

AUSTINTOWN TOWNSHIP

MAHONING COUNTY, OHIO
82 OHLTOWN ROAD
AUSTINTOWN, OH 44515

REGULAR MEETING OF AUGUST 10, 2015

The Regular Meeting of the Board of Trustees of Austintown Township was held Monday, August 10, 2015, at the Township Hall, 82 Ohltown Road, Austintown, Ohio.

The meeting opened at 6:00 P.M. with a salute to the flag led by Chairperson James C. Davis. Roll Call was as follows: Mr. Davis, present; Mr. Carano, present; and Mr. Stauffer, present.

Mr. Davis introduced the Board Members, Department Heads, and Sergeant at Arms.

RESOLUTION #15-08-10-01: Motion by Mr. Stauffer to approve the Minutes of the Regular Meeting of July 27, 2015. Mr. Carano seconded the motion. Roll Call: Mr. Carano, yes; Mr. Stauffer, yes; and Mr. Davis, yes.

RESOLUTION #15-08-10-02: Motion by Mr. Carano to approve promotion of Lieutenant Tim Heitzer to Captain. Mr. Stauffer seconded the motion. Roll Call: Mr. Stauffer, yes; Mr. Davis, yes; and Mr. Carano, yes.

RESOLUTION #15-08-10-03: Motion by Mr. Stauffer to approve promotion of Tom O'Hara to Lieutenant. Mr. Carano seconded the motion. Roll Call: Mr. Davis, yes; Mr. Carano, yes; and Mr. Stauffer, yes.

Oath given by Fiscal Officer Laura L. Wolfe to Captain Tim Heitzer and Lieutenant Tom O'Hara.

DEPARTMENT BUSINESS

ROAD DEPARTMENT

RESOLUTION #15-08-10-04: Motion by Mr. Carano to approve the Road Dept. Monthly Report from for July 2015. Mr. Stauffer seconded the motion. Roll Call: Mr. Carano, yes; Mr. Stauffer, yes; and Mr. Davis, yes.

POLICE DEPARTMENT

RESOLUTION #15-08-10-05: Motion by Mr. Stauffer to approve the Police Dept. Monthly Report for July 2015. Mr. Carano seconded the motion. Roll Call: Mr. Stauffer, yes; Mr. Davis, yes; and Mr. Carano, yes.

FIRE DEPARTMENT

RESOLUTION #15-08-10-06: Motion by Mr. Carano to approve the Fire Dept. Monthly Report for July 2015. Mr. Stauffer seconded the motion. Roll Call: Mr. Davis, yes; Mr. Carano, yes; and Mr. Stauffer, yes.

ZONING DEPARTMENT

RESOLUTION #15-08-10-07: Motion by Mr. Stauffer to approve the Zoning Dept. Monthly Report for July 2015. Mr. Carano seconded the motion. Roll Call: Mr. Carano, yes; Mr. Stauffer, yes; and Mr. Davis, yes.

RESOLUTION #15-08-10-08: Motion by Mr. Carano to approve the following:

RESOLUTION

The Board of Trustees of Austintown Township, Mahoning County, Ohio, meeting on Monday, August 10, 2015, did adopt the following Resolution:

WHEREAS: The Board of Trustees of Austintown Township has determined that the following properties constitute a nuisance pursuant to Ohio Revised Code 505.87:

**3680 Allendale Avenue
Parcel No.48-001-0-115.000
High grass and weeds;**

**2473 Amberly Street
Parcel No. 48-004-0-148.000
High grass and weeds in rear yard over 3', dilapidated fence in front yard,
dead tree in rear yard;**

**3888 Ascot Court
Parcel No. 48-004-0-065.000
Junk and debris under a tarp at the front of the garage;**

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302 Athens

Parcel No. 48-059-0-025.000

In-ground pool with stagnate water;

2768 Bainbridge Street

Parcel No. 48-004-0-021.000

Junk and debris along garage, and approximately 20 bags of trash;

5543 Barkley Street

Parcel No. 48-029-0-099.000

Junk and debris on the driveway;

129 North Beverly Avenue

Parcel No. 48-025-0-194.000

Junk and debris within the rear yard and trash bags on rear porch;

139 South Edgehill Avenue

Parcel No. 48-011-0-251.000

Junk and debris on front porch, driveway, and rear yard;

445 Forest Hill Drive

Parcel No. 48-008-0-294.000

Junk and debris on the driveway and rear porch;

4271 Lake Road

Parcel No. 48-074-0-024.000

High grass and weeds;

289 North Main Street

Parcel No. 48-024-0-398.000

Junk and debris within rear yard;

293 North Main Street

Parcel No. 48-024-0-397.000

Junk and debris within rear yard;

1515 Maplecrest

Parcel No. 48-076-0-134.000

Junk and debris within front yard, used tires behind alum shed, and inoperable tractor;

2231 Penny Lane

Parcel No. 48-130-0-119

Trash along north side of the garage;

1266 Signature Drive

Parcel No. 48-117-0-116.000

High grass and weeds;

580 Turner Road

Parcel No. 48-068-0-044.000

High grass and weeds;

5360 Rockwell Road

Parcel No.48-031-0-081.000

Junk and debris throughout the property including used tires, dead shrubs, tarps, and garbage.

Shed door in disrepair and unsecure;

135 North Yorkshire Blvd.

Parcel No. 48-011-0-097.000

High grass and weeds;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Austintown Township that the above constitutes a nuisance and the property owners are hereby **ORDERED** to abate, control, or remove said nuisances:

If said nuisances is not abated, controlled or provision for its abatement, control, or removal is not made within **SEVEN (7) DAYS** from the below date of adoption, the **BOARD OF TRUSTEES** will provide for the abatement, control, or removal, and any expenses incurred - **\$500 minimum** - by the Board of Trustees in performing that task will be entered upon the tax duplicate and will be a lien upon the land from the date of entry.

Mr. Stauffer seconded the motion. Roll Call: Mr. Stauffer, yes; Mr. Davis, yes; and Mr. Carano, yes.

PARK DEPARTMENT

RESOLUTION #15-08-10-09: Motion by Mr. Stauffer to approve the Park Dept. Monthly Report for July 2015. Mr. Carano seconded the motion.

Roll Call: Mr. Davis, yes; Mr. Carano, yes; and Mr. Stauffer, yes.

RESOLUTION #15-08-10-10: Motion by Mr. Carano to approve, on recommendation of the School District, R. T. Vernal's bid of \$149,662.60 for tennis court construction at the park. Mr. Stauffer seconded the motion. Roll Call: Mr. Carano, yes; Mr. Stauffer, yes; and Mr. Davis, yes.

Park Supervisor Todd Shaffer commented on the 'Austintown Night Out' held on August 4th. It was a huge success and wanted to thank Shawne Wilfong and June Galbreith for their dedication to this event.

Mr. Shaffer also invited everyone to the Free Concert in the Park to be held on Friday, September 11, 2015, 7-8:30 P.M.

SENIOR CENTER

Jim Henshaw from the Senior Center commented on the Quilting Program at the center with Gail Wannamaker.

NEW BUSINESS

RESOLUTION #15-08-10-11: Motion by Mr. Stauffer to approve Township Auction on Saturday, August 29, 2015 at Mechanic's garage area. Inspection at 9:00 A.M. with auction beginning at 10:00 A.M. Mr. Carano seconded the motion. Roll Call: Mr. Stauffer, yes; Mr. Davis, yes; and Mr. Carano, yes.

RESOLUTION #15-08-10-12: Motion by Mr. Carano to approve the following Advances from the General Fund (1000): \$100,000.00 to Road & Bridge (2031); \$50,000.00 to Communications (6002); and \$400,000.00 to Police. Mr. Stauffer seconded the motion. Roll Call: Mr. Davis, yes; Mr. Carano, yes; and Mr. Stauffer, yes.

RESOLUTION #15-08-10-13: Motion by Mr. Stauffer to allow Trustees to serve as volunteer police & firemen as stated in the O.R.C. 505.11. Mr. Carano seconded the motion. Roll Call: Mr. Carano, yes; Mr. Stauffer, yes; and Mr. Davis, yes.

PUBLIC RESPONSE

ON CAMERA:

Mr. Dockry gave an update on the shooting issue. He stated that they had the Township's open space surveyed and they have placed additional "NO Trespassing" signs in the area. If people are found on the property with guns, the issue can be immediately addressed. The targets for the gun shop are on private property.

Mr. Carano stated that the Township has contacted the Prosecutor as well as the Ohio Township Association. The Ohio Township Association has a proposal to get the same authority as a city with exceptions. Mr. Carano also said that they have reached out to those who are shooting and asks them to please have common courtesy as far length of shooting as well as time of day.

Mr. Stauffer commented that he has reached out to the “shooters”, but they were not willing to talk. He just asked that the “shooters” be considerate of others in the Township.

Ron Borngessner; 4901 Westchester. He stated that he is in the process of getting another Veteran’s house started that will probably be built in Struthers as Habitat for Humanity does not want to build a home larger than 1300 sq. ft.

Mr. Crivelli replied that there are many properties available in Austintown that would accommodate these requirements.

Mr. Borngessner continued with inviting all veterans to the “Pin a Vet” Night at the Senior Center on October 15th at 5:00. Cross Roads Hospice is sponsoring the event this year to honors those Veterans that came home.

OFF CAMERA:

April Myers: 653 Wyndcliff Circle; following up with Trustees regarding the shooting of guns in the area. She presented pictures to the Board of the gun shop’s backstops. She inquired about the results from the Prosecutor’s Office as well as Zoning and Police.

Sandy Basista: 640 Wyndcliff Circle; expressed having increased anxiety with the continual gunfire.

Mr. Carano stated that the Township is working with the Legislators and Prosecutor’s Office. The Township cannot legally go onto those properties unless a law is being broken. He commented that the Township is looking at having a law put in place that would address regulations on the size of backstops and a time frame for shooting.

Jim Johnson: 53 S. Kimberly; he mentioned the automatic gunfire that is heard from SR46 headed towards Dehoff.

Chief Gavalier responded to Sandy that as many people want the shooting stopped, many more want to retain that right within the Township.

Mr. Carano also noted that Home Rule was defeated twice when put to vote in the Township. This would have given the Township limited authority to create laws to govern this issue. He went on to say that the Township is working daily with local Representatives of the State as well as Senator Schiavoni.

Lynn Parker: 4694 Westwood; stated that he is a firearms instructor and representative of the NRA. He teaches how to shoot safely at targets. He advised the residents to look at the NRA website in relation to approved range requirements specifically the size of backstops.

REMARKS FROM THE BOARD MEMBERS

FISCAL OFFICER LAURA L. WOLFE:

She commented that school would be starting soon and asked that residents be aware and drive with caution.

TRUSTEE KENNETH A. CARANO:

He congratulated the new Lions Club officers mentioning John Susany and Lori Stone. Mr. Carano also mentioned that the Board of Education is trying to get the “OLD” Fitch sold. He congratulated Sam Boak on his purchase of the property across from the Racino. Mr. Carano talked about the comments that are made about politicians and advised that residents do not accuse before you ask about any situation. The Trustees want to talk to you to address situations. Mr. Carano commented that the Board Members are always available to talk.

TRUSTEE JAMES C. DAVIS:

He congratulated Hollywood Gaming on their activities during National Gambling Awareness Week. Mr. Davis was impressed on how they reach out to people with their proactive approach to gambling. He also congratulated Shawne Wilfong and June Galbreath on their success with Austintown Night Out, as well as the Wickcliffe Block Watch group. Mr. Davis mentioned that the Township has three levies on the ballot in November and a newsletter will be mailed out to all residents that will give information regarding these levies. He mentioned working with Dianne Fry, Mahoning County Dog Warden, in situations regarding animals being left outside. Mr. Davis recounted a case that is taking place in Campbell. He thanked the individuals that donate their time to the “Friends of Fido” event and encouraged the police to have “zero” tolerance when it comes to animal abuse. Mr. Davis stated that Senator Schiavoni is taking a look at developing stricter regulations for animal abusers. He commented that the Mahoning County Dog Pound is always in need of dog walkers. And last but not least Mr. Davis congratulated Jerome Bettis on his induction into the 2015 Pro Football Hall of Fame.

TRUSTEE RICHARD A. STAUFFER:

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He advised residents, as well, to reach out. Mr. Stauffer sent kudos to those responsible for Austintown Night Out and mentioned the fabulous turn out for the event. He congratulated Mike Senchak of First Light Home Care on their renovation and ribbon-cutting at the former Talmer Bank building on the corner of Raccoon Rd. and Mahoning Ave. Mr. Stauffer noted that Fitch starts on August 24th as well as having their Annual Band Night that evening.

RESOLUTION #15-08-10-14: Motion by Mr. Carano to recess into Executive Session at 7:55 P.M. to consider the appointment, employment, discipline or compensation of public employees. Mr. Stauffer seconded the motion. Roll Call: Mr. Stauffer, yes; Mr. Davis, yes and Mr. Carano, yes.

RESOLUTION #15-08-10-15: Motion by Mr. Stauffer to reconvene from Executive Session at 8:30 P.M. Mr. Carano seconded the motion. Roll Call: Mr. Davis, yes; Mr. Carano, yes; and Mr. Stauffer, yes.

RESOLUTION #15-08-10-16: Motion by Mr. Carano to adjourn at 8:35 P.M. Mr. Stauffer seconded the motion. Roll Call: Mr. Carano, yes; Mr. Stauffer, yes; and Mr. Davis, yes.

This is to certify that the foregoing is an accurate record of the proceedings of the board of township trustees at its meeting held on the date listed above.

Date: _____

Fiscal Officer

Approved:

Chairperson Board of Trustees