

HARPERSFIELD TOWNSHIP

REGULAR SESSION

Held on June 20, 2022

The Board of Harpersfield Township convened in regular session from 7 PM to 10 PM in the Harpersfield Township Administration Building. Ed Spoor, Chairman, called the meeting to order with the following members and visitors present:

Edwin Spoor	Present	Raymond Gruber Jr	Present
James Pristov	Present	Sharon Rohrbaugh	Present

Employees: Larry Lister; Cody Craine; Frank Henry

Visitors: Sean Bell (Spire); Renee and Rich Hanyok; Joann Burton

The minutes from the regular session held on May 23, 2022, were reviewed; Jim made a motion to approve the minutes as written; Ray seconded; the Board voted unanimously in favor.

Frank informed the Board that the SCBA testing is complete; the hydro testing is ongoing; and the pump tests have been completed and one pumper required repair and will be re-tested.

Sean was in attendance with Jonathon on Zoom call to give a presentation of the area they would like to plant trees; they would like to plant them on both sides of the entry roadway to "create a boulevard of trees" effect. After describing what they would like to do and Cody stating the "right of way" stipulations it was agreed that Sean would mark where they would like to plant the trees and Cody would view the locations (30 feet on the south side of the road and 10 feet from the bike trail on the north side.

Ed made a motion that the Board would approve the planting of the trees after Cody gives his approval on the locations; Ray seconded; the Board voted unanimously in favor.

Ray informed Jonathan that the Township will not be proceeding with the project of Spire creating roads within their complex. The Township does not have the funds nor the manpower to assist in that level of a project. Jonathan will go to the County Engineer and ask if they would be interested in partnering in the building and maintenance of the roads.

Ray asked Jonathan about the bike trail he is proposing for his complex. Jonathan voiced that he wants to make his campus more vibrant and build the trail across I-90 to 300 acres he owns on the south side of I-90 where he plans to construct soccer and lacrosse fields. The trail will cross the freeway and around the fields to make a 6.2 mile loop. This will be a 3 to 5 million dollar project and questioned if the Township would be partners to pursue this idea.

Larry informed Jonathan that it is Spire's responsibility to maintain the emergency access road and that the fence around the POD's must be removed; Jonathan requested that Sean check into this.

Ray informed Jonathan of a natural dam on his lake and that ODNR mandates an annual permit and inspection be done. Jonathan was unaware that there was a dam and did not know its location. Larry explained to Sean where it was located and he will contact ODNR.

Jonathan requested that the bike trail be closed when they hold certain events; Ed and Larry informed him that they did cooperate with closing the trail on the last event that was held and requested it for security reasons.

Jonathan questioned Larry about the fence permit on the DeJesus vacant property and Larry responded that he will issue the permit as soon as the fence around the POD's is removed.

Jonathan described that he wants to place POD's on the south side of the freeway behind the Kwik Fill gas station; Larry informed him that would be allowed by zoning in that area.

Cody informed the Board that dust control will be done this week and that he expects the backhoe to be delivered this week.

Cody stated that construction on the pavilion in Harpersfield Cemetery has started.

Vince Scibona showed up at the meeting and Cody went outside to talk to him. Vince stated that there was a uhaul truck on the grange property unloading wood etc and he wanted to let the Board know.

Joann Burton is a resident on County Line Road (near Clyde Hill bridge) and voiced concerns she is having with traffic issues; Cody added that the hill near the bridge is deteriorating and suggested that we close the bridge permanently. Ray will ask County Engineer if that is possible and if so the procedure.

Larry gave his report with pictures.

Ray made a motion to support Larry in pursuing the zoning violation of the camper parked on the grange property; Jim seconded; the Board voted unanimously in favor.

Ray made a motion to pay the following bills #13024 through #13063; totaling \$68,893.16; Jim seconded; the Board voted unanimously in favor.

Sharon reported the following receipts: #93-2022 through #118-2022; totaling \$24,484.64.

Sharon informed the Board that we do not have to attend the Ashtabula County Budget hearings unless the Budget Commission deems it necessary, but we still have to submit estimates for the 2023 budget:

General Fund	360,295.00
Motor Vehicle Tax	13,110.00
Gasoline Tax	144,030.00
Road & Bridge	436,900.62
Cemetery Fund	5,000.00
Zoning Fund	5,000.00
Fire Levy Fund	111,450.00
Permissive Vehicle Tax	12,505.00
St. Lighting Assessment	14,750.00
Fire Trk Bond Levy	1,713.23
JEDD III	61,422.75
General Bond-building	22,346.00
PACE	168,366.98
Bike trail	5,000.00
American Rescue Plan	112,352.76
Dump Truck note	26,900.00
Bond balance	2,707.67
Total of all Funds:	1,503,850.01

Ed moved to adopt the budget as presented; Jim seconded; the Board voted thusly:

Edwin Spoor – yes James Pristov – yes Raymond Gruber Jr – yes

Sharon reported that she received the OPINION OF COUNSEL letter from the Ashtabula County Prosecutor, that they have reviewed the Promissory Note and all of the necessary proceedings taken by the Borrower to authorize and execute this Promissory Note and therefore, I am of the opinion:

- (A) The Borrower is a duly constituted political subdivision of the State of Ohio;
- (B) This Promissory Note has been duly authorized, executed and delivered by the Borrower;
- (C) This Promissory Note is a legal, valid and general obligation of the Borrower, enforceable against the Borrower in accordance with its terms, and in the event of a default by the Borrower, a judgment for money can lawfully be rendered against the Borrower, and the Borrower can be obligated to appropriate monies from its general fund to pay such default or judgment except insofar as the enforcement thereof may be limited by any law applicable to political subdivisions;
- (D) This Promissory Note is not a private activity bond as the term is used in 26 U.S.C Section 141;
- (E) The Borrower is a qualified smaller issuer as defined in 26 U.S.C Section 265(b)(3)(C);
- (F) This Promissory Note is a qualified tax exempt obligation of the Borrower, within the meaning of 26 U.S.C. Section 265(b)(3)(C).

The Promissory note will be attached in its entirety:

The Township as a political subdivision acknowledges itself to owe, and hereby promises to pay to The Andover Bank \$80,910 with interest at the rate of 3.15% for three years with the first payment due May 10, 2023 with a maturity date of May 10, 2025.

This note is issued for the purchase of equipment for use in constructing, maintaining, and repairing roads within the Township.

Jim made a motion to accept and agree to the Promissory Note; Ed seconded; the Board voted thusly:

Edwin Spoor – yes James Pristov – yes Raymond Gruber Jr – yes

Ray made a motion to allow Sharon to certify the total cost of \$7564.41 for the legal notice and removal of debris left from the structure fire that destroyed the building located at 748 Rt. 534 and to submit this to the Ashtabula County Auditor to attach a special assessment to the property taxes to allow reimbursement to the Township for the expenses incurred.

Ray stated that the bike trail extension has been approved and he is getting two estimates as requested by ODOT; City of Geneva workers will be assisting Township workers to complete the labor portion and the County Engineer will paint a crosswalk and place signs on Clay Street.

Ed commented that Jeff Jenks planted the bushes between Harper Valley Lane and the cemetery. He will be maintaining them as well.

Ed informed the Board that he received a letter of resignation from Larry and made a motion to enter into executive session to discuss personnel matter; Ray seconded; the Board voted thusly:

Edwin Spoor – yes James Pristov – yes Raymond Gruber Jr – yes

Ray made a motion to close the executive session; Jim seconded; the Board voted thusly:

Edwin Spoor – yes James Pristov – yes Raymond Gruber Jr – yes

Ray made a motion to resume the regular session; Jim seconded; the Board voted unanimously in favor.

The Board accepted Larry's resignation and decided to post a notice looking for a new Zoning Administrator on our website and in the newspaper.

Meeting adjourned until July 25, 2022

Edwin Spoor

Raymond Gruber Jr

James Pristov

Sharon Rohrbaugh