

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:

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

Also Present:

Ben Sommers
Dan Kamerer
Joy Dingman
Mary Ann Kannam

Jack Coontz
Bob Fonte
Tom Renner

John Arnold called the meeting to order at 6:30 p.m.

10-087 A resolution was made by John Arnold approving the minutes of February 8, 2010, as submitted. Seconded by Ellis Erb. Roll call votes were:

John Arnold yes
Ellis Erb yes
Galen Stoll yes

10-088 A resolution was made by John Arnold authorizing payment of payroll for February 26, 2010, in the amount of \$38,782.97. Seconded by Galen Stoll. Roll call votes were:

John Arnold yes
Ellis Erb yes
Galen Stoll yes

10-089 A resolution was made by John Arnold authorizing payment of payroll for March 5, 2010, in the amount of \$52,885.21. Seconded by Ellis Erb. Roll call votes were:

John Arnold yes
Ellis Erb yes
Galen Stoll yes

10-090 A resolution was made by John Arnold accepting/approving the Financial Report as of February 22, 2010, as submitted by the Lake Township Fiscal Officer. Seconded by Galen Stoll. Roll call votes were:

John Arnold yes
Ellis Erb yes
Galen Stoll yes

- 10-091 A resolution was made by John Arnold authorizing payment of bills as of February 22, 2010 in the amount of \$92,292.59. Seconded by Ellis Erb. Roll call votes were:
- | | |
|-------------|-----|
| John Arnold | yes |
| Ellis Erb | yes |
| Galen Stoll | yes |

CORRESPONDENCE

1. Joint Solid Waste District – public notice of 30-day written comment period regarding the draft solid waste management plan
 2. Stark County Commissioners – notice of termination of Enterprise Zone Agreement for Grady McCauley, Inc. and Powell Electric Mfg., Inc.
 3. Miami University -- 2009 Southwest Ohio Local Government Wage & Benefit Survey
 4. Ohio Township Association – general information requests
 5. NEFCO – tentative agenda for February 17, 2010 meeting
 6. Perry Township – Stark County Township Association information sheet
 7. OPERS – *Employer Notice* February 2010
 8. Perry Township – notice of potential winter storm (February 9th and 10th)
 9. Stark County Township Association – February meeting notice
 10. Marlboro Supply – notice of open house
 11. ME Companies – *Wetlands Mitigation and Monitoring Plan for Schumacher Wetlands Mitigation Bank*
 12. BrewPro – request to be included on supplier list for crack sealer
 13. Andrew Zurick – snow removal on Witney Avenue
 14. Ohio Department of Public Safety – tax distribution statistics report
 15. SARTA – updates on their services and programs
 16. Stark County Regional Planning – FY 2010 CDBG and HOME Funding Reviews
 17. Smith Advisory Group LLC – Market Avenue & Lake Center Street Project
 18. Stark County Regional Planning Commission – Notice of Subdivision Review
 19. *ZP News* – February 2010 newsletter
- In reference to the following correspondence:

No. 11 - There will be presentation later in the meeting.

No. 13 - Road Superintendent, Dan Kamerer, resolved the issue with Mr. Zurick.

No. 17 - Ellis Erb will be the property contact person for Lake Township

DEPARTMENT REPORTS

Police Department

- 10-092 A resolution was made by John Arnold determining that the township is in possession, by court order, of a 1989 Suzuki GSX600F Katana 600, Serial No. JS1GN72A1K2102990 that is no longer needed and is unfit for use by the township.

Further determining, pursuant to information derived from an online source, Kelley Blue Book, that the fair market value of the motorcycle is less than \$2,500.00. Therefore, it will be advertised to be sold by private sale (sealed offers) in accordance with Section 505.10 of the Ohio Revised Code. Envelopes shall be marked "1989 Suzuki GSX600F Katana 600". Sealed offers will be accepted thru Friday, March 19, 2010 at 4:30 p.m. at the Lake Township Administrative Office, 12360 Market Avenue North, Hartville and will be opened and reviewed on Monday, March 22, 2010 at the regular meeting of the Board of Trustees. A Bill of Sale and Determination of Fair Market Value will be kept on file. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

- The Board noted that the motorcycle will be available for viewing at the Uniontown Police Department Monday through Friday from 8:00 a.m. – 3:00 p.m.

10-093 A resolution was made by John Arnold authorizing an expenditure in the amount of \$1,696.56 for the purchase of two computers from GlobalGovEd.com for use by the Uniontown Police Department. Computers include the following components:

Unit 1: Systemax Venture VX9 desktop PC with Windows 7 operating system. 1TB 3G SATA II Hard Drive, 4GB DDR3 Memory, card reader, keyboard and mouse.

Unit 2: Systemax Venture VX9 desktop PC with Windows 7 operating system. 320GB SATA II Hard Drive, 2GB DDR3 Memory, card reader, keyboard and mouse.

Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

Road Department

10-094 A resolution was made by John Arnold authorizing the purchase of a Meyer 8.5' Super-V plow for the road department, from Concord Road Equipment Mfg., Inc., 348 Chester Street, Painesville, Ohio for a cost not to exceed \$5,500.00 as detailed in the January 30, 2010 Quote No. 47825. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

10-095 A resolution was made by John Arnold to hire Jonathan Miller as a road department auxiliary employee (class "C") at \$8.00/hour, subject to the provisions of the Lake Township Employee Handbook and contingent upon successful completion of a drug test. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

Zoning Department

- None

Fire Departments/Fire Prevention Office

- The Board acknowledged receipt of the Hartville Fire Department Fire and EMS Responses Activity Report for 2009.
- The Board acknowledged receipt of the Greentown Volunteer Fire Department, Inc. Year End Report for 2009 and Profit and Lost Budget vs. Actual Report for October 2009 through September 2010.

OLD BUSINESS:

- None

NEW BUSINESS:

10-096 A resolution was made by John Arnold acknowledging that The Lake Township Board of Trustees is in support of the collaborated efforts of multiple government entities, within Stark County, to submit an abstract proposal to the EfficientGovNow Award project, with a match of 15% to be shared equally by all participating entities. Further the Board acknowledges that the Lake Township Fiscal Officer has forwarded a letter of support for this proposal. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

10-097 A resolution was made by John Arnold amending the Lake Township Mud and Debris policy, as adopted on May 13, 2002, under Resolution No. 02-309, to include mud and debris on township roads at construction sites and other properties and to include as part of debris, the unnatural accumulations of snow and ice (such as being pushed onto the

public streets from private parking lots, driveways and roads). A complete copy of the policy, as amended this day, will be attached to and made a part of these minutes. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

10-098 A resolution was made by John Arnold executing the following Road Open Permit:

D-10-05: Dominion East Ohio Gas (1839 Lake Center Street) gas tie-in

Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

10-099 A resolution was made by John Arnold hiring Samuel Miller as a part-time cemetery and park maintenance employee (foreman position) at \$12.00/hour, subject to the provisions of the Lake Township Employee Handbook and contingent upon successful completion of a drug test. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

10-100 A resolution was made by John Arnold hiring James Miller as a part-time cemetery and park maintenance employee at \$11.50/hour, subject to the provisions of the Lake Township Employee Handbook and contingent upon successful completion of a drug test. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

10-101 A resolution was made by John Arnold authorizing the fiscal officer to forward correspondence to our State legislators in reference to the current legislation regarding Local Government Funds. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

MEETING REPORTS/MISCELLANEOUS

- The Board of Lake Township Trustees attended Winter Conference.

FISCAL OFFICER'S REPORT

10-102 A resolution was made by John Arnold authorizing the Board and Fiscal Officer to sign all Purchase Orders, Vouchers and Vendor's Certificates. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

PUBLIC SPEAKS

Bob Fonte, Stark Parks: Mr. Fonte introduced himself as the Director of the Stark County Parks and thanked the board for the opportunity to update them on the Stark County Park district and the Schumacher wetlands. Stark County Parks was approached about a year and a half ago by Davey Tree on behalf of Schumachers to develop a wetlands project on their property in Lake Township, creating a mitigation bank which is a preserve of land that can be sold off in acres or partial acres depending on the needs of the developers; fostering commercial development. Most properties, especially in Lake Township, when being developed, have wetland mitigation issues. By creating a wetland bank if an area is disturb by development and can't be fixed on that property the developer is able to buy credits from the wetlands bank.

From the parks perspective, if this is done properly, it helps reduce or control future flooding and provides open space for people and wildlife, creating a park like atmosphere. The Stark County Parks is interested because there is no cost associated with the offer, the developer is going to incur all cost for developing the land, meeting the requirements under the EPA for creating a wetland bank and then turning it over either fee simple or as an easement to the Park District to run it as an open space park. At this point there are no written agreements with the developer, their Board is aware of the potential sensitivity of the project and do not want to take it over if it is not designed properly, adversely effects drainage, the Village sewer plant's ability to discharge, neighboring farmers ability to continue actively farming their property, or push moisture into the ball fields. However they are interested in seeing the project completed as it has the potential of helping with water quality, helping with creating a green space area in the township and fostering commercial development in other areas of the township. They were also approached by Hartville to develop a trail system connecting the wetlands and downtown Hartville to Quail Hollow.

There will be a meeting of the professionals who are designing it and are going to review it, including the Davey Tree professionals, Village engineer Bob Graham (M.E. Companies), the county engineer, and himself (a hydraulic engineer) as well as the Army Corp of Engineer professionals to look at the physical problems on the site and get the data together that is needed to assure the township, village and park district that it is properly designed and going to work correctly. After that meeting there will be another public meeting to discuss the status of the project. Once the Army Corp of Engineers approves the project the park district will require a written proposal that covers the property and liability which will have to approved by the park board. The contract has to have protections for the park, the first 10 years are very expensive, testing and monitoring has to be paid for by the developer as part of his contract with the EPA.

Mr. Erb asked what happens if the developer goes bankrupt, Mr. Fonte responded that is something they need to get the answer to. In regards to long term maintenance, the developer has to post with the park district an endowment that covers the parks portion, which includes monitoring the vegetation, removing invasives or replacing structures or underground barriers. In a wetland bank the biggest cost is the liability for future property owners not complying, in this case there is a minimal amount of liability because the property owner would be the park district.

Mr. Erb has reviewed the plan which includes a contract, the layout, the numbers, and all the steps that have to be followed. He expressed his concern that they are almost ready to go and the Township was not made aware of the project even though all the property is in Lake Township instead the Village of Hartville was notified. He expressed his concern about the membrane that is going to go around it. He wants to know if they have had experience with muck that is 30 feet deep with quick sand underneath the muck. Mr. Erb stated that the park district will be taking care of it and it will be theirs at the end. Mr. Erb feels that the membrane can not be placed deep enough to prevent the water from melting together; equipment can't get in there to pull or drag something in that deep. The Guiley ditch will be blocked, if it is blocked as the area fills up with water it will blow out into the creeks. Muskrats or beavers will have holes in the membrane in no time, is the membrane rodent proof? There is a dump site that has been there for a long time that the park district doesn't even know about because there was no test boring done. If a trail is placed on the muck, it will sink before the next spring, that's what happens in muck.

Mr. Erb questioned who is going to maintain the ditches, that's the most critical part of the whole project. Mr. Fonte said it is his understanding that the ditch systems is outside the project, so the same person who is responsible today will continue to be responsible. The county engineer has legal access along the ditches to gain access. Mr. Erb wanted to know if the responsible party would be able to remove beaver dams. Mr. Fonte said they do not allow beaver dams to dam up the water drainage and they believe in land management which is different from strict preservation. They will not prevent the proper maintenance of the drainage system.

Mr. Erb wanted them to understand the 100 acres involved in the project control 1000 acres of farmland that cannot be flooded out. Mr. Fonte stated this is not the park districts project, they did not initiate it and they are not building it. Mr. Fonte said he wants to know what the downside is for the project before he presents it to his board. They won't say yes to until they have all the information.

Mr. Erb asked the audience if they had any questions:

Richard Kamerer, Hartville Fire Department; Chief Kamerer asked what access the fire department will have in the case of brush and grass fires which can burn a long time. Mr. Fonte said they are proposing gravel roadways for maintenance vehicles to use all year round; it would be unlikely that these roads would support fire and EMS vehicles; he asked how they respond now. Chief Kamerer said if the field were to catch fire now the fire department responds by borrowing equipment and utility vehicles from local farmers, it is the only way they can get in. He is concerned that if it is a park there is a higher likelihood of someone being injured. Mr.

Fonte said some departments are equipped with gators for emergency access. Chief Kamerer asked since they do not have that type of equipment, will it be provided by the owner of the property? Mr. Fonte said that in the past they have entertained grant applications from fire departments for that type of access and the board has approved those types of purchases.

An unidentified audience member: She wanted to know who in Hartville approached them about the walking trail. Mr. Fonte responded that it was the Mayor. Mr. Fonte said that he will be attending the March 2nd village meeting.

10-103 A resolution was made by John Arnold to enter into executive session at 7:30 p.m. pursuant to ORC 121.22 (G)(1) 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 Road Superintendent. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

10-104 A resolution was made by John Arnold to return from executive session at 9:16 p.m. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

10-105 A resolution was made by John Arnold adjourning the meeting at 9:17 p.m. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

Ben Sommers, Fiscal Officer

John Arnold, President

Ellis Erb, Vice President

Galen Stoll, Member