

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:

Steve Miller, Vice President
John Arnold, Member

Also Present:

Matt Erb	Tonya Rogers
Sam Miller	Mike Batchik
George Tomko	Seth Morana

Steve Miller called the regular meeting to order.

22-131 A resolution was made by Steve Miller accepting the Minutes of 28, 2022 meeting as submitted, with the following amendment to Resolution No. 22-118:

- Expenditures as of March 28, 2022 should be amended to reflect \$129,251.10 instead of \$242,675.09.

Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes

- The Fiscal Officer noted that this was due to the report being totaled for the month instead of half the month.

22-132 A resolution was made by Steve Miller authorizing payment and processing of payroll for April 15, 2022. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes

22-133 A resolution was made by Steve Miller approving Financial (Fund/Appropriation/ Revenue Status and Cash Summary by Fund) Reports as of April 11, 2022 reports will be attached to the minutes and made a part thereof. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes

22-134 A resolution was made by Steve Miller authorizing all EXPENDITURES as of April 11, 2022 in the amount of \$1,128,297.85, reports will be attached to the minutes and made a part thereof. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes

- The Board noted that this amount included approximately \$1,000,000. in payment to the Fire Department.

CORRESPONDENCE

1. Stark County Soil & Water Conservation District – request for participation in storm water education survey
 2. Wayne Gangi c/o 415 Group – notice of upcoming Microsoft Office 365 product price changes
 3. FEMA – notification of project submission deadline
 4. Ashley Manning – questions about loud noises weekend of April 2nd
 5. Alan Miller – questions about reservation of fields on SR 43 for soccer
 6. Ohio Department of Administrative Services – Cooperative Purchasing Program weekly updates and amendments
 7. Landmark Dividend – inquiry about cellular lease on our property
 8. Stark County Regional Planning Commission – April 5th meeting packet
 9. Ohio Gas Association – request for participation in questionnaire
 10. Ford Motor Company – safety recalls on certain vehicles
 11. Ohio Township Association – legislative alert and information 4.1.222; education and event information
 12. Senator Sherrod Brown’s Office – information on FY23 congressionally directed spending guidelines; firefighters fund information/potential funding opportunities
 13. Stark County Metropolitan Sewer District – use of manhole adjusting rings on township or village road resurfacing projects
 14. Stark County Health Department – expanded business safety initiative
 15. Akron University/CUE – information regarding salt contract
 16. Stark Economic Development Board, Inc. – weekly legislative news
 17. Stark County Township Association – meeting dates to keep in mind; recap of 04.07.2022 annual meeting with Stark County Engineer Keith Bennett
 18. US Army Corps of Engineers – Public Notice and information on mitigation plan proposing establishment of in-lieu fee mitigation sites totaling 51.4 acres along Swamp Street, in Lake and Marlboro Townships
 19. Dominion Energy Ohio – natural gas mainline replacement study
- In reference to correspondence No. 4 – Chief Batchik said he has heard it but did not know what it is. The Trustees asked if anyone has more information, please contact the Uniontown Police Department.
 - In reference to correspondence No. 17 – Trustee Arnold attended this meeting with the Road Superintendent and the township is not being impacted heavily but the work they are doing this year.

DEPARTMENT REPORTS

Police Department

- None

Road Department

- None

Zoning Department

- None

Fire Departments/Fire Prevention Office

- None

OLD BUSINESS:

- None

NEW BUSINESS:

22-135 A resolution was made by Steve Miller authorizing the Board to execute the following Cemetery Deed:

- Uniontown Greenlawn Cemetery – Section N, Lot 98, Grave 4
- Mt. Peace Cemetery – Section 3, Lot 90, Grave 4

Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes

22-136 A resolution was made by Steve Miller authorizing the Board and Fiscal Officer to execute the following Road Open Permits:

- D-22-14: Dominion Energy – 13875 Greenland Ave. (long side svc. line)
- D-22-15: Dominion Energy – 11284 Hoover Ave. (long side svc. line)
- D-22-16: Dominion Energy – 1866 Lovers Ln. (long side svc. line)
- D-22-17: Dominion Energy – 12191 Shoshone Ave. (long side svc. line)
- D-22-18: Dominion Energy – 3814 Wickham St. (long side svc. line)
- D-22-19: Dominion Energy – 2373 Monaco St. (long side svc. line)
- D-22-20: Dominion Energy – 8415 Mackenzie Ave. (short side svc. line)

Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes

22-137 A resolution was made by Steve Miller authorizing the township to participate in the Ohio Bureau of Workers' Compensation Group Retrospective Rating Program, sponsored through the Ohio Township Association and to renew services with Sedgwick to act as our Third-Party Administrator. The Board further authorizes payment of the \$2,805.00 Sedgwick Administrative Fee and for the Vice President of the Board to execute the following necessary documents to complete the enrollment:

- Employer Statement for Group Retrospective Rating Program (BWC Form U-153)
- Exhibit “A” (Invoice) accepting terms and conditions of Service Agreement
- BWC Form AC-2 authorizing Sedgwick continued access to Ohio BWC claim information

Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes

22-138 Trustee Arnold moved the adoption of the following Resolution:

WHEREAS, the Township has received a distribution of monies (the “ARPA Funds”) from the American Rescue Plan Act of 2021 (“ARPA” or the “Act”); and

WHEREAS, Congress passed the Act effective March 11, 2021; and

WHEREAS, Section 603 created the Coronavirus Local Fiscal Recovery Fund which, among other things, appropriated money to cities, nonentitlement units of local government, and counties to mitigate the fiscal effects stemming from the public health emergency with respect to the Coronavirus Disease (Covid-19); and

WHEREAS, Section 603(c) generally provides that:

(1) USE OF FUNDS. Subject to paragraph (2), and except as provided in paragraphs (3) and (4), a metropolitan city, nonentitlement unit of local government, or county shall only use the funds provided under a payment made under this section to cover costs incurred by the metropolitan city, nonentitlement unit of local government, or county, by December 31, 2024 -

(A) to respond to the public health emergency with respect to the Coronavirus Disease 2019 (COVID–19) or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality;

(B) to respond to workers performing essential work during the COVID–19 public health emergency by providing premium pay to eligible workers of the metropolitan city, nonentitlement unit of local government, or county that are

performing such essential work, or by providing grants to eligible employers that have eligible workers who perform essential work;

(C) for the provision of government services to the extent of the reduction in revenue of such metropolitan city, nonentitlement unit of local government, or county due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year of the metropolitan city, nonentitlement unit of local government, or county prior to the emergency; or

(D) to make necessary investments in water, sewer, or broadband infrastructure.

WHEREAS, Department of Treasury Final Rule, published on January 6, 2022, and effective April 1, 2022, provides in part that:

Treasury presumes that up to \$10 million in revenue has been lost due to the public health emergency and recipients are permitted to use that amount (not to exceed the award amount) to fund “government services.” [The “standard allowance”].

WHEREAS, the Rule further observes that:

The standard allowance provides an estimate of revenue loss that is based on an extensive analysis of average revenue loss across states and localities, and offers a simple, convenient way to determine revenue loss particularly for Coronavirus State and Local Fiscal Recovery Fund’s smallest recipients. This change is intended to promote administrative efficiency and simplify revenue loss calculation for smaller recipients.

WHEREAS, the Rule further clarifies that recipients can use:

SLFRF funds on government services up to the revenue loss amount, whether that be the standard allowance amount or the amount calculated using the [Final Rule four-step process]. Government services generally include any service traditionally provided by a government, unless treasury has stated otherwise.

WHEREAS, some common examples of “government services” expressly recognized by Treasury are as follows:

- Road building and maintenance, and other infrastructure
- Health services
- General government administration, staff, and administrative facilities
- Environmental remediation
- Provision of police, fire, and other public safety services (including purchase of fire trucks and police vehicles)
- Maintenance or pay-go funded building infrastructure

- Modernization of cybersecurity, including hardware, software, and protection of critical infrastructure

WHEREAS, “Government services is [deemed by Treasury] the most flexible eligible use category under the SLFRF program, and funds are subject to streamlined reporting and compliance requirements;” and

WHEREAS, funds utilized pursuant to the standard revenue loss allowance continue to have certain restrictions, including:

- Deposit into pension funds
- Satisfaction of settlements or judgments
- Contributions to financial reserves or “rainy day” funds

WHEREAS, the Board of Trustees has identified a project which, in the judgment of the Board, qualifies as a permitted use of the ARPA Funds, in direct support of governmental services, which consists of the following:

12 Full HD LED Monitors
7 Dell OptPlex Processors
1 Dell Precision 5760 Processor
1 Dell Latitude 9520 2-in-1 Processor
1 Dell Thunderbolt Dock
1 Dell AC Adapter
1 Dell AC External DVD+RW drive
1 Del PowerEdge T440 Processor
Labor for installation

(the “Project”).

NOW THEREFORE, it is hereby RESOLVED by the Board that:

1. The Township elects to use the standard allowance and its presumption of revenue loss due to the public health emergency and to use the amount authorized herein to fund government services
2. The Project is hereby authorized and shall be paid for from the ARPA Funds in the amount of/an amount not to exceed: \$28,084.00 .
3. The Project described herein serves the objectives of the Act by providing services traditionally provided by a government, namely:

- **General government administration and administrative facilities**

4. Accordingly, the Project is in the best interests of the Township and is deemed a priority for the community.

5. No obligations paid under the authority of this Resolution were incurred prior to March 3, 2021.

BE IT FURTHER RESOLVED: that it is hereby found and determined that all formal actions of this Township concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Township Trustees, and that all deliberations of the Township Trustees and any of its committees that resulted in such formal action, were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Seconded by Steve Miller. Roll call votes were:

Steve Miller	yes
John Arnold	yes

- The Board noted this purchase is to upgrade the computers at the Administration Offices.

22-139 A resolution was made Steve Miller accepting the April 4th Quote No. SOQ-637530 from Belnick Retail, LLC, and authorizing an expenditure for the police department, in the amount of \$1,223.88, for the purchase of new office chairs for the department. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes

22-140 A resolution was made Steve Miller accepting the March 24th Quote from Office Furniture Solutions, and authorizing an expenditure for the police department, in the amount of \$1,168.00, for the purchase of new conference tables for the department. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes

22-141 A resolution was made Steve Miller accepting the April 7th Estimate from Young Freightliner, and authorizing an expenditure for the road department, in the amount of \$4,254.76 for repairs needed on the 2015 Western Star snow and ice truck as detailed in said quote. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes

22-142 A resolution was made Steve Miller authorizing the Board to execute a renewal of the Independent Contractor Agreement with Michael Wells dba Wells Quality Excavating for services performed at the Township cemeteries. The Board approves the following changes in the renewal agreement:

- Increase of \$50.00 for open/close for vault burial
- Increase of \$50.00 for open/close for cremation burials
- Increase of \$15.00/hour. for grave maintenance and general labor
- Increase of \$0.10/sq. in. for foundations

Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes

- The Trustee noted that even with the increases we are more than inline with what others are paying. Trustee Arnold noted he does a great job and it's a pleasure working with him.

22-143 A resolution was made Steve Miller scheduling the 2022 Lake Township Spring Cleanup for Wednesday, June 8th thru Friday, June 10th from 8:00 A.M. to 8:00 P.M. every day and Saturday, June 11th from 8:00 A.M. to 6:00 P.M. and authorizing staff to obtain pricing for the same. In addition, 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. Township businesses will be allowed to dispose of no more than one pickup truck load during the cleanup. The cleanup will be held behind the Road Department building and identifications will be checked. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes

- Trustee Arnold noted that we will accept TVs at the cleanup.

22-144 A resolution was made Steve Miller accepting the April 7th, 2022 Estimate No. 2556 from *A Cut Above Tree Service* and authorizing an expenditure in the amount \$2,050.00 from the cemeteries, for the removal of 3 pine trees and stumps and cleanup of other trees, stump(s) and underbrush at Mt. Peace Cemetery as detailed in said quote. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes

- Trustee Arnold noted that he had received a complaint about a tree leaning over the Dollar General parking lot. We had the property surveyed to determine ownership of the trees. They are on township property therefore we are taking care of it.

22-145 A resolution was made Steve Miller Resolution pursuant to Ohio Revised Code Section 505.87, and based on, in part, from information and photos provided by the Zoning Administrator, the Board has determined that a nuisance **does** exist at **12839 Hoover Ave. NW, Uniontown OH 44685**, due to, but not limited to **the owner's (Gary A. Kiltau) maintenance of vegetation, garbage, refuse and other debris.**

Further resolving that the owner of such premises is hereby ORDERED to abate, control and remove the vegetation, garbage, refuse and other debris from said premises within seven (7) days after receipt of certified "Notice to Abate Nuisance".

If such vegetation, garbage, refuse and other debris is not abated, controlled or removed within seven (7) days, this board will provide for such abatement, control, or removal. Any expenses so incurred by this Board will be entered upon the tax duplicate and will be a lien upon the land from the date of entry.

The property owner may contact this Board within seven (7) days and enter into an agreement with said Board providing for either party to the agreement to perform the abatement, control or removal. Seconded by John Arnold. Roll call votes were:

Steve Miller yes
John Arnold yes

MEETING REPORTS/MISCELLANEOUS

- Trustee Arnold noted we still don't have a greenlight to complete the greenhouse removal project on Mogadore, but it is on the verge.

FISCAL OFFICER'S REPORT

22-146 A resolution was made by Steve Miller authorizing the Board and Fiscal Officer to sign all Purchase Orders, Vouchers, and Reconciliations. Seconded by John Arnold. Roll call votes were:

Steve Miller yes
John Arnold yes

PUBLIC SPEAKS

George Tomko, 12950 Redwood Ave. NW, Uniontown; Mr. Tomko stated he has also heard the loud booms mentioned earlier in the meeting. He also asked about the use of firearms in the Township. Chief Batchik stated there is no law against firing inside the township but you are liable for where ever the bullets go. He also offered to make a new sign and accent display for Woods Cemetery which his home abuts. The Trustees told him to work up a plan and they will look at it.

- 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

22-147 A resolution was made by Steve Miller to convene an executive session at 5:31 p.m. pursuant to ORC 121.22 (G)(1) to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee and to include the Trustees, Fiscal Officer and legal counsel. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes

22-148 A resolution was made by Steve Miller to return from executive session at 6:25 p.m. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes

22-149 A resolution was made by Steve Miller to adjourn the meeting at 6:25 p.m. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes

-absent-

Matt Erb, Fiscal Officer

Jeremy Yoder, President

Steve Miller, Vice President

John Arnold, Member

