

**RECORD OF PROCEEDINGS**

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

**JUNE 27, 2017**

Hawke called the meeting to order at 4:05 p.m. at the Jackson Township Hall with all Trustees, Fiscal Officer, Vaccaro, Brink, Hogue and Bissler present.

Hawke moved and Walters seconded a motion to go into Executive Session for Police Department Personnel (Appointment/Employment/Compensation) – Interview Part-time Police Patrol Officer.

**3-0 yes**

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

**3-0 yes**

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

**3-0 yes**

Upon return from Executive Session, Hawke called the General Session to order at 5:04 p.m. He requested that all cell phones be turned off at this time.

The Pledge of Allegiance was recited.

**Public Speaks** – None

**Administration Department**

**ATTACHMENT 06/27/17 A**

Hawke moved and Pizzino seconded a motion to amend the Board of Trustees’ meeting schedule during July of 2017 as follows: July 25, 2017 – Cancelled.

**3-0 yes**

**ATTACHMENT 06/27/17 B**

Hawke moved and Walters seconded a motion to approve the Memorandum of Understanding-Community Celebration between the Jackson Township Board of Trustees and the Board of Education of the Jackson Local School District, effective June 28, 2017 through July 1, 2017, and to authorize the Board President to sign said Memorandum of Understanding.

**3-0 yes**

**Police Department**

**ATTACHMENT 06/27/17 C**

Hawke moved and Walters seconded a motion to accept the attached retirement notice from Sean D. Wackerly, effective July 21, 2017, at 1400 hours.

**3-0 yes**

**RESOLUTION 17-082, ATTACHED  
POLICE DEPARTMENT PART-TIME POLICE OFFICER CONDITIONAL  
APPOINTMENT**

Hawke moved and Pizzino seconded a motion pursuant to ORC Section 505.49 and 509.01, we hereby appoint Matthew J. Rouse, as a Part-Time Patrol Officer and Township Constable for the Jackson Township Police District, Stark County, Ohio, conditioned upon providing proof of Ohio Peace Officer Training Academy certification, successful completion of the background check, negative drug screen and any other testing requirements. **3-0 yes**

**RESOLUTION 17-083, ATTACHED  
OHIO DRUG LAW ENFORCEMENT GRANT AGREEMENT**

Hawke moved and Walters seconded a motion that we hereby adopt and authorize the placement of our signatures upon the attached Agreement with the Stark County Sheriff. **3-0 yes**

**Public Works Department**

**Highway Division**

**ATTACHMENT 06/27/17 D**

Hawke moved and Walters seconded a motion to approve Budget Module No. 2017-32 for Fulton Widening – Brunnerdale to Foxboro in the amount of \$21,088.00. **3-0 yes**

Pizzino said there has been an increase of about \$40,000 but we have a credit coming. He said they are going to find out in advance where and how deep any lines are under Fulton Road. He said this won't hold the project up.

**ATTACHMENT 06/27/17 E**

Hawke moved and Pizzino seconded a motion to approve the appropriation transfer request from account code 327.310.5387, Discretionary, to account code 327.314.5710, Fulton Widening – Design, in the amount of \$21,088.00. **3-0 yes**

**RESOLUTION 17-084, ATTACHED  
AGREEMENT WITH THE BOARD OF STARK COUNTY COMMISSIONERS  
Perry Drive and Jackson Avenue Intersection**

Hawke moved and Walters seconded a motion that we hereby adopt and authorize the placement of our signatures upon the attached Agreement with the Board of Stark County Commissioners. **3-0 yes**

**RESOLUTION 17-085, ATTACHED  
BERKSHIRE FARMS ALLOTMENT STOP SIGNS**

Hawke moved and Walters seconded a motion that we hereby adopt and authorize the placement of stop signs at:

1. Roman Avenue NW to stop southbound at Camden Road NW.
2. Berkshire Blvd. NW to stop eastbound at Roman Avenue NW.
3. Berkshire Blvd. NW to stop westbound at Lutz Avenue NW.

**3-0 yes**

**RESOLUTION 17-086, ATTACHED**

**HOCKING STREET NW & GALENA AVENUE NW STOP SIGNS**

Hawke moved and Walters seconded a motion pursuant to ORC Section 4511.11 and with a two (2) week signage notice of direction change, we hereby adopt and authorize the removal of stop signs currently on Hocking Street NW eastbound and westbound on Galena Avenue NW and further authorize the placement of stop signs on Galena Avenue NW to stop northbound and southbound at Hocking Street NW. **3-0 yes**

**RESOLUTION 17-087, ATTACHED**

**BERYL STREET NW & GALENA AVENUE NW STOP SIGNS**

Hawke moved and Walters seconded a motion that pursuant to ORC Section 4511.11 and with a two (2) week signage notice of direction change, we hereby adopt and authorize the removal of stop signs currently on Galena Avenue NW northbound and southbound at Beryl Street NW and further authorize the placement of stop signs on Beryl Street NW to stop eastbound and westbound at Galen Avenue NW. **3-0 yes**

**Park Division**

**ATTACHMENT 06/27/17 F**

Hawke moved and Walters seconded a motion to approve the appropriation transfer request from account code 214.510.5387, Discretionary, to account code 214.510.5458, Professional Services, in the amount of \$4,300.00. **3-0 yes**

Hawke moved and Pizzino seconded a motion to accept the following sponsorship donation to the 2017 Community Celebration:

1. \$3,000.00 from Esber Beverage. **3-0 yes**

Hawke moved and Walters seconded a motion to accept a donation of \$1,700.00 from Nations Baseball. **3-0 yes**

Gonzalez said there were two tournaments held in the Park that used over 500 hotel rooms over four days. He said the Park does quite a job in bringing in people to support our tax base. He said Dave Ruwadi does a fantastic job. He said the fields are raked and relined after every game.

**Fire Department**

Hawke moved and Pizzino seconded a motion to accept a donation of \$66.00 from Jackson Girls Softball. **3-0 yes**

**RESOLUTION 17-088, ATTACHED**

**SALE TO BOARD OF TRUSTEES OF TOWN & COUNTRY FIRE DISTRICT, WAYNE COUNTY, OHIO**

Hawke moved and Walters seconded a motion pursuant to ORC Section 505.101, the Board of Trustees of Jackson Township, Stark County, Ohio (hereafter Jackson Township) and the Board of Trustees of Town & Country Fire District, Wayne County, Ohio (hereafter Town & Country) hereby agree that Jackson Township will sell one (1) used Stryker model 6500 Power-Pro XT cot

(with built in IV pole and oxygen (O2) caddy), a 110-volt battery charger, and two (2) batteries “AS IS” for a price of \$4,000.00. Payment by Town & Country to Jackson Township shall be concurrent with or prior to the receipt of Stryker model 6500 Power-Pro XT cot (with built in IV pole and oxygen (O2) caddy), a 110-volt battery charger, and two (2) batteries. **3-0 yes**

**RESOLUTION 17-089, ATTACHED**

**SALE TO SANDY CREEK JOINT FIRE DISTRICT BOARD OF TRUSTEES, STARK COUNTY, OHIO**

Hawke moved and Walters seconded a motion pursuant to ORC Section 505.101, the Board of Jackson Township, Stark County, Ohio (hereafter Jackson Township) and The Sandy Creek Joint Fire District Board of Trustees, Stark County, Ohio (hereafter Sandy Creek) hereby agree that Jackson Township will sell four (4) Motorola XPR 4550 Mobile Radios “AS IS” for a price of \$250.00 each, three (3) Motorola XPR 4550 Mobile Radios “AS IS” for a price of \$200.00 each and one (1) used Stryker model 6500 Power-Pro XT cot (with built in IV pole and oxygen (O2) caddy), a 110-volt battery charger, and two (2) batteries “AS IS” for a price of \$4,000.00 for a total amount of \$5,000.00. Items with serial numbers are listed further as attached. Payment by Sandy Creek to Jackson Township shall be concurrent with or prior to the receipt of said items.

**3-0 yes**

**Zoning & Planning Department**

**RESOLUTION 17-090, ATTACHED**

**NOXIOUS WEEDS – 4056 ERIE AVENUE NW, PARCEL NO. 16-02117, JACKSON TOWNSHIP, OHIO.**

Hawke moved and Walters 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 4056 Erie Avenue NW, Parcel No. 16-02117 in Jackson Township described as follows: 4056 Erie Avenue NW, Parcel No. 16-02117, Jackson Township, Ohio.

Be it resolved that said John Zagan Jr. Trustee, whose tax mailing address is John Zagan Jr. Trustee, 9996 Towpath Road NW, Bolivar, OH 44612, 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, 2017. 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 17-091, ATTACHED**

**NOXIOUS WEEDS – 1.00 ACRE LOT ON PORTAGE STREET NW, PARCEL NO. 16-00678, JACKSON TOWNSHIP, OHIO**

Hawke moved and Walters 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 Akron General Medical Center in Jackson Township described as follows: 1.00 acre lot on Portage Street NW, Parcel No. 16-00678, Jackson Township, Ohio.

Be it resolved that said Akron General Medical Center, whose tax mailing address is Akron General Medical Center, c/o CBRE Inc. – Lodi Community Hospital, 1950 Richmond Road TR-103, Lyndhurst, OH 44124, 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, 2017. 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 06/27/17 G**

Hawke moved and Walters seconded a motion to pay the bills in the amount of \$1,104,579.88.

**3-0 yes**

#### **ATTACHMENT 06/27/17 H**

Hawke moved and Pizzino seconded a motion to approve the minutes for the June 13, 2017 Board of Trustees' meeting.

**3-0 yes**

#### **ATTACHMENT 06/27/17 I**

Hawke moved and Pizzino seconded a motion to approve the request for advance of property taxes collected.

**3-0 yes**

### **Routine Business**

#### **Announcements**

- CIC, July 20, 2017, 8:00 a.m., Township Hall.
- LOGIC, July 6, 2017, 9:00 a.m., Safety Center Chiefs' Conference Room.
- Jackson Recycling Board, June 28, 2017, 11:00 a.m., Buehler's Community Room.
- Zoning Meetings:
  - Board of Zoning Appeals, July 13, 2017, 5:30 p.m., Township Hall.
  - Zoning Commission – none scheduled.

- Farmers Market, Thursdays through October 5, 3:00 – 6:00 p.m.
- Jackson Community Celebration, June 28 – July 1, Jackson North Park – Food, Rides, Games, Free Entertainment, and Fireworks on Saturday Night.
- Movie in the Park, Friday, July 21, 2017, Jackson North Park.

**Old Business** – None

**New Business** - None

**Public Speaks – Open Forum**

No one came forward.

Hawke called a short break until 5:30 p.m.

**ATTACHMENT 06/27/17 J**

At 5:30 p.m., Hawke continue the public hearing for deliberations and decision on Zoning Amendment 530-17: Terry A. Moore, Esq., 4775 Munson St. NW., Canton, Ohio 44718 agent for Tam O’Shanter, 5055 Hills & Dales Rd. NW, Canton, Ohio 44708 proposes to rezone R-R Rural Residential District to B-3 Commercial Business District .36 acres, more or less, of parcel #1625421 located at the southeast corner of Everhard and Fulton and approximately 61.75 acres of a 112.84 acre tract, parcel #1629943 located approximately 70 ft. east and 185 ft. south of the southeast corner of Everhard and Fulton, Sect. 23SE, 25NW and 26NE Jackson Twp.

Pizzino said this is an opportunity to save 225 acres of green space. He said they listened to all those who spoke at the last meeting both for and those that had concerns. He said they have tried to address those concerns. He said they have to decide what the best use is for that land since Tam O’Shanter will not be there. He pointed out that Carriage Hill is in close proximity to this property with 46 acres where they could build 460 apartments. He said if this property stays Rural Residential with a possible 400 homes being built that would put roughly 900 residential units there.

Vaccaro spoke to Mr. Moore about a B-1 zone in the northeast corner of the Carriage Hill apartment building on Everhard that would go 300 feet north and 400 feet east. He asked if that was still amenable to modify the application.

Mr. Moore said the applicant is willing to modify the application to accept that B-1 zoning.

Vaccaro said they also discussed an easement to the land of the adjoining land owner. Mr. Moore said the owner was willing to provide a 20 foot easement along the property line which would be for the preservation of the existing trees with conditions based on the successful, unappealable B-3 zoning approval for the balance of the acreage.

Gonzalez said the big concern was that there is a nice row of trees and those trees could be cut down. He said those trees are there as a buffer. He said Mr. Moore came up with a good idea that by giving this easement it gives the property owner the ability to protect the tree line so no one can cut them.

Walters said this is a once in a lifetime opportunity to secure 220 acres of permanent park and green space for the community with no direct cost to the residents.

Hawke reviewed some of the things they looked at while considering this modification.

Hawke moved and Walters seconded a motion to adopt a modification of the recommendation of the Zoning Commission to allow for the buffer area of B-1, 300 feet north from the Carriage Hill property line and 400 feet east of the Carriage Hill property line as well as a draft easement of 20 feet along the same property line with the easement being conditional upon full approval as well as offering the ability to plant new trees or vegetation as needed, with the remainder of the section zoned B-3.

<b>Hawke</b>	<b>yes</b>
<b>Walters</b>	<b>yes</b>
<b>Pizzino</b>	<b>yes</b>

Walters moved and Hawke seconded a motion to adjourn.

**3-0 yes**

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**Todd Hawke**

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**Randy Gonzalez**