

BRIMFIELD TOWNSHIP BOARD OF TRUSTEES  
REGULAR MEETING  
WEDNESDAY, FEBRUARY 11, 2009  
BRIMFIELD TOWN HALL

The Brimfield Township Board of Trustees met in regular session on Wednesday, February 11, 2009. Present were Trustees Sue Fields, Mike Kostensky and C. Daniel Tronge and Fiscal Officer John Dalziel. Chairman C. Daniel Tronge called the meeting to order at 3:00 PM

Announcements: Fiscal Officer John Dalziel informed the Board that the JEDD tax for the last half of 2008 has been received by the Township, and explained how this money is disbursed to Township departments.

MOTION #2009-033

C. Daniel Tronge moved to approve the minutes from the January 14<sup>th</sup> meetings, the January 22<sup>nd</sup> meeting and the January 29<sup>th</sup> meeting. Motion seconded by Sue Fields and passed unanimously.

MOTION #2009-034

C. Daniel Tronge moved to accept the agenda as amended. Motion seconded by Sue Fields and passed unanimously.

MOTION #2009-035

C. Daniel Tronge moved to acknowledge receipt of purchase orders and warrants. Motion seconded by Mike Kostensky and passed unanimously.

Public Comments: Joanne Bebee expressed concern about the Portage County Recycle truck route.

Police Department: No action requested

Fire Department:

RESOLUTION #2009-036

Re: 0.85 mill additional EMS Levy

WHEREAS: The Brimfield Township Fire Department is a benefit for all Brimfield Township residents, and,

WHEREAS: The general growth of Brimfield Township has led to an increased demand for greater Emergency Medical Service, and,

WHEREAS: The current level of service cannot be maintained with the current funding, due to increased demand for services, inflation and other rising costs, therefore the Brimfield Township Board of Trustees has determined the need for additional funds to operate said Brimfield Township Fire Department, and,

WHEREAS: The amount of taxes which may be raised within the ten mill limitation and the taxes raised by current voted millage will be insufficient to provide an adequate amount for the Brimfield Township Fire Department, Portage County, Ohio, and,

WHEREAS: In accordance with Division (B) of Section 5705.03 of the Ohio Revised Code, in order to submit the question of a tax levy pursuant to Section 5705.19 (U) and request that the Portage County Auditor certify (1), the total current tax evaluation of the Township and (2), the dollar amount of the revenue that would be generated by the levy, therefore, be it,

RESOLVED: That the Board of Trustees of Brimfield Township of Portage County, Ohio, two-thirds of all members elected thereto concurring that it is necessary to place on the ballot May 5, 2009, an additional tax levy in excess of the ten mill limitation for

Brimfield Township, Portage County, Ohio, for the purpose of providing Emergency Medical Service as provided in the Ohio Revised Code section 5705.19 (U), at a rate not to exceed 0.85 mills for each one dollar of valuation which amounts to eight and 5/10 cents (0.085) for each one hundred dollars of valuation, the levy shall be for a period of five (5) years commencing with tax year 2009; and be it further,

RESOLVED: That the Fiscal Officer of Brimfield Township, Portage County, Ohio, be directed to certify a copy of the resolution to the Board of Elections, Portage County, Ohio, prior to February 19, 2009, at 4:00 P.M. and to cause notice of such election to be given according to law.

Trustee Sue Fields moved for adoption of the above resolution this 11<sup>th</sup> day of February, 2009. Motion seconded by C. Daniel Tronge. Upon a roll call vote:

Sue Fields – yea	Mike Kostensky – yea
C. Daniel Tronge – yea	Motion passed

Guests: Jacob Davis, member of Boy Scout Troop #359, explained the Eagle Scout project he would like to do in Restland Cemetery.

MOTION #2009-037

Mike Kostensky moved that Jacob Davis may, as an Eagle Scout project, construct a sidewalk in Restland Cemetery, from either side of the main entrance to the kiosk, and to refurbish the kiosk all to be at no cost to Brimfield Township, Mike Winners to oversee. Motion seconded by Sue Fields and passed unanimously.

Department of Public Works:

MOTION #2009-038

Mike Kostensky moved that the Fiscal Officer sign the ODOT salt purchasing agreement application and request 1,000 tons of salt at the consortium price, this to be handled the week of February 9, 2009. Motion seconded by Sue Fields and passed unanimously.

MOTION #2009-039

C. Daniel Tronge moved to table discussion of the salt shed construction until the meeting scheduled for 2/25, giving Mike Winner time to obtain additional information on the construction. Motion seconded by Mike Kostensky and passed unanimously.

MOTION #2009-040

C. Daniel moved to table discussion on the purchase of a roller and trailer. Motion seconded by Mike Kostensky and passed unanimously.

Administration:

MOTION #2009-041

Mike Kostensky moved to table discussion on the “bed tax” until the 2/25 meeting of the Board of Trustees. Motion seconded by Sue Fields and passed unanimously.

RESOLUTION #2009-042

Re: Tax Advance

WHEREAS: The Brimfield Township Board of Trustees finds it necessary to make use of the funds that are lawfully applicable to the current fiscal year of Brimfield Township, therefore, be it,

RESOLVED: That the Brimfield Township Board of Trustees hereby requests that the Auditor of Portage County issue warrants in favor of Brimfield Township as the current taxes are collected for the General Fund, Road & Bridge Fund, Fire Levy and Police Levy.

C. Daniel Tronge moved for approval of the foregoing resolution this 11<sup>th</sup> day of February, 2009. Motion seconded by Mike Kostensky. Upon a roll call vote:

Sue Fields – yea	Mike Kostensky – yea
C. Daniel Tronge – yea	Motion passed

RESOLUTION #2009-043  
Re: Legal Council

WHEREAS: The Brimfield Township Board of Trustees deems it necessary and advisable to employ additional legal counsel to represent the Township and its officials in official capacities and to advise them on legal matters, therefore, be it,

RESOLVED: That Attorney Mark Finamore is hereby appointed legal counsel to represent Brimfield Township in the year 2009, on certain legal matters deemed necessary by the Brimfield Township Board of Trustees, and be it further,

RESOLVED: That a contract rate of \$100.00 per hour will apply when Attorney Finamore's services are employed by Brimfield Township.

Mike Kostensky moved for approval of the foregoing resolution this 11<sup>th</sup> day of February, 2009. Motion seconded by Sue Fields. Upon a roll call vote:

Sue Fields – yea	Mike Kostensky – yea
C. Daniel Tronge – yea	Motion passed

MOTION #2009-044

C. Daniel Tronge moved, at 4:25 PM to adjourn to executive session. Motion seconded by Mike Kostensky and passed unanimously.

Returned to regular session at 5:05 PM. No action taken as a result of executive session.

There being no further business to come before this meeting of the Brimfield Township Board of Trustees C. Daniel Tronge moved, at 5:06 PM, to adjourn, motion seconded by Mike Kostensky and passed unanimously.

We, the Trustees of Brimfield Township, do hereby set our hands as approval of the foregoing minutes as a true and accurate record of the proceedings.

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Chairman

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Fiscal Officer