

**BRIMFIELD TOWNSHIP BOARD OF TRUSTEES**  
**REGULAR MEETING**  
**TUESDAY, FEBRUARY 8, 2011**

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

Vice-Chairman C. J. Sprague Jr. called the meeting to order at 3:02 PM., (Trustee Sue Fields asked to be excused as Chairman for this meeting).

MOTION #2011-067

C. J. Sprague, Jr. moved to accept the minutes as amended from the 1/26/2011 meeting. Motion seconded by Sue Fields and passed unanimously.

MOTION #2011-068

Mike Kostensky moved to accept the agenda as presented. Motion seconded by Sue Fields. Upon roll call vote:

Sue Fields – yea  
Mike Kostensky – yea

C. J. Sprague, Jr. – yea  
Motion passed

MOTION #2011-069

C. J. Sprague, Jr. moved to approve PO's and warrants as presented. Motion seconded by Mike Kostensky and passed unanimously.

Safety Concerns - None

**Police Department:**

MOTION #2011-070

Mike Kostensky moved to accept the 2011 Police Department inventory as presented. Motion seconded by Sue Fields. Upon roll call vote:

Sue Fields – yea  
Mike Kostensky – yea

C. J. Sprague, Jr. – yea  
Motion passed

RESOLUTION #2011-071

Re: Lease to purchase 4 Police Cruisers

WHEREAS:

Based upon the recommendation of the Police Chief David Blough, the Brimfield Township Board of Trustees has determined to purchase 4 police vehicles and,

WHEREAS: The Police Chief has determine that it is in the best interest of the Department to purchase 3 cruisers and 1 SUV and,

WHEREAS: Park Ford does qualify as a vendor by being under or below State bid price; therefore be it,

RESOLVED: That said purchase shall be from Park Ford financed by a lease purchase program provide by Key Bank, be it further,

RESOLVED: The total cost of said lease shall be \$145,000 at an interest rate 4.62%, be it further,

RESOLVED: The payment shall be \$50, 530 a year for 3 years, payment shall be made from the Law Enforcement Trust fund.

Trustee Mike Kostensky moved for the adoption of the above resolution on the 8<sup>th</sup> day of February 2011. Motion seconded by C. J. Sprague, Jr. Upon roll call vote:

Sue Fields – yea  
Mike Kostensky – yea

C. J. Sprague, Jr. – yea  
Motion passed

#### RESOLUTION #2011-072

Re: New police cruiser purchase

WHEREAS: The Brimfield Township Board of Trustees, based upon the recommendation of the Police Chief has determined need to replace a police cruiser totaled in an accident; and

WHEREAS: Park Ford has qualified by meeting State bid pricing; therefore be it,

RESOLVED To purchase said police cruised from Park Ford (fully equipped) for a price not to exceed \$31,000, to be paid from the Law Enforcement Trust Fund and insurance settlement.

C. J. Sprague, Jr. moved for the adoption of the above resolution on this 8<sup>th</sup> day of February 2011. Seconded by Mike Kostensky. Upon roll call vote:

Sue Fields – yea  
Mike Kostensky – yea

C. J. Sprague, Jr. – yea  
Motion passed

#### **Fire Department:**

#### MOTION #2011-073

Sue Fields moved to accept the 2011 Fire Department inventory as presented by Chief Keller. Motion seconded by C. J. Sprague, Jr. Upon roll call vote:

Sue Fields – yea  
Mike Kostensky – yea

C. J. Sprague, Jr. – yea  
Motion passed

**Zoning Department:**

MOTION #2011-074

C. J. Sprague, Jr. moved to request the Portage County Prosecutor to give the Township a written legal opinion on the Internet Café's in Brimfield Township. Seconded by Sue Fields.

Sue Fields – yea  
Mike Kostensky – yea

C. J. Sprague, Jr. – yea  
Motion passed

**Cemetery:**

MOTION #2011-075

C. J. Sprague, Jr. moved to accept the Cemetery 2011 inventory as presented.

Sue Fields – yea  
Mike Kostensky – yea

C. J. Sprague, Jr. – yea  
Motion passed

**Administration:**

MOTION #2011-076

Sue Fields moved to accept the 2011 Administration inventory as presented. Seconded by C. J. Sprague, Jr.

Sue Fields – yea  
Mike Kostensky – yea

C. J. Sprague, Jr. – yea  
Motion passed

MOTION #2011-077

C. J. Sprague, Jr. moved to adjourn to executive session at 4:19 PM to discuss.

1. Fire Personnel
2. Administration Personnel

Mike Kostensky seconded.

Sue Fields – Yea  
Mike Kostensky – Yea

C. J. Sprague Jr. – Yea  
Motion passed

MOTION #2011-078

C. J. Sprague, Jr. moved to return to regular session at 5:03 PM. Seconded by Mike Kostensky.

Sue Fields – yea  
Mike Kostensky – yea

C. J. Sprague, Jr. – yea  
Motion passed

As a result of the above executive session:

**Fire Department:**

MOTION #2011-079

Sue Fields moved to extend FF/Paramedic, Matt Haines' light duty until 2/16/2011 and then continued light duty after 2/16/2011 will be based on receipt of independent medical examination. On 2/23/2011 light duty will have to be extended or denied. Seconded by C. J. Sprague Jr.

Sue Fields – yea  
Mike Kostensky – yea

C. J. Sprague, Jr. – yea  
Motion passed

**Administration:**

MOTION #2011-080

C. J. Sprague, Jr. moved to accept the attached wording for the 2011 Retirement Incentive Plan per Chad Murdock. Seconded by Sue Fields.

Whereas, R.C. 145.297 provides that a township may establish a retirement incentive plan, in writing, for its eligible employees, which provides for purchase of service credit for eligible employees who elect to participate in the plan and for payment by the township of the entire cost of the service credit purchased. The plan shall remain in effect for at least one year, with at least 30 days notice of termination, and include provisions for the timely and impartial resolution of grievances and disputes arising under the plan. Eligible employees who are or will be eligible to retire under Ohio PERS on or before the date of termination of the plan (service credit to be purchased for the employee under the plan shall be included in making such determination), must agree to retire within 90 days after receiving notice from the Ohio PERS that service credit has been purchased for the employee under the plan.

NOW, THEREFORE, the Board of Brimfield Township Trustees, Portage County, Ohio, adopt the following Ohio PERS Retirement Incentive Plan:

**(1) Plan Name:** The name of the plan shall be the Brimfield Township Retirement Incentive Plan (the "Plan").

**(2) Enabling Resolution and Governing Law:** By this resolution, the Board approves the Plan in accordance with R.C. 145.297 and O.A.C. § 145-2-42.

**(3) Plan Period:** The Plan shall begin on February 1, 2011 and end on February 1, 2012.

**(4) Terms:**

**(A)** The Plan shall be the only retirement incentive plan in effect for eligible employees of Brimfield Township, Portage County, Ohio.

**(B)** Participation in the Plan shall be available to at least 10% of Township employees

who are now members of Ohio PERS. Employees who have established more total service credit of record in the Ohio PERS pursuant to applicable service credit provisions of R.C. Chapter 145 have the right to elect to participate in the Plan before employees having less total service credit established in Ohio PERS.

(C) Pursuant to the terms of the Plan, service credit for each participating employee shall be purchased by the Township in an amount equal to up to four (4) years of service credit.

**(5) Eligibility Requirements:** Any employee of the Township eligible to participate in the Plan shall meet the following criteria:

**(A)** The employee is or will be eligible to retire under R.C. 145.32, R.C. 145.34, R.C. 145.37, or R.C. 145.33(A) on or before the date of termination of the Plan. Service credit to be purchased for the employee under the Plan shall be included in making this determination for eligibility.

**(B)** The employee agrees to retire under R.C. 145.32, R.C. 145.34, R.C. 145.37, or R.C. 145.33 (A) within 90 days after receiving notice from the Ohio PERS that service credit has been purchased for the employee pursuant to the Plan.

**(6) Notice:** The Plan shall be in effect for a minimum of one (1) year. All employees and the Ohio PERS will receive written notice 30 days in advance of the proposed termination date of the Plan.

**(7) Grievance Procedure:** The Township adopts the grievance procedure in the Township Employee Handbook for the resolution of grievances and disputes arising under the Plan.

Sue Fields – yea  
Mike Kostensky – yea

C. J. Sprague, Jr. – yea  
Motion passed

There being no further business to come before this meeting of the Brimfield Township Board of Trustees Mike Kostensky moved, at 5:09 PM to adjourn. Motion seconded by C. J. Sprague, Jr. 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