

MINUTES OF THE HOWLAND TOWNSHIP BOARD OF TRUSTEES

The Howland Township Board of Trustees held their Regular meeting on July 28, 2010 at 6 PM at the Howland Township Administration Building, 205 Niles-Cortland Road N.E, Warren, Ohio

Roll Call: Rick G. Clark - Present
Sally B Wehmer - Present
Matthew G Vansuch- Present

A motion was made by Matthew Vansuch and seconded by Sally Wehmer to excuse Fiscal Officer Samuel Delaquila for personal reasons.

Roll Call: Rick G. Clark - yea
Sally B Wehmer - yea
Matthew G Vansuch - yea

A motion was made by Sally Wehmer and seconded by Matthew Vansuch to suspend the reading of the July 14, 2010 minutes and accept as written.

Roll Call: Rick G. Clark - yea
Sally B Wehmer - yea
Matthew G Vansuch - yea

A motion was made Matthew Vansuch and seconded by Sally Wehmer to authorize the Fiscal Officer to pay all outstanding invoices incurred and approve all warrants issued.

Roll Call: Rick G. Clark - yea
Sally B Wehmer - yea
Matthew G Vansuch - yea

A motion was made by Sally Wehmer and seconded by Matthew Vansuch to vote on **Resolution 2010-74**

Authorize Fiscal Officer Sam Delaquila to transfer the following monies within the fund:

General Fund 1:

01-A-27 (Transfers) to 01-A-10 (Legal Fees) \$40,000.00

Roll Call: Rick G. Clark - yea
Sally B Wehmer - yea
Matthew G Vansuch - yea

A motion was made by Matthew Vansuch and seconded by Sally Wehmer to vote on
Resolution 2010-75

Per the recommendation of Police Chief Paul Monroe and Administrator Darlene St. George, approve to sell to Kinsman Township the following police vehicle at a price of \$5,300.00.

2002 Chevrolet Impala Serial #1574

Roll Call: Rick G. Clark - yea
 Sally B Wehmer - yea
 Matthew G Vansuch - yea

A motion was made by Sally Wehmer and seconded by Matthew Vansuch to vote on
Resolution 2010-76

Authorize Fiscal Officer Sam Delaquila, upon the completion of the bid specifications by URS Engineering, to advertise for bids for the Roof Repair or Replacement of the Public Works Maintenance Garage.

Roll Call: Rick G. Clark - yea
 Sally B Wehmer - yea
 Matthew G Vansuch - yea

A motion was made by Matthew Vansuch and seconded by Sally Wehmer to vote on
Resolution 2010-77

WHEREAS, the following list of properties have been cited during the month of July, 2010 in violation of the Howland Township Zoning Ordinance Section 8, A-8; Howland Township Resolution 2003-58 (Abatement, Control or Removal of Vegetation), and Howland Township Resolution 2002-93 (Establish Fines) where the yards have not been maintained; and

WHEREAS, Howland Township have received complaints from neighbors of said properties that the condition poses a safety and health threat to the neighborhood where the high grass promotes excessive breeding of mosquitoes, other insects, snakes, rodents and excessive pollen. The unsightly appearance of the properties is detrimental to the aesthetic value of the neighborhood and would cause a depreciation of property values; and

WHEREAS, the Howland Township Zoning Office has not heard from any of the property owners, by telephone or mail.

NOW, THEREFORE, BE IT RESOLVED, that:

Howland Township declares and finds the following properties to be a nuisance.

<u>Address</u>	<u>Parcel ID</u>
1800 Niles-Cortland Rd NE	28-341451
1782 Niles-Cortland Rd NE	28-341450
698 Clifton Drive	28-171670
2230 North Road SE	28-218800
7599 Dawson Dr SE	28-582800
8291 Dawson Dr SE	28-901065
3654 Evergreen	28-614390
1413 Westover SE	28-377950
3224 Ridge Road	28-645300

Roll Call: Rick G. Clark - yea
Sally B Wehmer - yea
Matthew G Vansuch - yea

The following reports were received from Trustees, Administrator, Department Heads and public comments:

Trustee Wehmer: Read letter of support about Safety Town and Chief Brown commented on success of Safety Town.

Chief Brown: Fire at Lady Bugs – Rt. 46 was closed for 1-1/2 hours. Mutual Aid was called in. Cause was electrical. This years fires has tripled from last year. Altura fire – house is moving along on reconstruction.

Chief Monroe: Thanked Trustees for purchasing 2 Impalas.

Public Works Director McCann: Dry weather has allowed crack sealing to move along. Henn Hyde – one bridge has been removed. Private sanitary sewer installation. July 29th will have pre-construction meeting on Venice Hts Ph I project. Clean out of ditches on Kenyon Drive this weeked.

Trustee Clark: Public Works Dept. is assisting in helping restore baseball field in Bolindale Park.

Zoning Director Mascarella: BZA will have meeting on August 5th in regards to relief from setbacks. Zoning Commission has had two meetings in regards to modernizing the zoning resolution. Next meeting will be August 18th.

A motion was made by Matthew Vansuch and seconded by Sally Wehmer to adjourn at 4:30 P.M. the regular meeting and recess into a Public Hearing to hear arguments and find facts for and against the demolition of structures (listed below) declared "unfit for human habitation" by the Trumbull County Health Dept. and are targeted for demolition under the Trumbull County Development Block Grant Neighborhood Stabilization Program for the following properties:

Roll Call: Rick G. Clark - yea
Sally B Wehmer - yea
Matthew G Vansuch - yea

Public Hearing Minutes (attached in their entirety):


The following resolutions (attached in their entirety Resolution 2010-78 and Resolution 2010-79) were passed at the Public Hearing to hear arguments and find facts for and against the demolition of structures (listed below) declared "unfit for human habitation" by the Trumbull County Health Dept. and are targeted for demolition under the Trumbull County Development Block Grant Neighborhood Stabilization Program for the following properties:

<u>Address</u>	<u>Parcel ID</u>
3847 Basswood Ave.	28-185453
3080-3084 Woodbine Ave.	28-562350
2943 Barder Ave SE	28-281020
2756 Bolin Ave.	28-301380
2765 Virginia Ave SE	28-475900
3466 Redwood Ave SE	28-220600
3491 Birchwood Ave NE	28-307400
3454 Niles Road SE	28-490700
2705 Larchmont Ave NE	28-110200
2230 North Road	28-218800
2984 Barder Ave.	28-432176
3582 Redwood Ave SE	28-214100

A motion was made by Matthew Vansuch and seconded by Sally Wehmer to adjourn the Public Hearing at 6:00 P.M.

Roll Call: Rick G. Clark - yea
Sally B Wehmer - yea
Matthew G Vansuch - yea

Approved by:  Dated: 8/4/10
Darlene St. George, Administrator

Approved by:  Dated: _____
Rick Clark, Chairperson

**HOWLAND TOWNSHIP BOARD OF TRUSTEES
RESOLUTION NO. 2010-78**

A RESOLUTION AFFIRMING HOWLAND TOWNSHIP'S INTENT TO DEMOLISH STRUCTURES THROUGH THE TRUMBULL COUNTY DEVELOPMENT BLOCK GRANT NEIGHBORHOOD STABILIZATION PROGRAM AND IN ACCORDANCE WITH R.C. 505.86

WHEREAS, the Howland Township Board of Trustees met on July 28, 2010 with the following members present:

Rick G. Clark, Sally Wehmer, Matthew Vansuch

WHEREAS, the Howland Township Board of Trustees ("Board"), pursuant to R.C. 505.86, may provide for the removal, repair, or securance of buildings or other structures in the Township that have been declared insecure, unsafe, or structurally defective by the county building department, or buildings or other structures that have been declared unfit for human habitation by the board of health of the general health district of which the Township is a part; and

WHEREAS, the Trumbull County Health Department ("Health Department") has declared the structures located at:

<u>ADDRESS</u>	<u>TRUMBULL COUNTY AUDITOR'S</u>
(1) 2943 Barder Avenue, S.E.	Parcel ID No. 28-281020
(2) 2756 Bolin Avenue	Parcel ID No. 28-301380
(3) 2765 Virginia Avenue, S.E.	Parcel ID No. 28-475900
(4) 3466 Redwood Avenue, S.E.	Parcel ID No. 28-220600
(5) 3491 Birchwood Avenue, S.E.	Parcel ID No. 28-307400
(6) 3454 Niles Road, S.E.	Parcel ID No. 28-490700
(7) 2705 Larchmont Avenue, N.E.	Parcel ID No. 28-110200
(8) 2230 North Road	Parcel ID No. 28-218800
(9) 2984 Barder Avenue	Parcel ID No. 28-432176
(10) 3582 Redwood Avenue, S.E.	Parcel ID No. 28-214100

to be unfit for human habitation; and

WHEREAS, on February 10, 2010, the Board passed Resolution number 2010-15 in which the Board sets forth its intent to demolish structures located on the referenced properties, which have been declared to be unfit for human habitation by the Health Department, through the Trumbull County Development Block Grant Neighborhood Stabilization Program; and

WHEREAS, timely notice of the Board's intent to demolish structures located on the referenced properties was provided to all owners and lien holders of record of the referenced properties by certified mail and publication in the Warren Tribune Chronicle, which is a newspaper of general circulation in Howland Township; and

WHEREAS, timely notice of a due process hearing, which was held on July 28, 2010 to hear arguments for and against demolition of the structures located on the referenced properties, was provided to all owners and lien holders of record of the referenced properties by certified mail and publication in the Warren Tribune Chronicle; and

WHEREAS, no owners or lien holders of record of the referenced properties have performed the removal, repair, or securance of the structures located on the referenced properties, nor have any owners or lien holders of record of the referenced properties requested additional time to perform the removal, repair, or securance of the structures located on the referenced properties for the purpose of avoiding demolition of the structures; and

WHEREAS, The Board conducted a public hearing, pursuant to proper notice, on July 28, 2010 upon the conclusion of its regular meeting, which began at 4:00 p.m., at the Howland Township Administration Building, 205 Niles-Cortland Road, N.E., Warren, Ohio, 44484, with the following members present:

Rick G. Clark Sally B. Wehmer Matthew G. Vansuch

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF HOWLAND TOWNSHIP, COUNTY OF TRUMBULL, OHIO THAT:

Section 1. The structures located on the properties identified herein have been declared to be unfit for human habitation by the Health Department, and constitute a public nuisance.

Section 2. The structures located on the properties identified herein shall be demolished through the Trumbull County Development Block Grant Neighborhood Stabilization Program, and in accordance with R.C. 505.86.

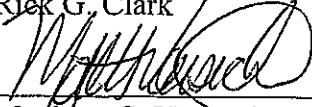
Trustee Matthew G Vansuch moved for the adoption of the Resolution, and the motion was seconded by Trustee Sally B Wehmer. The roll was called in the question of adoption in the following result:

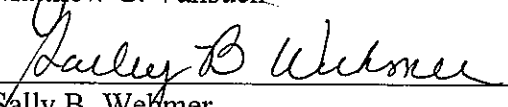
Trustee:	Vote: Yea-Nay-Absent
Rick G. Clark, Chairperson	Yea
Sally B. Wehmer, Vice Chairperson	Yea
Matthew G. Vansuch	Yea

Adopted: July 28, 2010

Board of Howland Township Trustees


Rick G. Clark


Matthew G. Vansuch


Sally B. Wehmer

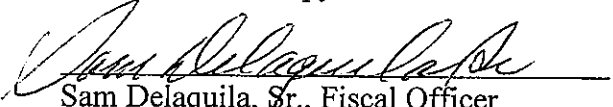
State of Ohio)

) ss:

CERTIFICATE OF FISCAL OFFICER

County of Trumbull)

I, Sam Delaquila, Sr., Fiscal Officer of the Board of Trustees of Howland Township, Trumbull County, Ohio, in whose custody and control the files and records of such Board are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing Resolution No. 2010-78 is taken and copied from the original Resolution, and that the same is a true and correct copy thereof.


Sam Delaquila, Sr., Fiscal Officer

Date: 7-30-2010

**HOWLAND TOWNSHIP BOARD OF TRUSTEES
RESOLUTION NO. 2010-79**

**A RESOLUTION TO STAY ALL PROCEEDINGS CONCERNING DEMOLITION TO
ALLOW FOR REPAIR OF STRUCTURES**

WHEREAS, the Howland Township Board of Trustees met on July 28, 2010 with the following members present:

Rick G. Clark, Sall B Wehmer, Matthew G Vansuch

WHEREAS, the Howland Township Board of Trustees ("Board"), pursuant to R.C. 505.86, may provide for the removal, repair, or securance of buildings or other structures in the Township that have been declared insecure, unsafe, or structurally defective by the county building department, or buildings or other structures that have been declared unfit for human habitation by the board of health of the general health district of which the Township is a part; and

WHEREAS, the Trumbull County Health Department ("Health Department") has declared the structures located at:

(1) 3847 Basswood Avenue	Parcel ID No. 28-185453
(2) 3080-3084 Woodbine Avenue	Parcel ID No. 28-562350

to be unfit for human habitation, and the Trumbull County Building Inspector has declared the structure located at:

(1) 3847 Basswood Avenue	Parcel ID No. 28-185453
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to be insecure, unsafe, and structurally defective; and

WHEREAS, on February 10, 2010, the Board passed Resolution number 2010-15 in which the Board sets forth its intent to demolish structures located on the referenced properties, which have been declared to be unfit for human habitation by the Health Department, through the Trumbull County Development Block Grant Neighborhood Stabilization Program; and

WHEREAS, timely notice of the Board's intent to demolish structures located on the referenced properties was provided to all owners and lien holders of record of the referenced properties by certified mail and publication in the Warren Tribune Chronicle, which is a newspaper of general circulation in Howland Township; and

WHEREAS, timely notice of a due process hearing, which was held on July 28, 2010 to hear arguments for and against demolition of the structures located on the referenced properties, was provided to all owners and lien holders of record of the referenced properties by certified mail and publication in the Warren Tribune Chronicle; and

WHEREAS, the owners of record of the referenced properties have requested additional time to make repairs to the structures located on the referenced properties for the purpose of avoiding demolition of the structures; and

WHEREAS, The Board conducted a public hearing, pursuant to proper notice, on July 28, 2010 upon the conclusion of its regular meeting, which began at 4:00 p.m., at the Howland Township Administration Building, 205 Niles-Cortland Road, N.E., Warren, Ohio, 44484, with the following members present:

Rick G. Clark Sally B. Wehmer Matthew G. Vansuch

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF HOWLAND TOWNSHIP, COUNTY OF TRUMBULL, OHIO THAT:

Section 1. All proceedings relative to the demolition of the structures located on the referenced properties shall be stayed so that the owners may make repairs to the structures located on the referenced properties for the purpose of causing the unfit for human habitation and the insecure, unsafe, and structurally defective declarations to be lifted.

Section 2. The owners of the structures located on the referenced properties shall have sixty (60) days to make all necessary repairs, and shall be bound by the terms of a written agreement to be drafted by the Township's Law Director and executed by the owners on August 4, 2010. The sixty (60) day period shall commence upon execution of the written agreement.

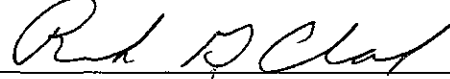
Section 3. In the event that the owners are unable to cause the referenced declarations concerning the structures to be lifted by the expiration of sixty (60) days from the execution of the written agreement by the owners, which shall occur on August 4, 2010, then the due process hearing shall be reconvened upon notice to all owners and lien holders of record of the structures located on the referenced properties, any additional evidence and testimony shall be presented, and deliberations had concerning the demolition of the structures located on the referenced properties.

Trustee Matthew G Vansuch moved for the adoption of the Resolution, and the motion was seconded by Trustee Sally B Wehmer. The roll was called in the question of adoption in the following result:

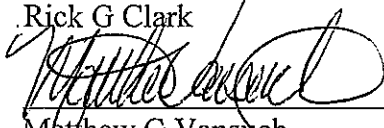
Trustee:	Vote: Yea-Nay-Absent
Rick G. Clark, Chairperson	Yea
Sally B. Wehmer, Vice Chairperson	Yea
Matthew G. Vansuch	Yea

Adopted: July 28, 2010

Board of Howland Township Trustees



Rick G Clark



Matthew G Vansuch



Sally B Wehmer

State of Ohio)

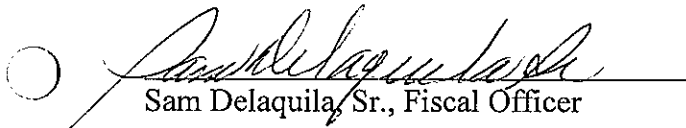
)

ss:

CERTIFICATE OF FISCAL OFFICER

County of Trumbull)

I, Sam Delaquila, Sr., Fiscal Officer of the Board of Trustees of Howland Township, Trumbull County, Ohio, in whose custody and control the files and records of such Board are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing Resolution No. 2010-79 is taken and copied from the original Resolution, and that the same is a true and correct copy thereof.


Sam Delaquila, Sr., Fiscal Officer

Date: 7-30-2010