

**BRIMFIELD TOWNSHIP BOARD OF TRUSTEES  
REGULAR MEETING, WEDNESDAY, JULY 26, 2006  
BRIMFIELD TOWN HALL**

The Brimfield Township Board of Trustees met, in regular session, on Wednesday, July 26, 2006. Chairman Mike Kostensky called the meeting to order at 3:00 P.M. All members were present.

**MOTION #2006-266**

Trustee Sue Fields moved to approve and sign the minutes of the previous meetings as presented. Motion seconded by C. Daniel Tronge seconded and upon roll call vote:

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

**MOTION #2006-267**

Mike Kostensky moved to approve the agenda as amended. Motion seconded by C. Daniel Tronge and passed unanimously.

**MOTION #2006-268**

Mike Kostensky moved to approve the signing of purchase orders and warrants. Motion seconded by C. Daniel Tronge

Mike Kostensky - yea	C. Dan Tronge – yea
Sue Fields – yea	Motion passed

**MOTION #2006-269**

Trustee Mike Kostensky moved to acknowledge receipt of the financial report. C. Daniel Tronge seconded. Motion passed.

**Announcement:**

Trustee Mike Kostensky read the retirement notice submitted by C. J. Sprague Jr., Fiscal Officer, and effective September 1, 2006.

**Guests:** None

**Public Comments and Questions:**

Barbara Bryner, Tallmadge Road, expressed a concerned about the clean-up of the sewer work on her property. Also, was concerned about the willow tree, does not want to pay for the removal of the tree. Richard Messner and Trustee Mike Kostensky will contact ODOT with her concerns.

William Kremer, Kremer Homes, stated that the sewer line on Tallmadge Road is in place and working.

Debbie Darlas, Old Forge Road, stated that the Rotary will be a part of the Parks and Recreation Safety Town Program and will make a donation to the program.

Gretchen Crisp, Selnik Road, complained about dogs running in the neighborhood at night. Board of Trustee told her to call the Police department. Also, asked about the law concerning fences around pools. Richard Messner stated that zoning can enforce fencing for certain pools and the home owner's insurance will usually have standards for fencing pools.

John Thomas announced that he was going to run for Portage County Commissioner.

**Safety Concerns:** None

**Road Department:**

MOTION #2006-270

C. Daniel Tronge moved to make a supplemental appropriation in the amount of \$4,000.00 from 1000-330-360-0000 to 1000-330-420-0000. Motion seconded by Mike Kostensky and passed unanimously

MOTION #2006-271

C. Daniel Tronge moved to allow an amount, not to exceed \$400.00 for the purchase of road signs, vendor to be Municipal Signs, account #1000-330-420. Motion seconded by Mike Kostensky and passed unanimously.

MOTION #2006-272

C. Daniel Tronge moved to approve material and the distributor for crack sealing; cost to be determined, vendor to be D.J.L. Materials charged to account 1000-330-323-0000. Motion seconded by Sue Fields and passed unanimously.

**Parks and Recreation Dept:**

MOTION #2006-273

Mike Kostensky moved to allow an amount, not to exceed \$150.00, for membership in the South Portage Rotary for Missy McIlduff, Parks and Recreation Director, account #1000-610-319. Motion seconded by C. Daniel Tronge and passed unanimously.

**Police Department:**

RESOLUTION #2006-274

Re: 3.9 replacement levy

WHEREAS: The Brimfield Township Police 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 service, 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 for provide an adequate amount for the Brimfield Township Police 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 Sections 5705.191(J) 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,

RESOLVES: 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 a tax levy in excess of the ten mill limitation for maintaining the current level of Police protection for Brimfield Township, Portage County, Ohio, for the purpose of providing for the general operation (salaries, supplies and equipment) of the police department as provided in the Ohio Revised Code section 5705.191(J), at a rate not to 3.9 mills for each one dollar of valuation which amounts to thirty nine cents (.39) for each one hundred dollars of valuation, the levy shall be for continuing period time. Commencing with tax year 2006 and further,

RESOLVED: That the Clerk 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 August 18, 2006 at 4:00 P.M. and to cause notice of such election to be given according to law, and be it further,

RESOLVED: That this resolution #2006-274 shall void and supersede and all resolutions in conflict thereof.

C. Daniel Tronge moved for adoption of the above resolution this 26<sup>th</sup> day of July, 2006. Motion seconded by Sue Fields. Upon a roll call vote:

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

I, Charles J. Sprague, Jr. duly elected Fiscal Officer of Brimfield Township; do hereby certify that the above is a true and accurate copy of resolution #2006-274, adopted July 26, 2006.

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C. J. Sprague, Jr.

**Fire Department:**

MOTION #2006-275

Upon recommendation of Fire Chief Robert Keller Mike Kostensky moved to approve a six (6) month leave of absence for Firefighter David Young. Motion seconded by Sue Fields and passed unanimously.

MOTION #2006-276

Sue Fields moved to approve an amount, not to exceed \$2,135.00 for the purchase of a File Storage Server, vendor to be Excel Meridian Data, account #2191-760-740-0000. Motion seconded by C. Daniel Tronge and passed unanimously.

**Zoning Department:** No action requested

**Cemetery:** Signed one deed

**Administration:**

MOTION #2006-277

Mike Kostensky moved, at 4:27 P.M. for executive session for the following items:

Police Department – personnel  
Administration – personnel  
Worker’s Compensation Contract

The Fiscal Officer, Police Chief, Fire Chief and John Barken mat attend  
Motion seconded by C. Daniel Tronge and, upon roll call vote:

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

At 5:00 PM Trustee Mike Kostensky moved to return to regular session. Sue Fields seconded. Motion passed.

RESOLUTION #2006-278

Re: Sick time – Dennis Grund & Mike Richards

WHEREAS: The Brimfield Township Board of Trustees has reviewed the sick time use policy as applies to specific cases and based upon the recommendation of the Frank Gates Service Co., the BWC Administrator it has been determined that it is in the best interest of the Township to adjust the and restore the sick time of the above mentioned employees; therefore, be it,

RESOLVED: To restore 412 hours to compensate Dennis Grund for time lost; be it further,

RESOLVED: To restore 168 hours to compensate K. Mike Richards for time lost: be it further,

RESOLVED: That the above action and any and all action concerning the restoring of used sick leave shall be on a case by case basis.

Mike Kostensky moved for adoption of the above resolution. Motion seconded by Sue Fields. Upon a roll call vote:

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

MOTION #2006-279

Sue Fields moved to adopt certain revisions to Personnel & Policies and to the Personnel and Policies Manual to reflect the changes as presented Motion seconded by Mike Kostensky and passed unanimously.

MOTION #2006-280

Trustee Mike Kostensky moved to reschedule the August meeting of the Brimfield Township Board of trustees as follows:

Tuesday August 8, 2006 at 3:00 PM

Wednesday August 30, 2006 at 3:00 PM

C. Daniel Tronge seconded. Motion passed

MOTION #2006-281

At 5:20 PM, there being no further business to come before this meeting of the Brimfield Township Board of Trustees, Mike Kostensky moved to adjourn. Motion seconded by C. Daniel Tronge and passed unanimously.

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

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Mike Kostensky, Chairman

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C. Daniel Tronge, Trustee

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Sue Fields, Trustee

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C. J. Sprague Jr., Fiscal Officer