

**RECORD OF PROCEEDINGS**

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

**NOVEMBER 14, 2011**

Pizzino called the meeting to order at 4:00 p.m. at the Jackson Township Hall with all Trustees, Fiscal Officer, Lyon, Fitzgerald, Hogue and Zink present.

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

Pizzino moved and Burger seconded a motion to go into Executive Session for Zoning Department Personnel (Appointment/Compensation). **3-0 yes**

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

Upon return from Executive Session at 5:28 p.m., Pizzino called the General Session to order. 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 11/14/11 A**

Mr. Mike Marino told the Board that currently the trend for health insurance is about \$1,180 per employee which is about 5% below budget. He said that next year based on medical inflation the increase is estimated at 9% across the board.

Walters moved and Burger seconded a motion to approve the Health Benefit Plan Renewal Offer-B, with HCC Life, Aultra Administrative Group, and Medical Mutual Network for 2012 as recommended by the Health Care Cost Containment Committee. **3-0 yes**

**ATTACHMENT 11/14/11 B**

Walters moved and Burger seconded a motion to appoint 2012 Highway/Traffic and Park Citizens Advisory Committee members in accordance with the attached lists.

Highway/Traffic

Jeannette Cho  
Richard Evans  
Klaus Kuttrus  
John Nedelk  
Janice Spadone

Park

James Bauder                      Steve Studer  
Michael Moss  
Steve Rohr  
Lawrence Rohrig  
Millie Stergios

**3-0 yes**

**ATTACHMENT 11/14/11 C**

Walters moved and Burger seconded a motion to approve the Certificate of Recognition to Corrigan M. Irwin for attaining the rank of Eagle Scout. **3-0 yes**

**Fiscal Office**

Gonzalez opened the Public Hearing for the Street Lighting District on Echodell Street NW. He asked if anyone wanted to speak in favor of the street lighting district.

Pauline Payne said she represented all the petition signers. She said there was a very positive response in favor of the lights. She said they get a lot of traffic because of the school and people use that area as a cut through from Lake Cable.

Gonzalez closed that portion of the hearing. He asked if anyone wanted to speak against the street lighting district.

Greg Weekly, 5880 Echodell, said he didn't agree with city lighting in the townships, that it was a waste of energy. He said he didn't move out here to be in a city and he still doesn't want city light situation. He said it doesn't seem to have stopped crime at the corner of Echovalley and Echovale where there is a light and a car was stolen.

Michael Stanley, 5862 Echodell, said "since 1968, he, his mother and grandparents have lived on the street and it has been a wonderful environment." He said he did a survey himself and between porch lights, porch post lights, floods, spots, yard post, lights on garages, and existing street lights, he counted 108 lights on the street. He said "there isn't a lack of lights on the street, there is a lack of people using the lights" that are already there. He said street lights do not deter crime. He said he felt pressured into signing the petition but did not.

Gonzalez closed that portion of the hearing. He told the audience that across Frank Road a lighting district was done similar to this one and the residents there are very happy with the lights. He said the petition is sufficient according to the Law Director and it is the Board's decision.

Pizzino said there are 22 positive responses and three negatives responses.

**RESOLUTION 11-122, ATTACHED  
THE ECHODELL LIGHTING DISTRICT**

Walters moved and Burger 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 14, 2011 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 15, 2011.
- (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 the Echodell District 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 ORC 515.04, and return of due service and publication was made according to law.

Be it further resolved by the Board of Trustees of Jackson Township, Stark County, Ohio, that the proposed improvement to light artificially the streets and public ways in the district is necessary, and the petition is granted accordingly; that the number of lights necessary to light properly the streets and public ways is 5, that the lights shall be standard street light lumens; that they shall be located at the places described in the attached print; and that the kind of supports therefore shall be as described on the print.

Be it further resolved that, pursuant to ORC Section 9.30 and 515.08 and in accordance with the attached contract with American Electric Power and PUCO tariff schedule, we hereby contract with American Electric Power 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 \$8.13 per light per month for five (5) 9,000 lumen high pressure sodium lights for The Echodell District. There will be no installation costs for these lights.

Be it further resolved that the costs and expenses of furnishing and maintaining such lights shall be paid from a fund made by special assessment against the lots and lands in the district semiannually equally per lot and the Fiscal Officer shall certify this Resolution and the assessment to the Stark County Auditor's Office. **3-0 yes**

## **Fire Department**

### **RESOLUTION 11-121, ATTACHED VOLUNTEER FIRE FIGHTERS DEPENDENTS FUND BOARD**

Walters moved and Burger seconded a motion pursuant to ORC Section 146.03, we hereby elect Timothy Coppock and Francis Haraburda to be members of the Volunteer Fire Fighters Dependents Fund Board. **3-0 yes**

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

Walters moved and Burger seconded a motion to accept a \$50.00 donation to the Fire Department from Anita T. Costin in memory of Richard J. Costin. **3-0 yes**

Chief Hogue thanked the residents for their support of the levy on election day and that the Fire Department "will be mindful of the trust placed in them and will be good stewards of their tax dollars".

## **Police Department**

### **ATTACHMENT 11/14/11 D**

Walters moved and Burger seconded a motion to approve the out-of-state travel request for Sgt. David McDonald to attend the School of Police Staff and Command in Hershey, PA from January 16 through May 14, 2012 (two weeks on – two weeks off) in accordance with the Travel Policy. **3-0 yes**

Chief Zink said that on October 21 an individual suffered a heart attack and was involved in a traffic accident. He said there were two nurses and Massillon police officer Brown administered first aid and CPR until Officer Kim Haines arrived and used the AED from the cruiser.

### **ATTACHMENT 11/14/11 E**

Walters moved and Burger seconded a motion to accept the attached resignation of part-time police officer and constable, David C. Maslyk, effective November 7, 2011. **3-0 yes**

## **Public Works Department**

### **Highway**

#### **ATTACHMENT 11/14/11 F**

Pizzino moved and Burger seconded a motion to approve Budget Module 2011-29-A for the Salt Building Addition in the amount of \$76,000.00. **3-0 yes**

#### **ATTACHMENT 11/14/11 G**

Pizzino moved and Burger seconded a motion to approve the appropriation transfer request from account code 204.310.5387, Discretionary to account code 204.310.5760, Building Additions, in the amount of \$76,000.00. **3-0 yes**

#### **ATTACHMENT 11/14/11 H**

Walters moved and Burger seconded a motion to adopt and authorize the placement of our signatures upon the attached Agreement with the Board of Trustees of Oxford Township, Delaware County, Ohio for the sale of a used 1964 Huber Road Grader. **3-0 yes**

## **Park**

Walters moved and Burger seconded a motion to accept the following donations:

1. \$750.00 from Jackson Youth Football Association
2. \$750.00 from Jackson Fury Soccer Club.

**3-0 yes**

Walters moved and Burger seconded a motion to accept the following sponsorship donations to the 2012 Community Celebration:

1. \$100.00 from Burnham & Flower Agency of Ohio
2. \$100.00 from Ohio State Inflatables (Great 2 Inflate)
3. \$100.00 from Don Smith Auto Parts
4. \$100.00 from Southway Fence Company

5. \$100.00 from Standard Plumbing & Heating Co., Inc.
6. \$250.00 from Wilkof Steel & Supply Co.
7. \$500.00 from Marketplace at Nobles Pond Development Company
8. \$500.00 from BellStores
9. \$500.00 from Krugliak, Wilkins, Griffiths & Dougherty Co., LPA
10. \$500.00 from Aultra Administrative Group
11. \$1,000.00 from Employers Health Purchasing Corporation. **3-0 yes**

### **Central Maintenance**

Boger told the Board that the trucks, equipment, salt and drivers are all ready for winter.

### **Fiscal Office**

#### **ATTACHMENT 11/14/11 I**

Pizzino moved and Burger seconded a motion to pay the bills in the amount of \$915,120.65. **3-0 yes**

#### **ATTACHMENT 11/14/11 J**

Pizzino moved and Burger seconded a motion to approve the minutes of October 24, 2011 Board of Trustees' meeting. **3-0 yes**

#### **ATTACHMENT 11/14/11 K**

Pizzino moved and Burger seconded a motion to approve the financial reports for October 2011. **3-0 yes**

#### **ATTACHMENT 11/14/11 L**

Pizzino moved and Burger seconded a motion to approve the quarterly fund transfers from Fund 101, General Fund, to Fund 214, Park Fund, in the amount of \$187,564.90 and from Fund 101, General Fund, to Fund 213, Zoning Fund, in the amount of \$5,024.00. **3-0 yes**

Gonzalez explained these are transfers from the General Fund that pay for the Zoning Department and mostly the Park Department. He said that all the Park Department expenses are paid for from the General Fund. He said in the next couple years the General Fund will not have those dollars because of taxes that have been eliminated and money that will be taken away from the State that comes back to the Township. He said Jackson Township will lose about \$3,000,000.00. He said the Trustees are looking for alternative sources of funding to bring in other funds.

Pizzino said the Trustees are looking at various alternatives and will probably make an announcement in the next couple months. He said they have received a lot of public support and input.

## **Zoning & Planning Department**

### **ATTACHMENT 11/14/11 M**

Poindexter gave the Board a brief summary of the revised plan for Hunters Hills.

Pizzino opened the Public Hearing for Universal Development Company's request for revisions to the previously approved R-3 PUD (Planned Unit Development) general development plan, located at Wales and Huckleberry NW. He asked if anyone would like to speak in favor.

Pete Acker for Universal Development, 1607 Motor Inn Drive, Girard, Ohio explained the changes in the original plan and the reasons for the changes. He said one of the changes eliminates all the duplex units including those whose sole access was onto Huckleberry.

James Hixson, 7192 Wales Ave. NW, said the parties applying for the change have tried to do everything possible to make the development acceptable to the Township and the residents of the area. He said he "thinks Jackson is fortunate to have someone that's willing to invest in this economic environment".

Pizzino closed that portion of the hearing. No one came forward. He asked if anyone would like to speak against the revised plan.

Shirley Donze lives on Huckleberry, directly across from the development. She had questions about the sewer system that would be installed in the development.

There was some additional discussion regarding the sewer system.

Brent Everhart of 6959 Elaine Ave. owns 7009 Elaine which abuts the property in question said he's not so much against the development but he wanted clarification regarding several of the changes on the drawing.

Don Stambaugh of 7026 Hillway said his property is probably the nearest to the development and is concerned about the tree line. He had several questions regarding trees and the mound.

Pete Acker: We will clarify on the record that we will, and I think we did this the last time when we fixed this box here on the corner, where we will immediately submit a revised plan that includes all of the trees that were on the eastern boundary that were on the July plan". All of those, they will come back. Every tree that is shown on the July plan on the eastern boundary will be shown on a revised plan that you'll get, I think we got this to you in a day or two last time.

Linda Hoffman of 6937 Nancy Jo asked who would be taking care of the mound. She was told the development would take care of the mound.

Pizzino closed that portion of the hearing.

Pizzino reopened the hearing. Rita Kalorides of 515 Everhard as Executor for her son who had a lot on Huckleberry asked about the ponds on the previous plan and if they have been eliminated on the current plan.

Pizzino closed that portion of the hearing.

Walters moved and Burger seconded a motion to approve the attached revised plan to the previously approved R-3 Planned Unit Development District including the stated eastern treeline for the Hunters Hills development. **3-0 yes**

#### **ATTACHMENT 11/14/11 N**

Walters moved and Burger seconded a motion to approve the report to the County Auditor of Township action regarding abatement of a nuisance at 6625 Fulton Road N. W., Parcel No. 16-16845, Northwest Quarter Section 22, Jackson Township in the amount of \$7,501.36. **3-0 yes**

#### **Routine Business**

##### **Announcements**

- Next regular Board of Trustees meeting, November 28, 2011, 4:00 p.m., Executive Session and/or Work Session; 5:00 p.m., General Session, Township Hall.
- Board of Trustees Town Hall Meeting, Sunday, December 4, 2011, 1:00 – 2:00 p.m., Township Hall.
- LOGIC, December 1, 2011, 9:00 a.m., Safety Center, Chiefs' Conference Room.
- CIC, December 19, 2011, 12:00 p.m., Papa Bears Restaurant, Dressler Road NW.
- Board of Zoning Appeals, November 17, 2011, 6:30 p.m., Township Hall.
- Citizens Advisory Committee:
  - Highway/Traffic, November 16, 2011, 6:30 p.m., Township Hall.
- Holiday in the Park, Saturday, December 10, 2011, 5:00 – 7:00 p.m., Jackson North Park.
- Santa's Mailbox, December 1 – 15, at the front entrance of the Administration Building.

**Old Business** – None

**New Business** – None

## **Public Speaks – Open Forum**

No one came forward.

Pizzino called a short recess.

Pizzino called the meeting back to order and opened the Department Budget Reviews for 2012.

## **Departmental Budget Reviews**

### **Police Department**

Pizzino moved and Walters seconded a motion to approve Budget Module No. 2012-01 for Operations in the amount of \$3,342,924.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module No. 2012-02 for Patrol Division in the amount of \$3,565,532.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module No. 2012-03 for Detective Bureau in the amount of \$511,904.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module No. 2012-04 for Juvenile Services in the amount of \$81,451.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module No. 2012-05 for Law Enforcement Trust Fund in the amount of \$10,000.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module No. 2012-07 for Equitable Sharing Fund in the amount of \$50,000.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module No. 2012-08 for Continued Professional Training in the amount of \$820.00. **3-0 yes**

Pizzino moved and Walters seconded a motion to approve Budget Module No. 2012-09 for Police Accumulated Benefits Fund in the amount of \$100,000.00. **3-0 yes**

### **Fire Department**

Pizzino moved and Walters seconded a motion to table the Fire Budget. **3-0 yes**

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

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**John Pizzino**

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**Randy Gonzalez**