

RECORD OF PROCEEDINGS

MINUTES OF JACKSON TOWNSHIP BOARD OF TRUSTEES MEETING

SEPTEMBER 11, 2012

Walters called the meeting to order at 5:05 p.m. at the Jackson Township Hall with all Trustees, Fiscal Officer, Lyon, Fitzgerald, Zink, Hogue and Boger present.

Walters 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 09/11/12 A

Walters moved and Hawke seconded a motion to adopt and authorize the placement of the Board President's signature upon the attached 2013 Group Retrospective Rating Program Enrollment Form and Service Agreement. **3-0 yes**

ATTACHMENT 09/11/12 B

Walters moved and Hawke seconded a motion to adopt and authorize the placement of the Board President's signature upon the attached amendment to the Aultra Administrative Group Agreement. **3-0 yes**

ATTACHMENT 09/11/12 C

Walters moved and Pizzino seconded a motion to adopt and authorize the placement of the Board President's signature upon the attached amendment to the Prescription Benefit Services Agreement. **3-0 yes**

ATTACHMENT 09/11/12 D

Walters moved and Hawke seconded a motion to approve Certificates of Appreciation for the Community Celebration Committee, volunteers, and Township departments. **3-0 yes**

ATTACHMENT 09/11/12 E

Lyon told the Board the Board of Health Stark County District Advisory Council will have a special meeting on September 20, 2012 to elect the District Licensing Council. There was no action taken on who would attend.

Legal Department

ATTACHMENT 09/11/12 F

Walters moved and Hawke seconded a motion to adopt and authorize the Board President's signature upon the attached Change Order No. 1 for the Jackson Township Recycling Station Addition Project. **3-0 yes**

Police Department

ATTACHMENT 09/11/12 G

Walters moved and Hawke seconded a motion to approve the appropriation transfer request from account code 209.250.5387, Discretionary, to account code 209.250.5652, Police Equipment, in the amount of \$20,400.00. **3-0 yes**

Public Works Department

Highway Division

RESOLUTION 12-081, ATTACHED

LAKE O'SPRINGS/BRUNNERDALE RESURFACING PROJECT

Walters moved and Hawke seconded a motion whereas, on August 28, 2012 we opened bids for the Lake O'Springs/Brunnerdale Resurfacing Project and Northstar Asphalt, Inc. has submitted the lowest and best bid.

Be it resolved that we hereby adopt and authorize the Board President to execute the attached Request to Proceed to be filed with the OPWC Commission for the Lake O'Springs/Brunnerdale Resurfacing Project. **3-0 yes**

ATTACHMENT 09/11/12 H

Walters moved and Hawke seconded a motion to extend the time of completion for the 2012 Curbing Project until September 28, 2012. **3-0 yes**

Park Division

Walters moved and Hawke seconded a motion to accept a donation of a Service Berry Tree in memory of Paul "Sonny" Sogorka. **3-0 yes**

Gonzalez reminded everyone that the defeat of the levy could result in cuts to future paving, curbing and striping projects.

Zoning & Planning Department

ATTACHMENT 09/11/12 I

Notice to County Auditor for Mowing Noxious Weeds

Walters moved and Hawke seconded a motion that the Jackson Township Board of Trustees, Stark County, Ohio, hereby makes report and certifies that on the 23rd day of May, 2012 it was

informed in writing that noxious weeds were growing on lands of Unmistakably Premier Homes, Inc. in Jackson Township and were about to spread and mature seeds; said lands being described as follows: Lot 283 on Emerald Glen Avenue NW, Emerald Estate 6 C, Parcel No. 16-28150, SW 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
Labor, materials, and equipment used	<u>\$400.00</u>
Total	\$550.00

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 09/11/12 J

Notice to County Auditor for Mowing Noxious Weeds

Walters moved and Hawke seconded a motion that the Jackson Township Board of Trustees, Stark County, Ohio, hereby makes report and certifies that on the 23rd day of May, 2012 it was informed in writing that noxious weeds were growing on lands of Unmistakable Premier Homes, Inc. in Jackson Township and were about to spread and mature seeds; said lands being described as follows: Lot 284 on Emerald Glen Avenue NW, Emerald Estates 6 C, Parcel No. 16-28151, SW 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
Labor, materials, and equipment used	<u>\$400.00</u>
Total	\$550.00

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 09/11/12 K

Notice to County Auditor for Mowing Noxious Weeds

Walters moved and Hawke seconded a motion that the Jackson Township Board of Trustees, Stark County, Ohio, hereby makes report and certifies that on the 23rd day of May, 2012 it was informed in writing that noxious weeds were growing on lands of Unmistakably Premier Homes, Inc. in Jackson Township and were about to spread and mature seeds; said lands being described as follows: Lot 285 on Emerald Glen Avenue NW, Emerald Estates 6 C, Parcel No. 16-28152 SW 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
Labor, materials, and equipment used	<u>\$400.00</u>
Total	\$550.00

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 09/11/12 L

Notice to County Auditor for Mowing Noxious Weeds

Walters moved and Hawke seconded a motion that the Jackson Township Board of Trustees, Stark County, Ohio, hereby makes report and certifies that on the 7th day of June, 2012 it was informed in writing that noxious weeds were growing on lands of Charles S. Ayers, Trustee, deceased, in Jackson Township and were about to spread and mature seeds; said lands being described as follows: 5381 Blarney Circle NW, Lot #72, Irish Oaks #2, Parcel No. 16-10109, NE 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
Labor, materials, and equipment used	<u>\$400.00</u>
Total	\$550.00

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 09/11/12 M

Notice to County Auditor for Mowing Noxious Weeds

Walters moved and Hawke 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, 2012 it was informed in writing that noxious weeds were growing on lands of Mark Rainey in Jackson Township and were about to spread and mature seeds; said lands being described as follows: 1251 Leecrest Street NW, Lot #153, Kendal Heights, Parcel No. 16-04593 SE Qtr. Section 32, 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
Labor, materials, and equipment used	<u>\$400.00</u>
Total	\$550.00

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**

NOXIOUS WEEDS – 6808 OAKCREST AVENUE NW, WEST OAK ALLOTMENT 1, LOT 7, PARCEL NO. 16-03887, JACKSON TOWNSHIP, OHIO

Walters moved and Hawke seconded a motion whereas, the Jackson Township Board of Trustees, having been informed in writing that noxious or other harmful weeds are growing on the lands in charge of Wanna J. Moore, in Jackson Township described as follows: 6808

Oakcrest Avenue NW, West Oak Allotment 1, Lot 7, Parcel No. 16-03887, Jackson Township, Ohio.

Be it resolved that said Wanna J. Moore, whose tax mailing address is BAC Tax Services Corp 2375 N. Glenville Dr. TX2975 02 01, Richardson, TX 75082, be notified by serving on them by certified mail with return receipt requested, a written copy of this resolution that said noxious weeds are growing on such lands and that, pursuant to ORC Section 5579.05, they must be cut or destroyed within five (5) days after the service of such notice or show this Board cause why there is no need for doing so. The owner shall have a continuing duty to cut or destroy the noxious weeds every 30 days from the date of this Resolution until October 31, 2012. If the owner fails to meet this obligation within the five-day period, or the subsequent 30 day periods, the Township will mow at \$150.00 per hour with a \$400.00 minimum charge per lot or parcel. As stated in our prior courtesy letter to you, pursuant to ORC Sections 5579.06 and 5579.07, a \$150.00 administrative fee per lot or parcel will be placed on your tax duplicate. **3-0 yes**

ATTACHMENT 09/11/12 N

At 5:16 p.m., Poindexter gave the Board a summary of the property involved in the nuisance determination. The property address is 7535 Bentwood Circle NW, North Canton and the owners are Gladys F. Bell (L/E) and Katherine G. Nokes. She told the Board that in August 2008 there was a previous nuisance on the property with the same type of items. She said it was scheduled for a Trustee hearing in November 2008 but the matter was resolved. Poindexter said two complaints and photos were received in July of this year. She told the Board that after a nuisance letter was sent the property was inspected on August 9, 2012 and on September 6, 2012 and in that time period there was no change except that the weeds had been cut. She said Mrs. Nokes called on September 6 and stated that she would be attending the meeting.

Mrs. Nokes said she has cleaned the weeds twice since she received the first notice and that the weeds keep migrating down the hill from a neighbor's property. She said that 50% of the debris had been removed when Mr. Revlock came to take the picture. She said that everything that has been complained about in the letter she received has been removed or stored properly. She said the rest has been bagged and is ready for disposal or recycling. She requested until the end of the month to finish.

Walters moved and Hawke seconded a motion to continue the hearing at the September 25th meeting. **3-0 yes**

Fiscal Office

ATTACHMENT 09/11/12 O

Pizzino moved and Hawke seconded a motion to pay the bills in the amount of \$999,380.87. **3-0 yes**

ATTACHMENT 09/11/12 P

Walters moved and Hawke seconded a motion to approve the minutes of the August 22 and August 28, 2012 Board of Trustees’ meetings and the August 28, 2012 Records Commission meeting.

Hawke yes
Pizzino yes
Walters abstained

ATTACHMENT 09/11/12 Q

Walters moved and Hawke seconded a motion to approve the August 2012 Financial Reports.

3-0 yes

**RESOLUTION 12-083, ATTACHED
STREET LIGHT ASSESSMENT LIST**

Walters moved and Hawke seconded a motion pursuant to ORC Section 515.11, we hereby authorize the Fiscal Officer to certify the street light assessments as per the attached listing for 2013 collections.

3-0 yes

Routine Business

Announcements

- Next regular Board of Trustees meeting, Sept. 25, 2012, 4:00 p.m., Executive Session and/or Work Session; 5:00 p.m., General Session, Township Hall.
- CIC, September 17, 2012, 5:00 p.m., Township Hall.
- LOGIC, October 4, 2012, 9:00 a.m., Jackson Safety Center, Chiefs’ Conference Room.
- Board of Zoning Appeals:
 - September 13, 2012, 5:30 p.m., Township Hall.
 - September 27, 2012, 5:30 p.m., Township Hall.
- Citizens Advisory Committees:
 - Community Celebration, September 12, 2012, 5:30 p.m., Township Hall.
 - Highway/Traffic, November 7, 2012, 6:30 p.m., Township Hall.
 - Park, November 14, 2012, 6:30 p.m., Township Hall.
- Farmers Market, every Thursday through September 27, 3:00 – 6:30 p.m., Jackson North Park.
- Safety Center Open House, Sunday, October 14, 2012, 2:00 – 4:00 p.m.

Old Business

Chief Zink told the Board the appropriation transfer was for the purchase of radios that will be reimbursed from a grant.

New Business – None

Public Speaks – Open Forum

A question was asked about what was included in paying the bills. Walters said the majority of it was salaries.

A question was asked how much was received from taxes. Gonzalez said the budget was around 40 million per year.

Question: Is there a surplus? Walters: There is a carryover, yes.

Question: What is done with that? Walters: It is used in the future.

Question: Is there a way to get a group of people to help people clean their yards? Walters said Mrs. Poindexter would be happy to work with anyone willing to help in that way.

A question was asked what could be done if the neighborhood didn't allow sheds but someone had one. Poindexter said that was a deed restriction and as long as the zoning requirements of the Township are met they would be permitted to have one. She said if the neighborhood has a deed restriction that would be up to the homeowners association to enforce.

A question was asked what the prescription benefit amendment was about. Lyon said it was part of the health plan and the amendment that was passed was a renegotiation of the pricing on drugs that are purchased by Township employees.

Walters moved and Hawke seconded a motion to go into Executive Session to review negotiations with public employees concerning their compensation or other terms and conditions of their employment. **3-0 yes**

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

James Walters

Randy Gonzalez