

RECORD OF PROCEEDINGS

Minutes of

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

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**BERLIN TOWNSHIP REGULAR MEETING
September 15, 2014**

The meeting was called to order by the Chairperson Mr. Jason Young with trustees Mrs. Jodi Kale and Mr. Denny Furman and Fiscal Officer Dolly Bennett in attendance. 8 visitors recited the Pledge of Allegiance to the Flag with the Board.

All transient, general and routine correspondence and draft minutes are disposed of per the provisions of the retention period of Berlin Township.

Mr. Furman made a motion, seconded by Mrs. Kale that the minutes of the last meeting are approved as written. All Trustees voted in favor.

Mr. Kale made a motion for Resolution, seconded by Mr. Furman that the August financial reports are approved as submitted by the Fiscal Officer. All Trustees voted in favor. **56-2014**

After review of documents received from the County Auditor's Office, Mrs. Kale made a motion for Resolution, seconded by Mr. Furman;

RESOLVED, By the Board of Trustees of Berlin Township, Mahoning County, Ohio, in accordance with the provisions of law has previously adopted a Tax Budget or has been granted the authority by the Mahoning County Budget Commission to waive this requirement for the next succeeding fiscal year commencing January 1, 2015; and

WHEREAS, The Budget Commission of Mahoning County, Ohio, has certified its action thereon to this Board together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Board, and what part thereof is without, and what part within, the ten mill limitation; therefore, be it

RESOLVED, By the Board of Trustees of Berlin Township, Mahoning County, Ohio, that the amounts and rates as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said Township the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

General Fund: \$99,075.91, 2.22 mill inside
Road & Bridge: \$17,851.52, 0.40 mill inside
County Health: \$12,496.06, 0.28 mill inside
Fire District: \$104,267.04, 2.90 mill outside
Fire Apparatus, \$88,762.99, 2.00 mill outside

And be it further

RESOLVED, That the Fiscal Officer of this Board be and is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

Roll Call vote: Mr. Young, yes
Mrs. Kale, yes
Mr. Furman, yes

57-2014

Mrs. Kale made a motion for Resolution, seconded by Mr. Furman that the estimated balances and revenue report, as submitted by the Fiscal Officer, is accepted and same report shall be sent to the County Auditor by the Fiscal Officer. All Trustees voted in favor. **58-2014**

Mrs. Kale made a motion for Resolution, seconded by Mr. Furman that the Township accepts the waiver of the Budget Hearing as submitted by the Mahoning County Budget Commission. All Trustees voted in favor. **59-2014**

After discussion, Mrs. Kale made a motion for Resolution, seconded by Mr. Furman that \$875.00 is a supplemental appropriation to the EMS Transport Fees Fund and shall be placed in line item 2905-230-318. The money will be used for an EMT course for Christine Brown and will be reimbursed to the Fund through a grant. All Trustees voted in favor. **60-2014**

After discussion and review of materials submitted by Cailor Fleming Insurance, Mr. Furman made a motion for Resolution, seconded by Mrs. Kale, that the township renew the current health care plan with Anthem with the anniversary date of 12-1-2014. All Trustees voted in favor. **61-2014**

Mrs. Kale made a motion for Resolution, seconded by Mr. Furman that Kevin Windham has permission to attend the LTAP class being held 11/19/14 in Akron regarding chainsaw/chipper

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instruction. The Township will pay the \$50 fee and Kevin will be reimbursed for any expenses incurred for this education class. All Trustees voted in favor. 62-2014

After discussion, Mr. Furman made a motion for Resolution, seconded by Mrs. Kale, that the estimate for repairs to the International truck is accepted and the truck should be repaired. Kevin will go over the estimate and complete any small items he may be able to fix himself and the other work is approved to be completed by Alliance Motors. All Trustees voted in favor. 63-2014

At Kevin Windham's request, Mrs. Kale made a motion for Resolution, seconded by Mr. Furman that 3-ton of cold patch may be purchased to be used primarily on Leffingwell Extension and Mill Roads, from a plant in Canton, Ohio @ \$130/ton. All Trustees voted in favor. 64-2014

At Kevin Windham's request, Mrs. Kale made a motion for Resolution, seconded by Mr. Furman, that Kevin has permission to rent a bed edger from Hilltop @ \$60.00/day to aid in work that needs done on the township grounds. All Trustees voted in favor. 65-2014

After review of materials presented by Rick Peppel and discussion of same, Mrs. Kale made a motion for Resolution, seconded by Mr. Furman that Columbiana Ford may repair rescue truck # 32 for an oil leak and perform routine maintenance of oil change, air filter and tire rotation at a cost of \$1939.27. All Trustees voted in favor. 66-2014

After review of materials presented by Rick Peppel and discussion of same, Mrs. Kale made a motion for Resolution, seconded by Mr. Furman that Gruber Rescue of Austinburg, OH has permission to repair the rescue tool at a cost of \$870.00. All Trustees voted in favor. 67-2014

Concerns received:

1. Erica Gay, 4901 Weaver Road, concern of recent frequent flooding of area around a creek and her basement. Mrs. Kale returned the call and explained due to heavy rainfall which the township cannot control the flooding occurred. Also explained to Ms. Gay that the township can only ditch in front of her property within the township right-of-way.
2. Paul Pavolidus, 15640 Berlin Station Road; states the newly installed catch basin at NE corner of Berlin Station and Rte. 534 is too high to allow surface water drain away and water now stands full in the ditch; it did not before the catch basin was installed. Mrs. Kale contacted ODOT who made out a complaint form and will check into this matter.
3. Mrs. Whitfield, 17408 Mill Road; states a tree in the township right-of-way has ants eating away at the base and she is concerned that the tree will fall onto the road. Kevin Windham has checked the tree out and it is too large and close to electric wires for the township to handle. He has contacted 2 tree removal companies to give us an estimate with no response yet. While he is getting an estimate on the tree removal he will ask the companies to give a price on brushing the bank as well.

Correspondence:

- Letter to Ohio Rail Development Commission by Mrs. Kale with request for yield sign replacement exemption on the crossing on Berlin Station Road. Trustees all agree the low train count and the conversion pose safety concerns at this crossing.
- State Auditor, Final release of regular financial audit for the years ended December 31, 2013 and 2012. The audit may be viewed by the public at the Auditor's Website. However, a hard copy is on file at the township office.

Mr. Young listed the following orders of business:

1. The culvert at Heiser and Bedell Roads has been replaced by the county engineer's office. They also performed some ditch clean-out in this area and the problem seems to be alleviated. However some paving still needs to take place.
2. The Shenandoah Culvert Project has been completed. Some grading needs to take place.
3. The crack fill machine is currently at E & L Machine for repairs.

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4. The diesel fuel tank has been delivered and is in use by the road and fire departments. A fuel usage sheet has been implemented.
5. The Memorial Tree Service was very successful and everyone is thanked who participated and were involved.
6. Everyone who helped or assisted in other ways with the Fair displays is thanked.
7. The fire department chicken BBQ was held Saturday and was well attended and a great success.
8. The next MCTA dinner meeting is 9/25 at Jackson Township.
9. The next meeting of the Board is October 20, 2014, 7:00 p.m.
10. Halloween Trick-or-Treat will be held Thursday, October 30, 5:00 – 7:00 p.m. with the Fire Department Community Party to take place @ 7:00. Because Halloween is the last football game at the school and the community is so heavily involved in this, the hours for Trick-or-Treat will be changed for this year.

Mrs. Kale reported:

- Salt prices are being discussed with other entities with alternatives of buying the over-priced product.
- At the recent appliance/trash/electronics drive, 96# of copper, 780# of batteries, 12,240# of appliances and scrap metal and 37,160# of trash were processed. The Township is still awaiting tonnage on the electronics drive.
- A Flu Clinic will be held at the Town Hall on October 1, 9:00 – 11:00 a.m. No appointment is necessary.
- Mrs. Kale attended a Soil & Water meeting on August 25 and learned about the ditch maintenance program. This program operates on a project basis. If a property owner has a concern on their property, they should contact the township Board of Trustees. The Board of Trustees then petitions the County Commissioners who then contact the Soil & Water Department. Soil & Water then assesses the project, contacts contractors to get bids for the project if it is deemed necessary to perform the work, awards the contract and then the property owner and any others affected by the project will be assessed the costs on their property tax duplicate.
- Sunoco has notified the township that they will be erecting a facility west of Route 534 within their right-of-way along the pipeline to house supplies, tools, etc.
- Mrs. Kale has contacted ONG for natural gas service to township buildings for 6 months at a rate of \$4.97/MCF. This was done after research of other suppliers proved to be at a higher price.
- Discussion took place on the security camera system. It is agreed Kevin and Mrs. Kale will look into getting a replacement system. The current system is outdated and expensive to replace equipment as well as not meeting the township needs.
- Mrs. Kale stated that with the receipt of the invoice for diesel fuel at the newly installed tank, by the time the taxes are paid there is no savings to the township. It seems the on-site tank is mainly for convenience rather than cost savings. Rick Peppel and Kevin Windham agreed that the convenience is nice but also the township is guaranteed that the fuel is available when needed. This had become an issue with the local supplier who would be out of diesel fuel periodically. Mrs. Kale also asked about the lack of a spillage or leakage wall around the tank. Rick and Kevin replied that the tank is double walled and if a leak would occur the fuel would go into the outer wall and not on the ground.

Mr. Furman reported:

- The military plaque for Wayne Martin Pack was delivered and Kevin has mounted same on

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the headstone of Mr. Pack.

- The demolition at 17333 Shilling Road is still slated to be completed by the September 22 date.
- Kevin has reported he has ditching slated to take place next week at Leffingwell Road & Route 534, 1 place on Berlin Station Road and 2 places on Leffingwell. Mr. Furman will call the Brobst family to see if they are ready to have their driveway culvert installed during this time as well.

Kevin Windham reported he has cleaned out some drain issues at the garage and recycle barn. A homeowner at 13715 Berlin Station Road replaced their driveway culvert. Kevin was on-site to make sure the job was done properly. Repairs have been made on the yard mower with blades changed as well. The routine road and sign inspections have been made. At the Brown residence on Mill Road, Kevin will put in some gravel and try to keep this area draining as well as he can. Once the International Truck is repaired and back in service, Kevin will contact Springer Tire to get a quote on state purchase tires for the vehicle. A roof leak at the site of the new exhaust pipe on the Town Hall has been repaired. This leak must have occurred after the plumbing repair work was done.

Chief Rick Peppel stated Truck # 31 is experiencing some electrical problems with the flashers. It was agreed Rick may get an estimate on a fix for the problem.

Mr. Keith Rosier asked the Board why they do not use a local repair person when work is needed on the township vehicles. Rick Peppel and Kevin Windham both responded that when work is done on fire equipment the company has to have proper certification to make the repairs/replacement. They both agreed, as well as did Trustees, that local repair persons/companies are used as much as possible rather than dealerships for everything.

Mr. Kennihan of Weaver Road asked if the Trustees had any suggestions for flooding problems in his area; mainly at his neighbor's property. He feels the creek water needs dammed up to impede the flow coming down so fast. Also the bridge near his house where the water flows into needs to be realigned. Trustees told him the bridge issue is a county problem and Soil & Water should be contacted before any change of water flow is done. Other properties may become flooded if the natural flow of water in the creek is slowed in his area or the neighbor's area.

Mr. Bob Kale addressed the Board: He wondered if the tree on Mill Road is in electrical wires why the power company could not be called to cut it down. Kevin responded that no, it is not a utility company problem. Mr. Kale wondered why the township is not using the state purchase program for tires for the truck. Kevin responded that the quote from Springer Tire would be the state purchase price. Mr. Kale suggested the township get the property owner's permission on Leffingwell Road to mow the back side of the ditches. Mr. Kale asked if the contractor who did the work on Shenandoah is responsible for the success of the project. Mr. Young responded that according to the contract he is for 360 days. Mr. Kale stated he does not feel the catch basin situation is right on this job and there was a misjudgment when the catch basin that was there was taken out and the one that is there now was put in. He does not feel the current installation will work and taxpayer dollars should not have to be spent to fix it. Mr. Young stated the concern is noted. Mr. Kale stated that at the tire collection held recently in Goshen Township 2 of the Trustees were there working the drive instead of hiring outside help.

Checks signed authorizing payment of bills are:

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| 25045, Jim Brown, Jr., gravesite openings | \$850.00 |
| 25046, Ohio Edison, electric services | \$505.22 |
| 25047, VISA, Flags, postage, deposit tickets | \$736.58 |
| 25048, Country Pantry, fuel | \$338.52 |
| 25049, Anthem Blue Cross, premiums | \$7,273.04 |
| 25050, Delta Dental, premiums | \$357.82 |
| 25051, Dominion East Ohio, natural gas | \$89.98 |
| 25052, The Neff Company, plumbing repairs | \$1,740.00 |
| 25053, East Fairfield Coal Co, gravel | \$95.41 |
| 25054, Verizon Wireless, cell phone | \$114.14 |
| 25055, Farmers Bank, loan payment, road truck | \$16,155.08 |
| 25056, Myers Equipment, road truck | \$25,865.28 |
| 25057, Brian Allison, August salary | \$144.38 |
| 25058, Dolores Bennett, August salary | \$955.42 |

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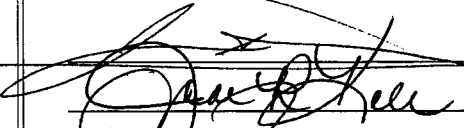
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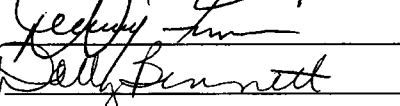
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| 25059, Dennis Furman, August salary | \$686.73 |
| 25060, Jodi Kale, August salary | \$686.73 |
| 25061, Joe Kale, August salary | \$131.96 |
| 25062, Richard Peppel, August salary | \$409.55 |
| 25063, Jason Young, August salary | \$685.21 |
| 25064, Ohio Pub. Emp. Def. Comp., withholding | \$100.00 |
| 25065, Vision Service Plan, premiums | \$109.15 |
| 25066, FYDA Truck, repairs | \$937.41 |
| 25067, Village of Sebring, dispatching | \$733.33 |
| 25068, Verizon Wireless, cell phone air time | \$21.48 |
| 25069, Robert Himes, Shenandoah road project | \$24,000.00 |
| 25070, Angel Gatto, labor | \$203.70 |
| 25071, Richard Marshall, labor | \$500.88 |
| 25072, Kevin Windham, labor | \$913.09 |
| 25073, Ohio Child Support Central, withholding | \$250.26 |
| OPERS, withholding voucher 47-2014 | \$2,784.69 |
| Internal Revenue Service, withholding voucher 48-2014 | \$1,132.29 |
| 25074, Rasul Market, gasoline | \$603.73 |
| 25075, Allison Brothers, trash service | \$52.50 |
| 25076, E.L. Machine, mower bracket repair | \$70.00 |
| 25077, Ohio Edison, electric services | \$80.98 |
| 25078, ACE Hardware, supplies | \$186.38 |
| 25079, Southeastern Emergency Equip., EMS supplies | \$454.00 |
| 25080, Pamela Hoyle, mowings | \$1,500.00 |
| 25081, Warren Fire Equipment, repairs & service | \$220.97 |
| 25082, Columbiana Ford, repairs | \$227.67 |
| 25083, State Treasurer, UAN fees, audit costs | \$858.00 |
| 25084, Village of Sebring, software upgrade | \$33.83 |
| 25085, U.S. Postal Service, PO box rent | \$60.00 |
| 25086, Richard Marshall, labor | \$425.53 |
| 25087, Kevin Windham, labor | \$876.29 |
| 25088, Ohio Child Support Central, withholding | \$250.26 |
| 25089, Miner's Tractor Sales, mower blades | \$100.70 |
| 25090, Country Pantry, diesel fuel | \$225.02 |
| 25091, State Treasurer, Fire Department assessment | \$150.00 |
| 25092, Agland Co-op, diesel fuel | \$1,920.38 |
| 25093, Concoyle Oilfield Tools, supplies | \$106.19 |
| 25094, Ohio Edison, electric services | \$313.82 |
| 25095, Warren Fire Equipment, lens cover | \$130.00 |
| 25096, CenturyLink, telephone services | \$427.39 |
| 25097, Altieri's Home & Garden, top soil | \$131.94 |
| 25098, Koorsen Fire & Security, ladder testing | \$351.00 |
| 25099, Canton City School District, EMT course | \$875.00 |
| 25100, Angel Gatto, labor | \$203.71 |
| Total disbursements | \$100,342.62 |

Mr. Young asked for public comments. None being heard, Mrs. Kale made a motion for adjournment, seconded by Mr. Furman. Meeting adjourned.




Chairperson



Vice Chairperson



Trustee



Fiscal Officer