

The Board of Lake Township Trustees met at 6:20 p.m. for the purpose of conducting a Public Hearing for the consideration of a possible nuisance situation at 3251 State Street NW, North Canton and 2961 Lancer Street NW, North Canton followed by a Public Hearing at 6:30 p.m. to consider and adopt the 2010 Lake Township Budget, with the regular meeting to immediately follow. The following members were present:

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

Also Present:

Ben Sommers  
Mary Ann Kannam  
Sam Miller  
Susan Miles  
Marla Bailey  
Steve Lacey  
Jack Coontz  
Joy Dingman  
Jackson Miles  
Andy Bailey  
Melissa Link

Mr. Stoll called the meeting to order and opened the Public Hearing at 6:20 p.m. for possible nuisances at 3251 State Street NW, North Canton and 2961 Lancer Street NW, North Canton.

09-273 A resolution was made by Galen Stoll based on the information supplied by the Zoning Administrator, dismissing the current nuisance abatement process, as scheduled under Resolution No. 09-242, for the property at 2961 Lancer Street NW, North Canton, due do the property now being mowed, therefore bringing it into compliance. Seconded by John Arnold. Roll call votes were:

Galen Stoll        yes  
John Arnold        yes  
Ellis Erb            yes

The Board reviewed the information and photographs provided by the Zoning Administrator for 3251 State Street NW, North Canton due to inoperable vehicles. Mr. Stoll called for anyone who would like to speak for/or against these matters, hearing none, the board discussed the matters.

09-274 A resolution was made be Galen Stoll determining, pursuant to Ohio Revised Code Section 505.86 or 505.87, and based on, in part, information and photos provided by the Zoning Department, that a nuisance **does** exist at **3251 State Street NW, North Canton**, due to, **abandoned/inoperable vehicle(s)**. Further resolving that the owner of such premises is hereby ORDERED to clean up said items and abate said nuisance from the premises within seven (7) days after receipt of certified notice. If said nuisance is not abated within seven (7) days, this Board will obtain quotes and begin the process to provide for such abatement, control or removal. Any expenses so incurred by this

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Board will be entered upon the tax duplicate and will be a lien upon the land from the date of entry. The property owner may contact this Board within seven (7) days and enter into an agreement with said Board providing for either party to the agreement to perform the removal. The property owner(s) and/or lienholder(s) were notified by regular mail, certified mail and by posting on the premises that the Board was holding a Public Hearing on this matter on July 27, 2009 and action would be taken. The property owner(s) and/or lienholder(s) **were not** present. A NOTICE TO ABATE THE NUISANCE and a copy of this resolution will be sent to the property owner(s) and/or lienholder(s) by certified and regular mail. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

09-275 A resolution was made by Galen Stoll closing the Public Hearing. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

Mr. Stoll called to order the Public Hearing at 6:30 p.m. to consider and adopt the 2010 Lake Township Budget.

Mr. Stoll called for public comment, hearing none; Mr. Stoll closed the public comment.

09-276 Mr. Stoll made the following resolution:

WHEREAS, the Lake Township Board of Trustees must submit a 2010 Alternative Tax Budget to the Stark County Budget Commission as required by ORC Section 5705.281 by August 20th, 2009, and

WHEREAS, the Fiscal Officer of Lake Township has prepared said Budget in the format requested by the Stark Budget Commission,

Now, therefore, be it resolved in accordance with Ohio Revised Code, Board of Trustees of Lake Township authorize the Fiscal Officer of Lake Township, Stark County to submit the 2010 Budget Request for Lake Township as presented to the board of trustees in the amount of **\$12,554,599.50**.

Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

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09-277 A resolution was made by Galen Stoll adjourning the meeting at 6:33 p.m. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

Galen Stoll called to order the regular meeting at 6:33 p.m.

09-278 A resolution was made by Galen Stoll approving the minutes of July 14, 2009, as submitted. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

09-279 A resolution was made by Galen Stoll authorizing payment of payroll for July 31, 2009, in the amount of \$9,224.35. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

09-280 A resolution was made by Galen Stoll authorizing payment of payroll for August 7, 2009, in the amount of \$39,917.04. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

09-281 A resolution was made by Galen Stoll accepting/approving the Financial Report as of July 27, 2009, 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

09-282 A resolution was made by Galen Stoll authorizing payment of bills as of July 27, 2009 in the amount of \$63,286.83. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

**CORRESPONDENCE**

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1. AGCO – request for survey on recent equipment purchase
2. Ohio Department of Public Safety – license tax audit findings (Green, Ohio)
3. Ohio Department of Public Safety – tax distribution reports (x2)
4. Sternberg Lighting – information about their product
5. OTA – legislative alert
6. OTA – August edition of Grassroots Clippings
7. Deerfield Seminars – information about Wage-Hour and FMLA seminar
8. American Fireworks – Lions Club festival fireworks display
9. Stark County Building Department – notice about permits
10. Fund for Our Economic Future – update on EfficientGovNow grant program
11. William Bell – sidewalk on Salem
12. OTA – request for information (Swanecreek Township)
13. Ted Mihaila – vacant lot mowing @ 2613 MacDuff in St. James Allotment
14. Stark County Commissioners – electric aggregation
15. ODOT – Illicit Discharge Detection & Elimination Workshops
16. Stark County Health Department – mosquito spraying schedule
17. OTA – information requests (Genoa Twp. & OTA)
18. Tim Brown – question about ditch on Leafland
19. OTA – legislative alert

In reference to the following correspondences:

- No. 14 - Issue will be placed on the November ballot
- No. 17 - Christy Bresson responded

**DEPARTMENT REPORTS**

**Police Department**

- None

**Road Department**

- None

**Zoning Department**

- None

**Fire Departments/Fire Prevention Office**

- None

**OLD BUSINESS:**

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- None

**NEW BUSINESS:**

09-283 A resolution was made by Galen Stoll authorizing the Board to execute the Enrollment Form for the 2009/2010 CAK Safety Council and further authorize an amount not to exceed \$95.00, payable to the Green Chamber of Commerce, 3700 Massillon Road, Suite 115, Uniontown, OH 44685, for the season pass. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

09-284 Mr. Arnold moved to adopt the following resolution:

WHEREAS, the Stark Council of Governments (SCOG) has represented the mutual interests of all Stark County political subdivisions in area of health, safety and welfare such as the Crime Lab, METRO, fire safety programs and communications issues for over two decades; and

WHEREAS, SCOG has been funded pursuant to an alternative formula agreement for the apportionment of undivided local government tax funds under Chapter 5747 of the Ohio Revised Code by a majority vote of SCOG’s membership from 1989 through 1999 and from 2000 through 2009; and

WHEREAS, a meeting of the general membership of SCOG was held on June 9, 2009, for the purpose of reviewing a professionally, independently prepared “Decennial Review of Methods of Apportioning 2010 through 2019 Funds” and the Allocation and Executive Committees recommended the continuation of the alternative method wit slight modifications; and the general membership unanimously adopted the recommendations;

NOW, THEREFORE, be it resolved by the Board of Trustees of Lake Township, Stark County, Ohio, that:

Section 1. Pursuant to Section 5747.53 and Chapter 5747 of the Ohio Revised Code, which authorizes the County Budget Commission to apportion the Undivided Local Government Fund under and alternative method or on formula basis, the Board of Trustees of Lake Township, Stark County, Ohio hereby approves the continuation of the Alternative Method for apportioning the Stark County Undivided Local Government Fund, adding 2008 actual allocations to the calculation of the “floor amount” and increasing the amount to SCOG to 9% for 2010 and beyond or until adjusted. Approval is further granted for the Stark County Budget Commission to apportion the 2010

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through 2019 Stark County Undivided Local Government Fund according to the Alternative Method.

Section 2. The President of the Board of Trustees, on behalf of the Board of Trustees of Lake Township, Stark County, Ohio is authorized and directed to execute the Alternative Method Agreement.

Section 3. This resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the citizens of Lake Township, Stark County, Ohio; the emergency being timely compliance with fiscal deadlines leading to the implementation of SCOG funding by 2010.

Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

09-285 A resolution was made by Galen Stoll authorizing the Board to execute the following cemetery deed:

Woods Cemetery, Lot 333, Section South, containing two burial sites

Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

09-286 A resolution was made by Galen Stoll authorizing the Board to execute the Ohio Workers' Compensation State Fund Service Contract with The Frank Gates Service Company beginning July 1, 2009. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

09-287 A resolution was made by Galen Stoll authorizing the Board to execute the following Road Open Permit:

D-09-13: Dominion East Ohio Gas (1945 Lake Center St. NW) for a gas tie-in

Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

09-288 A resolution was made by Galen Stoll accepting the standard "Notice of Sidewalk Maintenance" form letter as drafted by legal counsel and authorizing said letter be

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mailed to residents, as needed, by the Lake Township Road Superintendent. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

09-289 Mr. Stoll made the following resolution:

WHEREAS, The Board of Lake Township Trustees, having been informed in writing that Canada Thistle and Wild Carrot are growing on the lands in charge of Scott and Wilma Yoder in this township, described as follows: Parcel 1904907, 10149 Schlabach Ave. NE, Section 25 NW, Lake Township.

THEREFORE, BE IT RESOLVED that said Scott and Wilma Yoder whose address is P.O. Box 894, Hartville, OH 44632 be notified by serving on him/her/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 they must be cut or destroyed within five (5) days after the service of such notice or show this Board cause why there is not need for doing so under Section 5579.05 of the Ohio Revised Code.

Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

**MEETING REPORTS:**

- None

**FISCAL OFFICER'S REPORT**

09-290 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

09-291 A resolution was made by Galen Stoll accepting the Second Quarter Report for the 2009 Manning Group Grant Agreement. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

- The Board acknowledged the following Transfer within a Fund made on July 1, 2009, pursuant to Resolution No. 09-024:

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<u>DATE</u>	<u>AMOUNT</u>	<u>FROM</u>	<u>TO</u>
7/1/09	\$1,000.00	1-A-26 (Other Expenses)	1-A-15 (Workers' Comp)
<i>(Purpose:</i>		<i>To provide for needed appropriations in Workers' Comp Account)</i>	

**PUBLIC SPEAKS**

Jackson Miles, 116 East Drive, Hartville; Jackson Miles addressed the Board as a member of Boy Scout Troop 12. He attended the meeting as a requirement for his Citizenship in the Community Merit Badge.

09-292 A resolution was made by Galen Stoll to enter into executive session at 6:53 p.m. pursuant to ORC 121.22 (G)(1)(4) to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee and to include the Trustees, Fiscal Officer and Police Chief. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

09-293 A resolution was made by Galen Stoll to return from executive session at 8:08 p.m. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

09-294 A resolution was made by Galen Stoll adjourning the meeting at 8:09 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

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