

RECORD OF PROCEEDINGS

Minutes of the Weathersfield Township Trustees

Regular Meeting

Held on Tuesday, July 10th, 2018 at 7:00 PM**Call to order:** Mr. Blair**Pledge:** X**Prayer:** Gil Blair

Roll Call: H. Gilson Blair - Present Steven J. Gerberry - Present
 Marvin J. McBride - Present Fred R. Bobovnyk - Present

Correspondence/Announcements:

- The ***Mineral Ridge Historical Society Historical Marker Dedication Ceremony that took place on Saturday, June 30th, 2018 was well attended.*** Our own Trustee Gil Blair was one of the speakers for this ceremony.
- The ***Trustees would thank everyone for another successful Flag Day Festival.*** The 2018 Flag Day Festival was well attended and we received many compliments.
- **The Trustees would like to remind our residents of the 2018 Residential Tree Limb Chipping Program.** The 2018 Residential Tree Limb Chipping Program began on Friday, April 27th, 2018 and will continue each Friday through Friday, October 26th, 2018. For tree limb pick-up, you must call the Township by Thursday of each week to be placed on the list for a Friday pick-up. Please keep the following rules and procedures in mind:
 - This program is intended for residential tree limbs up to 3 inches in diameter.
 - The tree limbs must be placed at the curbside with all the cut ends aligned with each other toward the street.
 - No shrubs, stumps, roots, lumber, or rail road ties will be accepted. All tree limbs must be free from vines.
 - We are not a tree removal service; if you are having a tree professionally removed let them do the entire job, you must have them take the tree limbs as well.

Reports:

- Financial Report – Fred Bobovnyk
- Administrator's Report - David Rouan
- Zoning Report - Melissa Murphy
- Police Report - Chief Michael Naples
- Fire Report - Chief Ken Boring
- Attorney's Report - Attorney Cherry Poteet
- Regional Chambers Report - Trustee

Note: All reports are on file in the Fiscal Officer's office.

Regional Chamber Presentation

- Presentation by Sarah Boyarko, Senior Vice Present, Economic Development for the Regional Chamber

Comments from the public will be heard on agenda items at this time; there will still be an opportunity for individuals to address the Board during our public comments part of the meeting.

Old Business:

None

New Business:

18-089 Motion to ***approve the consent agenda***, which includes the following:

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- Minutes *from the Regular Meeting on June 12th, 2018* at 7:00 PM;
- *Drawing warrants upon our treasury and paying township bills;*
and
- *Then and Now's per list provided.*

Made by: Marvin J. McBride

Seconded: Steven J. Gerberry

Vote: Gil Blair – Yes Steve Gerberry – Yes Marvin McBride - Yes

Motion passed

18-090

Motion to **authorize Township Administrator David Rouan to enter into an agreement, on behalf of the board of Trustees, with YPS Integrated Systems** of Warren, Ohio for the purpose of security and fire monitoring for a term of two years commencing June 15th, 2018 and ending June 14th, 2020 and the annual service fee is \$1,038.00, which is less than we paid in the prior contract with YPS Integrated Systems.

Made by: Steven J. Gerberry

Seconded: Marvin J. McBride

Vote: Gil Blair – Yes Steve Gerberry – Yes Marvin McBride - Yes

Motion passed

18-091

Motion to **respectfully request that the Trumbull County Engineer and the Trumbull County Commissioners name the Weathersfield Township Bridge Number 2 located on CR67D (Austintown-Warren Road), which is currently under reconstruction, the Fire Chief Randall S. Pugh Bridge.** The Trustees would like to honor the late Chief with this gesture to recognize his service and commitment to our community. Chief Pugh was a life-long resident of Township and he served on the Fire Department for 41 years and had been the chief of the department since 1999. Chief Pugh was much more than a chief; he was a trusted face for residents and families during their most difficult times. He was a respected leader in his department and throughout the county. Randy was one of our Township's finest citizens. The Fiscal Officer is hereby directed to send a certified copy of this resolution to both the Trumbull County Engineer and the Trumbull County Commissioners.

Made by: Marvin J. McBride

Seconded: Gil Blair

Vote: Gil Blair – Yes Steve Gerberry – Abstain Marvin McBride - Yes

Motion passed

18-092

Motion to **adopt a Resolution permitting the operation of registered golf carts on certain roadways within Weathersfield Township.**

WHEREAS, Substitute Senate Bill 114, effective January 1, 2017, created regulations permitting the operation of under speed vehicles, including approved golf carts, on public roads if permitted by local authorities; and

WHEREAS, Ohio Revised Code §4511.215 authorizes local authorities, including Weathersfield Township, to adopt a resolution to permit and regulate the use of under-speed vehicles, including golf carts, upon public roadways owned and maintained by Weathersfield Township after the golf cart has been inspected by the Police Department, registered with the Department of Motor Vehicles, and Titled;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Weathersfield Township, Trumbull County, Ohio, that from and after the effective date of this resolution, approved golf carts may operate upon the on public roadways of Weathersfield Township as follows:

Section 1. DEFINITIONS

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- (a) **Proof of Financial Responsibility** has the same meaning as set forth in R.C. 4509.01 (K).
- (b) **Golf Cart** is an "Under-speed vehicle" as defined in R.C. 4501.01(XX), meaning a three- or four-wheeled vehicle, including a vehicle commonly known as a golf cart, with an attainable speed on a paved level surface of not more than twenty miles per hour and with a gross vehicle weight rating less than three thousand pounds.
- (c) **Inspection** means that inspection by the Police Department as set forth in this Resolution and is required by Ohio Administrative Code 4501:2-1-01 through 4501:2-1-21.
- (d) **Operator** means person who drives or operates a golf cart upon the public highways, as set forth in R.C. 4501.01 (X).

Section 2. APPROVED GOLF CARTS PERMITTED ON CERTAIN TOWNSHIP ROADWAYS

Subject to the requirements of this Resolution golf carts that are inspected, titled, and licensed in accordance with this Resolution may be operated on Township roadways where the speed limit is thirty-five (35) miles per hour or less.

Section 3. TITLE AND REGISTRATION REQUIRED.

Prior to the operation of a golf cart on any Township roadway, the vehicle must be titled in accordance with Ohio Revised Code Chapter 4505 and registered in accordance with ORC Chapter 4503.

Section 4. INSPECTION OF GOLF CARTS.

- (a) Any person wishing to operate a golf cart on any public roadways within Weathersfield Township shall first have the golf cart inspected by the Chief of Police or his designee for compliance with Ohio Administrative Code 4501:2-1-01 through 4501:2-1-02. The golf cart must have:
 - (1) Adequate brakes and braking system;
 - (2) Properly working brake lights, head lights, tail lights, and turn signals;
 - (3) A properly working steering mechanism;
 - (4) A windshield to prohibit injury from any debris from the roadway;
 - (5) A rear-view mirror to reflect the operator a view of the public roadway or highway to the rear;
 - (6) Appropriate tires that are free of major bumps, bulges, breaks, or any condition that would be cause for unsafe conditions;
 - (7) A horn
 - (8) Sufficient seat belts for the vehicle occupancy
- (b) The inspection date and time shall be prearranged with the Chief of Police or his designee.
- (c) At the time of the inspection, the owner of the golf cart must present all of the following:
 - (1) A valid driver's license;
 - (2) Proof of insurance/financial responsibility;
 - (3) Proof of ownership;
 - (4) Proof of the gross vehicle weight

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(d) If the Chief of Police or his designee determines that the golf cart complies with the above requirements, he shall issue the owner a certificate of compliance which the owner must then present to the appropriate authorities to register, apply for a title and purchase license plates for the vehicle.

(e) Golf carts that have been inspected shall display a sticker that will be provided by the Police Department on the rear of the cart in a conspicuous location.

Section 5. OPERATION OF GOLF CARTS ON TOWNSHIP ROADWAYS

(a) No person shall operate a golf cart on any public roadway in Weathersfield Township unless the operator has a valid Ohio operator's license (driver's license), a valid registration for the vehicle and proof of financial responsibility

(b) No person shall operate a golf cart on any state highway within the Township limits.

(c) No person shall operate a golf cart on any roadway in the Township where the posted speed limit exceeds thirty-five (35) miles per hour. Operators may cross state highways and roadways where the speed limit exceeds thirty-five (35) miles per hour, provided they comply with all other applicable state and local laws.

(d) Occupants of golf carts shall be seated on the seat of the golf cart and wearing a seat belt when the golf cart is in motion. Standing on any portion of the golf cart when it is in motion is prohibited.

(e) A golf cart may not be operated on any sidewalk.

(f) Operators of golf carts shall comply with all local and state laws pertaining to motor vehicles upon public highways.

Section 6. PENALTY

Pursuant to Ohio Revised Code 4511.214, whoever violates this Resolution is guilty of a minor misdemeanor. If within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree.

Officers may impound any golf cart that is not in compliance with this Resolution.

Section 7. NOTIFICATION OF THE DEPARTMENT OF PUBLIC SAFETY

Pursuant to R.C. 4511.215, the Fiscal Officer is authorized and directed to send a certified copy of this Resolution to the Director of the State of Ohio Department of Public Safety to notify the State that Weathersfield Township has expressly permitted the operation of approved Golf Carts on township roadways.

Section 8. ADOPTION OF RESOLUTION

The Board of Trustees finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were adopted in open meetings of this Board and that the deliberations of this Board and any committees that resulted in those formal actions were in

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Adjournment:

18-098 Motion to ***adjourn the meeting.***

Made by: Steven J. Gerberry Seconded: Marvin J. McBride
Vote: Gil Blair – Yes Steve Gerberry – Yes Marvin McBride - Yes
Motion passed

Fred Bobovynk, Fiscal Officer

H. Gilson Blair, Trustee

Steven J. Gerberry, Trustee

Marvin J. McBride, Trustee