

RESOLUTIONS ADOPTED

December 19, 2023

2023-124 RESOLUTION TO ADOPT TEMPORARY APPROPRIATIONS FOR 2024 FISCAL YEAR

2023-125 RESOLUTION TO APPROVE PAYMENT TO DUMPSTER BANDIT IN THE AMOUNT OF \$4,680.00 FOR THEIR HELP WITH FALL LEAF PICKUP

2023-126 RESOLUTION TO APPROVE PAYMENT TO MELZER'S FUEL IN THE AMOUNT OF \$3,184.67 FOR FUEL IN THE SERVICE DEPARTMENT

2023-127 RESOLUTION TO APPROVE APPOINTING GABE CICCONE ETI AS CHAIRMAN OF THE BOARD OF TRUSTEES

2023-128 RESOLUTION TO APPROVE APPOINTING CHUCK HILLIER AS VICE CHAIRMAN OF THE BOARD OF TRUSTEES

2023-129 RESOLUTION TO APPROVE APPOINTING JOSH PENNOCK AS FISCAL OFFICER PRO-TEMPORE 2024

2023-130 RESOLUTION TO APPROVE THE TOWNSHIP HOLIDAYS FOR 2024

2023-131 RESOLUTION TO APPROVE AN IMMEDIATE MORATORIUM ON THE ISSUANCE AND PROCESSING OF PERMITS ALLOWING RETAIL DISPENSARIES OF ADULT USE MARIJUANA WITHIN THE TOWNSHIP

2023-132 RESOLUTION TO APPROVE ORDERING THE CESSATION OF SERVICE PAYMENTS IN LIEU OF TAXES MADE TO THE FAIRWAY PINES REGIONAL DETENTION BASIN PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND

2023-133 RESOLUTION TO APPROVE ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR

MINUTES

The Board of Painesville Township Trustees met for a regular meeting at 11:00 A.M. on Tuesday December 19, 2023 at 55 Nye Road. The meeting was called to order at 11:01 A.M. by Chairman Cicconetti. Present: Trustees Gabe Cicconetti, Chuck Hillier, Josh Pennock, Administrator Hollie Bartone, Fiscal Officer Michael Patriarca, Legal Adviser Matt Lallo.

Various topics, agenda items and departmental matters were brought before the board including the approval of minutes from the previous meeting, December 5, 2023.

SUMMARY OF WORK SESSION:

Motion to Go Into Executive Session

Motion made by Trustee Hillier, seconded by Trustee Pennock to enter executive session at 9:01 A.M., in accordance with Ohio Revised Code 121.22, Section G 8(a), a discussion was held related to a request for economic development assistance and public infrastructure improvements.

Exit executive session: Trustee Pennock reconvened the work session at 10:15 A.M.

- The Administrator shared an Executive Session had been entered and a discussion had been held regarding a request for economic development assistance and public infrastructure improvements.
- The Administrator shared the following; discussion regarding 2024 holiday observances and the days Town Hall will be closed, a discussion pertaining to Resolutions on the current Meeting Agenda, a reminder that Town Hall will be closed on Friday December 22 and December 25 for the holiday, a discussion regarding massage spa license requirements, and lastly the Firefighters Physical Policy moving forward.

OLD BUSINESS: None

NEW BUSINESS: None

LAKE COUNTY SHERIFF'S OFFICE REPORT: The Sheriff's Office gave an update on activity in the Township.

DEPARTMENT REPORTS:

- SERVICE DEPARTMENT: Christmas tree pickup will start on January 2, 2024 until January 19, 2024 weather permitting. If weather does not allow for pick up, the Service Department will continue pick up past the above time.
- FIRE DEPARTMENT: Thank Residents for all items and monetary donations that were donated for the Fire Department's Fill the Truck Event at Marc's on December 10, 2023. Chief Burchak shared where the donations had been sent to.
- DIRECTOR OF ZONING: No report given
- LEGAL ADVISOR: No report given
- ADMINISTRATOR: No report given

FISCAL OFFICER: Request resolution to adopt temporary appropriations for the 2024 fiscal year.

TRUSTEES:

BILLS PAID Various bills, payroll and related disbursements were presented, examined and approved for payment.

RESOLUTIONS ADOPTED

2023-124 RESOLUTION TO ADOPT TEMPORARY APPROPRIATIONS FOR 2024 FISCAL YEAR

RESOLVED: We, the Painesville Township Board of Trustees hereby adopt that the following sums be set aside and temporarily be appropriated during the fiscal year January 1 through December 31, 2024

General fund	665,284
Motor Vehicle license Tax	50,000
Gasoline Tax	150,000
Road and Bridge Fund	2,066,390
Police	801,313
Fire District	7,210,475
Permissive motor vehicle license tax	200,000
Lighting assessment	91,685
OPWC Grant	414,000
ARP	307,866.43
TIF	561,981
Total of all funds	12,518,995

2023-125 RESOLUTION TO APPROVE PAYMENT TO DUMPSTER BANDIT IN THE AMOUNT OF \$4,680.00 FOR THEIR HELP WITH FALL LEAF PICKUP

RESOLVED: We, the Painesville Township Board of Trustees hereby approve payment to dumpster bandit in the amount of \$4,680.00 for their help with fall leaf pickup

2023-126 RESOLUTION TO APPROVE PAYMENT TO MELZER'S FUEL IN THE AMOUNT OF \$3,184.67 FOR FUEL IN THE SERVICE DEPARTMENT

RESOLVED: We, the Painesville Township Board of Trustees hereby approve payment to Melzer's Fuel in the amount of \$3,184.67 for fuel in the Service Department

2023-127 RESOLUTION TO APPROVE APPOINTING GABE CICCONETTI AS CHAIRMAN OF THE BOARD OF TRUSTEES

RESOLVED: We, the Painesville Township Board of Trustees hereby approve appointing Gabe Cicconetti as Chairman of the Board of Trustees

2023-128 RESOLUTION TO APPROVE APPOINTING CHUCK HILLIER AS VICE CHAIRMAN OF THE BOARD OF TRUSTEES

RESOLVED: We, the Painesville Township Board of Trustees hereby approve appointing Chuck Hillier as Vice Chairman of the Board of Trustees

2023-129 RESOLUTION TO APPROVE APPOINTING JOSH PENNOCK AS FISCAL OFFICER PRO-TEMPORE 2024

RESOLVED: We, the Painesville Township Board of Trustees hereby approve appointing Josh Pennock as Fiscal Officer Pro-Tempore 2024

2023-130 RESOLUTION TO APPROVE THE TOWNSHIP HOLIDAYS FOR 2024 AS BELOW:

New year's Day	Monday	January 1st
Martin Luther King Day	Monday	January 15th
Presidents Day	Monday	February 19th
Memorial Day	Monday	May 27th
Juneteenth	Wednesday	June 19th
Independence Day	Thursday	July 4th
Labor Day	Monday	September 2nd
Columbus Day	Monday	October 14th
Veterans Day	Friday	November 11th
Thanksgiving Day	Thursday	November 28th
Day after Thanksgiving	Friday	November 29th
Christmas Eve	Tuesday	December 24th
Christmas Day	Wednesday	December 25th

RESOLVED: We, the Painesville Township Board of Trustees hereby approve the Township Holidays for 2024.

2023-131 RESOLUTION TO APPROVE AN IMMEDIATE MORATORIUM ON THE ISSUANCE AND PROCESSING OF PERMITS ALLOWING RETAIL DISPENSARIES OF ADULT USE MARIJUANA WITHIN THE TOWNSHIP

(Resolution separately printed as if fully included herein as Exhibit A)

2023-132 RESOLUTION TO APPROVE ORDERING THE CESSATION OF SERVICE PAYMENTS IN LIEU OF TAXES MADE TO THE FAIRWAY PINES REGIONAL DETENTION BASIN PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND

(Resolution separately printed as if fully included herein as Exhibit B)

2023-133 RESOLUTION TO APPROVE ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR

(Resolution separately printed as if fully included herein as Exhibit C)

Chairman Gabe Cicconetti made a motion to close the meeting at 11:09 A.M., seconded by Chuck Hillier passed unanimously.

ADJOURNMENT


Gabe Cicconetti, Chairman


Michael Patriarca, Fiscal Officer

Payment Listing

12/6/2023 to 12/19/2023

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
3583-2023	12/08/2023	12/06/2023	CH	EXPERT PAY	\$3.00	O
3586-2023	12/07/2023	12/18/2023	CH	JP MORGAN CHASE COMMERCIAL CREDI	\$2,293.34	O
3587-2023	12/07/2023	12/18/2023	CH	JP MORGAN CHASE COMMERCIAL CREDI	\$818.13	O
3588-2023	12/07/2023	12/18/2023	CH	JP MORGAN CHASE COMMERCIAL CREDI	\$109.27	O
3589-2023	12/08/2023	12/18/2023	CH	JP MORGAN CHASE COMMERCIAL CREDI	\$247.85	O
3590-2023	12/08/2023	12/18/2023	CH	JP MORGAN CHASE COMMERCIAL CREDI	\$394.82	O
3591-2023	12/08/2023	12/18/2023	CH	JP MORGAN CHASE COMMERCIAL CREDI	\$566.36	O
3592-2023	12/08/2023	12/18/2023	CH	OSBORNE, INC.	\$419.00	O
3593-2023	12/08/2023	12/18/2023	CH	OSBORNE, INC.	\$1,058.00	O
3594-2023	12/08/2023	12/18/2023	CH	KT'S CUSTOM LOGOS	\$1,026.79	O
3595-2023	12/08/2023	12/18/2023	CH	TRUGREEN	\$38.29	O
3596-2023	12/08/2023	12/18/2023	CH	UNIQUE PAVING MATERIALS CORP.	\$206.25	O
3597-2023	12/08/2023	12/18/2023	CH	MENTOR LUMBER	\$123.34	O
3598-2023	12/08/2023	12/18/2023	CH	CMH SOLUTIONS LLC	\$4,075.25	O
3599-2023	12/08/2023	12/18/2023	CH	UNIVERSITY HOSPITALS OCCUPATIONAL	\$4,760.00	O
3600-2023	12/08/2023	12/18/2023	CH	LAKE BUSINESS PRODUCTS	\$41.80	O
3601-2023	12/08/2023	12/18/2023	CH	CHARTER COMMUNICATIONS	\$550.00	O
3602-2023	12/08/2023	12/18/2023	CH	REYNOLDS LANDSCAPING & TREE SERVIK	\$300.00	O
3603-2023	12/13/2023	12/18/2023	CH	CHARTER COMMUNICATIONS	\$550.00	O
3604-2023	12/13/2023	12/18/2023	CH	CHARTER COMMUNICATIONS	\$90.19	O
3605-2023	12/13/2023	12/18/2023	CH	GAZETTE NEWSPAPERS	\$66.00	O
3606-2023	12/13/2023	12/18/2023	CH	ATWELL'S POLICE & FIRE EQUIP. CO.	\$169.99	O
3607-2023	12/13/2023	12/18/2023	CH	Quench	\$209.85	V
3607-2023	12/19/2023	12/19/2023	CH	Quench	-\$209.85	V
3608-2023	12/13/2023	12/18/2023	CH	OSBORNE, INC.	\$1,129.07	O
3609-2023	12/13/2023	12/18/2023	CH	ULINE	\$110.02	O
3610-2023	12/13/2023	12/18/2023	CH	GUARDIAN ALARM	\$187.92	O
3611-2023	12/13/2023	12/18/2023	CH	GUARDIAN ALARM	\$187.92	O
3612-2023	12/13/2023	12/18/2023	CH	MAJOR WASTE DISPOSAL SERVICES, INC	\$308.70	O
3613-2023	12/13/2023	12/18/2023	CH	HANDY RENTS	\$342.20	O
3614-2023	12/14/2023	12/18/2023	CH	SIGNS LTD. LLC	\$261.76	O
3615-2023	12/14/2023	12/18/2023	CH	ATWELL'S POLICE & FIRE EQUIP. CO.	\$559.50	O
3616-2023	12/14/2023	12/18/2023	CH	EASTERN LAKE COUNTY CHAMBER OF CC	\$155.00	O
3617-2023	12/14/2023	12/18/2023	CH	FP MAILING SOLUTIONS	\$98.85	O
3618-2023	12/14/2023	12/18/2023	CH	LAKE COMPUTER SERVICES LTD	\$25.00	O
3619-2023	12/14/2023	12/18/2023	CH	SIGNS-N-STUFF, INC.	\$47.85	O
3620-2023	12/14/2023	12/18/2023	CH	OSBORNE, INC.	\$595.50	O
3621-2023	12/14/2023	12/18/2023	CH	CHARTER COMMUNICATIONS	\$13.80	O
3622-2023	12/14/2023	12/18/2023	CH	CHARTER COMMUNICATIONS	\$31.58	O
3623-2023	12/14/2023	12/18/2023	CH	CHARTER COMMUNICATIONS	\$550.00	O
3624-2023	12/14/2023	12/18/2023	CH	CHARTER COMMUNICATIONS	\$53.57	O
3625-2023	12/14/2023	12/18/2023	CH	ATWELL'S POLICE & FIRE EQUIP. CO.	\$750.00	O
3626-2023	12/14/2023	12/18/2023	CH	ATWELL'S POLICE & FIRE EQUIP. CO.	\$232.99	O
3627-2023	12/14/2023	12/18/2023	CH	LAKE BUSINESS PRODUCTS	\$41.80	O
3628-2023	12/14/2023	12/18/2023	CH	UNIVERSITY HOSPITALS OCCUPATIONAL	\$63.00	O
3629-2023	12/18/2023	12/18/2023	CH	JP MORGAN CHASE BANK	\$177.24	O

Payment Listing

12/6/2023 to 12/19/2023

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
3732-2023	12/18/2023	12/19/2023	CH	JP MORGAN CHASE COMMERCIAL CREDI	\$1,153.91	O
3733-2023	12/18/2023	12/19/2023	CH	JP MORGAN CHASE COMMERCIAL CREDI	\$684.93	O
3734-2023	12/19/2023	12/19/2023	CH	JP MORGAN CHASE COMMERCIAL CREDI	\$1,289.87	O
3735-2023	12/18/2023	12/19/2023	CH	STAPLES ADVANTAGE	\$78.00	O
3736-2023	12/18/2023	12/19/2023	CH	AIRGAS GREAT LAKES	\$318.11	O
3737-2023	12/18/2023	12/19/2023	CH	AIRGAS GREAT LAKES	\$40.95	O
3738-2023	12/18/2023	12/19/2023	CH	CHEMSAFE INTERNATIONAL	\$243.88	O
3739-2023	12/18/2023	12/19/2023	CH	HANDY RENTS	\$342.20	O
3740-2023	12/18/2023	12/19/2023	CH	NAPA CHAGRIN VALLEY AUTO PARTS	\$82.50	O
3741-2023	12/18/2023	12/19/2023	CH	NAPA CHAGRIN VALLEY AUTO PARTS	\$17.00	O
3742-2023	12/18/2023	12/19/2023	CH	ATWELL'S POLICE & FIRE EQUIP. CO.	\$611.25	O
3743-2023	12/18/2023	12/19/2023	CH	ATWELL'S POLICE & FIRE EQUIP. CO.	\$115.00	O
3744-2023	12/18/2023	12/19/2023	CH	ATWELL'S POLICE & FIRE EQUIP. CO.	\$771.00	O
3745-2023	12/18/2023	12/19/2023	CH	ATWELL'S POLICE & FIRE EQUIP. CO.	\$405.99	O
3746-2023	12/18/2023	12/19/2023	CH	ATWELL'S POLICE & FIRE EQUIP. CO.	\$296.99	O
3747-2023	12/18/2023	12/19/2023	CH	CLASSIC FORD OF MADISON	\$19.70	O
3748-2023	12/18/2023	12/19/2023	CH	CLASSIC FORD	\$1,037.64	O
3749-2023	12/19/2023	12/19/2023	CH	VERIZON WIRELESS	\$350.47	O
3752-2023	12/19/2023	12/19/2023	CH	ATWELL'S POLICE & FIRE EQUIP. CO.	\$559.50	V
3752-2023	12/19/2023	12/19/2023	CH	ATWELL'S POLICE & FIRE EQUIP. CO.	-\$559.50	V
3755-2023	12/19/2023	12/19/2023	CH	Quench	\$839.40	O
61271	11/27/2023	11/27/2023	AW	IMAGINE THAT PARTIES	\$275.00 *	V
61271	12/18/2023	12/18/2023	AW	IMAGINE THAT PARTIES	-\$275.00	V
61295	12/07/2023	12/07/2023	AW	KATIE STONE	\$300.00	O
61296	12/11/2023	12/11/2023	AW	AQUA OHIO, INC.	\$111.10	O
61297	12/11/2023	12/11/2023	AW	CHARDON OIL COMPANY	\$864.45	O
61298	12/11/2023	12/11/2023	AW	CINTAS CORPORATION	\$403.82	O
61299	12/11/2023	12/11/2023	AW	COMDOC, INC.	\$264.88	O
61300	12/11/2023	12/11/2023	AW	DANIELLE THOMPSON	\$100.00	O
61301	12/11/2023	12/11/2023	AW	ERIC BURCHAK	\$40.00	O
61302	12/11/2023	12/11/2023	AW	HENDERSON PRODUCTS, INC.	\$126.24	O
61303	12/11/2023	12/11/2023	AW	JOUGHIN HARDWARE	\$70.97	O
61304	12/11/2023	12/11/2023	AW	KEVIN FALVEY	\$150.00	O
61305	12/11/2023	12/11/2023	AW	LAKE COUNTY DEPARTMENT OF UTILITIES	\$15.00	O
61306	12/11/2023	12/11/2023	AW	LAKE COUNTY CENTRAL COMMUNICATIOI	\$24,309.37	O
61307	12/11/2023	12/11/2023	AW	MORGAN LITHO	\$77.00	O
61308	12/11/2023	12/11/2023	AW	QUILL LLC	\$418.24	O
61309	12/11/2023	12/11/2023	AW	RTC HEATING AND COOLING, LLC	\$95.00	O
61310	12/11/2023	12/11/2023	AW	SAMSEL SUPPLY CO.	\$375.22	O
61311	12/11/2023	12/11/2023	AW	VERIZON WIRELESS	\$40.58	O
61312	12/11/2023	12/11/2023	AW	BEST TRUCK EQUIPMENT, INC.	\$1,328.45	O
61313	12/11/2023	12/11/2023	AW	MELZER'S FUEL SERVICE	\$6,778.03	O
61314	12/11/2023	12/11/2023	AW	MELZER'S FUEL SERVICE	\$2,172.00	V
61314	12/11/2023	12/11/2023	AW	MELZER'S FUEL SERVICE	-\$2,172.00	V
61315	12/11/2023	12/11/2023	AW	SHRED RITE LLC	\$31.75	O
61316	12/11/2023	12/11/2023	AW	CITY OF PAINESVILLE	\$29.00	O

Payment Listing

12/6/2023 to 12/19/2023

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
61317	12/11/2023	12/11/2023	AW	SPOK, INC.	\$179.86	O
61318	12/13/2023	12/13/2023	AW	MRLM LANDSCAPE MATERIALS	\$2,172.00	O
61319	12/13/2023	12/13/2023	AW	LAKE COUNTY DEPARTMENT OF UTILITIES	\$490.76	O
61320	12/13/2023	12/13/2023	AW	CINTAS CORPORATION	\$71.21	O
61321	12/13/2023	12/13/2023	AW	KWIK KLEEN	\$62.50	O
61322	12/13/2023	12/13/2023	AW	THE NEWS-HERALD	\$257.50	O
61323	12/18/2023	12/18/2023	AW	CHAD T. TEKAVIC	\$150.00	O
61324	12/18/2023	12/18/2023	AW	MORGAN LITHO	\$77.00	O
61325	12/18/2023	12/18/2023	AW	JOUGHIN HARDWARE	\$465.48	O
61326	12/18/2023	12/18/2023	AW	NOAH SHOLL	\$275.00	O
61327	12/18/2023	12/18/2023	AW	THE HOSE SHACK, LLC	\$84.24	O
61328	12/18/2023	12/18/2023	AW	SHORELINE TRUCK SERVICE INC.	\$1,565.35	O
61329	12/18/2023	12/18/2023	AW	CINTAS CORPORATION	\$201.91	O
61330	12/18/2023	12/18/2023	AW	CITY OF PAINESVILLE	\$2,483.72	O
61331	12/18/2023	12/18/2023	AW	OHIO CAT	\$1,722.14	O
Total Payments:					\$78,442.50	
Total Conversion Vouchers:					\$0.00	
Total Less Conversion Vouchers:					\$78,442.50	

Type: AM - Accounting Manual Warrant, AW - Accounting Warrant, IM - Investment Manual Warrant, IW - Investment Warrant, PM - Payroll Manual Warrant, PR - Payroll Warrant, RW - Reduction of Receipt Warrant, SW - Skipped Warrant, WH - Withholding Warrant, WM - Withholding Manual, WS - Special Warrant, CH - Electronic Payment Advice, IL - Investment Loss, EP - Payroll EFT Voucher, CV - Payroll Conversion Voucher, SV - Payroll Special Voucher, EW - Withholding Voucher, POS ADJ - Positive Adjustment, NEG ADJ - Negative Adjustment, POS REAL - Positive Reallocation, NEG REAL - Negative Reallocation

Status: O - Outstanding, C - Cleared, V - Voided, B - Batch

* Asterisked amounts are not included in report totals. These transactions occurred outside the reported date range but are listed for reference.

Painesville Township

Established
1800



Resolution

A RESOLUTION IMPOSING AN IMMEDIATE MORATORIUM ON THE ISSUANCE AND PROCESSING OF PERMITS ALLOWING RETAIL DISPENSARIES, OF ADULT USE MARIJUANA WITHIN PAINESVILLE TOWNSHIP

WHEREAS, Ohio voters approved State Issue 2 on November 7, 2023 adopting proposed legislation authorizing the cultivation, sale, and use of marijuana products for recreational purposes; and

WHEREAS, pursuant to the operation of Article II, Section 1b of the Ohio Constitution, the proposed legislation now approved by Ohio voters will automatically be incorporated into the Ohio Revised Code as Sections 3780.01 through 3780.99 and became effective on December 7, 2023 with no further action required by the Ohio General Assembly (the "Act"); and

WHEREAS, upon the passage of Issue 2, members of the Ohio General Assembly have already expressed an intention to amend the Act but have not yet clarified whether the Act will be repealed, modified, or materially altered; and,

WHEREAS, Section 3780.03 of the Act provides that a newly created "Division of Cannabis" shall adopt rules establishing standards and procedures for the implementation of the adult use marijuana program, including licensing requirements for cultivators, processors, and retailers; and

WHEREAS, the Act, as currently constituted, provides the Division of Cannabis a period of nine months after December 7, 2023 to implement rules and regulations regarding the adult use marijuana program; and

WHEREAS, the Board of Township Trustees intend to adopt legislation that provides for the orderly implementation of adult use cannabis in the Township consistent with State laws and regulations; and

to impose an immediate moratorium on the issuance and processing of any permits for retail dispensaries of adult use marijuana within Painesville Township, except as required by the Act.

NOW, THEREFORE, BE IT RESOLVED by the Board of Painesville Township Trustees, County of Lake and State of Ohio, that:

Section 1: Except as required by the Act, the Board of Trustees hereby impose an immediate moratorium on the issuance and processing of any permits for retail dispensaries of adult use marijuana as defined in Sections 3780.01 through 3780.99 of the Ohio Revised Code.

Section 2: The purpose of this moratorium is to allow the Township Administration and the Board of Trustees to consider amendments to pertinent zoning resolutions, to prepare regulations which may be necessary, and to determine where and whether to allow, limit or prohibit retail dispensaries in the Township.

Section 3. The Board of Trustees hereby direct and order that no permits for retail dispensaries of adult use marijuana shall be issued or processed by the Township during the moratorium, except as may be required by the Act with respect to existing dispensaries of marijuana products for medical use, if any.

Section 4. The moratorium shall be in effect for a period beginning from the effective date of this Resolution through the earlier of July 31, 2024, until changes are enacted to amend the Painesville Township Zoning Resolution to address these issues, or until the Board of Trustees approve legislation explicitly revoking this moratorium, whichever occurs first.

Section 5. The Board of Trustees hereby acknowledge the authority given to it via Ohio Revised Code Section 3780.25 wherein townships are explicitly granted the authority to outright prohibit or limit the number of adult use cannabis operators as permitted under the Act. The Trustees further acknowledge that, notwithstanding this Resolution, any existing dispensary who has a certificate of operation given to it under Chapter 3796 of the Revised Code may not be prohibited or limited in said operation and may potentially operate an adult use dispensary.



Gabe Cicconetti



Josh Pennock



Chuck Hillier



Michael A. Patriarca

Painesville Township

Established
1800



Resolution

2023-132

A RESOLUTION ORDERING THE CESSATION OF SERVICE PAYMENTS IN LIEU OF TAXES MADE TO THE FAIRWAY PINES REGIONAL DETENTION BASIN PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND.

WHEREAS, on December 19, 2018, the Board of Township Trustees passed Resolution 2018-134 creating an incentive district, declaring improvements to certain parcels within the district to be a public purpose, requiring the owners of those parcels to make service payments in lieu of taxes, and created the Fairway Pines Regional Detention Basin Public Improvement Tax Increment Equivalent Fund (hereinafter "Fund") into which such service payments were deposited; and

WHEREAS, within Section 3 of Resolution 2018-134, it mandated that the service payments in lieu of taxes were to be collected from the subject parcels until the earlier of two triggering events: (1) for ten years or (2) when the Fund held sufficient reserves to pay for the public infrastructure project and all other costs as permitted in Ohio Revised Code 133.15(B); and

WHEREAS, after a review of the proposed future costs of the public infrastructure project, the Township has determined that the Fund has sufficient reserves such that the service payments in lieu of taxes are no longer necessary.

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

Section 1. The Board hereby declares that the Fund, as created in Resolution 2018-134, is fully funded with sufficient reserves to pay for the public infrastructure project and all permitted costs under R.C. 133.15(B). As of the effective date of this Resolution and pursuant to Section 3 of Resolution 2018-134, service payments in lieu of taxes by the subjected parcels are no longer necessary and shall henceforth be terminated. The Fund, however, shall remain in existence pursuant to Section 5 of Resolution 2018-134.

Section 2. Pursuant to Section 5709.73 of the Ohio Revised Code, the Township Fiscal Officer of this Board is hereby directed to deliver a copy of the Resolution to the Director of the Department of Development of the State of Ohio within fifteen days after its adoption.

Section 3. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meetings open to the public in compliance with the law, including Section 121.22 of the Ohio Revised Code.

Section 4. This Resolution shall be in full force and effect from and immediately after its adoption.

I hereby certify that the above is a true and accurate copy of the Resolution adopted by the Painesville Township Board of Trustees at their regular meeting on the 17th day of December, 2023.


Fiscal Officer

12-19-23
Date

Exhibit "C"

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR

(BOARD OF TOWNSHIP TRUSTEES)

Revised Code, Secs. 5705.34, 5705.35

The Board of Trustees of **Painesville Township, Lake County, Ohio**, met in Regular session on the 17 day of December, 2023, at the office of Painesville Township with the following members present:

Gabe Cicconetti
Chuck Hillier
Josh Pennock

M Gabe Cicconetti moved the adoption of the following Resolution:

RESOLVED, By the Board of Trustees of **Painesville Township, Lake County, Ohio**, in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1st, 2024; and

WHEREAS, The Budget Commission of Lake County, Ohio, has certified its action thereon to this Board together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Board, and what part thereof is without, and what part within, the ten mill tax limitation; therefore, be it

RESOLVED, By the Board of Trustees of **Painesville Township, Lake County, Ohio**, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said Township the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

Fire Levy Fund: Levy authorized by voters on 11-03-81 not to exceed <u>cont</u> years	2.00		373	894	00
Fire Levy Fund: Levy authorized by voters on 11-05-91 not to exceed <u>cont</u> years	1.90		437	002	00

SCHEDULE B (CONTINUED)					
LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES					
FUND	Maximum Rate Authorized to Be Levied	County Auditor's Estimate of Yield of Levy			
		<small>(Carry to Schedule A, Column H)</small>			
Fire & Emergency Fund: Levy authorized by voters on not to exceed _____ years					
Fire & Emergency Fund: Levy authorized by voters on not to exceed _____ years					
Fire & Emergency Fund: Levy authorized by voters on not to exceed _____ years					
Library Fund: Levy authorized by voters on not to exceed _____ years					
_____ Fund: Levy authorized by voters on not to exceed _____ years					
_____ Fund: Levy authorized by voters on not to exceed _____ years					

and be it further **RESOLVED**, That the Clerk of this Board be and he is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

M _____ seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

M _____

M _____

M _____

Adopted the 17 day of December, 2023.


 Clerk of the Board of Township Trustees of
Painesville Township
 Lake County, Ohio

A copy of this Resolution must be certified to the County Auditor before the first day of October, or at such later date as may be approved by the Department of Taxation of Ohio.