

The Board of Lake Township Trustees met in regular session at 6:30 p.m., at 12360 Market Avenue North, Hartville, Ohio with the following members present:

Ellis Erb, Vice President
Galen Stoll, Member

Also Present:

Ben Sommers, Fiscal Officer	Joy Dingman
Rich Feller	John White
Sam Miller	Don Hensley
T. Renner	Don Myers
Mary Ann Kannam	K. Moss
Edward Bender	Don Wise
Jeremy Wise	Jerry Machamer
Charles Shephard	Marie Sommers
Charles Hall	

Mr. Erb opened the meeting and called for a moment of silence in honor of Sue Ruley.

06-380 A resolution was made by Ellis Erb approving the minutes of October 23, 2006, as submitted. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes

06-381 A resolution was made by Ellis Erb authorizing the payment of payroll for November 17, 2006, in the amount of \$36,772.16. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes

06-382 A resolution was made by Ellis Erb accepting/approving the Financial Status Report as of November 13, 2006, as submitted by the Lake Township Fiscal Officer. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes

06-383 A resolution was made by Ellis Erb authorizing the payment of bills as of November 13, 2006, in the amount of \$144,391.35. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes

CORRESPONDENCE

1. RPC – Stark County Housing Rehab Program
2. Notice of November 11 Pancake breakfast at Lexington Fire Department
3. Notice that October 28 Nimishillen Creek litter clean-up cancelled

4. Time Warner – Prices effective December 1
5. Copy of correspondence from Joe Underwood to Sharon Miller regarding Hoover Estates No. 2 Performance Bond Claim
6. Ohio Patrolmen’s Benevolent Association – Increase in membership dues
7. Notice of a November 14 Hartville Planning Commission meeting regarding a property split at the corner of Meandering Creek and Market Avenue
8. BWC – Survey
9. SWCD Site Inspection Reports for The Highlands and Zimber Ditch Projects
10. Copy of correspondence from Joe Underwood to Brian Berrey regarding the construction inspection report for Shepherd’s Gate No. 7
11. Metropolitan Sewer District – Requesting payment in the amount of \$2353.93 for manhole adjustment rings for 2006
12. Copy of correspondence from Joe Underwood to Greg Grisez regarding Heritage Glen No. 1 Construction Inspection Report
13. Ohio Department of Commerce – Notice regarding liquor permit renewals
14. Notice of Subdivision action for the Villas of St. James Place No. 3

DEPARTMENT REPORTS:

Police Department

- The Board acknowledged receipt of the Uniontown Police Department report for October 2006

Road Department

- None

Zoning Department

- The Board acknowledged receipt of the zoning department report for October 2006

Fire Departments/Fire Prevention Office

- The Board acknowledged receipt of the Greentown Fire Department 2006 Third Quarter Financial Report and monthly statistical report

OLD BUSINESS:

- Board reviewed, pursuant to Resolution No. 06-362, proposals/bids received for the purchase of certain computer equipment and laser printer (two bids were received) as follows:

1. Phyllis Quartz – Epson Action Laser Printer \$12.00
Intel Pentium III Processor (unit purchased 2000) -- \$50.00

Intel Pentium 4 Processor (unit purchased 2001 – Inventory #308) -- \$65.00

2. Thomas Bresson – Four computers & one printer – lump sum bid \$135.00

06-384 A resolution was made by Ellis Erb, pursuant to Resolution No. 06-362, accepting the bid from Thomas Bresson for the purchase of the following equipment:

1. Intel 120Mhz Pentium Processor, 16 Mb Ram, 6x CD-Rom Drive, 1.2 Gb hard drive, 15” monitor, keyboard/mouse – unit purchased 1996. (General Inventory No. 222)
2. Intel P4 1.5GHz Processor, 256Mb Ram, 52x CD-Rom Drive, 40GB hard drive, 17” monitor, keyboard/mouse/speakers – unit purchased 2001. (General Inventory No. 308)
3. Intel Pentium III Processor, 128 MB Ram, 52x CD-Rom Drive, 20GB hard drive, 17” monitor, keyboard/mouse/speakers – unit purchased 2000. (Zoning Inventory No. 62)
4. Intel Pentium III 733MHz Processor, 128 MB Ram, 12x CD-Rom Drive, 2.1GB hard drive, 17” monitor, keyboard/mouse/speakers – unit purchased 1997 and upgraded in 2000. (General Inventory #323)
5. Epson Action Laser 1500 printer. Includes power cord and printer cable. (General Inventory #321)

Board further added that all information and programs on this equipment has been removed and the items are sold “as is” and any equipment that is not taken will be donated to the Recycling Older Computers for Kids & Shut-Ins (R.O.C.K.S.) in North Canton. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes

- Board executed, pursuant to Resolution No. 06-372, a Gas Pipeline Construction Agreement between The Lake Township Board of Trustees and Olen Energy, Inc. for installation of a gas pipeline to the Midway Road Maintenance Building.

06-385 A resolution was made by Ellis Erb tabling the proposed changes to the Lake Township Employee Handbook until the next Board meeting in order to give additional time for review of proposed changes. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes

- Board discussed with legal counsel, Charlie Hall, the Township’s Sidewalk Policy. Mr. Hall explained that he understands that there is a request from subdivision engineer

to release a pending bond and recommended to the Board that before they consent to the County releasing the street bond, that the Board require the developer post with the Township either a cash or performance bond equal to at least 2 ½ times the estimated cost of completing construction of the sidewalks within the subdivision allotment. It was suggested that a time limit of two years be given as well for the completion of said sidewalks. Mr. Hall went on to recommend to the Board that they pass a resolution that would shift the responsibility from the Township to the adjacent private property owner for the removal of snow and ice from the sidewalks in front of their house/property.

- Board asked Mr. Hall to draft what is needed for the bond and time-limit issue for unfinished sidewalks within a subdivision. Mr. Hall will have this ready for the next Board meeting.

NEW BUSINESS:

- Mr. Hall discussed with the Board the process for filling the vacant position of Sue Ruley. He provided the Board with a copy of Ohio Revised Code Section 503.24 and gave a brief overview of this section of the Code. He suggested setting a cutoff time for the desired parties to submit a letter of interest for the position, arranging an interview with some of the individuals to be held in executive session and the appointment of such individual will have to take place in a public meeting.

06-386 A resolution was made by Ellis Erb, in reference to filling Sue’s position, that the Board will accept resumes, applications or letters of interest thru Friday, November 17, 2006 at 4:30 p.m. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes

- Board discussed with Charlie Hall the proposed Retirement Incentive Plan for Lake Township. Mr. Hall presented a draft of the Retirement Incentive Plan for the Board’s consideration.

06-387 A resolution was made by Ellis Erb adopting the Lake Township Retirement Incentive Plan for a period of December 1, 2006 and terminating on December 31, 2007. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes

NOTE: Copy of Plan attached to these minutes and made a part hereof.

06-388 A resolution was made by Ellis Erb scheduling a public hearing for Zoning Amendment No. 06-218ZA (text changes) for Monday, November 27, 2006 at 6:00 p.m. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes

- The Board executed the following Road Open Permits:
C-06-27 Dominion East Ohio – Repair test point and anode on Geib and Cain
C-06-28 Dominion East Ohio – Gas tie-in on Santry Circle
C-06-29 Dominion East Ohio – Gas tie-in on Burberry Circle

06-389 A resolution was made by Ellis Erb authorizing the township to enter into an agreement with Skipco Financial Adjusters, Inc. for the purpose of auctioning the following equipment:

- 1991 Chevrolet WT1500 ½ Ton pickup truck: Serial #1GCEC14Z2ME163995
- 1995 Navistar International dump truck (including Galion dump bed, reversible snow plow and tailgate salt spreader): Serial #1HTSDAANXTH302790
- 1997 Jeep Cherokee: Serial #1J4FJ68S7VL603110

Cost of the auction \$375.00 (\$125.00 per piece of equipment). Auction to be scheduled for Saturday, December 16, 2006 at 10:00 a.m., and advertised in the Canton Repository the weeks of November 18, 2006, November 25, 2006 and December 2, 2006. Skipco will accept no less than the minimum bid established by the Road Superintendent. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes

06-390 A resolution was made by Ellis Erb moving James Miller from the Board of Zoning Appeals to the Zoning Commission to fill the unexpired term of Richard Currie which continues through January 23, 2011. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes

06-391 A resolution was made by Ellis Erb appointing Rick Dye to the unexpired term of James Miller on the Board of Zoning Appeals which term continues through November 9, 2008. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes

06-392 A resolution was made by Ellis Erb appointing David Hayhurst to the Board of Zoning Appeals for a 5-year term which commences November 10, 2006 and continues thru November 9, 2011. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes

06-393 Mr. Erb made the following resolution:

Whereas, the Board of Lake Township Trustees, Stark County, Ohio believes that it is for the best interest of the township and its inhabitants to appoint alternate members to the Lake Township Board of Zoning Appeals; and

Whereas, the Board is empowered pursuant to the provisions of the Ohio Revised Code Section 519.13 to appoint two alternate members to the Township Board of Zoning Appeals,

Now Therefore Be It Resolved by the Board of Lake Township Trustees, Stark County, Ohio, that the following resident of the unincorporated area of the township be appointed as an alternate member of the Township Board of Zoning Appeals:

Brent Artman to fill the term, which term is effective immediately and runs through November 12, 2008.

An alternate member shall take the place of an absent regular member at any meeting of the Lake Township Board of Zoning Appeals. A regular member of the Lake Township Board of Zoning Appeals must give forty-eight (48) hours notice of non-attendance prior to the regularly scheduled meeting time. Less than forty-eight (48) hours notice may be given in the event of an emergency. The alternate of the Board of Zoning Appeals will be contacted immediately upon receipt of notice of the regular member's absence. When attending a meeting on behalf of an absent member, the alternate member may vote on any matter on which the absent member is authorized to vote. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb yes
Galen Stoll yes

- Board discussed the request from Greentown Fire Department for the allocation of \$85,000.00 from the township's fire capital improvement fund, to help with the purchase of a new pumper fire truck.

06-394 A resolution was made by Ellis Erb tabling the decision on the request from Greentown Fire Department for the allocation of funds from the township's capital improvement fund, until the Board has a chance to review the fund and take into consideration the new station on the south end of the township. Board will discuss this at their next regular meeting. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb yes
Galen Stoll yes

06-395 A resolution was made by Ellis Erb authorizing Christine Weyrick to carry over 80 hours of vacation from 2006 into 2007 due to the department being short on funds this year as well as the restriction of using only one week of vacation during the 2006 summer months during the layoffs. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb yes
Galen Stoll yes

- Board noted that No. 12 on the agenda has been removed, a request was not received.

06-396 A resolution was made by Ellis Erb authorizing Dan Allais to carry over 80 hours of vacation from 2006 into 2007, due to the department being short on funds this year as well as the restriction of using only one week of vacation during the 2006 summer months during the layoffs. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb yes
Galen Stoll yes

06-397 A resolution was made by Ellis Erb authorizing Dave White to carry over 40 hours of vacation from 2006 into 2007, due to the department being short on funds this year as well as the restriction of using only one week of vacation during the 2006 summer months during the layoffs. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb yes
Galen Stoll yes

06-398 A resolution was made by Ellis Erb amending the Uniontown Police Department Collective Bargaining Agreement to add the following language to Article 15 of the agreement: The Uniontown Police Department, being on a 24-hour, 7-day a week schedule, shall observe the day of the actual holiday and not the day it is observed by the township. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb yes
Galen Stoll yes

06-399 A resolution was made by Ellis Erb, based on information provided by the Zoning Department, to schedule a public hearing for Monday, November 27, 2006 at 6:05 p.m. to determine whether or not a nuisance exists at 1460 Edison Street NE, Hartville and to contact the current property owner and interested parties and advise them of said date and intention. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb yes
Galen Stoll yes

06-400 A resolution was made by Ellis Erb, based on information provided by the Zoning Department, to schedule a public hearing for Monday, November 27, 2006 at 6:10 p.m. to determine whether or not a nuisance exists at 13200 Cleveland Avenue NW, Uniontown and to contact the current property owner and interested parties and advise them of said date and intention. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb yes
Galen Stoll yes

06-401 A resolution was made by Ellis Erb, based on information provided by the Zoning Department, to schedule a public hearing for Monday, November 27, 2006 at 6:15 p.m. to determine whether or not a nuisance exists at 11362 Kent Avenue NE, Hartville and to contact the current property owner and interested parties and advise them of said date and intention. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb yes
Galen Stoll yes

06-402 A resolution was made by Ellis Erb, based on information provided by the Zoning Department, to schedule a public hearing for Monday, November 27, 2006 at 6:20 p.m. to determine whether or not a nuisance exists at 916-918 Camelia Street NW, Hartville and to contact the current property owner and interested parties and advise them of said date and intention. The regular Board meeting will start immediately following this public hearing. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb yes
Galen Stoll yes

06-403 A resolution was made by Ellis Erb tabling a decision for which street to be submitted to the Stark County Engineer's Office for the township's selection of the 2007 Speed Zone Study request until the next Board meeting. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb yes
Galen Stoll yes

MEETING REPORTS:

- None

FISCAL OFFICER'S REPORT:

- None

PUBLIC SPEAKS:

- None

06-404 A resolution was made by Ellis Erb adjourning the meeting at 7:15 p.m. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb yes
Galen Stoll yes

Ben Sommers, Fiscal Officer

Ellis Erb, President

Galen Stoll, Member

