

**RECORD OF PROCEEDINGS**

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

**JUNE 11, 2013**

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

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

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

Upon return from Executive Session at 5:00 p.m., Walters asked Jim Ondrus from the Jackson Rotary and Steve Meeks from Jackson Belden Chamber of Commerce to speak.

Mr. Ondrus and Mr. Meeks thanked the Board for their support for the Memorial Day Field of Honor, Field of Heroes. They presented a plaque and certificate to the Township for their support.

**Work Session**

**ATTACHMENT 06/11/13 A**

Lyon reviewed the proposed revisions to the current banner program policy. There was some discussion regarding the changes particularly about the fee. No one wants to drop the program but all the current users want the use of the poles around the same time. No action was taken and it was decided to look at this at the next meeting.

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

**Administration Department**

Walters moved and Hawke seconded a motion to re-schedule the regular Board of Trustees' meeting from August 27 to August 29, 2013. **3-0 yes**

**ATTACHMENT 06/11/13 B**

Walters moved and Pizzino seconded a motion to adopt and authorize the placement of the Board President's signature upon the attached Community Celebration agreement with Jimmy & the Soul Blazers. **3-0 yes**

**ATTACHMENT 06/11/13 C**

Walters moved and Hawke seconded a motion to authorize temporary road closures for the 2013 Community Celebration 5K Run in accordance with the attached memorandum from the Public Works Director. **3-0 yes**

**Fire Department**

**ATTACHMENT 06/11/13 D**

Walters moved and Hawke seconded a motion to approve the appropriation transfer request from account code 328.210.5658, Capital Fire Equipment, to account code 328.210.5660, Ambulance/Trucks, in the amount of \$24,280.40. **3-0 yes**

**Public Works Department**

**Highway Department**

Boger opened the bids for the 2013 Resurfacing Project. Bids were received from the following:

Shelly Co.	\$1,129,744.29
Superior Paving	\$ 858,541.28
Northstar	\$ 795,589.63
Perrin Asphalt	\$1,098,729.55

**RESOLUTION 13-041, ATTACHED  
2013 CURBING REPLACEMENT PROJECT**

Walters moved and Pizzino seconded a motion that Vito Gironda Construction Company is the lowest and best bidder for the 2013 Curbing Replacement Project in the base bid amount of \$183,816.25 with Alternates A, B and F, in the amount of \$16,046.50 for a total Contract amount of \$199,862.75 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**

**RESOLUTION 13-042, ATTACHED  
LPA FEDERAL SIGNAGE UPGRADE PROJECT AGREEMENT**

Walters moved and Hawke seconded a motion that pursuant to ORC Section 5513.01, we hereby adopt and authorize the placement of the board President’s signature upon the attached LPA Federal Signage Upgrade Project Agreement in the amount of \$49,993.07. **3-0 yes**

**ATTACHMENT 06/11/13 E**

Walters moved and Pizzino seconded a motion to approve Budget Module 2013-29-A for New Equipment in the amount of \$5,779.00. **3-0 yes**

**Park Department**

Walters moved and Hawke seconded a motion to accept a \$250.00 sponsorship donation to the 2013 Community Celebration from Cee-B-Glass, Inc. **3-0 yes**

Walters moved and Hawke seconded a motion to accept a \$750.00 donation to the Parks from Jackson Fury Soccer Club. **3-0 yes**

### **Zoning & Planning Department**

#### **RESOLUTION 13-043, ATTACHED**

#### **NOXIOUS WEEDS – 5335 HIGH MILL AVENUE NW, PARCEL NO. 16-01664, 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 Jeremiah D. Baker, et al in Jackson Township described as follows: 5335 High Mill Avenue NW, Parcel No. 16-01664, Jackson Township, Ohio.

Be it resolved that said Jeremiah D. Baker, et al, whose tax mailing address is 5335 High Mill Avenue NW, Massillon, OH 44647, 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, 2013. 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 13-044, ATTACHED**

#### **NOXIOUS WEEDS – 7951 TARPON STREET NW, LOT 2, PLEASANT MEADOWS, PARCEL NO. 16-12743, 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 Bank of New York Mellon fka The Bank of New York as Trustee for the Certificateholders of the SWALT, Inc., Alternative Loan Trust 2005-J11 Mortgage Pass-Through Certificates, Series 2005-J11 in Jackson Township described as follows: 7951 Tarpon Street NW, Lot 2, Pleasant Meadows, Parcel No. 16-12743, Jackson Township, Ohio.

Be it resolved that said Bank of New York Mellon fka The Bank of New York as Trustee for the Certificateholders of the SWALT, Inc., Alternative Loan Trust 2005-J11 Mortgage Pass-Through Certificates, Series 2005-J11 whose tax mailing address is 5401 North Beach Street, FWTX-35, Ft. Worth, TX 76137 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, 2013. 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 13-045, ATTACHED**

**NOXIOUS WEEDS – 4930 HILLS AND DALES ROAD NW, PARCEL NO. 17-00124, 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 Jacqueline Schultheis Trustee, Stephanie Schultheis Trust in Jackson Township described as follows: 4930 Hills and Dales Road NW, Parcel No. 17-00124, Jackson Township, Ohio.

Be it resolved that said Jacqueline Schultheis Trustee, Stephanie Schultheis Trust whose tax mailing address is Huntington National Bank Trustee, 7 Easton Oval EA4C83, Columbus, OH 43219 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, 2013. 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 13-046, ATTACHED**

**NOXIOUS WEEDS – 3455 SHELLBURNE AVENUE NW, LOT 40, SAYBROOK VILLAGE, 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 Suntrust Mortgage, Inc. in Jackson Township described as follows: 3455 Shellburne Avenue NW, Lot 40, Saybrook Village, Jackson Township, Ohio.

Be it resolved that said Suntrust Mortgage, Inc., whose tax mailing address is 1001 Semmes Avenue, Richmond, VA 23224, 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, 2013. 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 13-047, ATTACHED**

**NOXIOUS WEEDS – LOT 2689 ON HARLEQUIN CIRCLE NW, CARRINGTON 9, PARCEL NO. 16-28422, 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 Terry & Sally Theis in Jackson Township described as follows: Lot 268 on Harlequin Circle NW, Carrington 9, Parcel No. 16-28422, Jackson Township, Ohio.

Be it resolved that said Terry & Sally Theis, whose tax mailing address is 838 Oakcrest Lane NE, 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, 2013. 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 06/11/13 F**

Pizzino moved and Hawke seconded a motion to pay the bills in the amount of \$1,860,881.84.

**3-0 yes**

**ATTACHMENT 06/11/13 G**

Walters moved and Hawke seconded a motion to approve the minutes of the May 23 and May 28, 2013 Board of Trustees' meetings.

**3-0 yes**

**ATTACHMENT 06/11/13 H**

Walters moved and Pizzino seconded a motion to approve the May 2013 Financial Reports.

**3-0 yes**

**Routine Business**

**Announcements**

- Next regular Board of Trustees meeting, June 25, 2013, 4:00 p.m., Executive Session and/or Work Session; 5:00 p.m., General Session, Township Hall.
- CIC, June 17, 2013, 8:00 a.m., Township Hall.
- LOGIC, July 11, 2013, 9:00 a.m., Jackson Safety Center, Chiefs' Conference Room.

- Board of Zoning Appeals, June 13, 2013, 5:30 p.m., Township Hall.
- Citizens Advisory Committees:
  - Community Celebration, June 12, 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 Park, June 12, 2013, 6:30 p.m., Township Hall.
- Jackson Township Recycling Station Board, June 26, 2013, 11:00 a.m., Buehler's Community Room.
- Jackson Township Community Celebration, June 26 – 29, North Park. Enjoy Food, Rides, Inflatables, Games, Children's Activities, Free Nightly Entertainment, 5K Nightglow Run/Walk, and Fireworks on Saturday night.

**Old Business** – None

**New Business**

Pizzino pointed out that the Township buildings could become a major expense if the maintenance is neglected. He said there is still a money issue but 50% of Scott's salary is paid through the Fire and Highway departments and 50% from the general fund. He said in the future some of what comes from the general fund could come from the Park department.

Walters said he still has budget concerns and looking at where some of the maintenance projects are he's not in favor of doing anything at this point.

Pizzino said the buildings are a huge asset and to let them deteriorate would not be in the best interest of the public. He said we are fortunate the voters understood the need for the park levy because of the cuts from the State. He said he received a report from the Central Maintenance director that they are falling behind on general upkeep and testing. He said he agrees with Mr. Walters regarding the budget but it will cost more money if the buildings are let go because the routine maintenance hasn't been done.

Hawke said he agrees with Mr. Pizzino. He said things are being put off and may not be a huge risk now but the longer things are let go, the bigger things will catch up. He said it's better to take the long term approach to keep things maintained and being defensive than have a big cost when something does go bad.

Walters said he agrees with the overall concern to keep up with maintenance but would prefer to consider it in the fall for next year's budget.

Hawke concurred with Mr. Walters regarding the budget issues but said if the more simple, daily maintenance is not done, as well as the bigger maintenance issues that need done, it is setting things up for bigger problems down the road. He said if the salary hadn't been budgeted for initially there would be more cause for concern, but the budget has been approved with that amount in it.

Walters pointed out that the general fund was still down a million dollars and this position takes care of about \$85,000.00 of that amount. He said he doesn't have the level of concern maintenance-wise at this point that Mr. Pizzino does.

Pizzino said he recognizes the concerns regarding the general fund but the Township has saved a lot of money by having one person buy supplies for the whole township. He said we should bring him back and if for some reason we get caught up and we can justify that we are caught up and won't fall behind for another four months, then look at another temporary layoff. He said another option was to share him with the Park Department since they are two people down.

Hawke said the ability to cross train in the Park Department is an advantage.

**RESOLUTION 13-048, ATTACHED  
RECALL FROM LAYOFF**

Pizzino moved and Hawke seconded a motion whereas, in attached Resolution No. 13-012, Scott M. Saenger was laid off from his full time position of Jackson Township Building Maintenance and Supplies Coordinator.

Be it resolved that we hereby rescind the layoff of Scott M. Saenger and recall him to the full time position of Jackson Township Building Maintenance and Supplies Coordinator, effective June 15, 2013.

<b>Walters</b>	<b>no</b>
<b>Pizzino</b>	<b>yes</b>
<b>Hawke</b>	<b>yes</b>

**Public Speaks – Open Forum**

John Karaikos of 5668 Hillrun Circle NW said since the banner program was for everyone he didn't think individuals should be made prominent. He said the group should be promoted as an entirety, to promote the spirit of the organization. He said in order to be unique do not charge a fee and also for the reasons previously stated.

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

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**James Walters**

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**Randy Gonzalez**