

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, President
Galen Stoll, Vice President
John Arnold, Member

Also Present:

Ben Sommers, Fiscal Officer	Don Hensley
Joy Dingman	Hall Miles
Susan Miles	Mary Ann Kannam
Sam Miller	Janice Erb
Jerry S. Machamer	Jeremy Wise
Tom Renner	

Mr. Erb called the meeting to order at 6:30 p.m.

07-286 A resolution was made by Ellis Erb approving the minutes of July 23, 2007, as submitted. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-287 A resolution was made by Ellis Erb authorizing payment of payroll for August 10, 2007, in the amount of \$54,294.28. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-288 A resolution was made by Ellis Erb authorizing payment of payroll for August 24, 2007, in the amount of \$35,327.52. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-289 A resolution was made by Ellis Erb accepting/approving the Financial Report as of August 13, 2007, as submitted by the Lake Township Fiscal Officer. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-290 A resolution was made by Ellis Erb authorizing payment of bills as of August 13, 2007 in the amount of \$45,516.09. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

CORRESPONDENCE

1. Mercy Medical Center – Announcement of 100 year anniversary
2. Stark County RPC – New Life Episcopal Church
3. G.T. Contracting Inc. – soliciting Crack Sealing business
4. Stark Soil & Water Conservation – Site Inspection Reports
5. Amy Taylor – parking on street
6. OTA and CLOUT – legislative updates
7. The Center for Local Government – notification of upcoming Capital Asset seminar
8. SERB – notification of extension to complete health survey until August 24, 2007
9. Flint Trading, Inc. – PreMark Plus pavement markings
10. OTA – seeking information on townships experience with water wars
11. Stark County RPC – Highland Creek No. 1 Construction Inspection Report
12. Kristi Gray – township noise regulations
13. Stark County RPC – August 7, 2007 Agenda and minutes of July 3, 2007 meeting
14. Tzangas, Plakas, Mannos & Raies – Public Records Request
15. Mary Taylor, State Auditor – updated regarding HB 694 & HB 313
16. OTA – St. Albans Township seeking planning or development director
17. United States Post Office – survey
18. Ohio LTAP 2007 Training Announcement
19. Petition of Time Warner Cable with regards to WGGN(TV), Sandusky, Ohio
20. OTA – HB 154
21. Paul DeLuca – personal residence converted to rental
22. NEFCO – August Board agenda
23. Stark County Health Department – quarterly report
24. USDA – notification of “Owners Meeting”
25. AT&T – seeking interim agreement prior to SB117 being effective Fall 2007
26. Linda Hackathorn – regarding ditch at 3809 Sprucehave NW
27. Stark County RPC – Notice of Subdivision Action
28. Lake Chamber – notice of farewell reception for Bill Stetler
29. SCATS – Department of Transportation Public Hearing August 14, 2007
30. OTA – Fire District Information
31. Stark County Township Association – notification of August 16, 2007 meeting

- With reference to Correspondence No. 12 – The Stark County Sherriff has made two arrests for trespassing, people riding ATV's on the Dehoff property, and they plan to prosecute.

07-291 A resolution was made by Ellis Erb authorizing the Board to send a letter to Bill Stetler thanking him for his service to Lake Local Schools. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

DEPARTMENT REPORTS

Police Department

07-292 A resolution was made by Ellis Erb authorizing the purchase of a Dell laptop computer with a flat screen monitor, printer, mouse and keyboard, a 1.44 floppy drive and a 3.5 floppy drive, 3 desks, a computer desk and hutch, 2 book shelves, 3 center drawers for desks, 4 permanent Uniontown Police Department signs, a recorder upgrade for internal cameras, and microphones for a cost not to exceed \$7,000.00. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

- Board acknowledged receipt of the Uniontown Police Department July 2007 Statistical Report

07-293 A resolution was made by Ellis Erb recognizing the Uniontown Police Department for being “injury free” for 2006 and 2007. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

Road Department

- None

Zoning Department

- Board acknowledged receipt of Zoning Report for July 2007.

Fire Departments/Fire Prevention Office

- Greentown Fire Department submitted their June 2007 Statistical Report and June 30, 2007 Quarter End Report.

OLD BUSINESS:

07-294 Mr. Arnold made the following resolution:

WHEREAS, it appearing to the Board of Lake Township Trustees that the notice heretofore provided for by Resolution No. 07-275 adopted July 23, 20_07 , has been duly served by certified mail or by publication once in the a newspaper of general circulation in Stark County, Ohio, upon the person therein named, and that he has failed to cut or destroy the noxious weeds or show this Board cause why there is no need for doing so as required under Section 5579.05 of the Ohio Revised Code,

THEREFORE, BE IT RESOLVED that W.E. Love Landscaping whose address is 11199 Wright Rd., Uniontown, Ohio be employed by Lake Township Trustees for an amount not to exceed \$450.00 for labor, material and equipment, to cut or destroy said noxious weeds, and that a written report be made by this Board to the auditor of Stark County of the cost of the labor, material and equipment and a proper description of the premises, as provided in Section 5579.06, 5579.07 and other provisions of the Revised Code of Ohio. The payment of said labor, material and equipment shall, upon approval of this Board, be paid out of the township general funds.

Seconded by Ellis Erb. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-295 A resolution was made by Ellis Erb authorizing the Board to execute the Delivery & Acceptance Certificate for the new phone system pursuant to Resolution #07-166. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-296 Mr. Erb made the following resolution:

WHEREAS, the Lake Township Fire District, Lake Township, Stark County, Ohio, presently operates, in part, through funds generated by a one (1) mill, five-year levy for tax years 2003, 2004, 2005, 2006 and 2007.

WHEREAS, pursuant to Ohio Revised Code sections 505.48, 5705.19(I), and 5705.25, and upon due investigation and consideration the Board has determined that the amount of taxes which may be raised within the ten (10) mill limitation in and

for the Lake Township Fire District, Lake Township, Stark County, Ohio, for a five (5) year period of time being the tax years, 2008, 2009, 2010, 2011 and 2012, will be insufficient to provide an adequate amount for the purpose of providing and maintaining fire apparatus, appliances, buildings, or sites therefor, or sources of water supply and materials therefor, or for the establishment and maintenance of lines of fire alarm telegraph, or the payment of permanent, part-time, or volunteer firefighters or fire-fighting companies to operate the same, including the payment of the firefighters employer's contribution required under section 742.34 of the Revised Code, or to purchase ambulance equipment, or to provide ambulance, paramedic, or other emergency medical services operated by a fire department or fire-fighting company; for the Lake Township Fire District, Lake Township, Stark County, Ohio; and

WHEREAS, by reason of the facts above set forth, this Board has determined that it should, and by a contemporaneous resolution does, declare itself to submit to the electors of the Lake Township Fire District, Lake Township, Stark County, Ohio, at the General Election to be held November 6, 2007, the question of levying a replacement tax of one (1.0) mill outside the ten (10) mill limitation for the purpose of providing and maintaining fire apparatus, appliances, buildings, or sites therefor, or sources of water supply and materials therefor, or for the establishment and maintenance of lines of fire alarm telegraph, or the payment of permanent, part-time, or volunteer firefighters or fire-fighting companies to operate the same, including the payment of the firefighters employer's contribution required under section 742.34 of the Revised Code, or to purchase ambulance equipment, or to provide ambulance, paramedic, or other emergency medical services operated by a fire department or fire-fighting company; for the Lake Township Fire District, Lake Township, Stark County, Ohio, for a five (5) year period of time beginning in the tax year 2008 and ending with the tax year 2012.

NOW, THEREFORE, BE IT RESOLVED, that the submission of said proposal, the notice of election, the form of ballot, the certification of the levy as voted outside the ten (10) mill limitation, and the levying of such millage shall be in accordance with the provisions of Sections 5705.19 and 5705.29 and other related sections of the Revised Code of Ohio, in accordance with the statutes in such cases made and provided; and,

BE IT FURTHER RESOLVED that the form of ballot cast at such election shall be:
(A majority affirmative vote is necessary for passage.)

A replacement tax for the benefit of Lake Township, Stark County, Ohio for the purpose of providing and maintaining fire apparatus, appliances, buildings, or sites therefor, or sources of water supply and materials therefor, or for the establishment and maintenance of lines of fire alarm telegraph, or the payment of permanent, part-time, or volunteer firefighters or fire-fighting companies to operate the same,

including the payment of the firefighter's employer's contribution required under section 742.34 of the Revised Code, or to purchase ambulance equipment, or to provide ambulance, paramedic, or other emergency medical services operated by a fire department or fire-fighting company; at a rate not exceeding one (1.0) mill for each one dollar (\$1.00) of valuation, which amounts to ten cents (\$0.10) for each one hundred dollars (\$100.00) of valuation for a five (5) year period of time (being tax years, 2008, 2009, 2010, 2011, and 2012), commencing in 2008 and first due in calendar year 2009.

FOR THE TAX LEVY:

AGAINST THE TAX LEVY:

BE IT FURTHER RESOLVED that the Clerk of this Board be, and he hereby is, directed and authorized to proceed forthwith the certification hereof to the Board of Elections of Stark County, Ohio, pursuant to the provisions of Sections 5705.19 and 5705.25 and other related statutes and to proceed with all things necessary to be done in order to accomplish the purpose of this Resolution.

BE IT FURTHER RESOLVED that it is found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of this Board that resulted in such formal actions, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-297 A resolution was made by Ellis Erb, based on photos and information supplied by the Zoning Department on Monday, August 13, 2007, that the possible nuisance situation at 3000 Raymond Street NW, Uniontown, (abandoned/inoperable vehicle and miscellaneous debris piles around the house and accessory building) has been abated and the nuisance matter has been closed. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

NEW BUSINESS:

07-298 A resolution was made by Ellis Erb authorizing the Board to execute the SCOG Natural Gas Program Consent Form. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-299 A resolution was made by Ellis Erb authorizing a \$200 expenditure to the American Legion Post 436 for Memorial Day activities. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-300 A resolution was made by Ellis Erb authorizing the Board to execute the following Road Open Permits:

C-07-18: Dominion East Ohio (8616 Cauley) tie-in gas service

C-07-19: Dominion East Ohio (11279 Mogadore Avenue) tie-in gas service

Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-301 A resolution was made by Ellis Erb determining, pursuant to Ohio Revised Code Section 505.10, that the six (6) pieces of weight lifting equipment that were donated to the Uniontown Police Department a number of years ago are not needed and are unfit for use; therefore the Board authorizes that said weight lifting equipment be taken to Slesnick Structural Steel for scrap material upon which compensation will be received from vendor. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-302 A resolution was made by Ellis Erb accepting quote and authorizing Beaver Excavating Company to replace an 18" Storm Sewer at 3031 Mt. Pleasant Street for an amount not to exceed \$3,500.00 Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-303 A resolution was made by Ellis Erb based on information and photos provided by the Zoning Department, to schedule a public hearing for **Monday, August 27, 2007 at 6:15 p.m.** to determine whether or not a nuisance exists at 13504 Sunflower Avenue NW, Mogadore, 958 Pontius Street NW, Hartville, 3480 Abbey Street NW, Uniontown, 10997 Jan Circle NW, Uniontown, 2605 Mt. Pleasant Street NW, North Canton, 1281 Andrews Street NW, Hartville and to contact the current property owners and lienholder(s), if applicable, and advise them of said date and intention. The regular Board meeting will start immediately following this public hearing. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

MEETING REPORTS:

- Ellis Erb attended the homecoming at Lake Schools for the forty National Guardsmen who returned today after being deployed for 17 months in Iraq.

FISCAL OFFICER’S REPORT

07-304 A resolution was made by Ellis Erb authorizing the Board and Fiscal Officer to sign all Purchase Orders, Vouchers and Vendor’s Certificates. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

- July 23, 2007 Transfers – pursuant to Resolution No. 07-037:
\$12,000 from 9-A-12 (Insurance) to 9-A-8 (Supplies)
\$ 500 from 10-A-1 (Salaries) to 10-A-15 (Other Expenses)

PUBLIC SPEAKS

Hall Miles, 116 East Drive, Hartville; Addressed the Board as a member of Boy Scouts. He questioned the Board regarding the rights and responsibilities of the citizens of the township.

07-305 A resolution was made by Ellis Erb to go into executive session at 6:58 p.m. pursuant to ORC 121.22 (G)(1) to consider an employee matter to include the Trustees and Fiscal Officer. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-306 A resolution was made by Ellis Erb for the Board to return from executive session at 8:22 p.m. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-307 A resolution was made by Ellis Erb to return to regular session at 8:23 p.m. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-308 A resolution was made by Ellis Erb authorizing the Board to forward correspondence to the Ohio Patrolmen Benevolent Association Union Representative in response to a grievance filed by one of its member of which the board was notified in writing on August 3, 2007. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-309 A resolution was made by Ellis Erb adjourning the meeting at 8:24 p.m. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

Ben Sommers, Fiscal Officer

Ellis Erb, President

Galen Stoll, Vice President

John Arnold, Member

