
**SPRINGFIELD TOWNSHIP
BOARD OF TRUSTEES
MINUTES
SEPTEMBER 14, 2023**

The Springfield Township Board of Trustees held a meeting on Thursday, September 14, 2023 at 6:00 pm at the Springfield Township Town Hall, 2459 Canfield Road, Akron, Ohio 44312.

The meeting was called to order by Dean Young.

PLEDGE OF ALLEGIANCE

ROLL CALL

Patty Price, Secretary, called the roll. Mrs. Chapman (here); Mr. Young (here); Mr. DiLauro (here); Mr. Spickard (here).

MOTIONS

ADM 194-23 Dean Young: I move to dispense with reading of the minutes and approve the minutes to date. Seconded by Kellie Chapman. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).

ADM 195-23 Dean Young: I move to approve payment of bills and payroll as prepared by the fiscal officer, subject to audit. Seconded by Kellie Chapman. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).

ADM 196-23 Dean Young: I move to acknowledge receipt of the Fiscal Officer's August 2023 Reports, subject to audit. Seconded by Joe DiLauro. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).

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- ADM 197-23** Dean Young: I move to acknowledge receipt of the recommendation from the Zoning Commission regarding the adding additional areas of the Township in proximity of Springfield Lake to be rezoned as Open Conservation "OC", and schedule a Public Hearing for this application on Thursday, September 28, 2023 at 6:00 pm. Seconded by Joe DiLauro. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).
- FISCAL 198-23** Dean Young: I move to approve the Supplemental Appropriations for 2023 "Exhibit A" as prepared by the Fiscal Officer and submit it to the Summit County Fiscal Office. Seconded by Kellie Chapman. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).
- FISCAL 199-23** Dean Young: I move to adopt the attached resolution accepting the amounts and rates as determined by the Summit County Budget Commission and authorizing the necessary tax levies and certifying them to the Summit County Fiscal Officer. Seconded by Kellie Chapman. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).
- ZONING 200-23** Dean Young: I move to certify the total cost for the abatements of the following properties (Exhibit "B") and to instruct the Fiscal Officer to forward to the Summit County Auditor, "The Report of the Township Action Regarding Abatement", for the total costs to be placed upon the tax duplicate as a lien upon the land. Seconded by Joe DiLauro. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).

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FIRE 201-23 Joe DiLauro: I move to approve the attached Resolution approving an amendment to a certain Master Lease Agreement Number 77511, dated June 9, 2020 and adding Equipment Schedule Number 005, dated August 15, 2023, between Huntington Public Capital Corporation and Springfield Township. Seconded by Dean Young. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).

FIRE 202-23 Joe DiLauro: I move to approve the promotional appointment of Grayson Henderson to the position of full-time medic, effective October 2, 2023, contingent on the satisfactory completion of the physical examination as required by the Ohio Police and Fire Disability Pension Fund, including the satisfactory completion of drug screening. The appointment will follow the terms and conditions of employment as outlined in the current Full-Time Firefighter collective bargaining agreement. Seconded by Kellie Chapman. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).

ROAD 203-23 Joe DiLauro: I move to approve the promotional appointment of Eric Lyall to the position of Road Foreman effective September 18, 2023. The appointment will follow the terms and conditions of employment as outlined in the current Full-Time Road Department collective bargaining agreement. Seconded by Kellie Chapman. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).

ROAD 204-23 Joe DiLauro: I move to approve the appointment of Logan Tompkins to the position of Road Maintenance Worker effective September 18, 2023. The appointment will follow the terms and conditions of employment as outlined in the current

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Full-Time Road Department collective bargaining agreement. Seconded by Kellie Chapman. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).

POLICE 205-23 Kellie Chapman: I move to Remove Officer Steven Svidron from probationary status effective 9/7/23. Seconded by Dean Young. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).

POLICE 206-23 Kellie Chapman: I move amend Motion 182-23 to hire Eric East as a part-time Police officer effective 8/14/23 to 8/7/2023. Seconded by Dean Young. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).

CENTER ON

THE LAKE 207-23 Kellie Chapman: I move to approve the attached Quote from Rizzi Distributors Inc., in the amount of \$19,520.84 for new appliances (Planetary Mixer, Reach-in Freezer, 2-Reach-in Refrigerators, Ice Maker, and Convection Oven) and paid from fund line 1000-930-930-0000. This purchase is a 85% reimbursable grant through the Direction Home Area Agency on Aging and Disabilities. Seconded by Dean Young. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).

ANNOUNCEMENTS

Joe DiLauro: Announced Channel 1023 cable programs.

Jack Simone: Car Show, October 8, 2023 from 9 am to 9 pm.

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ADM 208-23 **Dean Young: I move to adjourn. Seconded by Joe DiLauro. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).**



Dean Young, Chairman



Joe DiLauro, Vice Chairman



Kellie Chapman, Trustee



Michael Spickard, Fiscal Officer

09142023botmin
Minutes prepared by
Patty Price

"EXHIBIT A"
 THE TOWNSHIP OF SPRINGFIELD
 SUMMIT COUNTY, OHIO
 SUPPLEMENTAL APPROPRIATIONS
 MOTION NO. 198-23 -2023

<u>1000</u>					
<u>Fund Line</u>	<u>Purpose</u>		<u>Amount</u>		
1000-110-122-0000 Salaries-Township fiscal officer's staff	Increase Budget		\$800.00		
1000-110-132-0000 Salaries-Administrator's Staff	Increase Budget		\$20,000.00		
1000-120-351-0000 Electricity	Increase Budget		\$1,500.00		
<u>2031 Road and Bridge</u>					
<u>Fund Line</u>	<u>Purpose</u>		<u>Amount</u>		
2031-330-351-0000 Electricity	Increase Budget		\$1,200.00		
<u>2081 Police District</u>					
<u>Fund Line</u>	<u>Purpose</u>		<u>Amount</u>		
2081-210-351-0000 Electricity	Increase Budget		\$500.00		
<u>2191 Special Levy EMS</u>					
<u>Fund Line</u>	<u>Purpose</u>		<u>Amount</u>		
2191-230-351-0000 Electricity	Increase Budget		\$1,500.00		
<u>2901 Misc. Sr Ctr Nutrition</u>					
<u>Fund Line</u>	<u>Purpose</u>		<u>Amount</u>		
2901-510-420-0000 Operating Supplies	Increase Budget		\$7,500.00		
<u>2902 Misc. Special Senior Center</u>					
<u>Fund Line</u>	<u>Purpose</u>		<u>Amount</u>		
2902-610-351-0000 Electricity	Increase Budget		\$700.00		
2902-610-500-1016 Other(REFUNDS)	Increase Budget		\$1,520.00		

SUMMIT COUNTY BUDGET COMMISSION CERTIFICATION OF TAX LEVY
(ORC Sections 5705.34 & 5705.35)

1. RES/AG REAL VALUE 247,781,580
2. OTHER REAL VALUE 67,963,090
3. TOTAL RES/AG & OTHER REAL VALUE 315,744,670
4. PUBLIC UTILITY PERSONAL VALUE 10,012,520
5. TOTAL REAL & PUBLIC UTILITY VALUE 325,757,190

POLITICAL ENTITY: **SPRINGFIELD TOWNSHIP**
ESTIMATE

Tax Year 2023/Collection Year 2024

THE VALUATIONS AND TAX RATES REFLECT TAX YEAR 2022/COLLECTION YEAR 2023

LEVIES INSIDE AND OUTSIDE 10 MILL LIMITATION, INCLUSIVE OF DEBT LEVIES

Date: August 7, 2023

THIS ESTIMATE REFLECTS LESS THE PENDING EXEMPTION ASSESSED VALUATION
RES/AG PENDING EXEMPTION 44,950
OTHER PENDING EXEMPTION 1,135,140
TOTAL REAL & PU LESS PENDING EXEMPTION VALUE 324,577,100

FUND TYPE CLT FUND #	PURPOSE	Authorized by the Voters on Ballot MO/DA/YR	Number of Years Levy to Run	Tax Year Begins/Ends	Collection Year Begins/Ends	Maximum Rate Authorized to be Levied	REDUCTION FACTOR		EFFECTIVE RATE TO BE LEVIED	RES/AG OTHER	OTHER	PUBLIC UTILITY	TOTAL	ROLL BACK
							RES/AG OTHER	RES/AG OTHER						
POLICE PROTECTION 61 00	Current Expense	Replacement & Decrease 05/03/22	Cont	22/NA	23/NA	7.00	0.000000 0.024736	7.000000 6.826948		\$456,224	\$70,088	\$2,260,468	N	
POLICE PROTECTION 66 00	Current Expense	Additional 05/07/19	5	19/23	20/24	1.25	0.124325 0.078963	1.094594 1.151296		\$76,939	\$12,516	\$360,626	N	
FIRE & EMS 40 00	Current Expense	Renewal 03/17/20	5	20/24	21/25	1.80	0.167255 0.207617	1.498941 1.426289		\$95,316	\$18,023	\$484,682	Y	
FIRE & EMS 40 01	Current Expense	Increase 03/17/20	5	20/24	21/25	1.50	0.124325 0.074373	1.313513 1.388441		\$92,787	\$15,019	\$433,211	N	
FIRE & EMS 34 00	Current Expense	Renewal 11/02/21	5	21/25	22/26	2.00	0.167265 0.207617	1.665490 1.584766		\$105,907	\$20,025	\$538,535	N	
EMS 46 00	Current Expense	Renewal 03/17/20	5	20/24	21/25	3.20	0.465010 0.263212	1.711968 2.357722		\$157,562	\$32,040	\$613,719	Y	
ROAD IMPROVEMENT 77 00	Current Expense	Renewal 11/05/18	5	19/23	20/24	1.00	0.466570 0.263212	0.533430 0.736788		\$49,238	\$10,013	\$191,401	Y	
ROAD IMPROVEMENT 77 01	Current Expense	Increase 11/05/18	5	19/23	20/24	0.50	0.124325 0.078963	0.437838 0.460519		\$30,776	\$5,006	\$144,250	N	
GENERAL 01 00	Inside					1.30		1.300000 1.300000		\$86,876	\$13,016	\$421,950	Y	
ROAD & BRIDGE 76 00	Inside					1.00		1.000000 1.000000		\$66,828	\$10,013	\$324,578	Y	
TOTALS						20.55		17.555774 18.232669		\$1,218,453	\$205,759	\$5,773,420		

NOTE: The ROLLBACK column added to this certificate represents the recently passed state budget, beginning with tax year 2013 the ten and two and one-half percent rollbacks will no longer apply to new levies that are enacted after the August 2013 election. These non-qualifying levies include additional levies, the increase portion of renewal with increase levies, and the full effective millage of replacement levies. Levies that will continue to qualify for application of the rollbacks are levies approved at or before the August 2013 election, inside and charter millage as they appear on the 2013 tax list, renewals of qualified levies, and the substitute of qualified school district emergency levies under Revised Code section 5705.199. In this column the Y indicates the levy qualifies for the 10% and 2 1/2% rollback. The N indicates the levy does not qualify for the 10% and 2 1/2% rollback.

SPRINGFIELD TOWNSHIP BOARD OF TRUSTEES

Resolution # 199 -23

RESOLUTION ACCEPTING THE AMOUNTS AND AS DETERMINED BY
THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX
LEVIES AND CERTIFYING THEM TO THE COUNTY FISCAL OFFICER

Ohio Revised Code, Sections 5705.34, 5705.35

On the 14th day of September 2023, the Springfield Township Board of Trustees met in regular session, at 6:00 P.M. in the Town Hall meeting room, Springfield Township, Summit County, State of Ohio.

Trustee Dean Young presented the Following Resolution and moved for its adoption:

I move to adopt the attached resolution accepting the amounts and rates as determined by the Summit County Budget Commission and authorizing the necessary tax levies and certifying them to the Summit County Fiscal Officer.

The Township of Springfield

Summit County, Ohio

Exhibit "B"

Certify Cost of Abatements

Motion No. 200 -2023

<u>Properties</u>	<u>Parcel#</u>	<u>Costs</u>
2255 Lake Rd	5104606	275.00
1840 Edwards	5104748	600.00
2797 Old Home Rd	5109990	200.00
3440 Carper Ave	5109912	200.00
3286 Brunk Rd	5103012 & 5103032	930.00
1716 Betz Dr	5107524	225.00
1731 Berger Rd	5105717	330.00
Corner of Bruce Rd & Burr Pl	5107987	600.00
2181 Krumroy Rd	5101459	350.00
1945 Killian Rd	5106605	400.00
2723 S Arlington Rd	5106189	100.00
510 Edith Ave	5103753	100.00
1208 Winter Fern Ave	5110814	100.00
3472 Brunk Rd	5102510	170.00
914 Utica Ave	5102510	175.00
	TOTAL	4,755.00

SPRINGFIELD TOWNSHIP BOARD OF TRUSTEES, SUMMIT COUNTY, OHIO

BE IT HEREBY KNOWN BY ALL THOSE PRESENT THAT ON THE 14th DAY OF SEPTEMBER, 2023, THE SPRINGFIELD TOWNSHIP BOARD OF TRUSTEES MET IN REGULAR SESSION, COMMENCING AT 6:00 P.M. IN THE SPRINGFIELD TOWNSHIP MEETING ROOM, 2459 CANFIELD ROAD, AKRON, OHIO 44312, SUMMIT COUNTY, STATE OF OHIO.

Joe DiLauro presented the following Resolution and moved its adoption.

RESOLUTION 201 -23

TO APPROVE AN AMENDMENT TO A CERTAIN MASTER LEASE AGREEMENT NUMBER 77511, DATED JUNE 9, 2020, AND ADDING EQUIPMENT SCHEDULE NUMBER 005, DATED AS OF AUGUST 15, 2023, BETWEEN HUNTINGTON PUBLIC CAPITAL CORPORATION, AS LESSOR, AND SPRINGFIELD TOWNSHIP AS LESSEE, WHICH AMONG OTHER THINGS PROVIDES FOR THE LEASE OF, SALE TO, AND PURCHASE BY LESSEE OF CERTAIN PROPERTY DESCRIBED IN THE AGREEMENT TO LEASE FROM LESSOR CERTAIN SCBA UNITS AND COMPRESSOR, ("THE EQUIPMENT"), AT A COST OF \$154,534.54, AND FOR LEASE PAYMENTS TOTALING \$170,232.70 FOR THE BENEFIT OF THE SPRINGFIELD TOWNSHIP FIRE DEPARTMENT, (THE "TRANSACTION").

WHEREAS, it is in the best interests of the Township that the Township obtain CERTAIN SCBA UNITS AND COMPRESSOR, (the "Equipment") AT A COST OF \$154,534.54 for use by the Township Fire Department.

WHEREAS, that the Township finance the cost of the Equipment by amending the Master Lease Agreement number 77511, dated June 9, 2020, and adding Equipment Schedule Number 005, dated as of August 15, 2023, between Huntington Public Capital Corporation, as Lessor, and Springfield Township as Lessee for a period of Five (5) years for a total lease cost of approximately \$170,232.70.

NOW, THEREFORE, BE IT RESOLVED, that the Springfield Township Board of Trustees hereby approves the Transaction and authorizes the Springfield Township Fiscal Officer to enter into the Transaction on behalf of the Township and the Springfield Township Fiscal Officer is hereby authorized to execute and deliver such leases, contracts, agreements, escrow agreements, master agreements, schedules, confirmations, amendments, waivers,

ROBERT G. KONSTAND

ATTORNEY AT LAW
2166 CHARLES LANE
AKRON, OHIO 44333

ADMITTED TO PRACTICE
OHIO, FLORIDA, AND
SINGLE CLIENT COLORADO

(330) 436-7200

bob@konstand.net

September 15, 2023

Huntington Public Capital Corporation

RE: Opinion of Springfield Township Legal Counsel

Ladies and Gentleman:

As legal counsel to Springfield Township, Summit County, Ohio ("Lessee"), I have examined (1) an executed counterpart of a certain Master Lease Agreement No 77511 dated June 9, 2020, the Equipment Schedule No. 005 dated as of August 15, 2023 and all documents executed in connection therewith (collectively, the "Agreement") by and between Huntington Public Capital Corporation, as Lessor and Springfield Township as Lessee, which among other things provides for the lease of, sale to and purchase by Lessee of certain property described in the Agreement (the "Equipment"); (2) an executed copy of the resolution of Lessee which among other things authorizes Lessee to execute the Agreement; (3) the representations, warranties, and covenants contained in the Agreement with Lessee (and I know of no reason for such representation, warranties, and covenants to be materially false or materially untrue, and I was assured of their veracity, and I rely on such veracity in rendering the following opinions), and (4) such other opinions, documents and matters of law as I have deemed necessary in connection with the following opinion. The term "Agreement" as used in this opinion shall include the Escrow Agreement executed by Lessee and Lessor related to the Agreement described above.

Based on the foregoing, I am of the following opinions:

- (1) Lessee is a political subdivision, duly organized and existing under the laws of the State of Ohio (the "State");
- (2) Lessee has the requisite power and authority to: purchase the Equipment, to execute and deliver the Agreement, to enter into the transactions contemplated by the Agreement, and to perform its obligations under the Agreement;
- (3) The Agreement and other documents attached thereto or required therein have been duly authorized, approved, ratified, and executed by and on behalf of Lessee, and upon the lawful execution by Lessor and the Escrow Agent, the Agreement is a valid and binding obligation of Lessee enforceable in accordance with its terms, except as such enforceability may be limited by applicable bankruptcy, insolvency, moratorium, reorganization or similar laws, from time to time in effect, and equitable principles;
- (4) The authorization, approval and execution of the Agreement and all other proceedings of Lessee relating to the transactions contemplated thereby have been performed in accordance with all open meeting laws, and all other applicable state or federal laws, and no approval or consent is required from any other governmental authority with respect to the entering in or performance by Lessee of the Agreement and the transactions contemplated thereby, or if any such approval is required, it has been duly obtained;

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- (5) There is no proceeding, pending or threatened, in any court or before a governmental authority or arbitration board or tribunal that, if adversely determined, would adversely affect the transactions contemplated by the Agreement or the security interest of Lessor or its assigns, as the case may be, in the Equipment;
- (6) The Agreement is in accordance with and does not violate the usury laws of the State.

The opinions herein are based on existing law, which is subject to change. Such opinions are further based on my actual knowledge of facts, as of the date hereof. I assume no duty to update or supplement my opinion to reflect any facts or circumstances that may hereafter come to my attention or to reflect changes in law that may hereafter occur or become effective. Moreover, my opinion is not a guarantee or assurance of any financial or economic result.

Lessor, its assignee and any of their assigns may rely upon this opinion subject to the following: (a) I have not been engaged to act, and have not acted, as counsel to Lessor, its assignee or any of their assigns in connection with above matters; and (b) no attorney-client relationship exists between myself and Lessor, its assignee or any of their assigns by virtue of this opinion letter.

Respectfully submitted.



Robert G. Konstand
Attorney at Law