

The Board of Lake Township Trustees met in regular session at 5:00 p.m. at 12360 Market Avenue North, Hartville, Ohio. The meeting was open to the public and streamed live via Facebook with the following members present:

John Arnold, President
Jeremy Yoder, Vice President

Also Present:

Matthew Erb	Sam Miller
Vince Harris	Mike Lorentz
Derek Shaffer	

John Arnold called the regular meeting to order.

21-256 A resolution was made by John Arnold approving the Minutes of the July 26, 2021 as submitted. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes

21-257 A resolution was made by John Arnold authorizing payment and processing of payroll for August 20, 2021. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes

21-258 A resolution was made by John Arnold approving Financial (Fund/Appropriation/Revenue Status and Cash Summary by Fund) Reports as of August 9, 2021 reports will be attached to the minutes and made a part thereof. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes

21-259 A resolution was made by John Arnold authorizing all EXPENDITURES as of August 9, 2021 in the amount of \$39,887.33 reports will be attached to the minutes and made a part thereof. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes

CORRESPONDENCE

1. Stark County Township Association – copy of correspondence from Stark County Engineer regarding ODOT Township Stimulus Program; notice of Belden Village Mall vaccine clinics; information regarding opioid litigation; forward information regarding FEMA/FCC Nationwide Emergency Alert System and Wireless Emergency Alert testing on August 11th, 2021
2. Ohio Township Association – information regarding opioid litigation; notice of 2021

- OTA One-Day Training Workshops; legislative alert and information
3. NEFCO – notice and reminder of webinar to review U.S. Economic Development Administration ARP funding opportunities; August 2021 *NEFCO Forum* newsletter
 4. Stark County Regional Planning Commission – August 3rd meeting packet; notice of 2022-2024 Community Development Block Grant workshop on August 25th; notice of Clean Ohio Conservation Program
 5. Ken Steele – concerns about speeding on Perrydale Street and Cashner Avenue
 6. State Employment Relations Board – notice and link to the SERB 2021 Health Insurance Report
 7. Daniel Hanchey – questions about utility poles on Lake Center Street
 8. Ohio EPA – Citizen Advisory: Ohio EPA meeting set for Alliance wastewater treatment plant
 9. Stark County Prosecutor’s Office – notice of discounted concealed handgun course
 10. Joel Tarbett – question regarding rental trucks and yard waste facility
 11. Community University Education (CUE) Purchasing Association – copy of new CUE Constitution, CUE salt usage report and meeting information
 12. AT&T – notice of the transfer of its Ohio state franchise to DIRECTV,LLC
 13. Stark County Health Department – notice of a Prescription Drug Overdose Prevention Grant received from the Ohio Department of Health
 14. Predictive Maintenance Services, Inc. – notice of price increases for orders received after September 1st, 2021
 15. Hartville Hardware & Lumber – notice of acquisition of assets of Best Turf and Ford Motor Company – notice of extension of warranty coverage on the power door lock actuators for 2107 F-550 Ford Truck
 16. Ohio Attorney General’s Office – information regarding One Ohio Opioid Settlement, sample Resolution for Participation
- Trustee Yoder wanted to remind everyone they will review the yard waste rules and regulations at the end of the season. Trustee Arnold noted that the volume was up a little bit last weekend.

DEPARTMENT REPORTS

Police Department

- None

Road Department

- Trustee Arnold noted that they are doing the curb work in house and it needs to be completed ahead of the paving. The preconstruction meeting for the paving should happen in the next few weeks. NorthStar is very efficient and will begin after the meeting.

- Trustee Arnold also noted prices being paid for used equipment including our trucks is really high. So anything we are doing right now is going to be very favorable for us. Purchasing is good through the state purchasing programs and we are going to get top dollar for used stuff, putting us in a pretty good position.
- Trustee Yoder noted that a lot of the roads going through our township are county or state roads. Middlebranch, a county road, was recently paved as well as a few others.

Zoning Department

- None

Fire Departments/Fire Prevention Office

- None

OLD BUSINESS:

- None

NEW BUSINESS:

21-260 A resolution was made by John Arnold authorizing the Board and Fiscal Officer to execute the following Road Open Permit:

- D-21-42: Dominion Energy – 3182 Marquette St. (new long side service line)

Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes

21-261 A resolution was made by John Arnold authorizing the Board to execute the following Cemetery Deed(s):

- Uniontown Greenlawn Cemetery – Section P, Lots 11 & 26, Graves 3 & 4 (Lot 11); Graves 1, 2, 3 & 4 (Lot 26)
- Uniontown Greenlawn Cemetery – Section P, Lot 72 Graves 1 & 2
- Uniontown Greenlawn Cemetery – Section P, Lot 41 Graves 2 & 3
- Mt. Peace Cemetery – Section 2A, Lot 56, Graves 1 & 2
- Mt. Peace Cemetery – Section 2A, Lot 1, Grave 3

Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes

21-262 A resolution was made by John Arnold authorizing the Fiscal Officer to release the Bond for the following Road Open Permit:

- O-20-04: Fechko Excavating for work completed at 3950 Mt. Pleasant Street

Seconded by Jeremy Yoder. Roll call votes were:

John Arnold yes
Jeremy Yoder yes

21-263 A resolution was made by John Arnold scheduling the Fall Cleanup for Wednesday, September 15th, 2021 through Friday, September 17th, 2021 from 8:00 a.m. - 7:00 p.m. and Saturday, September 18th, 2021 from 8:00 a.m. – 5:00 p.m. The Board further resolves to limit the total number of tires permitted for disposal to ten (10) tires per household. Only car and light truck tires will be accepted, and all tires must be off the rim; disposal of commercial, business or agricultural tires is prohibited. No hazardous materials, including but not limited to batteries of any type, propane tanks, paint, antifreeze etc., will be accepted. The cleanup will be held behind the Road Department building. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold yes
Jeremy Yoder yes

21-264 A resolution was made by John Arnold accepting the August 2, 2021 quote of Kimble Companies for solid waste and tire disposal for the 2021 Fall Cleanup as follows:

<u>Setup and Delivery of Eight Containers:</u>	\$400.00 (one-time fee)
<u>Solid Waste:</u>	\$245.00/load + \$40.00/ton (disposal)
<u>Transportation of Tires:</u>	\$375.00/load

In addition, the Board hereby acknowledges that Harry's Scrap will provide a roll off dumpster at no charge to the township for appliances and scrap metal. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold yes
Jeremy Yoder yes

21-265 A resolution was made by John Arnold in conformance with the anticipated decision of the Stark County Commissioners to designate a uniform, county-wide trick-or-treat observance, declaring door-to-door trick-or-treat activities in Lake Township to be held between 3:00 p.m. and 5:00 p.m. as follows:

- On the afternoon of the same day if October 31 is on a Saturday or Sunday. On the afternoon of the preceding Sunday if October 31 falls on a weekday (Monday-Friday)

Halloween and Trick-or-Treat observance will therefore be held on Sunday October 31, 2021 from 3:00 p.m. to 5:00 p.m. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold yes
Jeremy Yoder yes

21-266 A resolution was made by John Arnold Resolution accepting the July 15, 2021 Quote No. 74056 from Concord Road Equipment Mfg., Inc., and authorizing an expenditure, for the Road Department, in the amount of \$106,708.48, for the State Bid purchase (Schedule Number 800860; Index No. STS515) of a *Minuteman Snow and Ice Control Equipment Package* to be installed on the 2021 MACK Granite cab and chassis purchased pursuant to Resolution No. 21-231. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold yes
Jeremy Yoder yes

21-267 A resolution was made by Jeremy Yoder accepting the August 6th, 2021 quotes (x2) from Schoner Chevrolet and authorizing the remaining \$53,588.37 of CARES Act Funds, to be used towards the purchase of the following equipment for the Road Department:

- One (1) 2021 Chevrolet Silverado 5500 2WD Reg Cab Work Truck as detailed in the August 6th quote received from Schoner Chevrolet for the purchase price of \$49,872 less a trade-in value of \$18,500.00 for a total purchase price of \$31,637.00; and
- One (1) 2022 Chevrolet Silverado 3500 4WD Crew Cab Work Truck as detailed in the August 6th, 2021 quote received from Schoner Chevrolet for the purchase price of \$39,301.00 less a trade-in value of \$8,500.00 for a total purchase price of \$31,066.00.

The Board further resolves that it has certain township property that is no longer needed by the township and therefore, pursuant to Ohio Revised Code Section 505.10, the following property will be traded-in and credited towards the purchase price of each new truck as follows:

- 2010 Ford F450 Super Duty Utility Truck (Unit No. 2010/VIN EB26660) to be credited towards the purchase of the 2021 Chevrolet Silverado 5500 Work Truck. Trade-in value \$18,500.00
- 2012 Chevrolet Silverado 2500HD Truck (Unit No. 2312/VIN CZ113255) to be credited towards the purchase of the 2022 Chevrolet Silverado 3500 Work Truck. Trade-in value \$8,500.00

Seconded by John Arnold. Roll call votes were:

John Arnold yes
Jeremy Yoder yes

21-268 A resolution was made by John Arnold accepting the August 5th, 2021 Quote from Groeneveld-Beka and authorizing an expenditure in the amount of \$9,741.44, for the Road Department, for the purchase of an automatic greasing system for the 2021 CAT 926M Wheel Loader purchased pursuant to Resolution No. 21-251. Seconded by John Arnold. Roll call votes were:

John Arnold yes
Jeremy Yoder yes

21-269 An emergency resolution was made by John Arnold authorizing Tonya J. Rogers, additional legal counsel for Lake Township, Stark County, Ohio to execute the Participation Agreement for the OneOhio Subdivision Settlement with McKesson Corporation, Cardinal Health, Inc., and AmerisourceBergen Corporation (“Settling Distributors”) pursuant to the OneOhio Memorandum of Understanding regarding the pursuit and use of potential opioid litigation settlement funds and consistent with the material terms of the July 21, 2021 proposed National Opioid Distributor Settlement Agreement available at <https://nationalopioidsettlement.com/>.

WHEREAS, Lake Township, Stark County, Ohio (herein “Municipality”) is a township formed and organized pursuant to the Constitution and laws of the State of Ohio; and

WHEREAS, the people of the State of Ohio and its communities have been harmed by misfeasance, nonfeasance and malfeasance committed by certain entities within the Opioid Pharmaceutical Supply Chain; and

WHEREAS, the State of Ohio, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Opioid Pharmaceutical Supply Chain Participants accountable for the damage caused by their misfeasance, nonfeasance and malfeasance; and

WHEREAS, the State of Ohio, through its Governor and Attorney General, and its Local Governments share a common desire to abate and alleviate the impacts of that misfeasance, nonfeasance and malfeasance throughout the State of Ohio; and

WHEREAS, the State and its Local Governments, subject to completing formal documents effectuating the Parties Agreements, have drafted and Lake Township, Stark County, Ohio has adopted, and hereby reaffirms its adoption of, a OneOhio Memorandum of Understanding (“MOU”) relating to the allocation and the use of the proceeds of any potential settlements described; and

WHEREAS, the MOU has been collaboratively drafted to maintain all individual claims while allowing the State and Local Governments to cooperate in exploring all possible means of resolution; and

WHEREAS, the Board of Lake Township Trustees understands that an additional purpose of the MOU is to create an effective means of distributing any potential settlement funds obtained under the MOU between the State of Ohio and Local Governments in a manner and means that would promote an effective and meaningful use of the funds in abating the opioid epidemic throughout Ohio, as well as to permit collaboration and explore potentially effectuation earlier resolution of the Opioid Litigation against Opioid Pharmaceutical Supply Chain Participants; and
WHEREAS, nothing in the MOU binds any party to a specific outcome, but rather, any resolution under the MOU requires acceptance by the State of Ohio and the Local Governments; and

WHEREAS a settlement proposal is being presented to the State of Ohio and Local Governments by distributors AmerisourceBergen, Cardinal, and McKesson (collectively the “Settling Distributors”) to resolve governmental entity claims in the State of Ohio using the structure of the OneOhio MOU and consistent with the material terms of the July 21, 2021 proposed National Opioid Distributor Settlement Agreement; and

WHEREAS, the Board of Lake Township Trustees wishes to agree to the material terms of the proposed National Opioid Distributor Settlement Agreement with the Settling Distributors (the “Proposed Settlement”):

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF LAKE TOWNSHIP TRUSTEES OF STARK COUNTY, OHIO.

Section 1. That __Tonya J. Rogers, Esq.__ hereby accepts, or is authorized to accept the Proposed Settlement on behalf of the Lake Township Board of Trustees, pursuant to the terms of the OneOhio MOU.

Section 2. That it is found and determined that all formal actions of the Board of Trustees relating to the adoption of this resolution were adopted in an open meeting of this Board, and that all deliberations of this Board and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements.

Section 3. This Resolution is hereby declared to be an emergency measure, necessary for the preservation of the public peace, health, welfare and safety of Lake Township, Stark County, Ohio. The reason for the emergency is to ensure prompt pursuit of funds to assist in abating the opioid epidemic throughout Ohio.

Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes

MEETING REPORTS/MISCELLANEOUS

- Trustee Yoder and the Fiscal Officer have met with a marketing firm to see if there is a way to update the signage, moto and/or slogans in the township. He would like to dig into it deeper when Trustee Miller is also in attendance

FISCAL OFFICER'S REPORT

21-270 A resolution was made by John Arnold authorizing the Board and Fiscal Officer to sign all Purchase Orders, Vouchers, and Reconciliations. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes

21-271 A resolution was made by John Arnold authorizing the Fiscal Officer to request an Additional Amended Certificate from the Stark County Auditor in the amount of \$2,818,955.76 for Fund #2273 (American Rescue Plan Act Fund). These funds were derived from the US Department of the Treasury. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes

PUBLIC SPEAKS

- None
- There will be no public speaks through the Facebook Live streaming; however, the Trustees still welcome your “public speaks” comments to be emailed to info@laketwpstarkco.com

21-272 A resolution was made by John Arnold to adjourn the meeting at 5:19 p.m.
Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes

Matthew Erb, Fiscal Officer

John Arnold, President

Jeremy Yoder, Vice President

- Absent -

Steve Miller, Member

