

The Board of Lake Township Trustees met at 6:15 p.m. for the purpose of conducting a Public Hearing to consider a proposed resolution to place portions of an unnamed and unimproved alley in Greentown, Lake Township, on unimproved/non-maintained status 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  
Jim Flem...  
Chad Ritchey  
Mary Ann Kannam  
Melissa Link

Jack Coontz  
Bob Freeland  
Joy Dingman  
Sam Miller  
Don Wise

Mr. Stoll called the public hearing to order and called for public comment, hearing none, Mr. Stoll closed the public comment portion of the meeting.

The Board discussed the proposed resolution. The Board noted that the previously land locked property owned by the Greentown Athletic Association that would now be accessible may not be used as a parking lot. The Board also stated that the improved portion of the alley will not be paved immediately, allowing for heavy equipment to remove some trees without causing undo wear and tear to a newly improved road.

09-313 Mr.Stoll, moved for the adoption of the following resolution:

WHEREAS, the Greentown Athletic Association and certain adjoining property owners have requested portions of an unimproved and unnamed alley within Greentown, Lake Township, to be vacated or placed upon nonmaintained status and

WHEREAS, upon consideration of the request, and while anticipating the potential future need for such an unimproved and unnamed alley to be improved, the Board of Trustees pursuant to ORC 5571.20 (B) by its resolution of April 27, 2009, requested the Stark County Engineer to survey and create an adequate description to separately delineate the improved portion of said alley and the unimproved portions of said alley, and

WHEREAS, the Board of Trustees received the necessary advisory opinion and legal description from the Stark County Engineer dated June 10, 2009; copies of which are attached hereto and incorporated herein by reference as if fully rewritten herein; and

WHEREAS, ORC 5571.20 (A) provides that prior to adopting a resolution that places a road on nonmaintained status, the board shall hold at least two public hearings to

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allow for public comment on the proposed resolution; and, that the board shall publicize the times and place of the hearings by causing a notice to be published in a newspaper of general circulation in the county in which the road is located at least ten days prior to the date of the first meeting, and that if the township maintains a website on the internet, the same notice shall also be posted on that web site at least ten days prior to the first hearing; and

WHEREAS, the Lake Township Board of Trustees, pursuant to the requirements of ORC 5571.20 (A) gave notice and held two public hearings to allow for public comment on the proposed resolution to place portions of an unnamed and unimproved alley in Greentown, Lake Township, on unimproved status, and that the public hearings were held immediately prior to the Lake Township Board of Trustees regular meeting on Monday, August 10, 2009 at 6:15 pm, and again on Monday, August 24, 2009 at 6:15 pm.

NOW THEREFORE, BE IT RESOLVED, pursuant to the statutory authority of ORC 5571.20(A) that based upon the necessary advisory opinion and legal description from the Stark County Engineer dated June 10, 2009; copies of which are attached hereto and incorporated herein by reference as if fully rewritten herein; and, based upon the comments received during the public comment periods, that all but seventy feet (70') of the portions of an unimproved and unnamed alley within Greentown, Lake Township, shall be placed upon nonmaintained status; and,

BE IT FURTHER RESOLVED, that the Lake Township Road Superintendent and the Lake Township Road Department shall construct and maintain the seventy feet (70') of said unnamed alley, as a gravel township road; and,

BE IT FURTHER RESOLVED, that the Lake Township Board of Trustees, pursuant to ORC 5547.05 does hereby approve a Lake Township Road Right of Way Revocable Use Permit with Chad J. and Patty A. Ritchey, 9818 Brown Avenue NW, Uniontown, Ohio 44685 (PPN 2001155); and,

BE IT FURTHER RESOLVED, that the improved and constructed portion of said alley shall hereafter be named "Brown Avenue extension".

Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

09-314 A resolution was made by Galen Stoll closing the Public Hearing at 6:23 p.m.

Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

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Galen Stoll called to order the regular meeting at 6:24 p.m.

09-315 A resolution was made by Galen Stoll approving the minutes of August 10, 2009, as submitted. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	abstain
John Arnold	yes
Ellis Erb	yes

09-316 A resolution was made by Galen Stoll authorizing payment of payroll for August 31, 2009, in the amount of \$9,069.35. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

09-317 A resolution was made by Galen Stoll authorizing payment of payroll for September 4, 2009, in the amount of \$37,925.45. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

09-318 A resolution was made by Galen Stoll accepting/approving the Financial Report as of August 24, 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

09-319 A resolution was made by Galen Stoll authorizing payment of bills as of August 24, 2009 in the amount of \$32,418.58. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

**CORRESPONDENCE**

1. OTA – Liberty Township general request for information
2. Stark County Health Department – mosquito spraying schedule
3. Canton Municipal Court – State Fines & Forfeiture Breakdown Report
4. Ohio Department of Public Safety – tax distribution reports (x2)
5. Ohio Plan – information about program enhancements
6. Ohio DAS – information about Oracle Database Products
7. OTA – township general question regarding public meetings
8. Miami University – 2009 Southwest Ohio Local Government Wage/Benefit Survey
9. Stark County RPC – HRM Estates Allotment

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10. OTA – Prairie Township request for information
  11. NEFCO – August Board meeting Agenda
  12. Stark County Engineer – announcement of road closing (Smith Kramer)
  13. Wunderlich Securities – notice about changes to account
  14. Stark-Tusc-Wayne JSWMD - notice of upcoming meeting regarding yard waste program
- In reference to Correspondence No. 14 - Ben Sommers and Christy Bresson will attend this mandatory meeting on September 1, 2009

**DEPARTMENT REPORTS**

**Police Department**

- The Board acknowledged receipt of the July 2009 UPD Statistical Report.

**Road Department**

- None

**Zoning Department**

- None

**Fire Departments/Fire Prevention Office**

- None

**OLD BUSINESS:**

09-320 A resolution was made by Galen Stoll authorizing participation in the Stark County Co-Operative Purchasing program, pursuant to Resolution No. 09-098, for purchase of 4500 tons +/- of salt for the 2009/2010 season at \$47.09/ton. Seconded by Ellis Erb.  
Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

**NEW BUSINESS:**

09-321 A resolution was made by Galen Stoll authorizing the Board to execute a service agreement with the Northeast Ohio Division of Time Warner Cable, a division of time Warner Entertainment Co., LP for a Period of 36 months, for renewal of our existing Road Runner service a 2930 Edison Street, Uniontown (Uniontown Police Department), for a monthly Road Runner Business Class Small Business Tier with one (1) static IP

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Address, 1 Block of E-Mail and web hosting. The Board further acknowledges that there will be no changes in the monthly fee for this contract. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

09-322 A resolution was made be Galen Stoll authorizing the purchase of the following electronic fleet management equipment and service for the Uniontown Police Department, from Interfleet, Inc. (8 South Tyson Avenue, Floral Park, NY 11001, under Federal Government Purchasing Contract No. GS-07F-0188U), et al for an amount not to exceed \$7,000.00. Cost to include:

- 8 -- AVL Units & Ancillary Hardware
- 1 -- web configuration
- Management Reports (no charge):
  - Activity Summary Report
  - Stops Report
  - Vehicle Status Report
  - Work Record Report
  - Speed Exception Report
- Installation (if needed)
- Web Training (if needed)

In addition, the Board further authorizes an ongoing monthly service fee for 8 units with 1-minute update intervals. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

09-323 A resolution was made by Galen Stoll authorizing the Board to execute the following cemetery deed:

Uniontown Greenlawn Cemetery, Lot 57, Section M, Graves 3 & 4

Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

09-324 A resolution was made by Galen Stoll authorizing the installation of 10mph speed limit signs at the Township Park. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

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09-325 Mr. Stoll, moved for the adoption of the following resolution:

WHEREAS, The Board of Lake Township Trustees, having been informed in writing that Wild Carrot are growing on the lands in charge of Citi Mortgage Inc. in this township, described as follows: Parcel 1902250, 3475 Cheyenne Trail St. NE, Section 24 SW, Lake Township.

THEREFORE, BE IT RESOLVED that said Citi Mortgage Inc. whose address is 1000 Technology Dr., Ofallon, Missouri 63366 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 AND MISCELLANEOUS:**

- The Board discussed the problems with illegal dumping at the Recycling Center; treated lumber is one of the items that is not acceptable. They want the public to know that the area is now being patrolled by the Uniontown Police Department and suggested a sign be posted stating this. A possible upgrade to the video monitoring system was also discussed. The site is open year round, dawn to dusk and if problems continue the hours may have to be reduced or discontinued altogether. The Board encouraged the public to call the Uniontown Police Department if they witness someone dumping illegal items.

09-326 A resolution was made by John Arnold authorizing the installation of a sign at the Recycling Center stating that the premises is patrolled by Uniontown Police Department and to call 330-699-6444 if you see someone dumping illegally. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

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**FISCAL OFFICER'S REPORT**

09-327 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 John Arnold.  
Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

09-328 Mr. Stoll moved to adopt of the following resolution:

WHEREAS, Lake Township has five (5) Lighting Districts, Uniontown, Greentown, Mt. Pleasant, Willowhurst, and Windgate, and

WHEREAS, the Lake Township Board of Trustees must authorize the fiscal officer to certify the amounts needed to assess each parcel for the cost of street lighting in each lighting district in Lake Township to the Stark County Auditor, and

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

The Lake Township Fiscal Officer is hereby authorized to certify to the Stark County Auditor the 2009 Annual Street Lighting Assessments for Lake Township, and

The assessments shall be collected and distributed to the Lake Township Board of Trustees in the year 2010 as follows:

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# LAKE TOWNSHIP

## TAX YEAR 2009 LIGHTING ASSESSMENTS SUMMARY

(To be collected in 2010)

**Res. #09- \_\_\_\_\_**

**Passed: August 24, 2009**

	Current Number of parcels	Annual Assessment per parcel	Total Annual Assessment
<b><u>UNIONTOWN LIGHTING DISTRICT:</u></b>			
Uniontown	942	20.40	19,216.80
Enclave #1, 2, & 3	76	20.40	1,550.40
Forest Meadows #1 & 2	39	20.40	795.60
Heritage Glen #1, 2, & 3	81	20.40	1,652.40
Hoover Estates #1 & 2	168	20.40	3,427.20
The Highlands #1 & 2	<u>99</u>	20.40	<u>2,019.60</u>
Subtotal	1405		28,662.00

<b><u>GREENTOWN LIGHTING DISTRICT:</u></b>			
Greentown	498	46.90	23,356.20
Greentree #3 & Dotwood Acres #1 & 2	37	46.90	1,735.30
Greentree #6 - 10	250	46.90	11,725.00
St. Ives #5 & 6	74	46.90	3,470.60
The Boroughs #5 & 6	<u>70</u>	46.90	<u>3,283.00</u>
Subtotal	929		43,570.10

<b><u>MT. PLEASANT LIGHTING DISTRICT:</u></b>			
Mt. Pleasant	277	4.50	1,246.50
Chestnut Ridge	35	4.50	157.50
Highland Creek #1 - 3	116	4.50	522.00
St. Ives #2, 7, 9, & 10	78	4.50	351.00
St. James #1 - 9	262	4.50	1,179.00
Villas of St. James #1	<u>26</u>	4.50	<u>117.00</u>
Subtotal	794		3,573.00

<b><u>WILLOWHURST LIGHTING DISTRICT:</u></b>			
Willowhurst	34	4.00	136.00

<b><u>WINDGATE LIGHTING DISTRICT:</u></b>			
Windgate	16	74.24	1,187.84

GRAND TOTAL OF ALL DISTRICTS PARCELS :	<hr style="width: 100%;"/> 3,178	<hr style="width: 100%;"/> 77,128.94
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Be it further resolved, that the total amount to be collected in 2010 for all five (5) street lighting districts in Lake Township equals Seventy-seven Thousand One Hundred Twenty-eight and 94/100 dollars (\$77,128.94).

Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

**PUBLIC SPEAKS**

- None

09-329 A resolution was made by Galen Stoll to enter into executive session at 6:40 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, Police Chief and legal counsel. No action will be taken. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

09-330 A resolution was made by Galen Stoll to return from executive session at 8:23 p.m. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

09-331 A resolution was made by Galen Stoll adjourning the meeting at 8:24 p.m. Seconded by John Arnold. 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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