

Minutes of Regular Meeting

April 7, 2022 @7PM

Baughman Township Trustees met in regular session April 7, 2022 at the Baughman Township office, 3470 Mt Eaton Road, Burton City, Ohio at 7:00 PM. All members were present. Chairman Kaufman called the meeting to order and led the Pledge of Allegiance. Geiser made motion to approve the March 10, 2022 regular meeting minutes, (note with correction of Geiser would reach out to Wayne County Engineer). Second Kaufman. Geiser-yes, Kaufman-yes, Graber-yes. Graber made motion to pay bills. Second Geiser. Geiser-yes, Kaufman-yes, Graber-yes.

Resident comments: Mr. Richard Frazier, running for Wayne County Commissioner, introduced himself to Baughman residents. Mr. Frazier stated that he is fiscally responsible, straight shooter, not political, cares about people and would like to work on the division in community. Resident stated that he felt that the minutes are one-sided and that his comments were not included. Kaufman stated that Stoll tries to get all comments and would try to do better. Graber stated that Baughman should consider recording the meeting minutes. Kaufman stated that Graber was against recording minutes when he served as Trustee in previous administration. Graber stated he has changed his mind. Resident stated that he had spoken to approximately 15 Baughman residents about fixing the sirens, most of them agreed that they would not spend the money on fixing them. Graber stated that he had approximately 20 residents email him that they would like to see them fixed. Resident stated they live on Fox Lake Rd and don't hear the sirens when they go off. The volunteer that helps mow Baughman's yard, will be unable this year because of medical issues.

Rehm/Equipment update: Doing ditching; Changed oil in Ventrac; Forrer Rd resident would like to change the culvert to 18 inches in his yard and Baughman change pipe from 12 inch to 16 inches under road; landowner on Shifferly Rd would like to install larger pipe on his property. Rehm stated that this could create some erosion issues for the Township. Wayne County Engineer recommended for the resident too install a water way. Rehm is going to review this solution with resident. Burkhart/ Misere culvert, Rehm talked to Century Link about marking their line. The old culvert was put in 1996, resident said that he would pay for the pipe if Baughman would install. Wayne Street/ Paradise trees and 5310 Tannerville Rd trees are obstructing motorist line of sight. Baughman had sent letters to residents previously explaining issue. Graber is going to visit with resident on Wayne Street. Kaufman will visit with resident on Tannerville Rd.

Geiser said that he has spoken with EWFD Chairman, about setting up a meeting to discuss Baughman Township contractual dispute on exiting Fire District.

Geiser stated that hope to have sirens on Ohio Edison Electric switched over to solar power by week of April 18, 2022. Company installing had some labor issues. Kaufman asked if Baughman is going to go with WARCOG or 8500 for dispatching. Geiser stated that he has not spoken to them in a while. Graber stated that he had seen that Orrville is working on updating there system too, maybe Baughman should partner with Orrville/WARCOG. Geiser is going to reach out to Orrville on partnering with Baughman.

Graber stated that the Wayne County Prosecutor had approved using American Rescue Plan Funds for updates to tornado sirens. Note: the next Resolutions 2022-4-5-6-7 are from Wayne County Prosecutors office, so Baughman can start to use ARP funds. Graber made motion to approve Resolution 2022-7. Second Kaufman. Geiser-yes, Kaufman-yes, Graber-yes. Graber made motion to approve Resolution 2022-4. Second Kaufman. Geiser-yes, Graber-yes, Kaufman-yes. Graber made motion to approve Resolution -5. Second Kaufman. Geiser-yes, Kaufman-yes, Graber-yes. Graber made motion to approve Resolution 2022-6. Second Kaufman. Graber-yes, Kaufman-yes, Geiser-yes.

Trustees opened gravel, stone, and road oil bids. Baughman received bids for rock from Orrville Trucking Grading, Feikert Sand and Gravel and Kandel Trucking. Melway was the only bid Baughman received on road oil. Trustees discussed which road oil to use Mc3000 or CRS-2 and started discussions on which roads to chip and seal for 2022. Graber stated that a lot of roads need leveled. Graber said for berming the roads Baughman, might want to consider using a skid steer on tracks that is equipped with a bucket that pivots from side to side. Graber is going to research this issue. No final decision was made which road oil to use or which roads to chip and seal. Kaufman asked Trustees to be ready to identify which roads they want to chip and seal in May meeting. Kaufman made motion to accept all bids for stone, rock (Kendal Trucking, Orrville Trucking and Grading, Feikert sand and Gravel) and road oil bid (Melway). Second Graber. Graber-yes, Kaufman-yes, Geiser-yes.

Kaufman stated that he had visited with Chippewa Township on the Tucker light project. Chippewa said they do not want to get into paying for private street lights. Geiser visited with Mr. Don Zimmerly and Jeffery Kauffman from Green Township on the project and recommended the Township consider using a solar streetlight with battery backup. Geiser is going to do more research on the Solar power. Kaufman asked Ms. Trucker if she had a preference on light, she would leave that up to Trustees. Ms. Trucker did state that she like the idea of having stop sign with blinking red lights around it at Fulton Rd and State Route 57. Kaufman is going to talk to the state on this.

Trustees discuss the water issue north of Rehm Rd on Tannerville. The yard pipes that run down the side of road need to be replace. This is cost of the yard pipes is normally the residences to pay. Graber stated he had looked Tannerville Rd area and would like to visit with residents on if they are willing to pay for the yard pipe. Kaufman stated that due to the present economy people are strapped financially, felt Baughman should look into using ARP Funds for this project. Graber is going to contact Prosecutor on if ARP Funds can be used on this project.

Trustees review the 2022-2023 ODOT salt contract. Graber felt the Township should participate. Geiser stated that he had thought Baughman purchasing 97 tons of salt from Hunter Allen for \$83/ton, would alleviate Baughman having to participate in ODOT. Geiser does not like signing a contract with out knowing what the cost of the product is. ODOT does not tell you the price until after

the contract is signed. Kaufman agreed, he does not like this about the ODOT contracts. Presently Township has approx. 200 tons of salt. Graber and Kaufman felt should have 300 tons. Kaufman made motion to purchase another 100 tons of salt from Hunter Allen, if the price had not gone up much above the \$83.00/ton price. If price has gone up, Baughman will participate in ODOT salt contract. Second Graber. Graber-yes, Geiser-yes, Kaufman-yes.

Kaufman stated that Jim Infield, Baughman's part-time road worker, has put in his resignation notice. Last day April 15, 2022. Trustees stated Mr. Infield has been an excellent staff member and thanked him for all his hard work. Kaufman stated that Baughman had received an application of individual interested in part-time work with Baughman. Kaufman is going to see if this individual is still interested, if so, will schedule special meeting for Trustees to interview him.

Fire report for March 2022: 7 EMS, 1 Fire total 8

Geiser made motion to approve financials. Second Graber. Kaufman-yes, Geiser-yes, Graber-yes.

Geiser made motion to adjourn. Second Kaufman. Motion Carried. 8:52PM

Payment Listing

3/16/2022 to 4/30/2022

| Payment Advice # | Post Date | Transaction Date | Type | Vendor / Payee | Amount | Status |
|------------------|------------|------------------|------|---|-------------|--------|
| 14-2022 | 04/07/2022 | 04/04/2022 | EW | IRS Department of Treasury | \$712.00 | O |
| 15-2022 | 04/07/2022 | 04/04/2022 | EW | School District Income Tax - Ohio Dept of Tax | \$13.92 | O |
| 16-2022 | 04/07/2022 | 04/04/2022 | EW | Treasurer of State of Ohio | \$210.38 | O |
| 17-2022 | 04/07/2022 | 04/04/2022 | EW | PUBLIC EMPLOYEES RETIREMENT SYSTE | \$2,647.26 | O |
| 8390 | 03/16/2022 | 03/16/2022 | PR | James J Infield | \$954.57 | C |
| 8391 | 03/16/2022 | 03/16/2022 | PR | Josh Rehm | \$2,113.98 | C |
| 8392 | 04/07/2022 | 04/04/2022 | PR | Michael C Geiser | \$221.56 | O |
| 8393 | 04/07/2022 | 04/04/2022 | PR | Robert E Graber | \$353.81 | O |
| 8394 | 04/07/2022 | 04/04/2022 | PR | James J Infield | \$1,119.26 | O |
| 8395 | 04/07/2022 | 04/04/2022 | PR | Jeffrey M Kaufman | \$526.78 | O |
| 8396 | 04/07/2022 | 04/04/2022 | PR | Josh Rehm | \$2,028.41 | O |
| 8397 | 04/07/2022 | 04/04/2022 | PR | TODD E STOLL | \$1,683.87 | O |
| 8398 | 04/07/2022 | 04/04/2022 | AW | Kelly's Propane | \$498.00 | O |
| 8399 | 04/07/2022 | 04/04/2022 | AW | ORRVILLE MUNICIPAL UTILITIES | \$389.29 | O |
| 8400 | 04/07/2022 | 04/04/2022 | AW | Ohio Edison | \$231.88 | O |
| 8401 | 04/07/2022 | 04/04/2022 | AW | DAILY RECORD | \$127.82 | O |
| 8402 | 04/07/2022 | 04/04/2022 | AW | NORTH LAWRENCE FIRE DEPARTMENT | \$37,350.00 | O |
| 8403 | 04/07/2022 | 04/04/2022 | AW | Armstrong Utilities | \$84.90 | O |
| 8404 | 04/07/2022 | 04/04/2022 | AW | WINKLER TIRE | \$119.00 | O |
| 8405 | 04/07/2022 | 04/04/2022 | AW | Sedgwick | \$505.00 | O |
| 8406 | 04/07/2022 | 04/04/2022 | AW | Hunter Allen Const. LLC | \$8,099.14 | O |
| 8407 | 04/07/2022 | 04/04/2022 | AW | World Fuel Services Inc | \$2,917.96 | O |
| 8408 | 04/07/2022 | 04/04/2022 | AW | Marlboro Supply | \$1,008.00 | O |
| 8409 | 04/07/2022 | 04/04/2022 | AW | E&H Hardware Group, LLC | \$61.72 | O |
| 8410 | 04/07/2022 | 04/04/2022 | AW | AUDITOR OF STATE | \$762.00 | O |
| 8411 | 04/07/2022 | 04/04/2022 | AW | Commercial & Savings Bank | \$30.00 | O |
| 8412 | 04/07/2022 | 04/04/2022 | AW | Buford L. Kandel | \$1,968.30 | O |
| 8413 | 04/07/2022 | 04/06/2022 | AW | Great Lakes Best One Tire | \$336.00 | O |
| 8414 | 04/07/2022 | 04/06/2022 | AW | Winter Equipment Co. Inc. | \$1,930.74 | O |
| 8415 | 04/07/2022 | 04/07/2022 | AW | WAYNE COUNTY COMMISSIONERS | \$4,927.57 | O |
| Total Payments: | | | | | \$73,933.12 | |

Chairman _____

Fiscal Officer _____

RESOLUTION NO. 2022-5

IN THE MATTER OF ESTABLISHING A SIMPLIFIED ACQUISITION THRESHOLD (SAT) OF \$50,000 FOR USE OF AMERICAN RESCUE PLAN FUNDS IN ACCORDANCE WITH 2 CFR §200.320(a)(2)(i) - (ii)

The Board of Township Trustees of Baughman Township, Wayne County, Ohio ("Township") met in regular session on the April day of 7th 2022, at the Baughman Township Office 3470 N. Mt Eaton Rd Burton City OH 44667, with the following members present:

- Jeff Kaufman
Mike Geiser
Bob Graber

Mr. Bob Graber moved the adoption of the following Resolution:

WHEREAS, on March 11, 2021, the American Rescue Plan Act ("ARPA") was signed into law effective May 17, 2021. Section 9901 of ARPA amended Title VI of the Social Security Act 17 (the Act) to add section 602, which established the Coronavirus State Fiscal Recovery Fund, and section 603, which established the Coronavirus Local Fiscal Recovery Fund (together, the "Funds"). The Funds are intended to provide support to State, local, and Tribal governments (together, recipients) in responding to the impact of COVID-19 and in their efforts to contain COVID-19 on their communities, residents, and businesses; and

WHEREAS, Section 603 of ARPA establishes a fund for metropolitan cities, non-entitlement units of local government such as townships, and counties; and

WHEREAS, payments from the Funds are subject to the provisions of the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (2 CFR 200), including that the local governments such as townships must use documented procurement procedures, consistent with State, local, and tribal laws and regulations and the standards identified in 2 CFR §§ 200.317 through 200.327 for the acquisition of property or services required under a Federal award or subaward; and

WHEREAS, pursuant to 2 CFR § 200.320(a), a local government may acquire property or services via informal procurement methods such as either (1) micro-purchases – up to \$10,000 without self-certification or up to \$50,000 with self-certification resolution or (2) small purchases – up to a Simplified Acquisition Threshold of \$250,000 pursuant to federal law unless state law requires a lower threshold; or via formal procurement methods if the value of the purchase exceeds the Simplified Acquisition Threshold of \$250,000 which is set by the Federal Acquisition Regulations (FAR) at 48 CFR part 2, subpart 2.1; and

WHEREAS, 2 CFR § 200.320(a)(2)(i) -(ii) allow local government recipients to establish a Simplified Acquisition Threshold (SAT) of up to \$250,000, unless state law sets a lower threshold for informal procurement procedures, based on internal controls, an evaluation of risk and

documented procurement procedures for small purchases. If small purchase procedures are used, written price or rate quotations must be obtained from an adequate number of qualified sources as determined appropriate by the local government recipients but not less than three vendors including the vendor used for the small purchase. The price must be reasonable, based upon research, experience, history, and/or comparison of other available prices evidenced with catalog price, online price, email, or other written quote etc.; and

WHEREAS, Ohio law generally applies a \$50,000 threshold as to when more formal procurement methods are to be followed; and thus, the Township is aware of those terms and related expectations; and

WHEREAS, the Township is being audited by the Ohio State Auditor in such intervals as the laws of the State of Ohio requires; and

WHEREAS, the Township Fiscal Officer undertakes review of all proposed expenditures to be paid by the local share of the Funds to identify, mitigate, and manage financial risks.

WHEREAS, in addition to the Township Fiscal Officer's review, ARPA documents are also submitted to and reviewed by the County Prosecutor, prior to thereafter being presented to the Township Board for final decision to make the risk of misuse or abuse very unlikely; and thus, reduce the risk to minimum.

NOW THEREFORE BE RESOLVED, that pursuant to 2 CFR § 200.320(a)(2)(i) -(ii), the Board of Township Trustees of Baughman Township, Wayne County, Ohio hereby establishes for ARPA funded procurements a Simplified Acquisition Threshold (SAT) of \$50,000 for small purchases based on the Township's available internal financial controls, an evaluation of risk, and its documented procurement procedures.

It is hereby declared that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of the Board which resulted in passage of this resolution were taken in meetings open to the public, in full compliance with the requirements of Ohio Revised Code Section 121.22.

Mr. Bob Graber made the motion to adopt the Resolution and Mr. Jeff Kaufman seconded that said motion. On the roll being called the vote resulted as follows:

- Mr. Bob Graber, yes
Mr. Jeff Kaufman, yes
Mr. Mike Geiser, yes

Resolution 2022-4 adopted on the 7th day of April, 2022.

CERTIFICATE

State of Ohio)
Wayne County)

I, the undersigned Fiscal Officer of Baughman Township, Wayne County, Ohio, certify that the foregoing Resolution No. [2022-4] is taken and copied from the record of proceedings of the township, and that it has been compared by me with the resolution on the record and is a true copy.

[Date] 4-7-2022

RESOLUTION NO. 2022-6

IN THE MATTER OF ELECTING TO TAKE THE "STANDARD ALLOWANCE" OF UP TO \$10,000,000 AS THE AMOUNT OF REVENUE LOSS FOR USE FOR THE PROVISION OF GOVERNMENTAL SERVICES UNDER SECTION 603(c)(1)(C) OF THE AMERICAN RESCUE PLAN ACT

The Board of Township Trustees of Baughman Township, Wayne County, Ohio ("Township") met in regular session on the April day of 7th 2022, at the Baughman Township Office 3470 N. Mt Eaton Rd Burton City OH 44667, with the following members present:

- Mike Geiser
Jeff Kaufman
Bob Graber

Mr. Bob Graber moved the adoption of the following Resolution:

WHEREAS, on March 11, 2021, the American Rescue Plan Act ("ARPA") was signed into law effective May 17, 2021. Section 9901 of ARPA amended Title VI of the Social Security Act 17 (the Act) to add section 602, which established the Coronavirus State Fiscal Recovery Fund, and section 603, which established the Coronavirus Local Fiscal Recovery Fund (together, the "Funds"). The Funds are intended to provide support to State, local, and Tribal governments (together, recipients) in responding to the impact of COVID-19 and in their efforts to contain COVID-19 on their communities, residents, and businesses; and

WHEREAS, Section 603(c)(1)(C) of ARPA allows use of the Funds for the provision of government services to the extent of the reduction in revenue of such non-entitlement unit of local government due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year of the non-entitlement unit of local government to the emergency; and

WHEREAS, the US Treasury has adopted various rules attached to the use of the Funds, having issued a Final Rule on January 6, 2022, effective April 1, 2022; and

WHEREAS, the Final Rule provides for the use of a "standard allowance" or for the use of a calculation formula by which an entity may determine the amount of revenue loss pursuant to Section 603(c)(1)(C) of ARPA, but provides that recipients must make a one-time election between those options; and

WHEREAS, under the Final Rule, revenue loss funds are considered federal funds and must follow applicable procurement standards; and

WHEREAS, the election provided for under the Final Rule allowing a recipient to take up to \$10,000,000 as a standard allowance provides the non-entitlement unit of local government (township) with more certainty as to exactly how much revenue loss funds may be used to provide

for the provision of government services, e.g., for road building and maintenance, and other infrastructure, general government administration, staff, and administrative facilities, provision of policy, fire, and other public safety services, including but not limited to the purchase of fire trucks, over the multi-year performance period allowed for use of the Funds.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Township Trustees of Baughman Township, Wayne County, Ohio does hereby elect, under the Final Rule, to take up to \$10,000,000.00 as a standard allowance for the provision of government services.

It is hereby declared that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of the Board which resulted in passage of this resolution were taken in meetings open to the public, in full compliance with the requirements of Ohio Revised Code Section 121.22.

Mr. Bob Graber made the motion to adopt the Resolution and Mr. Jeff Kaufman seconded that said motion. On the roll being called the vote resulted as follows:

- Mr. Jeff Kaufman, yes
Mr. Mike Geiser, yes
Mr. Bob Graber, yes

Resolution 2022-5 adopted on the 7th day of April, 2022.

CERTIFICATE

State of Ohio)
Wayne County)

I, the undersigned Fiscal Officer of Baughman Township, Wayne County, Ohio, certify that the foregoing Resolution No. [2022-5] is taken and copied from the record of proceedings of the township, and that it has been compared by me with the resolution on the record and is a true copy.

[Date] 4-7-2022

RESOLUTION NO. 2022-7

IN THE MATTER OF AUTHORIZING THE EXPENDITURE TO COVER THE COST OF THE IDENTIFIED PROJECT UNDER THE ELIGIBLE CATEGORY OF REVENUE LOSS-STANDARD ALLOWANCE OF THE AMERICAN RESCUE PLAN ACT

The Board of Township Trustees of Baughman Township, Wayne County, Ohio ("Township") met in regular session on the 7th day of April 2022, at the Baughman Township Office 3470 N. Mt Eaton Rd, Burton City OH with the following members present:

- Jeff Kaufman
Mike Geiser
Bob Graber

Mr. Bob Graber moved the adoption of the following Resolution:

WHEREAS, on March 11, 2021, the American Rescue Plan Act ("ARPA") was signed into law effective May 17, 2021. Section 9901 of ARPA amended Title VI of the Social Security Act...

WHEREAS, Section 603(c)(1)(C) of ARPA allows use of the Funds for the provision of government services to the extent of the reduction in revenue of such non-entitlement unit of local government due to the COVID-19 public health emergency...

WHEREAS, some examples of "government services" expressly recognized by the U.S. Treasury are as follows:

- Road building and maintenance, and other infrastructure
Health Services
General government administration, staff, and administrative facilities
Environmental remediation
Provision of police, fire, and other public safety services...
Maintenance or pay-go funded building infrastructure
Modernization of cybersecurity, including hardware, software, and protection of critical infrastructure; and

WHEREAS, aside from "government services" being the most flexible use category under the Final Rule it continues to impose restrictions on use of the Funds, including offset a reduction in

net tax revenue, deposit into pension funds, no debt service or replenishing financial services; no satisfaction of settlements and judgments; and

WHEREAS, the Township has elected to use the Standard Allowance by way of Resolution No. 2022-7 and its presumption of revenue loss due to public health emergency; and

WHEREAS, the Township has identified a project which, in the judgment of its board, qualifies as a permitted use of the Funds, in direct support of governmental services, which consists of the following:

updating The Tornado Sirens ("Project").

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees of Baughman Township, Wayne County, Ohio that:

Section 1. The Township elects to use the Standard Allowance and its presumption of revenue loss due to the public health emergency and to use the amount authorized herein to fund government services, namely the afore-identified Project.

Section 2. The Project is hereby authorized and shall be paid for from the Funds in the amount not to exceed: \$ 50,000.00

It is hereby declared that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of the Board which resulted in passage of this resolution were taken in meetings open to the public, in full compliance with the requirements of Ohio Revised Code Section 121.22.

Mr. Bob Graber made the motion to adopt the Resolution and Mr. Jeff Kaufman seconded that said motion. On the roll being called the vote resulted as follows:

- Mr. Jeff Kaufman, yes
Mr. Mike Geiser, yes
Mr. Bob Graber, yes

Resolution 2022-7 adopted on the 7th day of April, 2022.

CERTIFICATE

State of Ohio)
Wayne County)

I, the undersigned Fiscal Officer of Baughman Township, Wayne County, Ohio, certify that the foregoing Resolution No. [2022-7] is taken and copied from the record of proceedings of the township, and that it has been compared by me with the resolution on the record and is a true copy.

[Date] 4-7-2022

