

AGENDA

Oct. 10, 2012

1. Call to Order-Roll Call
2. Pledge of Allegiance
3. Minutes
4. Fiscal Report
 - A. Financial Statement
5. Maintenance Report
6. Zoning Report
7. Fire Department Report
8. EMS Report
9. Crime Watch Report
10. Committee Report
11. Unfinished Business
 - A. Grant For Baseball Field Restrooms
12. New Business
- 13 Announcements
 - A. Next Meeting Nov. 14, 2012
14. For The Good Of The Order
15. Adjournment

SEPTEMBER 12, 2012

The September 12, 2012 Ellsworth Trustee meeting was called to order at 7:02 p.m. Chairman Spellman established quorum by roll call: Trustee Laura Lewis present, Trustee Curt Morrison, present and Chairman William Spellman present. Fiscal Officer Karen Grittie was also present, along with Tom Powel EFD Battalion Chief, Bob Russo security, Western Reserve News and 16 visitors. Visitor Justin Smith, an Eagle Scout, was also present. The Pledge of Allegiance was recited.

MINUTES: The August 8, 2012 minutes were amended as follows: 20 year warranty on heat exchanger. Trustee Lewis made a motion to accept the minutes as amended. Chairman Spellman read part of a letter from the Lewis' attorney stating, "You are hereby advised that any and all future correspondence from and on behalf of the township regarding the above referred properties (and those are the properties being discussed) are to be directed to our firm and no representative of the township is to have any direct contact with either Laura or Dave Lewis with respect to the same." Trustee Morrison seconded to accept the minutes as amended. All in favor. The June 13, 2012 minutes will be covered at the end of the meeting.

FISCAL REPORT: Bank balance is \$889,253.90. Correspondence concerning October 4, 2012 meeting at Boardman Administration building for update on local government changes, Green Team notice on solid waste management, Green Team recycling of electronics schedule, two hour safety training for Workers' Comp. Chairman Spellman explained that the Green Team's funding for the landfills is critical, especially since we have 2 landfills in Ellsworth. The County Sanitary Engineers has sent the letter stating the Town Hall can be connected to the sewer. The Fiscal Officer stated all correspondences are forwarded to the trustees for their review. Trustee Lewis stated she could be reimbursed for any cost associated with on-line Workers' Comp training.

MAINTENANCE REPORT: Road and sign inspections and pre trip inspection on truck were done. The park was inspected. More gravel was spread around playground for more cushioning. The buildings were cleaned weekly. Mowing and weed whacking were done at cemeteries. Water testing will be done at end of September. New graves are being prepped and planted with grass. The Canfield Fair display will be wrapped for storage.

ZONING: Zoning Inspector Rick Durkin reported the printer in the zoning office is not working. It is 5 years old. The Zoning inspector reported 12 calls received and returned. Mr. Durkin will be meeting with Mr. Mauch, who is rebuilding his house after the fire. It was suggested the printer at the Town Hall could be moved to the Zoning office until a new one is purchased. Trustees suggested Mr. Durkin close zoning office on October 4, 2012 to attend meeting in Boardman on local government updates.

FIRE DEPARTMENT: Tom Powell, Battalion Chief, reported 1 vehicle fire, 1 structure fire, 1 brush fire, 4 emergency medicals, 2 motor vehicle accidents, and 3 service calls for a total of 13 calls. Mutual aid was given once to and received once from Berlin Center. Fire fighter hours were 40 for maintenance, 48 hours on runs, and 40 hours on drills, for a total of 128 hours. Approval was asked for \$798.20 for annual ladder test, \$500 for Knox Box for ladder truck, \$100 for batteries in air packs, 1 halogen tool \$155, 6 pairs of gloves \$384, 6 hoods \$198, 1 pair of boots \$325, for a total of \$2,460.20. Discussion of the Knox box followed, with Mr. Krut stating he donated one Knox box, which is in the ambulance. Knox boxes for a home start around \$150 and up. Trustee Lewis made a motion to pay the \$2460.20 in expenses, seconded by Trustee Morrison. All in favor.

EMS: Ken Hernan is stepping down as assistant chief and EMS responsibilities. Trustee Morrison reported Brian O'Neil will be taking over responsibilities of EMS. Trustee Morrison made a motion to appoint Brian O'Neil as EMS director, seconded by Trustee Lewis. All in favor. A letter of thanks will be sent to Ken Hernan for his service.

CRIME WATCH: Karen Grittie reported Crime Watch patrolled 422 miles. Daytime burglaries are on the increase. Trick or Trunk will be held at the Ellsworth Fire Station on Sunday, October 28, 2012 from 3 to 5 pm. Chairman Spellman stated Halloween Trick or Treat hours would be on October 31, 2012 from 5 to 7 p.m.

VISITOR: Justin Smith is an Eagle Scout. He proposed installing an American Flag, made of stamped concrete, at the Ellsworth cemetery, for the 21 gun salutes to be done at. The estimated cost of \$3000 will be covered by donations from businesses and organizations. Trustee Morrison offered to do the excavation. Completion date is mid November. The existing memorial and plants will be moved to another area once permission from the VFW is given. Larry Spencer, as a Vietnam veteran, applauded Justin Smith for taking on this project. Justin will be pursuing chemical engineering degree.

COMMITTEE REPORTS: TRUSTEE MORRISON reported a check for \$850 from OTARMA was received for the repair on the generator at the fire station. Also another check was received from Samural Oil. TRUSTEE LEWIS: An email was sent to ODOT about the pavement at the Presbyterian Church and Young's property. ODOT will be contacted again. The website has been updated for the Zoning Department and The Fire Department. Trustee Lewis attended the August Western Reserve Board of education meeting. The school board maybe ready to discuss future use of the school

property in 6 months to a year, Trustee Lewis suggested the school board and Ellsworth trustees work together on the project. Option #1 is to locate the restrooms on the school property with an agreement to do so. Option #2 is to acquire the baseball field which would give access to the sewer. Option #3 is to make it a public facility as part of our park. Trustee Lewis asked for the support of Trustees Spellman and Morrison. Trustee Morrison reported he spoke to Lisa Powell of the board of education who said they are too busy and don't want to discuss the project. Chairman Spellman said we need to look at our priorities and what this will cost versus what other project have to be done and their cost. Then we will know where this fits. Larry Spencer read from the Community Round Up from Mr. Swindler's column that in the near future the school board would be discussing the use of the school lands with the communities. Chairman Spellman and Trustee Morrison will put together a list of needed repairs along with costs. CHAIRMAN SPELLMAN reported the west wall of the maintenance building is cracking, causing the roof to leak. A thank you to the Mahoning County Engineers for paving Ellsworth Rd. was sent. A verbal commitment for Diehl Rd. to be addresses next was given. Bailey, Gault, and parts of Leffingwell also need addressed. Chairman Spellman is looking at equipment for the cemetery.

UNFINISHED BUSINESS:

A. Grant for restrooms was discussed in the committee reports.

B. Town Hall repairs: Historical society wants to keep the historical status of the town hall. Matt Baird has the knives to cut the wood to match the siding. We are considering flaring aluminum at the bottom on the siding to keep the water away from the sandstone foundation. Quotes were received, one from a carpenter and 3 painting. Four more requests for quotes went unanswered. The quote for carpentry does not include all materials needed. The decision on the repairs and painting will be decided at the end of the meeting.

C. Engine Brake Signs: There are no signs on Rt 224 East and West. The township purchases the signs and ODOT puts them up. Trustee Morrison made a motion to place signs on Rt 224 East and West, seconded by Trustee Lewis. All in favor. **WHEREAS**, Revised Code Section 505.17 authorizes a board of township trustees to make regulations and orders as are necessary to control passenger cars, motorcycles, and internal combustion engine noise, as permitted under revised Code Section 4513.211,; and **WHEREAS**, Revised Code Section 4513.221 (E)(4) authorizes a board of trustees to regulate noise from passenger cars, motorcycles or other devices using internal combustion engines in the unincorporated areas of the township by the sign identifying Ellsworth center on the west and east sides of US Route 224 and State Route 45 prohibiting racing the motor of any vehicle using and internal combustion engine in such a manner that the exhaust system emits a loud cracking or chattering noise unusual to its normal operation; and **WHEREAS**, The Board of Township Trustees of Ellsworth Township, Mahoning County, Ohio has received complaints from residents with regard to loud noises emitted by trucks using diesel engine brakes, which reduce the trucks' rate of speed, but cause the trucks' exhaust system to emit loud cracking or chattering noises unusual to their normal operations; and **WHEREAS**, such residents have complained that these noise emissions have occurred at all times of the day and night, but are particularly annoying in the dark hours when said residents are attempting to sleep; now therefore, **BE IT RESOLVED** by the Board of Trustees of Ellsworth Township, Mahoning County, Ohio as follows,

SECTION 1. This Board hereby determines that the use of an engine brake on a motor vehicle causes the motor vehicle's motor to race in such a manner as to cause its exhaust to emit a loud, cracking, or chattering noise unusual to its normal operation, and by this regulation hereby prohibits such use within the unincorporated area of the Township. This regulation does not apply to "emergency vehicles" or "public safety vehicles" as defined by Revised Code Section 4511.01

SECTION 2. Whoever violated this prohibition set forth in Section 1 above is guilty of a minor misdemeanor.

SECTION 3. The effective date of this resolution shall be ten (10) calendar days after the posting of signage appropriate to carry out the purposes of this resolution.

SECTION 4. This board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without taken in meetings open to the public, in compliance with all legal requirements, including implied limitations) Ohio Revised Code Section 121.22, except as otherwise permitted thereby

Trustee Morrison made a motion to support the following Green Team resolution, seconded by Trustee Lewis. All in favor: **WHEREAS**, more than one and a half million tons of solid waste are disposed of in landfills in Poland, Springfield and Smith Townships each year; and **WHEREAS**, more than one thousand families in Mahoning County live within close proximity to the seven active and closed landfills in Poland, Springfield, Smith, Green, Canfield and Ellsworth Townships and rely on groundwater from wells for their drinking water; and **WHEREAS**, the District Board of Health depends on funding from Mahoning County Solid Waste Management District to carry out its frequent landfills inspections and well testing for families who live around the landfills; and **WHEREAS**, townships with active landfills bear the burden of

increased water hauler vehicle traffic on county and township roads within their boundaries, an additional cost that has been offset by Solid Waste Management District funding to the Mahoning County Engineer for road maintenance in the current Mahoning County Solid Waste Management Plan; and **WHEREAS**, the draft Solid Waste Management Plan would cut funding for landfill inspections and well testing by 25 percent and reduce funding for road maintenance to \$50,000 in 2015; thus downgrading public health, safety and welfare programs as priorities for Solid Waste Management District funding; and **WHEREAS**, the draft Solid Waste Management Plan projects no significant decline in revenue in 2015 that would require cut of this amount to health, safety and welfare programs. **NOW, THEREFORE BE IT RESOLVED** by the Ellsworth Township to call upon the Mahoning County Solid Waste Policy Committee and Mahoning County Commissioners to fully restore funding to the District Board of Health in 2015 and future years in the Solid waste Management Plan to provide inflationary funding to cover the increasing costs of these health, safety and welfare programs if waste reduction programs receive inflationary increases in the Plan; to restore funding for road maintenance to 2008 funding levels; and to make landfill inspections and well testing priorities equal to waste reduction programs in the final version of the Plan submitted to Mahoning County Townships and Municipalities for ratification.

NEW BUSINESS:

A.BWC Safety Training by 12/31/12. Trustee Lewis will take the course on line.

B.Western Reserve Landscape signed an open ended contract in 2011. Trustee Morrison made a motion to stay with Western Reserve Landscape for snow plowing, seconded by Chairman Spellman. All in favor. Trustee Morrison reported the lines have been painted on Leffingwell and Berlin Station roads.

ANNOUNCEMENTS: Next meeting will be October 10, 2012

TOWN HALL PAINTING: Quotes for painting were reviewed: Streb Painting \$7,020, Safe-Ti-Co Environmental \$5,900 and Joseph Painting \$4,820. It was decided to add a third color as an accent. The additional cost will be covered at the next meeting. Trustee Lewis made a motion to hire Joseph Painting at \$4,820, seconded by Chairman Spellman. All in favor. Karen Grittie will contact Joseph Painting concerning awarding of bid.

One quote for repairs to the Town Hall was received from Scott Barnes. Trustee Lewis made a motion to accept the Barnes' bid of \$2190, seconded by Chairman Spellman. All in favor. On Thursday Chairman Spellman will speak to Scott Barnes about repairs and also to Matt Baird about wood needed for project.

JUNE 13, 2012 MINUTES: The Fiscal Officer read the minutes to the trustees. The minutes were amended to read "\$222.95" for the tire fixed at Canfield Tire. "Ellsworth transformer" was added, and "Existing poles will be used" was removed. Trustee Lewis made the motion to accept the minutes as amended, seconded by Chairman Spellman. All in favor. It was decided the minutes will be emailed to the trustees one week prior to the next meeting. The minutes are not to be given to the public until presented at the monthly trustee meeting. Once the minutes have been acted upon during the monthly meeting, then the public may have copies.

The meeting was adjourned at 10:55 p.m. Trustee Lewis made a motion to adjourn, seconded by Trustee Morrison. All in favor.