

## RECORD OF PROCEEDINGS

### MINUTES OF JACKSON TOWNSHIP TRUSTEES MEETING

MAY 22, 2006

Pizzino called the meeting to order at 3:00 p.m. at the Jackson Township Hall with all Trustees, Fiscal Officer, Lyon, Fitzgerald, Neftzer and Heck present.

Pizzino moved and Meeks seconded a motion to go into Executive Session to prepare for and review negotiations with public employees. **3-0 yes**

Pizzino moved and Meeks seconded a motion to go into Executive Session for a conference with Attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action. **3-0 yes**

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

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

Upon return from Executive Session, Pizzino called the General Session to order at 6:00 p.m. 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 05/22/06 A**

Meeks moved and Burger seconded a motion to approve the appropriation transfer request from account code 101.110.5387, General Fund Discretionary, to account code 101.110.5114, Temporary Services, in the amount of \$3,000.00. **3-0 yes**

##### **ATTACHMENT 05/22/06 B**

Meeks moved and Burger seconded a motion to approve and authorize the Board President to sign the Caremark Contract Amendment. **3-0 yes**

##### **ATTACHMENT 05/22/06 C**

Meeks moved and Burger seconded a motion to authorize the hiring of Matthew Cheyney as a seasonal park maintenance worker, through the temporary service, subject to a negative drug

screen, at the rate of \$6.50 per hour, effective May 24, 2006, per the recommendation of the Park Operations Director. **3-0 yes**

Meeks moved and Burger seconded a motion to authorize the hiring of Christopher Diroll as a seasonal park maintenance worker, through the temporary service, subject to a negative drug screen, at the rate of \$6.50 per hour, effective May 24, 2006, per the recommendation of the Park Operations Director. **3-0 yes**

Meeks moved and Burger seconded a motion to authorize the hiring of Kyle Mauro as a seasonal park maintenance worker, through the temporary service, subject to a negative drug screen, at the rate of \$6.50 per hour, effective May 24, 2006, per the recommendation of the Park Operations Director. **3-0 yes**

#### **ATTACHMENT 05/22/06 D**

Meeks moved and Burger seconded a motion to approve the Division of Liquor Control F Permit Application for the 2006 Jackson Community Celebration. **3-0 yes**

Meeks moved and Burger seconded a motion to set public hearings for zoning amendments 551-06, 552-06, and 550-06 on June 12, 2006 at 6:50 p.m., 7:00 p.m., and 7:10 p.m., respectively. **3-0 yes**

#### **Fire Department**

#### **RESOLUTION 06-034, ATTACHED**

Meeks moved and Burger seconded a motion that there shall be submitted to the electors of Jackson Township, Stark County, Ohio, at the special election to be held on August 8, 2006, the question of the replacement of five and six tenths (5.6) mills of an existing tax levy and an increase of four tenths (.4) mills to constitute a tax levy of six (6) mills outside the ten (10) mill limitation in and for said subdivision for the purpose of providing and maintaining fire apparatus, appliances, buildings, or sites therefor, or sources of water supply and materials therefor or the establishment and maintenance of lines of fire alarm telegraph, or the payment of permanent, part-time, or volunteer firefighters or firefighting companies to operate the same, including the payment of the firefighters employer's contribution required under section 742.34 of the revised code, or to purchase ambulance equipment or to provide ambulance or emergency medical services operated by a fire department or firefighting company for Jackson Township, Stark County, Ohio for three (3) years, tax years 2006, 2007 and 2008, commencing in 2006, first due in calendar year 2007.

Be it resolved that there shall be submitted to the electors of Jackson Township, Stark County, Ohio, at the special election to be held on August 8, 2006, the question of the replacement of five and six tenths (5.6) mills of an existing tax levy and an increase of four tenths (.4) mills to constitute a tax levy of six (6) mills outside the ten (10) mill limitation in and for said subdivision for the purpose of providing and maintaining fire apparatus, appliances, buildings, or sites therefor, or sources of water supply and materials therefor or the establishment and maintenance of lines of fire alarm telegraph, or the payment of permanent, part-time, or volunteer firefighters or firefighting companies to operate the same, including the payment of the

firefighters employer's contribution required under section 742.34 of the revised code, or to purchase ambulance equipment or to provide ambulance or emergency medical services operated by a fire department or firefighting company for Jackson Township, Stark County, Ohio for three (3) years, tax years 2006, 2007 and 2008, commencing in 2006, first due in calendar year 2007.

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 provisions of Sections 5705.19, 5705.191 and 5705.192 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 2006, 2007 and 2008, commencing in 2006, first due in calendar year 2007.

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

Proposed Tax Levy – (Replacement and Increase) Jackson Township  
(Jackson Township Fire Department Services)

A Majority Affirmative Vote is Necessary for Passage

“A replacement of five and six tenths (5.6) mills of an existing levy and an increase of four tenths (.4) mills, to constitute a tax for the benefit of Jackson Township, Stark County, Ohio, for the purpose of providing and maintaining fire apparatus, appliances, buildings, or sites therefor, or sources of water supply and materials therefor or the establishment and maintenance of lines of fire alarm telegraph, or the payment of permanent, part-time, or volunteer firefighters or firefighting companies to operate the same, including the payment of the firefighters employer's contribution required under section 742.34 of the revised code, or to purchase ambulance equipment or to provide ambulance or emergency medical services operated by a fire department or firefighting company for at a rate not to exceed six (6) mills for each One Dollar (\$1.00) of valuation which amounts to sixty cents (\$0.60) for each one hundred dollars in valuation, for three (3) years, commencing in 2006, first due in calendar year 2007.

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FOR THE TAX LEVY

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AGAINST THE TAX LEVY

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Be it further resolved that the Fiscal Officer of this Board be, and hereby is, directed and authorized to proceed forthwith the certification hereof to the Board of Elections of Stark County, Ohio pursuant to the provisions of Sections 5705.19, 5705.191 and 5705.192 and other related statutes, 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 and as further herein attached. **3-0 yes**

Gonzalez: If you look at the language, Mr. Fitzgerald is trying to add the language 'Jackson Township Fire Department Services' in the heading. I hope the Secretary of State will permit that. It helps the voters a lot.

Meeks: Absolutely.

**ATTACHMENT 05/22/06 E**

Meeks moved and Burger seconded a motion to approve the appropriation transfer request from account code 210.210.5502, Supplies/materials, to account code 210.210.5398, Building maintenance and repairs, in the amount of \$10,000.00. **3-0 yes**

**ATTACHMENT 05/22/06 F**

Meeks moved and Burger seconded a motion to approve the out-of-state travel request for Mark Stewart and Gary Martin to attend the Paramedic Casualty Care Training in Alexandria, VA, from July 9 – 14, 2006. **3-0 yes**

**Highway Department**

**ATTACHMENT 05/22/06 G**

Meeks moved and Burger seconded a motion to approve Budget Module No. 17-A-06, Portage/Lutz Intersection Improvement, funds for drainage design, for the amount of \$9,950.00. **3-0 yes**

**ATTACHMENT 05/22/06 H**

Meeks moved and Burger seconded a motion to approve the appropriation transfer request from account code 324.310.5387, Discretionary, to account code 324.310.5649, Portage/Lutz Intersection, in the amount of \$9,950.00. **3-0 yes**

**RESOLUTION 06-035, ATTACHED**

Meeks moved and Burger seconded a motion to adopt and authorize the placement of the Board President's signature upon the attached Agreement with the Ohio Department of Transportation for the purchase of Rock Salt. **3-0 yes**

**ATTACHMENT 05/22/06 I**

Boger requested to table the letter from Dad's Car Care Center, Inc. until the next meeting when the update on the Wales/Fulton Intersection will take place.

**Legal Department**

**RESOLUTION 06-036, ATTACHED**

Meeks moved and Burger seconded a motion to adopt the attached amended Street Lighting Petition Procedure. **3-0 yes**

Pizzino asked for clarification regarding the street lights. Gonzalez explained that Ohio Power and Ohio Edison have specific types of poles which they will maintain. Some developers have installed non-regulation poles and the responsibility for repairs falls on the Township and it is getting difficult to find repair parts. Developers can still use their own lights, they just would not be able to go through the assessment process.

**RESOLUTION 06-037, ATTACHED**

Meeks moved and Burger seconded a motion to adopt and authorize the placement of the Board President's signature upon the attached Application for Real Property Tax Exemption. **3-0 yes**

**Police Department**

**ATTACHMENT 05/22/06 J**

Meeks moved and Pizzino seconded a motion to accept the resignation of full-time patrol officer Timothy A. Taylor from the Police Department effective May 26, 2006 at 2400 hours. **3-0 yes**

**RESOLUTION 06-038, ATTACHED**

Meeks moved and Burger seconded a motion that pursuant to ORC Sections 505.49 and 509.01, the Board hereby appoints John G. Crane as Full Time Patrol Officer and Township Constable for the Jackson Township Police District, Stark County, Ohio, contingent upon successful completion of the psychological and physical evaluation, background check, negative drug screen and any other testing requirements. **3-0 yes**

**RESOLUTION 06-039, ATTACHED**

Meeks moved and Burger seconded a motion that pursuant to ORC Sections 505.49 and 509.01, the Board hereby appoints Vincent S. Greer as Full Time Patrol Officer and Township Constable for the Jackson Township Police District, Stark County, Ohio, contingent upon successful completion of the psychological and physical evaluation, background check, negative drug screen and any other testing requirements. **3-0 yes**

**RESOLUTION 06-040, ATTACHED**

Meeks moved and Burger seconded a motion that pursuant to ORC Sections 505.49 and 509.01, the Board hereby appoints Robert P. Nyitray as Full Time Patrol Officer and Township Constable for the Jackson Township Police District, Stark County, Ohio, contingent upon successful completion of the psychological and physical evaluation, background check, negative drug screen and any other testing requirements. **3-0 yes**

**RESOLUTION 06-041, ATTACHED**

Meeks moved and Burger seconded a motion that pursuant to ORC Sections 505.49 and 509.01, the Board hereby appoints Paul P. Rusk, Jr. as Full Time Patrol Officer and Township Constable for the Jackson Township Police District, Stark County, Ohio, contingent upon successful completion of the psychological and physical evaluation, background check, negative drug screen and any other testing requirements. **3-0 yes**

**RESOLUTION 06-042, ATTACHED**

Meeks moved and Burger seconded a motion that pursuant to ORC Section 505.49 and 509.01, the Board hereby appoints Robert P. Rowland as Part Time Patrol Officer and Township Constable for the Jackson Township Police District, Stark County, Ohio, contingent upon successful completion of the psychological and physical evaluation, background check, negative drug screen, and any other testing requirement and upon obtaining OPATA certification. **3-0 yes**

Meeks moved and Burger seconded a motion to accept a \$400.00 donation to the Hooked on Fishing program from Samuel and Frankie Eisentrout. **3-0 yes**

**Fiscal Office**

**ATTACHMENT 05/22/06 K**

Meeks moved and Burger seconded a motion to pay the bills in the amount of \$829,639.17. **3-0 yes**

**ATTACHMENT 05/22/06 L**

Meeks moved and Burger seconded a motion to approve the minutes of the May 8 and May 12, 2006 Board of Trustees meetings. **3-0 yes**

**ATTACHMENT 05/22/06 M**

Meeks moved and Burger seconded a motion to approve the fund transfer from fund 101, General Fund, to fund 214, Park Fund, in the amount of \$193,145.36. **3-0 yes**

**ATTACHMENT 05/22/06 N**

Meeks moved and Burger seconded a motion to approve payment of Then & Now Certificate RG60403 in the amount of \$5,185.00. **3-0 yes**

**Routine Business**

**Announcements**

- Next regular Board of Trustees meeting, June 12, 2006, 4:00 p.m. Executive Session and/or Work Session, 6:00 p.m., General Session, Township Hall.
- LOGIC, June 1, 2006, 9:00 a.m., Safety Center, Chiefs' Conference Room.
- CIC, June 5, 2006, 5:30 p.m., Township Hall.

- Board of Zoning Appeals:

May 25, 2006, 7:00 p.m., Township Hall.

June 22, 2006, 7:00 p.m., Township Hall.

- Zoning Commission, June 15, 2006, 5:00 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**

Meeks moved and Burger seconded a motion to accept a \$250.00 sponsorship donation to the Community Celebration from Professional Claims Management. **3-0 yes**

Meeks moved and Burger seconded a motion to accept a \$2,500.00 sponsorship donation to the Community Celebration from Huntington National Bank. **3-0 yes**

Meeks moved and Burger seconded a motion to accept a \$750.00 donation to the Park Department from the Jackson Youth Football League. **3-0 yes**

Meeks moved and Burger seconded a motion to accept the donation of a sugar maple tree to the Parks from the Grove Family in memory of Bud Grove. **3-0 yes**

Meeks moved and Burger seconded a motion to accept a \$1,000.00 donation to the Fire Department from Sam's Club. **3-0 yes**

Meeks informed the Board that Tim Werstler of EMA attended the last meeting of the Stark County Township Association with an update on the mock jet crash at the airport. Since Jackson is the largest township, a representative is needed from the Board to sit on the 911 Planning Committee which deals with wireless communications. Meeks recommended Mr. Pizzino.

Meeks moved and Burger seconded a motion for John Pizzino to serve on the 911 Planning Committee. **3-0 yes**

### **Public Speaks – Open Forum**

No one came forward.

Meeks moved and Burger seconded a motion to adjourn.

**3-0 yes**

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**John Pizzino**

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**Randy Gonzalez**