

RECORD OF PROCEEDINGS

MINUTES OF JACKSON TOWNSHIP BOARD OF TRUSTEES MEETING

JULY 8, 2014

Hawke called the meeting to order at 4:00 p.m. at the Jackson Township Hall with all Trustees, Fiscal Officer, Lyon, Brink and Bissler present. Vaccaro was on vacation.

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

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

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

Upon return from Executive Session, Hawke called the General Session to order at 5:36 p.m. He requested that all cell phones be turned off at this time.

The Pledge of Allegiance was recited.

Public Speaks – None

Mike Boyd from the Jackson Rotary thanked the Trustees for their support with the Field of Honor/Field of Heroes.

Hawke thanked Mr. Boyd and the Rotary for the work they do putting the Field of Honor/Field of Heroes together.

Administration Department

ATTACHMENT 07/08/14 A

Hawke moved and Pizzino seconded a motion to approve and authorize the Board President's signature on the attached SCOG Natural Gas Program Consent Form. **3-0 yes**

ATTACHMENT 07/08/14 B

Hawke moved and Pizzino seconded a motion not to request a hearing on the liquor license to Dressler Pub Group Inc. dba Pub Club, 5252 & 5260 Dressler Rd. N.W. & Patio, Canton, Ohio 44718. **3-0 yes**

Fire Department

Walters moved and Pizzino seconded a motion to accept a \$2,750.00 Grant Award for EMS Supplies. **3-0 yes**

Police Department

ATTACHMENT 07/08/14 C

Hawke moved and Walters seconded a motion to approve the appropriation transfer request from account code 209.250.5110, Operations Reg. Salaries, to account code 209.250.5120, Operations OT, in the amount of \$10,000.00. **3-0 yes**

Public Works Department

Highway Division

**RESOLUTION 14-054, ATTACHED
2014 CURBING REPLACEMENT AWARD**

Hawke moved and Walters seconded a motion that we hereby determine that T. R. Snyder Construction, Inc. is the lowest and best bidder for the 2014 Curbing Replacement Project in the amount of \$137,069.14 in accordance with the Company’s proposal and the Specifications and authorize the placement of the Board’s signatures on the Contract. **3-0 yes**

ATTACHMENT 07/08/14 D

Hawke moved and Walters seconded a motion to approve Budget Module No. 2014-20-A for Curbing Replacement in the amount of \$37,070.00. **3-0 yes**

ATTACHMENT 07/08/14 E

Hawke moved and Pizzino seconded a motion to approve the appropriation transfer request from account code 211.310.5387, Discretionary, to account code 211.310.5607, Curbing, in the amount of \$37,070.00. **3-0 yes**

Boger opened the bids received for the 2014 Road Striping Project.

Oglesby Construction	\$43,845.60
JD Striping	\$41,642.21
A & A Safety	\$45,274.32
Duramark Inc.	\$59,803.80

Park Division

Hawke moved and Walters seconded a motion to accept a \$50.00 donation to the Park Division from Nations Baseball. **3-0 yes**

Zoning & Planning Division

ATTACHMENT 07/08/14 F

Hawke opened the public hearing for Zoning Amendment 609-14, Jackson Woods, LLC, agent for Appleman Haymaker Properties, LTD request to rezone 21.484 acres, more or less, of a 31.55 acre tract on the south side of Strausser, east of Wyndgate Court, from (R-R) Rural Residential to (R-1) Single Family Residential.

He said all the testimony has been heard and documented. He said the Board will discuss the request and vote.

Hawke recapped some of the objections made at the last hearing. Walters said there was a lot of information heard at the previous hearing and that his job as a Board member is to balance the Township's growth with the current neighborhoods and that it isn't always an easy decision. He said the sight distance issues are very clear and are a concern. Pizzino said Mr. Day has built several communities in Jackson Township and have always been quality communities with no complaints from anyone. He said his concern is the traffic through the existing neighborhood.

Hawke moved and Walters seconded a motion to adopt the recommendation of the Zoning Commission to deny Zoning Amendment 609-14.

Hawke	yes
Walters	yes
Pizzino	yes

ATTACHMENT 07/08/14 G

Hawke opened the public hearing for Zoning Amendment 608-14, Jackson Woods LLC, agent for Appleman Haymaker Properties, LTD request to rezone 9.145 acres, more or less, of a 31.55 acre tract on the south side of Strausser, east of Wyndgate Court from (R-R) Rural Residential to (R-3) Planned Unit Deveopment.

He pointed out that all testimony has been heard and documented and that it is open for Board discussion only.

Pizzino said that there are the same concerns with this zoning amendment as with the other and that is that traffic must go through the R-1 and the existing allotment. Hawke said it also involves the safety issues regarding Strausser.

Pizzino moved and Hawke seconded a motion to adopt the recommendation of the Zoning Commission to deny Zoning Amendment 608-14.

Hawke	yes
Walters	yes
Pizzino	yes

RESOLUTION 14-055, ATTACHED

NOXIOUS WEEDS – LOT 16 (PARCEL NO. 16-25473), Lot 17 (PARCEL NO. 16-25471), LOT 18 (PARCEL NO. 16-25469) ON FULTON DR. NW, LAKE CABLE SECTION E, JACKSON TOWNSHIP, OHIO

Hawke moved and Pizzino seconded a motion whereas, the Jackson Township Board of Trustees, having been informed in writing that noxious or other harmful weeds are growing on the lands in charge of Providence Development Co. Ltd, in Jackson Township described as follows: Lot 16 (Parcel No. 16-25476), Lot 17 (Parcel No. 16-25471), Lot 18 (Parcel No. 16-25469) on Fulton Dr. NW, Lake Cable Section E, Jackson Township, Ohio.

Be it resolved that said Providence Development Co. Ltd, whose tax mailing address is 650 Kaymont Avenue, Massillon, OH 44646, be notified by serving on them by certified mail with return receipt requested, a written copy of this resolution, that said noxious weeds are growing

on such lands and that, pursuant to ORC Section 5579.05, they must be cut or destroyed within five (5) days after the service of such notice or show this Board cause why there is no need for doing so. The owner shall have a continuing duty to cut or destroy the noxious weeds every 30 days from the date of this Resolution until October 31, 2014. If the owner fails to meet this obligation within the five-day period, or the subsequent 30 day periods, the Township will mow at \$150.00 per hour with a \$400.00 minimum charge per lot or parcel. As stated in our prior courtesy letter to you, pursuant to ORC Sections 5579.06 and 5579.07, a \$150.00 administrative fee per lot or parcel will be placed on your tax duplicate. **3-0 yes**

RESOLUTION 14-056, ATTACHED

NOXIOUS WEEDS – 8860 GLADYS ST NW, LOT 15, SCENIC #2, PARCEL NO. 16-06503, JACKSON TOWNSHIP, OHIO

Hawke moved and Pizzino seconded a motion whereas, the Jackson Township Board of Trustees, having been informed in writing that noxious or other harmful weeds are growing on the lands in charge of Jason & Brandie M. Ile, in Jackson Township described as follows: 8860 Gladys St NW, Lot 15, Scenic #2, Parcel No. 16-06503, Jackson Township, Ohio.

Be it resolved that said Jason F. & Brandie M. Ile, whose tax mailing address is Core Logic, 2500 Westfield Dr. Ste. 102, Elgin, IL 60124, be notified by serving on them by certified mail with return receipt requested, a written copy of this resolution, that said noxious weeds are growing on such lands and that, pursuant to ORC Section 5579.05, they must be cut or destroyed within five (5) days after the service of such notice or show this Board cause why there is no need for doing so. The owner shall have a continuing duty to cut or destroy the noxious weeds every 30 days from the date of this Resolution until October 31, 2014. If the owner fails to meet this obligation within the five-day period, or the subsequent 30 day periods, the Township will mow at \$150.00 per hour with a \$400.00 minimum charge per lot or parcel. As stated in our prior courtesy letter to you, pursuant to ORC Sections 5579.06 and 5579.07, a \$150.00 administrative fee per lot or parcel will be placed on your tax duplicate. **3-0 yes**

RESOLUTION 14-057, ATTACHED

NOXIOUS WEEDS – 4166 GLACIER AVENUE NW, LOT 54, MARLEN ESTATES #2, PARCEL NO 16-07796, JACKSON TOWNSHIP, OHIO

Hawke moved and Pizzino seconded a motion whereas, the Jackson Township Board of Trustees, having been informed in writing that noxious or other harmful weeds are growing on the lands in charge of Eric Barnard, in Jackson Township described as follows: 4166 Glacier Avenue NW, Lot 54, Marlen Estates #2, Parcel No. 16-07796, Jackson Township, Ohio.

Be it resolved that said Eric Barnard, whose tax mailing address is Core Logic, 2500 Westfield Dr., Ste. 102, Elgin, IL 60124, be notified by serving on them by certified mail with return receipt requested, a written copy of this resolution, that said noxious weeds are growing on such lands and that, pursuant to ORC Section 5579.05, they must be cut or destroyed within five (5) days after the service of such notice or show this Board cause why there is no need for doing so. The owner shall have a continuing duty to cut or destroy the noxious weeds every 30 days from the date of this Resolution until October 31, 2014. If the owner fails to meet this obligation within the five-day period, or the subsequent 30 day periods, the Township will mow at \$150.00

per hour with a \$400.00 minimum charge per lot or parcel. As stated in our prior courtesy letter to you, pursuant to ORC Sections 5579.06 and 5579.07, a \$150.00 administrative fee per lot or parcel will be placed on your tax duplicate. **3-0 yes**

ATTACHMENT 07/08/14 H

Hawke moved and Pizzino seconded a motion to approve and authorize the Board members' signatures on the attached Notice to the Stark County Auditor for mowing noxious weeds at 3295 Dellwood Avenue NW, Lot 77, Springdale Subdivision 1, Parcel No. 16-04434 in the amount of \$600.00. **3-0 yes**

Fiscal Office

ATTACHMENT 07/08/14 I

Hawke moved and Walters seconded a motion to pay the bills in the amount of \$841,507.39. **3-0 yes**

ATTACHMENT 07/08/14 J

Hawke moved and Walters seconded a motion to approve the minutes of the June 24, 2014 Board of Trustees' meeting. **3-0 yes**

ATTACHMENT 07/08/14 K

Hawke moved and Walters seconded a motion to approve the June 2014 Financial Reports. **3-0 yes**

ATTACHMENT 07/08/14 L

Hawke moved and Walters seconded a motion to create new fund #808 and related receipt and expense codes for Fire Loss Claims. **3-0 yes**

Routine Business

Announcements

- Next regular Board of Trustees meeting, July 22, 2014, 4:00 p.m., Executive Session and/or Work Session; 5:00 p.m., General Session, Township Hall.
- LOGIC, July 10, 9:00 a.m., Jackson Safety Center, Chiefs' Conference Room.
- CIC, July 24, 2014, 8:00 a.m., Township Hall.
- Board of Zoning Appeals, July 24, 2014, 5:30 p.m., Township Hall.
- Citizens Advisory Committees:
 - Park, August 13, 2014, 6:30 p.m., Township Hall.

- Community Celebration, September 10, 2014, 5:30 p.m., Township Hall.
- Highway/Traffic, November 13, 2014, 7:00 p.m., Township Hall.
- Friends of the Park, August 13, 2014, 7:00 p.m., Township Hall.
- Jackson Township Recycling Station Board, July 23, 2014, 11:00 a.m., Buehler's Community Room.
- Gardening with Zest, monthly educational series; Making Your Own Rainbarrel, July 29, 2014, 6:30 p.m., North Park Pavilion.
- Farmers Market, Thursdays through October 2, 3:00 – 6:30 p.m., North Park.
- Jackson-Belden FoodFest & Fireworks, Pro-Football Hall of Fame Enshrinement Festival Balloon Classic Invitational, July 18 & 19, Kent State Stark Campus, 6000 Frank Road NW.
- Thank you to all Township employees, volunteers, committee members and sponsors who made this year's Jackson Community Celebration a huge success.
- Jackson Township Facebook Page, Jackson Township Board of Trustees, Stark County, Ohio.

ATTACHMENT 07/08/14 M

Hawke opened the public hearing on Zoning Amendment #610-14, Mark Memmer, Applicant for Racar Properties LLC, Property Owner, requests to rezone approximately 1.18 acres located at the SW corner of Portage and Lorraine NW, from R-4 Multi Family Residential District to B-1 Suburban Office & Limited Business District.

Poindexter told the Board that the property owner, Racar Properties LLC, 6322 Margate Circle and the applicant, Mark Memmer, 2500 Westdale Road were requesting the rezone from R-4 Multi Family to B-1 Suburban Office and Limited Business District, and that the rezoning affects 1.18 acres at the SW corner of Portage and Lorraine, parcel numbers 16-20594 and 16-20595. She said this went to RPC and they recommended approval. She pointed out that this went to the Zoning Commission on June 19 and they also recommended approval.

Hawke asked if anyone wanted to speak in favor of the Zoning Amendment.

David Delaney said he and his wife, Sue, own the property at 7287 Portage across the street from the proposed zoning change. He said they are 1,000 percent in favor of the change. He said there is a dilapidated house on the lot that continues to deteriorate and that it is not only an eyesore, but it's also a hazard since it could attract vagrants, partying teens or worse. He told the Board he suggests voting in favor of this change. He said he has spoken to the other property owners in the area and they are all in favor of this change.

Hawke asked if anyone else wanted to speak in favor the Zoning Amendment. No one came forward. He closed that portion of the hearing.

Hawke asked if anyone wanted to speak against the Zoning Amendment. No one came forward. He closed that portion of the hearing.

Pizzino moved and Hawke seconded a motion to adopt the recommendation of the Zoning Commission to approve the zoning request. **3-0 yes**

Old Business

Banner Program

Hawke said the Trustees have listened to everyone and that they want the program to be fair and to treat everyone the same.

Walters said fairness is critical. He thanked everyone for their input and said that they have reached a reasonable solution to try for this year.

Hawke reviewed some of the highlights of the new policy.

Hawke moved and Walters seconded a motion to adopt the revised Banner Program. **3-0 yes**

New Business

None

Public Speaks – Open Forum

Melanie Johns thanked the Board for their consideration regarding the banner policy. She said this wasn't about the parents, it was about the students.

Gonzalez said the strength of the Township is the schools. He said this has been considered the downtown of Jackson Township and that the Trustees worked hard to get the money for the streetscape. He said Congressman Regula got some money for the sidewalks. He said those in attendance showed the interest in the banner program and shows what a success it has been. He said the interest has outgrown the number of poles available and that they are looking at a way to extend the poles to expand the program.

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

Todd Hawke

Randy Gonzalez