

AUSTINTOWN TOWNSHIP

MAHONING COUNTY, OHIO
82 OHLTOWN ROAD
AUSTINTOWN, OH 44515

REGULAR MEETING OF JULY 9, 2018

The Regular Meeting of the Board of Trustees of Austintown Township was held Monday, July 9, 2018, at Town Hall, 82 Ohltown Road, Austintown, Ohio.

The meeting opened at 6:00 P.M. with a salute to the flag led by Chairperson James Davis. Roll Call was as follows: Mr. Davis, present; Mr. Carano, present; and Mr. McGlynn, present.

Mr. Davis introduced the Board Members, Department Heads, and Sergeant at Arms.

RESOLUTION #18-07-09-01: Motion by Mr. Carano to approve the Minutes of the Regular Meeting of June 25, 2018.

Mr. McGlynn seconded the motion. Roll Call Vote: Mr. Carano, yes; Mr. McGlynn, yes; and Mr. Davis, yes.

Oath given to Firefighter Michael Smith by Laura Wolfe, Fiscal Officer.

ADMINISTRATOR'S REPORT

DEPARTMENT BUSINESS

ROAD DEPARTMENT AND CEMETERY

June 2018 Monthly report received.

RESOLUTION #18-07-09-02: Motion by Mr. Carano to award the 2018 Road Resurfacing Contract to Shelly & Sands as the lowest and best bid of \$135.00 per cubic yard of Asphalt for approximately 2782 cubic yards and pavement planning (grinding) at \$1.25 per square yard for approximately 59,422 square yards plus \$1.50 for approximately 5,341 gallons of tack coat plus \$16,500.00 for traffic control, bonds and insurance.

Mr. McGlynn seconded the motion. Roll Call Vote: Mr. McGlynn, yes; Mr. Davis, yes; and Mr. Carano, yes.

POLICE DEPARTMENT

June 2018 Monthly report received.
Chief Gavalier sent condolences to the Family of Norman Gallagher

FIRE DEPARTMENT

June 2018 Monthly report received.

RESOLUTION #18-07-09-03: Motion by Mr. McGlynn to approve Resolution for the Employment of Additional Legal Counsel for the Fire Department. – *see attached.*

Mr. Carano seconded the motion. Roll Call Vote: Mr. Davis, yes; Mr. Carano, yes; and Mr. McGlynn, yes.

ZONING DEPARTMENT

June 2018 Monthly report received.

RESOLUTION #18-07-09-04: Motion by Mr. Carano to approve the following:

RESOLUTION

The Board of Trustees of Austintown Township, Mahoning County, Ohio, meeting on Monday, July 9, 2018, did adopt the following Resolution:

WHEREAS: The Board of Trustees of Austintown Township has determined that the following properties constitute a nuisance pursuant to Ohio Revised Code 505.87:

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Austintown Township that the following properties constitute a nuisance and the property owners are hereby **ORDERED** to abate, control, or remove said nuisances:

11 North Beverly
Parcel No. 48-025-0-226.000
High grass and weeds;

4019 Burkey Road (corner Orkney/Burkey)
Parcel No 48-080-0-153.000
High grass and weeds along right of way and trash and debris;

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**3975 Cannon Road
Parcel No. 48-080-0-130.000
Fence in rear yard in disrepair in need of repair or removal;**

**4262 Cannon Road
Parcel No. 48-080-0117.000
High grass and weeds;**

**3938 Cumberland Drive
Parcel No. 48-007-0-120.000
High grass and weeds around house and junk and debris behind shed;**

**3899 Cumberland Drive
Parcel No. 48-007-0-113.000
High grass and weeds;**

**4088 Kirk Road
Parcel No. 48-074-0-124.000
High grass and weeds;**

**22 Lexington Place
Parcel No. 48-023-0-101.000
High grass and weeds;**

**5583 London Drive
Parcel No. 48-017-0-101.000
Fence in rear yard in disrepair in need of repair or removal;**

**3906 Mahoning Avenue
Parcel No. 48-023-0-009.000
High grass and weeds;**

**3928 Mahoning Avenue (Business)
Parcel No. 48-023-0-004.000
High grass and weeds;**

**4195 Mahoning Avenue (Business)
Parcel No. 48-011-0-222.000
High grass and weeds;**

**4520 Mahoning Avenue (Business)
Parcel No. 48-026-0-053.000
High grass and weeds;**

5192 Mahoning Avenue

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Parcel No. 48-028-0-102.000

High grass and weeds;

6528 Mahoning Avenue (Business)

Parcel No. 48-056-0-123.000

Two wrecked trailers parked in an exposed manner within the front parking lot;

55 North Navarre Avenue

Parcel No. 48-023-0-252.000

Bags of trash stored in exposed manner along the driveway;

4525 New Road

Parcel No. 48-070-0-023.000

High grass and weeds;

739 Notre Dame

Parcel No. 48-110-0-094.000

High grass and weeds;

Norquest/Mahoning (East Ohio Gas)

Parcel No. 48-026-0-076.00p

High grass and weeds;

Norquest/North Raccoon Road (East Ohio Gas)

Parcel No. 48-026-0-077.00p

High grass and weeds;

4103 Pembroke Road

Parcel No. 48-080-0-073.000

High grass and weeds;

4840 Woodhurst Drive

Parcel No. 48-118-0-102.000

High grass and weeds in rear yard over two feet;

2252 Woodridge court

Parcel No. 48-130-0-009.000

High grass and weeds along fence line and growing through vinyl fence;

If said nuisances are not abated, controlled or provision for abatement, control, or removal is not made within SEVEN (7) DAYS from the below date of adoption, the BOARD OF TRUSTEES will provide for the abatement, control, or removal, and any expenses incurred - \$500 minimum - by the Board of Trustees in performing that task will be entered upon the tax duplicate and will be a lien upon the land from the date of

entry.

Mr. McGlynn seconded the motion. Roll Call Vote: Mr. Carano, yes; Mr. McGlynn, yes; and Mr. Davis, yes.

RESOLUTION #18-07-09-05: Motion by Mr. McGlynn to find the following motor vehicles meet all of the following criteria: 1) Three model years or older; 2) Apparently inoperable; and 3) extensively damaged, including, but not limited to, any of the following: missing wheels, tires, engine, or transmission and to declare the following vehicles public nuisances under Ohio Revised Code 505.871 and order the removal of the junk vehicles within 14 days after noticed is served to the property owner:

11 North Beverly Avenue - An inoperable red Chevrolet with an expired license plate (CDJ 2805) parked an exposed manner within the driveway.

Mr. Carano seconded the motion. Roll Call Vote: Mr. McGlynn, yes; Mr. Davis, yes; and Mr. Carano, yes.

PARK DEPARTMENT

June 2018 Monthly report received.

SENIOR CENTER

June 2018 Monthly report received.

Eric Newton from the Senior Center (5147 Norquest Blvd.), challenged Jim Davis to go skydiving with him on July 26th @ 5:00 P.M. at Rick's Skydiving

FISCAL OFFICER

RESOLUTION #18-07-09-06: Motion by Mr. Carano to Accept June Reports submitted to Board for review:

- a. Fund Status
- b. Revenue Status
- c. Appropriation Status

Mr. McGlynn seconded the motion. Roll Call Vote: Mr. Davis, yes; Mr. Carano, yes; and Mr. McGlynn, yes.

NEW BUSINESS

RESOLUTION #18-07-09-07: Motion by Mr. Carano to authorize all actions necessary to support the continuation of a Governmental Natural Gas

Aggregation Program with opt-out provisions pursuant to Section 4929.26, Ohio Revised Code, directing Michael B. Dockry, Township Administrator to execute a supply agreement with IGS ENERGY to continue a natural gas aggregation program beginning November 2018 through October 2020 adding \$0.33/MCF to NYMEX Settlement. - *See Attached*

Mr. McGlynn seconded the motion. Roll Call Vote: Mr. Carano, yes; Mr. McGlynn, yes; and Mr. Davis, yes.

RESOLUTION #18-07-09-08: Motion by Mr. McGlynn declaring it necessary to levy a tax in excess of the ten mill limitation and requesting certification from the Mahoning County Auditor for the amount of revenue that would be generated by the replacement of 2.4 mills of an existing levy and an increase of 0.8 mills. – *See Attached*

Mr. Carano seconded the motion. Roll Call Vote: Mr. McGlynn, yes; Mr. Davis, yes; and Mr. Carano, yes.

RESOLUTION #18-07-09-09: Motion by Mr. McGlynn to repeal a resolution adopted on February 22, 1993 establishing regulations and orders to control noise at “D” liquor permit businesses and adopting a new resolution to regulate noise within the unincorporated territory of Austintown Township, setting quiet hours between the hours of 10:00 P.M. and 6:00 A.M. on Sunday through Thursday and 11:00 P.M. to 6:00 A.M. on Friday and Saturday. – *See Attached*

Mr. Carano seconded the motion. Roll Call Vote: Mr. Davis, yes; Mr. Carano, yes; and Mr. McGlynn, yes.

RESOLUTION #18-07-09-10: Motion by Mr. Carano to NOT request a hearing on Notice to Legislative Authority – for New a permit to Coaches Burger Bar 104 LLC, DBA COACHES, 5529 Mahoning Ave; Austintown Township, Austintown, Ohio 44515: Permit Number 1587205, Permit Classes D5 I

No objections from Police Chief Gavalier.

Mr. McGlynn seconded the motion. Roll Call Vote: Mr. McGlynn, yes; Mr. Davis, yes; and Mr. Carano, yes.

PUBLIC RESPONSE

OFF CAMERA: NONE

ON CAMERA:

Steve Terlecky; 5600 Cider Mill Crossing

- Noted that neighbors were more respectful with the use of fireworks this year
- Asked questions on nuisances' regarding weeds
- Commented on the gas aggregation
- Asked questions on noise nuisances

REMARKS FROM THE BOARD MEMBERS

FISCAL OFFICER LAURA L. WOLFE:

- Commented on the Fireworks, Ecumenical Service and the Parade

TRUSTEE DOUGLAS E. MCGLYNN:

- Commented on Fireworks and Parade
- Stressed how important the Police Levy is to the residents in the Township

TRUSTEE KENNETH A. CARANO:

- Mentioned the passing of Norm Gallagher
- Congratulated and thanked all who took part in orchestrating the 4th of July activities; Mark Cole; Ken Cooley; Joyce Pogany; Bruce Shepas
- Separate commendation to Jim Davis for his dedication
- Commented on the Police Levy
- Mentioned the video of the 9-1-1 Park

TRUSTEE JAMES C. DAVIS:

- Urged residents to contact Cordray and DeWine on releasing rainy day funds
- Trustees will be out talking about the Police Levy
- Thanked the 4th of July Contributors; Ed/Diane Reese (Briarfield Healthcare); Hollywood Gaming; Jim Molnar and everyone who donated
- Thanked Mark Cole for setting up the Car Show
- Thanked Ken Cooley for being the Treasurer for – 4th of July; A.G.E.; and Woodside Community Gardens
- Talked about Safety Services
- Thanked Mark Skowron for his dedication
- Thanked the Fire and EMS Departments
- Thanked both Chief of Police and Fire Chief and their departments for their services
- Thanked Todd Shaffer and the Parks department as well as the Road department
- Thanked Bruce Shepas for his Parade dedication
- June 30th 2019 – Mark your calendars for next year's fireworks

RESOLUTION #18-07-09-11: Motion by Mr. Carano to recess to Executive Session at 7:20 P.M.:

- a. To consider the appointment, employment, discipline, or compensation of public employees

Mr. McGlynn seconded the motion. Roll Call Vote: Mr. Davis, yes; Mr. Carano, yes; and Mr. McGlynn, yes.

RESOLUTION #18-07-09-12: Motion by Mr. McGlynn to reconvene from Executive Session at 8:10 P.M.

Mr. Carano seconded the motion. Roll Call Vote: Mr. Carano, yes; Mr. McGlynn, yes; and Mr. Davis, yes.

RESOLUTION #18-07-09-13: Motion by Mr. Carano to accept Chief Frost's letter of employee status change that Firefighter Brandon O'Hara be removed from probation status as a Part-Time Firefighter after passing all necessary requirements.

Mr. McGlynn seconded the motion. Roll Call Vote: Mr. McGlynn, yes; Mr. Davis, yes; and Mr. Carano, yes.

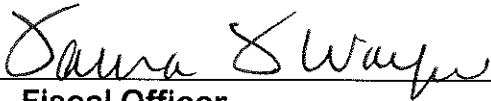
RESOLUTION #18-07-09-14: Motion by Mr. McGlynn to hire April Solic as a probationary dispatcher.

Mr. Carano seconded the motion. Roll Call Vote: Mr. Davis, yes; Mr. Carano, yes; and Mr. McGlynn, yes.

RESOLUTION #18-07-09-15: Motion by Mr. Carano to adjourn at 8:15 P.M.

Mr. McGlynn seconded the motion. Roll Call Vote: Mr. Carano, yes; Mr. McGlynn, yes; and Mr. Davis, yes.

This is to certify that the foregoing is an accurate record of the proceedings of the board of township trustees at its meeting held on the date listed above.

Date: 7-30-18 
Fiscal Officer

Approved:

Chairperson Board of Trustees