

**Brimfield Township Board of Trustees
Regular Meeting
Wednesday, November 7, 2018**

The Brimfield Township Board of Trustees met in a regular meeting on the above date, at the Brimfield Town Hall. Present were Trustees Nicholas Coia, Mike Kostensky and Fiscal Officer John Dalziel. Sue Fields was absent.

The meeting was called to order at 3:00 PM by Chairman Mike Kostensky.

MOTION #2018-332

Mike Kostensky moved to approve the minutes for 10/10/2018 regular and 10/24/18. Nicholas Coia second.

Mike Kostensky	- yea	Sue Fields - absent
Nicholas Coia	- yea	Motion Passed

MOTION #2018-333

Nicholas Coia moved to approve the agenda as presented. Mike Kostensky second.

Mike Kostensky	- yea	Sue Fields - absent
Nicholas Coia	- yea	Motion Passed

MOTION #2018-334

Mike Kostensky moved to the P. O.'s. Nicholas Coia second.

Mike Kostensky	- yea	Sue Fields - absent
Nicholas Coia	- yea	Motion Passed

MOTION #2018-335

Mike Kostensky moved to approve warrants. Nicholas Coia second.

Mike Kostensky	- yea	Sue Fields - absent
Nicholas Coia	- yea	Motion Passed

Public Comments -

Clyde Pierson – Safety concerns about Joe’s Barbeque on the corner of County Highway 18 and State Route 43.

MOTION #2018-336

Mike Kostensky moved to amend agenda to include: zoning and food truck. Nicholas Coia second.

Mike Kostensky	- yea	Sue Fields – absent
Nicholas Coia	- yea	Motion Passed

Police: - No Action

Fire: - No Action
Administration: -

MOTION #2018-337

Nicholas Coia moved to approve recommendation of the Brimfield zoning department to hire Diement and Associates as a township consulting attorney. They will be used as a as needed basis. Mike Kostensky second.

Mike Kostensky	- yea	Sue Fields - absent
Nicholas Coia	- yea	Motion passed

MOTION #2018-338

Mike Kostensky moved to approve a consulting contract not to exceed \$6,000.00 with Diement and Associates for work on the fire department land acquisition. Nicholas Coia second.

Mike Kostensky	- yes	Sue Fields - absent
Nicholas Coia	- yes	Motion Passed

- Sue Fields arrives at 3:30 p.m.

MOTION #2018-339

Nicholas Coia moved to retain Diement and Associations as the township legal council for mediation regarding the portage county Recycle contract. Sue Fields second.

Mike Kostensky	- yes	Sue Fields - yes
Nicholas Coia	- yes	Motion Passed

Zoning: - No Action

Roads:

MOTION #2018-340

Mike Kostensky moved to approve the purchase of one salt spreader for the Ford F250 road truck. Vendors – Terry’s Trucking cost not to exceed \$7,000. Nicholas Coia second.

Mike Kostensky	- yes	Sue Fields - yes
Nicholas Coia	- yes	Motion Passed

MOTION #2018-341

Mike Kostensky moved to approve the purchase of garage doors for the road department garage. The funds will come from the NOPEC grant and township road department funds. Cost will not exceed \$14,000.00. Nicholas Coia second.

Mike Kostensky	- yes	Sue Fields - yes
Nicholas Coia	- yes	Motion Passed

MOTION #2018-342

Mike Kostensky moved to amend the agenda to include executive session under the police department. Nicholas Coia second.

Mike Kostensky	- yes	Sue Fields - yes
Nicholas Coia	- yes	Motion Passed

Police:

**MOTION #2018-343 FOR EXECUTIVE SESSION
BRIMFIELD TOWNSHIP BOARD OF TRUSTEES**

This date, November 7th, 2018, Trustee Nicholas Coia moved to convene in executive session at 4:30 p.m., pursuant to Ohio Revised Code Section 121.22(G), for the purpose of considering the following matters:

A check mark must be placed next to the applicable section(s):

- (1) To consider the:
 - appointment,
 - employment,
 - dismissal,
 - discipline,
 - promotion,
 - demotion,
 - or compensation of a public employee or official,
 - or the investigation of charges or complaints against a public employee, official, licensee, or regulated individual, unless the public employee, official, licensee, or regulated individual requests a public hearing.

Except as otherwise provided by law, no public body shall hold an executive session for the discipline of an elected official for conduct related to the performance of the elected official's official duties or for the elected official's removal from office. If a public body holds an executive session pursuant to division (G)(1) of this section, the motion and vote to hold that executive session shall state which one or more of the approved purposes listed in division (G)(1) of this section are the purposes for which the executive session is to be held, but need not include the name of any person to be considered at the meeting.

Additional Comments (if applicable) _____

- (2) To consider the purchase of property for public purposes, or for the sale of property at competitive bidding, if premature disclosure of information would give an unfair competitive or bargaining advantage to a person whose personal, private interest is adverse to the general public interest. No member of a public body shall use division (G)(2) of this section as a subterfuge for providing covert information to prospective buyers or sellers. A purchase or sale of public property is void if the seller or buyer of the public property has received covert information from a member of a public body that has not been disclosed to the general public in sufficient time for other prospective buyers and sellers to prepare and submit offers.

If the minutes of the public body show that all meetings and deliberations of the public body have been conducted in compliance with this section, any instrument executed by the public body purporting to convey, lease, or otherwise dispose of any right, title, or interest in any public property shall be conclusively presumed to have been executed in compliance with this section insofar as title or other interest of any bona fide purchasers, lessees, or transferees of the property is concerned

Additional Comments (if applicable) _____

- (3) Conferences with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action.

Additional Comments (if applicable) _____

(4) Preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment.

Additional Comments (if applicable) _____

(5) Matters required to be kept confidential by federal law or regulations or state statutes.

Additional Comments (if applicable) _____

(6) Details relative to the security arrangements and emergency response protocols for a public body or a public office, if disclosure of the matters discussed could reasonably be expected to jeopardize the security of the public body or public office.

Additional Comments (if applicable) _____

(7) To consider confidential information related to the marketing plans, specific business strategy, production techniques, trade secrets, or personal financial statements of an applicant for economic development assistance, or to negotiations with other political subdivisions respecting requests for economic development assistance, provided that both of the following conditions apply:

(a) The information is directly related to a request for economic development assistance that is to be provided or administered under any provision of Chapter 715., 725., 1724., or 1728. or sections 701.07, 3735.67 to 3735.70, 5709.40 to 5709.43, 5709.61 to 5709.69, 5709.73 to 5709.75, or 5709.77 to 5709.81 of the Revised Code, or that involves public infrastructure improvements or the extension of utility services that are directly related to an economic development project.

(b) A unanimous quorum of the public body determines, by a roll call vote, that the executive session is necessary to protect the interests of the applicant or the possible investment or expenditure of public funds to be made in connection with the economic development project.

The motion was seconded by Trustee Mike Kostensky.

Roll Call Vote:	Trustee Mike Kostensky	Yes
	Trustee Nicholas Coia	Yes
	Trustee Sue Fields	Yes

MOTION #2018-344

Nicholas Coia moved to return from executed to regular session at 4:45 p.m. Sue Field Second.

Mike Kostensky	- yes	Sue Fields - yes
Nicholas Coia	- yes	Motion Passed

MOTION #2018-345

Nicholas Coia made a motion that no further merit pay increases will be given in accordance with employee handbook version October 2014 from motion #2018-109 and that all non-union

employees will be bound by the employee handbook contract employees will be bound by the employee handbook unless their contract otherwise states and union employees are to also be bound by the employee handbook unless their collective bargaining agreement otherwise states. Mike Kostensky second.

Mike Kostensky - yes
Nicholas Coia - yes

Sue Fields - yes
Motion Passed

MOTION #2018-346

Nicholas Coia made a motion that all non-union employees are to be evaluated for potential pay increases in the month of April based upon financial stability of the township and recommendation from their respective department head as was done in April 2018 in motion # 2018-123. Mike Kostensky second.

There being no further business to come before this meeting of the Brimfield Township Board of Trustees Nicholas Coia moved at 4:48 PM to adjourn. Motion seconded by Sue Fields. Upon a roll call vote passed unanimously.

We, the Trustees of Brimfield Township, do hereby set out hands as approval of the foregoing minutes as a true and accurate record of the proceedings.

Chairman

Fiscal Officer