

**Brimfield Township Board of Trustees
Regular Meeting
Wednesday, September 26, 2018**

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

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

MOTION #2018-289

Mike Kostensky moved to approve the minutes for 8/15, 8/21 Special, 8/29, and 9/12/18 regular minutes. Sue Fields second.

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

MOTION #2018-290

Mike Kostensky moved to approve the amended agenda as follows, under Parks Fall Festival, Community Build Day, Contracted fees for community, Website. Nicholas Coia second.

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

MOTION #2018-291

Mike Kostensky moved to approve the P. O.'s. Sue Fields second.

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

MOTION #2018-292

Mike Kostensky moved to approve warrants. Nicholas Coia second.

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

Police: -

Swore in Part Time BPD Officer Jennifer Deaton, pay effective per BPD Union Patrol Contract, effective date to be determined.

Fire: - No Action

Administration: -

MOTION #2018-294

Nicholas Coia moved to set Brimfield Trick or Treat for October 28th from 5 to 7 PM. Sue Fields Second.

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

MOTION #2018-295

Please see previous minutes for content. Needed to get Motion to Auditor’s office and misaligned numbers.

Police: - No Action

Zoning:

MOTION #2018-296

Mike Kostensky moved to approve the acceptance of the ½ acre Thorndike Cemetery parcel for the Western Reserve Land Conservation. Nicholas Coia second.

| | | |
|----------------|------|-----------------|
| Mike Kostensky | - no | Sue Fields - no |
| Nicholas Coia | - no | Motion Failed |

MOTION #2018-297

Nicholas Coia moved to approve Section 700.13.C.2 proposed change for Signage and section 510.10 proposed change for swimming pools. Mike Kostensky second.

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

MOTION #2018-298

Mike Kostensky moved to amend agenda to include lighting on Lorrion/Irish. Sue Fields second.

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

MOTION #2018-299

Mike Kostensky moved to install a street light at the intersection of Lorrion and Irish, crossroad only. Sue Fields second. Contact Ohio Edison for Price and Installation.

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

Road: - No Action

Parks:

MOTION #2018-300

Mike Kostensky moved to approve the 9/26/18 Community Park rental application & liability Agreement below. Nicholas Coia second.

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



Brimfield Township Parks & Recreation
Community Center
Rental Application & Liability Agreement



| | | | |
|--|------------------------------|--|-----------------------|
| Renter's Name: | | Phone: | |
| Renter's Address: | | Email: | |
| City/State/Zip: | | | |
| Driver's License Number: | | | |
| Resident: | <input type="checkbox"/> YES | <input type="checkbox"/> NO | |
| | | | |
| Name of Organization: | | | |
| Type of Event | | | |
| Estimated Number of Guests: | | | |
| Start time: | End time: | Include Set-Up and Clean-Up time needed | |
| Date of Reservation: | Date Key Issued: | Date Key Returned: | |
| Resident Rate: Proof of residency is required to qualify for the Residential Rental Rate. The individual renting the facility must present current legal Photo ID or Utility Bill indicating residence within Brimfield Township. *MAXIMUM CAPACITY: 49 <i>Please Note:</i> The individual named as the Renter is the responsible obligated party. The Security deposit will be refunded and/or damages incurred, will be charged to the individual listed as the Renter. *This facility will not be rented on any Township designated holiday. | | | |
| Rental Rates | | Security Deposit Rates | |
| Resident: \$100.00 | Non-Resident: \$200.00 | Resident: \$50.00 | Non-Resident: \$50.00 |
| | | Alcohol Use Deposit | |
| | | \$100.00 Resident \$200.00 Non-Resident | |
| Will You Be Serving Alcohol? Circle one: NO YES <u>If Yes Read & Sign</u> Below <u>APPLICATION FOR CONSUMPTION OF ALCOHOL</u> I, the undersigned renter, do agree to the following terms of this application for consumption of alcoholic beverages inside Community Center located at 4538 Edson Road in Brimfield Township, Ohio 44240. A. The individual renting the facility is responsible for the cost of a police officer who must be present during the rental period when alcohol is being served. Renter must contact Brimfield PD at 330-673-7716 to make arrangements. B. The Township assumes no duty of supervision in the provision of alcoholic beverages and the applicant agrees to hold the Township, it's agents and employees, harmless, fully indemnify and assumes any and all host liability or other liability to guests, invitees, relatives, friends or third parties who may be injured directly and proximately by the provision of alcoholic beverages, of any sort whatsoever, whether for profit, not for profit, or purely such reasons whether the same result from intoxication or are contributed to by intoxication. C. An Alcohol Use Deposit in the amount of \$100.00/\$200.00 (in addition to the required facility deposit) will be posted by me to cover the circumstances that may occur during my use of said facilities, understanding that all or part of the deposit(s) could be retained for violation of any of the stated rules herein as well as additional charges that may be levied to cover costs of excessive cleaning or damages to the facility, equipment or grounds. I agree to the above and the stated rules herein and, therefore, realize and have read and understand the above application PRINT NAME _____ SIGNATURE _____ - | | | |

Residency

1. Fees are based on the residency of the person making the reservation.
2. Proof of residency is required.

Deposits

1. A \$50.00 refundable security deposit is required. No credit cards accepted for security deposits.

2. Once the rented facility has been cleaned and all keys returned, the facility will be inspected for damage, cleanliness and key return before a determination is made to return the deposit.
3. Any damage, cleaning fees or lost keys forfeits the security deposit.
4. Keys not returned within 48 hours of the rental period will be considered lost.
5. Keys can be returned to the Brimfield Township Administration Office, 1333 Tallmadge Road, between the hours of 7 a.m. and 3p.m. Monday through Friday. An outside drop box is also provided in front of the Administration Office for key drop-off after business hours
6. If the cost to clean, repair or rekey a facility exceeds the security deposit, the responsible party shall be charged the difference in cost.

Rental Eligibility

1. All rentals are on a first-come basis.
2. Renters must be at least 21 years of age and have a valid vehicle operator's license to make a reservation.
3. A completed *Rental Application and Liability Agreement* along with the required deposits and rental fee must be returned to the Town Hall and paid in full before a reservation is complete.
4. The renter must be in attendance during the rental period.

Renter's Responsibilities, Rules, and Rates

1. The renter is responsible for all clean-up that includes and is not limited to cleaning tables, chairs, counters, appliances if used, picking up trash, sweeping/vacuuming the floors, and emptying all trash cans before leaving.
2. Rental times include the time for any set-up, decorating, taking down of decorations, etc.
3. If a renter wants to decorate or set-up prior to the actual event and rental time, a renter must rent the facility for said set-up, decorating, take-down etc.
4. The key can be picked up at the Brimfield Township Administration Office 48 business hours prior to the date of rental.
5. Renter shall not enter facility prior to the time specified on the Rental Application. Entering a facility prior to the time specified may result in removal of any persons and/or items from the facility until time of rental and will automatically result in the forfeiture of the security deposit.
6. All keys must be returned to the Brimfield Township Administration Office 48 hours after the date of rental or placed in the drop-box after business hours.

Please note that firearms and all tobacco products are prohibited

By initialing below, I agree to the terms and conditions outlined above.

Signature of Renter

Date

MOTION 2018-301 FOR EXECUTIVE SESSION BRIMFIELD TOWNSHIP BOARD OF TRUSTEES

This date, 9/26/2018, Trustee Mike Kostensky moved to convene in executive session at 4:20 PM, 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 Sue Fields.

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

MOTION #2018-302

Nicholas Coia moved to return to regular session at 4:52 PM. Mike Kostensky second.

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

There being no further business to come before this meeting of the Brimfield Township Board of Trustees Nicholas Coia moved at 4:53 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