

AUSTINTOWN TOWNSHIP

MAHONING COUNTY, OHIO
82 OHLTOWN ROAD
AUSTINTOWN, OH 44515

REGULAR MEETING OF JUNE 22, 2020

A Regular Meeting of the Board of Trustees of Austintown Township was held June 22, 2020, by Teleconference calling in to 1-408-418-9388 and using access code or meeting number of 132 794 2473# and password 1234#. The public access consisted only of hearing the teleconference meeting.

The meeting opened at 6:00 P.M. by Chairperson Jim Davis. Roll Call was taken over the phone as follows: Mr. Carano, present; Mr. Kent, absent; Fiscal Officer Laura Wolfe, present; Mike Dockry, Administrator, present; Park Supervisor, Todd Shaffer, present; Zoning Inspector, Darren Crivelli, present; Fire Chief, Andy Frost, present; Police Chief, Bob Gavalier, present and Mr. Davis, present.

RESOLUTION #20-06-22-01: Motion by Mr. Carano to approve Minutes of the Regular Teleconference Meeting of June 8, 2020.

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

ADMINISTRATOR'S REPORT

DEPARTMENT BUSINESS

ROAD DEPARTMENT AND CEMETERY

Mr. Dockry noted the cost of road salt this year per O.D.O.T. will be \$53.45 per ton.

POLICE DEPARTMENT

Chief Gavalier thanked the community for their support during the last few weeks.

FIRE DEPARTMENT

ZONING DEPARTMENT

RESOLUTION #20-06-22-02: Motion by Mr. Carano to approve the following:

RESOLUTION

The **Board of Trustees of Austintown Township**, Mahoning County, Ohio, meeting on **Tuesday, June 22, 2020**, via teleconference conference at 6:00 P.M. did adopt the following Resolution:

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

2443 Amberly Street
Parcel No. 48-080-0-131.000
High grass and weeds;

4693 Barrington Drive
Parcel No. 48-130-0-003.000
High grass and weeds with junk and debris;

3967 Cannon Road (vacant)
Parcel No. 48-004-0-143.000
High grass and weeds in rear yard;

871 North Canfield-Niles Road
Parcel No. 48-090-0005.000
High grass and weeds;

1400 Cavalcade Drive
Parcel No. 48-076-0-147.000
Used bath tub filled with broken concrete and cut tree limbs and branches stored in an exposed manner within the front yard;

3902 Crum Road
Parcel No. 48-036-0-007.000
High grass and weeds and junk and debris stored in an exposed manner within the yard area;

4220 Crum Road
Parcel No. 48-034-0-038.000
High grass and weeds;

4229 Crum Road
Parcel No. 48-066-0-020.000
High grass and weeds;

257 South Edgehill Avenue
Parcel No. 48-012-0-239.000

High grass and weeds;

260 S Edgehill Avenue
Parcel No. 48-012-0-215.000

Used furniture stored in an exposed manner at the curb;

3065 Evelyn Road
Parcel 48-074-0-065.000

In-ground pool with stagnant water;

First Street (vacant lot)
Parcel No. 48-009-0-096.000

High grass and weeds;

42 North Kimberly Avenue
Parcel No. 48-028-0-024.000

High grass and weeds at the front and side of the property including the retention area;

3816 Kirk Road
Parcel No. 48-002-0-227.00

Tall weeds throughout the property;

Mahoning Avenue (3 vacant lots)
Parcel No's 48-026-0-064.000

48-026-0-065.000

48-026-0-066.000

High grass and weeds;

North Main Street (vacant lot)
Parcel No 48-024-0-413.000

High grass and weeds;

221 North Main Street
Parcel No. 48-024-0-414

High grass and weeds;

237 North Main Street
Parcel No. 48-024-0-411.000

Used furniture stored in an exposed manner at the curb;

123 Maple Leaf Drive
Parcel No. 48-096-0-170

Concrete sidewalk in need of repair or replacement and removal of existing broken concrete from recent pipe install;

2574 South Meridian Road
Parcel No. 48-044-0-168.000
High grass and weeds including cut trees in need of removal;

4423 Nantucket Drive
Parcel No. 48-114-0-005.000
High grass and weeds;

4304 Nottingham Drive
Parcel No. 48-104-0-090.000
High grass and weeds;

New Road vacant lot
Parcel No. 48-075-0-024
High grass and weeds;

4688 New Road
Parcel No. 48-075-0-004.000
High grass and weeds;

1342 Orkney Street
Parcel No. 48-080-0-059.000
Weeds growing out of gutters on the dwelling;

4344 Pembroke Road
48-0-080-041.000
Junk and debris stored in an exposed manner throughout yard area;

5095 Pine Shadow Court
Parcel No. 48-041-0-072.000
High grass and weeds around house and landscaping;

4588 Plumbrook Drive
Parcel No. 48-112-0-202.000
High weeds around house and landscaping;

1651 South Raccoon Road
Parcel No. 48-080-0-084.000
High grass and weeds around vacant building;

2553 Redgate Lane
Parcel No. 48-002-0-135.000
High grass and weeds;

3019 Redgate Lane
Parcel No. 48-002-0-159.000

High grass and weeds;

4184 Staatz Drive
Parcel No. 48-104-0-211.000
High grass and weeds;

5445 Virginia Drive
Parcel No. 48-028-0-095.000
Junk and debris stored in an exposed manner within the yard area and including near the shed with food waste distributed in the yard creating a rodent/rat infestation;

69 Westminster Avenue
Parcel No. 48-025-0-444.000
Used furniture stored in an exposed manner near the dumpster;

5148 Willowcrest Drive
Parcel No. 48-117-0-033.000
Piles of dried tree branches stored in an exposed manner on the front driveway with high grass and weeds around house;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Austintown Township that the above referenced properties constitute public nuisances and the property owners are hereby **ORDERED** to abate, control, or remove said nuisances. 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. Davis seconded the motion. Roll Call Vote: Mr. Carano, yes; Mr. Davis, yes; and Mr. Kent absent.

RESOLUTION #20-06-22-03: Motion by Mr. Carano 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:

4693 Barrington Drive - An inoperable silver Plymouth with an expired license plate (HLU 9453) parked in an exposed manner at the property.

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

PARK DEPARTMENT

Park Supervisor, Todd Shaffer announced the Splash Pad is now opened!!!

FISCAL OFFICER

RESOLUTION #20-06-22-04: Motion by Mr. Carano to approve May Reports submitted to Board at the June 8, 2020 meeting

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

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

Fiscal Officer, Laurie Wolfe stated the township has received money from the State of Ohio Rollback/Homestead Act and that the money has been deposited and is available.

NEW BUSINESS

RESOLUTION #20-06-22-05: Motion by Mr. Carano to proceed with the submissions to the electors of Austintown Township, Mahoning County, Ohio pursuant to ORC 5705.19(H), for the purpose of parks and recreational purposes at a rate not exceeding 0.8 mill (eight cents (\$0.08) for each hundred dollars of valuation), which levy is a RENEWAL OF AN EXISTING LEVY – *see attached*

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

RESOLUTION #20-06-22-06: Motion by Mr. Carano, in accordance with HB 481, to affirm funds received from the Mahoning County Coronavirus Relief Distribution Fund will 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). – *see attached*

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

RESOLUTION #20-06-22-07: Motion by Mr. Carano to approve property lease agreement between the Mahoning County Board of Commissioners for the Mahoning County Solid Waste Management District and Austintown Township for \$18,000 and to authorize Michael Dockry to execute agreement.

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

RESOLUTION #20-06-22-08: Motion by Mr. Carano approve Advances from the General Fund (1000) to:

\$150,000.00 to Communications (6002)
\$ 25,000.00 to Zoning (2181)

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

REMARKS FROM THE BOARD MEMBERS

FISCAL OFFICER LAURA L. WOLFE:

- Nothing to add

TRUSTEE KENNETH A. CARANO:

- Wished all father's a Happy Father's Day
- Thanked all for their cooperation @ the Summer Concerts in the Park and the Farmer's Market
- Mentioned Gary Barnes and Bill O'Hara on their services

TRUSTEE JAMES C. DAVIS:

- Talked about "Heroes Weekend" with Quaker Steak and the 9-11 Service
- Mentioned Addison Price and her donations to charity from her coloring pictures

TRUSTEE STEVEN E. KENT - absent

RESOLUTION #20-06-22-09: Motion by Mr. Carano to Recess to Executive Session via Zoom Chat at 6:35 P.M. for the following:

- A. To consider the appointment, employment, discipline, or compensation of public employees
- B. Preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment

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

RESOLUTION #20-06-22-10: Motion by Mr. Carano to reconvene from Executive Session at 8:45 P.M.

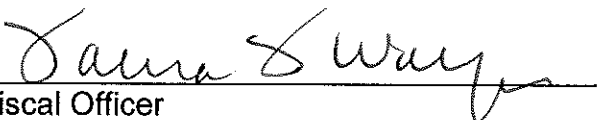
Mr. Davis seconded the motion. Roll call vote: Mr. Carano, yes; Mr. Davis, yes; and Mr. Kent, absent.

RESOLUTION #20-06-22-11: Motion by Mr. Carano to adjourn meeting at 8:46 P.M.

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

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: 07-27-20


Fiscal Officer

Approved:


Chairperson Board of Trustees

AUSTINTOWN TOWNSHIP

Mahoning County, Ohio

TRUSTEES

JAMES C. DAVIS

KENNETH A. CARANO

STEVEN KENT



FISCAL OFFICER

LAURA L. WOLFE

ADMINISTRATOR

MICHAEL B. DOCKRY

A RESOLUTION DETERMINING TO PROCEED WITH THE SUBMISSION TO THE ELECTORS OF THE QUESTION OF LEVYING A TAX IN EXCESS OF THE TEN-MILL LIMITATION

Resolution # 20-06-22-05

The Board of Trustees of Austintown Township, Mahoning County, Ohio met in Regular Session on the 22nd day of June, 2020, at the Austintown Township Administration Office with the following members present: James C. Davis and Kenneth A. Carano.

Trustee Carano moved the adoption of the following Resolution:

WHEREAS, on the 11th day of May, 2020, this Board adopted a Resolution determining to submit to the electors of Austintown Township, the question of levying a tax in excess of the ten-mill limitation, as described below, a copy of which Resolution was certified to the County Auditor of Mahoning County; and

WHEREAS, the County Auditor has certified to this Board that the total current tax valuation of Austintown Township is \$625,482,920 and the dollar amount of revenue that will be produced annually by the millage stated below would be \$ 298,796.⁰⁰

NOW, THEREFORE BE IT RESOLVED, by the Austintown Township Board of Trustees of Mahoning County, Ohio, two-thirds of all members elected thereto concurring, that:

Section 1. This Board has determined that the amount of taxes that may be raised within the ten-mill limitation will be insufficient to provide for the necessary requirements of the subdivision and that it is necessary to levy a tax in excess of that limitation.

Section 2. This Board will proceed with the submission of the question of the tax to electors of Austintown Township, Mahoning County, Ohio, pursuant to ORC 5705.19(H), for the purpose of parks and recreational purposes at a rate not exceeding 0.8 mill for each one dollar of valuation, as estimated by the Mahoning County Auditor, which amounts to eight cents (\$0.08) for each hundred dollars of valuation, for 5 years commencing with tax year 2021, first due in calendar year 2022, and which levy is a renewal of an existing levy.

Section 3. The question of approving the levy shall be submitted to the electors of Austintown Township at the General Election to be held on the 3rd day of November, 2020, and that said levy be placed on the tax lists, if a majority of the electors voting thereon vote in favor thereof.

Section 4. This Board shall certify this Resolution, a copy of the Mahoning County Auditor's Certification, and the Resolution of Necessity to the Board of Elections of Mahoning County, Ohio, not less than ninety days before the election, in the manner prescribed by the section of the Revised Code governing submission of the question.

Section 5. It is found and determined that all formal actions of this Board concerning and relating to the adopting of this Resolution were adopted in an open meeting of this Board, and that all deliberations of this Board that resulted in those formal actions were in meetings open to the public, in compliance with law.


Trustee Davis seconded the Resolution and the roll being called upon its adoption, the vote resulted as follows:

	<u>AYE</u>	<u>NAY</u>	
Mr. Kent	<u>—</u>	<u>—</u>	ABSENT
Mr. Davis	<u>X</u>	<u>—</u>	
Mr. Carano	<u>X</u>	<u>—</u>	


BY ORDER OF THE AUSTINTOWN TOWNSHIP BOARD OF TRUSTEES, MAHONING COUNTY, OHIO:

ABSENT
Mr. Steve Kent


Mr. James C. Davis


Mr. Kenneth A. Carano

ADOPTED the 22nd day of June, 2020.


Laura L. Wolfe
Fiscal Officer

Certificate of Estimated Property Tax Revenue

Use this form when a taxing authority certifies a millage rate and requests the revenue produced by that rate.

The county auditor of Mahoning County, Ohio, does hereby certify the following:

1. On May 11, 2020, the taxing authority of the Austintown Township Trustees (political subdivision name) certified a copy of its resolution or ordinance adopted May 11, 2020, requesting the county auditor to certify the current tax valuation of the subdivision and the amount of revenue that would be produced by 0 and 8 tenths (0 . 8) mills, to levy a tax outside the 10-mill limitation for purposes pursuant to Revised Code § 5705.19(H), to be placed on the ballot at the November 3, 2020, election. The levy type is Renewal - Parks & Recreation.

2. The estimated property tax revenue that will be produced by the stated millage, assuming the tax valuation of the subdivision remains constant throughout the life of the levy, is calculated to be \$ 298,796.

3. The total tax valuation of the subdivision used in calculating the estimated property tax revenue is \$ 625,482,920.

Debra T. Meador / DTM 6/11/20
Auditor's signature Date

Instructions

1. "Total tax valuation" includes the taxable value of all real property in the subdivision as indicated on the tax list most recently certified for collection and estimates of the taxable value of personal and public utility personal property for the first year the levy will be collected as set forth on the worksheets prescribed in conjunction with this form. If the subdivision is located in more than one county, the home county auditor (where the greatest taxable value of the subdivision is located) shall obtain the assistance of the other county auditors to establish the total tax valuation of the subdivision.
2. For purposes of this certification, "subdivision" includes any agency, board, commission or other authority authorized to request a taxing authority to submit a tax levy on its behalf.
3. "Levy type" includes the following: (1) additional, (2) renewal, (3) renewal with an increase, (4) renewal with a decrease, (5) replacement, (6) replacement with an increase and (7) replacement with a decrease levies.
4. Please file this certificate with the subdivision as soon as possible, so the taxing authority can pass a resolution to proceed not later than 90 days before the election.

AUSTINTOWN TOWNSHIP

Mahoning County, Ohio

TRUSTEES

JAMES C. DAVIS

KENNETH A. CARANO

STEVEN KENT



FISCAL OFFICER

LAURA L. WOLFE

ADMINISTRATOR

MICHAEL B. DOCKRY

CERTIFICATION

I, Laura L. Wolfe, Fiscal Officer of Austintown Township, do hereby certify that the foregoing is taken and copied from the Minutes of Austintown Township on June 22, 2020 that the same has been compared by me with the "Resolution Determining to Proceed with the Submission to the Electors of the Question of Levying a Tax in Excess of the Ten-Mill Limitation" of said Minutes, and that same is a true and correct copy thereof.

A handwritten signature in cursive script, appearing to read "Laura L. Wolfe", is written over a horizontal line.

Laura L. Wolfe
Fiscal Officer

AUSTINTOWN TOWNSHIP

Mahoning County, Ohio

TRUSTEES

JAMES C. DAVIS

KENNETH A. CARANO

STEVEN KENT



FISCAL OFFICER

LAURA L. WOLFE

ADMINISTRATOR

MICHAEL B. DOCKRY

Austintown Township

RESOLUTION # 20-06-22-06

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 House Bill 481 of the 133rd General Assembly (HB 481); and

WHEREAS, HB 481 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, Austintown Township is requesting its share of funds from the Mahoning County Coronavirus Relief Distribution Fund.

NOW THEREFORE, be it resolved that the Board of Trustees of Austintown Township affirms that all funds received from the Mahoning County Coronavirus Relief Distribution Fund pursuant to HB 481 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 Austintown 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.

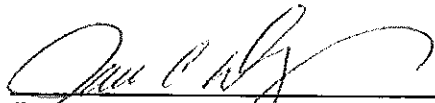
FURTHERMORE, in compliance with HB 481, be it resolved by the Board of Trustees of Austintown Township that the Austintown Township Fiscal Officer take all necessary action to:

- (1) On or before October 15, 2020, pay any unencumbered balance of money in the Austintown Township's local coronavirus relief fund to the Mahoning County Treasurer;

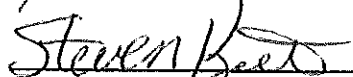
- (2) On or before December 28, 2020, pay the balance of any money in the Austintown Township's local coronavirus relief fund to the state treasury in the manner prescribed by the Director of the Ohio Office of Budget and Management; and
- (3) Provide any information related to any payments received under HB 481 to the Director of the Ohio Office of Budget and Management as requested.

Adopted on: June 22, 2020

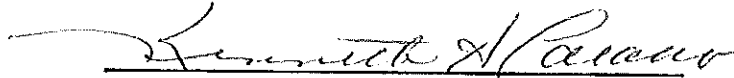
AUSTINTOWN TOWNSHIP TRUSTEES



James C. Davis

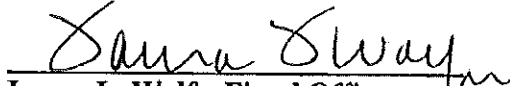


Steven Kent



Kenneth A. Carano

ATTEST:



Laura L. Wolfe, Fiscal Officer

AUSTINTOWN TOWNSHIP

Mahoning County, Ohio

TRUSTEES

JAMES C. DAVIS

KENNETH A. CARANO

STEVEN KENT



FISCAL OFFICER

LAURA L. WOLFE

ADMINISTRATOR

MICHAEL B. DOCKRY

THE STATE OF OHIO, MAHONING COUNTY

I, Laura L. Wolfe, Fiscal Officer of Austintown Township, do hereby certify that the foregoing is taken from the Record of Proceedings of the Regular Meeting of the Board of Trustees held on June 22, 2020 and that the same has been compared by me with the Resolution #20-06-22-06 of said Record and that it is a true and correct copy thereof.

This June 22nd, 2020 .



Laura L. Wolfe, Fiscal Officer