

RECORD OF PROCEEDINGS

MINUTES OF JACKSON TOWNSHIP BOARD OF TRUSTEES MEETING

JUNE 26, 2018

Hawke called the meeting to order at 4:02 p.m. at the Jackson Township Hall with all Trustees, Fiscal Officer, Vaccaro, Hogue, Berczik, and Bissler present.

Hawke moved and Walters seconded a motion to go into Executive Session for Fire Department Personnel (Appointment/Employment/Compensation) – Part-time EMS Billing Specialist.

3-0 yes

Hawke moved and Walters seconded a motion to go into Executive Session for Administration Department Personnel (Appointment/Employment/Compensation) – Employee Compensation.

3-0 yes

Hawke moved and Walters seconded a motion to go into Executive Session for Police Department – To consider the sale of property at competitive bidding.

3-0 yes

Hawke moved and Walters seconded a motion to go into Executive Session to consider confidential information related to economic development assistance as described in Ohio Revised Code §121.22(G)(8)(a).

3-0 yes

Upon return from Executive Session at 5:08 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

Police Department

Hawke administered the oath of office to Patrol Officer Brandon M. Alger. A brief recess was called to allow time for pictures.

RESOLUTION 18-108, ATTACHED

ACCEPTANCE OF FULL TIME POLICE OFFICER OATH OF OFFICE

Hawke moved and Pizzino seconded a motion that we hereby accept the attached oath of office for Brandon M. Alger as Full-time Patrol Officer and Police Constable for the Jackson Township Police District, Stark County, Ohio.

3-0 yes

ATTACHMENT 06/26/18 A

Hawke moved and Walters seconded a motion to accept the attached resignation from part-time

Police Officer and Constable, Craig Hall, effective June 14, 2018.

3-0 yes

Administration Department

ATTACHMENT 06/26/18 B

Hawke moved and Walters seconded a motion to approve the appropriation transfer request from account code 101.111.5986, Transfer #441-#442 – Gen. Reserve – Admin to account code 101.110.5454, Economic Development, in the amount of \$100,000.00. **3-0 yes**

RESOLUTION 18-109, ATTACHED

ODOT ROAD IMPROVEMENT – COUNTY/ROUTE/SECTION – STA-SR 687-0.93, PID NO. – 87660

Hawke moved and Pizzino seconded a motion that the following is a resolution enacted by the Board of Trustees of Jackson Township, Stark County, Ohio, hereafter referred to as the Local Public Agency (LPA) to be provided to the Ohio Department of Transportation, hereafter referred to as ODOT.

Section I – Project Description

Whereas, the STATE has identified the need for the described project:

Widening and resurfacing of SR 687 between Governors Avenue NW and Brunnerdale Avenue NW within Jackson Township, Stark County, Ohio.

Be it resolved that:

Section II – Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

Section III – Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above described project as follows:

The LPA agrees to participate in the cost of Right of Way and Construction within the township limits as follows:

Federal CMAQ funds secured at 80% with an equal ODOT (10%) and Jackson Township (10%) match.

After CMAQ funds have been exhausted, any addition Right of Way and Construction costs will be split equally between ODOT (50%) and Jackson Township (50%).

The LPA further agrees to pay One Hundred Percent (100%) of the cost of those features requested by the LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

The LPA further agrees that change orders and extra work contracts required to fulfill the construction contracts shall be processed as needed. The State shall not approve a change order

or extra work contract until it first gives notice, in writing, to the LPA. The LPA shall contribute its share of the cost of these items in accordance with other sections herein.

(Optional-if required) The LPA further agrees to pay One Hundred Percent (100%) of the cost to install and/or repair curb ramps at all necessary intersections to ensure compliance with the Americans with Disabilities Act.

Section IV – Maintenance

Upon completion of the described Project, and unless otherwise agreed, the LPA shall: (1) maintain the right-of-way, keeping it free of obstructions; and (2) hold said right-of-way inviolate for public highway purposes.

Section V – Authority to Sign

Todd J. Hawke, President of the Board of Trustees of Jackson Township, Stark County, Ohio is hereby empowered on behalf of the Township to enter into contracts with ODOT pre-qualified consultants for the preliminary engineering phase of the Project and to enter into contracts with the Direct of Transportation necessary to complete the above described project.

Upon the request of ODOT, the Board President is also empowered to assign all rights, title, and interest of the Township to ODOT arising from any agreement with its consultant in order to allow ODOT to direct additional or corrective work, recover damages due to errors or omissions, and to exercise all contractual rights and remedies afforded by law or equity.

The LPA agrees that if Federal Funds are used to pay the cost of any consultant contract, the LPA shall comply with 23 CFR 173 in the selection of its consultant and the administration of the consultant contract. Further the LPA agrees to incorporate ODOT’s “Specifications for Consulting Services” as a contract document in all of its consultant contracts. The LPA agrees to require, as a scope of services clause, that all plans prepared by the consultant must conform to ODOT’s current design standards and that the consultant shall be responsible for ongoing consultant involvement during the construction phase of the Project. The LPA agrees to include a completion schedule acceptable to ODOT and to assist ODOT in rating the consultant’s performance through ODOT’s Consultant Evaluation System. **3-0 yes**

ATTACHMENT 06/26/18 C

Hawke moved and Walters seconded a motion to set a Board of Trustees’ Special Meeting for July 6, 2018 at 8:15 a.m., to be held at Township Administrative Building. **3-0 yes**

Fire Department

ATTACHMENT 06/26/18 D

Hawke moved and Pizzino seconded a motion to approve the Negotiated Agreement between the Jackson Township Board of Trustees and the Jackson Professional Firefighters, IAFF Local 2280 (Captains and Firefighters), effective January 1, 2018 to December 31, 2020, and to authorize the Board of Trustees to sign said negotiated agreement. **3-0 yes**

Public Works Department

Highway Division

**RESOLUTION 18-110, ATTACHED
ENGINEERING INSPECTION SERVICES AGREEMENT**

Hawke moved and Pizzino seconded a motion that we hereby adopt and authorize the placement of our signatures upon the attached Engineering Inspection Services Agreement with Municipal Companies for the Strip Avenue NW Extension Project. **3-0 yes**

**RESOLUTION 18-111, ATTACHED
KECK SURVEY AUTHORIZATION (CONSOLIDATION)**

Hawke moved and Walters seconded a motion that we hereby authorize the Administrator/Law Director to negotiate and purchase surveying services, not to exceed \$2,000.00, for the consolidation of Stark County Parcel Numbers 1680281 and 1680606 to include a lot consolidation drawing and legal description of the new parcel. The lot consolidation drawing and legal description shall be signed and stamped by a licensed surveyor. **3-0 yes**

Park Division

Hawke moved and Walters seconded a motion to accept a donation of \$1,200.00 from Nations Baseball Tournament. **3-0 yes**

Hawke moved and Walters seconded a motion to accept a donation of \$400.00 from Snell Concessions. **3-0 yes**

**RESOLUTION 18-112, ATTACHED
NORTH PARK AMPHITHEATER BID REJECTION**

Hawke moved and Walters seconded a motion pursuant to the attached Advertisement for Bids and Section 102.17 of the Specifications, we hereby reject any and all bids received on June 13, 2018 for the North Park Amphitheater Project. **3-0 yes**

**RESOLUTION 18-113, ATTACHED
JACKSON LOCAL SCHOOL DISTRICT TENNIS COURTS CONSTRUCTION**

Hawke moved and Pizzino seconded a motion that we hereby approve the Jackson Local School District to proceed with the construction, at the District's cost, of four (4) tennis courts at Jackson Township North Park upon submittal of Jackson Local School District's selected contractor providing the Board Certificate of Liability Insurance naming the Board of Trustees of Jackson Township, Stark County, Ohio as an additional insured for the duration of the project. **3-0 yes**

**RESOLUTION 18-114, ATTACHED
JACKSON TOWNSHIP RENEWAL TAX FOR PARKS AND RECREATIONAL PURPOSES**

Hawke moved and Walters 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 (5) 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 parks and recreational purposes of Jackson Township, Stark County, Ohio; and

Whereas, by reason thereof, this board has determined that it will be necessary to renew an existing tax of one (1.0) mill which is in excess of such limitation, for the purpose of for parks and recreational purposes of 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 the Jackson Township, Stark County, Ohio, certified to the Stark County Auditor, on the 14th day of June, 2018, a resolution requesting that the Stark County Auditor certify to this Board as taxing authority for the 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 the renewal of an existing tax of one (1.0) mill, which resolution stated that the purpose of said tax was for the purpose of for parks and recreational purposes of Jackson Township, Stark County, Ohio for five (5) years, tax years 2018, 2019, 2020, 2021, and 2022, commencing in 2018, first due in calendar year 2019.

Whereas, the Stark County Auditor based upon said certification request advised this Board, pursuant to the provisions of Ohio Revised Code Section 5705.03(B), on or about the 14th day of June, 2018 as provided for in said section, that the total current tax valuation of the subdivision was \$1,484,576,270 and that the dollar amount of revenue that would be generated by a specified number of mills, to wit, one (1.0) mill be \$1,334,544 for the proposed renewal of the tax for the above stated purposes; and

Whereas, by reason of facts above set forth, this Board has determined that is should, and hereby does, declare itself to submit to the electors of Jackson Township, Stark County, Ohio, at the general election to be held on November 6, 2018, the question of renewing an existing tax of one (1.0) mill outside the ten (10) mill limitation for the purposes of for parks and recreational purposes of Jackson Township, Stark County, Ohio for five (5) years, tax years 2018, 2019, 2020, 2021, and 2022, commencing in 2018, first due in calendar year 2019.

Be it resolved that there shall be submitted to the electors of Jackson Township, Stark County, Ohio, at the general election to be held on November 6, 2018, the question of the renewal of an existing tax of one (1.0) mill outside the ten (10) mill limitation in and for said subdivision for the purpose of for parks and recreational purposes of Jackson Township, Stark County, Ohio for five (5) years, tax years 2018, 2019, 2020, 2021, and 2022, commencing in 2018, first due in calendar year 2019.

Be it further resolved that the submission of said proposal, the notice of election, the form of ballot, the certification of the levy as voted outside the ten (10) mill limitation, and the levying of such millage shall be in accordance with the provision of Sections 5705.19, 5705.191 and 5705.25 and other related sections of the Ohio Revised Code and in accordance with the statutes in such cases made and provided; and that the levy is to be placed on the tax lists of tax years, 2018, 2019, 2020, 2021, and 2022, commencing in 2018, first due in calendar year 2019.

Be it further resolved that the form of ballot cast at such election shall be:

PROPOSED TAX LEVY (RENEWAL)
JACKSON TOWNSHIP

A Majority Affirmative Vote is Necessary for Passage

“A renewal of an existing tax of one (1.0) mill for the benefit of Jackson Township, Stark County, Ohio, for the purpose of for parks and recreational purposes at a rate not exceeding one (1.0) mill for each one dollar of valuation, which amounts to ten cents (10¢) for each one hundred dollars of valuation, for five (5) years, commencing in 2018, first due in calendar year 2019.

· · FOR THE TAX LEVY

· · AGAINST THE TAX LEVY

Be it further resolved that the Fiscal Officer of this Board be, and hereby is, directed and authorized to proceed forth with the certification hereof to the Board of Elections of Stark County, Ohio pursuant to the provisions of Sections 5705.19, 5705.191 and 5705.25 and other related statues, and to proceed with all things necessary to be done in order to accomplish the purpose of this resolution.

Be it further resolved that it is found and determined that all formal actions of this Board concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board, and that all deliberations of this 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.

Be it further resolved that it is found and determined that all formal actions of this Board complied with Ohio Revised Code Section 5705.03(B) and that the attached certification was provided by the Stark County Auditor as required by law, which is hereby acknowledged and accepted by this Board. **3-0 yes**

Central Maintenance Division

ATTACHMENT 06/26/18 E

Hawke moved and Pizzino seconded a motion to approve the appropriation transfer request from account code 11.115.5387, Discretionary, to account code 101.115.5356, Equipment/Building Repairs, in the amount of \$2,000.00. **3-0 yes**

Hawke pointed out that the Park levy is a renewal.

Zoning & Planning Department

RESOLUTION 18-115, ATTACHED ZONING FEE WAIVER – EAGLE SCOUT PROJECT

Hawke moved and Pizzino seconded a motion whereas, an Eagle Scout is seeking to build a band platform for the Jackson Local School District's band to be used in the south band practice field at the high school.

Be it resolved that we hereby authorize the Zoning Inspector to waive the fee required pursuant to section 806.1(B)(1) of the Zoning Fee Schedule. **3-0 yes**

RESOLUTION 18-116, ATTACHED RESOLUTION TO INITIATE PROCESS TO REMOVE UNSAFE BUILDING

Hawke moved and Walters seconded a motion whereas, on April 6, 2018, the Zoning Department initiated a review of two structures at 4601 Crystal Lake Road NW, Jackson Township. Attached is a nuisance report filed by the Zoning Inspector for property, which is owned by Daniel L. Vinton and which said property has a single family style structure and an accessory structure. The structures appear to be uninhabited.

Whereas, Daniel L. Vinton was provided notice of the nuisance on May 23, 2018.

Whereas, on June 15, 2018, the Jackson Township Fire Department issued report recommending the structure be demolished and removed. 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 1602154 and commonly known as 4601 Crystal Lake Road NW, Jackson Township.
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 4601 Crystal Lake Road NW, Jackson Township, 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 Daniel L. Vinton. **3-0 yes**

Fiscal Office

ATTACHMENT 06/26/18 F

Hawke moved and Pizzino seconded a motion to pay the bills in the amount of \$1,288,964.21.

3-0 yes

ATTACHMENT 06/26/18 G

Hawke moved and Pizzino seconded a motion to approve the minutes for the June 13, 2018 Board of Trustees' meeting.

3-0 yes

ATTACHMENT 06/26/18 H

Hawke moved and Pizzino seconded a motion to send the request for advance of property taxes collected to the Stark County Auditor.

3-0 yes

Routine Business

Announcements

- Special Trustees Meeting, July 6, 2018, 8:15 a.m., Township Hall.
- Next regular Board of Trustees' meeting, July 10, 2018 4:00 p.m., Executive Session and/or Work Session; 5:00 p.m., General Session, Township Hall.
- CIC, August 16 2018, 8:00 a.m., Township Hall.
- LOGIC, July 12, 2018, 9:00 a.m., Safety Center Chiefs' Conference Room.
- Jackson Recycling Board, June 27, 2018, 11:00 a.m., Buehler's Community Room.
- Zoning Meetings:
 - Board of Zoning Appeals, June 28, 2018, 5:30 p.m., Township Hall.
 - Zoning Commission – None Scheduled.
- Jackson Community Celebration, June 27 – June 30, Jackson North Park – Food, Rides, Games, Free Entertainment and Fireworks on Saturday Night.
- Farmers Market, Thursdays beginning July 12 through October 4, 3:00 – 6:00 p.m., Jackson North Park.
- Movie in the Park, "COCO", Friday, July 20, 2018, Jackson North Park.

Old Business – None

New Business – None

Public Speaks – Open Forum

No one came forward.

Hawke moved and Walters seconded a motion to adjourn.

3-0 yes

Todd Hawke

Randy Gonzalez