

RECORD OF PROCEEDINGS

MINUTES OF JACKSON TOWNSHIP TRUSTEES MEETING

JUNE 12, 2006

Pizzino called the meeting to order at 4:00 p.m. at the Jackson Township Hall with all Trustees, Clerk, Lyon and Fitzgerald present.

Pizzino moved and Burger seconded a motion to go into Executive Session for Personnel (Appointment) – Interview Citizens Advisory Committee applicants and temporary employee applicant. **3-0 yes**

Pizzino moved and Meeks seconded a motion to go into Executive Session for Park Department Personnel (Appointment/Employment/Compensation) – Interview seasonal tennis instructor applicants. **3-0 yes**

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

Upon return from Executive Session, Pizzino opened the Work Session at 5:50 p.m.

ATTACHMENT 06/12/06 A

Mr. Boger presented agreements with the County for improvements to Fulton Road from Lake O'Springs to Wales, Frank Ave. from Mega to Waywood, and Strausser from Wales to Lake O'Springs. Mr. Pizzino said he would like to see some changes made in the agreements. Mr. Meeks pointed out that the relationship with the County Engineer has been beneficial and that he would like to see these projects implemented, however, the agreement needs adjusted to share the responsibilities more equitably. Mr. Pizzino asked the Administrator, Law Director, and Mr. Boger to review the agreement and suggest changes to the agreement to reflect a more equal share of expenditures. Mr. Gonzalez reminded the Board that this agreement extends beyond the current highway levy and a renewal at the current millage would not generate any additional dollars.

At 6:00 p.m., Pizzino called the General Session to order with all department heads present. He requested that all cell phones and pagers be turned off at this time.

The Pledge of Allegiance was recited.

Public Speaks – None

Administration Department

ATTACHMENT 06/12/06 B

Meeks moved and Pizzino seconded a motion to hire Matthew Anderson as a seasonal tennis instructor (fourth year), through the temporary service, at the rate of \$7.50 per hour, effective June 13, 2006, per the recommendation of the Park Program Coordinator. **3-0 yes**

Pizzino moved and Burger seconded a motion to hire Laura Tscholl as a seasonal tennis instructor (second year), through the temporary service, at the rate of \$6.50 per hour, effective June 13, 2006, per the recommendation of the Park Program Coordinator. **3-0 yes**

Burger moved and Meeks seconded a motion to hire Kaleel Shaheen as a seasonal tennis instructor, through the temporary service, at the rate of \$6.00 per hour, effective June 13, 2006, per the recommendation of the Park Program Coordinator. **3-0 yes**

Meeks moved and Burger seconded a motion to hire Kelly Hill as a seasonal tennis instructor, through the temporary service, at the rate of \$6.00 per hour, effective June 13, 2006, per the recommendation of the Park Program Coordinator. **3-0 yes**

Burger moved and Meeks seconded a motion to hire Gabrielle Thottam as a seasonal tennis instructor, through the temporary service, at the rate of \$6.00 per hour, effective June 13, 2006, per the recommendation of the Park Program Coordinator. **3-0 yes**

Meeks moved and Burger seconded a motion to hire Jessie Stefanov as a seasonal tennis instructor, through the temporary service, at the rate of \$6.00 per hour, effective June 13, 2006, per the recommendation of the Park Program Coordinator. **3-0 yes**

ATTACHMENT 06/12/06 C

Meeks moved and Burger seconded a motion to appoint James Donze to the 2006 Highway/Traffic Citizens Advisory Committee. **3-0 yes**

Meeks moved and Burger seconded a motion to appoint Milly Stergios to the 2006 Park Citizens Advisory Committee. **3-0 yes**

ATTACHMENT 6/12/06 D

Meeks moved and Burger seconded a motion to table the vote for the appointments to the District 19 Public Works Integrating Committee of Stark County. **3-0 yes**

ATTACHMENT 6/12/06 E

Meeks moved and Burger seconded a motion to create the full-time position of Personnel Assistant/Ambulance Billing Specialist as a Class C Position in the Benefit Package for Management Personnel, with a salary range of \$23,000 to \$27,000, and to authorize advertising for the position. **3-0 yes**

Meeks moved and Burger seconded a motion to set the public hearing for nuisance violation at 4531 Erie Avenue NW on July 10, 2006 at 6:30 p.m. **3-0 yes**

ATTACHMENT 6/12/06 F

Meeks moved and Pizzino seconded a motion to authorize road closures for the 2006 Community Celebration as requested in the attached memorandum. **3-0 yes**

Fire Department

Meeks moved and Pizzino seconded a motion to authorize Captains Frank Krauss, Seth Rieger, and Mike Peel to travel to the National Fire Academy in Emmitsburg, Maryland for Ohio Weekend, June 16-18, 2006. **3-0 yes**

RESOLUTION 06-043, ATTACHED

Pizzino moved and Meeks seconded a motion to adopt and authorize the placement of the Board's signatures upon the attached Automatic Response Fire Protection Agreement with Lawrence Township. **3-0 yes**

Highway Department

ATTACHMENT 06/12/06 G

Meeks moved and Burger seconded a motion to authorize the Highway Superintendent to attend an ODOT Safety Workshop on July 13, 2006 in Marietta, Ohio. **3-0 yes**

ATTACHMENT 06/12/06 H

Meeks moved and Burger seconded a motion to approve the appropriation transfer request from account code 204.310.5387, Discretionary, to account code 204.310.5514, Sign Supplies, in the amount of \$2,600.00. **3-0 yes**

ATTACHMENT 06/12/06 I

Meeks moved and Burger seconded a motion to approve the design of a traffic signal at Arlington and Fulton. **3-0 yes**

ATTACHMENT 06/12/06 J

Meeks moved and Burger seconded a motion to adopt and ratify the attached Addendum No. 1 to the Resurfacing and Paint Striping Specifications. **3-0 yes**

Legal Department

ATTACHMENT 06/12/06 K

Pizzino moved and Meeks seconded a motion to table the resolution for the Stark County Natural Hazards Mitigation Plan until a later date. **3-0 yes**

ATTACHMENT 06/12/06 L

Meeks moved and Burger seconded a motion to adopt the attached Easements and Temporary Right of Way Agreements for the High Mill / Lafayette Widening Project and further authorize the payment of the consideration described therein. **3-0 yes**

Police Department

Meeks moved and Burger seconded a motion to accept a \$200.00 donation to the Hooked on Fishing program from Canton Floors, Inc. **3-0 yes**

ATTACHMENT 06/12/06 M

Meeks moved and Burger seconded a motion to approve an unpaid leave of absence for medical reasons, without employee benefits, for Shelley Bender, effective at the expiration of her sick leave and vacation accruals through September 8, 2006. **3-0 yes**

Fiscal Office

ATTACHMENT 06/12/06 N

Meeks moved and Burger seconded a motion to pay the bills in the amount of \$770,355.83. **3-0 yes**

ATTACHMENT 06/12/06 O

Meeks moved and Burger seconded a motion to approve the minutes of the May 22, 2006 Board of Trustees meeting. **3-0 yes**

ATTACHMENT 06/12/06 P

Meeks moved and Burger seconded a motion to approve the financial reports for May 2006. **3-0 yes**

Mr. Gonzalez reported that he has met with Chief Heck and the union president. They have a levy committee in place and a citizen's committee is involved and things are moving forward.

Routine Business

Announcements

- Next regular Board of Trustees meeting, June 26, 2006, 4:00 p.m. Executive Session and/or Work Session, 6:00 p.m., General Session, Township Hall.
- LOGIC, July 6, 2006, 9:00 a.m., Safety Center, Chiefs' Conference Room.
- CIC, August 7, 2006, 5:30 p.m., Jackson Library.
- Zoning Commission, June 15, 2006, 5:00 p.m., Township Hall.
- Board of Zoning Appeals:
 - June 22, 2006, 7:00 p.m., Township Hall.
 - July 13, 2006, 7:00 p.m., Township Hall.

- Citizens Advisory Committees:
 - Community Celebration, June 19, 2006, 6:00 p.m., Township Hall.
 - Park, June 20, 2006, 6:30 p.m., Township Hall.
 - Highway/Traffic, August 16, 2006, 6:30 p.m., Township Hall.

Old Business – None

New Business

Ohio Division of Liquor Control Notice – 5262 Portage Road LLC, 4262 Portage Rd., North Canton, Ohio 44720. James M. Watson, 205 Smith Ave. S.W., Canton, Ohio 44706 appeared before the Board to explain that the restaurant will be family oriented.

ATTACHMENT 06/12/06 Q

Meeks moved and Burger seconded a motion not to request a hearing on the advisability of issuing the liquor permit to 4242 Portage Road LLC. **3-0 yes**

Highway Department

At 6:30 p.m., Pizzino asked Mr. Boger to open the bids for Resurfacing Project 2006.

Superior Paving	\$554,990.00
Northstar Asphalt	\$575,495.95
Shelly Company	\$615,165.85

Zoning and Planning Department

RESOLUTION NOS. 06-045, ATTACHED

Pizzino moved and Meeks seconded that the Jackson Township Board of Trustees, having been informed in writing that noxious weeds are growing on the lands in charge of MJC Investments, in Jackson Township, described as follows: parcel #1623509, NE corner of Brunnerdale & Fulton Drive, Canton, OH 44718, Jackson Township.

Therefore, be it resolved that said MJC Investments, whose tax mailing address is 6093 Cherry Blossom Circle, North Canton, OH 44720, 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 September 30th. 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. **3-0 yes**

RESOLUTION 06-046, ATTACHED

Pizzino moved and Meeks seconded that the Jackson Township Board of Trustees, having been informed in writing that noxious weeds are growing on the lands in charge of Tom Sholl, in Jackson Township, described as follows: 5075 Brunnerdale NW, Canton, OH 44718, Jackson Township.

Therefore, be it resolved that said Tom Sholl, whose tax mailing address is 2507 Anderson Pl SW, Canton, OH 44710, 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 September 30th. 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. **3-0 yes**

RESOLUTION 06-047, ATTACHED

Pizzino moved and Meeks seconded that the Jackson Township Board of Trustees, having been informed in writing that noxious weeds are growing on the lands in charge of Bradley & Pamela Williams, in Jackson Township, described as follows: 5949 Freitag St NW, Canton, OH 44718, Jackson Township.

Therefore, be it resolved that said Bradley & Pamela Williams, whose tax mailing address is 5949 Freitag St NW, Canton, OH 44718, 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 September 30th. 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. **3-0 yes**

RESOLUTION 06-048, ATTACHED

Pizzino moved and Meeks seconded that the Jackson Township Board of Trustees, having been informed in writing that noxious weeds are growing on the lands in charge of John Rasmussen, in Jackson Township, described as follows: 8659 Glenridge Avenue, NW, Clinton, OH 44216, Jackson Township.

Therefore, be it resolved that said John Rasmussen, whose tax mailing address is 8659 Glenridge Ave NW, Clinton, OH 44216, 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 September 30th. 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. **3-0 yes**

RESOLUTION 06-049, ATTACHED

Pizzino moved and Meeks seconded that the Jackson Township Board of Trustees, having been informed in writing that noxious weeds are growing on the lands in charge of Christopher & Amanda Stevenson, in Jackson Township, described as follows: 2527 Helena Ave, NW, Massillon, OH 44646, Jackson Township.

Therefore, be it resolved that said Christopher & Amanda Stevenson, whose tax mailing address is First American Re Tax Service, 1721 Moon Lake Blvd, #400, Hoffman Estates, IL 60194, 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 September 30th. 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. **3-0 yes**

RESOLUTION 06-050, ATTACHED

Pizzino moved and Meeks seconded that the Jackson Township Board of Trustees, having been informed in writing that noxious weeds are growing on the lands in charge of James & Allison Hershberger, in Jackson Township, described as follows: 1331 Leecrest St NW, Massillon, OH 44646, Jackson Township.

Therefore, be it resolved that said James & Allison Hershberger, whose tax mailing address is 1331 Leecrest St 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 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 September 30th. 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. **3-0 yes**

RESOLUTION 06-051

Pizzino moved and Meeks seconded that the Jackson Township Board of Trustees, having been informed in writing that noxious weeds are growing on the lands in charge of Citi Financial Mortgage, in Jackson Township, described as follows: 5926 Murray St. NW, Canton, OH 44718, Jackson Township.

Therefore, be it resolved that said Citi Financial Mortgage, whose tax mailing address is 111 N. Pointe, Cappel, TX 75019, 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 September 30th. 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. **3-0 yes**

RESOLUTION 06-052, ATTACHED

Pizzino moved and Meeks seconded that the Jackson Township Board of Trustees, having been informed in writing that noxious weeds are growing on the lands in charge of Francis Dyar, in Jackson Township, described as follows: 6367 Portage St, North Canton, OH 44720, Jackson Township.

Therefore, be it resolved that said Francis Dyar, whose tax mailing address is 7525 Ivydale NW, North Canton, OH 44720, 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 September 30th. 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. **3-0 yes**

RESOLUTION 06-053, ATTACHED

Pizzino moved and Meeks seconded that the Jackson Township Board of Trustees, having been informed in writing that noxious weeds are growing on the lands in charge of Todd & Vicki Kasnick, in Jackson Township, described as follows: 4438 Revere NW, Massillon OH 44646, Jackson Township.

Therefore, be it resolved that said Todd & Vicki Kasnick, whose tax mailing address is 3737 Clermont St NW, North Lawrence, OH 44666, 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 September 30th. 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. **3-0 yes**

RESOLUTION 06-054, ATTACHED

Pizzino moved and Meeks seconded that the Jackson Township Board of Trustees, having been informed in writing that noxious weeds are growing on the lands in charge of John & Vicki Manley, in Jackson Township, described as follows: 4611 Suzette Ave NW, Massillon, OH 44647, Jackson Township.

Therefore, be it resolved that said John & Vicki Manley, whose tax mailing address is 4611 Suzette Ave 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 September 30th. 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. **3-0 yes**

RESOLUTION 06-055, ATTACHED

Pizzino moved and Meeks seconded that the Jackson Township Board of Trustees, having been informed in writing that noxious weeds are growing on the lands in charge of John & Christine Cane, in Jackson Township, described as follows: 6922 Thornwood St NW, Canton OH 44718, Jackson Township.

Therefore, be it resolved that said John & Christine Cane, whose tax mailing address is 6922 Thornwood St NW, Canton OH 44718, 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 September 30th. 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. **3-0 yes**

RESOLUTION 06-056

Pizzino moved and Meeks seconded that the Jackson Township Board of Trustees, having been informed in writing that noxious weeds are growing on the lands in charge of Patrick & Carla Pelfrey, in Jackson Township, described as follows: 8980 Traphagen NW, Massillon OH 44646, Jackson Township.

Therefore, be it resolved that said Patrick & Carla Pelfrey whose tax mailing address is 8980 Traphagen St 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 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 September 30th. 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. **3-0 yes**

Pizzino moved and Meeks seconded a motion to accept a \$100.00 gift card to the Community Celebration from Giant Eagle. **3-0 yes**

Meeks moved and Burger seconded a motion to accept a \$25.00 gift card to Jackson Township from Buehler's. **3-0 yes**

Meeks moved and Burger seconded a motion to accept a \$1,250.00 sponsorship donation to the Community Celebration from Wal-Mart. **3-0 yes**

Meeks moved and Burger seconded a motion to accept a \$100.00 sponsorship donation to the Community Celebration from Cynthia L. Rohrbough, D.D.S. **3-0 yes**

Meeks moved and Burger seconded a motion to accept a \$25.00 donation to the Park Tree Fund from John Criswell in honor of Mary M. Concatto. **3-0 yes**

Central Maintenance

Carles Moore updated the Board on the maintenance employee out on extended leave. He has a probable date of return of August 1.

Public Speaks – Open Forum

No one came forward.

At 6:44 p.m., Pizzino requested that Boger open the bids for Paint Striping of Roadways.

J.D. Striping & Services	\$43,747.21
Oglesby Construction	\$47,429.00
Mar-King Construction	\$50,392.76
Centerline Striping	\$54,709.35

ZONING AMENDMENT 551-06

At 6:59 p.m., Pizzino opened the public hearing for Zoning Amendment 551-06. Joni Poindexter presented the request for the amendment. Pizzino asked for any comments for or against the amendment. No one came forward.

ATTACHMENT 06/12/06 R

Meeks moved and Burger seconded a motion to adopt the recommendation of the Zoning Commission for Zoning Amendment 551-06, Proposed misc. text changes to the zoning resolution including, but not limited to, definitions, residential, commercial, signs, and adding language for a research and technology district and a parks and recreation district. **3-0 yes**

ZONING AMENDMENT 552-06

At 7:05 p.m., Pizzino opened the public hearing for Zoning Amendment 552-06. Poindexter presented the highlights of the amendment. The owners are Larry and Joyce Teeple, 6135 Frank Ave. NW, North Canton, Ohio 44720 and Myron Puterbaugh, 5247 Sandy Circle NW, Canton, Ohio 44718. The applicant is Myron Puterbaugh. Pizzino asked for comments for or against this amendment. No one came forward.

ATTACHMENT 06/12/06 S

Meeks moved and Burger seconded a motion to adopt the recommendation of the Zoning Commission for Zoning Amendment 552-06, to rezone R-1 (Single Family Low Density) to R-2

(Two Family Residential) parcels 1628021, 1628022, 1628023, Frank Ave. NW, Section 14SE
Jackson Twp. **3-0 yes**

ZONING AMENDMENT 660-06

At 7:10 p.m., Pizzino opened the public hearing on Zoning Amendment 660-06.

ATTACHMENT 06/12/06 T

Pizzino moved and Meeks seconded a motion to continue the public hearing for zoning
amendment 550-06 to June 26, 2006 at 6:30 p.m., at the request of the agent for the applicant.

3-0 yes

Burger moved and Meeks seconded a motion to adjourn.

3-0 yes

John Pizzino

Randy Gonzalez