

RECORD OF PROCEEDINGS

MINUTES OF JACKSON TOWNSHIP BOARD OF TRUSTEES MEETING

OCTOBER 24, 2011

Pizzino called the meeting to order at 4:30 p.m. at the Jackson Township Hall with all Trustees, Fiscal Officer, Lyon, Fitzgerald, Zink, Hogue and Boger present.

Work Session

Legal Department

ATTACHMENT 10/24/11 A

Walters moved and Burger seconded a motion to adopt and authorize the placement of our signatures upon the attached letter to the CIC requesting the return of \$20,000.00 provided to them from Township funds. **3-0 yes**

**RESOLUTION 11-116, ATTACHED
APPOINTMENT TO CIC**

Walters moved and Burger seconded a motion to appoint James N. Walters to serve as the Board of Trustees representative on the Community Improvement Corporation (CIC). **3-0 yes**

Walters moved and Pizzino seconded a motion to appoint Tracy Hogue as alternate. **3-0 yes**

Public Works Department

ATTACHMENT 10/24/11 B

Walters moved and Burger seconded a motion to adopt and authorize the placement of the Board President's signature upon the attached Change Order Nos. 1, 2 and 3 for the Arlington Storm Sewer Project. **3-0 yes**

ATTACHMENT 10/24/11 C

Walters moved and Burger seconded a motion to approve Budget Module No. 2011-16-B for the Arlington Storm Sewer in the amount of \$10,846.00. **3-0 yes**

ATTACHMENT 10/24/11 D

Walters moved and Burger seconded a motion to approve the appropriation transfer request from account code 211.310.5387, Discretionary, to account code 211.310.5558, Drainage Supplies, in the amount of \$10,846.00. **3-0 yes**

**RESOLUTION 11-117, ATTACHED
CDL RATE**

Walters moved and Burger seconded a motion that the Park Maintenance and Programming Supervisor and Park Crew Leader employees, while operating equipment or vehicles requiring a commercial driver's license (CDL), shall be compensated at the Highway Labor

Specialist/Mechanic rate set forth in Article XXII of the Negotiated Agreement with the Utility Workers Union of America, AFL-CIO, Local 568. **3-0 yes**

RESOLUTION 11-118, ATTACHED

HIGHWAY SUPERINTENDENT/PUBLIC WORKS DIRECTOR POTENTIAL REHIRE NOTICE AND MEETING

Walters moved and Burger seconded a motion pursuant to ORC Section 145.381, we hereby adopt and authorize the Fiscal Officer to publish the attached Public Notice, the language of which is incorporated herein. **3-0 yes**

Pizzino called a recess until 5:00 p.m.

At 5:00 p.m., Pizzino called the General Session to order 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

Public Works Department

RESOLUTION 11-119, ATTACHED

ADDITION TO SALT STORAGE BUILDING AWARD

Walters moved and Burger seconded a motion that we hereby determine that Schalmo Builders, Inc. is the lowest responsible bidder for the Addition to Salt Storage Building Project in the amount of \$76,000.00 in accordance with the Company's proposal and the Specifications and authorize the placement of the Board's signatures on the Contract. **3-0 yes**

ATTACHMENT 10/24/11 E

Walters moved and Burger seconded a motion to approve the appropriation transfer request from account code 204.310.5387, Discretionary, to account code 204.310.5558, Drainage Supplies, in the amount of \$4,500.00. **3-0 yes**

RESOLUTION 11-120, ATTACHED

ADVERTISEMENT FOR ONE NEW MODEL 2012 TRUCK CAB, CHASSIS, AND EQUIPMENT

Walters moved and Burger seconded a motion to adopt and authorize the advertisement for bids for the purchase of One New Model 2012 Truck Cab, Chassis, and Equipment in accordance with the specifications on file. **3-0 yes**

Park Department

Walters moved and Burger seconded a motion to accept a \$100.00 donation to the Parks from Kathleen Kuhlmann. **3-0 yes**

Administration Department

ATTACHMENT 10/24/11 F

Walters moved and Burger seconded a motion to approve an unpaid leave of absence for Tonya Marketich-Leon for the purpose of pregnancy, childbirth, and maternity leave following childbirth up to the time limits set forth in the Ohio Fair Employment Practices Act. **3-0 yes**

ATTACHMENT 10/24/11 G

Walters moved and Burger seconded a motion to adopt and authorize the placement of the Board President's signature upon the attached Health Benefit Plan Amendment No. 3, effective January 1, 2012. **3-0 yes**

Fire Department

ATTACHMENT 10/24/11 H

Pizzino moved and Burger seconded a motion to approve the appropriation transfer request from account code 210.210.5385, Other Expense, to account code 210.210.5396, Vehicle Maint./Repair, in the amount of \$15,000.00. **3-0 yes**

ATTACHMENT 10/24/11 I

Pizzino moved and Burger seconded a motion to approve the appropriation transfer request from account code 210.210.5385, Other Expense, to account code 210.210.5527, Diesel Fuel, in the amount of \$11,000.00. **3-0 yes**

Zoning & Planning Department

Walters moved and Burger seconded a motion to set a public hearing for nuisance located at 4041 Batton NW on November 28, 2011 at 5:30 p.m. **3-0 yes**

ATTACHMENT 10/24/11 J

Walters moved and Burger seconded a motion that the Jackson Township Board of Trustees, Stark County, Ohio, hereby makes report and certifies that on the 24th day of August, 2011 it was informed in writing that noxious weeds were growing on lands of Midwest Ohio Realty LLC in Jackson Township and were about to spread and mature seeds; said lands being described as follows: Brooke Hollow Street NW, Gloucester Village Allotment, Lot 15, Parcel No. 16-17438, N.W. Qtr. Section 28, Jackson Township, and thereupon said Jackson Township Trustees adopted and served a resolution requiring that said noxious weeds be cut or destroyed.

The following is a statement of the charges for:

Administrative Fee \$150.00

You are hereby requested to cause such amount, when allowed, to be entered upon the tax duplicate and to be a lien upon the above-described real estate, from and after the date of the entry, and to be collected as other taxes and returned to the Township to be placed in the Township general fund. **3-0 yes**

ATTACHMENT 10/24/11 K

Walters moved and Burger seconded a motion that the Jackson Township Board of Trustees, Stark County, Ohio, hereby makes report and certifies that on the 19th day of May, 2011 it was informed in writing that noxious weeds were growing on lands of MJC Investments, LLC in Jackson Township and were about to spread and mature seeds; said lands being described as follows: .45 Acre, Brunnerdale Avenue NW, Parcel No. 16-23509, N.W. Qtr. Section 23, Jackson Township, and thereupon said Jackson Township Trustees adopted and served a resolution requiring that said noxious weeds be cut or destroyed.

The following is a statement of the charges for:

Administrative Fee \$150.00

You are hereby requested to cause such amount, when allowed, to be entered upon the tax duplicate and to be a lien upon the above-described real estate, from and after the date of the entry, and to be collected as other taxes and returned to the Township to be placed in the Township general fund. **3-0 yes**

ATTACHMENT 10/24/11 L

Walters moved and Burger seconded a motion that the Jackson Township Board of Trustees, Stark County, Ohio, hereby makes report and certifies that on the 22nd day of June, 2011 it was informed in writing that noxious weeds were growing on lands of Robert and Nancy Leach in Jackson Township and were about to spread and mature seeds; said lands being described as follows: Dunmore Avenue NW, Hampton Park Estates 2, Lot 90, Parcel No. 16-15161, N.W. Qtr. Section 34, Jackson Township, and thereupon said Jackson Township Trustees adopted and served a resolution requiring that said noxious weeds be cut or destroyed.

The following is a statement of the charges for:

Administrative Fee \$150.00

You are hereby requested to cause such amount, when allowed, to be entered upon the tax duplicate and to be a lien upon the above-described real estate, from and after the date of the entry, and to be collected as other taxes and returned to the Township to be placed in the Township general fund. **3-0 yes**

ATTACHMENT 10/24/11 M

Walters moved and Burger seconded a motion that the Jackson Township Board of Trustees, Stark County, Ohio, hereby makes report and certifies that on the 1st day of June, 2011 it was informed in writing that noxious weeds were growing on lands of MVP Real Estate Ltd. in Jackson Township and were about to spread and mature seeds; said lands being described as follows: Emerald Glen Circle NW, Emerald Estates Allotment #6, Lot 289, Parcel No. 16-28156, S.W. Qtr. Section 07, Jackson Township, and thereupon said Jackson Township Trustees adopted and served a resolution requiring that said noxious weeds be cut or destroyed.

The following is a statement of the charges for:

Administrative Fee \$150.00

You are hereby requested to cause such amount, when allowed, to be entered upon the tax duplicate and to be a lien upon the above-described real estate, from and after the date of the entry, and to be collected as other taxes and returned to the Township to be placed in the Township general fund. **3-0 yes**

ATTACHMENT 10/24/11 N

Walters moved and Burger seconded a motion that the Jackson Township Board of Trustees, Stark County, Ohio, hereby makes report and certifies that on the 1st day of June, 2011 it was informed in writing that noxious weeds were growing on lands of Canterbury Preserve in Jackson Township and were about to spread and mature seeds; said lands being described as follows: Lots 267, 281, 291, 293, and 294 on Emerald Hill NW, Parcel Nos. 16-28134, 16-28148, 16-28158, 16-28160, 16-28161, S.W. Qtr. Section 7, Jackson Township, and thereupon said Jackson Township Trustees adopted and served a resolution requiring that said noxious weeds be cut or destroyed.

The following is a statement of the charges for:

Administrative Fee \$150.00

You are hereby requested to cause such amount, when allowed, to be entered upon the tax duplicate and to be a lien upon the above-described real estate, from and after the date of the entry, and to be collected as other taxes and returned to the Township to be placed in the Township general fund. **3-0 yes**

ATTACHMENT 10/24/11 O

Walters moved and Burger seconded a motion that the Jackson Township Board of Trustees, Stark County, Ohio, hereby makes report and certifies that on the 18th day of June, 2011 it was informed in writing that noxious weeds were growing on lands of Mid Ohio Securities Corp. FBO Dolores Weimer IRA in Jackson Township and were about to spread and mature seeds; said lands being described as follows: .67 Acre, Portage Street NW, Parcel No. 16-26984, N.W. Qtr. Section 17, Jackson Township, and thereupon said Jackson Township Trustees adopted and served a resolution requiring that said noxious weeds be cut or destroyed.

The following is a statement of the charges for:

Administrative Fee \$150.00

You are hereby requested to cause such amount, when allowed, to be entered upon the tax duplicate and to be a lien upon the above-described real estate, from and after the date of the entry, and to be collected as other taxes and returned to the Township to be placed in the Township general fund. **3-0 yes**

ATTACHMENT 10/24/11 P

Walters moved and Burger seconded a motion that the Jackson Township Board of Trustees, Stark County, Ohio, hereby makes report and certifies that on the 5th day of May, 2011 it was informed in writing that noxious weeds were growing on lands of Laurain R. Wilson c/o Stanley Slider in Jackson Township and were about to spread and mature seeds; said lands being described as follows: 7806 Tahiti Street NW, Sahara Sands Allotment, Lot 42, Parcel No. 16-06638, N.W. Qtr. Section 33, Jackson Township, and thereupon said Jackson Township Trustees adopted and served a resolution requiring that said noxious weeds be cut or destroyed.

The following is a statement of the charges for:

Administrative Fee \$150.00

You are hereby requested to cause such amount, when allowed, to be entered upon the tax duplicate and to be a lien upon the above-described real estate, from and after the date of the entry, and to be collected as other taxes and returned to the Township to be placed in the Township general fund. **3-0 yes**

ATTACHMENT 10/24/11 Q

Walters moved and Burger seconded a motion that the Jackson Township Board of Trustees, Stark County, Ohio, hereby makes report and certifies that on the 30th day of June, 2011 it was informed in writing that noxious weeds were growing on lands of Joseph M. Musser Jr. in Jackson Township and were about to spread and mature seeds; said lands being described as follows: Vineyard Avenue NW, Providence Allotment, Lot 12, Parcel No. 16-27019, N.E. Qtr. Section 33, Jackson Township, and thereupon said Jackson Township Trustees adopted and served a resolution requiring that said noxious weeds be cut or destroyed.

The following is a statement of the charges for:

Administrative Fee \$150.00

You are hereby requested to cause such amount, when allowed, to be entered upon the tax duplicate and to be a lien upon the above-described real estate, from and after the date of the entry, and to be collected as other taxes and returned to the Township to be placed in the Township general fund. **3-0 yes**

ATTACHMENT 10/24/11 R

Walters moved and Burger seconded a motion that the Jackson Township Board of Trustees, Stark County, Ohio, hereby makes report and certifies that on the 13th day of July, 2011 it was informed in writing that noxious weeds were growing on lands of Norman & Shamaila Rafique in Jackson Township and were about to spread and mature seeds; said lands being described as follows: Weston Place Avenue NW, Biltmore Estates, Lot 3, Parcel No. 16-27794, N.E. Qtr. Section 4, Jackson Township, and thereupon said Jackson Township Trustees adopted and served a resolution requiring that said noxious weeds be cut or destroyed.

The following is a statement of the charges for:

Administrative Fee \$150.00

You are hereby requested to cause such amount, when allowed, to be entered upon the tax duplicate and to be a lien upon the above-described real estate, from and after the date of the entry, and to be collected as other taxes and returned to the Township to be placed in the Township general fund. **3-0 yes**

Fiscal Office

ATTACHMENT 10/24/11 S

Pizzino moved and Burger seconded a motion to pay the bills in the amount of \$1,452,583.20.

3-0 yes

ATTACHMENT 10/24/11 T

Pizzino moved and Burger seconded a motion to approve the minutes of the October 11, 2011 Board of Trustees' meeting.

3-0 yes

ATTACHMENT 10/24/11 U

Pizzino moved and Burger seconded a motion to set a public hearing for the Echodell Street Lighting District on November 14, 2011 at 5:15 p.m.

3-0 yes

Gonzalez wanted everyone to understand that the Fire Levy that will be on the ballot is not a new tax but is a renewal of the existing tax that is currently being paid. He said it is the largest

resource they have to keep operating so it is very important that the levy pass and keep the Fire Department operating.

Routine Business

Announcements

- Next regular Board of Trustees meeting, November 14, 2011, 4:00 p.m., Executive Session and/or Work Session; 5:00 p.m., General Session, Township Hall.
- LOGIC, November 3, 2011, 9:00 a.m., Jackson Safety Center, Chiefs' Conference Room.
- CIC, December 19, 2011, 12:00 p.m., Papa Bears Restaurant, Dressler Road N.W.
- Board of Zoning Appeals, November 17, 2011, 6:30 p.m., Township Hall.
- Citizens Advisory Committees:
 - Park, November 9, 2011, 6:30 p.m., Township Hall.
 - Highway/Traffic, November 16, 2011 6:30 p.m., Township Hall.
- Halloween Trick or Treat, Sunday, October 30, 2011, 3:00 – 5:00 p.m.
- Township Auction, Saturday, November 5, 2011, 10:00 a.m. at Skipco.

Old Business – None

Gonzalez said he gave the Board information showing what will happen to the General Fund with the loss of the inheritance tax. He said there is usually a \$1,000,000.00 carryover but this year the carryover will be about \$1,300,000.00 but in 2013 the Township will lose the State inheritance tax which is usually over \$1,000,000.00 per year with this year being almost \$1,500,000.00. He said it will be difficult to operate the Parks after 2013. He said the Park needs about \$1,000,000.00 per year and the Township will be losing that amount in the General Fund.

He said the other information he “gave the Board will also be a loss, not only to the General Fund, but more to the levied funds, Police, Fire and Highway Departments”. He said the Township is devaluing and the reappraisals will take place in 2013. He said with the drop in property values the amount of money collected on the levies could be another \$1,600,000.00 a year.

He said the Trustees have been planning for the last several years for this and some of the steps has been through Joint Economic Development Districts, grants, cutting several department head positions and merging departments. He said this is being done so the Township can provide the same level of service with less money.

Gonzalez also explained that the Township has established Capital Funds in three areas, one of which is for use when the levy dollars start to run short. He said another is for making capital purchases such as buildings and equipment and the third one is an accumulated leave fund to cover the costs of employee's severance.

Pizzino pointed out that the Fire Department has been operating on the same amount for 8 years and the Police Department for 10 years.

Gonzalez pointed out that the Park Department is not funded by a levy, it is funded from the General Fund.

New Business – None

Public Speaks – Open Forum

A question was asked about the type of funds received from the State. Walters explained that the Township received about \$1,000,000.00 from the Estate Tax, which will be eliminated. He said another portion is from the State Local Government Fund which has been reduced. He said there is also the Personal Property Tax and Utility Tax that are being eliminated which is also distributed to local governments to provide local services.

Pizzino moved and Walters seconded a motion to adjourn.

3-0 yes

John Pizzino

Randy Gonzalez