

## RECORD OF PROCEEDINGS

### MINUTES OF JACKSON TOWNSHIP BOARD OF TRUSTEES MEETING

OCTOBER 13, 2020

Hawke called the meeting to order at 3:03 p.m. at the Jackson Township Hall with Trustees Todd Hawke, John Pizzino and Jim Thomas present. Fiscal Officer Gonzalez, Administrator/Law Director Vaccaro, Assistant Law Director FitzSimmons, Police Chief Brink, Public Works Director Rohn, and Zoning Inspector Poindexter were also in attendance.

Hawke moved and Thomas seconded a motion to go into Executive Session for Police Department Personnel (Appointment / Employment / Compensation) – Interview Full Time Secretary 2 Candidate.

**3-0 yes**

Hawke moved and Thomas seconded a motion to go into Executive Session for Police Department Personnel (Appointment / Employment / Compensation) – Interview Full Time Police Patrol Candidates.

**3-0 yes**

Hawke moved and Thomas seconded a motion to go into Executive Session for Police Department Personnel (Appointment / Employment / Compensation) – Unpaid Leave of Absence.

**3-0 yes**

Hawke moved and Thomas seconded a motion to go into Executive Session to consider the sale of property, if premature disclosure of information would give an unfair competitive or bargaining advantage to a person whose personal, private interest is adverse to the general public interest – Administration Department.

**3-0 yes**

Hawke moved (per the request from Vaccaro) and Pizzino seconded a motion to go into Executive Session for Public Works (Appointment / Employment / Compensation) – Discipline / Personnel.

**3-0 yes**

Upon return from Executive Session at 4:35 p.m., Hawke called the General Session to order at the Jackson High School Performing Arts Center.

The Pledge of Allegiance was recited.

**Public Speaks - None**

## **Administration Department**

### **ATTACHMENT 10/13/20 A**

Hawke moved and Pizzino seconded a motion to adopt and authorize the placement of our signatures upon the attached Agreement with Bates Brothers Amusements, Co.

**3-0 yes**

### **ATTACHMENT 10/13/20 B**

Hawke moved and Pizzino seconded a motion that we do not request a hearing on the liquor license for Jack Mex LLC, DBA El Rincon Mexican Restaurant, 5562 Wales Ave NW., Jackson Township, OH 44718.

**3-0 yes**

## **Legal Department**

### **RESOLUTION 20-161, ATTACHED**

#### **CONTRACT FOR SALE AND PURCHASE OF REAL PROPERTY WITH STARK COUNTY BOARD OF COMMISSIONERS**

Hawke moved and Pizzino seconded a motion whereas, the Board of Stark County Commissioners (the “County”) desire to make certain improvements to Portage Street to aid in traffic flow (the “Project”);

Whereas, the Jackson Township Board of Trustees owns certain real property known as Permanent Parcel Number 1680492 at the northwest corner of Portage Street and Strip Avenue NW (the “Township Property”)

Whereas, a portion of the Township Property (the “RoW Property”) is required by the County to construct the Project;

Whereas, the County has offered to purchase the RoW Property for \$39,340.00;

Whereas, pursuant to Ohio Revised Code Section 505.10(A)(5), the Board of Trustees may transfer the RoW Property to the County, a political subdivision of the State of Ohio;

Whereas, the Trustees believe that the transfer of the RoW Property and the Project are in the best interests of the Township and the health, safety, and welfare of its residents.

Be it resolved by the Jackson Township Board of Trustees:

1. We hereby adopt, approve, and authorize the placement of our signatures upon, the attached Contract for Sale and Purchase of Real Property, which may be modified by Michael B. Vaccaro, Law Director, or Thomas A. FitzSimmons, Assistant Law Director, to identify the title company to act as escrow agent.

**3-0 yes**

## **Police Department**

### **RESOLUTION 20-162, ATTACHED**

#### **POLICE DEPARTMENT PART-TIME POLICE OFFICER APPOINTMENT**

Hawke moved and Thomas seconded a motion that pursuant to ORC Sections 505.49 and 509.01, Joseph J. Stambolziowski is hereby employed and appointed as a Part-time Patrol Officer and Township Constable for the Jackson Township Police District, Stark County, Ohio, effective October 17, 2020 at 0001 hours at the Part-time Patrol Officer rate of \$20.0000 per hour.

**3-0 yes**

### **RESOLUTION 20-163, ATTACHED**

#### **METRO NARCOTICS AGREEMENT**

Hawke moved and Thomas seconded a motion that we hereby adopt and authorize the placement of our signatures upon the attached Metro Narcotics Agreement with the Stark County Sheriff's Office.

**3-0 yes**

### **RESOLUTION 20-164, ATTACHED**

#### **AUCTION SALE AGREEMENT**

Hawke moved and Pizzino seconded a motion that we hereby adopt and authorize the placement of the Board Chairman's signature upon the attached Auction Sale Agreement with Kiko Auctioneers.

**3-0 yes**

FitzSimmons noticed that there was a typo on Resolution 20-161 where the Parcel No. was incorrect.

Hawke moved and Pizzino seconded an amended motion to correct Parcel No. 1680492 to Parcel No. 1680493.

**3-0 yes**

## **Public Works Department**

### **Highway Division**

#### **ATTACHMENT 10/13/20 C**

Hawke moved and Thomas seconded a motion to approve Budget Module 2020-36 for the design phase of the Fulton Tunnel per the agreement with Stark Parks, Jackson Local School and Jackson Township in the amount of \$66,647.00.

**3-0 yes**

#### **ATTACHMENT 10/13/20 D**

Hawke moved and Thomas seconded a motion to approve the appropriation transfer request from account code 317.310.5387 Discretionary - Hwy, to account code 317.316.5710 Design – Fulton Tunnel, in the amount of \$70,000.00.

**3-0 yes**

**RESOLUTION 20-165, ATTACHED  
FRANK AVENUE NW SIGNALIZATION AGREEMENT**

Hawke moved and Pizzino seconded a motion that we hereby adopt and authorize the placement of our signatures upon the attached Signalization of Intersections at Frank Avenue NW and Eastlake Street NW and Frank Avenue NW at Strausser Street NW Agreement with the Stark County Commissioners.

**3-0 yes**

**RESOLUTION 20-166, ATTACHED  
PROFESSIONAL DESIGN SERVICES**

Hawke moved and Thomas seconded a motion that whereas, on April 26, 2016, pursuant to ORC Sections 9.33, 9.332, 9.333, 9.334, and 153.65 through 153.73 we hereby adopted the attached amended Selection Policy for Professional Consulting and Engineering Services and Construction Management Firms and Public Announcement Form.

Be it further resolved that, in accordance with the attached selection policy, we hereby authorize the advertisement of the attached public announcement for professional consulting and engineering services requesting statements of qualifications until November 24, 2020 upon the attached preliminary scope of services for professional consulting and engineering services.

Be it further resolved that the Township Fiscal Officer is requested to publish the attached public announcement.

**3-0 yes**

**Park Division**

**ATTACHMENT 10/13/20 E**

Hawke moved and Thomas seconded a motion to approve an unpaid leave of absence for Park Crew Leader, Nicholas May for the purpose of COVID-19 exclusion for September 21, 2020 and September 22, 2020.

**3-0 yes**

**Central Maintenance Division**

**RESOLUTION 20-167, ATTACHED  
PUBLIC WORKS DEPARTMENT VEHICLE PURCHASE**

Hawke moved and Thomas seconded a motion that pursuant to ORC Section 125.04, we hereby adopt and authorize the purchase of the attached quote from Toth Buick GMC Inc. for the purchase of one (1) 2021 GMC Sierra 1500 Double Cab 4x4 Pickup Truck in the amount of \$31,917.20 as the price is lower than the prices listed in the NJPA Contract for the same equipment.

**3-0 yes**

**Zoning and Planning Department**

**ATTACHMENT 10/13/20 F**

Hawke moved and Thomas seconded a motion to approve the following appropriation transfer request for a total of \$10,925.00.

<u>From Code</u>	<u>Description</u>	<u>To Code</u>	<u>Description</u>	<u>Amount</u>
213.160.5387	Discretionary	213.160.5110	Full Time Salaries	\$ 9,820.00
213.160.5387	Discretionary	213.160.5220	Hospitalization	\$ 1,100.00
213.160.5116	Boards & Commissions	213.160.5224	Life Insurance	\$ 5.00
				<b>3-0 yes</b>

**ATTACHMENT 10/13/20 G**

Hawke moved and Thomas seconded a motion to submit a report to the County Auditor of Township action regarding Abatement of a Nuisance at 7994 Cambridge St NW., Jackson Township, Parcel No. 1630136.

**3-0 yes**

**ATTACHMENT 10/13/20 H**

Hawke moved and Thomas seconded a motion to submit a report to the County Auditor of Township action regarding Abatement of a Nuisance at 4835 East Blvd NW., Jackson Township, Parcel No. 1603437.

**3-0 yes**

**ATTACHMENT 10/13/20 I**

Hawke moved and Pizzino seconded a motion to submit a notice to the County Auditor for fees and expense for mowing noxious weeds at 4835 East Blvd NW., Lot 41, Lake Cable Section E, Jackson Township, Parcel No. 1603437.

**3-0 yes**

**ATTACHMENT 10/13/20 J**

Hawke moved and Pizzino seconded a motion to submit a notice to the County Auditor for fees and expense for mowing noxious weeds at 6524 & 6487 Hills and Dales Rd NW., Jackson Township, Parcel Nos. 1630431 & 1630433.

**3-0 yes**

**RESOLUTION 20-168, ATTACHED**

**NOXIOUS WEEDS – 1256 TAGGART ST NW, LOT 279, 280 AND 281 IN KENDALL HEIGHTS, PARCEL NO. 1614944, JACKSON TOWNSHIP, OHIO**

Hawke moved and Pizzino seconded a motion that whereas, the Jackson Township Board of Trustees, having been informed in writing that noxious or other harmful weeds are growing on the lands in charge of Kathy Knobloch in Jackson Township and described as follows: 1256 Taggart Street NW, Lot 279, 280, and 281 in Kendall Heights, Parcel No. 1614944, Jackson Township, Ohio.

Be it resolved that said Kathy Knobloch, whose tax mailing address is 1256 Taggart Street NW, Massillon, OH 44646, be notified by serving on them by certified mail with return receipt requested, a written copy of this resolution that said noxious weeds are growing on such lands and that, pursuant to ORC Section 5579.05, they must be cut or destroyed within five (5) days after the service of such notice or show this Board cause why there is no need for doing so. The owner shall have a continuing duty to cut or destroy the noxious weeds every 30 days from the date of this Resolution until October 31, 2020. If the owner fails to meet this obligation within the five-day period, or the subsequent 30 day periods, the Township will mow at \$150.00 per hour with a \$400.00 minimum charge per lot or parcel. As stated in our prior courtesy letter to you, pursuant to ORC Sections 5579.06 and 5579.07, a \$150.00 administrative fee per lot or parcel will be placed on your tax duplicate.

**3-0 yes**

Public Hearings that were scheduled for today for 643-20 and 644-20 were requested to be postponed until a later date. Some discussion ensued to narrow down a date, however it was decided that a special meeting would most likely have to be scheduled and possible dates would have to be looked into further.

**ATTACHMENT 10/13/20 K & L**

Hawke moved and Pizzino seconded a motion to grant a continuance of the hearings for Amendments 643-20 and 644-20 as per the applicant's request.

**3-0 yes**

**Fiscal Department**

**ATTACHMENT 10/13/20 M**

Hawke moved and Thomas seconded a motion to pay the bills in the amount of \$2,554,638.84.

**3-0 yes**

**ATTACHMENT 10/13/20 N**

Hawke moved and Thomas seconded a motion to approve the minutes of the September 15, 2020 and September 22, 2020 Board of Trustees' meeting.

**3-0 yes**

**ATTACHMENT 10/13/20 O**

Hawke moved and Thomas seconded a motion to approve the monthly reports for September 2020.

**3-0 yes**

**ATTACHMENT 10/13/20 P**

Hawke moved and Pizzino seconded a motion to approve the appropriation transfer request from account code 101.150.5656 Inventoried Equipment, to account code 101.150.5432 Computer Services in the amount of \$1,265.30 and from account code 101.111.5806 Election Expense to account code 101.111.5953 JEDD Dist (TOC) in the amount of \$1,611.21 for a total transfer of \$2,876.51.

**3-0 yes**

## **Routine Business**

### **Announcements**

- Next regular **Board of Trustees'** meeting, October 27, 2020, 4:00 p.m., Executive Session and/or Work Session; 5:00 p.m., General Session, Township Hall.
- **LOGIC**, November 5, 2020, 9:00 a.m., via video conference. Those interested in participating should call (330) 830-4285.
- **Zoning Meetings:**
  - Board of Zoning Appeals – October 22, 2020, 5:00 p.m., via video conference. Those interested in participating should call (330) 832-8023.
  - Zoning Commission – October 29, 2020, 5:00 p.m., Jackson High School Performing Arts Center
- **CIC**, October 15, 2020, 8:00 a.m., via video conference.
- **Yard Debris / Waste Site**
  - Secure load before leaving for site
  - No plastic bags
- **Halloween Trick or Treat**, Saturday, October 31, 2020, 3:00 p.m. to 5:00 p.m.

### **Old Business**

There is a correction to the Routine Business. The Board of Zoning Appeals meeting scheduled for October 22, 2020 will be at the Township Hall, not via video conference. The time remains the same at 5:00 p.m.

### **New Business**

#### **RESOLUTION 20-169, ATTACHED FULL TIME SECRETARY 2 CONDITIONAL APPOINTMENT**

Hawke moved and Thomas seconded a motion that we hereby appoint Alycia A. Whitton to the full-time position of Secretary 2 for the Jackson Township Police Department, Stark County, Ohio, conditioned upon successful completion of the background check, negative drug screen, and any other testing requirements.

**3-0 yes**

**RESOLUTION 20-170, ATTACHED**

**APPOINTMENT OF FULL TIME POLICE PATROL OFFICER**

Hawke moved and Thomas seconded a motion that, pursuant to ORC Sections 505.49 and 509.01, we hereby appoint Anthony G. Richardson to the position of full time Patrol Officer and Police Constable for the Jackson Township Police District Department, Stark County, Ohio, effective October 24, 2020 at 0000 hours, at the annual salary of \$58,091.96 (\$27.9288 per hour), and the benefits contained in the Negotiated Agreement.

Be it further resolved that, in accordance with Article 37 of the Negotiated Agreement, Anthony G. Richardson shall complete a probationary period of seven hundred thirty (730) days.

**3-0 yes**

**RESOLUTION 20-171, ATTACHED**

**APPOINTMENT OF FULL TIME POLICE PATROL OFFICER**

Hawke moved and Thomas seconded a motion that, pursuant to ORC Sections 505.49 and 509.01, we hereby appoint Steven M. Hagge to the position of full time Patrol Officer and Police Constable for the Jackson Township Police District Department, Stark County, Ohio, effective October 31, 2020 at 0001 hours, at the annual salary of \$58,091.96 (\$27.9288 per hour), and the benefits contained in the Negotiated Agreement.

Be it further resolved that, in accordance with Article 37 of the Negotiated Agreement, Steven M. Hagge shall complete a probationary period of seven hundred thirty (730) days.

**3-0 yes**

Vaccaro realized prior to the motion being seconded that Resolution 20-171 had an incorrect effective date. The date was originally moved to be effective October 24, 2020 however Hawke amended the Resolution to have the correct date of October 31, 2020 as is listed above.

**ATTACHMENT 10/13/20 Q**

Hawke moved and Thomas seconded a motion to approve that we hereby adopt and authorize the placement of our signatures upon the purchase agreement as attached.

**3-0 yes**

**Public Speaks - None**

Hawke moved and Thomas seconded a motion to adjourn.

**3-0 yes**

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**Todd Hawke**

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**Randy Gonzalez**