

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:

Galen Stoll, President  
John Arnold, Vice President  
Ellis Erb, Member

Also Present:

Ben Sommers  
Tom Renner  
Mary Ann Kannam  
Don Wise  
Don Hensley  
Sam Miller  
Joy Dingman

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

08-440 A resolution was made by Galen Stoll approving the minutes of November 24, 2008, as submitted. Seconded by John Arnold. Roll call votes were:

Galen Stoll      yes  
John Arnold      yes  
Ellis Erb         yes

08-441 A resolution was made by Galen Stoll authorizing payment of payroll for December 12, 2008, in the amount of \$97,638.55. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll      yes  
John Arnold      yes  
Ellis Erb         yes

08-442 A resolution was made by Galen Stoll accepting/approving the Financial Report as of December 8, 2008, as submitted by the Lake Township Fiscal Officer. Seconded by John Arnold. Roll call votes were:

Galen Stoll      yes  
John Arnold      yes  
Ellis Erb         yes

08-443 A resolution was made by Galen Stoll authorizing payment of bills as of December 8, 2008 in the amount of \$667,791.07. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll      yes  
John Arnold      yes  
Ellis Erb         yes

- The Board noted that this amount reflects the final payment to the fire departments for 2008.

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**CORRESPONDENCE**

1. Certificate of Result of Election for 1.25 mill road levy
2. Love Insurance Agency – information about their services
3. Richard and Dusty Walker – thanking road department for replacing their mailbox
4. Citizens’ Advisory Council – December 11<sup>th</sup> agenda
5. Delores Armstrong – Uniontown Greenlawn Cemetery
6. Stark County Utility Coordination Meeting – December 10<sup>th</sup> agenda
7. Anthony Tenaglia – semi truck parking on Kennedy Street NW
8. Medical Mutual of Ohio – information about reporting requirements
9. OTA/CLOUT – legislative alerts
10. Time Warner Cable – notification of networks due to expire
11. OTA – information request
12. Stark County Budget Commission – Certificate of Estimated Resources for the Budget Year beginning January 1<sup>st</sup>, 2009 (final/signed)
13. Stark County Township Association – notice of December meeting
14. Stark County Treasurer – copy of estate and inheritance tax
15. Plain Township – notice of Bicentennial celebration
16. OTA – information request
17. National Lime & Stone Company – price list
18. Stark County RPC – December 9<sup>th</sup> agenda
19. Stark Soil & Water Conservation District – site inspection report (TAC Dev. Retail)
20. Stark County Engineer – seeking township’s selection of roadway for 2009 speed study

In Reference to the following Correspondence:

No. 7 - Steve Lacey, Zoning Administrator, is addressing

No. 20 - The Board will consider what road to submit for speed study

**DEPARTMENT REPORTS**

**Police Department**

08-444 A resolution was made by Galen Stoll acknowledging the receipt of the UPD Statistical Report for November 2008. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

08-445 A resolution was made by Galen Stoll approving the request from Michael Batchik to bank 40 hours of vacation from 2008 towards retirement, pursuant to Article 14 of the Collective Bargaining Agreement. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

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- Don Hensley read a letter which served as his notice of retirement as Chief of the Uniontown Police Department effective midnight on December 31, 2008. He expressed his gratitude to Mr. Sommers for all his help and thanked the Board for their confidence in him during his time as Chief.
- The Board thanked Chief Hensley for his service.

08-446 Mr. Stoll moved the adoption of the following resolution

WHEREAS, Uniontown Police Chief Don Hensley has tendered his letter of resignation and retirement; and

WHEREAS, by reason thereof, the Fiscal Officer and Additional Legal Counsel have recommended payment of certain leave and benefits pursuant to the Lake Township Employee Handbook, the Uniontown Police District Collective Bargaining Agreement and certain applicable provisions of the Ohio Revised Code; and,

NOW THEREFORE IT IS HEREBY RESOLVED, that we accept the resignation, and that we also approve the retirement, of Chief Don Hensley effective December 31, 2008 at 12:00 midnight and that we allow Chief Hensley to be placed on paid administrative leave, effective immediately and through December 31, 2008.

BE IT FURTHER RESOLVED, that upon verification that Chief Hensley has returned all of his Department issued equipment, the Fiscal Officer is authorized to pay the sick leave, vacation leave and other benefits pursuant to the Lake Township Employee Handbook and the Uniontown Police Department's union contract and to also pay the COBRA (medical only) premium through June 30, 2009; and,

BE IT FURTHER RESOLVED, that the Fiscal Officer is further authorized to perform any other act that is reasonable and necessary to process the Chief's retirement with the State of Ohio Police and Fire Pension Retirement System, Public Employee's Retirement System and/or the Social Security Administration; and,

BE IT FURTHER RESOLVED, that the Uniontown Police Department's Chain of Command will remain in effect pending further future action by this Board.

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 Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

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**Road Department**

- None

**Zoning Department**

- The Board acknowledged receipt of the November 2008 Zoning Report.

**Fire Departments/Fire Prevention Office**

- The board accepted the Greentown Volunteer Fire Department September 30, 2008 Quarter End Report and the Profit & Loss Budget Overview for October 2008 through September 2009.

**OLD BUSINESS:**

- None

**NEW BUSINESS:**

08-447 A resolution was made by Galen Stoll executing the following road open permits:

A-08-18: Dominion East Ohio Gas (3351 Alderglen Street) tie-in new gas service

A-08-15: Dominion East Ohio Gas (2276 Grimsby Street) tie-in new gas service

A-08-16: Dominion East Ohio Gas (Maxwell Circle, NW) tie-in new gas service

A-08-17: Dominion East Ohio Gas (8534 Sweeney Avenue) tie-in new gas service

A-08-19: Dominion East Ohio Gas (11056 Peach Glen) tie-in new gas service

Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

08-448 A resolution was made by Galen Stoll to waive the hearing and authorize the Fiscal Officer to execute the "Notice to Legislative Authority" from the Ohio Division of Liquor Control for Congress Lake Club Co. dba The Congress Lake Club. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

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**MEETING REPORTS:**

- None

**FISCAL OFFICER'S REPORT**

08-449 A resolution was made by Galen Stoll authorizing the Board and Fiscal Officer to sign all Purchase Orders, Vouchers and Vendor's Certificates. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

08-450 A resolution was made by Galen Stoll authorizing the distribution of the 2009 Fire and EMS Funds. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

NOTE: Copy of distribution is attached and made a part hereof.

08-451 Mr. Stoll motioned to authorize the Fiscal Officer of Lake Township to request an Amended Certificate from the Stark County Budget Commission, which would allow the Lake Township Board of Trustees to make the following budgetary adjustments in the 2008 Appropriations Budget and the 2008 Receipts Budget. These adjustments are due to the transfer of revenue to Capital Project Funds from the funds listed below:

**2008 Budgetary Adjustment**

<u>Fund</u>	<u>Amount</u>	<u>Reason</u>
#14E CAPITAL PROJECT FUND - TWP.MAINTENANCE BLDS	\$300,000.00	Funds were transferred from the #4 Road & Bridge Fund per Res. #08-435
#14F CAPITAL PROJECT FUND - UPD BLDS.	\$300,000.00	Funds were transferred from the #9 Police District fund per Res. #08-436

Total budgetary adjustments: \$ 600,000.00

Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

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08-452 Mr. Stoll motioned to authorize the Fiscal Officer of Lake Township to request an Amended Certificate from the Stark County Budget Commission, which would allow the Lake Township Board of Trustees to make the following budgetary adjustments in the 2008 Appropriations Budget and the 2008 Receipts Budget. These adjustments are due to the transfer of revenue to Capital Project Funds from the funds listed below:

**2008 Budgetary Adjustment**

<u>AMOUNT</u>	<u>FUND NAME</u>	<u>REASON</u>
\$267,000.00	#1 General Fund	Additional Property Taxes, Interest, Cable Franchise Fees, & Estate Taxes
\$44,000.00	#3 Gasoline Tax	Additional Gasoline Taxes
\$20,000.00	#4 Road & Bridge Fund	Additional Property Taxes
\$3,631.90	#5 Cemetery Fund	Additional Revenue
\$24,000.00	#5A Greenlawn Cemetery Fund	Additional Revenue
(\$240.31)	#7A Uniontown Light. Dist.	Less Property Taxes
(\$2,074.93)	#7B Greentown Light. Dist.	Less Property Taxes
(\$19.85)	#7C Mt. Pleasant Light. Dist.	Less Property Taxes
\$27.54	#7D Willowhurst Light. Dist.	Less Property Taxes
(\$4,950.00)	#9 Police District	Less Property Taxes
(\$11,182.00)	#10 Fire District	Less Property Taxes
(\$6,182.00)	#11 Road District	Less Property Taxes
(\$15,000.00)	#14 Reserve Fund - General	Not going to make transfer
\$400,000.00	#14D Capital Project Fund - Twp. Adm Bldg.	Future Transfer from Gen. Fund
(\$3,911.00)	#20 EMS Fund	Less Property Taxes
(\$158.00)	#22 Drug Law Enforcement Fund	Less Revenue
\$82,000.00	#23 Permissive MVL Tax	Additional Tax Collected
\$640.20	#33 Law Enforcement Educ. Fund	Additional Revenue

Total of all budgetary adjustments listed above: \$ 797,581.55

Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

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- The Board acknowledged transfers made within a fund on November 10, 2008, pursuant to Resolution Number 08-036:

\$18,000.00 from 11-A-5 (Supplies) to 11-A-2 (Employer's PERS)  
\$ 5,000.00 from 11-A-5 (Supplies) to 11-A-4 (Tools & Equipment)

**PUBLIC SPEAKS**

- None

08-453 A resolution was made by Galen Stoll adjourning the meeting at 6:52 p.m. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

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Ben Sommers, Fiscal Officer

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Galen Stoll, President

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John Arnold, Vice President

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Ellis Erb, Member