Ohio. We will keep our health insurance coverage for our employees with Anthem Blue Access SOCA. The employee contribution will remain the same for 2022 which is \$200.00 a month for family and \$100.00 per month for single. Passed.

Moved by: Mr. Barnett Seconded by: Mr. Criss

Roll Call Vote:

- ✓ Yes No Mr. Barnett
- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Showalter

Additional Insurances

8. **RESOLUTION 2022-0111-02R** to provide for, life, dental and vision insurances for Township elected officials and full-time employees in accordance with Ohio Revised Code Sections 505.60 et. Seq., as established prior to January 1, 2022. Copies of said policies on file with Fiscal Officer. Passed.

Moved by Mr. Barnett

Seconded by Mr. Criss

Roll Call Vote:

- ✓ Yes No Mr. Barnett
- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Showalter

Reappoint Police Chief, Road Foreman, Zoning Inspector

9. Motion to appoint and rehire for 2022. Passed.

Police Chief: Paul Ceresna

Road Foreman: Zach Wagner

Zoning Inspector: Peggy Christy

Moved by Mr. Showalter

Seconded by Mr. Criss

Roll Call Vote:

- ✓ Yes No Mr. Showalter
- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Barnett

Compensation Rates for the Zoning Inspector

10. **RESOLUTION 2022-0111-05R** to pay the Zoning Inspector \$1,000 per month. Passed.

Moved by Mr. Criss

Seconded by Mr. Barnett

Roll Call Vote:

- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Barnett
- ✓ Yes No Mr. Showalter

Authorize annual Uniform allowance for the Police Department

11. **RESOLUTION 2022-0111-06R** to set the annual uniform allowance for full and part-time Police Dept. Employees in the amount of \$800.00 for full time and \$250.00 for part time, to be paid directly to employee as nonretirement income subject to withholding tax. Passed.

Moved by Mr. Criss

Seconded by Mr. Barnett

Roll Call Vote:

- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Barnett
- ✓ Yes No Mr. Showalter

Authorize annual Uniform allowance for the Road Department

12. **RESOLUTION 2022-0111-07R** to set the annual uniform allowance for the Road Department full-time employees in the amount of \$500.00, to be paid directly to employee as nonretirement income subject to withholding tax. Passed.

Moved by Mr. Barnett Seconded by Mr. Criss

Roll Call Vote:

- ✓ Yes No Mr. Barnett
- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Showalter

Appointment and Compensation for Zoning Appeals Board Member

13. Motion to Reappoint the current members of the Zoning commission and the Zoning Appeals board and maintain the zoning stipends at the current rates of:

Chairman \$30 per meeting
Secretary \$40 per meeting
Other \$25 per meeting. (Passed)

Moved by Mr. Criss Seconded by Mr. Barnett

Roll Call Vote:

- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Barnett
- ✓ Yes No Mr. Showalter

Appoint Legal Counsel

14. Motion to Appoint Attorney Mark S. Finamore, of Turner, May & Shepherd Law Firm, as Township Law Director and Special Legal Counsel pursuant to ORC Section 309.09(B) in accordance with the contract for legal services executed between the parties to be paid at the rate of \$100.00 an hour. Office. Passed.

Moved by Mr. Showalter Seconded by Mr. Criss

Roll Call Vote:

- ✓ Yes No Mr. Showalter
- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Barnett

Mileage Reimbursement Rate

15. Motion to establish 2022 mileage reimbursement rate for authorized travel expenses of township at IRS designated amount of **\$.585** per mile outside of Smith Township. Passed.

Moved by Mr. Barnett Seconded by Mr. Criss

Roll Call Vote:

- ✓ Yes No Mr. Barnett
- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Showalter

Township Service Contracts

19. Motion to continue all current month to month service contracts with all other political subdivisions and Township Vendors, subject to amendment and termination. Passed.

Moved by Mr. Criss Seconded by Mr. Barnett

Roll Call Vote:

- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Barnett
- ✓ Yes No Mr. Showalter

Fiscal Officer

20. RESOLUTION 2022-0111-08R to authorize Fiscal Officer approval to transfer money within a fund as deemed necessary, and prepare super blanket certificates for an amount of money not in excess of an amount established by 2022 Budget Resolution. Passed.

Moved by Mr. Criss Seconded by Mr. Barnett

Roll Call Vote:

- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Barnett
- ✓ Yes No Mr. Showalter

Mahoning County Auditor Advances

21. RESOLUTION 2022-0111-09R to request from the Mahoning County Auditor the advances for the real estate settlement & personal property taxes for the 1st half, assessment year 2021, collection year 2022. Passed.

Moved by Mr. Criss Seconded by Mr. Barnett

Roll Call Vote:

- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Barnett
- ✓ Yes No Mr. Showalter

22. Motion to adjourn organizational meeting. Passed.

Moved by Mr. Criss Seconded by Mr. Barnett

Roll Call Vote:

- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Barnett
- ✓ Yes No Mr. Showalter

4. Motion to approve and sign the Bank Reconciliation Summary for December, 31 2021. Passed.

Moved by Mr. Barnett

Seconded by Mr. Criss

Roll Call Vote:

- ✓ Yes No Mr. Barnett
- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Showalter

Road Report

Zach Wagner, Road Foreman, present and presented the report for the month of December 2021:

- Hauled grit for snow and ice control
- Filled potholes with HPM cold mix
- Cut Trees and brush off of roads
- Salt roads
- Road drag Martin and Best Road
- Take sign down from Pine Lake Rd. project
- Boom mow roadsides
- Pick up tires and mattresses out of ditch

Material used:

- Diesel: 77.5 gallons used
- Gas: 76 gallons used
- #8 stone: 14 tons
- #57 stone: 10 tons
- #617 stone: 2 tons

Police Report

Chief Paul Ceresna was present. Statistics for the month of December 2021:

- 80 Incident Reports
- 10 Accidents
- 56 Citations
- 140 Traffic Stops
- 246 Business Checks

Also, the Chief reported:

- Hired Andrew Reed as Part-time officer
- Discussion of possible levy in the Fall due to current expenditures exceeding revenue
Budgets from neighboring police departments compared to Smith:
Sebring – \$938,000 yearly
Goshen – \$890,000 yearly
Smith – \$461,000 yearly

Fire Report

Sebring Fire Chief, Mike Springer, reported statistics for 2020 and 2021. (see attached)

Zoning Report

Peggy Christy, Zoning Inspector was presented the December 2021 Zoning Report:

Returned calls to following firms:

- FRG Consultants, Mia Etelapelto: parcel 162080003000 Western Reserve Rd.
- ACT Title Agency, Cathie Gero: 21176 Harrisburg Westville Rd.
- Century 21, Anthony Aslanes: Reviewed zoning regs pertaining to automotive business at 22501 Alden Ave.
- Hammontree & Associates, Ltd., Joe Corall, 160810002000 & 26081000200.
- AGL Appraisals, Tony Limongi, 22525 Smith NW Rd.

In addition:

- Assigned address for parcel 160910002000.
- Zoning Boards need additional members. They are 2 short on each board. Please forward any names for consideration to Peggy and she will get an application to the candidate.
- Participated in zoom meeting of VEP Datamark to learn updates on GIS address assignment requirements.

Trustee and Fiscal Officer Report

Issues Discussed:

- Mark Finamore to provide a well-reasoned legal opinion to support refusal to pay fraudulent unemployment claims for Township Employees based on Opinion #2021-OPIN-0012 from the office of Paul Gains, Mahoning County Prosecuting Attorney, after the Fiscal Officer gives him a copy of the letter from Paul Gaines office.
- Tax Levy for police renewal or additional – discussed options with Mark Finamore.
- Reallocations and increases in budgeted amounts:
5. 2022-0111-01, respectively, transfers within funds to cover various expenses at year end. See attached. Passed.

Moved by Mr. Criss

Seconded by Mr. Barnett

Roll Call Vote:

- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Barnett
- ✓ Yes No Mr. Showalter

Real Estate Tax Advancements

- 6. Motion to request from the Mahoning County Auditor the advances for the real estate settlement & personal property taxes for the 1st half, assessment year 2021, collection year 2022. Passed.

Moved by Mr. Criss

Seconded by Mr. Barnett

Roll Call Vote:

- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Barnett
- ✓ Yes No Mr. Showalter

Approve Reports

7. Motion to accept all reports. Passed.

Moved by Mr. Criss

Seconded by Mr. Barnett

Roll Call Vote:

- ✓ Yes No Mr. Criss
- ✓ Yes No Mr. Barnett
- ✓ Yes No Mr. Showalter

Adjournment

Motion by Chairman, Mr. Showalter to adjourn meeting.

Next Regular Meeting is 7:00 p.m. February 8, 2022.