

RECORD OF PROCEEDINGS

MINUTES OF JACKSON TOWNSHIP BOARD OF TRUSTEES MEETING

JULY 22, 2014

Hawke called the meeting to order at 4:02 p.m. at the Jackson Township Hall with all Trustees, Fiscal Officer, Lyon, Vaccaro, Hogue, Berczik, Brink and Bissler present.

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

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

Upon return from Executive Session at 5:20 p.m., Hawke called the General Session to order. He requested that all cell phones be turned off at this time.

The Pledge of Allegiance was recited.

Public Speaks – None

Police Department

RESOLUTION 14-058, ATTACHED

APPOINTMENT OF PART TIME POLICE PATROL OFFICER

Hawke moved and Walters seconded a motion whereas, Resolution No. 14-023 is incorporated herein, and Michael J. Arena has successfully completed the psychological and physical testing or other requirements.

Be it resolved that, pursuant to ORC Section 505.49 and 509.01, Michael J. Arena is hereby appointed as Part Time Patrol Officer and Township Constable for the Jackson Township Police District, Stark County, Ohio, effective July 23, 2014 at 0001 hours, at the established compensation rate and we hereby accept the attached Oath of Office. **3-0 yes**

RESOLUTION 14-059, ATTACHED

APPOINTMENT OF PART TIME POLICE PATROL OFFICER

Hawke moved and Walters seconded a motion whereas, Resolution No. 14-030 is incorporated herein, and Jason D. Knauer has successfully completed the psychological and physical testing or other requirements.

Be it resolved that, pursuant to ORC Section 505.49 and 509.01, Jason D. Knauer is hereby appointed as Part Time Patrol Officer and Township Constable for the Jackson Township Police District, Stark County, Ohio, effective July 23, 2014 at 0002 hours, at the established compensation rate and we hereby accept the attached Oath of Office. **3-0 yes**

Hawke administered the Oath of Office.

Hawke called a short recess to allow time for photos.

Administration Department

ATTACHMENT 07/22/14 A

Hawke moved and Walters seconded a motion to authorize the core server upgrade project in accordance with the attached memorandum from the Law Director. **3-0 yes**

ATTACHMENT 07/22/14 B

Hawke moved and Pizzino seconded a motion to adopt and authorize the placement of the Board President's signature upon the attached 2015 Group Retrospective Rating Program Enrollment Form and to renew the Frank Gates Service Agreement for the 2015 Retro Policy Year. **3-0 yes**

RESOLUTION 14-060, ATTACHED

JACKSON TOWNSHIP RECYCLING STATION LEASE

Hawke moved and Pizzino seconded a motion that we hereby renew the attached Lease with the Jackson Township Recycling Station, Inc. for a one year term expiring August 31, 2015.

3-0 yes

ATTACHMENT 07/22/14 C

Walters moved and Pizzino seconded a motion to approve and authorize our signatures on Certificates of Appreciation for the 2014 Jackson Community Celebration committee members, volunteers, and Township Departments. **3-0 yes**

ATTACHMENT 07/22/14 D

Walters moved and Pizzino seconded a motion to approve and authorize our signatures on the attached letter and Certificate of Recognition for Eagle Scout Matthew Jacob Reed. **3-0 yes**

Legal Department

RESOLUTION 14-061, ATTACHED

RENEWAL OF AN EXISTING 4.5 MILL AND INCREASE OF 1.25 MILL POLICE LEVY

Hawke moved and Pizzino 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, Jackson Township, 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 or part-time police, communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.33 of the Revised Code, or the payment of the costs incurred by townships as a result of contracts made

with other political subdivisions in order to obtain police protection for the Jackson Township Police District; and

Whereas, by reason thereof, this board has determined that it will be necessary to renew an existing tax of four and one half (4.5) mills and an increase of one and one-quarter (1.25) mills to constitute a tax of five and three quarter (5.75) 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 or part-time police, communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.33 of the Revised Code, or the payment of the costs incurred by townships as a result of contracts made with other political subdivisions in order to obtain police protection for the Jackson Township Police District, Jackson Township, Stark County, Ohio; 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, certified to the Stark County Auditor, on the 25th day of June, 2014, 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 the renewal of an existing tax of four and one half (4.5) mills, and an increase of one and one-quarter (1.25) mills to constitute a tax of five and three quarter (5.75) mills, which resolution stated that the purpose of said tax was 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 or part-time police, communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.33 of the Revised Code, or the payment of the costs incurred by townships 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 2014, 2015, 2016, 2017 and 2018, commencing in 2014, first due in calendar year 2015. Ohio Revised Code Sections 5709.19(J), 5705.191 and 5705.25 authorize submission of the question of the renewal of an existing tax.

Whereas, the Stark County Auditor based upon said certification request advised this Board, pursuant to the provisions of Ohio Revised Code Section 5705.03(B), on the 30th day of June, 2014 as provided for in said section, that the total current tax valuation of the subdivision was \$1,245,179,080.00 and that the dollar amount of revenue that would be generated by a specified number of mills, to wit, a renewal of four and one half (4.5) mills and an increase of one and one quarter (1.25) mills to constitute a tax of five and three quarter (5.75) mills would be \$7,154,531.00 for the above stated purposes; and

Whereas, by reason of facts above set forth, this Board has determined that is should, and hereby does, declare itself to submit to the electors of the Jackson Township Police District, Jackson Township, Stark County, Ohio, at the general election to be held November 4, 2014, the question

of the renewal of an existing tax of four and one half (4.5) mills and increase of one and one-quarter (1.25) mills to constitute a tax of five and three quarter (5.75) mills, 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 or part-time police, communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.33 of the Revised Code, or the payment of the costs incurred by townships 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 of five (5) years, tax years 2014, 2015, 2016, 2017 and 2018, commencing in 2014, first due in calendar year 2015.

Be it resolved that there shall be submitted to the electors of the Jackson Township Police District, Jackson Township, Stark County, Ohio, at the general election to be held November 4, 2014, the question of the renewal and increase of an existing tax outside the ten (10) mill limitation in and for said subdivision in the amount of a four and one half (4.5) mills renewal and an increase of one and one-quarter mills to constitute a tax of five and three quarter (5.75) mills for the purpose of providing and maintaining motor vehicles, communications, and other equipment, buildings, and sites for such buildings use directly in the operation of a police department, or the payment of salaries of permanent or part-time police, communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.33 of the Revised Code, or the payment of the costs incurred by townships 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 of five (5) years, tax years 2014, 2015, 2016, 2017, and 2018, commencing in 2014, first due in calendar year 2015.

Be it further resolved that the submission of said proposal, the notice of election, the form of ballot, the certification of the levy as voted outside the ten (10) mill limitation, and the levying of such renewal and increase in millage shall be in accordance with the provisions of Sections 5705.19(J), 5705.191 and 5705.25 and other related sections of the Ohio Revised Code and in accordance with the statutes in such cases made and provided; and that the levy is to be placed on the tax lists of tax years 2014, 2015, 2016, 2017 and 2018, commencing in 2014, first due in calendar year 2015.

Be it further resolved that the form of ballot cast at such election shall be:

**PROPOSED TAX LEVY (RENEWAL AND INCREASE)
JACKSON TOWNSHIP POLICE DISTRICT**

A majority affirmative vote is necessary for passage

“A renewal of 4.5 mills and an increase of 1.25 mills to constitute a tax of 5.75 mills for the benefit of Jackson Township 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 or part-time police,

communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.33 of the Revised Code, or the payment of the costs incurred by townships as a result of contracts made with other political subdivisions in order to obtain police protection for the Jackson Township Police District at a rate not exceeding five and seventy five-hundredths (5.75) mills for each one dollar of valuation, for five (5) years, commencing in 2014, first due in calendar year 2015.

FOR THE TAX LEVY

AGAINST THE TAX LEVY

Be it further resolved that the Fiscal Officer of this Board be, and hereby is, directed and authorized to certify to the Board of Elections of Stark County, Ohio pursuant to the provisions of Sections 5705.19(J), 5705.191 and 5705.25 and other related statutes, and to proceed with all things necessary to be done in order to accomplish the purpose of this Resolution.

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.

Be it further resolved that it is found and determined that all formal actions of this Board complied with Ohio Revised Code Section 5705.03(B) and that the attached certification was provided by the Stark County Auditor as required by law, which is hereby acknowledged and accepted by this Board. **3-0 yes**

**RESOLUTION 14-062, ATTACHED
NOTICE OF PUBLIC HEARINGS ON THE REGULATIONS GOVERNING MASSAGE
ESTABLISHMENTS**

Hawke moved and Pizzino seconded a motion that we hereby authorize the Fiscal Officer to publish the attached Notice of hearings upon the Regulations Governing Massage Establishments on August 12, 2014 at 5:30 p.m. and on August 26, 2014 at 5:15 p.m. **3-0 yes**

Public Works Department

Highway Division

**RESOLUTION 14-063, ATTACHED
2014 PAINT STRIPING OF ROADWAYS PROJECTS**

Hawke moved and Walters seconded a motion that we hereby determine that J.D. Striping & Services, Inc. is the lowest and best bidder for the 2014 Paint Striping of Roadways Project in

the amount of \$41,642.21 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 07/22/14 E

Hawke moved and Pizzino seconded a motion to approve the appropriation transfer request from account code 204.310.5387, Discretionary, to account code 204.310.5492, Trash Removal, in the amount of \$3,300.00. **3-0 yes**

Park Division

Hawke moved and Pizzino seconded a motion to accept a \$100.00 donation to the Parks from Jason Hoover/NOASA. **3-0 yes**

Zoning & Planning Department

ATTACHMENT 07/22/14 F

Hawke moved and Walters seconded a motion to approve the appropriation transfer request from account code 213.160.5230, Workers' Comp., to account code 213.160.5458, Other Professional Services, in the amount of \$800.00. **3-0 yes**

ATTACHMENT 07/22/14 G

Walters moved and Pizzino seconded a motion that the Jackson Township Board of Trustees, Stark County, Ohio, hereby makes report and certifies that on the 3rd day of June 2014 it was informed in writing that noxious weeds were growing on lands of Rizk Towers LLC in Jackson Township and were about to spread and mature seeds; said lands being described as follows: 4041 Batton Street NW, Parcel Nos, 16-09122 and 16-079093, NE Qtr. Section 12, Jackson Township, and thereupon said Jackson Township Trustees adopted and served a resolution requiring that said noxious weeds be cut or destroyed.

The following is a statement of the charges for:

Administrative Fee	\$150.00
Labor, materials, and equipment used	<u>\$525.00</u>
TOTAL	\$675.00

You are hereby requested to cause such amount, when allowed, to be entered upon the tax duplicate and to be a lien upon the above-described real estate, from and after the date of the entry, and to be collected as other taxes and returned to the Township to be placed in the Township general fund. **3-0 yes**

ATTACHMENT 07/22/14 H

Walters moved and Pizzino seconded a motion that the Jackson Township Board of Trustees, Stark County, Ohio, hereby makes report and certifies that on the 9th day of June 2014 it was informed in writing that noxious weeds were growing on lands of The Bank of New York Mellon kfa The Bank of New York, as Trustee for the Certificateholders CWALT, Inc., Alternative Loan Trust 2006-32CB, Mortgage Pass-Through Certificates, Series 2006-32CD in Jackson Township and were about to spread and mature seeds; said lands being described as

follows: 5575 East Blvd. NW, Lot #339, Lake Cable Section G. Parcel No. 16-4859, SE Qtr. Section 14, Jackson Township, and thereupon said Jackson Township Trustees adopted and served a resolution requiring that said noxious weeds be cut or destroyed.

The following is a statement of the charges for:

Administrative Fee	\$150.00
Labor, materials, and equipment used	<u>\$400.00</u>
TOTAL	\$550.00

You are hereby requested to cause such amount, when allowed, to be entered upon the tax duplicate and to be a lien upon the above-described real estate, from and after the date of the entry, and to be collected as other taxes and returned to the Township to be placed in the Township general fund. **3-0 yes**

ATTACHMENT 07/22/14 I

Walters moved and Pizzino seconded a motion that the Jackson Township Board of Trustees, Stark County, Ohio, hereby makes report and certifies that on the 9th day of June 2014 it was informed in writing that noxious weeds were growing on lands of MRF Ohio One LLC in Jackson Township and were about to spread and mature seeds; said lands being described as follows: 6808 Oakcrest Avenue NW, Lot #7, West Oak 1, Parcel No. 16-03887, SW Qtr. Section 11, Jackson Township, and thereupon said Jackson Township Trustees adopted and served a resolution requiring that said noxious weeds be cut or destroyed.

The following is a statement of the charges for:

Administrative Fee	\$150.00
Labor, materials, and equipment used	<u>\$400.00</u>
TOTAL	\$550.00

You are hereby requested to cause such amount, when allowed, to be entered upon the tax duplicate and to be a lien upon the above-described real estate, from and after the date of the entry, and to be collected as other taxes and returned to the Township to be placed in the Township general fund. **3-0 yes**

ATTACHMENT 07/22/14 J

Walters moved and Pizzino seconded a motion that the Jackson Township Board of Trustees, Stark County, Ohio, hereby makes report and certifies that on the 11th day of June 2014 it was informed in writing that noxious weeds were growing on lands of Ronald & Sheila Weaver in Jackson Township and were about to spread and mature seeds; said lands being described as follows: 300 Stuart Street NW, Lot #54, Blaumeiser Tract, Parcel No. 16-05670, SW Qtr. Section 32, Jackson Township, and thereupon said Jackson Township Trustees adopted and served a resolution requiring that said noxious weeds be cut or destroyed.

The following is a statement of the charges for:

Administrative Fee	\$150.00
Labor, materials, and equipment used	<u>\$450.00</u>
TOTAL	\$600.00

You are hereby requested to cause such amount, when allowed, to be entered upon the tax duplicate and to be a lien upon the above-described real estate, from and after the date of the entry, and to be collected as other taxes and returned to the Township to be placed in the Township general fund. **3-0 yes**

ATTACHMENT 07/22/14 K

Walters moved and Pizzino seconded a motion that the Jackson Township Board of Trustees, Stark County, Ohio, hereby makes report and certifies that on the 12th day of May 2014 it was informed in writing that noxious weeds were growing on lands of Jack & Paula Crouse in Jackson Township and were about to spread and mature seeds; said lands being described as follows: 7615 Wellesley Street NW, Lot #151, Jackson Meadows Allotment 4, Parcel No. 16-10660, SW Qtr. Section 16, Jackson Township, and thereupon said Jackson Township Trustees adopted and served a resolution requiring that said noxious weeds be cut or destroyed.

The following is a statement of the charges for:

Administrative Fee	\$150.00
Labor, materials, and equipment used	<u>\$400.00</u>
TOTAL	\$550.00

You are hereby requested to cause such amount, when allowed, to be entered upon the tax duplicate and to be a lien upon the above-described real estate, from and after the date of the entry, and to be collected as other taxes and returned to the Township to be placed in the Township general fund. **3-0 yes**

Hawke moved and Pizzino seconded a motion to open the public hearing for a nuisance violation at 9379 Rapid Falls NW. **3-0 yes**

Poindexter told the Board that the nuisance violation has been abated.

Hawke moved and Pizzino seconded a motion to close the public hearing for a nuisance violation at 9379 Rapid Falls NW. **3-0 yes**

ATTACHMENT 07/22/14 L

Hawke moved and Pizzino seconded a motion to adopt and authorize the Board members' signatures on the Report to County Auditor of Township Action regarding abatement of a nuisance. **3-0 yes**

Fiscal Office

ATTACHMENT 07/22/14 M

Hawke moved and Walters seconded a motion to pay the bills in the amount of \$940,177.76. **3-0 yes**

ATTACHMENT 07/22/14 N

Hawke moved and Pizzino seconded a motion to approve the minutes of the July 8, 2014 Board of Trustees' meeting. **3-0 yes**

Routine Business

Announcements

- Board of Trustees next regular meeting, August 12, 2014, 4:00 p.m., Executive Session and/or Work Session; 5:00 p.m., General Session, Township Hall.
- LOGIC, August 7, 2014, 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.
- Jackson Township Recycling Station Board, July 23, 2014, 11:00 a.m., Buehler's Community Room.
- Citizens Advisory Committees:
 - Community Celebration, September 10, 2014, 5:30 p.m., Township Hall.
 - Park, August 13, 2014, 6:30 p.m., Township Hall.
 - Highway/Traffic, November 19, 2014, 6:30 p.m., Township Hall.
- Friends of the Park, August 13, 2014, 7:00 p.m., Township Hall.
- Gardening with Zest:
 - Making your own Rainbarrel, July 29, 2014, 6:30 p.m., North Park Pavilion.
 - Putting your Garden to Bed, August 26, 2014, 6:30 p.m., North Park Pavilion.
- Bicentennial Committee, August 12, 2014, 6:30 p.m., Old School House on Fulton Road.
- Farmers Market, Thursdays through October 2, from 3:00 – 6:30 p.m., North Park.

Old Business – None

New Business – None

Public Speaks – Open Forum

No one came forward.

Hawke moved and Walters seconded a motion to adjourn.

3-0 yes

Todd Hawke

Randy Gonzalez