

## RECORD OF PROCEEDINGS

### MINUTES OF JACKSON TOWNSHIP BOARD OF TRUSTEES MEETING

**MARCH 25, 2014**

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

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

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

Upon return from Executive Session at 5:12 p.m., Hawke opened the Work Session.

#### **Work Session**

#### **Fire Department – Patient Lifts**

Chief Hogue told the Board that patient lifts are a call for service that takes an ambulance from a station to a Health Care Facility, Nursing Facility or an Assisted Living Facility to assist a patient in getting back into a chair or bed. He said these are monitored and staffed facilities but they call the Fire Department. He said in 2013 there were 167 patient lift calls. He said the software doesn't break them down by residential and commercial but it is about 80% to Health Care Facilities. He said these calls not only take the medics out of service, it also takes a fire engine out of service. He said Deputy Chief Berczik is assigned to EMS and has interacted with the administrators at the facilities regarding these calls. He said it slows the calls down but they pick back up.

Deputy Chief Berczik told the Board that at several of the facilities he has talked with the administrators and during the past year he has gone six different times and done classes with the staff on the purpose of EMS and how to properly lift so that the staff doesn't get hurt. He said that is the health care facilities staff's concern – getting hurt.

Chief Hogue said he has done an e-mail survey with some other departments in the area regarding charges for patient lifts. He said the City of Massillon, Springfield in Summit County, and the City of Wadsworth have a charge for patient lifts of those that responded.

There was some additional discussion regarding the amount of the charge and liability.

**RESOLUTION 14-021, ATTACHED  
PATIENT LIFTING ASSISTANCE FEE (CARE FACILITIES ONLY)**

Hawke moved and Pizzino seconded a motion whereas, the Board of Trustees is authorized to pass and enforce necessary resolutions which are necessary for the promotion of the public health, safety and general welfare; and;

Whereas, Ohio Revised Code Section 505.84 authorizes a Board of Trustees to establish reasonable charges for the use of fire and rescue services, ambulance services and emergency medical services; and;

Now therefore, be it resolved that:

Section 1. The Jackson Fire Department shall charge a fee of two hundred fifty (\$250.00) dollars to any Public or Private Medical Facility, Healthcare Facility or Custodial Care Center that summons the Jackson Township Fire Department to provide lifting assistance for one of its patients.

Section 2. All fees collected pursuant to this resolution shall be deposited in the EMS Account. **3-0 yes**

Hawke closed the Work Session and 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**

**RESOLUTION 14-022, ATTACHED  
INTERNET AUCTION OF TOWNSHIP PROPERTY**

Hawke moved and Walters seconded a motion whereas, Ohio Revised Code Section 505.10(D) requires the Jackson Township Board of Trustees to adopt a resolution during each calendar year expressing its intent to dispose of surplus, unneeded, obsolete, or unfit personal property through the use of an internet auction.

Now, therefore, be it resolved, that the Jackson Township Board of Trustees hereby expresses its intent to dispose of surplus, unneeded, obsolete, or unfit personal property by internet-based auction during the calendar year of 2014; and

Be it further resolved, that the personal property disposed of through the internet-based auction may include, as specified in ORC 505.10(D), motor vehicles acquired for the use of township officers and departments, road machinery, car parts, equipment, tools and office equipment or supplies which are not needed, obsolete, or unfit for the public use for which it was acquired; and

Be it further resolved, that all property is offered for sale “as is, where is” with Jackson Township making no warranty, guarantee, or representation of any kind expressed or implied, as

to the condition of said items; and that any computers sold via internet-based auction shall have their hard drive either wiped utilizing US Department of Defense standards or the hard drive will be removed; and the Buyer will receive notification by email from the Jackson Township auction and be required to make payment in full via US currency, certified cashier's check, money order or company check (with bank letter guaranteeing funds) within five (5) business days from the time and date of said notification; and the Buyer will be responsible for removal of said items from the Jackson Township facility within ten (10) days of receipt of said notification; and

Be it further resolved, that the number of days of bidding for each auction, in accordance with ORC 505.10(D), will be at least fifteen (15) days, including Saturdays and Sundays, and holidays; and

Be it further resolved, that the Fiscal Officer shall publish in a newspaper of general circulation, notice of its intent to sell surplus, unneeded, obsolete, and unfit-for-use township personal property by internet-based auction to be published once; and

Be it further resolved, that a similar notice shall be posted continuously throughout the calendar year in a conspicuous place in the offices of the Jackson Township Board of Trustees and in addition shall be posted continuously on the Township website ([www.jacksonwp.com](http://www.jacksonwp.com)); with a link go GovDeals, 5907 Carmichael Place, Montgomery, Alabama 36117, phone 708-714-2600, fax 334-387-0519; and

Be it further resolved, that when property is to be sold by internet-based auction, the Jackson Township Board of Trustees or its representatives reserve the right, at a later date, to establish a minimum price that will be accepted for specific items and may establish any other terms and conditions for the particular sale, including but not limited to requirements for pick-up or delivery, method of payment, and payment of sales tax in accordance with applicable laws; and

Be it further resolved, that such information shall be provided on the internet at the time of the auction and may be provided before that time upon request after the terms and conditions have been determined by the Board or its representatives;

Be it further resolved that the Board of Jackson Township Trustees hereby authorizes the disposition of surplus, unneeded, obsolete, or unfit township personal property via internet-based auction in calendar year 2014. **3-0 yes**

**ATTACHMENT 03/25/14 A**

Pizzino moved and Hawke seconded a motion to approve the Jackson Township NPDES Small MS4 General Permit Annual Report and Storm Water Management Plan to Ohio EPA for year ending December 31, 2013 and to authorize the Board President to sign the attached letter and Annual Reporting Form. **3-0 yes**

**ATTACHMENT 03/25/14 B**

Walters moved and Hawke seconded a motion to amend the Board of Trustees' regular meeting schedule during November and December 2014 as follows:

- November 10 instead of November 11 (Veterans Day)
- November 20 instead of November 25
- December 9, remains as is
- December 18 instead of December 23.

**3-0 yes**

**Legal Department**

**ATTACHMENT 03/25/14 C**

Hawke moved and Walters seconded a motion not to request a hearing on the liquor license transfer for Bombay Sitar LLC, 4633 Belden Village St., Canton, OH 44718 to Bombay Star LLC, 5111 N. Fulton Dr. N.W., Canton, OH 44718.

**3-0 yes**

**Police Department**

**RESOLUTION 14-023, ATTACHED  
JACKSON TOWNSHIP PART TIME POLICE OFFICER CONTINGENT APPOINTMENTS**

Hawke moved and Pizzino seconded a motion pursuant to ORC Section 505.49 and 509.01, we hereby appoint the attached listed individuals as Part Time Patrol Officers and Township Constables for the Jackson Township Police District, Stark County, Ohio, contingent 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**

The part time officers are Michael J. Arena, Justin Alan Lambert and Colt D. Weber.

**Public Works Department**

**Highway Division**

**RESOLUTION 14-024, ATTACHED  
SNOW EMERGENCY/SNOW PARKING BAN**

Hawke moved and Walters seconded a motion whereas, a general snow emergency authorization for purposes of regulating parking of vehicles on township streets during snow emergencies is necessary to protect the health, safety and welfare of residents in this area; and

Whereas, regulation of parking on township streets during snow emergencies is necessary in order to expedite clearing and/or treating of snow or ice upon township streets by township vehicles; and

Whereas, such authorization and regulation is permitted by Ohio Revised Code Section 505.17 and Section 4521.01;

Now therefore, be it resolved that:

Section 1. Parking during a snow emergency, as defined herein, upon any township street on which traffic control devices are posted in accordance with Section 1, Paragraph C of this Resolution, is prohibited. Traffic control devices indicating the existence of snow emergency regulations shall be erected at all entrances to township subdivisions at locations to be determined by the Public Works Director. For purposes of this Resolution, a snow emergency is hereby defined as a condition existing in all or parts of the township whereby snow has accumulated or expected to accumulate to a depth of two or more inches upon township streets and creates a condition requiring snow removal or treatment by township trucks, plow, or other vehicles.

- A. The provisions of this Resolution shall be in effect from and after two hours following the declaring of a snow emergency by the Public Works Director, Township Administrator, or a Township Trustee, and by making of an announcement of such emergency to the local news media, requesting that the local news media announce that such an emergency has been declared, specifying the hour the declaration will go into effect, and indicating whether the snow emergency will remain in effect for a specified period of time or indefinitely until canceled by a subsequent announcement to the local news media by the Public Works Director, the Township Administrator, or a Township Trustee.
- B. Traffic control devices conforming to Section 4511.09 of the Ohio Revised Code shall be prominently displayed for purposes of enforcing provisions of this Resolution.
- C. The Township Fiscal Officer shall cause a copy of this Resolution to be posted in five conspicuous places in the township for a period of 30 days, and a copy of this Resolution shall be published in a newspaper of general circulation in the township for three consecutive weeks. Permanent signs giving notice that parking is limited or prohibited during a snow emergency shall be properly posted in accordance with standards adopted by the Ohio Department of Transportation.
- D. The Public Works Director or his/her designee, Township Administrator, or a Township Trustee may order into storage any vehicle parked in violation of this Resolution. The owner or any lien holder of a vehicle ordered into storage may claim the vehicle upon presentation of proof of ownership, which may be shown by a certificate of title to the vehicle, and payment of all expenses, charges, and fines incurred as a result of the parking violation and removal and storage of the vehicle.

Section 2. No persons violating any regulation or order adopted pursuant to this Resolution shall be charged with a criminal offense and no person shall be arrested as a result of the commission of such violation.

Section 3. Whoever violates any regulation or order adopted pursuant to this Resolution shall be fined Fifty Dollars (\$50.00). Failure to pay said fine within 7 days of its issuance will result in an additional fine of Twenty Five Dollars (for a total fine of \$75.00). Failure to pay said fine within fourteen days of its issuance will result in an additional fine of Twenty-Four Dollars (for a total fine of \$99.00).

Section 4. Fines levied and collected under this Resolution shall be paid into the Township General Revenue Fund. **3-0 yes**

**ATTACHMENT 03/25/14 D**

Hawke moved and Walters seconded a motion to adopt and authorize the signature of Ralph Boger, Public Works Director, on the attached ODOT Cooperative Purchasing Program Participation Agreement – Sodium Chloride (Rock Salt). **3-0 yes**

**ATTACHMENT 03/25/14 E**

ODOT Open House Public Involvement Meeting for Fulton Road Widening, Tuesday, April 1, 2014, 5:00 – 7:00 p.m., Jackson High School Cafeteria.

**Park Division**

**ATTACHMENT 03/25/14 F**

Hawke moved and Walters seconded a motion to authorize the hiring of Andrew Haas as a seasonal park maintenance worker (fourth year), through the temporary service, subject to a negative drug screen, at the rate of \$8.90 per hour, effective March 28, 2014, in accordance with the attached memorandum from David Ruwadi. **3-0 yes**

**ATTACHMENT 03/25/14 G**

Hawke moved and Walters seconded a motion to rescind the attached hourly rate cap due to progressive increases in the minimum wage. **3-0 yes**

Hawke moved and Walters seconded a motion to accept a \$1,000.00 sponsorship donation to the 2014 Community Celebration from Bair’s Inc. **3-0 yes**

**Zoning & Planning Department**

**ATTACHMENT 03/25/14 H**

Hawke moved and Pizzino seconded a motion to approve and sign the Report to County Auditor of Township Action Regarding Abatement of a Nuisance at 7811 Parkford St. N.W., Massillon, Ohio 44646, Parcel No. 16-02131 for processing charges in the amount of \$140.00 for 2013. **3-0 yes**

**ATTACHMENT 3/25/14 I**

Hawke moved and Pizzino seconded a motion to approve and sign the Report to County Auditor of Township Action Regarding Abatement of a Nuisance at 7811 Parkford St. N.W., Massillon, Ohio 44646, Parcel No. 16-02131 for processing charges in the amount of \$140.00 for 2014. **3-0 yes**

**Fiscal Office**

**ATTACHMENT 03/25/14 J**

Hawke moved and Walters seconded a motion to pay the bills in the amount of \$1,154,563.38. **3-0 yes**

## **ATTACHMENT 03/25/14 K**

Hawke moved and Pizzino seconded a motion to approve the minutes of the March 11, 2014 Board of Trustees' meeting. **3-0 yes**

### **Routine Business**

### **Announcements**

- Board of Trustees next regular meeting, April 8, 2014, 4:00 p.m., Executive Session and/or Work Session, 5:00 p.m., General Session, Township Hall.
- LOGIC, April 3, 2014, 9:00 a.m., Jackson Safety Center, Chiefs' Conference Room.
- CIC, April 17, 2014, 8:00 a.m., Township Hall.
- Board of Zoning Appeals:
  - March 27, 2014, 5:30 p.m., Township Hall.
  - April 10, 2014, 5:30 p.m., Township Hall.
- Zoning Commission, April 17, 2014, 5:00 p.m., Township Hall.
- Jackson Township Recycling Station Board, March 26, 2014, 11:00 a.m., Buehler's Community Room.
- Citizens Advisory Committees:
  - Community Celebration, April 9, 2014, 5:30 p.m., Township Hall.
  - Park, April 9, 2014, 6:30 p.m., Township Hall.
  - Highway/Traffic, May 21, 2014, 6:30 p.m., Township Hall.
- Friends of the Park, April 9, 2014, 7:00 p.m., Township Hall.
- Annual Community Easter Egg Hunt, Saturday, April 12, 2014, 11:00 a.m., Jackson North Park, Children from crawlers through 4<sup>th</sup> grade.

**Old Business** – None

**New Business** – None

**Public Speaks – Open Forum**

No one came forward.

Hawke moved and Pizzino seconded a motion to adjourn.

**3-0 yes**

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**Todd Hawke**

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**Randy Gonzalez**