

# AUSTINTOWN TOWNSHIP

MAHONING COUNTY, OHIO  
82 OHLTOWN ROAD  
AUSTINTOWN, OH 44515

## REGULAR MEETING OF JULY 25, 2016

The Regular Meeting of the Board of Trustees of Austintown Township was held Monday July 27, 2016, at Town Hall, 82 Ohltown Road, Austintown, Ohio.

The meeting opened at 12:00 P.M. with a salute to the flag led by Chairperson Kenneth A. Carano. Roll Call was as follows: Mr. Davis, present; Mr. Stauffer, present; and Mr. Carano, present.

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

**RESOLUTION #16-07-25-01:** Motion by Mr. Stauffer to APPROVE Minutes of the Regular Meeting of July 11, 2016.

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

### DEPARTMENT BUSINESS

#### ROAD DEPARTMENT

**RESOLUTION #16-07-25-02:** Motion by Mr. Davis to Award the 2016 Road Resurfacing Contract to R. T. Vernal Paving, as the lowest and best bid of \$142.00 per CY of asphalt, for approximately 4700 CY and \$13,000 per day for milling.

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

**RESOLUTION #16-07-25-03:** MOTION by Mr. Stauffer to approve Program Year 2004 administrative fee for the Kleber Avenue Storm & Sanitary project to Eastgate Regional Council of Governments in the amount of \$4,398.53. The township's Payment Register Vendor records for 2004, 2005 & 2006 do not show any payments to Eastgate.

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

**POLICE DEPARTMENT**

**FIRE DEPARTMENT**

**ZONING DEPARTMENT**

**RESOLUTION #16-07-25-04:** Motion by Mr. Davis to approve the following:

**RESOLUTION**

**The Board of Trustees of Austintown Township, Mahoning County, Ohio, meeting on Monday, July 25, 2016, 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:**

**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:**

2524 Ardenwood

Parcel No. 48-109-0-137.000

Stagnate in ground pool water and a distressed and torn pool cover, a chain link fence around the ground pool leaning in need of repair. A pile of branches at rear of driveway;

5687 Baylor Avenue

Parcel No. 48-110-0-286.000

Dog waste in rear yard creating an odor;

12 North Beverly Avenue

Parcel No. 48-011-0-032.000

High grass and weeds;

2265 Breezewood Court

Parcel No. 48-129-0-035.000

An above ground pool with stagnate water;

5452 Callaway Circle

Parcel No. 48-059-0-147.020

Above ground pool in disrepair must be removed;

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**3924 Mahoning Avenue  
Parcel No. 48-023-0-005.000  
High grass and weeds with junk and debris;**

**4450 Mahoning Avenue  
Parcel No. 48-026-0-067.000  
High grass and weeds on swale leading to Norquest Blvd and on the  
northerly side of rear fence  
An obstruction at the outlet pipe in retention pond;**

**3472 Meanderwood Drive  
Parcel No. 48-133-0-017.000  
High grass and weeds with junk and debris;**

**5781 Norquest Blvd.  
Parcel No. 48-092-0-047.020  
High grass and weeds;**

**5783 Norquest Blvd  
Parcel No. 48-98-0-047.010  
High grass and weeds;**

**4605 Rita Avenue  
Parcel No. 48-075-0-060.000  
High grass and weeds with junk and debris;  
Hole in shed roof with shed door broken;**

**2691 South Raccoon Road  
Parcel No. 48-074-0-003.000  
High grass and weeds front and rear with junk and debris;**

**113 South Roanoke Ave  
Parcel No. 48-011-0-163.000  
Gable at rear of structure is open and exposed to weather. Must be secured;**

**5286 South Saratoga Avenue  
Parcel No. 48-117-0-089.000  
High grass and weeds in the rear yard with dog waste creating and odor;**

**181 North Yorkshire  
Parcel No 48-025-0-068.000  
Pile of branches, logs, and plastic containers at rear of the property;**

**6006 Yorktown Lane  
Parcel No. 48-126-0-039.000  
High grass and weeds and junk and debris on side and rear yard;**

An above ground pool in dilapidated condition with stagnated water;

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. Carano, yes; and Mr. Stauffer, yes; and Mr. Davis, yes.

**RESOLUTION #16-07-25-05:** Motion by Mr. Davis to find the following motor vehicles meet all of the following criteria: 1) Three model years or older; 2) Apparently inoperable; and 3) extensively damaged, including, but not limited to, any of the following: missing wheels, tires, engine, or transmission and to declare the following vehicles public nuisances under Ohio Revised Code 505.871 and order the removal of the junk vehicle within 14 days after noticed is served to the property owner:

**5543 Barklay Street:** An inoperable 1990 Mercury with an expired license plate (ERN 7145) and an inoperable 1996 Chevrolet with an expired license plate (DJP 5521) parked in an exposed manner within the driveway;

**4525 New Road:** An inoperable vehicle with an expired Texas license plate (SSV 78X) parked in an exposed manner within the rear yard; and

**3924 Mahoning Avenue:** An inoperable red Chevrolet Wagon with an expired license plate (DRU 5424) and a blue Ford with an expired license plate (FBA 3341) parked in an exposed manner within the driveway.

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

**RESOLUTION #16-07-25-06:** Motion by Mr. Stauffer pursuant to Ohio Revised Code 505.86 for the removal (DEMOLITION) of the:

Single-family dwelling, attached garage, and breezeway located at 5231 New Road, Austintown Township, Mahoning County, Ohio, 44515, said property being further described as Parcel #48-020-0-010.01, Lot No. 1, Gomez Plat No. 1, based on the structure being declared insecure, unsafe and structurally defective under Austintown Township Fire Code 311.1.1 abandoned premises by the Austintown Township Fire Inspector.

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

## **PARK DEPARTMENT**

Todd Shaffer, Park Supervisor noted that August 2, 2016 will be the 'Austintown Night Out' at the Township Park; 5:00 – 9:00 P.M.

## **SENIOR CENTER**

## **FISCAL OFFICER**

**RESOLUTION #16-07-25-07:** Motion by Mr. Stauffer to APPROVE June Reports submitted to Board at the July 11th, 2016 meeting:

- a. Fund Status
- b. Revenue Status
- c. Appropriation Status

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

## **NEW BUSINESS**

**RESOLUTION #16-07-25-08:** Motion by Mr. Stauffer to proceed with the submission to the electors of the question of levying a tax in excess of the ten-mill limitation for the purpose of providing and maintaining motor vehicles, communications, other equipment used directly in the operation of a Police Department. ORC 5705.19; 5705.191; 5705.192; 5705.25; 5705.26  
*- see attached*

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

**RESOLUTION #16-07-25-09:** Motion by Mr. Davis to Approve Advances from General Fund (1000) to:

1. \$150,000.00 to Road (2031)
2. \$65,000.00 to Park (2171)

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

**RESOLUTION #16-07-25-10:** Motion by Mr. Davis to Approve a 2 year contract with IGS (Interstate Gas Supply) continuing the Township

Aggregation Program that contains a retail adder of \$0.32 MCF – *see attached*

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

### **PUBLIC RESPONSE**

**OFF CAMERA: NONE**

**ON CAMERA: NONE**

### **REMARKS FROM THE BOARD MEMBERS**

**FISCAL OFFICER LAURA L. WOLFE:** Stated she's working on getting the Quarterly Payroll Reports submitted and looking at what monies are left for the remainder of 2016.

**TRUSTEE KENNETH A. CARANO:** Mentioned the ribbon cutting ceremony of the new playground in Township Park. Thanked Walter and Rhea Terlecky for their building donation. Mr. Carano also mentioned the Austintown Growth Foundation's Hall of Fame and announced that it will start again this year.

**TRUSTEE RICHARD A. STAUFFER:** Clarified the Land transfer between the Township and the local schools; the land swap makes sense for both the Trustees and the Board of Education. The Township will retain responsibility for the 911 Park. By keeping the properties from the former schools, we can keep the property from becoming developed and thus preserve nature.

**TRUSTEE JAMES C. DAVIS:** Appreciated being a part of the land swap and thanked the Board of Education. Mr. Davis announced that August 8<sup>th</sup>, 2016; 4:30 – 5:30 P.M. will be the 1<sup>st</sup> meeting of the 4<sup>th</sup> of July Committee. Mr. Davis also explained the Austintown Night Out event.

**RESOLUTION #16-07-25-11:** Motion by Mr. Stauffer to recess into Executive Session at 12:45 P.M for the following:

- A. To consider the appointment, employment, discipline, or compensation of public employees
- B. Preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment

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

**RESOLUTION #16-07-25-12:** Motion by Mr. Davis to reconvene from Executive Session at 3:25 P.M.

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

**RESOLUTION #16-07-25-13:** Motion by Mr. Davis to Approve Memorandum of Understanding – Accounting Secretary. Austintown Township and Teamsters Local 377 agree that the pay rate of the current incumbent in the position of Accounting Secretary (Amy O’Brien) shall receive a base rate of pay equivalent to the Accounting Assistant base rate at the appropriate rate for years of service, retroactive to March 1, 2016. The parties agree and understand that this pay rate is contingent upon the position of Accountant being vacant, and the Township reserves the right to move the pay rate of the current incumbent back to the contractual Accounting Secretary’s rate of pay in the event the Township fills the Accountant position.

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

**RESOLUTION #16-07-25-14:** Motion by Mr. Stauffer to adjourn at 3:28 P.M.

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