

RECORD OF PROCEEDINGS

MINUTES OF JACKSON TOWNSHIP BOARD OF TRUSTEES MEETING

JUNE 12, 2012

Walters called the meeting to order at 4:03 p.m. at the Jackson Township Hall with Trustees Walters and Hawke, Fiscal Officer, Lyon, Fitzgerald, Boger and Hogue present. Trustee Pizzino was in a conference and joined the meeting during the Executive Session.

Walters moved and Hawke seconded a motion to go into Executive Session to prepare for and review negotiations with public employees. **2-0 yes**

Walters moved and Hawke seconded a motion to go into Executive Session for Police Department Personnel (Appointment/Employment/Compensation). **2-0 yes**

Walters moved and Hawke seconded a motion to go into Executive Session for Fire Department Personnel (Appointment/Employment/Compensation). **2-0 yes**

Upon return from Executive Session at 4:45 p.m., Walters opened the Work Session.

Work Session

Steven Meeks and Jim Ondrus – Field of Honor, Field of Heroes

Steve Meeks thanked the Township for their help and support in setting the flags in place and their support for the Field of Honor, Field of Heroes. He presented the Township with a flag from Afganistan and a photo sent by a student at the University of Cincinnati who is also a Jackson Township resident.

At 5:00 p.m., Walters called the General Session to order with all department heads present except Chief Zink who was on vacation and was represented by Lt. Bissler. Walters requested that all cell phones and pagers be turned off at this time.

The Pledge of Allegiance was recited.

Public Speaks – None

Fire Department

ATTACHMENT 06/12/12 A

Walters moved and Hawke seconded a motion to accept the attached retirement notice from Fire Inspector Kevin Lanzer, effective June 30, 2012. **3-0 yes**

**RESOLUTION 12-044, ATTACHED
JACKSON TOWNSHIP FIRE PREVENTION CODE**

Walters moved and Hawke seconded a motion pursuant to ORC Section 505.373, the Board of Trustees are authorized to adopt a standard code pertaining to fire, fire hazards and fire prevention, prepared and promulgated by the state or any department, board or other agency of the state.

Be it resolved that we hereby adopt the 2011 Ohio Fire Code on file as the Fire Prevention Code of Jackson Township, Stark County, Ohio with the attached amendments thereto, effective July 13, 2012. The previously established fire lanes on file in the Fiscal Office are also incorporated herein. The Fire chief and/or Deputy Chief shall have the full authority to designate subsequent fire lanes. **3-0 yes**

Walters moved and Hawke seconded a motion to accept a \$500.00 donation to the Fire Department from Walmart. **3-0 yes**

Legal Department

**RESOLUTION 12-045, ATTACHED
JACKSON TOWNSHIP ADDITIONAL TAX FOR CURRENT EXPENSES**

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 years will be insufficient to provide an adequate amount for the necessary requirements for said Jackson Township, Stark County, Ohio for the purpose of for current expenses of the subdivision of Jackson Township, Stark County, Ohio; and

Whereas, by reason thereof, this board has determined that it will be necessary for an additional tax of two and two tenths (2.2) mills, which is in excess of such limitation, for the purpose of for current expenses of the subdivision of Jackson Township, Stark County, Ohio for 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, 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 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 a specified number of mills. In addition, this Board as said taxing authority of said Township 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, as taxing authority for Jackson Township, Stark County, Ohio, does hereby determine that it is necessary for an additional tax of two and two tenths (2.2) mills, outside the ten (10) mill limitation for the purpose of for current expenses of the subdivision of Jackson Township, Stark County, Ohio, for five (5) years, tax years 2012, 2013, 2014, 2015, and 2016, commencing in 2012, first due in calendar year 2013.

Be it further resolved that the Board of Trustees of Jackson Township, Stark County, Ohio, as taxing authority for 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 Jackson Township as a subdivision, and the dollar amount of revenue that would be generated by the additional tax of two and two tenths (2.2) mills for the purpose of for current expenses of the subdivision of Jackson Township, Stark County, Ohio, for five (5) years, tax years 2012, 2013, 2014, 2015, and 2016, commencing in 2012, first due in calendar year 2013. Ohio Revised code Sections 5705.19(A), 5705.191 and 5705.25 authorizes submission of the question of the tax at the November 6, 2012 general election.

Be it further resolved that the Fiscal Officer 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 the Board concerning and relating to the adoption of this resolution were adopted in an open meeting of this board, and that all deliberations of the 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**

ATTACHMENT 06/12/12 B

Walters moved and Hawke seconded a motion to adopt and authorize the placement of the Board President's signature upon the attached Release of Claims. **3-0 yes**

ATTACHMENT 06/12/12 C

Walters moved and Pizzino seconded a motion to adopt and ratify attached Addendum #1 for the Jackson Township Recycling Station Addition Project. **3-0 yes**

Police Department

**RESOLUTION 12-046, ATTACHED
FULL TIME PATROL OFFICER**

Walters moved and Pizzino seconded a motion that, as required by the attached redacted arbitration decision and pursuant to ORC Sections 505.49 and 509.01, we hereby reinstate and appoint, subject to the conditions set forth in the arbitration decision, Todd A. Macaluso to the position of full time Patrol Officer and Police Constable for the Jackson Township Police District

Department, Stark County, Ohio, effective at 0001 on June 13, 2012 at the compensation rate and benefits contained in the Negotiated Agreement and we hereby accept the attached Oath of Office.

Walters	no
Pizzino	yes
Hawke	yes

Walters administered the oath of office.

Walters moved and Hawke seconded a motion to accept a \$500.00 donation to the Hooked on Fishing, Not on Drugs Program from WalMart. **3-0 yes**

ATTACHMENT 06/12/12 D

Walters stated that “based upon our interviews with the top five sergeant applicants from the eligibility list, and based upon Chief Zink’s recommendation, it is our intent to promote Jason Collins to the rank of Police Sergeant at our next regular public meeting, June 26, 2012.”

Public Works Department

Highway Division

RESOLUTION 12-047, ATTACHED 2012 PAINT STRIPING OF ROADWAYS PROJECT

Pizzino moved and Hawke seconded a motion to authorize the attached Advertisement for Bids for 2012 Paint Striping of Roadways Project in accordance with the Specifications on file.

3-0 yes

ATTACHMENT 06/12/12 E

Walters moved and Hawke seconded a motion to adopt and ratify Addendum #1 for the 2012 Resurfacing Project.

3-0 yes

Park Division

Walters moved and Hawke seconded a motion to accept the following sponsorship donations to the 2012 Community Celebration:

\$100.00 from Wingfoot Tire.

\$200.00 from Lloyd Seifer FOP Lodge #206.

\$250.00 from Cee-B Glass Inc.

\$500.00 from Chevalier Chiropractic Inc.

3-0 yes

Walters moved and Pizzino seconded a motion to accept a \$5,000.00 donation to the Park Department from the Jackson Baseball Association, Inc.

3-0 yes

Walters moved and Hawke seconded a motion to accept the donation of a Flowering Crab Tree in memory of Marquita Hobbs from the Seich, Gifford, Emary, and Alden Families. **3-0 yes**

Zoning & Planning Department

ATTACHMENT 06/12/12 F

Notice to County Auditor for Mowing Noxious Weeds

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 2nd day of May, 2012 it was informed in writing that noxious weeds were growing on lands of Edward Whiteman in Jackson Township and were about to spread and mature seeds; said lands being described as follows: 6414 Woodmoor Avenue NW, Lot #604, Lake Cable Section L, Parcel No. 16-06183, N.W. 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	<u>\$550.00</u>

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 12-048, ATTACHED

NOXIOUS WEEDS – 7811 CRICKET CIRCLE NW, LOT 61, HILLDALE ALLOTMENT #5, PARCEL NO. 16-08223, JACKSON TOWNSHIP, OHIO

Walters moved and Hawke 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 Gordon and Jada Spears, in Jackson Township described as follows: 7811 Cricket Circle NW, Lot 61, Hillsdale Allotment #5, Parcel No. 16-08223, Jackson Township, Ohio.

Be it resolved that said Gordon and Jada Spears, whose tax mailing address is BAC Tax Services Corp., 2375 N. Glenville Dr. TX2975 02 01, Richardson, TX 75082, 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, 2012. 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 12-049, ATTACHED

NOXIOUS WEEDS – LOTS 283, 284, AND 285 ON EMERALD GLEN AVENUE NW, PARCEL NO. 16-28150, 16-28151, AND 16-28152, JACKSON TOWNSHIP, OHIO.

Walters moved and Hawke 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 Unmistakably Premier Homes, Inc., in Jackson Township described as follows: Lots 283, 284, and 285 on Emerald Glen Avenue NW, Parcel Nos. 16-28150, 1628151, and 16-28152, Jackson Township, Ohio.

Be it resolved that said Unmistakably Premier Homes, Inc., whose tax mailing address is 1392 High Street, Suite 205, Wadsworth, OH 44281, 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, 2012. 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 06/12/12 G

Pizzino moved and Hawke seconded a motion to pay the bills in the amount of \$2,129,625.13.

3-0 yes

ATTACHMENT 06/12/12 H

Pizzino moved and Walters seconded a motion to approve the minutes of the May 22, 2012 Board of Trustees' meeting.

3-0 yes

ATTACHMENT 06/12/12 I

Pizzino moved and Hawke seconded a motion to approve the May 2012 Financial Reports.

3-0 yes

Gonzalez told the Board the investment audit they requested has been completed and the documentation should be arriving soon.

Routine Business

Announcements

- Next regular Board of Trustees meeting, June 26, 2012, 4:00 p.m., Executive Session and/or Work Session; 5:00 p.m., General Session, Township Hall.
- LOGIC, July 12, 2012, 9:00 a.m., Jackson Safety Center, Chiefs' Conference Room.
- CIC Subcommittee, July 10, 2012, 8:30 a.m., Township Hall.
- Board of Zoning Appeals, June 14, 2012, 5:30 p.m., Township Hall

- Zoning Commission, June 21, 2012, 5:00 p.m., Jackson Township Hall.
- Citizens Advisory Committees:
 - Community Celebration, June 13, 2012, 5:30 p.m., Township Hall.
 - Park, August 8, 2012, 6:30 p.m., Township Hall.
 - Highway/Traffic, November 7, 2012, 6:30 p.m., Township Hall.
- Friends of the Park, June 13, 2012, 6:30 p.m., Township Hall.
- Farmers Market, Thursdays, June 14 – September 27, 3:00 – 6:30 p.m., Jackson North Park. (No market June 28 due to Community Celebration.)
- Jackson Community Celebration, June 27-30, 2012, North Park, Great Food, Amusement Rides, Inflatables, Games, Children’s activities, Entertainment, 5K Night-Glo Run, Celebration of Strength, Fireworks on Saturday night. Admission is free.

Old Business – None

New Business

Lyon said the agreement from the Canton Marathon was received late this afternoon. She asked the Board to pass a motion to adopt the agreement.

ATTACHMENT 06/12/12 J

Walters moved and Pizzino seconded a motion to adopt the agreement with the Canton Marathon. **3-0 yes**

Gonzalez told the Board there is a governance board meeting for the 911 project. He said Representative Schuring will be there to talk about the legislation he has gotten passed to help move this project along and the continued 911 cell phone tax that needs to be replaced since it will be expiring soon. He said there will be a push from board to move on the CAD system.

Walters reminded everyone that the marathon is this Sunday. He said thirteen miles of the route is in Jackson Township and he asked everyone’s patience since there will be temporary road closures and the safety forces will be out in force.

Public Speaks – Open Forum

No one came forward.

At 5:15 p.m., Boger opened the bids for the Recycling Station Addition Project.

	Bid Amount	Alt. 1	Alt. 2	Alt. 3
Dunrite Construction	\$87,570.00	\$4,470.00	\$1,350.00	\$2,900.00
Schalmo Builders, Inc.	\$85,500.00	\$6,400.00	\$2,000.00	\$1,270.00
Classical Construction	\$86,990.00	\$3,850.00	\$3,250.00	\$1,900.00
N. L. Construction	\$81,900.00	\$5,000.00	\$1,442.00	\$1,265.00
Scheetz Building	\$84,369.00	\$3,459.00	\$1,752.00	\$1,062.00

Boger was asked to review the bids and bring a recommendation back to the Board.

At 5:20, Boger opened the bids for the 2012 Resurfacing Project.

Superior Paving Materials, Inc.	\$ 824,011.70
Shelly Company	\$1,039,969.67
Northstar Asphalt	\$ 889,385.24

Boger will review the bids and bring a recommendation back to the Board.

Walters moved and Hawke seconded a motion to adjourn.

3-0 yes

James Walters

Randy Gonzalez