

**RECORD OF PROCEEDINGS**

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

**JULY 30, 2019**

Hawke called the meeting to order at 4:04 p.m. at the Jackson Township Hall with all Trustees, Fiscal Officer, Vaccaro, and Brink present.

Hawke moved and Walters seconded a motion to go into Executive Session for Police Department Personnel (Appointment/Employment/Compensation) – School Resource Officer Interview.

**3-0 yes**

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

Upon return from Executive Session at 5:06 p.m., Hawke 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

**Administration Department**

**ATTACHMENT 07/30/19 A**

Hawke moved and Pizzino seconded a motion to approve the appropriation transfer request from account code 329.110.5387, Discretionary – Admin, to account code 329.110.5765, Amphitheater – GF Capital – Admin, in the amount of \$18,790.00.

**3-0 yes**

**ATTACHMENT 07/30/19 B**

Hawke moved and Pizzino seconded a motion to approve and adopt the Jackson Township Purchasing Utilizing Federal Funds Policy, effective August 1, 2019.

**3-0 yes**

**ATTACHMENT 07/30/19 C**

Hawke moved and Walters seconded a motion to adopt and authorize the Board President's signature upon the attached Change Order Nos. 1, 2, 3, 4, 5, and 6 for the North Park Amphitheater Audio Visual Project.

**3-0 yes**

**ATTACHMENT 07/30/19 D**

Hawke moved and Walters seconded a motion to adopt and authorize the Board President's signature upon the attached Change Order Nos. 1, 2, and 3 for the North Park Amphitheater Project.

**3-0 yes**

**Police Department**

**RESOLUTION 19-184, ATTACHED**

**SCHOOL RESOURCE OFFICER MEMORANDUM OF UNDERSTANDING WITH THE JACKSON LOCAL SCHOOL DISTRICT**

Hawke moved and Pizzino seconded a motion that we hereby adopt and authorize the placement of our signatures upon the attached Memorandum of Understanding for the provision of School Resource Officers to the Jackson Local School District with the Board of Education of the Jackson Local School District. **3-0 yes**

**RESOLUTION 19-185, ATTACHED**

**SCHOOL RESOURCE OFFICER EMPLOYMENT AGREEMENT**

Hawke moved and Walters seconded a motion pursuant to ORC Sections 505.49 and 509.01, we hereby affirm Officer John W. Angelo's assignment to the School Safety Division effective August 1, 2019 at the rate of \$23.0000 per hour and the benefits of a Class D employee as described in the Benefit Package for Management Personnel.

Be it further resolved that we hereby adopt and authorize the placement of the Boards' signatures upon the attached Employment Agreement. **3-0 yes**

**RESOLUTION 19-186, ATTACHED**

**SCHOOL RESOURCE OFFICER EMPLOYMENT AGREEMENT**

Hawke moved and Walters seconded a motion pursuant to ORC Sections 505.49 and 509.01, we hereby affirm Officer Gregory S. Beiter's assignment to the School Safety Division effective August 1, 2019 at the rate of \$23.0000 per hour and the benefits of a Class D employee as described in the Benefit Package for Management Personnel.

Be it further resolved that we hereby adopt and authorize the placement of the Boards' signatures upon the attached Employment Agreement. **3-0 yes**

**RESOLUTION 19-187, ATTACHED**

**SCHOOL RESOURCE OFFICER EMPLOYMENT AGREEMENT**

Hawke moved and Walters seconded a motion pursuant to ORC Sections 505.49 and 509.01, we hereby affirm Officer Melissa A. Kosco's assignment to the School Safety Division effective August 1, 2019 at the rate of \$23.0000 per hour and the benefits of a Class D employee as described in the Benefit Package for Management Personnel.

Be it further resolved that we hereby adopt and authorize the placement of the Boards' signatures upon the attached Employment Agreement. **3-0 yes**

**RESOLUTION 19-188, ATTACHED**

**SCHOOL RESOURCE OFFICER EMPLOYMENT AGREEMENT**

Hawke moved and Walters seconded a motion pursuant to ORC Sections 505.49 and 509.01, we hereby affirm Officer Chad R. Lebold's assignment to the School Safety Division effective August 1, 2019 at the rate of \$23.0000 per hour and the benefits of a Class D employee as described in the Benefit Package for Management Personnel.

Be it further resolved that we hereby adopt and authorize the placement of the Boards' signatures upon the attached Employment Agreement. **3-0 yes**

**RESOLUTION 19-189, ATTACHED  
SCHOOL RESOURCE OFFICER EMPLOYMENT AGREEMENT**

Hawke moved and Walters seconded a motion pursuant to ORC Sections 505.49 and 509.01, we hereby affirm Officer Noah S. Timberlake's assignment to the School Safety Division effective August 1, 2019 at the rate of \$23.0000 per hour and the benefits of a Class D employee as described in the Benefit Package for Management Personnel.

Be it further resolved that we hereby adopt and authorize the placement of the Boards' signatures upon the attached Employment Agreement. **3-0 yes**

Hawke moved and Walters seconded a motion to accept a donation of \$500.00 from Belden Park Delaware LLC. **3-0 yes**

Hawke moved and Walters seconded a motion to accept a donation of \$1,248.18 from Fohl Memorial United Methodist Church for the K-9 Unit. **3-0 yes**

Hawke moved and Walters seconded a motion to accept a donation of \$1,000.00 from Carol A. Burger in memory of Eric D. Myers. **3-0 yes**

**RESOLUTION 19-190, ATTACHED  
POLICE DEPARTMENT PART-TIME POLICE OFFICER CONDITIONAL  
APPOINTMENT**

Hawke moved and Walters seconded a motion pursuant to ORC Section 505.49 and 509.01, we hereby appoint Stephen R. Altieri, as a Part-Time Patrol Officer and Township Constable for the Jackson Township Police District, Stark County, Ohio, and assigned to the School Safety Division, conditioned upon providing proof of Ohio Peace Officer Training Academy certification, successful completion of the background check, negative drug screen and any other testing requirements. **3-0 yes**

**Fire Department**

Hawke moved and Walters seconded a motion to accept a donation of a gift card in the amount of \$150.00 from Robert Hess. **3-0 yes**

**Public Works Department**

**Highway Division**

**ATTACHMENT 07/30/19 E**

Hawke moved and Pizzino seconded a motion to approve Budget Module 2019-34 for Keck Park Roadway, in the amount of \$5,050.00. **3-0 yes**

**ATTACHMENT 07/30/19 F**

Hawke moved and Pizzino seconded a motion to approve the appropriation transfer request from account code 317.333.5714, Keck Construction, to account code 317.333.5712, Keck Utilities, in the amount of \$5,050.00. **3-0 yes**

**RESOLUTION 19-191, ATTACHED**

**AQUA OHIO INC. WATERS FACILITIES CONSTRUCTION AND DEPOSIT AGREEMENT**

Hawke moved and Pizzino seconded a motion that we hereby adopt and authorize the placement of the Administrator/Law Director's signature upon the attached Water Facilities Construction and deposit Agreement with Aqua Ohio, Inc.

Further be it resolved that, we authorize a non-refundable deposit of \$5,050.00 be paid to Aqua Ohio, Inc., contemporaneously with the aforementioned agreement. **3-0 yes**

Gonzalez said he talked with Aqua Ohio regarding the deposit and the extension of the water lines. He said since Aqua Ohio would make money from this installation why would the Township have to pay a non-refundable deposit just for the inspection. He said he was told they "will set it up because they are the contractor on the job just like any other contractor". He said Mr. FitzSimmons brought up that as far as lease or sales agreements the Township will have to build prices in to cover these types of fees.

**RESOLUTION 19-192, ATTACHED**

**KECK PARK CIRCLE NW/STATE ROUTE 241 CONTRACT AWARD AMENDMENT**

Hawke moved and Pizzino seconded a motion that we hereby adopt and authorize the placement of our signatures upon the attached Amendment to Agreement with United Earthworks, LLC for the Keck Park Circle NW/State Route 241 Project. **3-0 yes**

**RESOLUTION 19-193, ATTACHED**

**ROLLING GREEN ESTATES (WEST) STOP SIGNS**

Hawke moved and Pizzino seconded a motion that we hereby adopt and authorize the placement of stop signs at Clubview Street NW to stop westbound at Lutz Avenue NW and at Clubview Street NW to stop eastbound at Greenview Avenue NW. **3-0 yes**

**Park Division**

Hawke moved and Walters seconded a motion to accept a \$3,000.00 sponsorship donation to the 2019 Community Celebration from Esber Beverage. **3-0 yes**

Hawke moved and Walters seconded a motion to accept a \$4,531.10 donation from Nations Baseball. **3-0 yes**

Hawke moved and Walters seconded a motion to accept a \$500.00 donation from Canton Akron Soccer Club. **3-0 yes**

**RESOLUTION 19-194, ATTACHED  
AMPHITHEATER FIBER LINE PURCHASE AND INSTALLATION**

Hawke moved and Walters seconded a motion that we hereby adopt and authorize the placement of the Board President’s signature on the attached quote with Wood Electric Inc., for the purchase and installation of fiber optic cabling in the amount of \$11,787.50. **3-0 yes**

**Zoning & Planning Department**

Hawke moved and Pizzino seconded a motion to set a public hearing on August 13, 2019, at 5:00 p.m., for a nuisance (Junk Motor Vehicle) violation at 4734 Meadowview Drive NW, Jackson Township. **3-0 yes**

**RESOLUTION 19-195, ATTACHED  
ZONING CERTIFICATE FEE SCHEDULE**

Hawke moved and Pizzino seconded a motion that we hereby adopt and authorize the attached changes to the Zoning Certificate Fee Schedule effective August 1, 2019. **3-0 yes**

**ATTACHMENT 07/30/19 G**

Hawke moved and Pizzino seconded a motion that the Jackson Township Board of Trustees, Stark County, Ohio, hereby makes report and certifies that on the 13<sup>th</sup> day of May it was informed in writing that noxious weeds were growing on lands of Hannan Cleaner Properties, LLC in Jackson Township and were about to spread and mature seeds; said lands being described as follows: 6525 Hills and Dales Road NW, Parcel No. 16-30431, SE Qtr. Section 27, 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	\$450.00
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 07/30/19 H**

Hawke moved and Pizzino seconded a motion that the Jackson Township Board of Trustees, Stark County, Ohio, hereby makes report and certifies that on the 13<sup>th</sup> day of May it was informed in writing that noxious weeds were growing on lands of Hannan Cleaner Properties, LLC in Jackson Township and were about to spread and mature seeds; said lands being described as follows: 6525 Hills and Dales Road NW, Parcel No. 16-30433, SE Qtr. Section 27, 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	\$450.00
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**

**RESOLUTION 19-197, ATTACHED  
NOXIOUS WEEDS – 1.00 ACRE LOT ON PORTAGE STREET NW, PARCEL NO. 16-00678, 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 Akron General Medical Center in Jackson Township described as follows: 1.00 acre lot on Portage Street NW, Parcel No. 16-00678, Jackson Township.

Be it resolved that said Akron General Medical Center, whose tax mailing address is Akron General Medical Center, c/o CBRE Inc. – Lodi Community Hospital, 1950 Richmond Road TR-103, Lyndhurst, OH 44124, 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 5549.05, 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, 2019. 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 55790.07, a \$150.00 administrative fee per lot or parcel will be placed on your tax duplicate. **3-0 yes**

**RESOLUTION 19-198, ATTACHED  
NOXIOUS WEEDS – 2403 BROADHAVEN AVENUE NW, PARCEL NO. 16-01839, 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 Sandra Mansfield in Jackson Township described as follows: 2403 Broadhaven Avenue NW, Parcel No. 16-01839, Jackson Township.

Be it resolved that said Sandra Mansfield, whose tax mailing address is 2403 Broadhaven Avenue NW, 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 5549.05, 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, 2019. 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**

## **Fiscal Office**

### **ATTACHMENT 07/30/19 I**

Hawke moved and Pizzino seconded a motion to pay the bills in the amount of \$1,621,559.70. **3-0 yes**

### **ATTACHMENT 07/30/19 J**

Hawke moved and Pizzino seconded a motion to approve the minutes for the July 9, 2019, July 15, 2019 and July 17, 2019 Board of Trustees' meetings. **3-0 yes**

### **ATTACHMENT 07/30/19 K**

Hawke moved and Walters seconded motion to approve and adopt the Jackson Township Deposit of Public Moneys Policy, effective August 1, 2019. **3-0 yes**

Gonzalez told the Board that this audit has been very different from those in the past and this is one of the things they brought up and recommended.

### **ATTACHMENT 07/30/19 L**

Hawke moved and Walters seconded a motion to request an additional amended certificate from the Stark County Auditor. **3-0 yes**

### **ATTACHMENT 07/30/19 M**

Hawke moved and Walters seconded a motion to request the supplemental appropriations. **3-0 yes**

Gonzalez explained that the reserve accounts have allowed the Township to do the work at Keck Park, the amphitheater, and Tam-O-Shanter. He said these projects wouldn't even have been discussed without those funds having been set aside.

## **Routine Business**

### **Announcements**

- Next regular Board of Trustees' meeting, August 13, 2019, 4:00 p.m., Executive Session and/or Work Session; 5:00 p.m., General Session, Township Hall.
- CIC, August 15, 2019, 8:00 a.m., Jackson Township Hall.
- LOGIC, August 1, 2019, 9:00 a.m., Safety Center Chiefs' Conference Room.
- Zoning Meetings:

- Board of Zoning Appeals – August 8, 2019, 5:00 p.m., Jackson Township Hall.
- Zoning Commission – August 22, 2019, 5:00 p.m., Jackson Township Hall.
- Jackson Recycling Board, August 28, 2019, 11:00 a.m., Buehler’s Community Room.
- Farmers Market, Thursdays, 3:00 – 6:00 p.m., Jackson North Park, through October 3.
- Movie in the Park, “Incredibles 2”, Friday, August 9, 2019, Jackson North Park.

**Old Business** - None

**New Business**

Poindexter told the Board that Zoning has been dealing with a property at 6721 Wise Ave. NW for too long. She said this building was to have been torn down but has not been to date. She asked the Board to pass a resolution to initiate the process to remove the unsafe building.

**RESOLUTION 19-199, ATTACHED**

**RESOLUTION TO INITIATE PROCESS TO REMOVE UNSAFE BUILDING**

Hawke moved and Walters seconded a motion whereas, on July 11, 2019, the Zoning Department initiated a review of one structure at 6721 Wise Ave. NW, North Canton, Ohio 44720-7358, which is physically located in Jackson Township, Stark County, Ohio. Attached is a nuisance report filed by the Zoning Inspector for property, which is owned by Dover Capital Enterprises, Inc., and which said property has a single commercial structure located on three parcels (1600423, 1601223 and 1601220). The structure appear to be uninhabited and structurally defective.

Whereas, Dover Capital Enterprises, Inc., was provided notice of the nuisance on July 12, 2019.

Whereas, on July 30, 2019, the Stark County Health Department issued report/order finding the structure to unfit for human habitation. The report is attached and incorporated herein.

Whereas, Ohio Revised Code Section 505.86 permits the removal of an unsafe or structurally defective building or other structure, provided certain statutory factors are followed.

Be it resolved that we hereby authorize the Zoning Inspector to initiate the process as required by Ohio Revised Code Section 505.86, by taking the following steps:

1. Order a title search of Parcel Number 1600423, 1601223 and 1601220 and commonly known as 6721 Wise Ave. NW, North Canton, Ohio 44720-7358.
2. Identify all parties of interest as defined by O.R.C. 505.86(A).
3. Order Stenographic services for a hearing.

4. Obtain quotes from suitable companies to demolish and remove the structures at 6721 Wise Ave. NW, North Canton, Ohio 44720-7358, and establish a purchase order for payment of services.

Be it further resolved that this Resolution and the attachments shall be sent by certified mail to Dover Capital Enterprises, Inc. **3-0 yes**

### **Public Speaks – Open Forum**

Christopher Sedlock, 4623 Whipple Avenue NW, Jackson Township, said he was here to ask the Board to TREX a license from outside of Jackson Township. He said Jackson is a great city and a lot of national chains are coming in raising the rates. He said that is unfortunate for the small, local business owners. He has spent the last eight months building a high end cocktail lounge in a plaza which has about sixteen units for office space. He said he currently has a D-3 license and would like to TREX an Akron license down to Jackson Township.

Gonzalez explained that in economic development they are looking at getting businesses into empty buildings and bring more business into the area. He said this doesn't qualify. He said he spoke with Mr. Sedlock and recommended that he speak to the Board.

He said he had a soft opening and found he needed the ability to serve beer and wine.

Vaccaro explained that the Township has an anti-TREX policy and the Board has made limited exceptions when tied to economic development and even then it required an agreement that if you should close the business the liquor license is transferred out of the Township.

No action was taken.

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

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**Todd Hawke**

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**Randy Gonzalez**