

Kinsman Township Trumbull County

Records of Proceedings

Regular Meeting Held on May 13, 2019 at 6:00 P.M.

Chairman Greg Leonhard called the meeting to order. All elected officials were present.

Greg Leonhard asked that all present stand to recite the Pledge of Allegiance.

Greg Leonhard made a motion, seconded by Fred Stahl, to accept the minutes of the April 22, 2019, meeting, as corrected. The motion passed unanimously.

Correspondence:

1. OTARMA sent the trustees their Kinsman Township Property appraisal report.
2. The bid for the Delin Thomas Road Safety Upgrade and Road Widening project was reviewed by the trustees. [RN2019-056] *Please see a copy of the resolution on the next two following pages.
3. Matthew Smith of ODNR sent a reminder that the Pymatuning Scenic River Advisory Committee is scheduled to meet on Thursday, May 23, at 6 p.m. at the Kinsman Township Administration Building.
4. ODOT invited the trustees to attend their Trumbull County Transportation Day event Tuesday, June 4 at 9 a.m. at the Trumbull County Agricultural & Family Education Center, 520 W. Main St., Cortland. They will discuss projects to be built this construction season.
5. Dave Spay asked that all future project requests include the township road number, project limits, and project description.
6. Beth Kotwis of Trumbull County Tourism sent notice of a TripAdvisor Workshop entitled, "Maximizing Your Presence on TripAdvisor", to be held on Wednesday, May 15th from 10 a.m. to noon, at the Avalon Inn & Resort, 9519 East Market Street in Howland.
7. Huntington Bank sent the renewal agreement for the CDARS account for a period of 2 years with an interest rate of 2.4%.

The trustees turned the meeting over to Bob Nemeth, Chairman of the Kinsman Park Committee.

Bob showed the trustees and the public a drawing of the proposed park upgrade at the old high school township property. He explained that upgrading the park for the benefit of the township will be done in phases. The property has been surveyed and no township funding was used. The committee is currently working on renovating the storage building currently on the property to become a men's and women's public restroom, which would be handicap accessible. He also told the trustees that they are working on a sign to put on public display on the property that describes the plans for the greenspace area. He told the trustees that the restroom is estimated to cost around \$20,000, and that the project will be done with donations. The restroom will provide facilities for visitors, as there is currently a lack of public facilities in the township. Security,

efficiency, and lighting were discussed for the proposed restroom. The Park Committee is to meet tomorrow night at the Administration Building to further discuss plans. A website for the project is also currently being developed.

[RN2019-057] Linda Miller made a motion, seconded by Greg Leonhard, to express support for the restroom project, and for the Kinsman Park Committee to pursue installing the restroom at the Kinsman Park Greenspace at the site of the old high school grounds.

The vote was as follows:	Linda Miller	Yes
	Greg Leonhard	Yes
	Fred Stahl	Yes

Passed this 13th day of May, 2019.

Old Business:

1. Greg thanked the trustees, along with Tim and Vince of the Road Department, for helping with the Road Open House, and Marge for attending. He thanked the Trumbull County Engineer's representative, Gary Shaffer, for attending and answering residents' questions about the upcoming Delin Thomas Road Upgrade to those living on that road. Greg also thanked all those who helped with Kinsman Clean Up Day and Scrap Tire Collection. He thanked Dan Brannon of Sunburst for providing dumpsters; and Bob Birrell for providing a dump trailer to take to the scrap yard. Greg said that this Thursday, Kinsman and Johnston Townships will be cohosting the Trumbull Township Association Dinner at St. Patrick's Church. This is the fourth year it will be held in Kinsman. The Scrap Tire collection amounted to about 350 to 360 tires collected. The garbage truck was full. Greg thanked the American Legion for planting flowers on the square.

[RN2019-058] Greg Leonhard made a motion, seconded by Linda Miller, to send a check for \$200 to the American Legion for Memorial Day assistance.

The vote was as follows:	Greg Leonhard	Yes
	Linda Miller	Yes
	Fred Stahl	Yes

Passed this 13th day of May, 2019.

2. Fred spoke with Gary Noirot of ODOT regarding directional arrows to be placed on the north side of the square. Fred will continue to work on this with ODOT.

New Business:

1. Greg asked the trustees about requesting a load limit study for Delin Thomas Road.

[RN2019-059] Greg Leonhard made a motion, seconded by Linda Miller, to have the Trumbull County Engineer's office perform a weight limit study for Delin Thomas Road from Kinsman Nickerson Road travelling north to Kinsman Pymatuning Road.

The vote was as follows:	Greg Leonhard	Yes
	Linda Miller	Yes
	Fred Stahl	Yes

Passed this 13th day of May, 2019.

RC §5575.02 - Award of Contract for Road Improvement after Advertisement
and Acceptance of Bids

 KINSMAN TOWNSHIP, TRUMBULL COUNTY, OHIO

RESOLUTION NO. RN2019-056 ;

Award of Contract for Township Road Improvement

WHEREAS, the Board of Trustees acting without a Road Petition, for the public convenience and welfare declared it necessary to make a Road Improvement to Township Road No# 269 being DELIN THOMAS RD [road, street, avenue]; and

WHEREAS, the County Engineer prepared surveys, plans, profiles, cross-sections, estimates and specifications as are required for the improvement and to transmit the same to the Board of Trustees; and

WHEREAS, the Township Road Improvement Plans and Specification were duly advertised by the Board, accepted and opened; and

WHEREAS, the County Engineer has reviewed all the bids for sufficiency and compliance with the Road Improvement's plans and specification; Now Therefore;

Award of Bid Contract to the Lowest and Best Bidder

BE IT RESOVED, that the Board hereby awards the Township Road Improvement Bid Contract to SHELLY & SANDS, INC. being the lowest and best bid for the reconstruction, resurfacing and improvement of said Township Road; and

BE IT FURTHER RESOLVED, that the Township Board of Trustees and Fiscal Officer, be and hereby are authorized to take any all other necessary action and to execute any and all necessary legal documents to perform said contract.

Moved by GREGORY LEONHARD Seconded by LINDA MILLER

ROLL CALL:

TRUSTEE GREGORY LEONHARD X YES NO

TRUSTEE LINDA MILLER X YES NO

TRUSTEE FRED STAHL X YES NO

Certification

I, the undersigned Fiscal Officer and Custodian of the Records of MARGARET CRUPI Township hereby certifies that the above resolution is a true and accurate copy of the foregoing Resolution as appears in the Transcript of Minutes of the Official Record of Proceedings of the Board of Township Trustees.

In Witness thereof, I have affixed my signature in acknowledgement thereof.

Date: MAY 15, 2019

Margaret E. Crupi
Fiscal Officer / Clerk

[RN2019-060] Greg Leonhard made a motion, seconded by Linda Miller, to start proceedings with the Trumbull County Engineer's office to lower the speed limit along Delin Thomas Road from Kinsman Nickerson Road north to Kinsman Pymatuning Road from 55 m.p.h. to 45 m.p.h. and to post the speed limit of 45 m.p.h. for the safety of the residents.

The vote was as follows:	Greg Leonhard	Yes
	Linda Miller	Yes
	Fred Stahl	Yes

Passed this 13th day of May, 2019.

[RN2019-061] Linda Miller made a motion, seconded by Greg Leonhard, to rent port-a-johns for the park and for Kinsman For Sale Day. Two will be placed at the Kinsman United Methodist Church and one will be placed during sports season at the Kinsman Township Park.

The vote was as follows:	Greg Leonhard	Yes
	Linda Miller	Yes
	Fred Stahl	Yes

Passed this 13th day of May, 2019.

2. Linda attended the Trumbull County Sanitary Engineer's meeting regarding the sewer rate. Linda explained that districts cannot be combined and that there will be across the board rate increases. The GM shutdown in Lordstown can impact the rates by 45%. The bill could go up to \$60. The trustees noted that we have our own treatment plant and wondered if ours operates in a deficit. *Please see the Trumbull County Sewer Handout on the following pages.

Linda also received a call regarding a property on Mayburn Barclay that has not tied in to the sewer system yet and has sewage coming up from the ground. She called the Board of Health and left a message with the EPA. She spoke with Chris Wilster. The home is in foreclosure for tax arrears. Frank Fuda will contact Linda when he receives an update on the case.

Linda read the following statement regarding the township's Facebook page:

On April 28, Mr. Stahl felt it imperative to post comments on a public forum relating to the functioning of this township and internal communications between the members of the board of trustees. These comments undermined the credibility of our Board of Trustees and the public trust in this township's governance. I respect the dignity of this office and the seriousness of my responsibility, so I declined to respond on social media. I have prepared the following as a statement for the record, which I will read and provide to the township clerk for inclusion in the minutes.

- **Linda Miller runs the website by herself—nobody else has access to it.**

From the time of its creation, we designed the website for multi-user access so that all trustees could introduce content. From launch, all trustees were given directions in order to enable access. At the time, neither Tim Woofter nor Greg Leonhard expressed desire to post or manage the content. That job was left solely to me. At no cost to the township, I have personally funded its continuance through a yearly hosting fee of \$300. As a steward of public funds, I recognize that any cost-savings affords the township additional flexibility within the general fund to support critical services such as police, fire, and roads. Until the post on April 28, Mr. Stahl never expressed any interest in either taking over the website or funding the cost out of his own pocket.

“Mr. Leonard, has there ever been a time that we, as trustees, discussed putting an item of interest on the website that I have failed to post or suggested that we withhold from the public?”

Will the clerk please record Mr. Leonhard’s negative response for the record.

Greg answered, “No.”

Thus, if Mr. Stahl so desires, he may take over the job of maintaining and funding the website at his discretion.

Fred answered, “Yes.”

Linda will send Fred all of the information necessary for him to take over the operation of the township website.

- **In regards to Mr. Stahl’s comments about public transparency and records management, the Sunshine Law applies only to records management and the release of public records upon request of citizens. The Sunshine Law does not address the legalities of authorship.**

my duties. If I intended to withhold information from the citizens of Kinsman, I would not have combined my notes and nearly a dozen different public records into a single consumable product in support of our road levy, nor would I have produced 150 copies of this report to share. The disclaimer represented my desire to develop an effective social media release, which was deliberately planned in order to facilitate discussion and consideration by the public.

- **Linda voted yes when the motion was made back in February to have a FB page. Only when it became popular she claimed it was being done wrong and removed herself as an administrator.**

The following is from the February 2019 Kinsman Township Meeting (RN 2019-48):

*Greg Leonhard made a motion seconded by Fred Stahl, **to look into** developing a Facebook **Page** for the township with township officials as administrators, for the purpose of providing the public with township information, as well as a **link to the township website** (for minutes).*

Thus, our township never adopted a Facebook presence formally. We violated our responsibility to public transparency in both our actions and decisions. We voted to explore not to implement. Mr. Stahl implemented an exploratory vote without affording the community an opportunity to discuss this decision in a public meeting and without considering the following items.

- There were no policies and procedures developed stating rules and regulations prior to its launch and the posting of new materials. These rules would include what can and can't be posted and how the official site is managed and governed. For example:
 - If a resident or peer does not want something to appear on social media, is the sense of righteousness of one individual greater than their right of the individual to refuse? Legality aside, social media does not alleviate our community of mutual respect.
 - If a person or group chooses not to use FB to publicize an event or occurrence because they don't want it there and an administrators posts anyways, how will we handle it? Once you start an inappropriate behavior you begin a slippery slope.
 - Finally, if a member of the community is against the levy and wishes you to post, are you going to give them the same opportunity? In the absence of guidelines, decisions become arbitrary. We currently have no guidelines to standardize our presence.
- We voted to explore—a **Page**, which is not what was implemented. Instead, a **Group** was created by Mr. Stahl.
- After the February meeting, I began researching other townships and government entities to include their web pages and dissemination of minutes on social media. I discovered there were more benefits for our township to use the **Community/Political Page** format that Facebook recommends for government entities. **Pages** afford the following advantages:
 - This format is inclusive allowing anyone to participate and consume information. In a **Group**, administrators can restrict participation, which has created a multitude of lawsuits across the country. On a **Page**, residents have the opportunity to respond to and clarify information in posts. In this format, both the community and the trustees could post allowing for dialogue. This feature allows residents to voice their concerns and drive content rather than content controlled exclusively by the trustees.
 - **Pages** provide a multitude of other functions that we could use to promote our township for those looking for a good place to land with their families or businesses.

- Most importantly, **Pages** include an attribution feature where posts from trustees would all appear under the name of the township rather than an individual. **Pages** allow administrators to post as the public entity. Instead of individuals, administrators would post as “Kinsman Township” or the like. Pages are currently administered by the Kinsman Police Department and the Kinsman Fire Department. This prevents the use of the medium for political gain, self-promotion, business promotion, and special interest promotion. In an election cycle, one can easily see how an incumbent could abuse this special trust and authority for electoral gain. Utilizing individual usernames associated with specific groups, businesses, or multiple individuals clouds the barrier between elected officials and their private lives.
- I ask the public to consider these questions:
 - Is it appropriate on a township Facebook Page or Group to afford spouses of elected officials the opportunity to post when others in the township cannot?
 - Is it appropriate to grant administrator privileges to a spouse of an elected official when they hold no official capacity?
 - If an individual uses the same social media identity when acting in an official capacity and when promoting private business, are we allowing that individual to utilize their public position for personal business gain?
 - Is the purpose of our township’s social media presence for community information and benefit or self-promotion of individuals?

I attempted to bring these legitimate concerns to Mr. Stahl’s attention; however, he took these concerns as an attack on his Facebook Group and dismissed them without consideration.

I consulted attorney Mark Finamore regarding these issues. While Mr. Stahl may utilize the persona of his choice, we could eliminate any appearance of impropriety by a public official by utilizing the appropriate and widely accepted **Page** format.

At the same time, I also sought Mr. Finamore’s opinion of what type of social media would cause us the least grief. He replied: “There is safety in numbers.” All townships in Trumbull County utilize the FB **Page** format—ours is the only one that deviates using the **Group** format. Why are we different? While I do not doubt that Mr. Stahl consulted the County Prosecutor, I offer that differing legal opinions indicates the complexity of maintaining a social media presence as a government entity.

I also checked for minutes of township meetings posted on Facebook (FB) township pages. In Trumbull County, no townships post their minutes on FB. Townships that have websites post them on their official government site. I also asked Mr. Finamore for his opinion on this practice. He “advised against” posting public minutes on FB. Yet,

knowing this was an outstanding legal query at the April 22 meeting, Mr. Stahl again posted minutes on social media before we received the legal opinion. This contradicted the decision of the Board of Trustees to avoid posting minutes on the FB **Group** site. Mr. Stahl directly violated the collective decision of this Board. When challenged, he rebuke: “What’s the harm?”

In response, I can say, “a lot.” In 1996-1997, a former Trustee took independent action on behalf of this Board. He violated established policies and procedures set by the Board. His unilateral action cost the residents of Kinsman thousands of dollars in legal fees and damaged the township’s reputation in the court. Rogue behavior is not acceptable when you are a Board. We are to act and make decisions as a body. We are to execute agreed upon policy as a body regardless of personal position or opinion. We cannot afford to lose taxpayer dollars through ignorance of the responsibilities of the office.

Based upon my discomfort with the format chosen by Mr. Stahl, I asked Mr. Finamore for my options regarding our social media presence. I have a right to respond or not to respond to social media comments and posts. Because of this right, I elected not respond to Mr. Stahl’s defamatory post of April 28. I also have a right to participate or not participate in any official **Group**. Because of my concern, I deleted my administrator privileges. I chose to exclude myself from participation until the township establishes the proper format for our social media presence and generates appropriate policy to address my above concerns.

In support of the road levy, I researched and wrote a fact sheet to better inform the electorate. I made the decision to place a social media reproduction disclaimer on this document so that we the board could develop a coherent social media release strategy. I utilized my own personal notes, which are by definition not a public record and additional records that are available to every citizen by request. This document is not utilized in the execution of township operations nor was it officially sanctioned by the Board of Trustees. I created it independently as a citizen.

I place the disclaimer for the following reasons:

- The Facebook Group was never adopted by the township with safeguards in place to indemnify the township of liability. I consider this due diligence when one takes on the responsibility of a project in the public domain.
- My name on the FB Group implies my support of the inappropriate Group platform. While I wholly support the levy and public information, I did not want my name associated with this format until we adopted it formally or adopted a proper Facebook Page. Cropping off the disclaimer and removing authorship undermined my trust in Mr. Stahl as he violated a simple request. If my personal work is a public record, Mr. Stahl does not have the legal authority to edit it for social media release and implicitly claim authorship by removing my name. Proper attribution of authorship is still required for

public documents unless adopted formally as a collective document by a government entity.

Before posting it on a township platform, Mr. Stahl failed to consult the other Trustees regarding their opinion on how we should handle this information as it relates to our forthcoming replacement levy. For any public affairs initiative, we should decide our action as a Board. When he manipulated a document for release on a public site, Mr. Stahl failed to consult other trustees for approval and consent. Some initiative and mutual respect by Mr. Stahl would have relieved the community of the public debacle that he created. By picking up the phone before posting, Mr. Stahl would have displayed a level of maturity and responsibility commiserate with the office. Instead, he immediately went on the attack. Had he collaborated with the board, he would have discovered how I intended to present this information to residents of the township. A fact sheet without the entire picture and context is not the way to inspire and build confidence among voters. Mr. Leonhard was aware of this intent.

When I make a criticism, I always try to present a solution and seek resolution

- After exploring many FB sites across the county and delving into which platform offered us what we voted to “look into,” I realized we were offering nothing new to the township. We already have two, robust Facebook Groups in Kinsman Memories and Kinsman Happenings. They each share the same community information, some more tastefully than others.
- I also presented a Terms of Agreement to address how we could handle comments on a public FB **Page**.
- When businesses and families Google Kinsman, how we present our community is important. Would you rather see a stagnant site with exclusive postings or would you rather see an inclusive forum for conversation and interaction between elected officials and constituents? Commenting is prohibited in our current group format. This is the easy route as there is possible legal recourse when comments are deleted unilaterally. However, Mr. Finamore stated that as long as the comments deleted follow our established policy and community standard of behavior that there is no legal issue. At this time, we have no policy to enable a participatory platform. Learning this opinion gives us the opportunity to adopt a better forum (Page) for our community than the one we currently have (Group). If you are interested in the format that I reference, please check the mock up site I presented to the trustees on April 22 (**Kinsman Township News**). This page has all the capabilities I mentioned. Please make your own opinion and feel free to provide feedback.
- Check out local townships on FB and see how they shape their presence. Please consider what was posted on the Kinsman Happenings Group on April 28 in order to see how social media can shape perceptions of our community. Look seriously at the comments

made by the administrator of that site. Based on partial and incomplete information, Mr. Bradley responded and legitimized Mr. Stahl's comments which attempted to publically defame me while misinforming and confusing the community. As a public official, I do not expect an apology from Mr. Stahl or Mr. Bradley. Social media does not always pursue the facts or well-reasoned and unbiased opinions. However, this interaction demonstrates why we cannot rush into the realm of social media without clear policies and procedures. We also have a responsibility that when we post that we allow public comment while ensuring that everyone is informed of content that is subject to removal based on published standards of behavior.

As a trustee, I have explored every opportunity and made every decision by asking myself: "What is in the best interest of our township?" If there is a better way to do something, I will look into it even if it is not "my project." When we voted to allow residents to use the administration building, I felt we were rushing. We had neither policies nor procedures in place to protect the township. So, I voted no. I did not go rogue and create barriers to use. Rather, I worked to develop a plan to protect the township whether I agreed with the decision or not. That is the right thing to do. That is why you pay me. I am sorry that Mr. Stahl had to resort to public accusations because I "threatened" him. Doing due diligence avoids much of this and listening even when you don't agree gets you further. Setting and following policies before you act avoids legal issues. If Mr. Stahl had allowed productive discussion and attempted to understand my nuanced position, I assume in good faith that he would have reconsidered his follow-on actions in order to better represent his constituency, his position as a public servant, and this board. Again I pose the same question as I did on April 28, Mr. Stahl "do you want a lawsuit?" Better yet, does our Township want one? The issue has nothing to do with popularity. Does it? Thank You

3. Linda told the trustees that there are currently no social media policies or procedures in place for township use.

Fred rebutted Linda's comments and said that he had received a request asking him to remove the post pending legal consequences.

Linda commented that she is ready to move on and will provide Fred with all pertinent information on running the township website, kinsmantownship.org.

4. Road- Tim has information regarding a new dump truck that was presented to the trustees.

He also gave Marge the check he received for scrap turned in after Kinsman Clean Up Day.

Marge will try to pursue the lowest interest rate and finance information regarding purchasing a new dump truck. Tim will check to see if the truck salesman would be willing to take the old truck for to go toward trade for the new truck. We may be able to sell the old truck on GovDeals.com. Tim will ask Cory to help him to do this.

Tim has received bids from the county engineers for the roads he would like to see have chip seal this year. Gary Shaffer is going to measure for chip seal the remainder of Delin Thomas Road that will not receive the upgrade.

5. Zoning- Mark gave the trustees his April Zoning Report. A copy of the report can be obtained by contacting the fiscal officer.

6. Police- Shawn gave the April Police Report. A copy of the report can be obtained by contacting the fiscal officer.

He also applied for a grant to outfit the officers with body armor. It is a 75%/25% grant. All of the vests for the police department will cost about \$6800 and the police department share will be approximately \$1700. The vests cost about \$850 each.

Greg asked Shawn about radios. He asked Hartford Police Department about transitioning to the MARCS Radio System. Shawn is going to check with the Sheriff's Department for information about the system, as well. MARCS Radios cost about \$2500 each, and additional monthly fees. They are needed as there are many dead spots in Kinsman with the current radio system, and MARCS is a very clear system.

Shawn received a complaint of grass in the road due to mowing, and the dangers of motorcyclists sliding on it. He found an Ohio Revised Code that speaks to injurious debris in the roadways.

People can call the police department to complain and the department will give a warning.

7. Zoning Board- Nothing.

8. Public- Larry Bradley thanked the trustees responsible for the township Facebook page. He told the trustees that his page, Kinsman Happenings, is his personal page although it is a group. He received comments that people, "now have more appreciation for how the township is spending our money." He said that people are less reluctant to give money for community projects with more information. He asked about the disclaimer on the road information sheet for his personal knowledge.

9. Jim Miller thanked the trustees for Clean Up Day. A lot of communities do not provide this for



TRUMBULL COUNTY SANITARY ENGINEER'S DEPARTMENT

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Trumbull County Sewer Handout

May 1st, 2019

Sewer District Community Breakdown

This section breaks down the two County sewer districts (Mosquito Creek and Metropolitan) by Township and the number of sewer customers.

Metro District	Sewer Customers	Mosquito Creek District	Sewer Customers
Champion	2,962	Vienna (NW corner)	5
Kinsman	335	Bazetta Township	18
Warren Township	45	Howland (North of 422)	2,798
Howland (West Bolindale)	55	City of Cortland	MMA
Howland 9(Bolindale)	800		
Weathersfield Township	281	Four Township <i>Contains residents from Vienna (Ridge / King Graves), Howland</i>	626
Liberty	3,786	Mosquito Creek District <i>Contains residents from Bazetta, Vienna (Ridge / King Graves), Howland</i>	4,436
Hubbard	157		
Brookfield	2,287		
Newton Township	117		
Village of Lordstown	925		
McDonald	8		
Mineral Ridge	1,021		
Four Township <i>Contains residents from Bazetta, Vienna (Excluded NW), Liberty</i>	407		
Total Metro Customers	13,186 **	Total Mosquito Creek Customers	7,883

** 4 of the connections are Mobile Home Parks that contain a total of approximately 500 Mobile homes.

Community Treatment Facilities

This section breaks down the two County sewer districts by the wastewater treatment plant each area drains to as well as the contract expiration date along with the basis for the rate.

Metro District	Flows to Plant	Contract End date	Basis for Contract
Champion	Warren	1/1/2028	75% of inside Rate
Howland (West Bolindale)	Warren	12/31/2029	Formula
Howland 9(Bolindale)	Niles	12/31/2048	Formula
Village of Lordstown	Warren	1/1/2028	75% of inside Rate
Kinsman	Kinsman	N/A	County Owned
Warren Township	Warren	1/1/2028	75% of inside Rate
Weathersfield Township	Niles Girard	Niles – 12/31/2048 Girard – 12/31/2020	Niles – Formula Girard – Formula
Liberty	Youngstown Girard	Youngstown-Continuing Girard – 12/31/2020	Youngstown – Formula Girard - Formula
Hubbard	Hubbard	Continuing	Formula

Liberty	Youngstown Girard	Youngstown-Continuing Girard – 12/31/2020	Youngstown – Formula Girard - Formula
Hubbard	Hubbard	Continuing	Formula

Vienna (exclude NW corner)	Girard	12/31/2020	Formula
Brookfield	Brookfield Sharon	Brookfield – N/A Sharon - Continuing	Sharon – Flat Fee
Mineral Ridge	Mahoning County	Continuing	Formula
Newton Township	Warren	1/1/2028	75% of inside Rate

Financial Information

This section shows select financial information over the past three years for the two County sewer districts.

	Metro District	Mosquito Creek District
District Cash Balance (4/29/19)	\$ 3,135,084	\$ 8,658,463
Financial Performance 2018 *	\$ (154,501)	\$ 1,874,236
Financial Performance 2017 *	\$ (339,087)	\$ 1,853,309
Financial Performance 2016 *	\$ (286,316)	\$ 1,385,032
Cumulative Financial Performance Last 3 Years *	\$ (779,904)	\$ 5,112,577

Rate Information

This section shows information for the next two years that details the basis for a rate adjustment.

	Metro District	Mosquito Creek District
Last Rate Increase	2013	2015
Current Sewer Rate per 1,000 Gallons	\$ 6.66	\$ 5.75
Rate need to cover expenses – 2018	\$ 7.51	\$ 3.75
2019 Changes :		
Loss in GM / Supplier Revenue (ongoing)	\$ (975,081)	
Increase in Warren MMA (ongoing)	\$ (1,680,644)	
Warren (1 time true up + 50% of retro due)	\$ (1,300,000)	
Niles Treatment Plant (ongoing)	\$ (216,590)	
Youngstown Treatment Plant (ongoing)	\$ (175,000) Plus	
Operational Expense Increase	\$ (259,968) 2016-2018	
Margin	\$ (844,000)	
Rate Needed in 2019	\$ 9.66	\$ 3.75
2020 Changes:		
Girard Treatment Plant (ongoing)	\$ (300,000)	
Warren (50% retro due)	\$ (777,000)	
Brookfield Treatment upgrade (ongoing)	\$ (1,050,000)	
Mosquito Creek Treatment upgrade (ongoing)		\$ (1,400,000)
Rate needed in 2020	\$11.93	\$ 5.67

Infiltration and Inflow (I&I) as it relates to the Warren Master Meter Agreement

Infiltration – Storm water that enters the sanitary sewer collection system through infrastructure through defects such as cracked pipes, non-sealed manholes and faulty joints.

Inflow – Storm water that enters the sanitary sewer collection through illicit connections from private property such as downspouts and footer drains.

The City of Warren and Trumbull County charge sewer customers based on water consumption that is metered going into a structure. Those structures, in the City or County, that are introducing storm water into the system via footer drains and downspouts (called inflow) are not being charged for this extra flow. Based on flow history, approximately 50% of the flow entering Warren's system from the County's systems is the result of I&I. Although the County has made a tremendous effort to televise and inspect all sewer collection lines and manholes followed by necessary repairs to eliminate infiltration, it is difficult to eliminate all infiltration. The majority of the storm water that enters the County's systems is from inflow from private property. The end result is Trumbull County must also pay Warren for the I&I from the County's collection systems that passes through the master meter while only being able to charge our Champion and Warren customers the amount that has been recorded through the water meters for each structure.

(Cont'd. from page 50)

their residents. The volunteers picked up loads of scrap and trash with their pickups.

Bob Nemeth asked about the July 1 gas tax increase of 11 cents per gallon and how it would affect the township's gas tax fund. Greg told him our revenue from gas tax would increase by around \$47,000 for 2020.

Bill Miller addressed Fred Stahl. He asked Fred about his monthly health benefits. The fiscal officer told him they are about \$1100 per month. Bill said that he does not remember any trustee taking health benefits in the past. Bill asked Fred if he is bringing in new business to Kinsman to offset the expense of \$48,000 over his four-year term, and if he has a plan. Fred told him that there is a pizza shop and a mini mall that are planned to be in Kinsman, and that the fiscal officer also receives health benefits. Fred told Bill that he had told a resident about the church building across the road and Loren said that it has been sold and a business is set to go in there.

Greg Leonhard made a motion, seconded by Fred Stahl, to adjourn. The time was 7:43 p.m. The bills were paid.

Trustees

Fiscal Officer

Kinsman Township Trumbull County Records of Proceedings

Special Meeting Held on May 15, 2019 at 4:30 P.M.

Chairman Greg Leonhard called the meeting to order. All elected officials were present. There were two others present, Bill Spithaler and Tim Tricker.

The township trustees discussed a municipal lease option for a new dump truck for the Road Department since the 2008 Ford Dump Truck is no longer running.

[RN2019-062] Greg Leonhard made a motion, seconded by Linda Miller, to investigate securing a municipal lease through Huntington National Bank for a 2019 Ford F550 Dump Truck with a snow plow and strobe light package.

The vote was as follows:

Greg Leonhard	Yes
Linda Miller	Yes
Fred Stahl	Yes

Passed this 15th day of May, 2019.

Bill Spithaler offered the trustees \$4,500 to purchase the 2008 Ford Dump Truck that is no longer running. The trustees will investigate with the prosecutor's office to see if we will need to put it out to bid since it is not in working order. Tim will get Marge the specs on it so that she can advertise for bid if needed.

Greg Leonhard made a motion, seconded by Linda Miller, to adjourn. The time was 4:49 p.m.

Trustees

Fiscal Officer

Kinsman Township Trumbull County Records of Proceedings

Regular Meeting Held on May 28, 2019 at 6:00 P.M.

Chairman Greg Leonhard called the meeting to order. All elected officials were present.

Greg Leonhard asked that all present stand to recite the Pledge of Allegiance.

Linda Miller made a motion, seconded by Fred Stahl, to accept the minutes of the May 13, 2019, meeting, as corrected. The motion passed unanimously.

Correspondence:

1. The Trumbull County Engineer's office sent notice of the closure of Orangeville Kinsman Road for a culvert replacement on June 3, 2019, through Friday, June 7, 2019.
2. Shelly & Sands, Inc. sent their Owners and Contractors Protective Liability Coverage Part Declarations for Parts underwritten by The Cincinnati Insurance Company for the Delin Thomas Road Widening and Resurfacing project.

Old Business:

1. Tim told the trustees that he has tried starting the tar truck. He said that Cory will help him to advertise the tar truck for sale on GovDeals.com.

Greg told the public that we had a special meeting to discuss the dump truck, and that Bill Spithaler showed interest in the 2008 truck. Bill offered the township \$4500 for the dump truck that is no longer running. Greg said that one other person showed interest to purchase it, as well. The trustees must put the truck out to bid.

[RN2019-063] Greg Leonhard made a motion, seconded by Linda Miller, to advertise the 2008 Ford F450, V10 Gas Motor, with 94,000 miles with 11 foot steel dump bed, as is, not running, for bid in the Tribune Chronicle. Any questions can be answered by the Kinsman Road Superintendent, Tim Tricker, at 330-240-3904.

The vote was as follows:

Greg Leonhard	Yes
Linda Miller	Yes
Fred Stahl	Yes

Passed this 28th day of May, 2019.

2. Progress on the Morford East Bridge is continuing.

3. Greg told the public that Kinsman and Johnston Townships co-hosted the Trumbull Township Association dinner at St. Patrick's Church in Kinsman on May 15th. Greg thanked St. Patrick's Church for allowing us to use their space, and the Knights of Columbus for preparing and serving a great meal.
4. Scrap collected at the Kinsman Clean Up Day brought in about \$250. We haven't yet received the bill from Sunburst for the garbage truck.
5. Linda said that Tim and Vince should receive remuneration for use of their personal vehicles since we have not yet purchased a replacement dump truck. Tim said that he has been putting gas into their vehicles and that is enough. Greg said that there are a lot of potholes that need to be fixed. That is why we need the new truck as soon as possible. The new truck is needed as soon as possible so the Road Department can do cold patch on potholes.
6. Marge said that she found that even if we obtained a municipal lease, we would still need to advertise for bid. When she spoke with the Prosecutor's office, he told her that the only way to not put the truck out for bid would be in compliance with ORC 125.04(C), which states the following:

A political subdivision as defined in division (B) of this section or a county board of elections may purchase supplies or services from another party, including a political subdivision, instead of through participation in contracts described in division (B) of this section if the political subdivision or county board of elections can purchase those supplies or services from the other party upon equivalent terms, conditions, and specifications but at a lower price than it can through those contracts. Purchases that a political subdivision or county board of elections makes under this division are exempt from any competitive selection procedures otherwise required by law. A political subdivision or county board of elections that makes any purchase under this division shall maintain sufficient information regarding the purchase to verify that the political subdivision or county board of elections satisfied the conditions for making a purchase under this division. Nothing in this division restricts any action taken by a county or township as authorized by division (B)(1) of section 9.48 of the Revised Code.

New Business:

1. Greg told the trustees that he spoke with Kathy Sielschott of the American Legion Auxiliary, and they would like to replace the steps up to the bandstand with new ones. She will look for quotes and get back to Greg.
2. Greg was contacted by Ken Stafford of the Gustavus Masonic Lodge. They offered to donate their antique clock to the township to be hung in the Administration Building meeting room. Greg will look for someone who knows how to move the clock and hang it properly.

[RN2019-064] Greg Leonhard made a motion, seconded by Linda Miller, for the township to accept the donation from the Gustavus Masonic Lodge of an antique wall clock to be expertly moved from their location at the Lodge, and hung in the Kinsman Administration Building meeting room.

The vote was as follows:

Greg Leonhard	Yes
Linda Miller	Yes
Fred Stahl	Yes

Passed this 28th day of May, 2019.

3. Fred received a call regarding noise ordinances in Kinsman. He explained that as a township we do not have ordinances. Greg said that if the noise occurs at very late hours, then a disorderly conduct statute can be used as a reason to call law enforcement and the Deputy can ask the offender to stop. Fred said he received calls on two separate incidents. Greg asked Officer Shawn Rentz to address the calls.
4. Fred asked that care is used when utilizing the recycling bins. He has seen glass bottles and plastic bags and neither are allowed to be recycled. As a township, we do not want to lose our recycling bins.
5. Linda asked the Zoning Inspector if he had seen the Tribune Chronicle article regarding an agent of the Trumbull County Building Inspector who is paid \$20 per hour to find violations of those who do not have a county permit to do construction or renovation. Mark will investigate.
6. Zoning- Mark said he has had a busy week sending letters. He has sent four now. He told the trustees and public that a \$2 yard sale permit is good for up to three days of yard sale and the \$2 yard sale permit can be obtained up to four times per year.
7. Road- Tim has had questions regarding tree debris and removal. It is the property owner's responsibility. There is a tree at the park that needs to be removed. Marge will provide a Hold Harmless agreement should a non-township worker want to remove a tree on township property.
8. Police- Shawn said that the police department is getting ready for Safety Forces Day and the Golf Outing afterward. Shawn has been doing well recuperating.
9. Fire- Nothing.
10. Zoning Board- Nothing.
11. Public- A resident asked about the Gustavus Masonic Lodge and why it is closing. It is merging with the Cortland Lodge since attendance is poor.
Fred said they will still do their car show at the old high school grounds even after they merge with Cortland.
Greg said that there was a Pymatuning Creek Scenic River Advisory Committee meeting held at the Kinsman Administration Building on May 23rd. The next meeting will be held on August 29, at the Kinsman Administration Building.
The Kinsman Park Committee meeting has not yet been set. Linda will text Shawn when the date is set.
The trustees were asked about the percentage of sewer hookups that have been done. Linda estimates that they are about 90 percent completed.
Tim Tricker wanted to tell all those present that he and his wife prayed about the township's ability to obtain the new truck. He thanked and glorified the Lord for answered prayer.

Linda Miller made a motion, seconded by Fred Stahl, to adjourn. The time was 6:53 p.m.

Trustees

Fiscal Officer