

**Brimfield Township Board of Trustees
Special Meeting
Wednesday September 16, 2020**

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

The meeting was called to order at 7:01 AM.

**BRIMFIELD TOWNSHIP, OHIO
RESOLUTION NO. 288-2020**

A RESOLUTION

Nicholas Coia moved to accept funding for Coronavirus Aid, Relief, and Economic Security Act (“CARES Act”) due to the COVID-19 public health emergency incurred from March 1st – December 30th, 2020.

WHEREAS, the Coronavirus Aid, Relief, and Economic Security Act, 116 Public Law 136, (the CARES Act) was signed into law by the President of the United States on March 27, 2020; and

WHEREAS, the Ohio General Assembly established a process for distributing funds provided by the “Coronavirus Aid, Relief, and Economic Security Act” in Senate Bill 310 of the 133rd General Assembly (SB 310); and

WHEREAS, SB 310 requires subdivisions receiving funds under Section 1 of the act, to pass a resolution affirming that funds from the County Coronavirus Relief Distribution Fund may be expended only to cover costs of the subdivision consistent with the requirements of section 5001 of the CARES Act as described in 42 U.S.C. 601(d), and any applicable regulations before receiving said funds; and

WHEREAS, Brimfield Township is requesting its share of funds from the Portage County Coronavirus Relief Distribution Fund.

NOW THEREFORE, be it resolved that the Board of Trustees of Brimfield Township affirms that all funds received from the Portage County Coronavirus Relief Distribution Fund pursuant to SB 310 be expended **only** to cover costs of the Township consistent with the requirements of section 5001 of the CARES Act as described in 42 U.S.C. 601(d), and any applicable regulations and guidance only to cover expenses that:

- (1) Are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19);
- (2) Were not accounted for in Brimfield Township’s most recently approved budget as of March 27, 2020; and
- (3) Were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.

FURTHERMORE, in compliance with SB 310, be it resolved by the Board of Trustees of Brimfield Township that the Brimfield Township Fiscal Officer take all necessary action to:

- (1) On or before October 15, 2020, pay any unencumbered balance of money in the Brimfield Township’s local coronavirus relief fund to the Portage County Treasurer;
- (2) On or before December 28, 2020, pay the balance of any money in the Brimfield Township’s local coronavirus relief fund to the state treasury in the manner prescribed by the Director of the Ohio Office of Budget and Management; and
- (3) Provide any information related to any payments received under SB 310 to the Director of the Ohio Office of Budget and Management as requested.
- (4)

Sue Fields second.

Adopted on: 9/16/2020

TRUSTEE: _____

Nic Coia

TRUSTEE: _____

Sue Fields

TRUSTEE: _____

Mike Kostensky

I, John C. Dalziel, Fiscal Officer of Brimfield Township do hereby certify that the above resolution # 288-2020 is a true and accurate copy as it appears in the record of proceedings of Brimfield Township

John C. Dalziel, Fiscal Officer
Brimfield Township

MOTION #2020-289

**MOTION FOR EXECUTIVE SESSION
BRIMFIELD TOWNSHIP BOARD OF TRUSTEES**

This date, September 16, 2020, Trustee Nicholas Coia moved to convene in executive session, pursuant to Ohio Revised Code Section 121.22(G), for the purpose of considering the following matters at 7:02 AM:

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	Nicholas Coia	Yes
	Trustee	Mike Kostensky	Yes
	Trustee	Sue Field	Yes

MOTION #2020-290

Mike Kostensky moved to return from executive session at 8:02 AM. Sue Fields second.

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

MOTION #2020-291

Mike Kostensky moved to place all four union road workers on unpaid suspension for two days, date to be determined and submitted to the administrative supervisor by Friday September 18, 2020 and to create a quarterly labor management meeting for the Road Department beginning October 2020. Sue Fields second.

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

MOTION #2020-292

Mike Kostensky moved to place Road Superintendent on unpaid suspension for two days, date to be determined and submitted to the administrative supervisor by Friday September 18, 2020, requires two administrative leadership classes to be completed by all three department heads within six months and to create a quarterly labor management meeting for the Road Department beginning October 2020. Sue Fields second.

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

MOTION #2020-293

Nicholas Coia moved to accept the updated Zoning Department Secretary job description. Mike Kostensky.

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

There being no further business to come before this meeting of the Brimfield Township Board of Trustee Mike Kostensky moved at 8:06 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