

**Brimfield Township Board of Trustees
Regular Meeting
Wednesday September 7, 2022**

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

The meeting was called to order at 8:00 AM by Nicholas Coia

MOTION #2022-273

Mike Kostensky moved to approve minutes from 8/24/2022 regular meeting. Sue Fields second.

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

MOTION #2022-274

Sue Fields moved to approve minutes from 9/1/2022 special meeting. Nicholas Coia second.

Mike Kostensky	- abstain	Sue Fields - yea
Nicholas Coia	- yea	Motion Pass

MOTION #2022-275

Mike Kostensky moved to approve the agenda as present. Sue Fields second.

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

MOTION #2022-276

Sue Fields moved to approve purchase orders. Mike Kostensky second.

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

MOTION #2022-277

Mike Kostensky moved to approve warrants. Sue Fields second.

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

Public Comments: Jim McKey 4505 Mogadore Road – read letter in opposition of Mogadore Road change from OR to LI.

Clyde Pierson – BBQ questions on Route 43 and 18.

MOTION #2022-278

Mike Kostensky moved to amend the agenda to include:
Sue Fields second.

Zoning 2d.) Temporary use permit

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

Public Comments: Dave Durbin 1511 Countryside Drive – Concerns on road conditions.

Michael Roleson 3280 Sandy Lake Road – Owns 1485 Tallmadge Road, explained future restorations.

Police: No Action

Fire: No Action

Admin: No Action

Zoning:

MOTION #2022-279

Mike Kostensky moved to accept the proposed changes from the zoning board to change Mogadore Road zoning from OR to LI (west side). Sue Fields second.

Mike Kostensky	- yea	Sue Fields - yea
Nicholas Coia	- no	Motion Pass

MOTION #2022-280

Mike Kostensky moved to send section 540 (temp use permit) of the zoning code back to the zoning board to review limiting usage and adding expiration. Sue Fields second.

Mike Kostensky	- yea	Sue Fields - yea
Nicholas Coia	- no	Motion Pass

Road:

MOTION #2022-281

Mike Kostensky moved to approve the purchase of pipe and catch basins from Core and Main in the amount of \$18,000.00. Nicholas Coia second.

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

MOTION #2022-282

Mike Kostensky moved to approve Helmling Construction to replace an easement pipe on Estes Road for a price not to exceed \$48,000.00. Nicholas Coia second.

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

Parks: No Action

Cemetery: No Action

Fiscal Office:

Resolution No. 2022-283

BOARD OF TRUSTEES

BRIMFIELD TOWNSHIP, PORTAGE COUNTY, OHIO

A RESOLUTION

Approving and accepting the Portage County Budget Commission’s alternative method of apportioning and distributing the Local Government Fund

The Board of Trustees of Brimfield Township, Portage County, Ohio met at a regular session, on the 7th day of September at 9:09 AM, with the following members present:

Mike Kostensky, Trustee
Nicholas Coia, Trustee
Sue Fields, Trustee

Nicolas Coia moved the adoption of the following resolution.

WHEREAS, Brimfield Township is a participating political subdivision and has been provided with an alternative method of apportioning the local government fund as put forth in Exhibit “A” and attached to this Resolution.

NOW THEREFORE BE IT RESOLVED, that the Brimfield Board of Township Trustees does hereby approve and accept the percentage set forth in the alternative method of apportioning and distributing the local government fund for a term of 10 years, and as set forth in Exhibit “A” and

BE IT FURTHER RESOLVED, that the Township Fiscal Officer is hereby directed to certify a copy of this Resolution to the Portage County Budget Commission.

Sue Fields seconded the motion, and the roll was called on the question of its adoption. The vote was as follows:

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

Adopted September 7, 2022

MOTION #2022-284

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

This date, September 7, 2022, 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 9:21 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 averse 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	Nicholas Coia	Yea
Trustee	Mike Kostensky	Yea
Trustee	Sue Field	Yea

MOTION #2022-285

Nicholas Coia moved to return from executive session back to the regular meeting at 9:36 AM. Sue Fields second.

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

There being no further business to come before this meeting of the Brimfield Township Board of Trustees Nicholas Coia moved at 9:36 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