

The Milan Township Board of Trustees met in regular session on Wednesday, March 18, 2020, at 7:00 p.m. in the Trustees' Room of the Milan Township Hall. Present at the meeting were Fiscal Officer Zachary Rospert, Road/Maintenance Crewman Matt Hudson, Z.I. /Twp. Sec. Colleen Arthur.

Mr. Nickoli called the meeting to order at 7:05 p.m. with the Pledge of Allegiance.

ROLL: Mr. Rospert called the roll: Mr. Nickoli, present; Mr. Shover, present; Mr. Frederick, present.

MINUTES: Mr. Frederick moved and Mr. Shover seconded a motion to approve the minutes of the February 24, 2020 Special Meeting. The motion carried. The minutes of the 1-22-20, 2-3-20, 2-19-20 and 3-4-20 meetings were tabled until such time as they can be reviewed.

EXPENSES: Mr. Frederick moved and Mr. Shover seconded a motion to approve payment of expenses as presented by the Fiscal Officer. The motion unanimously carried.

MAINTENANCE

Mr. Matt Hudson presented a maintenance report list from Mr. Fox.

To do list

- Add more dirt to the Edison Park ballfield.
- Clear out the boiler room at the Township Hall
- Clean up Township cemeteries ,Edison Park and shelters
- Clean and power wash plows and trucks.

Items completed

- Replaced the guardrail on Berlin Street
- Opened Edison Park restroom for the season and cleaned the same.
- Cleaned and sanitized all the restroom in all Township buildings and will continue regularly
- Checking on firetrucks (awaiting inspection books)
- Replace and/or fix road signs
- Mr. Hudson responded to two fire calls this week
- Research availability and purchased supplies for the Fire Department for dealing with Covid 19.
- Finished the culver inspections and report.

CRACK SEAL: The Trustees review a contract for the use of a crack seal machine for free and with the purchase of a pallet of sealing compound from Craftco. This includes one day of training. Mr. Nickoli questioned the cost of the compound in comparison to what the Township paid Berlin Heights for a similar pallet of material. The contract price is almost twice as much. Mr. Nickoli asked that the Mr. Hudson research another company's current pricing, just so he could determine if Craftco is charging extra on the product to offset the use of the crack seal machine. Mr. Rospert noted that the contract stated that the price was in line with the state bid price. Prices were discussed and calculated at length. Mr. Shover moved and Mr. Frederick seconded the motion to accept the terms of the crack seal contract at a cost of \$1900 with Craftco. The motion unanimously carried.

ROAD MAINTENANCE SCHEDULE: Mr. Frederick move and Mr. Shover seconded a motion to approve the 2020 Road Maintenance Schedule as submitted to County Engineer. The motion unanimously carried.

The Trustees have instructed the road guys to separate themselves during the work day by using both vehicles to perform different work tasks. Also, that the daily coffee break with Village of Milan employees has been discontinued.

FIRE

No report given

ZONING

HEARINGS: Mrs. Arthur noted that two ZBA hearings are set for Mach 24, 2020. 1.) A conditional use permit request at the Avery Commerce Park for holding weekly auctions and monthly wrestling tournaments. 2.) A variance to build a barn on in front of a primary structure on Andrew Palmer's property on Scheid Road. Mr. Palmer will purchase .25 acres from his neighbor to build the barn if the variance is approved.

There is a possible ZBA hearing in the works for a shed in Franklin Flats for Mr. Rich once all the proper authorities have given their recommendations.

PERRIN ROAD ADDRESS: A address needs to be added to the County GIS system on Perrin Rd. Mrs. Arthur will see to that.

OLD BUSINESS

PROFESSIONAL ROAD ANALYSIS: The Trustees have been consulting with Mr. Mike Metzger of Strawser Construction Company of Columbus, Ohio for an evaluation of the condition of Township Roads. Mr. Metzger is offering to review the roads and make a

proposal of what work is necessary and what can be delayed and the most cost effective practices. He is asking what the Township's annual road budget is. The Township spends an average of \$150,000 per year. Revenue was discussed including the increase in gas tax. The Road Maintenance Crew is asked to evaluate and make recommendations of the areas where they see need for improvement. The Trustees will use this information to set up a comprehensive road plan. Mr. Rospert confirmed that he anticipates \$259,000 in revenue that must be used for road. Balance in those funds is currently \$646,000.

FIRE TRUCK UPDATE: Mr. Hudson noted that the Truck Committee is ready to make a recommendation to the Trustees in the near future.

HIRING: Interviews were done today. Trustees will meet before the next meeting. It was decided to meet on Monday morning at 9:00 a.m. to choose a candidate for the positions of Zoning Inspector and Township administrative assistant.

GRANTS: Everything needed for the Erie Metro Parks grant will be sent. Due to Covid 19, no annual meeting will be held this year, so attendance will not be prerequisite for application.

NEW BUSINESS

Mr. Frederick suggested new heating system on 1st floor of Township Hall. It would be an ideal time to do so during the renovation of the men's restroom. The winning bid for the restroom project came in at \$38,000, \$3,000 over the grant. They are running into some additional plumbing needs that will have to be dealt with making this an opportune time to update the heat system. Mr. Frederick explained some of the technicalities of doing the heat at the same time the plumbing is addressed. Some of the added costs will be offset in the long run. Mr. Frederick would like to get an estimate now. Mr. Frederick moved and Mr. Shover seconded a motion to have Larry Knoble to do engineering for the additional plumbing and heating for a cost of \$750. The motion passed unanimously.

OHIOONE OPIOD SETTLEMENT: The Ohio Attorney General has negotiated a settlement on behalf of Ohio communities of a lawsuit with major pharmacy companies over the opioid crisis. Milan Township could get part of the settlement as 30% is going to small government.

Mr. Nickoli moved the adoption of the following resolution:

RESOLUTION #2020-05

**A RESOLUTION TO ACCEPT THE ONEOHIO
MEMORANDUM OF UNDERSTANDING
REGARDING THE PURSUIT AND USE OF**

**POTENTIAL OPIOID LITIGATION
SETTLEMENT FUNDS.**

The Milan Township Board of Trustees, Erie County, Ohio met in an open public meeting on March 17, 2020 with trustees Jerry Nickoli, Mike Shover, and Daniel Frederick present. The Board of Trustees proceeded to discuss the recommendation of Ohio Governor DeWine and Ohio Attorney General Yost to accept the OneOhio mechanism for dividing up any money received through an opioid settlement where 30% of the funds would go to local governments, including townships, to address the needs of our local community relating to the opioid crisis.

Upon consideration of the available information and deliberation, Trustee Frederick moved for adoption of the following Resolution:

WHEREAS, Milan Township, Erie County, Ohio (herein "Township") is a political entity formed and organized pursuant to the Constitution and laws of the State of Ohio; and

WHEREAS, the people of the State of Ohio and its communities have been harmed by misfeasance, nonfeasance and malfeasance committed by certain entities within the Opioid Pharmaceutical Supply Chain; and

WHEREAS, the State of Ohio, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Opioid Pharmaceutical Supply Chain Participants accountable for the damage caused by their misfeasance, nonfeasance and malfeasance; and

WHEREAS, the State of Ohio, through its Governor and Attorney General, and its Local Governments share a common desire to abate and alleviate the impacts of that misfeasance, nonfeasance and malfeasance throughout the State of Ohio; and

WHEREAS, the State and its Local Governments, subject to completing formal documents effectuating the Parties Agreements, have drafted a OneOhio Memorandum of Understanding (“MOU”) relating to the allocation and the use of the proceeds of any potential settlements described; and

WHEREAS, the MOU has been collaboratively drafted to maintain all individual claims while allowing the State and Local Governments to cooperate in exploring all possible means of resolution; and

WHEREAS, nothing in the MOU binds any party to a specific outcome; and

WHEREAS, any resolution under the MOU will require acceptance by the State of Ohio and the Local Governments; and

WHEREAS, the Board of Trustees understands that the purpose of the MOU is to permit collaboration between the State of Ohio and Local Governments to explore and potentially effectuating earlier resolution of the Opioid Litigation against Opioid Pharmaceutical Supply Chain Participants; and

WHEREAS, the Board of Trustees of Milan Township understands that an additional purpose is to create an effective means of distributing any potential settlement funds obtained under the MOU between the State of Ohio and Local Governments in a manner and means that would promote an effective and meaningful use of the funds in abating the opioid epidemic throughout Ohio; and

WHEREAS, that it is found and determined that all formal actions of the Board of Trustees relating to the adoption of this resolution were adopted in an open meeting of this Board, and that all deliberations of this Board that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements.

NOW THEREFORE, BE IT RESOLVED that acting to advance the public health, safety, comfort, and general welfare interests of Milan Township residents, the Board of Trustees of Milan Township, Erie County, Ohio hereby agrees to the non-binding OneOhio Memorandum of Understanding.

Mr. Shover seconded the motion. The roll being called resulted as follows:

Yea Nay

 ___ Jerry Nickoli, Trustee
 ___ Mike Shover, Trustee
 ___ Daniel Frederick, Trustee

Resolution 2020-05 approved March 18, 2020.

Attest:

Zachary Rospert, Fiscal Officer

INSURANCE RENEWAL: Based on the Trustees' meeting with Burnham and Flower, Mr. Frederick moved and Mr. Shover seconded the motion to renew the existing insurance policy effective June 1, 2020. The motion unanimously carried.

FINANCIAL

PERMANENT REVENUE BUDGET: Fiscal Officer Rospert presented the Permanent Budget for 2020. Mr. Rospert highlighted various specific funds in light of expected revenue for planned expenses in 2020. He explained that this budget did not include funding from the Nexus pipeline. According to the County Auditor the Township may expect to receive \$93,000 for the next five years, although there are variables that will influence this evaluation.

Mr. Frederick moved and Mr. Shover seconded a motion to adopt the following resolution:

RESOLUTION # 2020-06

**RESOLUTION OF THE BOARD OF TOWNSHIP TRUSTEES OF MILAN
TOWNSHIP, ERIE COUNTY, OHIO, FOR THE PURPOSE OF
APPROPRIATING FOR THE CURRENT EXPENSES AND OTHER**

**EXPEDITURES OF SAID BOARD OF TRUSTEES, DURING THE FISCAL
YEAR ENDING 12/31/2020.**

The Milan Township Board of Trustees of Erie County, Ohio, met in regular session this the Eighteenth Day of March, Two Thousand Twenty, at the Milan Township Hall located on the Village Square, Milan, Erie County, Ohio with the following members being present: Mr. Daniel Frederick, Mr. Gerald Nickoli, and Mr. Michael Shover.

BE IT RESOLVED BY THE BOARD OF TRUSTEES OF MILAN TOWNSHIP, ERIE COUNTY OHIO THAT, TO PROVIDE FOR THE CURRENT EXPENSES AND OTHER EXPEDITURES OF SAID BOARD OF TRUSTEES, DURING THE FISCAL YEAR ENDING 12/31/2020. THE FOLLOWING EXPENDITURES ARE TO BE MADE FOR AND DURING SAID FISCAL YEAR:

General Fund (Fund 1000) -	\$1,345,686
Motor Vehicle Tax (Fund 2011) -	\$32,500
Gas Tax (Fund 2021) -	\$263,700
Road & Bridge (Fund 2031) -	\$145,022
Fire Apparatus (Fund 2191) -	\$200,107
Fire Protection (Fund 2192) -	\$196,454
Fire Current Expense (Fund 2193) -	\$206,045
Fire (Fund 2195) -	\$566,141
Permissive Vehicle Tax (Fund 2231) -	\$204,854
Lighting Districts (Funds 2401 – 2406) -	\$53,540
Permanent Improvements (fund 4301) -	\$72,638
 Total All Funds	 \$3,286,686

The roll being called resulted as follows: Mr. Frederick, aye; Mr. Shover, aye; Mr. Nickoli, aye.

RESOLUTION 2020-06 Adopted March 18, 2020.

As there was no further business brought before the Board Mr. Nickoli declared the meeting adjourned at 8:00 p.m.

Mr. Gerald Nickoli, Chairman

Mr. Zachary Rospert, Fiscal Officer