

RECORD OF PROCEEDINGS

MINUTES OF JACKSON TOWNSHIP BOARD OF TRUSTEES MEETING

JULY 23, 2009

Pizzino called the meeting to order at 1:00 p.m. at the Jackson Township Hall with all Trustees, Fiscal Officer, Lyon and Fitzgerald present.

Pizzino moved and Burger seconded a motion to go into Executive Session to prepare for and review negotiations with public employees. **3-0 yes**

Upon return from Executive Session, Pizzino opened the Work Session at 1:52 p.m.

Work Session

ATTACHMENT 07/23/09 A

Chad Kapper, President of StoneKap Productions and Beau Miller, Director of Client Services gave a presentation to the Board on costs and ideas for a new Economic Development Video. They said the committee indicated that the commercial, residential, industrial, educational and recreational areas of the Township were important but business was most important. They showed video samples from other production companies to indicate the type of video they think would work well for the Township.

Pizzino called the General Session to order with all department heads present except Dave Ruwadi who was represented by Mike Danner. Pizzino requested that all cell phones and pagers be turned off at this time.

The Pledge of Allegiance was recited.

Public Speaks – None

ATTACHMENT 07/23/09 B

At 2:15 p.m., Pizzino opened the public hearing for nuisance violations at 6843 Highmill NW.

Poindexter informed the Board that the owner was Ray Dodds and gave some background on the property. She told the Board that in 2005 the Township processed a nuisance for the property and went out and removed items from the property with the cost being assessed to the property taxes. In May 2009, she said the Zoning Department received a complaint and the property was investigated again and it appears miscellaneous items are being accumulated again.

Mr. Dodds of 923 Phillips NE asked the Board to consider some extenuating circumstances. He asked that some material be projected on the screen. He said he had rented the property and the renter brought some of the material in and left it. Mr. Dodds asked for an extension of three weeks to get the property cleaned up.

Poindexter recommended that Mr. Dodds be given a 30 day extension with weekly monitoring by the Zoning Department.

Pizzino moved and Walters seconded a motion to extend the nuisance violation hearing until August 24. **3-0 yes**

Work Session

ATTACHMENT 07/23/09 C

Jim Borrieci, Dan Kelly and James Hill from WRL Advertising gave their presentation to the Trustees with their costs and ideas for the new Economic Development Video.

Zoning Department

RESOLUTION 09-057, ATTACHED

NOXIOUS WEEDS – 7682 OAKDALE STREET NW, 16-20002, 28 SW

Pizzino moved and Walters seconded a motion that the Jackson Township Board of Trustees, having been informed in writing that noxious weeds or other harmful weeds are growing on the lands in charge of Christine L. Habony, now deceased, in Jackson Township, described as follows: 7682 Oakdale Street NW, 16-20002, 28 SW, Jackson Township.

Be it resolved that said Christine L. Habony, now deceased, whose tax mailing address is BAC Tax Services Corp (was Countrywide), 2375 N. Glenville Dr. TX2-975-02-01, Richardson, TX 75085, and the attached known heirs of Christine L. Habony 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 September 30, 2009. 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. As stated in our prior courtesy letter to you, pursuant to ORC Sections 5579.06 and 5579.07, a \$150 administrative fee will be placed on you tax duplicate. **3-0 yes**

Administration Department

RESOLUTION 09-058, ATTACHED

STREET POLE BANNER PROGRAM

Walters moved and Burger seconded a motion to adopt and authorize the implementation of the attached Jackson Township Street Pole Banner Program. **3-0 yes**

ATTACHMENT 07/23/09 D

Walters moved and Burger seconded a motion to approve the appearance improvements, as provided by Goodwill Industries, for a replacement trailer to be located at the Recycling Station. **3-0 yes**

Highway Department

ATTACHMENT 07/23/09 E

Walters moved and Burger seconded a motion to adopt and authorize the placement of the Board Present's signature upon the attached Cornerstone Electric, Inc. change order for the Fulton/Wales Streetscape Project. **3-0 yes**

ATTACHMENT 07/23/09 F

Pizzino moved and Burger seconded a motion to approve Budget Module 2009-33-A for the Fulton/Wales Intersection Improvement in the amount of \$1,200.00. **3-0 yes**

Gonzalez explained that the roads were being torn up again because of the second phase. He said the first phase was the widening which was done by ODOT. The sidewalks and streetlights are the Township's project. He said they tried to have the streetlights done as one project but ODOT wouldn't agree to that.

Police Department

RESOLUTION 09-059, ATTACHED

RENEWAL OF AN EXISTING 4.5 MILL POLICE LEVY

Walters moved and Burger seconded a motion, WHEREAS, upon due investigation and consideration, the Board of Trustees of Jackson Township has determined that the amount of taxes which may be raised within the ten (10) mill limitation in and for said Jackson Township Police District, Stark County, Ohio, for the next five years will be insufficient to provide an adequate amount for the necessary requirements for said Jackson Township Police District for the purpose of providing and maintaining motor vehicles, communications, and other equipment, buildings, and sites for such buildings used directly in the operation of a police department, or the payment of salaries of permanent police personnel, including the payment of the police officer employers' contribution required under section 742.33 of the Revised Code, or the payment of the costs incurred as a result of contracts made with other political subdivisions in order to obtain police protection for the Jackson Township Police District, for the period not to exceed five (5) years, tax years 2010, 2011, 2012, 2013 and 2014, commencing in 2010, first due in calendar year 2011; and

WHEREAS, by reason thereof, this Board has determined that it will be necessary for the renewal of an existing tax of four and one half (4.5) mills, which is in excess of such limitation, for the purpose of providing and maintaining motor vehicles, communications, and other equipment buildings, and sites for such buildings used directly in the operation of a police department, or the payment of salaries of permanent police personnel, including the payment of the police officer employers' contribution required under section 742.33 of the Revised Code, or the payment of the costs incurred as a result of contracts made with other political subdivisions in order to obtain police protection for the Jackson Township Police District, for the period not to exceed five (5) years, tax years 2010, 2011, 2012, 2013 and 2014, commencing in 2010, first due in calendar year 2011; and

WHEREAS, pursuant to the requirements of Ohio Revised Code Section 5705.03(B), this Board as

taxing authority for the Jackson Township Police District, Jackson Township, Stark County, Ohio, is required to certify to the Stark County Auditor a resolution requesting that the Stark County Auditor certify to this Board as taxing authority for the Jackson Township Police District, Jackson Township, Stark County, Ohio, the total current tax valuation of the Jackson Township Police District as a subdivision, and the dollar amount of revenue that would be generated by a specified number of mills. In addition, this Board as said taxing authority of said District is required to state the purpose of the tax, whether the tax is an additional levy or a renewal or a replacement of an existing tax and the section of the Ohio Revised Code authorizing submission of the question of the tax to the Stark County Board of Elections for determination as provided by law.

BE IT RESOLVED THAT the Board of Trustees of Jackson Township, Stark County, Ohio, on behalf of the Jackson Township Police District, Jackson Township, Stark County, Ohio, and as said taxing authority for said District, does hereby determine that it is necessary for the renewal of an existing tax, outside the ten (10) mill limitation for the purpose of providing and maintaining motor vehicles, communications, and other equipment, buildings, and sites for such buildings used directly in the operation of a police department, or the payment of salaries of permanent police personnel, including the buildings, and sites for such buildings used directly in the operation of a police department, or the payment of salaries of permanent police personnel, including the payment of the police officer employers' contribution required under section 742.33 of the Revised Code, or the payment of the costs incurred as a result of contracts made with other political subdivisions in order to obtain police protection for the Jackson Township Police District, for the period not to exceed five (5) years, tax years 2010, 2011, 2012, 2013 and 2014, commencing in 2010, first due in calendar year 2011; and

BE IT FURTHER RESOLVED THAT the Board of Trustees of Jackson Township, Stark County, Ohio, as taxing authority for the Jackson Township Police District, Jackson Township, Stark County, Ohio, pursuant to the requirements of Ohio Revised Code Section 5705.03(B), does hereby certify to the Stark County Auditor this resolution requesting that the Stark County Auditor certify to this taxing authority, the total current tax valuation of the Jackson Township Police District as a subdivision, and the dollar amount of revenue that would be generated by the renewal of an existing tax of four and one half (4.5) mills for the purpose of providing and maintaining motor vehicles, communications, and other equipment, buildings, and sites for such buildings used directly in the operation of a police department, or the payment of salaries of permanent police personnel, including the payment of the police officer employers' contribution required under section 742.33 of the Revised Code, or the payment of the costs incurred as a result of contracts made with other political subdivisions in order to obtain police protection for the Jackson Township Police District, for the period not to exceed five (5) years, tax years 2010, 2011, 2012, 2013 and 2014, commencing in 2010, first due in calendar year 2011. Ohio Revised Code Sections 5705.19(J), 5705.191 and 5705.25 authorizes submission of the question of the renewal of an existing tax at the November 3, 2009 general election.

BE IT FURTHER RESOLVED THAT the Clerk of this board be, and hereby is, directed and authorized to certify this resolution to the Stark County Auditor pursuant to the provisions of Sections 5705.03(B) of the Ohio Revised Code, and to proceed with all things necessary to be done in order to accomplish the purpose of this resolution and the requirements of Section 5705.03(B) of the Ohio Revised Code.

BE IT FURTHER RESOLVED THAT it is found and determined that all formal actions of this Board concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board, and that all deliberations of this Board that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code. **3-0 yes**

There was some additional discussion where the Trustees commended Chief Neftzer with operating with the renewal levy.

ATTACHMENT 07/23/09 G

Pizzino moved and Burger seconded a motion to accept the resignation of part-time police patrol officer and police constable, David Macaluso, effective July 24, 2009 at 2400 hours. **3-0 yes**

ATTACHMENT 07/23/09 H

Walters moved and Burger seconded a motion to adopt and authorize the placement of the Board President's signature upon the attached OVI Countywide Task Force Contract and Memorandum of Understanding. **3-0 yes**

Walters moved and Burger seconded a motion to accept a \$250.00 donation to the "Hooked on Fishing, Not on Drugs" Program from Wal-Mart Foundation. **3-0 yes**

Fiscal Office

ATTACHMENT 07/23/09 I

Pizzino moved and Burger seconded a motion to pay the bills in the amount of \$50,797.02. **3-0 yes**

ATTACHMENT 07/23/09 J

Pizzino moved and Burger seconded a motion to approve the minutes of the July 13, 2009 Board of Trustees meeting. **3-0 yes**

Routine Business

Announcement

- Next regular Board of Trustees meeting, August 10, 2009, 4:00 p.m., Executive Session and/or Work Session; 6:00 p.m., General Session, Township Hall.
- LOGIC, August 6, 2009, 9:00 a.m., Safety Center, Chief's Conference Room.
- CIC, August 17, 2009, 5:00 p.m., Township Hall.
- Citizens Advisory Committees:
 - Community Celebration Wrap-Up Meeting, August 11, 2009, 5:30 p.m., Township Hall.

- Highway/Traffic, August 19, 2009, 6:30 p.m., Township Hall.
- Park, September 15, 2009, 6:30 p.m., Township Hall.

Old Business – None

New Business

Walters moved and Burger seconded a motion to accept a \$150.00 donation to the Park Department from James Allen, Ohio North Soccer Club. **3-0 yes**

ATTACHMENT 07/23/09 K

Walters moved and Burger seconded a motion not to request a hearing on the liquor license to Walgreen Co, dba Walgreens 04983, 4024 Fulton Dr. N.W., Canton, OH 44718. **3-0 yes**

Public Speaks – Open Forum

No one came forward

Walters moved and Burger seconded a motion to adjourn. **3-0 yes**

John Pizzino

Randy Gonzalez