

RECORD OF PROCEEDINGS

MINUTES OF JACKSON TOWNSHIP TRUSTEES MEETING

JANUARY 10, 2005

Meeks called the meeting to order at 4:00 p.m. at Jackson Safety Center Training Room with all Trustees, Clerk, Lyon, Fitzgerald, Neftzer, Moore, Phillippi, Heck and Boak present.

The meeting was turned over to Clerk Gonzalez who asked for nominations for Board President. Pizzino nominated Burger. William Burger accepted nomination. Burger abstained. **2-0 yes**

Meeks nominated Pizzino for Vice Pres. **3-0 yes**

The meeting was turned over to Pres. Burger. Pizzino moved and Meeks seconded a motion to set the time and place of 2005 Board of Trustees' meetings on the second and fourth Monday at 4:00 p.m. at Township Hall. **3-0 yes**

Meeks moved and Pizzino seconded a motion to appoint Burger as 2005 Trustee representative for CIC-Community Improvement Corporation. **3-0 yes**

Pizzino moved and Burger seconded a motion to appoint Meeks as 2005 Trustee representative for CLOUT-Urban Townships. **3-0 yes**

Meeks moved and Burger seconded a motion to appoint in rotation Meeks, Burger, and Pizzino as 2005 Trustee representative to Department Head Meetings. **3-0 yes**

Pizzino moved and Burger seconded a motion to appoint Meeks as 2005 Trustee representative to Fire Labor Management Meetings. **3-0 yes**

Meeks moved and Pizzino seconded a motion to appoint Burger as 2005 Trustee representative to Highway and Park Labor Management Meetings. **3-0 yes**

Meeks moved and Burger seconded a motion to appoint Pizzino as 2005 Trustee representative to Office and Clerical Labor Management Meetings. **3-0 yes**

Pizzino moved and Burger seconded a motion to appoint Meeks as 2005 Trustee representative to Police (Patrol, Sgts., Lts.) Labor Management Meetings. **3-0 yes**

Meeks moved and Burger seconded a motion to appoint Pizzino as 2005 Trustee representative to Recycling Station Board with Dave Ruwadi as a voting member. **3-0 yes**

Meeks moved and Burger seconded a motion to appoint Pizzino as 2005 Trustee representative to LOGIC-Local Governments in Cooperation. Chiefs Neftzer and Heck also appointed. **3-0 yes**

Meeks moved and Pizzino seconded a motion to appoint Burger as 2005 Trustee representative to SCOG-Stark County Council of Governments with Gonzalez as Alternate. **3-0 yes**

Pizzino moved and Meeks seconded a motion to table the appointment of a 2005 Trustee representative to Jackson Community Celebration. **3-0 yes**

Pizzino moved and Burger seconded a motion to appoint Meeks and Gonzalez as 2005 Trustee representatives to Tax Incentive Review Council with Fitzgerald and Lyon as Alternates. **3-0 yes**

Police Department

Chief Neftzer reviewed changes made to General Order #52 regarding how towing services are placed on the list and what officers are to do when a towing service needs to be called. LOGIC and the Red Center to maintain a spreadsheet of companies called and will forward it to the Police Department once a month for review.

ATTACHMENT 1/10/05A

Tsangas, Plakas, Mannos & Raies letter of January 7, 2005 read into the record by Burger.

ATTACHMENT 1/10/05B

Dennis Fox, Attorney for Belden Village Towing, Inc., spoke regarding changes he felt should be made to the Police Department Towing Services Policy.

Meeks moved and Burger seconded a motion that the Board must approve each and every towing company based on the recommendation of the Police Chief. **2-0 yes**
1 abstain

ATTACHMENT 1/10/05C

Meeks moved and Burger seconded a motion to adopt attached Amended General Order 52 of the Police Department Rules and Regulations. Pizzino abstained. **2-0 yes**
1 abstain

Meeks moved and Burger seconded a motion to approve per the documentation that Chief Neftzer has that Chief Neftzer recommends that Belden Village Towing, Inc. and Oscar's Towing, Inc. be approved by the Board for the towing list Pizzino abstained. **2-0 yes**
1 abstain

Pizzino moved and Meeks seconded a motion to go into recess. **3-0 yes**

Upon return from recess, Pizzino moved and Meeks seconded a motion to go into Executive Session for Management Personnel (Appointment/Employment/Compensation) and for Zoning Personnel (Appointment/Compensation) – Interview applicants for zoning boards. **3-0 yes**

Upon return from executive session, at 6:00 p.m. Burger called the General Session to order. He requested that all cell phones and pagers be turned off at this time.

The Pledge of Allegiance was recited.

Public Speaks – no one came forward.

Administration Department

RESOLUTION 05-001, ATTACHED

Pizzino moved and Meeks seconded a motion to reappoint the following governmental members to the Community Improvement Corporation (CIC) for two year terms from 2/1/05 to 2/1/07.

Ted Heck, Public Official

Mark Prosis, Governmental Member

3-0 yes

ATTACHMENT 1/10/05D

Meeks moved and Pizzino seconded a motion to reappoint the following individuals to the 2005 Highway/Traffic Citizens Advisory Committee:

1. R. L. Harmon
2. Klaus Kuttrus
3. John Nedelk
4. Janice Spadone

3-0 yes

ATTACHMENT 1/10/05E

Meeks moved and Pizzino seconded a motion to reappoint the following individuals to the 2005 Park Citizens Advisory Committee:

1. James Bauder
2. Tom Cozy
3. Wanda Hinderer
4. Brian Parr
5. Steve Rohr
6. Lawrence Rohrig
7. Steve Studer

3-0 yes

ATTACHMENT 1/10/05F

Pizzino moved and Meeks seconded a motion to approve the Use of Township Vehicles Policy as amended.

3-0 yes

ATTACHMENT 1/10/05G

Meeks moved and Pizzino seconded a motion to approve the Newsletter Advertising Policy as amended. Changes were made in circulation, ad size, and advertising rates.

3-0 yes

Fire Department

ATTACHMENT 1/10/05H

Pizzino moved and Meeks seconded a motion to adopt and authorize the placement of the Board members signatures upon the attached Agreement with the Village of Sherrodsville.

3-0 yes

ATTACHMENT 1/10/05I

Meeks moved and Pizzino seconded a motion to approve Appropriation Transfer Request for the Fire Department from code 210.210.5230 to code 210.210.5110 in the amount of \$48,000.00 and from code 210.210.5387 to code 210.210.5110 in the amount of \$26,522.44. **3-0 yes**

Highway Department

ATTACHMENT 1/10/05J

Meeks moved and Pizzino seconded a motion to approve Appropriation Transfer Request for the Highway Department from code 204.310.5387 to code 204.310.5522 in the amount of \$3,800.00, from code 204.310.5387 to code 204.310.5397 in the amount of \$8,000.00, from code 204.310.5387 to code 204.310.5558 in the amount of \$5,500.00, from code 204.310.5387 to code 204.310.5464 in the amount of \$1,400.00 and from code 204.310.5387 to code 204.310.5460 in the amount of \$400.00. **3-0 yes**

ATTACHMENT 1/10/05K

Meeks moved and Pizzino seconded a motion to approve Appropriation Transfer Request for the Highway Department from code 204.310.5387 to code 204.310.5556 in the amount of \$50,000.00. **3-0 yes**

ATTACHMENT 1/10/05L

Meeks moved and Pizzino seconded a motion to approve Appropriation Transfer Request for the Highway Department from code 204.310.5387 to code 204.310.5110 in the amount of \$21,000.00. **3-0 yes**

Legal Department

ATTACHMENT 1/10/05M

Meeks moved and Pizzino seconded a motion pursuant to ORC Section 309.09(B) to employ and authorize the law firm of Krugliak, Wilkins, Griffith & Dougherty Co. LPA to advise and represent the Board of Trustees of Jackson Township, Stark County, Ohio or any other member or employee thereof in any issues or matter as requested by the Board of Trustees or Law Director including labor negotiations, grievance administration or arbitration hearings, unfair labor practice charges or other personnel issues or matters at the rate of \$125 per hour in accordance with the attached purchase order. **3-0 yes**

ATTACHMENT 1/10/05N

Meeks moved and Pizzino seconded a motion to adopt and authorize the placement of the Board President's signature upon the attached Amendment to the Strausser Park Agreement. **3-0 yes**

ATTACHMENT 1/10/05O

Meeks moved and Pizzino seconded a motion to adopt and authorize the placement of our signatures upon the attached OVI Countywide Task Force Agreement with Perry Township. **3-0 yes**

ATTACHMENT 1/10/05P

Meeks moved and Pizzino seconded a motion to adopt the attached Portage II Project Appropriation Judgment Entry and authorize payment as ordered therein. Meeks abstained.

2-0 yes

1 abstain

ATTACHMENT 1/10/05Q

Meeks moved and Pizzino seconded a motion to adopt and authorize the placement of the Board’s signatures upon the attached Extension Agreement with Madden Brothers Inc. **3-0 yes**

Police Department

Discussion on how to proceed with the Police Levy, whether to combine the four existing levies into one at 5 mills or come up with a new plan.

Meeks expressed concern about having only 2 chances and if levy is not passed at the end of the year there will be approximately \$600,000 to \$700,000 left, enough for perhaps 2 cars per shift.

Gonzalez mentioned that 2 of the existing levies are continuous but only one could be used to contract with another agency. The other levy could not due to the language. The Police carryover will cover two payrolls, after that money must be advanced to the Police Department to meet payroll.

Burger deferred to Chief Neftzer in regards to what is needed in the department and looks to his recommendations on the direction the board needs to take in getting and gearing up for passage of levy in May.

Neftzer will bring plans to next meeting with projections for the next 4 or 5 years. The deadline is February 17.

Neftzer also notified the Board of an intern at the Police Dept. from Walsh University. Jim Swope will be with them from Jan. 10 until Apr. 30 at no cost.

Zoning Department

Discussion on Senate Bill 18 which has an implication to the ability of townships to carry out zoning and effectively manage and deal with development issues. Also has implications with regards to ability to carry out the strategies that will be coming under the Comprehensive Plan.

Pizzino motioned and Meeks seconded to set a public hearing for nuisance located at 6843 Highmill Ave. N.W. for February 14, 2005 at 7:00 p.m. **3-0 yes**

Clerk

ATTACHMENT 1/10/05R

Pizzino motioned and Meeks seconded to pay bills. **3-0 yes**

ATTACHMENT 1/10/05S

Pizzino motioned and Meeks seconded to approve minutes of Dec. 9, Dec. 13, and Dec. 23, 2004 Board of Trustees meetings. **3-0 yes**

ATTACHMENT 1/10/05T

Meeks motioned and Pizzino seconded to approve the financial reports. **3-0 yes**

Routine Business

Announcements

- Next regular Board of Trustees meeting, January 24, 2005, 4:00 p.m. Executive Session and/or Work Session, 6:00 p.m., General Session, Township Hall.
- LOGIC, February 3, 2005, 9:00 a.m., Safety Center, Chiefs' Conference Room.
- CIC, February 7, 2005, 5:45 p.m., Township Hall.
- Comprehensive Plan Steering Committee, January 11, 2005, 4:00 p.m., Safety Center Training Room.
- Board of Zoning Appeals:
January 13, 2005, 7:30 p.m., Safety Center Training Room.
January 27, 2005, 7:30 p.m., Township Hall.
- Citizens Advisory Committee:
Highway/Traffic, February 16, 2005, 6:30 p.m., Township Hall.

Old Business

None

New Business

ATTACHMENT 1/10/05U

Meeks moved and Pizzino seconded the motion to appoint Eric Oldroyd to serve as an alternate on the Zoning Board of Appeals for a one year term, 1/1/05 to 12/31/05. **3-0 yes**

ATTACHMENT 1/10/05V

Meeks moved and Pizzino seconded the motion to appoint Nancy Detwiler to serve as an alternate on the Zoning Commission for a one year term, 1/1/05 to 12/31/05. **3-0 yes**

Public Speaks – Open Forum

Paul Biedenbach, 4865 Andette Ave. N.W. asked why minutes for three meetings were approved and why the minutes were not approved and updated on the website since November.

Zoning Hearing

The public hearing was opened for the Glenmoor PUD Revision #545-04 to revise an approved Planned Unit Development (R-6) Glenmoor Development. Property owner: Heritage Development Co., 34555 Chagrin Blvd., Moreland Hills, OH. Change is to turn Hollyhock St. into two cul-de-sacs with 13 lots. Change will maximize buildable area within the last phase and minimize impact to wetlands to less than .5 acres in compliance with Ohio EPA guidelines and to provide access easement as requested by Chief Heck.

Barb Bennett with Hammontree and Assoc. and Rob Benjamin with Heritage Development addressed comments and concerns from the June 2004 meeting.

Barbara Barnhart of 4927 Fleetwood Ave. N.W., Kathleen Kimar of 4965 Fleetwood , Dick George of 4757 Fleetwood, John Scheetz for his mother of 4633 Hilldale St., Jeff Miller of 4903 Fleetwood, Bill Burmeister of 502 Fleetwood, and Leroy Scheetz of 4631 Hilldale St. all spoke against the current plan with concerns regarding drainage and wetlands. Mr. George also asked for clarification of whether the amendment is for 13 lots or 15 lots.

Ms. Bennett addressing drainage concerns, the developers will account for off-site drainage.

Fitzgerald to research the re-notification of homeowners and developers due to the change from 13 to 15 lots. Hearing to be continued at the next Trustees Meeting on January 24, 2005 at 7:00 p.m.

Public Speaks – Continued

Paul Shockey of 4322 Hyatt Ave. proposed a 4 way stop at Kellydale and Hyatt. Township cannot install stop signs to control speed. Will look at as a safety issue.

Meeks motioned and Pizzino seconded to adjourn.

3-0 yes

William Burger, President

Randy Gonzalez, Clerk