

RECORD OF PROCEEDINGS

MINUTES OF JACKSON TOWNSHIP BOARD OF TRUSTEES MEETING

JUNE 13, 2011

Pizzino called the meeting to order at 3:05 p.m. at the Jackson Township Hall with Trustees Pizzino and Burger, Fiscal Officer, Lyon, Fitzgerald and Chief Hogue present. Trustee Walters arrived at 4:45 p.m.

RESOLUTION 11-048, ATTACHED

FIRE DEPARTMENT FULL TIME FIREFIGHTER/PARAMEDIC ELIGIBILITY LIST

Pizzino moved and Burger seconded a motion whereas, in attached Resolution No. 09-086, we adopted and authorized the posting and implementation of the attached Notice of Examination for the positions of Full Time Firefighter/Paramedic in the Jackson Township Fire Department.

Whereas, the steps described in the Notice of Examination prior to the establishment of the Eligibility List have been completed.

Be it resolved that, pursuant to the Fulltime Firefighter/Paramedic hiring policy, the Township's Personnel Hiring Policy and authority granted in ORC Section 505.38 "to provide for the employment of such firefighters as it considers best", we hereby establish the attached eligibility list for appointment to the position of Fulltime Firefighter/Paramedic in the Jackson Township Fire Department. **2-0 yes**

Pizzino moved and Burger seconded a motion to go into Executive Session for Fire Department Personnel (Appointment/Employment/Compensation) – Interview full-time firefighter/paramedic applicants and captain applicants. **2-0 yes**

Upon return from Executive Session, 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

Fire Department

RESOLUTION 11-049, ATTACHED

FIRE DEPARTMENT FULL TIME FIREFIGHTER/PARAMEDIC HIRING

Walters moved and Burger seconded a motion whereas, Resolution No. 11-042 is incorporated herein, and the attached listed persons have successfully completed a medical evaluation as to the condition of the individual as it relates to the performance of the duties of a Fulltime Firefighter/Paramedic, background check, negative drug screen and other testing requirements.

Be it resolved that, pursuant to the Fulltime Firefighter/Paramedic hiring policy, the Township's Personnel Hiring Policy and pursuant to ORC Section 505.38, we appoint the attached listed persons to the position of Fulltime Firefighter/Paramedic, effective June 27, 2011 at the respective listed times.

Be it further resolved that the above Fulltime Firefighter/Paramedic appointees shall serve a one year probationary period after full certification, shall continue to maintain all required certifications and shall receive the compensation rate and other benefits as provided in the Negotiated Agreement with Jackson Township Firefighters Local 2280 and we hereby accept the attached Oaths of Office. **3-0 yes**

Hogue administered the oaths of office. Those hired are Jeremiah J. Hershberger, Alex M. Hoco, Shawn S. Parsell, Richard L. Wigfield, Matthew R. Gatchell, Tyler L. Teeter.

Pizzino called a short break to allow time for pictures.

Pizzino called the meeting back to order.

**RESOLUTION 11-050, ATTACHED
FIRE DEPARTMENT FULL TIME FIREFIGHTER/PARAMEDIC CONDITIONAL APPOINTMENTS**

Walters moved and Pizzino seconded a motion pursuant to the Fulltime Firefighter/Paramedic hiring policy, the Township's Personnel Hiring Policy and pursuant to authority granted in ORC Section 505.38 "to provide for the employment of firefighters as it considers best", we appoint the attached listed persons to the position of Fulltime Firefighter/Paramedic, conditioned on their successful completion of a medical evaluation as to the condition of the individual as it relates to the performance of the duties of a Fulltime Firefighter/Paramedic, background check, negative drug screen and other testing requirements. **3-0 yes**

The conditional appointments are Robert V. Cline and Jeremy M. Talkington.

**RESOLUTION 11-051, ATTACHED
FIRE DEPARTMENT CAPTAIN CONDITIONAL APPOINTMENTS**

Walters moved and Pizzino seconded a motion pursuant to Steps 11 and 12 of the Notice of Examination, ORC Section 505.38, and the Township's Personnel Hiring Policy, we hereby appoint the attached listed individuals to the position of Full Time Fire Department Captain, conditioned on successfully passing an evaluation by a certified psychologist as to the psychological condition of the individual as it relates to performance of the duties of the Captain's position. **3-0 yes**

The Captain conditional appointments are Rob Leahy, Dan Pappas and Daniel Block.

Walters moved and Burger seconded a motion to accept the following donations to the Fire Department in memory of Richard Costin:

1. \$20.00 from John and Marcia A. Sears.

2. \$20.00 from Ralph D. and Jane A. McCormick.
3. \$55.00 from Donna J. and Jeffrey S. Szink.
4. \$180.00 from Patrocinio and Buenaventura Villanueva. **3-0 yes**

Administration Department

ATTACHMENT 06/13/11 A

Walters moved and Burger seconded a motion to adopt and authorize the placement of the Board President's signature upon the attached Addendum for Maintenance Choice Programs with Caremark PCS Health, LLC. **3-0 yes**

ATTACHMENT 06/13/11 B

Walters moved and Burger seconded a motion to adopt and authorize the placement of the Board President's signature upon the attached Memorandum of Agreement with the Stark County Health Department for mosquito spraying. **3-0 yes**

ATTACHMENT 06/13/11 C

Pizzino moved and Walters seconded a motion to approve Budget Module No. 11-5 for Jackson Township Newsletter in the amount of \$9,900.00. **3-0 yes**

ATTACHMENT 06/13/11 D

Walters moved and Burger seconded a motion to accept a \$12,750.00 donation from Massillon Cable TV, Inc. (\$8,000.00 for Celebration and \$4,750.00 for General Fund). **3-0 yes**

ATTACHMENT 06/13/11 E

Walters moved and Burger seconded a motion to approve the appropriation transfer request from account code 101.110.5387, Discretionary, to account code 101.110.5501, Donations Spent (Coffee/Supplies) in the amount of \$2,000.00 and from account code 101.110.5387, Discretionary, to account code 101.110.5385, Other Expense (Flags), in the amount of \$2,750.00. **3-0 yes**

Central Maintenance Department

ATTACHMENT 06/13/11 F

Walters moved and Burger seconded a motion to adopt and authorize the placement of the Board President's signature upon the attached Proposal with Serve It Clean, Inc. **3-0 yes**

Highway Department

ATTACHMENT 06/13/11 G

Walters moved and Burger seconded a motion to adopt and authorize the placement of the Board President's signature upon the attached Change Orders 1, 2, and 3 for the Jackson Township Recycling Center Project. **3-0 yes**

**RESOLUTION 11-052, ATTACHED
2011 CURBING REPLACEMENT PROJECT**

Walters moved and Burger seconded a motion that we hereby determine that T. R. Snyder Construction, Inc. is the lowest and best bidder for the 2011 Curbing Replacement Project in the base bid amount of \$142,527.60 with Alternates, A, B, C, D, and E, in the amount of \$56,882.25 for a total Contract amount of \$199,409.85 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 11-053, ATTACHED
2011 PAINT STRIPING OF ROADWAYS PROJECT**

Walters moved and Burger seconded a motion to authorize the attached Advertisement for Bids for 2011 Paint Striping of Roadways Project in accordance with the Specifications on file. **3-0 yes**

ATTACHMENT 06/13/11 H

Pizzino moved and Walters seconded a motion to approve Budget Module No. 2011-16-A for Arlington Storm Sewer in the amount of \$25,350.00. **3-0 yes**

ATTACHMENT 06/13/11 I

Pizzino moved and Burger seconded a motion to approve the appropriation transfer request from account code 211.310.5387, Discretionary, to account code 211.310.5558, Arlington Storm Sewer, in the amount of \$25,350.00. **3-0 yes**

Legal Department

**RESOLUTION 11-054, ATTACHED
GENERAL FUND CAPITAL PROJECTS FUND #329**

Walters moved and Burger seconded a motion pursuant to attached ORC Section 5705.13C, we hereby amend attached Resolution Number 10-060 to now create a new Resolution No. 10-060 to read as follows:

1. Establish a Capital Projects Reserve Balance Account, Fund #329, for the purpose of accumulating resources for the acquisition, construction or improvement of fixed assets such as Real Estate purchases as described in attached amended Exhibit A.
2. Authorize the cumulative transfer \$1,275,960.75 from Account 101.150.5957 to be deposited in a special fund named the Capital Projects Reserve Balance account Fund #329, which is the amounts to be added and accumulated in the Reserve Balance Account as described in Exhibit A and which said amounts shall be accumulated over a ten year period from June 28, 2010 and shall be established, maintained and monies therein to be invested by the Township Fiscal Officer.
3. Authorize the creation of the following new codes in the accounting system: Fund #329 – General – capital projects fund, Receipt #329.000.4990 – transfer in, Expense code #329.110.5752 - capital projects fund, admin cost center, property purchase object code.

Be it further resolved that this Amended Resolution is retroactive to the June 28, 2010 date of attached Resolution No. 10-060. **3-0 yes**

RESOLUTION 11-055, ATTACHED

OHIO POLICE AND FIRE PENSION FUND AMENDMENT – FIREFIGHTERS

Walters moved and Burger seconded a motion to adopt the attached Ohio Police and Fire Pension Fund Resolution. **3-0 yes**

RESOLUTION 11-056, ATTACHED

OHIO POLICE AND FIRE PENSION FUND AMENDMENT – BATTALION CHIEF

Walters moved and Burger seconded a motion to adopt the attached Ohio Police and Fire Pension Fund Resolution. **3-0 yes**

RESOLUTION 11-057, ATTACHED

OHIO POLICE AND FIRE PENSION FUND AMENDMENT – DEPUTY CHIEF

Walters moved and Burger seconded a motion to adopt the attached Ohio Police and Fire Pension Fund Resolution. **3-0 yes**

Park Department

Pizzino moved and Walters seconded a motion to accept the following sponsorship donations to the 2011 Community Celebration:

1. \$100.00 from A/C Laser Technologies, Inc.
2. \$100.00 from Wingfoot Commercial Tire.
3. \$100.00 from Bell Stores.
4. \$100.00 from Belden Village Towing Co., Inc.
5. \$250.00 from Heitger Funeral Home, Inc.
6. \$250.00 from Terry's Truck & Trailer Inc.
7. \$500.00 from Mercy Medical Center.

3-0 yes

Walters moved and Burger seconded a motion to accept a \$50.00 donation to the Park Department from Carol M. Luntz in memory of Wanda Hinderer. **3-0 yes**

Walters moved and Burger seconded a motion to accept a \$3,000.00 donation to the Park Department from Jackson Baseball Association, Inc. **3-0 yes**

Pizzino moved and Burger seconded a motion to accept a \$10,000.00 donation to the Park Department from Jackson Girls Softball. **3-0 yes**

Walters moved and Burger seconded a motion to accept the following donations to the Park Tree Fund in memory of Bonnie Sprankle:

1. \$25.00 from Robert & Nancy Gessner.
2. \$25.00 from Jean & Marlyn Class.
3. \$25.00 from Mary Hastler and Family.

4. \$50.00 from Neal Fitzgerald.
5. \$50.00 from Edward & Doreen Durigg.
6. \$100.00 from John, Ginette and AnnMarie Kolbl. **3-0 yes**

Police Department

Walters moved and Burger seconded a motion to accept a \$4,000.00 donation to the Hooked on Fishing Program from the Ohio Department of Natural Resources. **3-0 yes**

ATTACHMENT 06/13/11 J

Pizzino moved and Burger seconded a motion to approve the appropriation transfer request from account code 209.250.5387, Discretionary, to account code 209.250.5363, Hooked on Fishing, in the amount of \$4,000.00. **3-0 yes**

ATTACHMENT 06/13/11 K

Walters moved and Burger seconded a motion to accept the attached resignation of part-time patrol officer and constable, Bruce W. Youels, effective June 22, 2011. **3-0 yes**

ATTACHMENT 06/13/11 L

Walters moved and Burger seconded a motion to accept the attached resignation of part-time police officer and constable, Douglas Rheaume, effective June 9, 2011. **3-0 yes**

Zoning & Planning Department

RESOLUTION 11-058, ATTACHED

NOXIOUS WEEDS – 5381 BLARNEY CIRCLE NW, IRISH OAKS #2, LOT 72, PARCEL NUMBER 16-10109

Walters moved and Burger 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 Charles S. Ayers, deceased, in Jackson Township, described as follows: 5381 Blarney Circle NW, Irish Oaks #2, Lot 72, Parcel Number 16-10109.

Be it resolved that said Charles S. Ayers, deceased, whose tax mailing address is Core Logic, 2500 Westfield Dr., Ste. 102, Elgin, IL 60124, 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 30, 2011. 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 11-059, ATTACHED

NOXIOUS WEEDS – 2159 RIDGECREST DRIVE NW, KNOB HILL ALLOTMENT, LOT 38, PARCEL NUMBER 16-06432

Walters moved and Burger 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 Patricia M. Stanton, in Jackson Township, described as follows: 2159 Ridgecrest Drive NW, Knob Hill Allotment, Lot 28, Parcel Number 16-06432.

Be it resolved that said Patricia M. Stanton, whose tax mailing address is 2159 Ridgecrest Drive 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 30, 2011. 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 11-060, ATTACHED

NOXIOUS WEEDS – 4536 SMITHVIEW AVENUE NW, ANDYVILLE ALLOTMENT 6, LOT 124, PARCEL NUMBER 16-09931

Walters moved and Burger 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 JP Morgan Chase Bank/Homesales, Inc., in Jackson Township, described as follows: 4536 Smithview Avenue NW, Andyville Allotment 6, Lot 124, Parcel Number 16-09931.

Be it resolved that said JP Morgan Chase Bank/Homesales, Inc., whose tax mailing address is 3415 Vision Drive, 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 September 30, 2011. 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 11-061, ATTACHED

NOXIOUS WEEDS - .45 ACRE PROPERTY LOCATED AT NORTHWEST QUARTER SECTION 23, BRUNNERDALE AVENUE NW, PARCEL NUMBER 16-23509

Walters moved and Burger 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 MJC Investments, LLC, in Jackson Township, described as follows: .45 acre property located at Northwest Quarter Section 23, Brunnerdale Avenue NW, Parcel Number 16-23509.

Be it resolved that said MJC Investments, LLC, whose tax mailing address is 5767 Oak Drive 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 30, 2011. 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 06/13/11 M

Pizzino moved and Burger seconded a motion to pay the bills in the amount of \$2,089,411.16.

3-0 yes

ATTACHMENT 06/13/11 N

Pizzino moved and Burger seconded a motion to approve the May 2011 Financial Reports.

3-0 yes

ATTACHMENT 06/13/11 O

Pizzino moved and Walters seconded a motion to approve a fund transfer in accordance with the reserve account resolution at this meeting from Fund #101, General Fund, to Fund #329, General Capital Fund, in the amount of \$250,000.00 (First Energy Solutions Grant).

3-0 yes

ATTACHMENT 06/13/11 P

Pizzino moved and Walters seconded a motion to send the request for addition amended certificate to the Stark County Auditor.

3-0 yes

ATTACHMENT 06/13/11 Q

Pizzino moved and Walters seconded a motion to approve the supplemental 2011 appropriations.

3-0 yes

Routine Business

Announcements

- Next regular Board of Trustees meeting, June 27, 2011, 4:00 p.m. Executive Session and/or Work Session, 5:00 p.m., General Session, Township Hall.

- LOGIC, July 14, 2011, 9:00 a.m., Safety Center, Chief's Conference Room.
- CIC, June 20, 2011, 5:00 p.m., Township Hall.
- Zoning Commission, June 16, 2011, 5:00 p.m., Township Hall.
- Citizens Advisory Committees:
 - Community Celebration (Wrap-up), July 12, 2011, 5:30 p.m., Township Hall.
 - Park, August 9, 2011, 6:30 p.m., Township Hall.
 - Highway/Traffic, August 17, 2011, 6:30 p.m., Township Hall.
- Jackson Community Celebration, June 15-18, North Park. Food, Rides, Games, Free Entertainment, and FIREWORKS on Saturday night.
- Jackson Township Farmers Market, Thursdays beginning June 30, from 3:00 – 6:00 p.m., North Park behind Library.

Fiscal Office

ATTACHMENT 06/13/11 R

Pizzino moved and Walters seconded a motion to approve the minutes of the May 23, 2011 Board of Trustees meeting. **3-0 yes**

Old Business

**RESOLUTION 11-062, ATTACHED
COMMITMENT TO DIVERSITY**

Walters moved and Pizzino seconded a motion whereas, Jackson Township, Stark County, Ohio, is a diverse community devoted to excellence.

Whereas, Jackson Township embraces the achievement of diversity as an important element of our vision and values.

Be it resolved that by the Board of Trustees of Jackson Township, Stark County, Ohio, the infusion of diversity into all aspects of Jackson Township life is of paramount importance and we hereby recommit Jackson Township to that shared value and hereby request all members of the Jackson Township community to act affirmatively in identifying, creating, and accomplishing diversity in many forms and venues. **3-0 yes**

ATTACHMENT 06/13/11 S

Motor Vehicle License Tax

The Trustees agreed that it would be better to explore other avenues and look at the budget before looking at any type of tax.

New Business

ATTACHMENT 06/13/11 T

There was some discussion about the letters that have been sent in the past to the trash haulers about not picking up trash in residential areas before 7:00 a.m. Fitzgerald will do some research to see what can be done under Home Rule and will let the Board know at the next meeting.

Pizzino told the Board that he received a call from a builder who was representing other home builders about the bond for sidewalks which requires the builder to put sidewalks in within a specified time period. He said the contractors' bonds are about to expire and the contractors are requesting an extension.

Pizzino moved and Burger seconded a motion to recommend to the Stark County Commissioners to extend the contractors sidewalk bond for twenty four months. **3-0 yes**

Public Speaks – Open Forum

No one came forward.

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

John Pizzino

Randy Gonzalez