

MINUTES OF MEETING HELD DECEMBER 12, 2012

At a regular meeting of the Board of Trustees of Boardman Township, Mahoning County, Ohio, held on the above date at 6:00 p.m. at the Boardman Township Government Center, 8299 Market Street, Boardman, Ohio, the following members were present: Mr. Calhoun, Mr. Costello, and Mr. Moliterno. The public and news media were given proper notice regarding this meeting.

Mr. Brad Calhoun, Chairman of the Board, read into the minutes the letter from Commissioner Joseph F. Williams of Suffolk County, New York, commending Fire Chief George Brown for his assistance and expertise in the aftermath of Super-Storm Sandy.

RESOLUTION 12-12-12-01: Motion was made by Mr. Costello to approve the minutes of the special Meeting held December 12, 2012.

Seconded by Mr. Moliterno.

Mr. Costello, Aye; Mr. Moliterno, Aye; Mr. Calhoun, Aye.

RESOLUTION 12-12-12-02: Motion was made by Mr. Costello to approve the minutes of the regular Meeting held December 12, 2012.

Seconded by Mr. Moliterno.

Mr. Costello, Aye; Mr. Moliterno, Aye; Mr. Calhoun, Aye.

RESOLUTION 12-12-12-03: Motion was made by Mr. Costello to approve and pay the following bills and payroll.

Seconded by Mr. Moliterno.

Mr. Costello, Aye; Mr. Moliterno, Aye; Mr. Calhoun, Aye.

RESOLUTION 12-12-12-04: Motion was made by Mr. Costello to approve appropriation transfers and supplements as shown on the resolution of the minutes.

Seconded by Mr. Moliterno.

Mr. Costello, Aye; Mr. Moliterno, Aye; Mr. Calhoun, Aye.

RESOLUTION 12-12-12-05: Motion was made by Mr. Costello to approve the Fiscal Office to amend year end revenues and appropriations for the budgeting process.

Seconded by Mr. Moliterno.

Mr. Costello, Aye; Mr. Moliterno, Aye; Mr. Calhoun, Aye.

RESOLUTION 12-12-12-06: Motion was made by Mr. Costello to appropriate funds in the amount of \$17,254,038 for all regular and necessary expenditures pending the filing of the statutory appropriate resolution in March, as attached to these minutes.

Seconded by Mr. Moliterno.

Mr. Costello, Aye; Mr. Moliterno, Aye; Mr. Calhoun, Aye.

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RESOLUTION 12-12-12-07: Motion was made by Mr. Costello to authorize the renewal of the contractual agreement with the Ohio Township Association Risk Management Authority (OTARMA) statewide insurance pool for legal, third party claims, auto, wrongful acts, property liability, and Police Professional Liability insurance coverage for calendar year 2013 through Cailor-Fleming Insurance Agency, at a cost of \$107,597, the increase being attributed to the addition of nine new vehicles (including the new fire truck) and the increase in police officers and police expenditures.

Seconded by Mr. Moliterno.

Mr. Costello, Aye; Mr. Moliterno, Aye; Mr. Calhoun, Aye.

RESOLUTION 12-12-12-08: Motion was made by Mr. Costello to adopt, based upon the recommendation of Zoning Inspector Anna Mamone, that we adopt the Resolution attached to the minutes herein, notifying the owners of said properties, in accordance with Section 505.87 of the Ohio Revised Code, that said properties are declared to be a public nuisance and directing the cleaning of garbage, junk, and debris and/or cutting of high grass and weeds or removal of fallen tree branches throughout said properties, as presented herein and indicated in their entirety for the record:

- See attached list

Seconded by Mr. Moliterno.

Mr. Costello, Aye; Mr. Moliterno, Aye; Mr. Calhoun, Aye.

RESOLUTION 12-12-12-09: Motion was made by Mr. Costello to authorize and execute, based upon the recommendation of Township Administrator Jason Loree, the Agreement by and between the Mahoning County Prosecutor and Boardman Township for the purpose of the Mahoning County Prosecutor to serve as the Township's Law Director pursuant to Ohio Revised Code Section 504.15 in the amount of \$75,000.00 (expense line item # 1000-110-311-0000), payable in two equal installments of \$37,500, due on or before June 1, 2013, and December 1, 2013, with the contract being effective January 1, 2013, to December 31, 2013, including all related terms and conditions therein.

Seconded by Mr. Moliterno.

Mr. Costello, Aye; Mr. Moliterno, Aye; Mr. Calhoun, Aye.

RESOLUTION 12-12-12-10: Motion was made by Mr. Costello to adopt, based on the recommendation of the Director of Planning and Zoning Anna Mamone, the resolution prohibiting transient vendors from door-to-door solicitation in residential, commercial, industrial and business areas and requiring registration of transient vendors engaged in other activities as attached to these minutes.

Seconded by Mr. Moliterno.

Mr. Costello, Aye; Mr. Moliterno, Aye; Mr. Calhoun, Aye.

RESOLUTION 12-12-12-11: Motion was made by Mr. Costello to authorize, based on the recommendation of Township Administrator Jason Loree, the renewal of the engineering agreement with ms consultants not to exceed \$5,000 covering the period from January 1, 2013, through December 31, 2013, as per the attached contract.

Seconded by Mr. Moliterno.

Mr. Costello, Aye; Mr. Moliterno, Aye; Mr. Calhoun, Aye.

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RESOLUTION 12-12-12-12: Motion was made by Mr. Costello to adopt, based upon the recommendation of Township Administrator Jason Loree, a resolution authorizing the Township Administrator to submit applications, to execute contracts and act as Chief Executive Officer for the Ohio Public Works Commission (OPWC), program year 2013, OPWC-funded project; namely the Year 2013 Infrastructure Repair Project, and to designate the Fiscal Officer as Chief Fiscal Officer for all grant documents for the project and to designate the Road Superintendent as the Project Manager, and declaring an emergency, as attached to these minutes.

Seconded by Mr. Moliterno.

Mr. Costello, Aye; Mr. Moliterno, Aye; Mr. Calhoun, Aye.

RESOLUTION 12-12-12-13: Motion was made by Mr. Costello to authorize, based upon the recommendation of Police Chief Jack Nichols, the purchase of four (4) radios from Motorola Solutions Inc., in the amount of \$2,772.00 each for a total of \$11,088.00 to be used by the Boardman Police Department for the new police officers from line item expense #2081-760-740-0010.

Seconded by Mr. Moliterno.

Mr. Costello, Aye; Mr. Moliterno, Aye; Mr. Calhoun, Aye.

RESOLUTION 12-12-12-14: Motion was made by Mr. Costello to authorize, based upon the recommendation of Police Chief Jack Nichols, the purchase of four (4) X26 black tasers, with Serpa Holster, DPM #26095, for \$846.30 each and four (4) Taser X26 DPM batteries, for \$33.95 each from Vance's Law Enforcement, 3723 Cleveland Ave., Columbus, OH, plus \$25.00 for shipping and handling for a total amount of \$3,546.00, for use by the new patrol officers. The pricing is set by State contract and the funds for this equipment shall be taken from line item expense # 2081-760-740-0010.

Seconded by Mr. Moliterno.

Mr. Costello, Aye; Mr. Moliterno, Aye; Mr. Calhoun, Aye.

RESOLUTION 12-12-12-15: Motion was made by Mr. Costello to authorize, based upon the recommendation of Police Chief Jack Nichols, the purchase of four (4) Glock 22 Generation 4 pistols with Glock night sights for \$414.00 each from Vance's Law Enforcement, 3723 Cleveland Ave., Columbus, OH, plus \$25.00 for shipping and handling for a total amount of \$1,681.00 for use by the new patrol officers from line item expense #2081-760-740-0010.

Seconded by Mr. Moliterno.

Mr. Costello, Aye; Mr. Moliterno, Aye; Mr. Calhoun, Aye.

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RESOLUTION 12-12-12-16: Motion was made by Mr. Costello to adopt, based upon the recommendation of Director of Planning and Zoning Anna Mamone, and in accordance with Section 505.86 of the Ohio Revised Code, the Resolution attached to the minutes notifying the property owner of 8141 South Avenue, Boardman, Ohio, 44512, Mahoning County Permanent Parcel Number 29-0510076000, Lot 12, Hutter Plat, that said dwelling herein constitutes a public nuisance after being declared condemned as dangerous to life or health by the Mahoning County Board of Health and directing the repair or razing of the dwelling within the next thirty (30) days.

Seconded by Mr. Moliterno.

Mr. Costello, Aye; Mr. Moliterno, Aye; Mr. Calhoun, Aye.

RESOLUTION 12-12-12-17: Motion was made by Mr. Costello to adopt, based upon the recommendation of Director of Planning and Zoning Anna Mamone and in accordance with Section 505.86 of the Ohio Revised Code, the Resolution attached to the minutes notifying the property owner of 5022 Southern Boulevard, Boardman, Ohio, 44512, Mahoning County Permanent Parcel Number 29-0020219000, Lot No. 32, The Willows Plat, that said dwelling herein constitutes a public nuisance after being declared condemned as dangerous to life or health by the Mahoning County Board of Health and directing the repair or razing of the dwelling within the next thirty (30) days.

Seconded by Mr. Moliterno.

Mr. Costello, Aye; Mr. Moliterno, Aye; Mr. Calhoun, Aye.

Road Superintendent Larry Wilson had no formal business to bring before the Board.

Fire Chief George Brown had no formal business to bring before the Board.

Police Chief Jack Nichols had no formal business to bring before the Board.

Director of Planning and Zoning Anna Mamone had no formal business to bring before the Board. She addressed the R-2 to R-1 rezoning stating that she is working towards bringing this before the Board in January due to mapping that needs to be done on the county level.

Township Administrator Jason Loree had no formal business to bring before the Board.

Fiscal Officer William D. Leicht had no formal business to bring before the Board. Mr. Costello did inquire as to the financial state of the Township since it is the end of the year. Mr. Leicht replied that for the first time in many years, the Township is in solid shape, noting that the reserve accounts will be funded and that a year-end report will be issued shortly.

There was no Old Business.

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Under New Business, Mr. Costello asked if the Board would like to schedule a reorganization meeting for the new year. Discussion ensued and it was decided that a Reorganizational Meeting will take place on Thursday, January 3, 2013, at 4:00 p.m.

RESOLUTION 12-12-12-18: Motion was made by Mr. Moliterno to adjourn into Executive Session at 6:10 p.m. for purposes of discussing **Personnel** (Administration employment/compensation; Road employment).

Seconded by Mr. Costello.

Roll Call	Aye	Nay
Mr. Costello	X	
Mr. Moliterno	X	
Mr. Calhoun	X	

Present in Executive Session with the Trustees at various times was Township Administrator Jason Loree, Deputy Administrator Stephanie Landers, Fire Chief George Brown, Road Superintendent Larry Wilson, and Fiscal Officer William D. Leicht.

RESOLUTION 12-12-12-19: Motion was made by Mr. Costello to adjourn Executive Session at 7:43 p.m. and return to Open Session.

Seconded by Mr. Moliterno.

Roll Call	Aye	Nay
Mr. Costello	X	
Mr. Moliterno	X	
Mr. Calhoun	X	

The following official business was conducted by the Board from Executive Session:

RESOLUTION 12-12-12-20: Motion was made by Mr. Costello to allow Michael Walsh to rollover three (3) vacation days and one (1) FLSA day to calendar year 2013. These rollover vacation days and FLSA day must be used by March 31, 2013.

Seconded by Mr. Moliterno.

Mr. Moliterno, Aye; Mr. Calhoun, Aye; Mr. Costello, Aye.

RESOLUTION 12-12-12-21: Motion was made by Mr. Costello to cancel the Road Department part time program effective December 31, 2012, in accordance with our 2013 budget, reappropriating those funds to the 2013 Paving Program.

Seconded by Mr. Moliterno.

Mr. Moliterno, Aye; Mr. Calhoun, Aye; Mr. Costello, Aye.

Roll Call	Aye	Nay
Mr. Costello	X	
Mr. Moliterno	X	
Mr. Calhoun	X	

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RESOLUTION 12-12-12-22: Motion was made by Mr. Costello to adjourn at 7:48 p.m.
Seconded by Mr. Moliterno.

Roll Call	Aye	Nay
Mr. Costello	X	
Mr. Moliterno	X	
Mr. Calhoun	X	

Chair

William D. Leicht, Fiscal Officer