

**Brimfield Township Board of Trustees
Regular Meeting
Wednesday, April 10, 2019**

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, Sue Fields, Mike Kostensky, and Fiscal Officer John Dalziel.

The meeting was called to order at 8:00 AM.

Announcements:

Sue announced the Lion's Club pancake breakfast Memorial Day 8:00 AM to 11:00 AM. Also, the Kelso house Easter egg hunt is April 20th from 10:00AM to 12:00 PM.

Jamie Harper expressed his thanks for the street light on Irish.

MOTION #2019-094

Mike Kostensky moved to amend the agenda to include: Nicholas Coia second.

- 1.) Fiscal Officer
- 2.) NOPEC grant

Mike Kostensky - yea
Nicholas Coia - yea

Sue Fields - yea
Motion Passed

MOTION #2019-095

Mike Kostensky moved to approve the warrants. Nicholas Coia second.

Mike Kostensky - yea
Nicholas Coia - yea

Sue Fields - yea
Motion Passed

Police: No Action

Fire:

MOTION #2019-096

Sue Fields moved to adopt the 2017 State of Ohio fire code including all appendices. Nicholas Coia second.

Mike Kostensky - yea
Nicholas Coia - yea

Sue Fields - yea
Motion Passed

Administration: No Action

Zoning:

MOTION #2019-097

Nicholas Coia moved to send notices of public meetings to property owners affected by proposed zoning district changes as indicated by Ohio Revised Code S19. Sue Field second.

Mike Kostensky - yea
Nicholas Coia - yea

Sue Fields - yea
Motion Passed

MOTION #2019-098

Mike Kostensky moved to support expanding CRA for commercial and industrial to encompass Township of Brimfield. Nicholas Coia second.

Mike Kostensky - yea
Nicholas Coia - yea

Sue Fields - yea
Motion Passed

MOTION #2019-099

Sue Fields moved to have township cleanup day on April 27th from 8:00AM to 4:00PM. Mike Kostensky second.

Mike Kostensky - yea
Nicholas Coia - yea

Sue Fields - yea
Motion Passed

Roads:

MOTION #2019-100

Mike Kostensky moved to call back Ray Hartley as a part time road worker starting the week of April 29th, 2019. Sue Fields second.

Mike Kostensky - yea
Nicholas Coia - yea

Sue Fields - yea
Motion Passed

MOTION #2019-101

Mike Kostensky moved to purchase at 2020 International MV dump truck from Cerni Motor Sales. Snow and ice removal truck package from Gledhill Road Machinery. Total price of \$142,543.01. 7-year finance at 4.560% for an early payment of \$23,361.85. Nicholas Coia second.

Mike Kostensky - yea
Nicholas Coia - yea

Sue Fields - yea
Motion Passed

Parks:

No Action

Cemetery:

No Action

Fiscal Office:

MOTION #2019-102

**NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC)
ENERGIZED COMMUNITY GRANT PROGRAM
(NEC GRANT(S))**

RESOLUTION¹

A RESOLUTION AUTHORIZING ALL ACTIONS NECESSARY TO
ACCEPT NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC)
2019 ENERGIZED COMMUNITY GRANT(S)

WHEREAS, the TOWNSHIP of Brimfield, Ohio (the "Township") is a member of the Northeast Ohio Public Energy Council ("NOPEC") and is eligible for one or more NOPEC Energized Community Grant(s) for 2019 ("NEC Grant(s)") as provided for in the NEC Grant Program guidelines; and

WHEREAS, the TOWNSHIP has previously entered into a Grant Agreement with NOPEC, Inc. on January 1, 2019 to receive one or more NEC Grant(s).

WHEREAS, the TOWNSHIP wishes to receive one or more NEC Grant(s) for 2019.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF Brimfield TOWNSHIP, COUNTY OF Portage, AND STATE OF OHIO, THAT:

SECTION 1. This Board of Trustees of the TOWNSHIP (the “Board”) finds and determines that it is in the best interest of the TOWNSHIP to accept the NEC Grant(s) for 2019 and authorizes the President of the Board to accept the NEC Grant(s) funds.

SECTION 2. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 3. This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the TOWNSHIP; wherefore, this Resolution shall be in full force and effect immediately upon its adoption and approval by the President of the Board of Trustees of this TOWNSHIP.

DATE ADOPTED: April 10, 2019

Mike Kostensky, Chairman

Submitted to the Board for Approval on this 10th day of April, 2019

ATTEST:

John C. Dalziel, Fiscal Officer of the Board of Trustees

I, John C. Dalziel, as Fiscal Officer of the Board of Trustees of Brimfield Township, County of Portage , State of Ohio, do hereby certify that the foregoing is a true and correct copy of Resolution No. _____ adopted by the Board of Trustees of said Township on the 10th day of April, 2019.

Mike Kostensky moved to complete NOPEC 2019 grant application and return to NOPEC for funding. Sue Fields second.

Mike Kostensky - yea
Nicholas Coia - yea

Sue Fields - yea
Motion Passed

**MOTION #2019-103 FOR EXECUTIVE SESSION
BRIMFIELD TOWNSHIP BOARD OF TRUSTEES**

This date, April 10th, 2019 Trustee Mike Kostensky moved to convene in executive session at 9:37 AM, 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 Nicholas Coia.

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

MOTION #2019-104

Nicholas Coia moved to return to regular meeting at 9:51 AM. Sue Fields second.

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

MOTION #2019-105

Nicholas Coia moved to conditionally hire Bryan Nieman as part time Brimfield Police Department patrolman. Sue Fields 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 Mike Kostensky moved at 9:53 AM 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