

## Record of Proceedings

Minutes of the Regular Trustee Meeting Held at 1219 St. Rt. 183 in Atwater, Ohio  
on February 12, 2019 @ 7:03 pm

### ATTENDANCE

Trustees Lynn Whittlesey, Peggy Bainey, John Kovacich, Fiscal Officer, Linda Allen, Mel Russel, Martha Bevard, Phil Cox, Dave Brannon, John Allen, Tom Nellis, Walt Bainey, Shirley McAlicher, Michael Stankiewicz, Dan Kolasky, Jim Sherbaugh were all in attendance.

John Kovacich called the Regular Meeting to order at 7:05 pm. Roll Call: Lynn Whittlesey – yes, Peggy Bainey – yes, John Kovacich – yes.

John Kovacich asked if the Board received and reviewed the January 22, 2019 Meeting Minutes. Lynn moved to approve the January 22, 2019 Meeting Minutes. John second Roll Call: Lynn Whittlesey –yes, Peggy Bainey – yes, John Kovacich – yes. Motion Carried.

Road Load Limit Reduction	Red Cross honoring Atwater Resident Eric Peterson
Playground Magazine	Portage County Engineer closed or posted bridges in Portage County

### FINANCIALS

John Kovacich asked if there were any corrections or additions to the Financial Statement. Lynn moved to approve the financial reports. John second Roll Call: Lynn Whittlesey – yes, Peggy Bainey – yes, John Kovacich – yes. Motion Carried.

### FIRE DEPARTMENT

#### Old Business & New Business

Mel stated that Chris from LifeForce said that they have been going back and forth with a Resident Waiver that was paid directly by the insurance company instead of to us. Recommendation is to send to the Attorney General to pursue. Also, we want all information sent to us before sending anything to the Attorney General.

Chris Meduri sent us a copy of the Order and Journal Entry regarding Atwater Township v. Williamson. The court did grant the judgement against Williamson LLC. We can file a lien or we could attach Williamsons bank account. John is in favor of going with the debtor's exam. John will contact Chris on how we want to handle this.

Mel gave the gas/diesel report for January. Road Department used 42.5 gallons of gas and 380.6 gallons of diesel. The AFD used 82.8 gallons of gas and 107.1 gallons of diesel.

Mel gave the January run report, we had 31 runs.

The AFD is having issues with the alarm system. A year ago ADT said they would not service our system as too old. Mel called 3 different alarm companies, but none returned our calls. The fire alarm is not an issue just the alarm for break-ins. This system was installed better than 25 years ago, Mel is looking to replace since we cannot get this repaired. Technology now is so much more advanced that the system we presently have installed.

### ROAD DEPARTMENT

#### Old Business & New Business

We have two more loads of salt in, and one more is on its way.

March 2019 will be the next round for the Ohio Public Works funding: we are considering Unger and Petrie Roads.

After all the rain we have had the water is up near the Kost farm, however it is not across the road.

We received check from Melway for the repair of the damage to German Church Road.

Received paperwork from Ohio Public Works showing they paid their share of \$111,101.18 for German Church paving

Tim has not cut pipe for Stroup Road, He has been very busy, he will get to this in the spring.

**ZONING  
Old & New Business**

No permits issued.

Dan talked with the Health Department Representative to see what action they are taking on the property located at 1499 Whittlesey Road (Davis). Dan was told that the trash issue is resolved at the time. The Health Department’s inspection found no other health issues. We sent out a second letter to a more recent address. Waiting for a response. Dan is working on the Zoning Department Report to use to start the procedure to condemn the home on this property. John said that our next step is to talk to Chris Meduri about this property. We received the information from the Title Search by Bennett Land Title Agency on this property.

Walt Baine questioned the process to get rid of abandoned cars in our Township.

The property at 1435 Whittlesey has been an issue for two years now. Dave Bannon said that this property is not in the Landbank. John said the only property that the Township has had removed was ON Elm Street.

The house on 224 is unlivable. Jim Sherbaugh was inquiring about the house just south of his. This house has been abandoned for a while now. It is the yellow house high on the hill. The address is possibly 1466 Stroup Road. Dan to check this out and see who owns this and see if the taxes are current. Miller’s lived there, she now works at Aldi’s in Alliance. Bank now owns home and they could be responsible for mowing of the grass.

Phil Cox said the Todd Peetz has the paperwork done on the Zoning changes. At the next meeting Phil will have available for review.

Dan said that Mike Wells took care of the lateral on the trailer that burnt. The county oversees this.  
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**CEMETERY/REAL ESTATE/PARK**

The rental of the Townhall has been very busy per Lynn.

Dave Brannon once again questioned the Trustees about installing electric in the pavilion. Lynn is against this as It would be open to too much vandalism. John will give Pauli Electric a call to see about installing a lockbox to prevent vandalism.

Phil Cox inquired about putting up much needed lighting around the Townhall and the Road Department.

Walt Baine said that NOPEC and Ohio Edison’s electric rate used to be the same, now NOPEC is one cent higher than Ohio Edison

John questioned putting a backup generator here at the Townhall, - Would the Board be interested in this? Mel said the cost of the generator would be around \$10,000.  
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**RESOLUTION 5-2019**

John made a motion for the following resolution: Authorizing all actions necessary to accept Northeast Ohio Public Energy Council (NOPEC) 2019 Energized Community Grant(s)

**WHEREAS**, the Township of Atwater, Ohio (the Township) is a member of the Northeast Ohio Public Energy Council (NOPEC) and is eligible for one or more NOPEC Energized Community Grant(s) for 2019 (NEC Grant(s)) as provided for the NEC Grant Program guidelines: and

**WHEREAS**, the Township has previously entered into a Grant Agreement with NOPEC, Inc on December 3, 2018 to receive one or more NEC Grant (s).

**WHEREAS**, the Township wishes to receive one or more NEC Grant(s) for 2019

**NOW, THEREFORE**, be it resolved by the Board of Township Trustees of Atwater Township, County of Portage, and the State of Ohio, THAT:

**SECTION 1.** This Board of Trustees of the Township (the Board) finds and determines that it is in the best interest of the Township to accept the NEC Grant(s) for 2019, and authorizes the President of the Board to accept the NEC Grant(s) funds.

**SECTION 2.** This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

**SECTION 3.** This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Township; wherefore, this Resolution shall be in full force and effect immediately upon its adoption and approval by the President of the Board of Trustees of this Township.

Lynn seconded.

DATE ADOPTED: February 12, 2019

Lynn Whittlesey	Yes
Peggy Baine	Yes
John Kovacich	Yes

**RESOLUTION 6-2019**

John made a motion for the following Resolution:

**A RESOLUTION/ORDINANCE TO ADOPT THE SOLID WASTE MANAGEMENT PLAN FOR THE PORTAGE COUNTY SOLID WASTE MANAGEMENT DISTRICT**

**WHEREAS**, the Atwater Township is located within the jurisdiction of the Portage County Solid Waste Management District.

**WHEREAS**, the District Policy Committee prepared and adopted a final draft of the Solid Waste Management Plan in accordance with Ohio Revised Code Sections 3734.53 3734.54 and 3734.55.

**WHEREAS**, the Atwater Township must decide whether it approves of said Solid Waste Management Plan within ninety days of receipt of the Final Draft Plan.

Now, Therefore, Be it Resolved by the Atwater Trustees of Atwater Township.

1. The Atwater Township approves the Portage County Solid Waste Management Plan.
2. That it is found and determined that all formal actions of this Atwater Trustees concerning and relating to the passage of this resolution/ordinance were adopted in an open meeting of Board and of any of its committees that resulted in such formal actions were in meeting open to the public in compliance with all legal requirements including Sections 121.22 of the Ohio Revised Code.

Peggy second.

Lynn Whittlesey – yes, Peggy Baine – yes, John Kovacich – yes.

Peggy made a motion to give Phil Cox a key to the door of the Township. John second. Roll Call: Lynn Whittlesey –abstain, Peggy Baaney – yes, John Kovacich – yes. Motion Carried.

## **ADMINSITRATION**

### **Old Business & New Business**

John made a motion to accept the Credit Policy per State Standards. Lynn second. Roll Call: Lynn Whittlesey –yes, Peggy Baaney – yes, John Kovacich – yes. Motion Carried.

John made a motion to approve the 2019 Permanent Budget. Lynn second. Roll Call: Lynn Whittlesey – yes, Peggy Baaney – yes, John Kovacich – yes. Motion Carried.

Linda mentioned that Charter was changing their name to Spectrum Mid-American cable franchise.

Linda ask for a motion to approve going to the Attorney General Conference. Lynn made the motion for Linda to go to the Attorney General Conference on March 7 & 8 at a cost of \$200 for classes, plus hotel, \$40 a day for food, and gas mileage. John second. Roll Call: Lynn Whittlesey –yes, Peggy Baaney – yes, John Kovacich – yes. Motion Carried.

Lynn made a motion to accept 4 Resident LifeForce Waivers totaling \$1,294. And 3 nonresident LifeForce waivers to collection totaling \$2,077. John second. Roll Call: Lynn Whittlesey –yes, Peggy Baaney – yes, John Kovacich – yes. Motion Carried.

Linda requested a motion to approve Receipts 15-2019 thru 25-2019 totaling \$11,348.79. Peggy moved to approve, John second. Roll Call: Lynn Whittlesey –yes, Peggy Baaney – yes, John Kovacich – yes. Motion Carried.

Linda requested a motion to approve Blanket Certificate 6-2019 totaling \$5,010.00. Peggy moved to approve, Lynn second. Roll Call: Lynn Whittlesey –yes, Peggy Baaney – yes, John Kovacich – yes. Motion Carried.

Linda requested a motion to approve Electronic Fund 39-2019 & 40-2019 totaling \$2,739.15. Peggy moved to approve, John second. Roll Call: Lynn Whittlesey –yes, Peggy Baaney – yes, John Kovacich – yes. Motion Carried.

Linda requests a motion to approve Warrants 35563 thru 35585 totaling \$9,794.05. Peggy moved to approve, Lynn second. Roll Call: Lynn Whittlesey – yes, Peggy Baaney – yes, John Kovacich – yes. Motion Carried.

Linda requests a motion to approve Payroll Warrants 35559 thru 35561 totaling \$1,482.61. Peggy moved to approve, John second. Roll Call: Lynn Whittlesey – yes, Peggy Baaney – yes, John Kovacich – yes. Motion Carried.

Linda requests a motion to approve Direct Deposit Payroll warrants 24-2019 through 37-2019 totaling \$8,022.68. Peggy moved to approve, Lynn second. Roll Call: Lynn Whittlesey – yes, Peggy Baaney – yes, John Kovacich – yes. Motion Carried.

Linda requests a motion to approve Road Department Payroll Warrants 35558 and 35562 totaling \$2,764.42. Peggy moved to approve, John second. Roll Call: Lynn Whittlesey – yes, Peggy Baaney – yes, John Kovacich – yes. Motion Carried.

John motioned at 8:50 pm to pay bills, Peggy second. Roll Call: Lynn Whittlesey – yes, Peggy Baaney – yes, John Kovacich – yes. Motion Carried.

Lynn motioned at 8:51 pm to go back into Regular session Peggy second. Roll Call: Lynn Whittlesey – yes, Peggy Baaney –yes, John Kovacich – yes. Motion Carried.

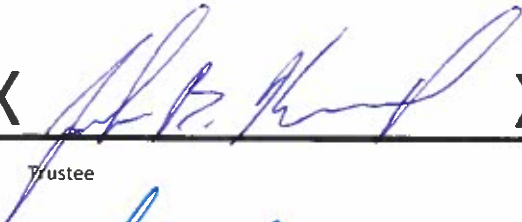

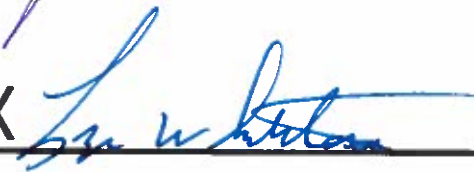

John motioned to adjourn the meeting at 8:57 pm Peggy seconded. Roll Call: Lynn Whittlesey –yes, Peggy Baaney – yes, John Kovacich – yes. Motion carried.

## **ANNOUNCEMENTS**

AFD Pancake Breakfast February 17, 2019

Brenden Kadikas Fundraiser @ Knights of Columbus on February 23rd coming up

Chuck Graham fundraiser @ Knights of Columbus on February 24, 2019

X		X	
	Trustee		Trustee
X		X	

**Payment Listing**

2/12/2019 to 2/28/2019

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
24-2019	02/12/2019	02/08/2019	EP	Linda Ann Allen	\$702.58	0
25-2019	02/12/2019	02/08/2019	EP	Peggy E Baine	\$785.93	0
26-2019	02/12/2019	02/08/2019	EP	Jason Brock	\$623.40	0
27-2019	02/12/2019	02/08/2019	EP	THOMAS ELAND	\$401.23	0
28-2019	02/12/2019	02/08/2019	EP	Daniel Kolasky	\$614.30	0
29-2019	02/12/2019	02/08/2019	EP	Gregory Langford	\$362.48	0
30-2019	02/12/2019	02/08/2019	EP	Emily A Lashley	\$182.66	0
31-2019	02/12/2019	02/08/2019	EP	JEFFREY D MANN	\$186.34	0
32-2019	02/12/2019	02/08/2019	EP	SHIRLEY B MCALICHER	\$615.74	0
33-2019	02/12/2019	02/08/2019	EP	Rodney Myers	\$49.58	0
34-2019	02/12/2019	02/08/2019	EP	THOMAS A NELLIS	\$1,273.16	0
35-2019	02/12/2019	02/08/2019	EP	MELVIN L RUSSELL	\$1,978.56	0
36-2019	02/12/2019	02/08/2019	EP	Stephen D Swaggard	\$70.70	0
37-2019	02/12/2019	02/08/2019	EP	Kimberly A Vican	\$176.02	0
39-2019	02/12/2019	02/08/2019	EW	EFTPS CUSTOMER SERVICE	\$2,328.29	0
40-2019	02/12/2019	02/08/2019	EW	TREASURER STATE OF OHIO	\$410.86	0
35558	02/12/2019	02/08/2019	PR	Milton L Green Jr.	\$1,185.35	0
35559	02/12/2019	02/08/2019	PR	Kristopher A Hart	\$213.60	0
35560	02/12/2019	02/08/2019	PR	JOHN B KOVACICH	\$457.08	0
35561	02/12/2019	02/08/2019	PR	LYNN R WHITTLESEY	\$811.93	0
35562	02/12/2019	02/08/2019	PR	TIMOTHY LYNN WHITTLESEY	\$1,579.07	0
35563	02/12/2019	02/08/2019	AW	AFLAC	\$149.40	0
35564	02/12/2019	02/08/2019	AW	COMDOC	\$330.98	0
35565	02/12/2019	02/08/2019	AW	CONRADS DISPOSAL INC	\$75.00	0
35566	02/12/2019	02/08/2019	AW	DELTA DENTAL	\$297.82	0
35567	02/12/2019	02/08/2019	AW	DOMINION EAST OHIO	\$638.56	0
35568	02/12/2019	02/08/2019	AW	HEASTAND AUTO PARTS	\$108.17	0
35569	02/12/2019	02/08/2019	AW	JOHN KOVACICH	\$140.00	0
35570	02/12/2019	02/08/2019	AW	Kenneth Noland	\$250.00	0
35571	02/12/2019	02/08/2019	AW	Levinson's Uniforms	\$355.74	0
35572	02/12/2019	02/08/2019	AW	MITCHELL COMMUNICATIONS INC.	\$561.80	0
35573	02/12/2019	02/08/2019	AW	MORTON SALT	\$2,571.68	0
35574	02/12/2019	02/08/2019	AW	NFPA	\$175.00	0
35575	02/12/2019	02/08/2019	AW	OHIO EDISON COMPANY	\$1,738.13	0
35576	02/12/2019	02/08/2019	AW	Portage County Treasurer	\$464.95	0
35577	02/12/2019	02/08/2019	AW	POWERS OIL COMPANY	\$1,015.33	0
35578	02/12/2019	02/08/2019	AW	PRAXAIR DISTRIBUTION INC-848	\$75.95	0
35579	02/12/2019	02/08/2019	AW	RSVP Inc.	\$49.32	0
35580	02/12/2019	02/08/2019	AW	Sarchione Ford	\$124.69	0
35581	02/12/2019	02/08/2019	AW	Spectrum	\$243.67	0
35582	02/12/2019	02/08/2019	AW	Verizon Wireless	\$173.69	0
35583	02/12/2019	02/08/2019	AW	VSP	\$105.39	0
35584	02/12/2019	02/08/2019	AW	WALMART COMMUNITY	\$53.12	0
35585	02/12/2019	02/08/2019	AW	WHITES FARM SUPPLY	\$95.66	0
Total Payments:					\$24,802.91	
Total Conversion Vouchers:					\$0.00	

**Receipt Listing**

1/23/2019 to 2/28/2019

2-12-19

Receipt Number	Post Date	Transaction Date	Type	Deposit Ticket	Source	Amount	Status
15-2019	01/25/2019	02/10/2019	STD		Donald Stevens	\$100.00	O
16-2019	01/28/2019	02/10/2019	STD		PORTAGE COUNTY AUDITOR	\$8,341.78	O
17-2019	01/25/2019	02/10/2019	STD		Lifeforce	\$127.03	O
18-2019	01/30/2019	02/10/2019	STD		Lifeforce	\$1,236.44	O
19-2019	02/01/2019	02/10/2019	STD		Melway Paving Inc	\$519.54	O
20-2019	02/01/2019	02/10/2019	STD		Ohio BWC	\$24.00	O
21-2019	01/31/2019	02/10/2019	STD		Dana Pavlik	\$100.00	O
22-2019	01/31/2019	02/10/2019	STD		Andrea Konkle	\$100.00	O
23-2019	02/08/2019	02/10/2019	STD		Brad Bragg	\$100.00	O
24-2019	02/08/2019	02/10/2019	STD		Judi Loshark	\$100.00	O
25-2019	02/08/2019	02/10/2019	STD		Wood Kortright	\$600.00	O
Report Total:						\$11,348.79	

Type: STD - Standard Receipt, INT - Interest Receipt, MEMO - Memo Receipt, GAIN - Capital Gain, POS ADJ - Positive Adjustment, NEG ADJ - Negative Adjustment, POS REAL - Positive Reallocation, NEG REAL - Negative Reallocation

Status: O - Outstanding, C - Cleared, V - Voided, B - Batch

\* Asterisked amounts are not included in report totals. These transactions occurred outside the reported date range but are listed for reference.