



BOARD OF TRUSTEES MEETING

Monday, December 5, 2022 at 7:00 p.m.

Please mute microphones and turn off cameras.

MEETING INFORMATION:

The public may dial in or download the Zoom meeting app to access the Board of Trustees meeting with the following credentials:

Meeting ID: 916 3176 7285

Phone: +1 929 205 6099

Password: 059138

CALL TO ORDER

PLEDGE OF ALLEGIANCE

WELCOME

The purpose of this meeting is to conduct the business of Bath Township. At the end of the meeting there will be time for citizen comment.

APPROVAL OF AGENDA

FISCAL OFFICER GREGORY R. THEWES

1. Motion to approve requisitions and regular purchase orders 2022- 01474 through 2022-1522 and payments totaling \$134,833.06 Roll Call.
2. Recommendation to approve the November 7, 2022 regular meeting minutes (Troike, Goodrich and Gaffney)
3. Recommendation to approve the November 21, 2022 regular meeting minutes (Troike and Goodrich)
4. Recommendation to approve Intra fund transfers in the amount of \$46,604.65
5. Recommendation to accept the Payment in Lieu of Taxes (PILT) from Summit County in the amount of \$92.90. Receipt of this payment is in accordance with the agreement entered into between Bath and Summit County on 09/29/22.
6. Correspondence log available for public view.

DEPARTMENT HEADS AND ADMINISTRATORS

POLICE CHIEF VITO F. SINOPOLI

Report / Recommendations

1. Recommendation to contract with Ohio UAV Services for the purchase of a DJI Mavic 3 Enterprise drone in the amount of \$4,553.00. A BCF grant awarded to the police department will cover \$2,500 of the cost with the balance split between the police and fire departments.
2. Resolution 2022-39 to apply for the Office of Law Enforcement Recruitment Fund Grant for the purpose of developing best practices and actively recruiting highly-qualified law

enforcement officers for the Bath Township Police Department

FIRE CHIEF ROBERT CAMPBELL

Report / Recommendations

SERVICE DIRECTOR CAINE COLLINS

Report / Recommendations

1. Recommendation to pay Speelman Electric, Inc. in the amount of \$18,210.00 for the Veterans Memorial parking lot lighting project.
2. Recommendation to purchase a 2024 Kenworth T480 5-ton Truck Chassis from Hissong Kenworth of Richfield for a cost not to exceed \$114,027.00. This purchase is through Sourcewell Cooperative Purchasing.
3. Recommendation to extend the Janco cleaning contract for one year.

PARK DIRECTOR/ASSISTANT SERVICE DIRECTOR ALAN GARNER

Report / Recommendations

PLANNING DIRECTOR / ZONING INSPECTOR WILLIAM FUNK

Report / Recommendations

ADMINISTRATOR VITO F. SINOPOLI

Report / Recommendations

1. Recommendation to enter into a Memorandum of Agreement with the Teamsters Local 348 for creation of a Fleet Maintenance job description.
2. Resolution 2022-40 Offering Healthcare
3. Resolution 2022-41 Sale of Personal Property
4. Resolution 2022-42 Sale of Un-Needed Equipment
5. Resolution 2022-43 Advance of Property Taxes

TRUSTEES ELAINA GOODRICH, SHARON TROIKE, AND SEAN GAFFNEY

FUTURE TOWNSHIP MEETINGS AND COMMUNITY EVENTS

*A full list of events and meetings is posted to www.bathtownship.org and updated weekly.

CITIZEN'S COMMENTS

Citizens must be recognized by the President of the Board of Trustees prior to speaking.

Citizens will identify themselves by name and address. Citizens' comments will be limited to 5 minutes each.

Citizens' comments must be addressed to the Board.

A citizen is called out of order twice. He or she will then be asked to leave.

COMMUNITY UPDATES

BATH COMMUNITY FUND UPDATE

ITEMS OF INTEREST

THANK YOU FOR ATTENDING / ADJOURNMENT

Intra Fund Transfer
September 12, 2022

	A	B	C	D	E
1	Meeting	Fund	From	To	Amount
2	December 5, 2022	Wilson Fund	Travel, Training Membership	Equipment Purchase Police	11,107.22
3	December 5, 2022	General	Contingency	Communications	150.00
4	December 5, 2022	EMS	Travel, Training Membership	Customer Refunds	1,500.00
5	December 5, 2022	Fire	Contingency	Other Contracts	2,500.00
6	December 5, 2022	Fire	Wages	Wages	20,000.00
7	December 5, 2022	Fire	Contingency	Fuel	4,000.00
8	December 5, 2022	Fire	Uniform Allowance	Protective Clothing	1,250.00
9	December 5, 2022	General	Contingency	Travel, Training Membership	549.85
10	December 5, 2022	General	Contingency	Communications	850.00
11	December 5, 2022	Police	Contingency	Insurance	18.37
12	December 5, 2022	Police	Contingency	Insurance	11.39
13	December 5, 2022	Parks	Contingency	Insurance	26.88
14	December 5, 2022	Fire	Contingency	Insurance	3,768.94
15	December 5, 2022	General	Contingency	Office Supplies	872.00
16					
17					
18					
19					
20	TOTAL				46,604.65

**BATH TOWNSHIP BOARD OF TRUSTEES
CORRESPONDENCE LOG**

DATE	RECEIVED FROM	SUBJECT MATTER	REFERRED TO:
11/22/22	Frank Picha, Jr.	Bath Homeowner's Assoc. survey submitted to Bath Township	Board of Trustees
11/22/22	Frank and Kathleen Picha	Bath Homeowner's Assoc. survey submitted to Bath Township	Board of Trustees
11/22/22	Lynne Abramovich	Bath Homeowner's Assoc. survey submitted to Bath Township	Board of Trustees
11/22/22	Chuck and Amy Gray	Bath Homeowner's Assoc. survey submitted to Bath Township	Board of Trustees
11/28/22	Denise Woods	Bath Homeowner's Assoc. survey submitted to Bath Township	Board of Trustees
11/28/22	Robert Debski	Bath Homeowner's Assoc. survey submitted to Bath Township	Board of Trustees
11/28/22	Don Secard	Bath Homeowner's Assoc. survey submitted to Bath Township	Board of Trustees
11/28/22	Joseph Woodrich	Bath Homeowner's Assoc. survey submitted to Bath Township	Board of Trustees
11/28/22	David Buehler	Bath Homeowner's Assoc. survey submitted to Bath Township	Board of Trustees
11/28/22	Teresa Petersen	Bath Homeowner's Assoc. survey submitted to Bath Township	Board of Trustees
11/28/22	Robert Mattei	Bath Homeowner's Assoc. survey submitted to Bath Township	Board of Trustees
11/28/22	Kathy and Larry Campbell	Bath Homeowner's Assoc. survey submitted to Bath Township	Board of Trustees
11/28/22	Kim and Jonathan Leigh	Bath Homeowner's Assoc. survey submitted to Bath Township	Board of Trustees

11/28/22	Unidentified	Bath Homeowner's Assoc. survey submitted to Bath Township	Board of Trustees
11/30/22	Richard Parker	1075 Ghent Road Rezoning – IN FAVOR	Board of Trustees
11/30/22	Eric Coffman	Bath Homeowner's Assoc. survey submitted to Bath Township	Board of Trustees
11/30/22	Greg Grasson	Bath Homeowner's Assoc. survey submitted to Bath Township	Board of Trustees
12/1/22	Robert and Isabell Demboski	Bath Homeowner's Assoc. survey submitted to Bath Township	Board of Trustees

BATH TOWNSHIP BOARD AND COMMITTEE LOGS

Chief of Police Report December 5, 2022

Department Trainings:

Ninety-one percent [91%] of the sworn officers have finished their OPOTA continuing professional training [CPT] requirements for 2022. The 24 hours of training were mandatory for all officers to be recertified as law enforcement officers in 2023.

Community Engagement:

A note of thanks to officers for their response to the incident that occurred at BES on 11/8/2022. Many thanks to residents who sent in food at Thanksgiving for the police and dispatch staff. Roger Mortimer donated a DJI Avata drone to the Bath Police and Fire Department November 29, 2022.

Captain Brown and Administrative Assistant Bartlett attended the Kent State University Police Academy Job Fair on November 17, 2022. Captain Brown met with several cadets to discuss job opportunities at Bath Township Police Department.

November Statistics:

All calls for service: [100%]

Community Policing: [%]

Traffic Stops: [%]

Traffic Accidents: [%]

Alarm Drops: [%]

Sex Offense 0 Burglary 2 Robbery 0

All other calls requiring police assistance or presence: [%]

Booking Charges [Total # of Charges] -

Theft:

OVI:

Failure to Appear/Issuance of Warrant:

Recommendations:

Recommendation to contract with Ohio UAV Services for the purchase of a DJI Mavic 3 Enterprise Drone in the amount of \$4,553.00. A Bath Community Fund award in the amount of \$2,500 will be used to cover a portion of the purchase with the balance split between the police and fire departments.

Resolution 2022-39 to apply for the Office of Law Enforcement Recruitment Fund Grant for the purpose of developing best practices and actively recruiting highly-qualified law enforcement officers for the Bath Township Police Department.

4131 West Streetsboro Road, Ste D
Richfield, OH 44286
www.ohiodronerepair.com
440-420-0200



Bath Police Department
3864 West Bath Road
Bath Township, OH, United States 44333

Quote # 2339
Quote Date 12-03-22
Total \$4,553.00

Item	Description	Unit Cost	Quantity	Line Total
Mavic 3 Enterprise (NA) SP	DJIM3EBASIC	\$3,628.00	1.0	\$3,628.00
Mavic 3 Enterprise Series-PART 05-Battery Kit	CPEN.00000421.01	\$528.00	1.0	\$528.00
DJI Mavic 3 Enterprise Series Propellers	DJI Mavic 3 Enterprise Series Propellers	\$19.00	2.0	\$38.00
Ohio Drone Repair Store Credit	Store Credit	-\$350.00	1.0	-\$350.00
Mavic 3 Enterprise Series-PART 01-RTK Module	CPEN.00000417.01	\$709.00	1.0	\$709.00

Subtotal \$4,553.00
Tax \$0.00
Estimate Total \$4,553.00

THIS A QUOTE

Signed: _____

Date: _____



BATH TOWNSHIP BOARD OF TRUSTEES

BE IT HEREBY KNOWN BY ALL THOSE PRESENT THAT ON THE 5th DAY OF DECEMBER, 2022, THE BATH TOWNSHIP BOARD OF TRUSTEES MET IN REGULAR SESSION 7:00 P.M. AT 3864 W BATH ROAD, BATH TOWNSHIP, SUMMIT COUNTY, STATE OF OHIO.

_____ presented the following Resolution and moved its adoption:

**RESOLUTION 2022-39
A RESOLUTION AUTHORIZING THE APPLICATION TO
THE OFFICE OF LAW ENFORCEMENT RECRUITMENT FUND FOR RECRUITMENT
MATERIALS**

WHEREAS, the Office of Law Enforcement Recruitment Fund, a division of the Ohio Department of Public Safety (ODPS) is authorized to administer funds through state and federal criminal justice programs each year as designated by law; and,

WHEREAS, the ODPS appropriated funds to provide grants in support of communities that have experienced greater difficulty in providing services to respond to or mitigate the effects of violence during the COVID-19 pandemic; and,

WHEREAS, Bath Township seeks financial assistance to recruit, hire and retain law enforcement personnel, the ability of which has been impacted by the pandemic; and,

WHEREAS, Bath Township has performed a needs assessment and determined the request for financial assistance will be for a period of 12 months as outlined herein; and,

WHEREAS, Bath Township seeks to recruit and replace vacant law enforcement positions that occurred during the pandemic period, enhance recruitment equipment/materials used at job fairs, along with subsidizing wages for law enforcement personnel to participate in recruitment efforts;

NOW, THEREFORE BE IT RESOLVED, that the Bath Township Board of Trustees:

1. Approves the filing of an application to the State of Ohio Office of Law Enforcement Recruitment for financial assistance for the following project: Law enforcement personnel payroll costs to assist with law enforcement recruitment and to purchase equipment/materials for job fairs.
2. That Susan Bartlett, Administrative Assistant, is hereby authorized and directed to execute and file an application on or before December 16, 2022 and to provide all information and documentation required to become eligible for possible financial assistance from the State of Ohio Office of Law Enforcement Recruitment Fund.
3. That Bath Township has obligated the funds required to satisfactorily complete the proposed project and become eligible under the terms and conditions of the grant program to be reimbursed.
4. This resolution is for the preservation of public health, safety and welfare and shall be in full force and effect immediately upon passage by a majority of the board.

FURTHER, that the Fiscal Officer be directed to use a Special Revenue Fund and if the grant is awarded, to amend the 2022 Certificate of Estimated Resources and the Permanent Appropriations to reflect the new revenue and expenses.

Second by _____; discussion and roll called:

Mrs. Goodrich,
Mrs. Troike,
Mr. Gaffney,

Resolution.

(Signature Page to Follow)

Gregory R Thewes, Fiscal Officer
Bath Township

Elaina E. Goodrich, President
Bath Township Board of Trustees

Date: December 5, 2022

Sharon A. Troike, Trustee
Bath Township Board of Trustees

Sean Gaffney, Trustee
Bath Township Board of Trustees

To: Bath Township Trustees – Sean Gaffney, Elaina Goodrich and Sharon Troike
Fiscal Officer – Gregory Thewes
Bath Administrator - Vito Sinopoli

From: Robert Campbell, Fire Chief

Date: December 5, 2022

November 2022 CALLS

Station 1 = 73
Station 2 = 49
All Stations = 10
Total = 132

EMS = 101
Fire = 31

Total Transports = 65

Mutual Aid Given= 10
Mutual Aid Received= 5

Yearly Call Total: 1,419
EMS = 972
FIRE = 447

TRAINING:

Total of Class Hours: 14.17
Total of Personnel Hours: 76.00

INSPECTIONS:

Annual	19
Company Inspection	08
Consult	02
Fire Drill	02
Fire Protection System	02
Plan Review	01
Reinspection	21

TOTAL INSPECTIONS	<hr/> 55
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RECOMMENDATIONS:

No recommendations at this time.

SERVICE DIRECTOR Caine Collins

AGENDA FOR THE 12.5.2022 MEETING

Buildings and Grounds

Historic Town Hall: No new business to report.
Bath Center Building: No new business to report.
Ira Road Facilities: No new business to report.
Service Building: No new business to report.

Roads Report

Service Crew Monthly Report for November

Resident Service Requests received: 19
Resident Service Requests resolved: 19
Township Service Requests received: 3
Township Service Requests resolved: 3
Asphalt Aprons: 7
Drive Culvert: 2
Asphalt Used: 48.01
Linear Feet of Ditching: 128'

Snow & Ice Report

Regular hours spent: 15
OT hours spent: 13.5
Total hours spent: 28.5
Approx tons of Salt used: 60
Approx gallons of Brine used: 0

Miscellaneous:

Trucks, Plows, and Trailer Maintenance/Repairs; Shop, Buildings, and Grounds Maintenance/Repairs; Cemetery Maintenance, Restorations, Foundations, and Burial Assistance; Roadway Tree Trimming and Removal; Dead Animal Removal from Township Roadways; Installation of Address Markers and Street Signs/Posts; Pothole Patching and Road Repairs; Continuous Cleaning and Sanitizing of Shop and Trucks; Service Request Restorations and Requests; Emptying Organic Recycle Trailer; Prepped Trucks for Snow/Ice Season; Salted/Plowed Township Roadways; Seasonal Decorating; and Assisted with the Annual Wye Road Bridge Lighting.

Training:

Summit County Safety Council, Selfies for Safety: Beth Reinart
First Aid, CPR, Stop the Bleed, and Bloodborne Pathogen Training: Beth Reinart, Karen Beres, and Greg Klebs
Ohio 811 Excavator Seminar: Ron Wietecha, Sean Humphrys, Brent Nash, Jim Hete, Jeff France, Ricky Brogan, Ryan Bracken, Seth Rauscher, and Greg Klebs

Cemetery Report

Ira Cemetery – 2 Cremation Burial
Moore's Chapel – 2 Cremation Burial

Recommendations by the Service Director

1. Recommendation to pay Speelman Electric, Inc. in the amount of \$18,210.00 for the Veterans Memorial parking lot lighting project.
2. Recommendation to purchase a 2024 Kenworth T480 5-ton Truck Chassis from Hissong Kenworth of Richfield for a cost not to exceed \$114,027.00. This purchase is through Sourcewell Cooperative Purchasing.
3. Recommendation to extend the Janco cleaning contract for one year.

PARK DIRECTOR/ASSISTANT SERVICE DIRECTOR Alan Garner

AGENDA FOR THE TRUSTEE MEETING 12/5/2022

General Park Information:

Bath Township's "Living Tree" program offers you a special way of establishing a natural remembrance of someone close to your heart or to commemorate a special event in your life by planting a live tree on township property. As a permanent dedication, a commemorative brass leaf plaque is placed on the bronze "Living Tree" located in the Trustee's Meeting Room. This fall, two trees were planted at the Bath Community Park and the leaf plaques have been placed on the "Living Tree". At this time, I would like to recognize the donors who took part in the "Living Tree" program for 2022. They are:

<u>Donors</u>	<u>Recipients</u>
Meadow Park Property Owners Association	In Memory of Jacqueline J. Bettick
Isabel C. Vankos	In Memory of Joseph K. Vankos

I would like to thank Jennifer Douglas for organizing the Regal Beagle Ultra race on November 20, 2022. 90 runners participated in the races that featured a 50k, 25k, and a 5-mile race through the Bath Community Park and Bath Nature Preserve. A portion of the proceeds will benefit future park capital projects.

Park personnel checked and inspected all the trails, performed routine visual inspections on the playgrounds, performed general buildings and grounds maintenance/repairs, and completed vehicle and equipment maintenance/repairs.

Park personnel completed the leaf clean-up in the parks and have begun to winterize the parks.

Since April 1, 2022 the parks have had a total of 1,840 scheduled events; in November, 14 events were scheduled.

Bath Baseball Park:

No new business to report.

Bath Community Park:

Park personnel trimmed the vegetation on the bank along Cleveland-Massillon Road.

Bath Hill Park:

No new business to report.

Bath Nature Preserve:

RB Stout, Inc. completed the open field mowing.

North Fork Preserve of Bath:

Park personnel continue to work on the Triple Loop Trail project.

Park personnel completed the open field mowing.

Training:

Ohio 811 Excavator Seminar (Nicholas Barker, Thomas Hughes, Colin Tuttle)

CPR, First Aid, Stop the Bleed, and Bloodborne Pathogen Training (Alan Garner)

Recommendations:

No recommendations at this time.



To: Board of Trustees, Fiscal Officer, Administrator, Executive Assistant
From: William Funk Planning Director/Zoning Inspector
Date: December 1, 2022
Re: Zoning Report for the month of November

PERMITS

During the month 13 zoning permits were issued in the following categories:

- Accessory Structure 4
- Sign 4
- New Residential Dwelling 2
- Residential Addition 1
- Swimming Pool 1
- Fence 1

ZONING COMMISSION

November 3, 2022 Zoning Commission Public Hearing:

- The Zoning Commission continued the public hearing for the zoning map amendment request at 4073 Medina Rd. The applicant is requesting a rezoning from the existing B-3 Office, Research and Limited Business District to the proposed B-2 Community Business District. The applicant provided a proposed site plan with the rezoning request. The plan is to redevelop the property from its current hotel use to a Sheetz gas station and Texas Roadhouse with an additional building for a second restaurant/retail. The Commission heard the recommendation to approve the rezoning request from the Summit County Planning Commission during the hearing. The Commission also reviewed the traffic impact study and heard testimony from the projects traffic engineer. The Commission ended the public hearing and recommended to approve the rezoning request which will then be forwarded to the Board of Trustees for their public hearing process.

APPEARANCE REVIEW COMMISSION

November 7, 2022 the Appearance Review Commission reviewed the following cases:

- ARC 22-12, Emily Miller of Fox Design Group, LLC for Golf Galaxy, approved the building/elevation review for Golf Galaxy at 37 N. Cleveland Massillon Rd., located in the B-1 Business District.
- ARC 22-13, Scott Farnsworth of Archer Sign Corporation for The Corner Provisions, approved the review of the new monument signs for The Corner Provisions at 1070 Ghent Rd., located in the B-1 Business District.
- ARC 22-15, Lene Hill of CT Architects for Select Medical, denied the site plan review and building elevations for the proposed new neurological transitional center for Select Medical at 4585 Medina Rd., located in the B-4 Business District.
- ARC 22-16, John Orsini of BSHM Architects for Revere Local Schools, recommended to approve the proposed new stadium entry for the Revere Stadium at 3496 Everett Rd., located in the R-2 Residential District.
- ARC 22-17, Marie Cipolletta of Signarama Cleveland for Honey Baked Ham Co., recommended to approve the new wall sign and monument sign replacement panel for Honey Baked Ham Co. at 3867 Medina Rd., located in the B-2 Business District.

- ARC 22-18, Fred Zumpano of Yellow Creek Reserve LLC, approved the lot split for lot #16 in the Reserve at North Revere Subdivision, located in the R-4 Residential District.

BOARD OF ZONING APPEALS

November 15, 2022 the Board of Zoning Appeals heard the following cases:

- BZA 22-31, Daniel Casanova, approved a variance for a reduction in the rear yard setback for a residential addition at 1986 Firestone Trace, located in the R-2 Residential District.

SOLID WASTE

- | | |
|----------------------|-------|
| • New Customers | 23 |
| • Vacation Customers | 9 |
| • Total Customers | 3,403 |

MISCELLANEOUS

- None

RECOMMENDATIONS

- None



To: Board of Trustees
From: Vito F. Sinopoli, Township Administrator
Date: December 5, 2022
Re: Administrator's Report – 12/5/2022

REPORT:

The Bath Township Bridge Lighting hosted by the Bath Business Association was held on Friday, November 25, 2022. Mild temperatures drew a sizeable crowd for the event and Santa was again the main attraction. Many thanks to all the volunteers who worked hard to decorate the Bake Shop and surrounding buildings.

The annual township settlement meeting will be held on 12/12/22 at 9:30 a.m. in the trustee meeting room, with the work session to follow.

RECOMMENDATIONS:

1. Recommendation to enter into a Memorandum of Agreement with the Teamsters Local 348 for creation of a Fleet Maintenance job description.
2. Resolution 2022-40 Offering Healthcare
3. Resolution 2022-41 Sale of Personal Property
4. Resolution 2022-42 Sale of Un-Needed Equipment
5. Resolution 2022-43 Advance of Property Taxes

BATH TOWNSHIP BOARD OF TRUSTEES

BE IT HEREBY KNOWN BY ALL THOSE PRESENT THAT ON THE 5th DAY OF DECEMBER 2022, THE BATH TOWNSHIP BOARD OF TRUSTEES MET IN A REGULAR MEETING, COMMENCING AT 7:00 P.M. IN THE BATH TOWNSHIP MEETING ROOM AT 3864 WEST BATH ROAD, BATH TOWNSHIP, SUMMIT COUNTY, STATE OF OHIO.

_____ presented the following Resolution and moved its adoption.

**RESOLUTION 2022-40
A RESOLUTION OFFERING INSURANCE COVERAGE FOR FULL-TIME
EMPLOYEES AND TOWNSHIP ELECTED OFFICIALS**

WHEREAS, the Board of Township Trustees, pursuant to Ohio Revised Code 505.60 is empowered to procure or contract for group health insurance, life insurance, dental insurance, and employee assistance programs for the Township’s full-time employees, the Township Fiscal Officer and the Board of Trustees;

NOW THEREFORE BE IT RESOLVED, that the Bath Township Board of Trustees, by this Resolution, agrees to offer all its full-time employees, the fiscal officer and the board of trustees, group health insurance, life insurance, dental insurance, and employee assistance programs in 2023 pursuant to Ohio Revised Code 505.60.

Resolution seconded by _____ for discussion.

The Fiscal Officer called the roll:

Mrs. Goodrich,
Mrs. Troike,
Mr. Gaffney,

Resolution

Gregory R. Thewes
Fiscal Officer

Elaina E. Goodrich, President
Bath Township Board of Trustees

Sharon A. Troike, Trustee
Bath Township Board of Trustees

December 5th, 2022
Date:

Sean F. Gaffney, Trustee
Bath Township Board of Trustees

This Resolution is a true and correct excerpt from the Minutes of the Board of Township Trustees and is recorded in the Bath Township Board of Trustees’ *Record of Proceedings* dated December 5, 2022.

BATH TOWNSHIP BOARD OF TRUSTEES

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_____ introduced the following resolution and moved its adoption:

**BATH TOWNSHIP RESOLUTION 2022-41
TO SELL TOWNSHIP PERSONAL PROPERTY**

WHEREAS, the Bath Township Board of Trustees has personal property of which it maintains a yearly inventory, and Township departments save and plan for the timely replacement of said property in a fiscally responsible way; and,

WHEREAS, the Board has determined and will determine from time to time that certain personal property is not needed for public use, is obsolete, or is unfit for the use for which it was acquired; and,

WHEREAS, the Board desires to sell, auction, or in some way convey any personal property that may bring the Township funds; and,

NOW THEREFORE BE IT RESOLVED, that the Bath Township Board of Trustees authorizes the sale or conveyance of that personal property according to the specifications of the Ohio Revised Code §505.10:

FURTHER, that this authorization be prospectively applied for the entirety of the year 2023.

_____ seconded the resolution and discussion was held.

The Fiscal Officer called the Roll:

Mrs. Goodrich,
Mrs. Troike,
Mr. Gaffney,

Resolution

Gregory R. Thewes
Fiscal Officer

Elaina E. Goodrich, President
Bath Township Board of Trustees

Sharon A. Troike, Trustee
Bath Township Board of Trustees

December 5th, 2022
Date:

Sean F. Gaffney, Trustee
Bath Township Board of Trustees

This Resolution is a true and correct excerpt from the Minutes of the Board of Township Trustees and is recorded in the Bath Township Board of Trustees' *Record of Proceedings* dated December 5, 2022.

BATH TOWNSHIP BOARD OF TRUSTEES

BE IT HEREBY KNOWN BY ALL THOSE PRESENT THAT ON THE 5th DAY OF DECEMBER 2022, THE BATH TOWNSHIP BOARD OF TRUSTEES MET IN A REGULAR MEETING, COMMENCING AT 7:00 P.M. IN THE BATH TOWNSHIP MEETING ROOM AT 3864 WEST BATH ROAD, BATH TOWNSHIP, SUMMIT COUNTY, STATE OF OHIO.

_____ introduced the following resolution and moved its adoption:

**BATH TOWNSHIP RESOLUTION 2022-42
TO SELL TOWNSHIP UNNEEDED, OBSOLETE OR UNFIT PERSONAL PROPERTY**

WHEREAS, Section 505.10 of the Ohio Revised Code permits a board of township trustees to sell personal property, including motor vehicles, road machinery, equipment, tools, or supplies which is not needed for public use, is obsolete, or is unfit for the use for which it was acquired; and

WHEREAS, the Board of Township Trustees of Bath Township, Summit County, Ohio has determined that an internet auction is a cost-effective method of disposing of such property; and,

WHEREAS, Section 505.10(D) of the Ohio Revised Code permits a board of township trustees to sell such property by internet auction;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Bath Township:

Section 1: That pursuant to Section 505.10(D), the Board of Trustees of Bath Township hereby expresses its intent to sell personal property, including motor vehicles, road machinery, equipment, tools, or supplies, which is not needed for public use, is obsolete, or is unfit for the use for which it was acquired by internet auction, or any other lawful method;

Section 2: That the Board of Trustees of Bath Township wishes to continue to contract with GovDeals, Inc. to serve as a representative of the Township and conduct auctions on behalf of the Township.

"GovDeals, Inc." is a Delaware corporation having its principal place of business at 5907 Carmichael Place, Montgomery, Alabama 36117 (1-800-613- 0156);

Section 3: That items to be auctioned shall be inventoried, listed by department, given an appropriate identification number, and contain pertinent information (e.g. year, make, model, mileage). A list of any such items shall then be presented to the Board of Trustees for determination as to whether the property is no longer needed for public use or is obsolete or unfit for the use for which it was acquired. The Board shall then consider and declare said property to not be needed for public use, obsolete or unfit for the use for which it was acquired and shall order that the property be sold via internet auction or such other method as permitted by law;

Section 4: That the Board of Trustees of Bath Township hereby designates the Township Administrator as the official point of contact for all internet auctions. This person shall be responsible for the following:

- A. Establishing a minimum price for each item of Township property to be auctioned;
- B. Establishing terms and conditions as set forth in this resolution " for online sales, which shall be displayed on the Township's website;
- C. Ensuring that the property is sold by internet auction in accordance with this Resolution and the "terms and conditions" for online sales; and
- D. Ensuring that the Township receives all monies due and owing to the Township as a result of the sale of said property.

Section 5: That the internet auction will be conducted in the following manner under the following general terms and conditions:

This Resolution is a true and correct excerpt from the Minutes of the Board of Township Trustees and is recorded in the Bath Township Board of Trustees' *Record of Proceedings* dated December 5, 2022.

A. All property will be offered for sale subject to the Bath Township "Online Sales - Terms and Conditions contained in this resolution";

B. All property is offered for sale "AS IS, WHERE IS." Bath Township, Summit County, Ohio makes no warranty, guaranty or representations of any kind, either express or implied, as to the merchantability or fitness for any purpose of the property offered for sale. The "buyer" of any Township property is not entitled to any payment for loss of profit or any other money damages-special, direct, indirect or consequential against the Township that in any way relates to the purchase and/or use of the property;

C. All property will be available to the public on the "GovDeals, Inc." website for a minimum of ten (10) days, including Saturdays, Sundays and legal holidays as required in Section 505.10(D) of the Ohio Revised Code;

D. If any Township property offered for sale by internet auction is not sold within ten (10) days after being posted on the "GovDeals, Inc." website, the Township may withdraw said property from the internet auction at any time;

E. Township property shall not be transferred to a successful bidder until such time as guaranteed payment has been received in full;

F. The Board of Township Trustees, Bath Township, Summit County, Ohio reserves the right to reject any bids and to withdraw from sale any items listed on "GovDeals, Inc.";

Section 6: That "GovDeals, Inc." shall collect all auction proceeds by means of PayPal, credit card or wire transfer. "GovDeals, Inc." will charge each buyer a "Buyer's Premium" of 12.5% percent which will be retained by "GovDeals, Inc." It is understood the Client elects GovDeals to collect all proceeds due the Client from the winning bidder and remit the proceeds to the Client less the GovDeals fee. Optionally, the Client may elect to not have GovDeals withhold the fee by electing the appropriate section on the following page of this exhibit.

GovDeals will charge the winning bidder a "Buyer's Premium", therefore, the Client is not allowed to charge the winning bidder an additional "Buyer's Premium".

GovDeals will collect all proceeds from the winning bidder, including the "Buyer's Premium" through PayPal, credit card or wire transfer. This is the only means of payment by the bidder.

The Client will not release an asset to the winning bidder until the Client has received verification from GovDeals that payment has been received from the winning bidder. Prior to an item being released to the winning bidder, the Client will ensure the winning bidder or his/her agent has signed a "Bill of Sale" containing the following notation: "Asset is sold as is, where is and without warranty. Once the asset is removed from the seller's premises there is no refund of monies previously paid". The Bill of Sale must be printed from the Seller Asset Management Tools (SAM). Any other "Bill of Sale" used by the Client must be submitted to GovDeals for approval.

No proceeds will be remitted to the Client for any asset sold without verification of payment from GovDeals and verification from the Client the item has been picked up by the winning bidder. Approved payment from the winning bidder through PayPal, credit card or wire transfer will be noted in SAM. It is the Client's responsibility to notify GovDeals when an item has been picked up, which is accomplished by the Client accessing SAM and selecting the "Picked Up" option from the "Paid, not picked up" report.

Section 7: That this Resolution takes effect at the earliest time as may be permitted by law;

Section 8: It has been determined that all formal actions of the Board of Trustees of Bath Township concerning the adoption of this Resolution were adopted in an open meeting of the Board of Trustees of Bath Township and that all deliberations of the Board of Trustees of Bath Township which resulted in formal action were in meetings open to the public and in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

This Resolution is a true and correct excerpt from the Minutes of the Board of Township Trustees and is recorded in the Bath Township Board of Trustees' *Record of Proceedings* dated December 5, 2022.

FURTHER, that this authorization be prospectively applied for the entirety of the year 2022.

_____ seconded the resolution and discussion

was held. The Fiscal Officer called the Roll:

Mrs. Goodrich,
Mrs. Troike,
Mr. Gaffney,

Resolution Adopted.

Gregory R. Thewes
Fiscal Officer

Elaina Goodrich, President
Bath Township Board of Trustees

Sharon Troike, Trustee

Bath Township Board of Trustees

December 5th, 2022
Date:

Sean F. Gaffney
Bath Township Board of Trustees

—

This Resolution is a true and correct excerpt from the Minutes of the Board of Township Trustees and is recorded in the Bath Township Board of Trustees' *Record of Proceedings* dated December 5, 2022.

BATH TOWNSHIP BOARD OF TRUSTEES

BE IT HEREBY KNOWN BY ALL THOSE PRESENT THAT ON THE 5TH OF DECEMBER, 2022 THE BATH TOWNSHIP BOARD OF TRUSTEES MET IN A REGULAR MEETING, COMMENCING AT 7:00 P.M. IN THE BATH TOWNSHIP MEETING ROOM, 3864 WEST BATH ROAD, BATH TOWNSHIP, SUMMIT COUNTY, STATE OF OHIO.

_____ presented the following Resolution and moved its adoption:

**RESOLUTION 2022-43
REQUEST FOR ADVANCE OF TAXES
ASSESSED AND COLLECTED FOR AND IN BEHALF
OF BATH TOWNSHIP FOR TAX YEAR 2022
(RC 321.34)**

WHEREAS, pursuant to Ohio Revised Code §321.34 a request for an advance of taxes assessed and collected for and on behalf of Bath Township is in order for tax year 2022 payable in collection year 2023; and,

WHEREAS, the Township Fiscal Officer has notified the Board of Trustees that an annual resolution is required to be on file with the Summit County Fiscal Officer.

NOW THEREFORE BE IT RESOLVED, that the Bath Township Board of Trustees requests an advance of collection of taxes assessed and collected for and in behalf of the township, which shall be held and treated as an advance payment on collection of taxes due the township as provided by law.

FURTHER, that the Fiscal Officer be directed to request said taxes throughout the course of the year and to amend the 2023 Certificate of Estimated Resources and the Permanent Appropriations to reflect the new revenue and expenses when applicable.

_____ seconded the motion, discussion and roll called.

The Fiscal Officer called the roll:

Mrs. Goodrich,
Mrs. Troike,
Mr. Gaffney,

Resolution

Gregory R. Thewes
Fiscal Officer

Elaina E. Goodrich, President
Bath Township Board of Trustees

Sharon A. Troike, Trustee
Bath Township Board of Trustees

Date: December 5, 2022

Sean F. Gaffney, Trustee
Bath Township Board of Trustees

This Resolution is a true and correct excerpt from the Minutes of the Board of Township Trustees and is recorded in the Bath Township Board of Trustees' *Record of Proceedings* dated December 5, 2022.

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