

**RECORD OF PROCEEDINGS**

**MINUTES OF JACKSON TOWNSHIP BOARD OF TRUSTEES MEETING**

**JULY 23, 2013**

Walters called the meeting to order at 4:00 p.m. at the Jackson Township Hall with all Trustees, Fiscal Officer, Lyon and Boger present.

Walters moved and Pizzino seconded a motion to go into Executive Session for Public Works Department Personnel (Appointment/Employment/Compensation) – Interview park maintenance temp. worker. **3-0 yes**

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

Walters moved and Hawke seconded a motion to go into Executive Session to consider the investigation of charges or complaints against a public employee, official, licensee, or regulated individual. **3-0 yes**

Upon return from Executive Session at 6:19, 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

**Public Works Department**

**Highway Division**

Boger opened the bids received for the 2013 Striping.

Oglesby Construction of Norwalk	\$48,946.19
A & A Safety of Amelia	\$45,089.48
JD Striping of Ravenna	\$41,609.41

**ATTACHMENT 07/23/13 A**

Walters moved and Hawke seconded a motion to approve the appropriation transfer request from account code 204.310.5387, Discretionary, to account code 204.310.5808, Audit Fees, in the amount of \$1,446.40. **3-0 yes**

**ATTACHMENT 07/23/13 B**

Walters moved and Hawke seconded a motion to approve the appropriation transfer request from account code 204.310.5387, Discretionary, to account code 204.310.5804, County Fees, in the amount of \$33,900.00, from account code 204.310.5387, Discretionary, to account code

204.310.5805, State Fees, in the amount of \$2,600.00, from account code 211.310.5387, Discretionary, to account code 211.310.5804, County Fees, in the amount of \$19,500.00, from account code 211.310.5387, Discretionary, to account code 211.310.5805, State Fees, in the amount of \$1,350.00. **3-0 yes**

**ATTACHMENT 07/23/13 C**

Walters moved and Pizzino seconded a motion to authorize Ralph Boger, Public Works Director, to solicit quotes for the Red Fox Storm Sewer Repair Project. **3-0 yes**

**ATTACHMENT 07/23/13 D**

Walters moved and Hawke seconded a motion to approve Budget Module 2013-30-A for New Equipment in the amount of \$21,444.00. **3-0 yes**

**ATTACHMENT 07/23/13 E**

Walters moved and Hawke seconded a motion to approve the appropriation transfer request from account code 204.310.5387, Discretionary, to account code 204.310.5652, Equipment/Vehicles, in the amount of \$21,444.00. **3-0 yes**

**RESOLUTION 13-055 ATTACHED  
HIGHWAY DEPARTMENT TRUCK PURCHASE**

Walters moved and Hawke seconded a motion pursuant to ORC 5549.21, we hereby adopt and authorize the placement of the Board President's signature upon the attached Contract with Waikem Ford, Inc. for the purchase of one (1) 2013 Ford F-150 for a total amount of \$21,444.00. **3-0 yes**

**Park Division**

**ATTACHMENT 07/23/13 F**

Walters moved and Pizzino seconded a motion to authorize the hiring of John E. Border as a park maintenance worker, through the temporary service, subject to a negative drug screen, at the rate of \$7.85 per hour, effective July 29, 2013, in accordance with the attached memorandum from David Ruwadi. **3-0 yes**

**Administration & Legal Departments**

**Administration**

**ATTACHMENT 07/23/13 G**

Pizzino moved and Walters seconded a motion to adopt and authorize the placement of the Board President's signature upon the attached 2014 Group Retrospective Rating Program Enrollment Form and Service Agreement for Workers Compensation program. **3-0 yes**

## Legal

### **RESOLUTION 13-056, ATTACHED RESOLUTION ON SUBMISSION OF QUESTION OF THE RENEWAL OF A TAX LEVY FOR THE PURPOSE OF GENERAL CONSTRUCTION, RECONSTRUCTION, RESURFACING, AND REPAIR OF STREETS, ROADS, AND BRIDGES IN JACKSON TOWNSHIP, STARK COUNTY, OHIO FOR FIVE (5) YEARS, TAX YEARS 2013, 2014, 2015, 2016, AND 2017, COMMENCING IN 2013, FIRST DUE IN CALENDAR YEAR 2014.**

Walters 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, Stark County, Ohio, for the next five (5) years will be insufficient to provide an adequate amount for the necessary requirements for said Jackson Township, Stark County, Ohio for the purpose of general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges in Jackson Township, Stark County, Ohio; and

Whereas, by reason thereof, this board has determined that it will be necessary to renew an existing tax of three (3.0) mills which is in excess of such limitation, for the purpose of general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges in 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 Jackson Township, Stark County, Ohio, certified to the Stark County Auditor, on the 10<sup>th</sup> day of July, 2013, a resolution requesting that the Stark County Auditor certify to this Board as taxing authority for Jackson Township, Stark County, Ohio, the total current tax valuation of Jackson Township as a subdivision, and the dollar amount of revenue that would be generated by the renewal of an existing tax of three (3.0) mills, which resolution stated that the purpose of said tax was for the purpose of general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges in Jackson Township, Stark County, Ohio for five (5) years, tax years 2013, 2014, 2015, 2016, and 2017, commencing in 2013, first due in calendar year 2014. Ohio Revised Code Sections 5705.19(G), 5705.191 and 5705.25 authorizes submission of the question of the 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 or about the 12<sup>th</sup> day of July, 2013 as provided for in said section, that the total current tax valuation of the subdivision was \$1,227,686,880.00 and that the dollar amount of revenue that would be generated by a specified number of mills, to wit three (3.0) mills be \$1,201,703.00 for the proposed renewal of the tax for the above stated purposes; and

Whereas, by reason of facts above set forth, this Board has determined that it should, and hereby does, declare itself to submit to the electors of Jackson Township, Stark County, Ohio, at the general election to be held on November 5, 2013, the question of renewing an existing tax of three (3.0) mills outside the ten (10) mill limitation for the purpose of general construction,

reconstruction, resurfacing, and repair of streets, roads, and bridges in Jackson Township, Stark County, Ohio for five (5) years, tax years 2013, 2014, 2015, 2016, and 2017, commencing in 2013, first due in calendar year 2014.

Be it resolved that there shall be submitted to the electors of Jackson Township, Stark County, Ohio, at the general election to be held on November 5, 2013, the question of renewing an existing tax of three (3.0) mills outside the ten (10) mill limitation in and for said subdivision for the purpose of general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges in Jackson Township, Stark County, Ohio for five (5) years, tax years 2013, 2014, 2015, 2016, and 2017, commencing in 2013, first due in calendar year 2014.

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 millage shall be in accordance with the provisions of Sections 5705.19, 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 2013, 2014, 2015, 2016, and 2017, commencing in 2013, first due in calendar year 2014.

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

PROPOSED TAX LEVY (RENEWAL)  
JACKSON TOWNSHIP

A Majority Affirmative Vote is Necessary for Passage

“A renewal of a tax for the benefit of Jackson Township, Stark County, Ohio, for the purpose of general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges, at a rate not exceeding three (3.0) mills for each one dollar of valuation, which amounts to thirty cents (\$0.30) for each one hundred dollars of valuation, for five (5) years, commencing in 2013, first due in calendar year 2104.

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:       :       FOR THE TAX LEVY

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:       :       AGAINST THE TAX LEVY

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Be it further resolved that the Fiscal Officer of this Board be, and hereby is, directed and authorized to proceed forth with the certification hereof to the Board of Elections of Stark County, Ohio pursuant to the provisions of Sections 5705.19, 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**

**ATTACHMENT 07/23/13 H**

Walters moved and Hawke seconded a motion to approve the appropriation transfer request from account code 101.140.5110, Regular Salaries, to account code 101.140.5440, Legal Services, in the amount of \$20,000.00. **3-0 yes**

**ATTACHMENT 07/23/13 I**

Walters moved and Hawke seconded a motion to increase the work hours of the full-time Legal Assistant/Secretary position from 32 to 40 hours per week, effective July 22, 2013 through January 3, 2014, at which time the work hours will be re-evaluated. **3-0 yes**

**Fire Department**

**ATTACHMENT 07/23/13 J**

Walters moved and Hawke seconded a motion to accept the attached resignation from part-time firefighter David P. Ayers, effective July 8, 2013. **3-0 yes**

**ATTACHMENT 07/23/13 K**

Walters moved and Pizzino seconded a motion to approve the appropriation transfer request from account code 210.210.5385, Other Expense, to account code 210.210.5319, Educ./Trng. Tuition, in the amount of \$7,000.00. **3-0 yes**

**Police Department**

**ATTACHMENT 07/23/13 L**

Walters moved and Hawke seconded a motion to accept the attached resignation from part-time police officer and constable, Samuel Thirion, effective July 17, 2013 at 2400 hours. **3-0 yes**

**ATTACHMENT 07/23/13 M**

Walters moved and Hawke seconded a motion to accept the attached resignation from part-time police officer and constable, Jeffery Caughey, effective July 22, 2013 at 2400 hours. **3-0 yes**

**ATTACHMENT 07/23/13 N**

Walters moved and Hawke seconded a motion to approve the appropriation transfer request from account code 209.250.5387, Discretionary, to account code 209.250.5448, Professional Services, in the amount of \$20,000.00. **3-0 yes**

**Zoning & Planning Department**

**ATTACHMENT 07/23/13 O**

Public Hearing on nuisance violation at 7811 Parkford NW

Poindexter gave the Board some background regarding the property. She said the property has been an issue in the past. She said the property owner did contact her the past three years and the issues were remedied. She said the nuisance letter was sent to a Florida address and was signed for but the Zoning Department has not been contacted. She said the notice for the hearing was signed for on July 15<sup>th</sup> but the owner was not in attendance.

Walters moved and Pizzino moved to declare the property at 7811 Parkford a nuisance and approve the attached abatement. **3-0 yes**

**ATTACHMENT 07/23/13 P**

Walters moved and Hawke seconded a motion that the Jackson Township Board of Trustees, Stark County, Ohio, hereby makes report and certifies that on the 7<sup>th</sup> day of May, 2013 it was informed in writing that noxious weeds were growing on lands of Suntrust Mortgage in Jackson Township and were about to spread and mature seeds; said lands being described as follows: 3455 Shellburne Avenue NW, Lot #40, Saybrook Village, Parcel No. 16-09849, NW Qtr. Section 34, 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**

**Fiscal Office**

**ATTACHMENT 07/23/13 Q**

Walters moved and Hawke seconded a motion to pay the bills in the amount of \$798,455.47. **3-0 yes**

**ATTACHMENT 07/23/13 R**

Walters moved and Pizzino seconded a motion to approve the minutes of the July 9, 2013 Board of Trustees' meeting. **3-0 yes**

**ATTACHMENT 07/23/13 S**

Walters moved and Hawke seconded a motion to set a public hearing for street lighting district for Concord Street on August 13, 2013 at 5:30 p.m. **3-0 yes**

## **Routine Business**

### **Announcements**

- Next regular Board of Trustees meeting, August 13, 2013, 4:00 p.m., Executive Session and/or Work Session; 5:00 p.m., General Session, Township Hall.
- LOGIC, August 1, 2013, 9:00 a.m., Jackson Safety Center, Chiefs' Conference Room.
- CIC, August 19, 2013, 8:00 a.m., Township Hall.
- Board of Zoning Appeals, July 25, 2013, 5:30 p.m., Township Hall.
- Citizens Advisory Committees:
  - Community Celebration, September 11, 2013, 5:30 p.m., Township Hall.
  - Park, September 11, 2013, 6:30 p.m., Township Hall.
  - Highway/Traffic, November 13, 2013, 6:30 p.m., Township Hall.
- Friends of the Jackson Parks, September 11, 2013, 7:00 p.m., Township Hall.
- Jackson Township Recycling Station Board, July 24, 2013, 11:00 a.m., Buehler's Community Room.
- Jackson Township Farmers Market, Thursdays through September 19, 3:00 – 6:30 p.m., Jackson North Park.
- National Night Out, Tuesday, August 6, 2013, 4:00 – 7:00 p.m., Target Parking Lot on Dressler Road NW. Jackson Township Police Department, SWAT demonstrations, Child Fingerprinting, Car Seat Safety Checks, Free Food from Quaker Steak and Angry BBQ, Giveaways, Bounce House Inflatables, Raffle for Prizes donated by local businesses.

**Old Business** – None

**New Business** – None

**Public Speaks – Open Forum**

No one came forward.

Walters moved and Pizzino seconded a motion to adjourn.

**3-0 yes**

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**James Walters**

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**Randy Gonzalez**