

## MINUTES OF MEETING HELD JUNE 14, 2017

At a regular meeting of the Board of Trustees of Boardman Township, Mahoning County, Ohio, held on the above date at 5:30 p.m. at the Boardman Township Government Center, 8299 Market Street, Boardman, Ohio, the following members were present: Mr. Calhoun, Mr. Moliterno, and Mr. Costello. The public and news media were given proper notice regarding this meeting.

The Board of Trustees presented a proclamation for Ensign Ryan Bailey, honoring and recognizing him for his commitment to our community and our nation.

**RESOLUTION 17-06-14-01:** Motion was made by Mr. Calhoun to approve the minutes of the regular meeting held May 22, 2017.

Seconded by Mr. Moliterno.

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

**RESOLUTION 17-06-14-02:** Motion was made by Mr. Calhoun to approve the minutes of the special meeting held June 6, 2017.

Seconded by Mr. Moliterno.

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

**RESOLUTION 17-06-14-03:** Motion was made by Mr. Calhoun to approve and pay the following bills and payroll.

Seconded by Mr. Moliterno.

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

**RESOLUTION 17-06-14-04:** Motion was made by Mr. Calhoun to approve appropriation transfers, adjustments, and supplementals as shown on the resolution of the minutes.

Seconded by Mr. Moliterno.

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

**RESOLUTION 17-06-14-05:** Motion was made by Mr. Calhoun to authorize, based upon the recommendation of Police Chief Jack Nichols, the purchase of eight (8) Getac B300 Fully Rugged Full Size Laptops from MobileTEK Consulting, 1775 Mentor Ave. Suite 405, Cincinnati, Ohio 45212 for use by the Boardman Police Department. These computers will be used to supplement MDTs currently being used in the Patrol Division for a total of \$21,824.00 from line item expense # 2081-210-420-0064.

Seconded by Mr. Moliterno.

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

**RESOLUTION 17-06-14-06:** Motion was made by Mr. Calhoun to award the 2017 Crack Sealing Program to PS Construction Fabrics, Inc., 10361 Pifer Road, Wadsworth, Ohio 44281 in the amount of \$82,539.24 based upon the recommendation of Marilyn Sferra Kenner, P.E., Road Superintendent, from line item expense # 2231-330-420-0000.

Seconded by Mr. Moliterno.

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

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**RESOLUTION 17-06-14-07:** Motion was made by Mr. Calhoun that the Board of Trustees, acting as the Boardman Township Land Reutilization Program, sell property at 30 Ewing Road, Boardman, Ohio 44512 to FIDC XI LLC at the fair market value of \$2,500.00, based upon the recommendation of Marilyn Sferra Kenner, P.E., Road Superintendent/Land Bank Manager.

Seconded by Mr. Moliterno.

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

**RESOLUTION 17-06-14-08:** Motion was made by Mr. Calhoun to adopt, based on the recommendation of Krista Beniston, Director of Zoning and Development, the Nuisance Resolution attached to the minutes, declaring 146 Shadyside Drive a nuisance due to rubbish and debris located upon the property and ordering the abatement of the same.

Seconded by Mr. Moliterno.

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

**RESOLUTION 17-06-14-09:** Motion was made by Mr. Calhoun to adopt, based on the recommendation of Krista Beniston, Director of Zoning and Development, the Nuisance Resolution attached to the minutes, declaring 857 Oakridge Drive a nuisance due to rubbish and debris located upon the property and ordering the abatement of the same.

Seconded by Mr. Moliterno.

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

**RESOLUTION 17-06-14-10:** Motion was made by Mr. Calhoun to adopt, based on the recommendation of Krista Beniston, Director of Zoning and Development, the Nuisance Resolution attached to the minutes, declaring 991 Zander Drive a nuisance due to rubbish and debris located upon the property and ordering the abatement of the same.

Seconded by Mr. Moliterno.

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

**RESOLUTION 17-06-14-11:** Motion was made by Mr. Calhoun to adopt, based on the recommendation of Krista Beniston, Director of Zoning and Development, the Nuisance Resolution attached to the minutes, declaring 4035 Baymar Drive a nuisance due to rubbish and debris located upon the property and ordering the abatement of the same.

Seconded by Mr. Moliterno.

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

**RESOLUTION 17-06-14-12:** Motion was made by Mr. Calhoun to adopt, based upon the recommendation of Fiscal Officer William D. Leicht, a Resolution providing for the issuance and sale of 2017 Permanent Improvement Bonds in the aggregate principal amount of \$3,000,000.00, as attached to these minutes.

Seconded by Mr. Moliterno.

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

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**RESOLUTION 17-06-14-13:** Motion was made by Mr. Calhoun to authorize Fiscal Officer William D. Leicht to endorse the Economic Development (Trex) Transfer Form for Reesa, Inc., 7103 Lockwood Boulevard, Boardman, Ohio, 44512, Adam Saleh, President, and acknowledge that this is an economic development project, as attached to these minutes.

Seconded by Mr. Moliterno.

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

**RESOLUTION 17-06-14-14:** Motion was made by Mr. Calhoun to adopt, based upon the recommendation of Marilyn Sferra Kenner, P.E., Road Superintendent/Land Bank Manager, the Resolution attached to the minutes, to contract with Howland Company, LLC to provide asbestos abatement for 7388 Salinas Trail and 1820 Brandon Avenue in the amount of \$1,770.00 and \$1,445.00 respectively. The cost for this work will be paid from line items expense # 1000-760-0065 (Land Bank).

Seconded by Mr. Moliterno.

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

**RESOLUTION 17-06-14-15:** Motion was made by Mr. Calhoun to adopt, based upon the recommendation of Marilyn Sferra Kenner, P.E., Road Superintendent, the Resolution attached to the minutes, to establish account fund 2291-430-599 in the amount of \$11,000 in order to be compliant with the Bureau of Underground Storage Tank Regulations.

Seconded by Mr. Moliterno.

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

**RESOLUTION 17-06-14-16:** Motion was made by Mr. Calhoun to adopt the attached Resolution of support for the Western Reserve Land Conservancy regarding the changing and increase to a conservation easement identified in parcels as attached to this Resolution as it would allow for future economic development, job creation, and additional wildlife habitat.

Seconded by Mr. Moliterno.

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

Road Superintendent Marilyn Kenner had no formal business to bring before the Board. She did state that the advertisement went out last Monday for the Joint Resurfacing Project and bids will be opened on June 26, 2017. In addition, she has received several requests for the speed trailer on Beech Avenue.

Fire Chief Mark Pitzer had no formal business to bring before the Board. He did state that the Fire Department received two fire calls last week with no injuries for either call. And, the new fire station construction is moving forward.

Police Chief Jack Nichols had no formal business to bring before the Board. He did state that the Mahoning County dispatchers will be moved into our Dispatch Center effective June 26, 2017.

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Director of Zoning and Development Krista Beniston had no formal business to bring before the Board. She did state that she is doing more targeted sweeps of high grass and nuisances. She also stated that the Site Plan Review Board meets this Thursday to review the Panera on South Avenue and the Plaza at Applewood and Route 224. The Board of Appeals is also scheduled to meet.

Township Administrator Jason Loree had no formal business to bring before the Board. He reminded that Board that Akron Children's Hospital has their lunch scheduled for tomorrow for the grand opening of their new addition. In addition, the MCTA dinner is scheduled for Thursday and the Home Savings grand re-opening is also scheduled for Thursday morning.

Fiscal Officer William D. Leicht had no formal business to bring before the Board other than the distribution of the revenue and expense reports.

Under Old Business, Mr. Moliterno stated that the light for Green Bay is ordered and the light for the Fields of Dreams is also being processed.

Under New Business, Mr. Moliterno stated that the next board meeting is scheduled for June 26 but that it may be moved to June 27 at 5:30 p.m. due to a schedule conflict.

**RESOLUTION 17-06-14-17:** Motion was made by Mr. Moliterno to adjourn into Executive Session at 6:58 p.m. for purposes of discussing **Collective Bargaining** (Fire Department); **Personnel** (Zoning employment); and **Pending Litigation** (Property appraisal).

Seconded by Mr. Calhoun.

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

Present in Executive Session with the Trustees at various times was Township Administrator Jason Loree, Director of Zoning and Development Krista Beniston, Police Chief Jack Nichols, Road Superintendent Marilyn Kenner, Fire Chief Mark Pitzer, and Fiscal Officer William D. Leicht.

**RESOLUTION 17-06-14-18:** Motion was made by Mr. Calhoun to adjourn Executive Session at 8:13 p.m. and return to Open Session.

Seconded by Mr. Moliterno.

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

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**RESOLUTION 17-06-14-19:** Motion was made by Mr. Calhoun to approve, based upon the recommendation of Director of Zoning and Development Krista Beniston, the offer of employment to Tricia D'Avignon for the position for full-time Assistant Director of Zoning and Development with a start date to be determined, according to the terms and conditions set forth in the attached Memorandum of Understanding. This offer is conditional on the successful completion of a pre-employment physical examination, successful completion of a background check, and successful completion of a pre-employment drug screening.

Seconded by Mr. Moliterno.

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

**RESOLUTION 17-06-14-20:** Motion was made by Mr. Calhoun to accept the Settlement Agreement and General Release between Boardman Township and Bruce A. Lev and Lev Construction in the amount of \$3,950.00 which represents the cost of an appraisal for property that the Township declined to procure grant funding to purchase based upon the recommendation of Marilyn Sferra Kenner, Road Superintendent.

Seconded by Mr. Moliterno.

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

**RESOLUTION 17-06-14-21:** Motion was made by Mr. Calhoun to adjust the Boardman Policy and Procedures Manual – *Non Bargaining Employee Compensation and Benefits Policy* as attached to the minutes herein.

Seconded by Mr. Moliterno.

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

**RESOLUTION 17-06-14-22:** Motion was made by Mr. Calhoun to adjourn at 8:15 p.m.

Seconded by Mr. Moliterno.

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

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Chair

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William D. Leicht, Fiscal Officer