

BRIMFIELD TOWNSHIP BOARD OF TRUSTEES
REGULAR MEETING
WEDNESDAY, JUNE 2, 2010

The Brimfield Township Board of Trustees met in regular session on Wednesday, June 2, 2010 with Trustees Mike Kostensky, Sue Fields and C. J. Sprague, Jr. and Fiscal Officer John Dalziel present. Chairman Mike Kostensky called the meeting to order at 3:05 PM.

MOTION #2010-166

Mike Kostensky moved to approve the minutes of the May 19, 2010 meeting as presented. Motion seconded by Sue Fields and passed unanimously.

MOTION #2010-167

Mike Kostensky moved to approve the agenda, amended to include recognition of guests Jim Zuccaro, of Summit Insurance, and Randy Wayne of Chase Bank, and under Public Works – chip and seal and Issue !!, 2011, and Cascade Retail center.

MOTION #2010-168

Mike Kostensky moved to approve the minutes from the May 25, 2010 emergency meeting. Motion seconded by Sue Fields and passed unanimously.

Announcements: Sue Fields presented the Township with a certificate of thanks from the Boy Scouts of American for the Township's participation in the Scouts celebration of 150 years.

Guests: Jim Zuccaro explained the OTARMA policy for 2010.

Police Department: No action requested

Fire Department:

MOTION #2010-169

Sue Fields moved to allow an amount, not to exceed \$2,700.00 for the replacement of two man-doors and repairs to two other doors in the fire station, vendor to be Taylor Construction, account #2191-220-323-0000. Motion seconded by Mike Kostensky and passed unanimously.

MOTION #2010-170

Sue Fields moved to allow an amount, not to exceed \$1,352.00, for the purchase of a used Whelen Liberty light bar and mounting kit, vendor to be Fallsway Equipment Company, account #2191-760-750-0000. Motion seconded by Mike Kostensky and passed unanimously.

Department Public Works:

MOTION #2010-171

Mike Kostensky moved that Sara Slanina be allowed to go forward with the Geocaching project at the Edson Road park, this project to be at no cost to the Township. Motion seconded by C. J. Sprague, Jr. and passed unanimously.

RESOLUTION #2010-172

Resolution authorizing tax anticipation notes

The Brimfield Township Board of Trustees met at a regular session on the 2nd day of June, 2010 with the following members present.

Mike Kostensky

Sue Fields

C. J. Sprague, Jr.

Mike Kostensky moved the adoption of the following:

WHEREAS: At the election held in Brimfield Township on May 4, 2010 pursuant to Section 5705.19 of the Revised Code, the electors by majority affirmative vote approved the levy by this board of an ad valorem property tax in excess of the ten mill limitation at a rate not to exceed _____ mills for each one dollar of valuation for _____ years commencing with a levy on the tax list and duplicate for the year _____. To be first distributed to the board on calendar year _____ for the purpose of such things as the repair and reconstruction of township roads, and,

WHEREAS: The Board has determined to borrow money in anticipation of the collection of a fraction of the proceeds of that tax levy in an amount not exceeding fifty percent of the estimated proceeds of that tax levy to be received during the life of the levy, and to issue notes to evidence that borrowing, and,

WHEREAS: The fiscal officer certifies the maximum maturity of the notes is December 31, _____, therefore be it,

RESOLVED: Pursuant to Sections 133.24 and 5705.19 of the Revised Code, the Board determines it necessary to borrow the amount of \$100,000.00 in anticipation of the collection of a fraction of the proceeds to be received from the collection of the aforesaid tax levy in excess of the ten mill limitation for the purpose of the reconstruction and repair of township roads and to issue tax anticipation notes to evidence such borrowing, and be it further,

RESOLVED: This Board finds, determines and declares that the aggregate principal amount of the notes does not exceed fifty percent of the total estimated proceeds of the anticipated tax levy to be received during its life, which total proceeds are estimated by this board to be at least _____. The board has received no advances thereon, and be it further,

RESOLVED: The notes shall be issued in the aggregated principal amount of \$_____. The notes shall be dated as of their date of issuance. The notes shall mature in the principal amounts of \$_____ On _____ in each year from 20__ through 20__ both

inclusive, which maturities are determined and declared to be in substantially equal installments, but subject to prepayment in whole or in part at any time at the option of the board. And be it further,

RESOLVED: The principal amount of the notes shall bear interest at a rate of _____% per annum, payable on _____ of each year beginning _____ and until the principal amount is paid, and be it further,

RESOLVED: The notes shall be executed by at least two members of the board and the fiscal officer. Notes to be certified where deemed necessary by law, and be it further,

RESOLVED: The principal and interest on the notes to be payable in lawful money of the United States, and be it further,

RESOLVED: In the event the Board deems necessary, the Board has authority to consult bond counsel concerning such issues, but not limited to, any procedural and tax issues, and be it further,

RESOLVED: That the township fiscal officer is authorized to make designations herein, and to deliver the notes, when executed, upon payment of the purchase price, and be it further,

RESOLVED: If deemed necessary under law, a bond/note retirement fund may be established in accordance with law, and the proceeds of the notes representing premium and accrued interest will be placed therein accordingly, and be it further,

RESOLVED: The balance of the proceeds of the notes will be paid into the _____ fund, which is the same fund into which proceeds of the anticipated tax levy (other than proceeds to be applied to pay principal of and interest on the notes) will be paid, and shall be used only for the purpose for which the anticipated tax is levied, and be it further,

RESOLVED: The proceeds of the anticipated tax levy are to be applied to the extent required to the payment of the principal of and interest on the notes as they come due. The amounts of the annual proceeds of the anticipated tax levy required to pay that principal and interest in each year are, pursuant to law and particularly Sections 133.24 and 5705.19 of the Revised Code, deemed to be appropriated to pay that principal and interest, and this Board will give effect to that appropriation, to the extent stated above, in resolution it hereafter adopts appropriating money for expenditure or encumbrance in each of the years in which the notes mature, and be it further,

RESOLVED: That the fiscal officer is directed to forward a certified copy of this Resolution to the Portage County Auditor, and be it further,

RESOLVED: That the Board shall proceed in accordance with any other applicable provisions of Chapter 133 of the Ohio Revised Code pertaining to such notes, and be it further,

RESOLVED: That all actions of this board concerning the adoption of the resolution were adopted in open meeting and all deliberations resulting in formal action were in meetings open to the public.

Vote as follows:

Mike Kostensky yea

Sue Fields yea

C. J. Sprague, Jr. yea

Adopted June 2, 2010

MOTION #2010-173

C. J. Sprague, Jr. moved that the Board of Trustees and Mike Winner, Director of Public Works, instigate the process for obtaining fund for Issue II, 2011, for the completion of Howe Road. Motion seconded by Mike Kostensky and passed unanimously.

MOTION #2010-174

C. J. Sprague, Jr. moved to accept the salt bid received from the State of Ohio, for the year 2010-2011, the cost to the Township to be \$43.20 per ton. Motion seconded by Mike Kostensky and passed unanimously.

Zoning Department:

MOTION #2010-175

Sue Fields moved to table discussion of the Cascades Impact Study presented to the Board by Zoning Inspector Richard Messner. Motion seconded by Mike Kostensky and passed unanimously.

MOTION #2010-176

Mike Kostensky moved, at 4:35 to adjourn to executive session for personnel and contract discussion. Motion seconded by Sue Fields and passed unanimously.

Returned to regular session at 4:45 PM. No action taken as a result of Executive Session.

MOTION #2010-177

C. J. Sprague, Jr. moved that the Board of Trustees hold a special meeting on Thursday, June 10, 2010, at 9:00 AM for the purpose of FD contract discussion. Motion seconded by Sue Fields and passed unanimously.

There being no further business to come before this meeting of the Brimfield Township Board of Trustees Mike Kostensky moved to adjourn, seconded by Sue Fields 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.

Chairman

Fiscal Officer
