

RECORD OF PROCEEDINGS

MINUTES OF JACKSON TOWNSHIP BOARD OF TRUSTEES MEETING

DECEMBER 11, 2012

Walters called the meeting to order at 3:32 p.m. at the Jackson Township Hall with all Trustees, Fiscal Officer, Lyon, Fitzgerald and Poindexter present.

Walters moved and Hawke seconded a motion to go into Executive Session for Administration, Central Maintenance, Fiscal, Highway, Legal, Park, Police, Zoning Personnel (Appointment/Employment/Compensation). **3-0 yes**

Upon return from Executive session, Walters opened the Work Session at 5:08 p.m.

Work Session

Funding/Levy

Walters said January 8 would be the date they would move forward with the levy. He said they are in consensus on five years and going with a parks specific levy. He said they are still working through some of the numbers.

Walters called the General Session to order with all department heads present. He requested that all cell phones be turned off at this time.

The Pledge of Allegiance was recited.

Public Speaks – None

Administration Department

ATTACHMENT 12/11/12 A

Walters moved and Hawke seconded a motion to approve the 2013 Budget & Planning Document. **3-0 yes**

Fire Department

ATTACHMENT 12/11/12 B

Walters moved and Hawke seconded a motion to accept the resignation of part-time firefighter Shawn M. Yerian, effective December 4, 2012. **3-0 yes**

ATTACHMENT 12/11/12 C

Walters moved and Hawke seconded a motion to adopt and authorize the placement of our signatures upon the attached Dispatching Services Contract with the Board of Trustees of Local Organized Governments in Cooperation. **3-0 yes**

Legal Department

RESOLUTION 12-095, ATTACHED FIRE FUND CAPITAL PROJECTS FUND #328

Walters moved and Hawke seconded a motion pursuant to attached ORC Section 5705.13(C), we hereby amend attached Resolution No. 11-142, effective December 11, 2012, to now read as follows:

1. Establish a Capital Projects Reserve Balance Account, Fund #328, for the purpose of accumulating resources for the acquisition, construction or improvement of fixed assets for Fire Department services through the performance of the projects described in attached amended Exhibit A.
2. Authorize the transfer and/or receipt of monies set forth in amended Exhibit A totaling \$201,500.00 from Account 210.210.5958 and \$130,000.00 from Account 228.210.5958 to be deposited in a special fund named the Capital Projects Reserve Balance Account Fund #328 bringing the total deposits to \$1,305,500.00 which is the amount to be accumulated in the Reserve Balance 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 #328 – fire capital projects fund, Receipt #328.4990 – transfer in, Expense code #328.210.5660 – capital projects fund, fire cost center, ambulance/trucks object code. **3-0 yes**

RESOLUTION 12-096, ATTACHED FIRE DEPARTMENT ACCUMULATED BENEFITS #293

Walters moved and Hawke seconded a motion pursuant to attached ORC Section 5705.13B, we hereby amend attached Resolution Number 11-141, effective December 11, 2012, as follows:

1. Establish a Fire Department 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 from Account 210.210.5962 to be deposited in a special sub fund named the Fire Department Special Revenue Fund #293, and can be supplemented if subsequently determined by the Board of Trustees and shall be established and maintained by the Township Fiscal Officer.
3. Authorize the creation of the following new codes in the accounting system: Fund #293 – Fire Special Revenue Fund, #293.000.4990 transfers in from Fire Fund, expense code #293.210.5140 – Fire Special Revenue Fund, Fire operations cost center, severance pay object code. **3-0 yes**

RESOLUTION 12-097, ATTACHED GENERAL FUND ACCUMULATED BENEFITS #292

Walters moved and Hawke seconded a motion pursuant to attached ORC Section 5705.13B, we hereby amend attached Resolution No. 11-133, effective December 11, 2012, 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 from Account 101.150.5982 to be deposited in a special sub fund names 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 Revenue Fund, #292..4990 transfers in from General Fund, expense code #292.150.5140 General Fund Special Revenue Fund, Fiscal cost center, severance object code. **3-0 yes**

RESOLUTION 12-098, ATTACHED

HIGHWAY DEPARTMENT ACCUMULATED BENEFITS #294

Walters moved and Pizzino seconded a motion pursuant to attached ORC Section 5705.13B, we hereby amend attached Resolution Number 11-134, effective December 11, 2012, as follows:

1. Establish a Highway Department 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 \$20,000 from Account 204.310.5963 to be deposited in a special sub fund named the Highway Department Special Revenue Fund #294, and can be supplemented if subsequently determined by the Board of Trustees and shall be established and maintained by the Township Fiscal Officer.
3. Authorize the creation of the following new codes in the accounting system: Fund #294 – Highway Special Revenue Fund, #294.000.4990 transfers in from Highway Fund, expense code #294.310.5140 – Highway Special Revenue Fund, Highway operations cost center, severance pay object code. **3-0 yes**

RESOLUTION 12-099, ATTACHED

POLICE DEPARTMENT CAPITAL PROJECTS FUND #325

Walters moved and Pizzino seconded a motion pursuant to attached ORC Section 5705.13(C), we hereby amend attached Resolution No. 11-137 as follows:

1. Establish a Capital Projects Fund #325, 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 Amended Exhibit A.
2. Authorize the transfer of monies set forth in amended Exhibit A totaling \$100,000.00 from Account 209.250.5965 to be deposited in a special fund named the Capital Projects Account Fund #325, bringing the total deposits to \$1,685,096.05, 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 #325 – Police capital projects fund, Receipt #325.000.4990 – transfer in, Expense code #325.250.5960 – capital projects fund, Police cost center, equipment object code. **3-0 yes**

RESOLUTION 12-100, 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 11-138 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 \$230,353.00, 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 12-101, ATTACHED

POLICE DEPARTMENT ACCUMULATED BENEFITS #295

Walters moved and Pizzino seconded a motion pursuant to attached ORC Section 5705.13B, we hereby amend attached Resolution Number 11-136, effective December 11, 2012, as follows:

1. Establish a Police Department 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 \$100,000.00 from Account 209.250.5964 to be deposited in a special sub fund named the Police Department Special Revenue Fund #295, and can be supplemented if subsequently determined by the Board of Trustees and shall be established and maintained by the Township Fiscal Officer.
3. Authorize the creation of the following new codes in the accounting system: Fund #295 – Police Special Revenue Fund, #295.000.4990 transfers in from Police Fund, expense code #295.250.5140 – Police Special Revenue Fund, Police operations cost center, severance pay object code. **3-0 yes**

Police Department

ATTACHMENT 12/11/12 D

Lt. Bissler requested the \$100.00 donation to the Police Department from Philip Costanzo be tabled.

ATTACHMENT 12/11/12 E

Walters moved and Hawke seconded a motion to approve the appropriation transfer request from account code 209.250.5472, Ins Claims & Deduct, to account code 209.250.5396, Vehicle Maintenance, in the amount of \$3,000.00, from account code 209.250.5522, Building Maintenance, to account code 209.250.5448, Professional Services, in the amount of \$3,000.00, and from account code 209.250.5299, Discretionary – PS, to account code 209.258.5110, Salaries – DB, in the amount of \$20,000.00. **3-0 yes**

Public Works Department

Highway Division

ATTACHMENT 12/11/12 F

Walters moved and Hawke seconded a motion to approve Budget Module 2012-41-A, New Equipment, in the amount of \$1,930.00. **3-0 yes**

ATTACHMENT 12/11/12 G

Walters moved and Hawke seconded a motion to approve the appropriation transfer request from account code 204.310.5387, Discretionary, to account code 204.310.5514, Sign Supplies, in the amount of \$1,500.00. **3-0 yes**

ATTACHMENT 12/11/12 H

Walters moved and Hawke seconded a motion to approve the appropriation transfer request from account code 204.310.5299, Discretionary, to account code 204.310.5114, Temp Service, in the amount of \$2,500.00. **3-0 yes**

**RESOLUTION 12-102, ATTACHED
ARLINGTON AVENUE NW SPEED STUDY**

Walters moved and Hawke seconded a motion whereas, a request has been made to this Board that the statutory vehicular speed limit established by ORC Section 4511.21 is greater than that considered reasonable and safe on Arlington Avenue NW between Fulton Drive NW and Mudbrook Street NW.

Whereas, this Board has caused to be made an engineering and traffic investigation upon the section of road described above; and

Whereas, it is the belief of this Board that such investigation confirms the allegation that the statutory speed limit of 55 mph is unrealistic.

Now therefore be it resolved by the Board of Trustees of Jackson Township, Stark County, Ohio that;

Section 1. By virtue of the provisions of ORC Section 4511.21 the Director of Transportation is hereby requested to review the engineering and traffic investigation and to determine and declare a reasonable and safe prima facie speed limit on Arlington Avenue NW between Fulton Drive NW and Mudbrook Street NW, Jackson Township, Stark County, Ohio.

Section 2. That when this Board is advised that the Director of Transportation has determined and declared a reasonable and safe speed limit on the section of road described in Section 1 hereof, standard signs, properly posted and giving notice thereof will be erected. **3-0 yes**

Park Division

ATTACHMENT 12/11/12 I

Walters moved and Hawke seconded a motion to accept the donation of an Adams Crabapple tree from Kay A. Hanna and her co-workers at Stark State College in memory of David P. Horn.

3-0 yes

Zoning & Planning Department

ATTACHMENT 12/11/12 J

Walters opened the Public Hearing on Zoning Amendment #600-12 (Zoning Resolution Text Changes) at 5:18 p.m.

Poindexter summarized some of the text changes that are included.

Walters asked if anyone wanted to speak in favor of the amendments. No one came forward.

Walters asked if anyone wanted to speak against the amendments. No one came forward.

Walters moved and Pizzino seconded a motion to adopt the recommendation of the Zoning Commission. **3-0 yes**

RESOLUTION 12-103, ATTACHED

JACKSON TOWNSHIP TRANSIENT VENDOR CODE

Walters moved and Hawke seconded whereas, the Board of Trustees of Jackson Township, Stark County, Ohio, is authorized pursuant to Ohio Revised Code section 505.94 to require the registration of all transient vendors within the unincorporated territory of the Township, to reasonably regulate the time, place and manner in which these vendors may sell, offer for sale, or solicit orders for future delivery of goods and to establish a reasonable registration fee for said vendors, and

Be it resolved that the following amendment to the existing transient vendor legislation is hereby adopted:

1. As used in this legislation, “transient vendor” means any person who opens a temporary place of business outside a building or while traveling about the Township, sells, offers for sale, or solicits orders for future delivery of goods, except that “transient vendor” does not include any person who represent a business, organization or entity exempted from taxation under Section 5709.04 of the Ohio Revised Code, that notifies the Board of Township Trustees that its representatives are present in the Township for the purpose of selling, offering for sale, or soliciting orders for the future delivery of goods, and further that “transient vendor” does not include an auction or an auctioneer company licensed under Chapter 4707 of the Ohio Revised

- Code. Entities exempt from taxation under Ohio Revised Code Section 5709.04 are corporations, trusts, associations, funds, foundations, or community chests, organized and operated exclusively for religious, charitable, scientific, literary, health, hospital, education, or public purposes, exclusively for the prevention of cruelty to children or animals, exclusively for a home for the aged or exclusively for contributing financial support to any such purposes and no part of the net earnings of any of these entities inures to the benefit of any private shareholder member or other individual or where no substantial part of the activities of these entities involves carrying on propaganda or otherwise attempting to influence legislation.
2. All “transient vendors” are hereafter required to apply for a transient vendor’s permit with the Zoning Inspector of Jackson Township at the administrative offices of Jackson Township, located at 5735 Wales Avenue, N.W., Jackson Township, Ohio 44646. Prior to being eligible to receive said permit, the transient vendor must first pay to the Township a seventy five (\$75.00) permit fee and must have previously received a vendor’s license for the sale of tangible personal property at retail from the Department of Taxation, State of Ohio. A background check completed by the Jackson Township Police Department of all distributors and vehicle drivers may be required after receipt of the transient vendor application. A person convicted of a violation of ORC Chapters 2903, 2905, 2907, 2909, 2911, 2913, 2917, 2921 and 2925 is not permitted to use a transient vendor permit to sell, offer for sale or solicit orders in the Township.
 3. Upon the issuance of a separate transient vendor’s permit to each applicant, said permit is valid for a period of ninety (90) consecutive days which shall commence from the date of issuance of the requested permit. Any vendor company currently established in the Township under a Certificate of Occupancy Permit issued by the Jackson Township Zoning Department shall be permitted to operate a transient vendor business pursuant to permit at no fee for any Jackson Township Community activity.
 4. A transient vendor’s permit is required for each person who opens a temporary place of business outside a building or while traveling about the Township, sells, offers for sale, or solicits orders for future delivery of goods.
 5. A validly authorized transient vendor’s permit can only be utilized in a B-1, Suburban Office and Limited Business District, B-2, Neighborhood Business District, B-3, Commercial Business District and I-1, Industrial District, of Jackson Township, Stark County, Ohio, as set forth on the Township Zoning map; or a farm market permitted under Section 519.21 of the Ohio Revised Code.
 6. The validly authorized transient vendor’s permit and/or badge must be on display at the approved location(s) for the sale, offer for sale, or solicitation of orders for the future delivery of goods, or each person must display an authorized identification badge, who, outside a building or while traveling about the Township, sells, offers for sale, or solicits orders for future delivery of goods within the township.
 7. The issuance of validly authorized transient vendor’s permit does not authorize the use of the permit on private property without the owner’s permission. A letter in writing from the property owner must be submitted prior to issuance of a permit.
 8. An entity exempted from taxation under Section 5709.04 who provides notice to the Board of Township Trustees that its representatives are present in the Township in

accordance with the requirements of this legislation shall complete an application to be filed with the Township. However, said entities are not subject to any of the regulations set forth in this legislation except those requirements set forth in Paragraph #1 of this legislation necessary for said exempt entity to be exempted from the definition of “transient vendor.”

9. Representative shall wear a badge while soliciting and shall not be permitted to solicit one-half hour after sunset to sunrise.
10. A. Applicant for Transient Vendor Permit: An application for the transient vendor permit is to be completed by the transient vendor applicant. The transient vendor’s permit is a form to be issued after approval of said application to the applicant. A badge furnished by the township, displaying the words “Transient Vendor” must be displayed, at all times when selling, offering for sale, or soliciting orders for the future delivery of goods within the township.
B. Permit Fee: Every transient vendor shall obtain a permit before engaging in business for the sale of goods or who, on the streets or while traveling about the Township, sells, offers for sale, or solicits orders for the future delivery of goods, and shall pay a fee of seventy five dollars (\$75.00) for the maximum period of ninety (90) consecutive days. The permit shall terminate automatically with the last day for which the fee has been paid.
C. Exceptions: Nothing in these regulations shall apply to persons selling items governed herein for any projects sponsored by the elementary and high schools and/or churches.
11. Penalty: Whosoever violates Ohio Revised Code Section 505.94 or any of the regulations set forth herein is guilty of a misdemeanor punishable by a fine up to one hundred fifty dollars (\$150.00). Attached ORC Section 505.99.

Be it further resolved that the Township Fiscal Officer is hereby directed to publish the attached notice of this resolution and notify the Prosecuting Attorney of Stark County, Ohio, of this amendment to the Transient Vendor legislation by sending them a copy of this Resolution.

Be it further resolved that this Resolution supersedes any Transient Vendor Legislation adopted prior to this date. **3-0 yes**

Fiscal Office

ATTACHMENT 12/11/12 K

Pizzino moved and Hawke seconded a motion to pay the bills in the amount of 818,158.41. **3-0 yes**

ATTACHMENT 12/11/12 L

Walters moved and Hawke seconded a motion to approve the minutes of the November 27, 2012 Board of Trustees’ meeting. **3-0 yes**

ATTACHMENT 12/11/12 M

Walters moved and Hawke seconded a motion to approve the November 2012 Financial Reports. **3-0 yes**

ATTACHMENT 12/11/12 N

Walters moved and Hawke seconded a motion to send the Request for Additional Amended Certificate to the Stark County Auditor in the amount of (\$28,230.26). **3-0 yes**

ATTACHMENT 12/11/12 O

Walters moved and Hawke seconded a motion to approve the Supplemental Appropriations in the amount of (\$28, 064.09). **3-0 yes**

ATTACHMENT 12/11 12/ P

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

AMOUNT	FROM FUND	DESCRIPTION	TO FUND	DESCRIPTION
\$ 25,000.00	101	General	292	General Accum Benefits Fund
\$ 25,000.00	210	Fire Levy	293	Fire Accum Benefits Fund
\$ 20,000.00	204	Road & Bridge	294	Highway Accum Benefits Fund
\$100,000.00	209	Police Levy	295	Police Accum Benefits Fund
\$100,000.00	209	Police Levy	325	Police Capital
\$201,500.00	210	Fire Levy	328	Fire Capital
\$130,000.00	228	EMS Fund	328	Fire Capital
\$230,353.00	209	Police Levy	430	Police Levy Balance Fund

3-0 yes

ATTACHMENT 12/11/12 Q

Walters moved and Pizzino seconded a motion to approve the Permanent Appropriations from codes and amounts for the year 2013 in the amount of \$38,225,072.14 by fund, classified by department &, within each, the amount for personal services. **3-0 yes**

Gonzalez told the Board the 2011 Budget was \$39,812,539.83 and the 2012 Budget was \$39,319,236.60 which was a decrease of \$493,303.23. He said the 2013 Budget is \$38,225,072.14 which is \$1,094,164.46 less than last year.

Routine Business

Announcements

- Next regular and organizational Board of Trustees meeting, January 8, 2013, 4:00 p.m., Executive Session and/or Work Session; 5:00 p.m., General Session, Township Hall.
- CIC, December 17, 2012, 12:00 p.m., Papa Bears Restaurant, Dressler Road NW.
- LOGIC, January 3, 2013, 9:00 a.m., Jackson Safety Center, Chiefs' Conference Room.

- Board of Zoning Appeals, December 13, 2012, 5:30 p.m., Township Hall.
- Citizens Advisory Committee:
 - Community Celebration, December 12, 2012, 5:30 p.m., Township Hall.
- Friends of the Park, December 12, 2012, 6:30 p.m., Township Hall.
- Jackson Township Recycling Station Board, January 23, 2013, 11:00 a.m., Buehler's Community Room.
- Santa's Mailbox, December 1-15, located at the Administration Building entrance.

Walters thanked everyone who helped out at the Holiday in the Park event.

Old Business

Walters moved and Hawke seconded a motion to reschedule the next regular Board of Trustees meeting to December 18, 2012, 4:00 p.m., Executive Session and/or Work Session; 5:00 p.m., General Session, Township Hall. **3-0 yes**

New Business

Gonzalez told the Board the twenty-eight cent cell phone tax that was due to expire has been changed from five years to permanent and the amount has been lowered to twenty-five cents which will be added to the additional devices. He said it will be a large move toward a regionalized center. He said after the Governor signs it, it will become law on January 1, 2013. He said the language will eventually be changed to expand what the money can be used for.

Public Speaks – Open Forum

John Karaiskos, 5668 Hillrun Circle N.W., Massillon, asked if the park lights had been turned off recently.

Walters told him the Board decided to change the park hours from dawn to dusk as part of the budgetary constraints so the lights are turned off at dusk.

Mr. Karaiskos asked if the lights were a flat fee or if they were metered. Gonzalez told him those lights are metered.

Mr. Karaiskos asked how much is being saved. Ruwadi said the savings is about \$500.00 per month.

Mr. Karaiskos pointed out that the rules on the website say the park is open until 8:00 p.m. He was told the website will be updated.

Mr. Karaiskos asked when the new hours were started. He was told two or three meetings ago, shortly after the levy failed.

At 5:35 p.m., Walters opened the Public Hearing for Scotsbury Highlands Street Lighting District.

Gonzalez said a petition has been received requesting that a lighting district be created in Scotsbury Highlands. He asked if anyone would like to speak in favor of the district. No one came forward. He closed that portion of the hearing.

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

**RESOLUTION 12-104, ATTACHED
SCOTSBURY HIGHLANDS 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 this 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 October 22, 2012 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 20, 2012.
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 Scotsbury Highlands 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 RC 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 7, 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 Section 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 \$4.22 per light per month for a total of \$354.24 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 adjourn. **3-0 yes**

James Walters

Randy Gonzalez