

The Board of Lake Township Trustees met at 4:30 p.m. for Executive Session to discuss Collective Bargaining and Personnel issues and at 6:00 p.m. for the purpose of conducting a Nuisance Hearing for 2354 Edison Street NW and at 6:15 p.m. to conduct a Public Hearing for Zoning Amendment No. 06-216 (text change) and at 6:30 p.m. in regular session at 12360 Market Avenue North, Hartville, Ohio with the following members present:

Ellis Erb, President
Sue Ruley, Vice President
Galen Stoll, Member

Also Present:

Ben Sommers, Fiscal Officer	Tom Renner
Sam Miller	Joy Dingman
Phyllis Racco	Mary Ann Kannam
Don Hensley	Jerry Dumont
Terry Moore	Don Wise
Janice Erb	John Koehler
Marty Baker	Steve Lacey
Charles Hall (executive session)	

06-285 A resolution was made by Ellis Erb opening the meeting of August 14, 2006 at 4:30 p.m. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Sue Ruley	yes
Galen Stoll	yes

06-286 A resolution was made by Ellis Erb for the Board to go into Executive Session at 4:31 p.m. to discuss Collective Bargaining and a Personnel issue. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Sue Ruley	yes
Galen Stoll	yes

06-287 A resolution was made by Ellis Erb for the Board to return from Executive Session at 6:01 p.m. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Sue Ruley	yes
Galen Stoll	yes

Mr. Erb called the Public Hearing to order at 6:01 p.m. for a possible nuisance at 2354 Edison Street NW. The Board announced that the property at 3334 Mt. Pleasant Street (possible nuisance situation) has been cleaned up. The Board went on to review the photographs taken today for 2354 Edison Street NW and discussed the matter amongst themselves. Mr. Erb called for anyone who would like to speak on

behalf of this. Hearing none, he called for anyone who would like to speak against this. Hearing none, the Board closed the public comment portion of the hearing.

06-288 A resolution was made by Ellis Erb, determining that a nuisance does exist at 2354 Edison Street NW (high grass) and authorizing the Zoning Department to get quotes for the mowing of same. Seconded by Sue Ruley. Roll call votes were:

Ellis Erb	yes
Sue Ruley	yes
Galen Stoll	yes

06-289 A resolution was made by Ellis Erb closing the Public Hearing for 2354 Edison Street NW at 6:06 p.m. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Sue Ruley	yes
Galen Stoll	yes

06-290 A resolution was made by Ellis Erb opening the Public Hearing for Zoning Amendment No. 06-216ZA (text change – condos). Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Sue Ruley	yes
Galen Stoll	yes

- Mr. Erb explained that the Amendment to the Lake Township Zoning Resolution is proposed to add an R-C Residential Condominium District to Article II, Districts and Zoning Map and to add special provisions for same to Article III, Special District provisions. Mr. Erb went on to read the recommendation of the Lake Township Zoning Commission, which was for approval of this Amendment and he read the recommendation of the Stark County Regional Planning Commission, which was for denial of this Amendment. Mr. Erb called for anyone present who would like to speak in favor of this proposed Amendment.
- Mr. Terry Moore, 4775 Munson Avenue NW, Canton, Ohio: Addressed the Board as attorney for William A. Day, applicant. Mr. Moore explained the reasoning why Mr. Day would like to see these changes made to the Zoning Resolution and explained that he would like to develop senior condominium complexes similar to the units he built in Jackson, North Canton and Plain Township. Mr. Moore asked that the Board to continue this Public Hearing for a later date, due to Mr. Day not being able to attend tonight's Hearing.
- Discussion between the Board and Mr. Moore. Mr. Erb indicated that he would like to talk with Mr. Day further before making a decision on this matter. Steve Lacey explained that the Zoning Commission did make modifications as part of their Public Hearing for this Amendment. Mr. Moore explained that the area that they're interested in building these units is on Mt. Pleasant.

06-291 A resolution was made by Ellis Erb continuing the Public Hearing until a later date in order to further review the information submitted. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Sue Ruley	yes
Galen Stoll	yes

06-292 A resolution was made by Ellis Erb closing the Public Hearing for Zoning Amendment No. 06-216ZA at 6:35 p.m. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Sue Ruley	yes
Galen Stoll	yes

Mr. Erb called the regular session to order at 6:35 p.m.

06-293 A resolution was made by Ellis Erb approving the minutes of July 24, 2006, as submitted. Seconded by Sue Ruley. Roll call votes were:

Ellis Erb	yes
Sue Ruley	yes
Galen Stoll	yes

06-294 A resolution was made by Ellis Erb authorizing payment of payroll for August 11, 2006, in the amount of \$50,258.17. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Sue Ruley	yes
Galen Stoll	yes

06-295 A resolution was made by Ellis Erb authorizing payment of payroll for August 25, 2006, in the amount of \$39,305.84. Seconded by Sue Ruley. Roll call votes were:

Ellis Erb	yes
Sue Ruley	yes
Galen Stoll	yes

06-296 A resolution was made by Ellis Erb Erb accepting/approving the Financial Status Report as of August 14, 2006, as submitted by the Lake Township Fiscal Officer. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Sue Ruley	yes
Galen Stoll	yes

06-297 A resolution was made by Ellis Erb authorizing the payment of bills as of August 14, 2006, in the amount of \$98,381.15. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Sue Ruley	yes
Galen Stoll	yes

CORRESPONDENCE:

1. First Merit – e-Connect Service
2. Notice of Hartville BZA meeting for Pt. OL 107
3. NEFCO – Nimishillen Creek Clean-up and Wetland tour
4. Bob Nau – Proposed Subdivision regulations available on RPC web site
5. NEO/SO – Compiling information for new Directory
6. Michael Andrews – Comments regarding Office Research rezone
7. RPC – Notice that American Landfill is no longer accepting tire disposal passes
8. Ohio Department of Public Safety – Monthly License Statistical Report
9. OEPA – Advisory Bulletin regarding American Landfill expansion
10. OEPA – Advisory Bulletin regarding Timken Company fine
11. SSWCD – Site Inspection Report for Zimber Ditch project
12. The Repository – New procedure for submission of legal ads
13. Time Warner 2nd quarter franchise fee
14. Notice from Division of Liquor Control regarding new liquor license for Wine N Gold at 8531 Cleveland Avenue (Form must be signed and returned)
15. RPC recommendation for zoning text change on fences proposed by Zoning Commission
16. Citizens’ Advisory Council – Agenda for August 24 meeting and minutes of June 22 meeting
17. BWC – Drug-Free EZ Benchmarks and self-assessment reminder
18. Notice from Ohio Deferred Compensation that they have reorganized the areas of coverage for the Field Account Executives

- The Board brought attention to Correspondence No. 4 and announced that the new proposed subdivision regulations are available for review on the RPC website.

DEPARTMENT REPORTS:

Police Department:

- Board acknowledged receipt of the Uniontown Police Department Stats for July 2006
- Board announced that due to the outcome/passage of the recent Uniontown Police levy, the Board will be bringing patrolmen back to work August 26, 2006 with limited office help. Mr. Erb went on to explain that they will be making a resolution in the future, based on a legal opinion from legal counsel, Charlie Hall, and State Auditor’s Bulletin No. 1997-03 dated January 20, 1997 and referencing Ohio Revised Code sections 5705.15 and 5705.16 to do a cash advance from the Township’s General Fund probably after the first of next year to operate the Uniontown Police Department until their levy monies are available. Board announced that they will continue to bring additional employees back as the budget allows. Mr. Sommers announced that the resolution for advancement/loaning of money from the General Fund, will be made in January, 2007, as it has to be paid back to the General Fund in the same year it was borrowed.

He went on to say that there is enough money in the police fund to bring the patrolmen back to operate through the end of this year and then make the advancement the first part of next year.

- Chief Hensley offered his thanks to everyone for the support and cooperation of everyone in the police district and to the Board and Mr. Sommers. He noted that they are in the process of planning an open house for the department to be held probably the first Saturday of September and will confirm this date later.

Road Department:

06-292 A resolution was made by Ellis Erb authorizing the cooperative purchase of rock salt, through the County Engineer's program for the 2006/2007 season for an amount not to exceed \$150,000.00. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Sue Ruley	yes
Galen Stoll	yes

Zoning Department:

None

Fire Departments/Fire Prevention Office

- Board acknowledged receipt of the Greentown Fire Department's report for July 2006
- Board acknowledged receipt of the State of Ohio Bureau of Workers' Compensation certificate for the Greentown Volunteer Fire Department

OLD BUSINESS:

06-293 A resolution was made by Ellis Erb authorizing the Fiscal Officer to release Bond No. Q90 8074390 K for Bontrager Excavating, held under Road Open Permit No. 0-05-05 for the installation of a storm sewer and catch basins on Lake Center Street.

Seconded by Sue Ruley. Roll call votes were:

Ellis Erb	yes
Sue Ruley	yes
Galen Stoll	yes

NEW BUSINESS:

- The Board executed Road Open Permits for gas tie-ins on Lomalinda and Deacon

06-294 A resolution was made by Ellis Erb authorizing an expenditure for Ellis Erb to attend the NATAT (National Association of Towns and Townships) 2006 Annual Town Meeting, September 6-7, in Washington DC, including hotel, meals, travel and registration. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb yes
Sue Ruley yes
Galen Stoll yes

06-295 A resolution was made by Ellis Erb scheduling a Public Hearing for August 28, 2006 at 6:15 p.m. to determine whether nuisance conditions exist at 13197 Lake Avenue. Seconded by Sue Ruley. Roll call votes were:

Ellis Erb yes
Sue Ruley yes
Galen Stoll yes

06-296 Mr. Erb made the following resolution:

WHEREAS, The Board of Lake Township Trustees, having been informed in writing that Canada Thistle & Queen Annes Lace are growing on the lands in charge of Scott Deberte in this township, described as follows: 1885 Midway Street NW, Uniontown, Quarter Section 21SW Lake Township (Parcel No. 2015209).

THEREFORE BE IT RESOLVED that said Scott Deberte whose address is 2833 Gilbert Avenue NE, Canton, Ohio 44705 be notified by serving on him by certified mail with return receipt requested, a written copy of this resolution that said noxious weeds are growing on such lands and that 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 under Section 5579.05 of the Ohio Revised Code.

Seconded by Galen Stoll. Roll call votes were:

Ellis Erb yes
Sue Ruley yes
Galen Stoll yes

MEETING REPORTS:

None

FISCAL OFFICER'S REPORT:

- Board acknowledged the following transfers within a fund made by the Fiscal Officer, in accordance with Resolution No. 06-038:

07/01/06 \$6800.00 from 01-A-25 (Contingency Acct) to 01-D-02 (Improvement of Site – Cemetery)
07/01/06 \$42,000.00 from 11-B-02 (Material) to 11-B-3 (Contracts)
08/01/06 \$50,000.00 from 11-A-08 (Bldgs. & Additions) to 11-B-02 (Materials)
08/14/06 \$1062.00 from 1-A-25 (Contingency Acct.) to 1-A-15 (Workers' Comp)
08/14/06 \$2200.00 from 4-A-10 (Insurance) to 4-A-3 (Workers' Comp)
08/14/06 \$2200.00 from 9-A-12 (Insurance) to 9-A-3 (Workers' Comp)

- Board executed Purchase Orders as directed by the Fiscal Officer

PUBLIC SPEAKS:

- *John Martens, 11251 Bancroft Avenue NW, Uniontown:* Addressed the Board as a Boy Scout from Troop No. 10. Attending tonight's meeting as part of his citizenship/community requirement.

06-297 A resolution was made by Ellis Erb to adjourn the meeting at 7:57 p.m. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Sue Ruley	yes
Galen Stoll	yes

Ben Sommers, Fiscal Officer

Ellis Erb, President

Sue Ruley, Vice President

Galen Stoll, Member