

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	Mary Ann Kannam
Joy Dingman	Terry Witsaman
Norma Boldt	Greg Campbell
Don Vandersall	Virginia Vandersall
Joe Crawford	Jim Stanford
Jeanne Stanford	Judith Palek
Larry Palek	David McKinley
Ruth Katzenmeyer	Wayne Jenson
Kitty Jenson	Renee Bogue
Sam Miller	Jim Miller
Tim Gross	Dee Masiella
Rocco Masiella	Chris Borello
Cheri Downs	Dennis Downs
Don Myers	Cheryl Sladen
Mark Sladen	Matt Sladen
Brian Grose	Catherine Ball
David Sweeney	Jonathan Semrau
Kathleen Guthrie	Elizabeth Dixon
Chuck Osborne	

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

11-342 A resolution was made by John Arnold approving the minutes of September 26, 2011 as submitted. Seconded by Ellis Erb. Roll call votes were:

John Arnold	abstain
Ellis Erb	yes
Galen Stoll	yes

11-343 A resolution was made by John Arnold authorizing payment of payroll for October 14, 2011 in the amount of \$46,634.97. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

11-344 A resolution was made by John Arnold accepting/approving the Financial Report as of October 10, 2011, as submitted by the Lake Township Fiscal Officer. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

11-345 A resolution was made by John Arnold authorizing payment of bills as of October 10, 2011 in the amount of \$764,538.84. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

- The Board noted that this amount included the quarterly disbursement to the Fire Departments as well as a payment for the 2011 Curb and Gutter Project.

CORRESPONDENCE

1. Stark County Township Association -- October 20th Meeting Notice
2. Alliance Chamber of Commerce -- extending offer to participate in their workers' compensation Group-Rating Program sponsored by the Chamber
3. Stark County Regional Planning Commission -- October 4, 2011 Agenda
4. Stark County Regional Planning Commission -- Hoover Estates No. 2 Construction Inspection Report
5. Al Garcia -- information about their business
6. Stark Soil & Water Conservation District -- copy of correspondence regarding RRR Development (Plan Review)
7. Stark Soil & Water Conservation District -- Site Inspection Reports
8. Josh Welling -- inquiring about Lake Township's street lighting and facilities lighting needs
9. EnerVest -- information/reminder of domestic gas delivery procedures and hazards associated with the domestic consumption of gas directly from natural gas wells
10. United States Department of Commerce U.S. Census Bureau -- notice of upcoming Government Units Survey
11. Kathy Beyerchen -- online survey request about labor negotiations in Ohio
12. Chris Rojice -- notice of dumping on corner of Arter and Balmore
13. Ohio Township Association -- October 2011 *Grassroots Clippings* newsletter
14. Stark County Regional Planning Commission -- Notice of Subdivision Action regarding The Highland Estates project
15. Ohio Township Association -- request to complete the Soil and Water Conservation District Survey
16. U.S. DOJ -- 2011 COPS Hiring Program Application status
17. Kristi Stalker -- inquiry as to the status of replacing the playground equipment at the Lake Township Park
18. Ohio Township Association -- legislative alert

19. Stark Metropolitan Housing Authority -- status of application for the Section 202 Lake Senior Housing II project
20. Stark Soil & Water Conservation District -- Site Inspection Reports (RRR Development and Market/Lake Center Project)
21. Roger Gay -- inquiry about volunteering in Lake Township
22. Petitioners (Tippecanoe Avenue) -- complaint regarding 13300 Tippecanoe Avenue

In reference to the following correspondence:

- No. 12 - The Road Department took care of this.
No. 17 - We were unable to obtain a grant for playground equipment, but will try again.
No. 22 - Zoning Administrator is investigating.

DEPARTMENT REPORTS

Police Department

- 11-346 A resolution was made by John Arnold accepting the resignation of Reserve Officer Charles Hoskin from the Uniontown Police Department, effective September 20, 2011. Seconded by Ellis Erb. Roll call votes were:
- | | |
|-------------|-----|
| John Arnold | yes |
| Ellis Erb | yes |
| Galen Stoll | yes |
- 11-347 A resolution was made by John Arnold hiring Andrew Straley as a Reserve Officer for the Uniontown Police Department, subject to the provisions of the Lake Township Employee Handbook. The Board further acknowledges that he has successfully passed his psychological and drug screening test. Seconded by Galen Stoll. Roll call votes were:
- | | |
|-------------|-----|
| John Arnold | yes |
| Ellis Erb | yes |
| Galen Stoll | yes |
- 11-348 A resolution was made by John Arnold hiring David Brown as a Reserve Officer for the Uniontown Police Department, subject to the provisions of the Lake Township Employee Handbook and contingent upon the successful completion of his psychological and drug screening test. Seconded by Ellis Erb. Roll call votes were:
- | | |
|-------------|-----|
| John Arnold | yes |
| Ellis Erb | yes |
| Galen Stoll | yes |

11-349 A resolution was made by John Arnold accepting the resignation of Reserve Officer Scott Jones from the Uniontown Police Department, effective immediately. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

- The Board acknowledged receipt of the September statistics from the Uniontown Police Department.

Road Department

- None

Zoning Department

- The Board acknowledged receipt of the September 2011 Zoning Report.

Fire Departments/Fire Prevention Office

- None

OLD BUSINESS:

- None

NEW BUSINESS:

11-350 A resolution was made by John Arnold waiving the zoning fee for Lake Center Christian School for the Annual Christmas Bazaar sign per their October 5, 2011 request. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

- 11-351 A resolution was made by John Arnold authorizing the Board to execute the following Cemetery Deeds:

Uniontown Greenlawn Cemetery - Section P, Lots 101, Grave 4 & 113, Grave 1
Mt. Peace Cemetery - Section 1, Lot 185, Graves 1, 2 and 3
Woods Cemetery - Section East, Lot 203, two remaining graves on south side of lot

Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

- 11-352 A resolution was made by John Arnold authorizing the Board to execute the following Road Open Permits:

D-11-34: Dominion East Ohio Gas - 1285 Saddle Street (new service line)
D-11-35: Dominion East Ohio Gas - 958 Pontius Road (new service line)
D-11-36: Dominion East Ohio Gas - 8662 Sweeney Ave NW (new gas tie-in)

Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

- 11-353 A resolution was made by John Arnold authorizing the release of bond for Road Open Permit No. O-11-06 (2577 Brouse) Bryan Griffin. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

- 11-354 A resolution was made by John Arnold authorizing the release of bond for Road Open Permit No. O-11-01 (13303 Mogadore) CLT Energy. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

- 11-355 A resolution was made by John Arnold authorizing the release of bond for Road Open Permit No. O-11-02 (Pleasantwood) AT&T. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

11-356 Mr. Arnold moved the adoption of the following resolution:

WHEREAS, the Board of Trustees recognize the need for an alternative, convenient method for residents to pay for the untimely, expenses associated with the burial of their loved ones and other necessary township fees and permits,

THEREFORE, be it resolved by the Board of Trustees of Lake Township, Stark County, Ohio;

The township board of trustees will implement a FirstMerit Bank Merchant Services Account accepting Debit or Credit card payments in lieu of cash or check payments made to the township, and

To defray the cost of this convenient service, a 3% processing fee will be charged. Likewise, the use of this service will be limited to charges exceeding \$30.00, and

FURTHERMORE, the Fiscal Officer is authorized to sign the agreement with FirstMerit and oversee the implementation of the program.

Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

11-357 Mr. Arnold moved the adoption of the following resolution:

WHEREAS, due to revenue decreases, County government, including primarily the jail, courts, prosecutor and other offices providing criminal justice services, have been cut by 15%; and major additional cuts of up to 40% to these offices need to be made in 2012;

WHEREAS, the Stark County voters are being asked to vote for a one-half percent sales tax (Issue29) on the November 8, 2011 ballot, to pay for Criminal and Administrative Justice services for a period of 8 years;

WHEREAS, without the sales tax, the county jail, with a capacity of 501 beds, will be reduced to as few as 122 beds, which means that only the most serious criminals will be held in jail;

WHEREAS, the impact will be felt across Stark County, regardless of where you live and regardless of whether your own community has its own police department; police can still arrest but there will be no place to house criminals beyond the 122 limit;

WHEREAS, the sales tax rate in Stark County is 5.75%; 5.5% goes to the State of Ohio and .25% goes to SARTA; none goes to Stark County government;

WHEREAS, Stark is the only county in Ohio without a sales tax for county operations; if the sales tax is passed in November, Stark County will still have the lowest sales tax rate in Ohio;

WHEREAS, the sales tax is needed for continued public services, public safety and quality of life in Stark County;

NOW, THEREFORE, BE IT RESOLVED, that the Lake Township Board of Trustees supports and endorses the proposed sales tax issue for Stark County, Issue 29.

Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

MEETING REPORTS/MISCELLANEOUS

- None

FISCAL OFFICER’S REPORT

11-358 A resolution was made by John Arnold authorizing the Board and Fiscal Officer to sign all Purchase Orders and Vouchers. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

11-359 A resolution was made by John Arnold accepting the amounts and rates as determined by the Budget Commission of Stark County, a copy of which has been made a part of these minutes. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

- The Board acknowledged the following *Transfers Within a Fund* made in accordance with Res. #11-025:

<u>DATE</u>	<u>AMOUNT</u>	<u>FROM</u>	<u>TO</u>
9/28/11	\$6,600.00	10-A-15C (Other - 2% Holdback)	10-A-15 (Other Expenses)
9/28/11	\$4,000.00	11-A-04 (Tools & Equip.)	11-A-12A (Fees)

Purpose: To cover the fees deducted by the Stark County Auditor from the Fall Property Tax Settlement.

PUBLIC SPEAKS

Alan Harold, Stark County Auditor; Mr. Harold spoke regarding the one-half percent sales tax, Issue 29, in Stark County.

Judge Frank Forchione, Stark County Court of Common Pleas; Judge Forchione spoke regarding the impact the failure of Issue 29 would have on the community due to the inability to hold criminals. He answered questions from the audience on how criminals are ranked according to the severity of their crimes and only offenders of the most severe crimes, such as murder and rape, would serve jail time.

Jon Semrau, 621 23rd St. Canton; Jon is a member of Boy Scout Troop 125 and he attended the meeting as a requirement of his Citizenship Merit Badge.

Terry Witsaman, 1785 Spotswood St., Uniontown; Mr. Witsaman is a Trustee for the Williamsburg Home Owner's Association. He expressed his concern regarding oil and gas drilling close to the Industrial Excess Landfill (IEL) in Lake Township. He thinks that horizontal fracturing near the IEL could cause toxic chemicals to be released into the water supply. He would like the Trustees to pass a resolution to slow down the drilling process. The Board responded to Mr. Witsaman that the Ohio Revised Code does not permit them to pass a resolution telling people that they cannot drill on their property. The Ohio Department of Natural Resources (ODNR) is the Agency setup to regulate oil and gas drilling.

Ruth Katzenmeyer, 3600 Leafland St, Uniontown; Ms. Katzenmeyer stated that she is a resident that will be directly affected by the future well that ODNR is reviewing to be located on Cleveland Ave. Ms. Katzenmeyer referred to an Akron Beacon Journal article from September 29, 1989 reporting that the Ohio Environmental Protection Agency (EPA) was fearful that a proposed well in the same location could contaminate the water. She would like the Trustees to contact ODNR and the EPA to express their concerns regarding the proximity of this well to the IEL.

Renee Bogue, 204 Willow Ave, Massillon; Ms. Bogue is concerned about the emissions from the tower as well as the possible toxin that could be released into the fissures and the health problems they could cause. She would like to see the Trustees ban together with other communities and say not here, not now, not ever.

Jeanne Stanford, 13393 Tippecanoe Ave, Uniontown; Ms. Stanford addressed the Board regarding the junk vehicles at 13300 Tippecanoe Ave. The Board stated that the Zoning Administrator will look into it and will contact her.

Norma Boldt, 3636 Timberlake St., Uniontown; Ms. Boldt asked the Board if the property that was for sale near the IEL had been leased. The Board said to their knowledge that has not occurred. They stated that the IEL continues to be monitored and reports are available.

11-360 A resolution was made by John Arnold to forward a letter to the Ohio Department of Natural Resources, the Ohio E.P.A. and the United States E.P.A. notifying them of their concerns as well as the residents concerns regard the proximity of the proposed well to the Industrial Excess Landfill. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

Don Myers, 2314 State St. NE, North Canton; Mr. Myers commended the Board on placing the expansion of the Uniontown Police Department, Issue 6, on the Ballot this fall. He spoke on behalf the Lake Township Historical Society, expressing their concern for the safety of their building as well as other buildings in the township. He supports the levy which is four and one-half mills and would provide police protection where very little exists.

Elmer Palek, 13417 Tippecanoe Ave., Uniontown; Mr. Palek addressed the Board regarding the vehicles at 13300 Tippecanoe. The Board thanked him for coming forward and asked for his patience while the Zoning Administrator looks into the situation and they would let him know if he needs to do anything else.

Elizabeth Dixon, 3380 Edison St, Uniontown; Ms. Dixon wanted to let the board know that the pipe line for the proposed well would run directly under her home and she is very concerned about the fracking and the consequences to the environment due to all the drilling.

Terry Ball, 3575 Smith Kramer St., Hartville; Mr. Ball voiced his concern regarding the proposed well and how it would impact the water supply.

Catherine Ball, 3575 Smith Kramer St., Hartville; Ms. Ball asked the Board to support her position against drilling to insure the safety of the community children.

Norma Boldt, 3636 Timberlake St., Uniontown; Ms. Boldt addressed the Board again and said she is not against drilling, just not across the street from the IEL.

Dave McKinley, 3586 Leafland St., Uniontown; Mr. McKinley gave the Board a model letter that could be used for their correspondence with the ODNR and EPA. The Board thanked him.

Terry Witsaman, 1785 Spotswood St., Uniontown; Mr. Witsaman stated that he thinks the Uniontown Police Department is fantastic and does the best job of any police department around. He asked how the police expansion issue at 4.5 mills would affect the residents that currently live in the Uniontown Police District. The Board informed him his effective rate right now is around 6.7 and if the levy passes would be reduced to 4.5, saving approximately \$73.00 per every \$100,000 of home value. He expressed his concern again about the possible contamination of the water supply with the proposed fracking by the IEL.

Matt Sladen, 13336 Tippecanoe Ave., Uniontown; Mr. Sladen lives next door to the 13300 Tippecanoe and wanted to be sure that their issue regarding the junk vehicles at that address does not take a back seat to the drilling issue. The Board assured him that they would be looking into it.

11-361 A resolution was made by John Arnold closing the public speaks portion of the meeting. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

11-362 A resolution was made by John Arnold adjourning the meeting at 7:56 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
