

**RECORD OF PROCEEDINGS**

**MINUTES OF JACKSON TOWNSHIP BOARD OF TRUSTEES MEETING**

**DECEMBER 08, 2015**

Walters called the meeting to order at 6:00 p.m. at the Jackson Township Hall with all Trustees, Fiscal Officer, Lyon, Vaccaro, Hogue, Boger, Brink and Bissler present. He requested that all cell phones be turned off at this time.

The Pledge of Allegiance was recited.

**Public Speaks** – None

**Fire Department**

**RESOLUTION 15-081, ATTACHED**

**FIRE DEPARTMENT FULL TIME FIREFIGHTER/PARAMEDIC APPOINTMENT**

Walters moved and Pizzino seconded a motion whereas, Resolution No. 15-075 is incorporated herein, and Patrick M. O'Donnell has successfully completed a medical evaluation as to the condition of the individual as it relates to the performance of the duties of a Fulltime Firefighter/Paramedic, background check, negative drug screen and other testing requirements.

Be it resolved that, pursuant to the Fulltime Firefighter/Paramedic hiring policy, the Township's Personnel Hiring Policy and pursuant to ORC Section 505.38, we hereby appoint Patrick M. O'Donnell to the position of Fulltime Firefighter/Paramedic, effective December 9, 2015 at 0800 hours, at the FF/P2 rate (\$18.5461 per hour) as set forth in the Negotiated Agreement with Jackson Township and the Jackson Township Professional Firefighters Local 2280, IAFF.

Be it further resolved that Patrick M. O'Donnell shall serve a one year probationary period and shall continue to maintain all required certifications and we hereby accept the attached Oath of Office. **3-0 yes**

Todd Hunter Hall, 3330 Dellwood NW: In process of issues affecting the well being and deep seated interests of our community. In short, in taking a lesson from basic civics, if our elected officials fail to represent our interests, then we the electorate have the power and ability to address the matter by other means, including seeking a ballot referendum thereby enabling the residents of the township to vote on whether to sustain or overturn the re-zoning decision of the Trustees. Clearly the decision of the Trustees raised many eyebrows as many township residents expressed clear fear that if the trustees could ultimately ignore the concerns of the community through a long and burdensome battle over an extremely troublesome piece of property which most residents refer to as the swamp, then any parcel property could be subject to re-zoning including those abutting other long standing neighborhoods and rural residential developments, meaning the homes of other residents who were very concerned about this issue. That's really all I have to say at this moment. At this time, I'd like to yield the podium to one of our sincere

and tireless team leaders who has a package to deliver to you as well as a further message. I thank you for your time.

Walters: Thank you, Mr. Hall.

Hello, everybody, my name's Joe DeMangeont, I live at 5866 Heather NW, Canton, Ohio 44708. I am here to deliver a package but before I do that there's a few of my neighbors that would like to make some short comments also. But I'll tell you what the package is. We've had a little campaign to get a referendum petition up and I'll be quite frank with you, I thought it was going to be a real squeaker. But it wasn't. We're here to deliver almost 2300 signatures. Which is something. And it's a loud, loud message. So when we deliver it, I'll show them to you so and so forth. We want to hand them over to you, have Mr. Gonzalez sign the receipt for them as per Ohio law, but more importantly than that I'd like to give way to a few folks that want to say a few things and let them say what they want to say.

Walters: Great, very good.

My name is Richard Stockton, 3344 Trillium. November 10, 2015 was a very bad day for Jackson Township. Prior to November 10<sup>th</sup>, only one of our trustees had greatly disappointed his community and on November 10<sup>th</sup>, 2015 all three trustees disappointed their community. How very sad. So what else could the citizens of Jackson Township do? Well, one thing, put a referendum on the March 15<sup>th</sup> ballot. Many of us got together and hashed it over to see is it feasible, is it practical, can we pull it off. Lots of obstacles. We needed 1100 valid signatures. We only had 30 days to gather them. Basically we only had weekends to gather the signatures due to limited daylight during the work week. Also, Thanksgiving holiday right in the middle of our thirty days. Well, we decided to go ahead because, you see, the people in this room are a hardy bunch and we said let's go for it. Personally I initially began getting my signatures at the northwest corner of the township out by Mt. Pleasant and towards the High Mill road area. I did that for a very specific reason. I wanted to gauge the knowledge level and the interest of those folks so far physically removed from where we live. After about three hours and thirty signatures later, I learned that a majority of these people already knew about our plight. They either read the Repository or they followed us on Facebook. Not one person thought this rezoning was a good idea. I repeat, not one person thought this was a good idea. I'm going to tell you a story about a wonderful woman I met while obtaining signatures. When you approach a house, you either use the doorbell if it works or knock on the door. After two attempts and no response, you turn around and walk down the driveway. At this one house, after two hardy door knocks and no response, I started walking down the driveway but the door opened and this most lovely woman answered. She was 86 years old, white haired, hunched over and supported by a four post cane. I explained my purpose and she understood our plight and knew what her signature would accomplish. As I was about to hand my pen over to her, she asked would you please put your finger on the spot where I should sign. She said that in addition to my physical aches and pains, I'm also blind and I need an assist. Trustees, this woman is more typical of who you represent in Jackson Township than you could ever imagine. As I left, Constance said to me, I think I'm going to call each and every one of the Trustees and tell them what I think of this situation. Trustees, if Constance calls you, I suggest you listen, after all, she's your boss.

Kim Vincent, 3389 Waterford Ave. NW, this kind of upsets me. You guys represent us but you won't. You go against us on this. Larry, Curly and Moe.

Vaccaro: I really think. You're out of line. Really out of line and, you know, the next step we're going to follow is the statute, and that's a referendum. And Mr. DeMangeont, I'm sure, is here to turn in those petitions this evening. We'll discuss that with the Fiscal Officer but that is the next step in the process.

Vincent: I'm done.

Vaccaro: Thank you.

Walters: Anybody else.

My name is Chuck Bruce from 5885 Heather NW, I collected a bunch of these signatures, not from just our neighborhood, from all over Jackson Township. I wish you guys could hear the comments we heard about you and your decision. I could go on and on with what I heard but it's kind of senseless. What I really think is you guys got to get out in the community and find out what the community thinks. Not what the biggest wallet thinks. Thank you.

Walters: Anybody else.

DeMangeont: As I said before, I'm here to deliver some petitions but before I do that, I'm really here to acknowledge these good people and all the hard work they put in. You can't believe what these people did. It's pure, pure, one hundred percent citizenship to collect signatures for (applause). So regardless of how this issue goes, and I think we're going to win it, but regardless of how it goes, I'm damn proud of everybody here. So give yourself a hand. (Applause) So on to the business here. We have got 2,235 signatures that, by law, I'm supposed to present to you Trustees and by law Mr. Gonzalez is supposed to give us a receipt for those. I made those up, you can read them. I made two, one for you and one for me. And by law we're supposed to present a zoning map that describes where this is at, the corner of Hills & Dales and Brunnerdale. So this goes along with that. So if I could get a receipt, we'll be done with it.

Walters: Mr. Vaccaro, is there anything else.

Gonzalez: We need you to bring these in. I'll be glad to take them tonight. In order to give you a receipt, what I want to do is, so everybody's on the same page, I'm going to run a copy of this entire thing. We're going to go over this together when you file it and make sure ours matches yours and you have a complete receipt of everything you turned in.

Someone asked if he was "suggesting that you're going to copy those and make us a receipt for each one?"

Gonzalez: No, I'm going to give you an exact copy back of what you file.

DeMangeont: I've got copies.

Gonzalez: Well, I need to sign and you need to sign what you gave me so we have the same thing. That's all.

DeMangeont: The law says that I have to turn this in as a package. I would like a receipt for my package.

Walters: What we're saying is we want to give you a copy of every one of those individual sheets so there's no question, there's no difference about what was filed. So it's very clear.

DeMangeont: I would like for you to sign the receipt. The law says you have to give me a receipt for this package.

Vaccaro: The statute doesn't say we have to give you a receipt, Joe. I mean be fair.

DeMangeont: What's that?

Vaccaro: The statute doesn't say we have to give you a receipt. That's why I asked you to show up before 4:30 p.m.

Gonzalez: We're going to give you a receipt. That's what I'm trying to tell you. I'm going to give you a stamped filed copy of this exact thing. I don't want anybody saying that some of them were there, some of them weren't. When you walk out, you're going to walk out with the same exact thing I have that is a receipt. I have no problem with doing that but we do it during normal business hours. I don't have the staff here now to run this whole copy off. I'll be glad to take it tonight.

Vaccaro: We want to do a count. You have 172 petition sheets, we'd like to do a double count on that to make sure we have the exact same ones.

Lady in audience: They want a paper trail, Joe, that's all they want.

Gonzalez: Right, that's all we're trying to do. For your benefit and our protection, that's all.

Walters: That's exactly right.

Man in audience: outside of business hours. They don't have the secretaries and assistants to be able to help.

Several people taking at once (indecipherable).

DeMangeont: Here's what I want to say. I made a request for a receipt for a package and you refused it.

Walters: No.

Gonzalez: No, we're not refusing it.

People in audience talking at once.

Hawke: Listen, you, Hey, Hey. Listen. Back off for a minute. Let somebody talk. You've been talking over top the whole time. Just listen for a second. What we're going to do.

Gonzalez: That's all I'm asking for.

Hawke: We're going to take it and make a copy. It's on the record that you turned it in. There is a record, it's being recorded right now that you've handed it to me. We know that it's here, we have it. Mr. Gonzalez will make a copy so that you the full package so that there is always something to compare. Because they are going to come from us to the Board of Elections and we want to make sure that it's gets done in the right way. That's all we're telling you. Nobody's refusing anything, Joe. We're just

Someone in audience: Indecipherable.

Hawke: You didn't let me finish mine but please go ahead.

DeMangeont: So to finish this up, I hear what you're saying. I've asked for a receipt tonight. You apparently want to give me one tomorrow.

Gonzalez: I'm asking you to file the petition during normal business hours, operating business hours. And we will be more than happy to make sure you have the exact same paper trail that we have. If this goes to a ballot, if it to the Board of Elections, I don't want anything that could be done that could affect your outcome. We're trying to help, I'm trying to help.

DeMangeont: I hear what you're saying, so we will be there tomorrow. Whatever receipt you will give us.

Gonzalez: Yes.

Pizzino: I want him to take that back tonight and leave it in his care and custody.

Gonzalez: Just file it tomorrow would be great.

Hawke: That way it's not, that's what we want. We don't want you to have – we don't want there to be any doubt that we took these sheets from you with those down. You've signed there that you know the number of signatures and number of pages.

DeMangeont: Well, I

Hawke: That's what I'm saying. You've signed, you've signed that the number of pages and signatures. Mr. Gonzalez can't look through there and verify that those are roughly the same numbers by just glancing at while he's sitting here. We'll go through it tomorrow and we'll get you the receipt so it's fully recorded. That's all.

Someone asked what time.

Gonzalez: Our office is open from 8 – 5. Eight to 4:30, I'm sorry.

Someone suggested 9:00.

Gonzalez: That's fine.

## **Fire Department**

### **Budget Review**

Walters moved and Hawke seconded a motion to approve Budget Module No. 210-16-01 for Fire Suppression, EMS, Training and Fire Prevention in the amount of \$9,721,987.00. **3-0 yes**

Walters moved and Hawke seconded a motion to approve Budget Module No. 210-16-02 for Traffic Lights Maintenance Contract in the amount of \$2,500.00. **3-0 yes**

Walters moved and Pizzino seconded a motion to approve Budget Module No. 210-16-03 for HazMat Team Membership with Stark County in the amount of \$9,000.00. **3-0 yes**

Walters moved and Pizzino seconded a motion to approve Budget Module No. 210-16-04 for Fire Hose Replacement in the amount of \$12,000.00. **3-0 yes**

Walters moved and Hawke seconded a motion to approve Budget Module No. 210-16-05 for Fire Communications Upgrade in the amount of \$150,000.00. **3-0 yes**

Walters moved and Hawke seconded a motion to approve Budget Module No. 210-16-06 for EMS Operations in the amount of \$1,326,440.00. **3-0 yes**

Pizzino moved and Hawke seconded a motion to approve Budget Module No. 210-16-07 for Computer Licensing in the amount of \$10,000.00. **3-0 yes**

Pizzino moved and Hawke seconded a motion to approve Budget Module No. 210-16-08 for Life Pack Equipment / Semi-Annual Service Contract in the amount of \$10,000.00. **3-0 yes**

Hawke moved and Walters seconded a motion to approve Budget Module No. 210-16-09 for EMS Cot Service Contract in the amount of \$8,000.00. **3-0 yes**

Hawke moved and Walters seconded a motion to approve Budget Module No. 210-16-10 for Fire Accumulated Benefit (Retirements) in the amount of \$150,000.00. **3-0 yes**

Hawke moved and Walters seconded a motion to approve Budget Module No. 210-16-11 for Fire Reserve Capital (Heavy Rescue Replacement) in the amount of \$600,000.00. **3-0 yes**

Hawke moved and Walters seconded a motion to approve Budget Module No. 210-16-12 for Fire Reserve Capital (Hydraulic Rescue Tools Replacement) in the amount of \$75,000.00.

**3-0 yes**

Walters moved and Hawke seconded a motion to accept a \$70.00 Buehler's Gift Card donation to the Fire Department from Daniel O. Thomas.

**3-0 yes**

## **Legal Department**

### **ATTACHMENT 12/08/15 A**

Vaccaro asked that the Fiscal Officer give notice to himself and Trustee Walters to give bond and take the oath of office.

### **RESOLUTION 15-083, ATTACHED**

#### **PART-TIME POLICE OFFICER REHIRE PUBLIC NOTICE AND MEETING**

Walters moved and Hawke seconded a motion pursuant to ORC Section 145.381, we hereby adopt and authorize the Fiscal Officer to publish the attached Public Notice, the language of which is incorporated herein.

**3-0 yes**

### **ATTACHMENT 12/08/15 B**

Walters moved and Hawke seconded a motion to adopt and authorize the Board President's signature upon the attached Memorandum of Understanding with the Utility Workers Union of America, Local 568.

**3-0 yes**

### **RESOLUTION 15-082, ATTACHED**

#### **MEMORANDUM OF UNDERSTANDING**

Walters moved and Hawke seconded a motion that we hereby ratify the attached Memorandum of Understanding between the Jackson Township Board of Trustees and the Jackson Township Professional Firefighters Local 2280, IAFF (Captains/Firefighters and Fire Inspectors) and the Utility Workers Union of America, AFL-CIO 568 entered into on December 4, 2015.

Be it further resolved we hereby authorize the following for all employees who are enrolled in the Jackson Township Health Benefits Plan as of December 4, 2015 and enrolled during calendar year 2016:

1. For calendar year 2016 ATV related medical claims will be covered, irrespective of the exclusion (#34) in the Township's SPD, up to a maximum benefit payment of \$10,000.00 per "covered life" from December 4, 2015 through December 31, 2016. The remainder of exclusions contained in paragraph #34 and in the Township's SPD dated January 1, 2014, shall remain in effect until December 31, 2016. **3-0 yes**

## **Police Department**

### **ATTACHMENT 12/08/15 C**

Walters moved and Pizzino seconded a motion to approve the appropriation transfer request from account code 209.265.5112, Juvenile part time, to account code 209.265.5110, Juvenile Regular Salary, in the amount of \$3,500.00 and from account code 209.255.5110, Patrol Regular Salaries, to account code 209.255.5122, Step Overtime, in the amount of \$11,650.00. **3-0 yes**

## **Public Works Department**

### **Central Maintenance**

#### **ATTACHMENT 12/08/15 D**

Walters moved and Hawke seconded a motion to approve the appropriation transfer request from account code 101.115.5220, Hospitalization, to account code 101.115.5120, Over-time, in the amount of \$2,500.00. **3-0 yes**

Fiscal Office

#### **ATTACHMENT 12/08/15 E**

Walters moved and Pizzino seconded a motion to pay the bills in the amount of \$1,392,191.11.

**3-0 yes**

#### **ATTACHMENT 12/08/15 F**

Walters moved and Pizzino seconded a motion to approve the minutes of the November 19, 2015 Board of Trustees' meeting. **3-0 yes**

#### **ATTACHMENT 12/08/15 G**

Walters moved and Pizzino seconded a motion to approve the November 2015 Financial Reports. **3-0 yes**

### **RESOLUTION 15-084, ATTACHED**

#### **GENERAL FUND ACCUMULATED BENEFITS #292**

Hawke moved and Pizzino seconded a motion pursuant to attached ORC Section 5705.13(B), we hereby amend attached Resolution No. 14-095, effective December 8, 2015, as follows:

1. Establish a General Fund Special Revenue Fund for the purpose of accumulating resources for the payment of accumulated sick leave and vacation leave, and for payments in lieu of taking compensatory time off, upon the termination of employment or the retirement of officers and employees of the subdivision.
2. Authorize the transfer of \$25,000.00 from Account 101.150.5982 to be deposited in a special sub fund named the General Fund Special Revenue Fund #292, and can be supplemented if subsequently determined by the Board of Trustees and shall be established and maintained by the Fiscal Officer.
3. Authorize the creation of the following new codes in the accounting system: Fund #292 – General Fund Special Fund, #292...4990 transfer in from General Fund, expense code

#292.150.5140 General Fund Special Revenue Fund, Fiscal cost center, severance object code. **3-0 yes**

**RESOLUTION 15-085, ATTACHED**

**GENERAL FUND RESERVE BALANCE ACCOUNT #441**

Walters moved and Pizzino seconded a motion pursuant to attached ORC Section 5705.13(A)(1), we hereby:

1. Establish a Reserve Balance Account to accumulate currently available resources in the General Levy Fund for the purpose of stabilizing the General Fund against cyclical changes in revenues and expenditures.
2. Authorize the transfer of \$364,343.51, per attached Exhibit A, from Account 101.150.5986 to be deposited in a special fund for General Fund operating purposes named General Fund Reserve Balance Account Fund #441 and shall be established, maintained and the monies therein to be invested by the Township Fiscal Officer.
3. Authorize the establishment of the following new codes in the accounting system: Fund #441 – General Reserve Balance Fund, Receipt #441.000.4990 transfer in from General Fund, and Expense code #441.150.5950 – General Reserve Balance fund, General operations cost center, transfer to #101 General fund object code. **3-0 yes**

**RESOLUTION 15-086, ATTACHED**

**GENERAL FUND ADDITIONAL RESERVE BALANCE ACCOUNT #442**

Walters moved and Pizzino seconded a motion pursuant to attached ORC Section 5705.132, we hereby amend attached Resolution 14-104 to new read as follows:

1. Establish a Reserve Balance Account used to accumulate currently available resources in the General Fund for the cost of future employee's salaries, benefits and other related costs.
2. Authorize the additional transfer of \$635,656.49 from Account 101.150.5986 to be deposited in a special fund for General Fund future employee's salaries, benefits and other related costs named General Fund Additional Reserve Balance Account Fund #442 which said reserve balance account will continue for five fiscal years, commencing fiscal year 2014 and the maximum total amount of money that may be credited to the account during its existence is \$2,400,000 and the maximum amount of money to be credited to the account each fiscal year the account exists is \$1,100,000 and shall be established, maintained and the monies therein to be invested by the Township Fiscal Officer.
3. Authorize the establishment of the following new codes in the accounting system: Fund #442 – General Reserve Balance Account; receipt #442.000.4990 transfers in from General Fund, and expense code #442.150.5950 – General Reserve Balance Account, fiscal cost center, transfer to #101 General Fund object code. **3-0 yes**

**RESOLUTION 15-087, ATTACHED**

**FIRE LEVY FUND RESERVE BALANCE ACCOUNT #420**

Walters moved and Hawke seconded a motion pursuant to attached ORC Section 5705.13(A)(1), we hereby amend attached Resolution 14-097 to now read as follows:

1. Establish a Reserve Balance Account to accumulate currently available resources in the Fire Levy Fund for the purpose of stabilizing the Fire Department Budget against cyclical changes in revenues and expenditures.
2. Authorize the transfer of \$330,753.83 from the Fire Levy Fund Reserve Balance Account, 420.210.5951 to be deposited in the Fire District Levy Fund #210.
3. Authorize the establishment of the following new codes in the accounting system: Fund #420 – Fire Reserve Balance Fund, Receipt #420.000.4990 transfers in from Fire Fund, and Expense code #420.210.5951 – Fire Reserve Balance fund, Fire operations cost center, transfer to #210 Fire fund object code. **3-0 yes**

**RESOLUTION 15-088, ATTACHED**

**POLICE DEPARTMENT CAPITAL PROJECTS FUND #315**

Walters moved and Hawke seconded a motion pursuant to attached ORC Section 5705.13(C), we hereby amend attached Resolution No. 13-096, effective December 8, 2015,:

1. Establish a Capital Projects Fund #315, for the purpose of accumulating resources for the acquisition, construction or improvement of fixed assets for Police Department services through the acquisition of Police Department cruisers as described in attached Exhibit A.
2. Authorize the transfer of monies set forth in Exhibit A totaling \$142,739.00 from Account 209.250.5965 to be deposited in a special fund named the Capital Projects Account Fund #315, bringing the total deposits to \$1,724,356.97, which is the amount to be accumulated in the Capital Projects Account and which said amount shall be accumulated over a ten year period from the effective date of this Resolution and shall be established, maintained and monies therein to be invested by the Township Fiscal Officer.
3. Authorize the creation of the following new codes in the accounting system: Fund #315 – Police capital projects fund, Receipt #315.000.4990 – transfer in, Expense code #315.250.5652 – capital projects fund, Police cost center, equipment object code. **3-0 yes**

**RESOLUTION 15-089, ATTACHED**

**POLICE LEVY FUND RESERVE BALANCE ACCOUNT #430**

Walters moved and Hawke seconded a motion pursuant to attached ORC Section 5705.13(A)(1), we hereby amend attached Resolution 13-092 to now read as follows:

1. Establish a Reserve Balance Account to accumulate currently available resources in the Police Levy Fund for the purpose of stabilizing the Police Department Budget against cyclical changes in revenues and expenditures.
2. Authorize the transfer of \$250,000.00, per attached Exhibit A, from Account 209.250.5968 to be deposited in a special fund for Police Department operating purposes named Police Levy Reserve Balance Account Fund #430 and shall be established, maintained and the monies therein to be invested by the Township Fiscal Officer.
3. Authorize the establishment of the following new codes in the accounting system: Fund #430 – Police Reserve Balance Fund, Receipt #430.000.4900 transfers in from Police Fund, and Expense code #430.250.5956 – Police Reserve Balance fund, Police operations cost center, transfer to #209 Police fund object code. **3-0 yes**

**RESOLUTION 15-090, ATTACHED**

**RECISSION OF POLICE LEVY ADDITIONAL RESERVE BALANCE ACCOUNT #432**

Walters moved and Hawke seconded a motion pursuant to ORC Section 5705.132, we hereby rescind Resolution No. 14-099 and all prior resolutions related to the establishment and/or amendment of Police Levy Additional Reserve Balance Account #432 and to transfer the balance contained in Police Levy Additional Reserve Balance Account #432 of \$667,275.95 to Police Levy Fund #209. **3-0 yes**

**RESOLUTION 15-091, ATTACHED**

**POLICE LEVY ADDITIONAL RESERVE BALANCE ACCOUNT #433**

Walters moved and Pizzino seconded a motion pursuant to attached ORC Section 5705.132, we hereby:

1. Establish a Reserve Balance Account used to accumulate currently available resources in the Police Levy Fund for the cost of future employee's salaries, benefits and other related costs.
2. Authorize the transfer of \$667,275.95 from Account 209.250.5968 to be deposited in a special fund for Police Department future employee's salaries, benefits and other related costs named Police Levy Additional Reserve Balance Account Fund #433 which said reserve balance account will continue for five fiscal years, commencing fiscal year 2015 and the maximum total amount of money that may be credited to the account during its existence is \$1,900,000.00 and the maximum amount of money to be credited to the account each fiscal year the account exists is \$800,000.00 and shall be established, maintained and the monies therein to be invested by the Township Fiscal Officer.
3. Authorize the establishment of the following new codes in the accounting system: Fund #433 – Police Reserve Balance Fund; receipt #433.000.4990 transfer in from Police Fund, and expense code #433.250.5951 – Police Reserve Balance Fund, Police operations cost center, transfer to #209 Police Levy object code. **3-0 yes**

**RESOLUTION 15-092, ATTACHED**

**PARK FUND ACCUMULATED BENEFITS #296**

Hawke moved and Walters seconded a motion pursuant to attached ORC Section 5705.13(B), we hereby amend attached Resolution No. 14-100, effective December 8, 2015, as follows:

1. Establish a Park Fund Special Revenue Fund for the purpose of accumulating resources for the payment of accumulated sick leave and vacation leave, and for payments in lieu of taking compensatory time off, upon the termination of employment or the retirement of officers and employees of the subdivision.
2. Authorize the transfer of \$25,000.00 from Account 214.510.5984 to be deposited in a special sub fund named the Park Fund Special Revenue Fund #295, and can be supplemented if subsequently determined by the Board of Trustees and shall be established and maintained by the Fiscal Officer.
3. Authorize the creation of the following new codes in the accounting system: Fund #296 – Park Fund Special Revenue Fund, #296..4990 transfers in from Park Fund, expense code #296.510.5140 Park Fund Special Revenue Fund, Park cost center, severance object code. **3-0 yes**

**RESOLUTION 15-093, ATTACHED  
PARK LEVY FUND RESERVE BALANCE ACCOUNT #440**

Walters moved and Hawke seconded a motion pursuant to attached ORC Section 5705.13(A)(1), we hereby:

1. Establish a Reserve Balance Account to accumulate currently available resources in the Park Levy Fund for the purpose of stabilizing the Park Department Budget against cyclical changes in revenues and expenditures.
2. Authorize the transfer of \$136,928.00 per attached Exhibit A, from Account 214.510.5985 to be deposited in a special fund for Park Department operating purposes named Park Levy Reserve Balance Account Fund #440 and shall be established, maintained and the monies therein to be invested by the Township Fiscal Officer.
3. Authorize the establishment of the following new codes in the accounting system: Fund #440 – Park Reserve Balance Fund, Receipt #440.000.4990 transfers in from Park Fund, and Expense code #440.510.5952 – Park Reserve Balance fund, Park operations cost center, transfer to #214 Park fund object code. **3-0 yes**

**ATTACHMENT 12/08/15 H**

Walters moved and Hawke seconded a motion to approve the following fund transfers in accordance with the reserve account resolutions:

<u>Amount</u>	<u>From</u>	<u>Description</u>	<u>To</u>	<u>Description</u>
\$25,000.00	101	General Fund	292	General Accum. Benefits Fund
\$364,343.51	101	General Fund	441	General Fund Res Bal Acct – New
\$635,656.49	101	General Fund	442	General Add'l Res Bal Acct
\$330,753.83	420	Fire Reserve Bal Acct	210	Fire Levy Fund
\$142,739.00	209	Police Levy Fund	315	Police Capital
\$250,000.00	209	Police Levy Fund	430	Police Levy Res Bal Acct
\$667,275.95	432	Police Add'l Res Bal Acct	209	Police Levy Fund
\$667,275.95	209	Police Levy Fund	433	Police Add'l Res Bal Acct – New
\$25,000.00	214	Park Levy Fund	296	Park Accum Benefits Fund
\$136,928.00	214	Park Levy Fund	440	Park Levy Res Bal Acct – New

**3-0 yes**

**Routine Business**

**Announcements**

- Next regular Board of Trustees’ meeting, December 22, 2015, 4:00 p.m., Executive Session and/or Work Session; 5:00 p.m., General Session, Township Hall.
- CIC Meeting, December 17, 2015, 12:00 p.m., Papa Bears Restaurant, 4990 Dressler Road NW.
- LOGIC, January 7, 2016, 9:00 a.m., Safety Center, Chiefs’ Conference Room.

- Citizens Advisory Committees:
  - Community Celebration, January 13, 2016, 5:30 p.m., Township Hall.
  - Park, January 13, 2016, 6:30 p.m., Township Hall.
- Friends of the Park, January 13, 2016, 7:00 p.m., Township Hall.
- Bicentennial – Final Event, Christmas Open House, Saturday, December 12, 2015, 5:00 – 7:00 p.m., Jackson Center School House on Fulton Road.
- Holiday in the Park, Saturday, December 12, 2015, 5:00 – 7:00 p.m., Jackson North Park.
- Santa’s Mailbox, December 1 – 15, 2015, located at front entrance of Township Administration Building.

**Old Business** – None

**New Business**

**ATTACHMENT 12/08/15 I**

Hawke moved and Pizzino seconded a motion to adopt and authorize the placement of our signatures upon the attached Agreement with Stark County Commissioners for Strip Avenue Extension and Applegrove Street/Strip Avenue Intersection. **3-0 yes**

**ATTACHMENT 12/08/15 J**

Vaccaro pointed out that the owner of the property is the Township and the request is to rezone from R-R Rural Residential to R-2 Two Family Residential District. He said it went before Stark County Regional Planning on November 3 and they recommended approval of the rezone. He provided a brief history of rezoning requests for this parcel. He said it was recommended for approval by the Jackson Township Zoning Commission on November 19.

Walters opened the public hearing for Zoning Amendment 623-15. He asked if anyone wanted to speak in favor of the rezoning.

Vaccaro said he talked with an outside consultant where they reviewed the properties owned by the Township and he said this property is the best suited for sale at this point and with the rezone and the planned build duplex or subdivide for two duplexes would be consistent with the area.

Gonzalez pointed out that this lot is on the corner and was purchased as part of a widening project on Portage. He said there was a house there that was torn down and the Township has been mowing it.

Walters asked if anyone else wanted to speak in favor of the amendment. No one came forward. He then closed that portion of the hearing.

Walters asked if anyone wanted to speak against the amendment.

Brent Everhart, 6959 Elaine Ave. N.W., North Canton, Ohio in Jackson Township. He said his mother lives at 5922 Portage, his aunt lives at 5916 Portage and Mrs. Morton lives next door. He said they are all elderly and not able to attend the meeting and he is representing all of them. He said they have lived there since 1958. He said the ladies haven't come out and said they don't like it but they have seen a lot of police presence in the area of the apartments over the years. He said everything isn't that way but it's not good. He said the ladies said they wouldn't object as much if it was confined to one duplex. He requested that the zoning change limit building only one duplex on that property.

Wade Meyer, 3855 Westlynn Ave., said he lives just west of Fire Station #2. He said he grew up in Kenmore and he doesn't remember any multiple family homes but he said it's no longer safe to drive through the area any more after dark. He said he sees a little pocket of his Kenmore neighborhood on the southwest corner of Traphagen and Amherst. He said he doesn't know how many families are there behind his home but it's supposed to be a single family.

Walters asked if anyone else wanted to speak against the rezoning. No one came forward. He then closed that portion of the hearing.

Pizzino said Mr. Gonzalez was correct, that the Township got that property when Portage was widened. He said when he owned the towing business, the light at that intersection cut into his towing business because it cut down on the accidents. He said there were already apartment buildings in that area with 9, 10 and 11 units. He said something needs to be done about the property. He said he agrees with Mr. Everhart, that it should be a single lot with one duplex.

Walters said the other underlying point that as a Board they are charged to be the best stewards of the public resources and finances that they can. He said he would be okay with a maximum of two duplexes but if the other board members prefer one he would also accommodate that.

Vaccaro said the even if the Board decided to rezone today and agreed to sell it as one parcel, there is nothing prohibiting the buyer from seeking a lot split and creating two R-2 lots. He pointed out some things that might prohibit the lot from being split and what could be built but he couldn't say that it would definitely allow only one duplex.

Hawke asked if a buyer wanted to build more than one unit on that parcel would something more have to be done.

There was some additional discussion and explanation regarding the zoning classification.

Walters moved and Pizzino seconded a motion to adopt the recommendation of the Zoning Commission.

<b>Hawke</b>	<b>yes</b>
<b>Walters</b>	<b>yes</b>
<b>Pizzino</b>	<b>yes</b>

**ATTACHMENT 12/08/15 K**

Walters moved and Hawke seconded a motion to appoint David Thiel to serve as a member of the Jackson Township Zoning Commission for a five-year term, from January 1, 2016 through December 31, 2020. **3-0 yes**

Walters moved and Hawke seconded a motion to appoint Frederick (Rick) Monsell to serve as Alternate Member 1 of the Jackson Township Zoning Commission for a one-year term, from January 1, 2016 through December 31, 2016. **3-0 yes**

Walters moved and Pizzino seconded a motion to appoint Chylece Head to serve as Alternate Member 2 of the Jackson Township Zoning Commission for a one-year term, from January 1, 2016 through December 31, 2016.

<b>Hawke</b>	<b>abstained</b>
<b>Pizzino</b>	<b>yes</b>
<b>Walters</b>	<b>yes</b>

Hawke explained that Ms. Head was an employee of his and that he was not present during her interview and was abstaining from the vote.

**ATTACHMENT 12/08/15 L**

Walters moved and Pizzino seconded a motion to appoint Edward McDonnell to serve as a member of the Jackson Township Board of Zoning Appeals for a five-year term, from January 1, 2016 through December 31, 2020. **3-0 yes**

Walters moved and Pizzino seconded a motion to appoint Richard Lutz to serve as Alternate Member 1 of the Jackson Township Board of Zoning Appeals for a one-year term, from January 1, 2016 through December 31, 2016. **3-0 yes**

Walters moved and Hawke seconded a motion to appoint Jared Singer to serve as Alternate Member 2 of the Jackson Township Board of Zoning Appeals for a one-year term, from January 1, 2016 through December 31, 2016. **3-0 yes**

Gonzalez told the board this is a petition filed by the developer for Emerald Estates #8 and #10 Street Lighting District. He asked if anyone would like to speak in favor of the lighting district.

No one came forward. He closed that portion of the hearing.

Gonzalez asked if anyone would like to speak against the lighting district. No one came forward. He then closed that portion of the hearing.

**RESOLUTION 15-080, ATTACHED  
EMERALD ESTATES #8 & #10 STREET LIGHTING DISTRICT**

Walters moved and Hawke seconded a motion that a hearing having been had upon the attached petition requesting that the Board of Jackson Township Trustees take all lawful and proper proceedings to light artificially the streets and public ways in an unincorporated district in the Township, following notice and actual view taken, and the Board of Township Trustees finding:

1. That the petition was filed with the Township Fiscal Officer on November 4, 2015 and that the Board of Township Trustees was duly notified by him of such filing and a copy of the petition was delivered to it on November 10, 2015.
2. That the petition was signed by owners of more than one-half of the front feet of the lots and lands abutting on the streets and public ways of the aforesaid district, and that the petition complied with the law in specifying the metes and bounds of the district but included no lands more than 660 feet from, nor any lands not abutting on, the streets and public ways in such districts; and
3. That due notice of a hearing before the Board of Township Trustees on the petition for Emerald Estates #8 & #10 was duly and timely served on all lot owners and corporation affected by the proposed improvement, and was duly and timely published as against nonresidents pursuant to ORC 515.04, and return of due service and publication was made according to law.

Be it further resolved by the Board of Trustees of Jackson Township, Stark County, Ohio that the proposed improvement to light artificially the streets and public ways in the district is necessary, and the petition is granted accordingly; that the number of lights necessary to light properly the streets and public ways is 15, that the lights shall be standard street light lumens; that they shall be located at the places described in the attached print; and that the kind of supports therefore shall be as described on the print.

Be it further resolved that, pursuant to ORC Sections 9.30 and 515.08 and in accordance with the Tariff for Ohio Edison, we hereby contract with Ohio Edison for not less than one (1) year and shall continue thereafter until terminated sixty (60) days after either party has given written notice to the other of the intention to terminate, for the installation and maintenance of the lights described in the attached plan in the amount of approximately \$5.04 per light per month for fifteen (15) 100 watt HPS Post Top Colonial Fixtures on 16' standard posts located at the places described in the attached print for a total of \$907.20 per year. The Developer is responsible for payment of the installation cost and/or connection fee for this street lighting.

Be it further resolved that the costs and expenses of furnishing and maintaining such lights shall be paid from a fund made by special assessment against the lots and lands in the district semiannually equally per lot and the Fiscal Officer shall certify the assessment to the Stark County Auditor's Office. **3-0 yes**

Walters moved and Hawke seconded a motion to go into Executive Session for Police Department Personnel (Appointment/Employment/Compensation) – Interview part-time patrol officer applicant. **3-0 yes**

Walters moved and Hawke seconded a motion to go into Executive Session to prepare for and review negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment. **3-0 yes**

Walters moved and Hawke seconded a motion to go into Executive Session for Fire Department Personnel (Appointment/Employment/Compensation). **3-0 yes**

Walters moved and Hawke seconded a motion to go into Executive Session for Administration Department Personnel (Appointment/Employment/Compensation). **3-0 yes**

Upon return from Executive Session at 9:05 p.m., Walters called the meeting back to order.

**RESOLUTION 15-079, ATTACHED  
POLICE DEPARTMENT PART TIME POLICE OFFICER CONDITIONAL  
APPOINTMENT**

Walters moved and Hawke seconded a motion pursuant to ORC Section 505.49 and 509.01, we hereby appoint Mary E. Bolgrin as a Part Time Patrol Officer and Township Constable for the Jackson Township Police District, Stark County, Ohio, conditioned upon providing proof of Ohio Peace Officer Training Academy certification, successful completion of the background check, negative drug screen and any other testing requirements. **3-0 yes**

**ATTACHMENT 12/08/15 M**

Walters moved and Hawke seconded a motion to approve a three (3) percent increase in the hourly rate for Part-Time Fire Safety Inspector effective the first pay ending in June 2015. The new rate is \$18.54 per hour. Part-Time Fire Safety Inspector compensation is not contemplated by the Benefit Package for Management Personnel, Article II, Compensation. Therefore, the Part-Time Fire Safety Inspector shall receive effective the first pay period that ends in July 2016 and each year thereafter, a minimum percentage equal to the percentage increase received by Jackson Township Firefighters 2280, as set forth in their Negotiated Agreement effective January 1, 2015. **3-0 yes**

Upon return from Executive Session at 9:10, Walters moved and Hawke seconded a motion to adjourn. **3-0 yes**

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**James Walters**

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**Randy Gonzalez**