

## RECORD OF PROCEEDINGS

### MINUTES OF JACKSON TOWNSHIP BOARD OF TRUSTEES MEETING

NOVEMBER 13, 2012

Pizzino called the meeting to order at 3:00 p.m. at the Jackson Township Hall with Trustee Pizzino, Trustee Hawke, Fiscal Officer, Lyon, Fitzgerald, Boger, Poindexter and Hogue present.

Pizzino moved and Hawke seconded a motion to go into Executive Session for Park, Highway, Central Maintenance, Zoning, Administration, Fiscal, and Legal Personnel (Appointment/Employment/Compensation). **2-0 yes**

Trustee Walters arrived at 3:05 p.m.

Upon return from Executive Session, Walters opened the Work Session at 4:20 p.m.

#### Work Session

##### Levy

Walters said the Public Works Levy was defeated and that has put the Board in the position to determine whether to move forward with another levy or to consider a park levy. He pointed out that the road levy expires next year. He said there would be more discussion in the future.

#### Budget Reviews

##### Fire Department

Pizzino moved and Walters seconded a motion to approve Budget Module 210-13-01 for Fire Suppression, EMS, Training and Fire Prevention in the amount of \$7,809,398.00. **3-0 yes**

Walters moved and Hawke seconded a motion to approve Budget Module 210-13-02 for Traffic Lights Maintenance Contract in the amount of \$2,500.00. **3-0 yes**

Walters moved and Hawke seconded a motion to approve Budget Module 210-13-03 for HazMat Team Membership with Stark County in the amount of \$9,000.00 **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module 210-13-04 for AFG Turnout Gear in the amount of \$11,730.00. **3-0 yes**

Walters moved and Pizzino seconded a motion to approve Budget Module 210-13-05 for AFG Regional Radio Grant in the amount of \$53,000.00. **3-0 yes**

Walters moved and Hawke seconded a motion to approve Budget Module 210-13-06 for Computer Replacement in the amount of \$30,000.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module 210-13-07 for Fire Pumper Replacement in the amount of \$400,000.00. **3-0 yes**

Walters moved and Hawke seconded a motion to approve Budget Module 228-13-01 for EMS Operations in the amount of \$1,606,137.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module 228-13-02 for Computer Licensing in the amount of \$10,000.00. **3-0 yes**

Walters moved and Pizzino seconded a motion to approve Budget Module 228-13-03 for Life Pack Equipment/Semi-Annual Service Contract in the amount of \$8,000.00. **3-0 yes**

Walters moved and Hawke seconded a motion to approve Budget Module 228-13-04 for EMS Cot Service Contract in the amount of \$4,500.00. **3-0 yes**

Walters moved and Hawke seconded a motion to approve Budget Module 228-13-05 for Joint Entry Team Medics for Police Department in the amount of \$6,500.00. **3-0 yes**

Pizzino moved and Hawke seconded a motion to approve Budget Module 228-13-06 for Life Pack Replacement in the amount of \$176,426.00. **3-0 yes**

### **Highway Department**

Pizzino moved and Hawke seconded a motion to approve Budget Module 2013-01 for Current Level in the amount of \$238,361.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module 2013-02 for Current Level in the amount of \$642,752.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module 2013-03 for Current Level in the amount of \$2,683,388.00. **3-0 yes**

Walters moved and Pizzino seconded a motion to approve Budget Module 2013-04 for Re-striping in the amount of \$50,000.00. **3-0 yes**

Pizzino moved and Hawke seconded a motion to approve Budget Module 2013-05 for Stark Soil & Water (NPDES #4 & #5) in the amount of \$5,000.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module 2013-06 for Stark County RPC in the amount of \$32,646.00. **3-0 yes**

Walters moved and Hawke seconded a motion to approve Budget Module 2013-07 for Road Salt in the amount of \$391,680.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module 2013-08 for New Equipment in the amount of \$130,000.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module 2013-09 for New Equipment in the amount of \$130,000.00. **3-0 yes**

Walters moved and Hawke seconded a motion to approve Budget Module 2013-10 for Current Level in the amount of \$177,545.00. **3-0 yes**

Walters moved and Hawke seconded a motion to approve Budget Module 2013-11 for Current Level in the amount of \$574,072.00. **3-0 yes**

Walters moved and Hawke seconded a motion to approve Budget Module 2013-12 for Engineering in the amount of \$5,000.00. **3-0 yes**

Walters moved and Pizzino seconded a motion to approve Budget Module 2013-13 for Resurfacing in the amount of \$900,000.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module 2013-14 for Manhole Adjusting Rings in the amount of \$7,000.00. **3-0 yes**

Pizzino moved and Hawke seconded a motion to approve Budget Module 2013-15 for Curbing Replacement in the amount of \$200,000.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module 2013-16 for Current Level (Accumulated Benefits Fund) in the amount of \$145,473.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module 2013-17 for Current Level (Capital Projects) in the amount of \$2,167,642.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module 2013-18 for Fulton Widening From Brunnerdale to Foxboro in the amount of \$327,500.00. **3-0 yes**

Pizzino moved and Hawke seconded a motion to approve Budget Module 2013-19 for Strausser/Lutz Intersection Improvement in the amount of \$17,000.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module 2013-20 for Portage West I in the amount of \$15,000.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module 2013-21 for Frank Ave. Improvement in the amount of \$175,000.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module 2013-22 for Frank Ave. Improvement in the amount of \$10,000.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module 2013-23 for Frank Ave. Improvement in the amount of \$400,000.00. **3-0 yes**

Pizzino moved and Hawke seconded a motion to approve Budget Module 2013-24 for Dressler Road Resurfacing in the amount of \$50,000.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module 2013-25 for Fulton Storm Sewer in the amount of \$150,000.00. **3-0 yes**

Pizzino called for a short recess.

At 5:00 p.m., Walters 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**

Mike Marino told the Board they were forced to look at networks that normally are not involved in the bidding process. He said the current administrator, Aultra Administrative Group, had a contract with the network, Medical Mutual of Ohio and that agreement is no longer in effect. He said after looking at everything Ohio Health Choice Network with Ohio PPO Connect was the best local network for the employees. He said the financial stability and the discounts that are applied were better than are currently being received.

Walters said there would be an 8% increase in costs from last year and that was attributed to increases in medical costs.

Walters asked when the savings from Obamacare would begin.

Mr. Marino said Jackson Township would not see any savings because of Obamacare, that there would be a slight cost increase. He said a lot of the cost that has been passed on to the employers has to do with the laws that were passed.

Pizzino thanked Mike and Chuck for doing such a good job.

### **ATTACHMENT 11/13/12 A**

Walters moved and Pizzino seconded a motion to approve the Health Benefit Plan Renewal, Option 2, with HCC Life, Aultra Administrative Group, and Ohio Health Choice PPO Connect Network for 2013 as recommended by the Health Care Cost Containment Committee and our insurance consultants. **3-0 yes**

Walters moved and Hawke seconded a motion to re-appoint to following members to serve on the 2013 Highway/Traffic Citizens Advisory Committee:

1. Jeannette Cho
2. Richard Evans
3. Klaus Kuttrus

4. Janice Spadone

And to re-appoint the following members to serve on the 2013 Park Citizens Advisory Committee:

1. James Bauder
2. Michael Moss
3. Steve Rohr
4. Lawrence Rohrig
5. Milly Stergios
6. Steve Studer

**3-0 yes**

## **Fire Department**

### **RESOLUTION 12-091, ATTACHED FIRE DEPARTMENT CAPTAIN ELIGIBILITY LIST**

Walters moved and Hawke seconded a motion pursuant to Step 6 of the attached amended Fire Department Captain Promotion Procedures, ORC Section 505.38 and the Township Hiring Policy, we hereby establish the attached eligibility list for appointment to the position of Fire Department Captain, effective November 23, 2012, the official posting date. The eligibility list shall be active for two years from its official posting date as issued by the Jackson Township Board of Trustees.

**3-0 yes**

### **ATTACHMENT 11/13/12 C**

Walters moved and Hawke seconded a motion to accept a \$500.00 donation to the Fire Department from the Jackson Youth Football Association.

**3-0 yes**

### **ATTACHMENT 11/13/12 D**

Walters moved and Hawke seconded a motion to approve the appropriation transfer request from account code 228.210.5120, Overtime Wages, to account code 228.210.5214, Medicare Expense, in the amount of \$15,000.00.

**3-0 yes**

### **ATTACHMENT 11/13/12 E**

Walters moved and Hawke seconded a motion to approve the appropriation transfer request from account code 228.210.5385, Other Expense, to account code 228.210.5482, Cellular phones, in the amount of \$3,500.00.

**3-0 yes**

## **Legal Department**

### **RESOLUTION 12-092, ATTACHED AUCTION OF TOWNSHIP PERSONAL PROPERTY**

Walters moved and Hawke seconded a motion pursuant to ORC Section 505.10, the Board of Trustees hereby determines that the attached described personal property owned by the Board of Trustees is not needed for Township purposes.

Be it further resolved that a public auction shall be held on December 15, 2012 at 10:00 a.m. at Skipco Financial Adjusters, Inc., 700 Elm Ridge, Canal Fulton, Ohio 44614 for the purpose of auctioning the attached described personal property in accordance with the terms contained in

the attached Notice of Public Auction which the Township Fiscal Officer is requested to post and advertise.

Be it further resolved that we hereby adopt and authorize the placement of our signatures upon the attached Agreement with Skipco Financial Adjuster, Inc. and authorize the President, Fiscal Officer or Law Director to execute all documents necessary to accomplish the auction. **3-0 yes**

## **Public Works Department**

### **Highway Division**

#### **ATTACHMENT 11/13/12 F**

Walters moved and Pizzino seconded a motion to extend the time of completion for the Lake O Springs/Brunnerdale Resurfacing Project until December 7, 2012. **3-0 yes**

#### **ATTACHMENT 11/13/12 G**

Walters moved and Pizzino seconded a motion to approve the appropriation transfer request from account code 204.310.5387, Discretionary, to account code 204.310.5514, Sign Supplies, in the amount of \$2,000.00. **3-0 yes**

### **Park Division**

#### **ATTACHMENT 11/13/12 H**

Walters moved and Hawke seconded a motion to accept a \$500.00 donation to the Parks from the Jackson Youth Football Association. **3-0 yes**

#### **ATTACHMENT 11/13/12 I**

Walters moved and Hawke seconded a motion to approve the appropriation transfer request from account code 214.510.5387, Discretionary, to account code 214.510.5432, Computer Services, in the amount of \$1,100.00. **3-0 yes**

### **Fiscal Office**

#### **ATTACHMENT 11/13/12 J**

Pizzino moved and Walters seconded a motion to pay the bills in the amount of \$1,167,097.63. **3-0 yes**

#### **ATTACHMENT 11/13/12 K**

Walters moved and Pizzino seconded a motion to approve the minutes of the October 23, 2012 Board of Trustees' meeting. **3-0 yes**

#### **ATTACHMENT 11/13/12 L**

Walters moved and Pizzino seconded a motion to approve the October 2012 Financial Reports. **3-0 yes**

**ATTACHMENT 11/13/12 M**

Walters moved and Pizzino seconded a motion to approve the quarterly fund transfers from Fund #101, General Fund, to Fund #214, Park Fund, in the amount of \$117,524.66 and from Fund #101, General Fund, to Fund #213, Zoning Fund, in the amount of \$12,397.75. **3-0 yes**

Poindexter told the Board this year's receipts are \$3,478.56 less than expenditures.

Gonzalez opened the Public Hearing for Street Lighting District for Aberdeen Glen #5. He asked if anyone would like to speak in favor of the lighting district.

No one came forward.

Gonzalez asked if anyone would like to speak against the lighting district.

No one came forward.

**RESOLUTION 12-093, ATTACHED  
ABERDEEN GLEN NUMBER FIVE LIGHTING DISTRICT**

Walters moved and Hawke seconded a motion that a hearing having been had upon the attached petition requesting that the Board of Jackson Township Trustees take all lawful and proper proceedings to light artificially the streets and public ways in an unincorporated district in this Township, following notice and actual view taken, and the Board of Township Trustees finding:

- (1) That the petition was filed with the Township Fiscal Officer on October 15, 2012 and that the Board of Township Trustees was duly notified by him of such filing and a copy of the petition was delivered to it on October 19, 2012.
- (2) That the petition was signed by owners of more than one-half of the front feet of the lots and lands abutting on the streets and public ways of the aforesaid district, and that the petition complied with the law in specifying the metes and bounds of the district but included no lands more than 660 feet from, nor any lands not abutting on, the streets and public ways in such districts; and
- (3) That due notice of a hearing before the Board of Township Trustees on the petition for Aberdeen Glen 5 was duly and timely served on all lot owners and corporation affected by the proposed improvement, and was duly and timely published as against nonresidents pursuant to RC 515.04, and return of due service and publication was made according to law.

Be it further resolved that, pursuant to ORC Section 9.30 and 515.08 and in accordance with the Tariff for Ohio Edison, we hereby contract with Ohio Edison for not less than one (1) year and shall continue thereafter until terminated sixty (60) days after either party has given written notice to the other of the intention to terminate, for the installation and maintenance of the lights described in the attached plan in the amount of approximately \$4.22 per light per month for a total of \$253.20 per year. The Developer is responsible for payment of the installation cost and/or connection fee for this street lighting.





Beth Williams, 6434 St. Augustine St. N.W., Canton 44718 said she didn't hear anything during the Public Works segment regarding plans for the park.

Walters said there was a brief discussion during the Work Session. He said the Board will have to decide what action to take. He said some of the options are to renew the road levy and have a standalone park levy.

Ms. Williams asked what the deadline was for the toy collection. Zink said he wasn't sure. The information was at the Police Department. He said he would put it on the web site the next day.

Walters called a brief recess.

#### **ATTACHMENT 11/1312 Q**

Walters opened the Public Hearing on Zoning Amendment 599-12 at 5:30 p.m. Poindexter told the Board the amendment went before Stark County Regional Planning in October and they recommended approval for the re-zoning. She said the purpose of the amendment is so the applicant can build a multi-family apartment building with six units or less. She said this went before the Zoning Commission on October 18 and the Zoning Commission recommended denial for the re-zoning request.

Walters asked if anyone wanted to speak in favor of the amendment.

Timothy Putman is the attorney representing the owner of the property. He passed out packets of information on the property which included photos of what the apartment would look like.

Pizzino asked why they didn't ask for an R-2 instead of an R-4.

Walters said everything around the property is single family homes.

Mike Kochovski, the owner of the property, 5150 Foxchase Avenue N.W., Canton, Ohio said the reason they want to put in a six unit apartment is if they put in duplexes, they can only build two. He said a six unit will be perfect for the property. He said the apartments will be very nice, high quality apartments. He said they would be rented out at \$1,000.00 at least.

Walters asked if anyone else wanted to speak in favor of the amendment. No one came forward. He then closed that portion of the hearing.

Walters asked if anyone wanted to speak against the amendment.

Marilyn Dietz of 7575 Klingston St., Cledith Salewsky of 7420 Rob St., Patricia Felder of 7375 Klingston St., Shannon Porter of 7260 Rob St., Kristina Demarcheck and an unidentified gentleman all spoke against the amendment. Some of the reasons they were against it was an apartment would lower their property values even more, more traffic on the streets and possible parking on the street.

Walters closed that portion of the hearing.

Walters said the Zoning Commission recommended denial. He said he could see a duplex there but the other homes in the area are single family homes.

Pizzino said he didn't think it fit into the Comprehensive Plan. He said the points made about traffic and the units were valid.

Hawke said he agreed with the other Trustees. He said the additional traffic with the multi-family unit and the fact that it didn't fit in the neighborhood. He asked if there was a limitation on height in an R-4.

Poindexter said an R-4 is the same as the other residential districts and that is forty feet.

Walters moved and Pizzino seconded a motion to adopt the recommendation of the Zoning Commission to deny the re-zoning request. **3-0 yes**

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

At 6:04 p.m., Walters called the meeting back to order.

Walters moved and Pizzino seconded a motion to go back into general session. **3-0 yes**

Walters moved and Hawke seconded a motion to go back into Executive Session for Park, Highway, Central Maintenance, Zoning, Administration, Fiscal, Legal Personnel (Appointment/Employment/Compensation). **3-0 yes**

At 7:29 p.m., Walters called the General Session to order.

### **Old Business**

Pizzino said he talked with Dave Ruwadi and one area where expenses could be cut was in electric usage and recommended keeping the parks open from dawn to dusk. He said since the winter months were coming it would save approximately \$500 - \$700 a month. He said the Celebration would be kept but looking at ways in which to save, possibly by eliminating the fireworks. He said there were some other things being considered. He said the Park personnel probably wouldn't be getting any overtime, they would work their regular hours and the Park would be cleared after the public street routes were cleared.

Lyon said she would look through the General Fund departments to see if there are areas where further cuts can be made.

Gonzalez reminded the Board the collection of the Highway Levy only goes through next year and then it goes off. He said there is about \$800,000 to \$1,000,000 deficit in the Parks that the Board has a hard job of filling the hole.

Walters moved and Hawke seconded a motion that effective Tuesday, November 20, 2012 that all Township Parks will be open from dawn to dusk. **3-0 yes**

There was some discussion regarding the hours for the yard waste site.

Walters moved and Hawke seconded a motion that the yard waste site be opened from 8:00 a.m. – 3 p.m., Monday through Friday, closed weekends and holidays effective November 26, 2012.

**3-0 yes**

Walters moved and Hawke seconded a motion to adjourn.

**3-0 yes**

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**James Walters**

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**Randy Gonzalez**