

The Board of Lake Township Trustees met at 6:15 p.m. at 12360 Market Avenue North, Hartville, Ohio for the purpose of conducting a Public Hearing for Zoning Amendment Nos. 14-235 and 14-236 immediately following in regular session with the following members present:

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

Also Present:

Ben Sommers	Lee Fisher
Patricia Fisher	Cheryl Gifford
Steve Lacey	Joy Dingman
Michael Wilt	Phyllis Rocco
Gary Sommer	Don Wise
Mitzy Schwarz	Sam Miller

Mr. Stoll called the Public Hearing to order at 6:15 p.m. and explained the purpose of the meeting is for the proposed partial rezoning of Parcels 10000814, 10000815 and 10000813 all owned by HRM Enterprises Inc. from R-1 low density residential to C-2 General Commercial. On September 18, 2014 the Lake Township Zoning Commission voted unanimously to approve the amendments. Stark County Regional Planning Commission has also recommended approval.

Mr. Stoll called for anyone who would like to speak regarding this matter.

Lee Fisher, 874 Marigold St. NW, Hartville; Mr. Fisher asked to see a map of the changes, which the board showed him.

Cheryl Gifford, 1115 Peony St., Hartville; Ms. Gifford asked the Board how this change would impact the traffic in the adjoining neighborhoods. The Board responded that the changes would be adding residential properties not commercial.

14-334 A resolution was made by Galen Stoll accepting the recommendation of the Lake Township Zoning Commission and approving the map change for Zoning Amendment No. 14-235 to rezone a portion of the Parcel Nos. 10000814 and 10000815 owned by HRM Enterprises Inc. from their current R-1 Low Density Residential zoning classification to C-2 General Commercial. The Board further accepts the recommendation of the Lake Township Zoning Commission and approves the map change for Zoning Amendment No. 14-236 to rezone a portion of the Parcel No. 10000813 owned by HRM Enterprises Inc. from its current R-1 Low Density Residential zoning classification to C-2 General Commercial. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

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- Mr. Stoll adjourned the public hearing and called the regular meeting of the Board to order.

14-335 A resolution was made by Galen Stoll approving the minutes of September 22, 2014 as submitted. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

14-336 A resolution was made by Galen Stoll authorizing payment of payroll for September 30, 2014 in the amount of \$12,569.00. Seconded John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

14-337 A resolution was made by Galen Stoll authorizing payment of payroll October 24, 2014 in the amount of \$47,153.93. Seconded Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

14-338 A resolution was made by Galen Stoll accepting/approving the Month End Financial Report for September 2014 as submitted by the Lake Township Fiscal Officer. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

14-339 A resolution was made by Galen Stoll accepting/approving the Financial Report as of October 13, 2014 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

14-340 A resolution was made by Galen Stoll authorizing payment of bills as of October 13, 2014 in the amount of \$893,490.18. Seconded by Ellis Erb. Roll call votes were

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

- The Board noted that this amount includes payment to the fire departments as well as payments for a new truck and salt purchase.

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**CORRESPONDENCE**

1. CareWorks -- meeting request with Managed Care Organization
2. Stark County Health Department -- Quarterly Report to the District Advisory Council / October 2014
3. NEFCO -- Notice and Agenda for October 15, 2014 meeting of the General Policy Board
4. Brewpro Inc. -- notice of State of Ohio Procurement award
5. ALK Technologies, Inc. -- request for information on "city truck routes"
6. Nancy Dollard -- inquiring as to dates for trick-or-treat
7. Stark County Township Association -- reminder of October 16, 2014 SCTA meeting
8. Stark County Regional Planning Commission -- notice of Clean Ohio Conservation Program
9. Ohio Township Association -- legislative alert and information
10. Terry Bell/Jefferson County Township Association -- information on the Senate Ways & Means Committee with regards to HB 375 (Severance Tax)
11. Independent Energy Consultants -- 2013 Annual Report Assessment Fee notice
12. Stark Soil & Water Conservation District -- notice of 64th Annual Banquet and Election on October 16, 2014
13. Stark County Regional Planning Commission -- October 7, 2014 Agenda and September 9, 2014 Minutes
14. Stark Soil & Water Conservation District -- Site Inspection Reports (Glengarry Allotment; The Highlands 2; Shepherds Gate No. 7; Heritage Glen No. 3; Comfort Suites OH596; Top Advantage Building )
15. Stark County Regional Planning Commission -- 4th Quarter 2014 *Planning Progress* Newsletter
16. Stark County Regional Planning Commission -- October 6, 2014 meeting notice
17. State Employment Relations Board -- notice and agenda for October 2014 SERB Academy
18. IGS Energy -- notice of Stark County's Natural Gas Aggregation Program with IGS Energy of Dublin
19. Katie Cooper -- inquiring as to dates for trick-or-treat
20. Ford Motor Company -- recall notice for 2014 Police Utility Vehicles
21. OhioEPA -- notice of Small MS4 General Permit Renewal
22. Stark County Regional Planning Commission -- copy of correspondence sent to Talanton LLC regarding Lake Auto Sales
23. Stark Parks -- updated version of the Section 729 FWA and WMP reports
24. Beau Menegay -- questions regarding easement on his property
25. The University of Akron / CUE Purchasing Program -- notice of new CUE member (Mantua Township)
26. The University of Akron / CUE Purchasing Program -- recap of salt pricing structure
27. Ohio Township Association -- October 2014 *Grassroots Clippings* newsletter
28. Stark County Regional Planning -- Notice of Subdivision Review for October 6th and October 7th meetings
29. Maris Drake -- inquiring as to dates for trick-or-treat
30. Stark County Health Department -- of Ebola education

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- 31. Stark County Regional Planning Commission -- Copy of correspondence sent to GBC Design/Cloverleaf South; SBA/Lake Midway Tower; Cooper & Associates/ Shepherd's Gate No. 8)
- 32. Stark County Transportation Improvement District -- Agenda of October 14, 2014 and Minutes of August 11, 2014
- 33. Sunoco Logistics -- notice of mowing on Kent Avenue

**DEPARTMENT REPORTS**

**Police Department**

- The Board acknowledged receipt of the September 2014 Uniontown Police Department Statistical Report.

14-341 A resolution was made by Galen Stoll acknowledging receipt of notification for Officer Koehler to attend a 5-day "Basic Criminal Investigations and New Detective Training" course put on by Public Agency Training Council and sponsored by the Columbus Police Department. The seminar will be held November 10 - 14, 2014 at the Columbus Police Training Academy, Columbus, Ohio. The Board further approves lodging for 5-days at a rate of \$99.00 per night, pursuant to Article 20 of FOP Contract. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

**Road Department**

14-342 A resolution was made by Galen Stoll authorizing an hourly pay increase of \$2.00 for Laverne Wittmer and Dennis Middleton, auxiliary Road Department employees, bringing their hourly rate to \$14.00/hour. Said increase will be retroactive to October 11, 2014. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

**Zoning Department**

- The Board acknowledged receipt of the September 2014 Zoning Department Report.

**Fire Departments/Fire Prevention Office**

- None

**OLD BUSINESS:**

- None

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**NEW BUSINESS:**

13-343 Mr. Stoll made the following resolution:

Whereas the Board of Trustees finds that it has a 2004 Ford F250 Super Duty Regular Cab Truck that is no longer needed by the township and will be sold “as is”; therefore pursuant to Ohio Revised Code Sections 505.10 and 505.101, the Board hereby accepts the offer of \$3,500.00 from the Village of Hartville for the purchase of the following:

- 2004 FORD F250 SUPER DUTY REGULAR CAB TRUCK      VIN  
3FTNF21L94MA09825 (Inventory No. 04-08, Truck No. 2504)

**ENGINE:**                      V8, 5.4 Liter

**SPECIFICATIONS:**      TRANSMISSION – AUTOMATIC  
MILEAGE – 117,000

**ACCESSORIES:**            7 1/2' Myers Snow Plow

Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

13-344 Mr. Stoll moved the adoption of the following resolution:

WHEREAS, Lake Township has five (5) Lighting Districts and recently added Glengarry Phase I to the Uniontown Lighting District containing 25 parcels, and

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

WHEREAS, the assessment amounts for the five (5) lighting districts were previously certified to the Stark County Auditor at Ninety-nine Thousand Six Hundred Thirty-five and 28/100 dollars (\$99,635.28);

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 the additional annual assessment amount of Six Hundred Sixty-nine dollars (\$669.00) for the cost of

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street lighting in the UNIONTOWN LIGHTING DISTRICT – GLENGARRY PHASE I to the Stark County Auditor for the tax year 2014, to be collected in 2015, thus increasing the total assessment amount to One Hundred Thousand Three Hundred Four and 28/100 dollars (\$100,304.28), and

Furthermore, be it resolved that the assessment for each of the twenty-five (25) parcels listed in the UNIONTOWN LIGHTING DISTRICT – GLENGARRY PHASE I will be equally divided with an annual assessment amount of Twenty-six dollars and Seventy-six cents (\$26.76).

Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

13-345 A resolution was made by Galen Stoll authorizing the Board to execute the following Cemetery Deeds:

- Mt. Peace Cemetery - Section 1, Lot 149, Graves 1 & 2
- Mt. Peace Cemetery - Section 3, Lot 111, Graves 3 & 4
- Mt. Peace Cemetery - Section 2A, Lot 37, Grave 2
- Uniontown Greenlawn Cemetery - Section P, Lot 1, Graves 1 & 2
- Woods Cemetery - Section South, Lot 486, Grave 2
- Uniontown Greenlawn Cemetery - Section P, Lot 89, Graves 1 & 2

Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

13-346 A resolution was made by Galen Stoll authorizing the Board to execute the following Road Open Permits:

- D-14-37: Dominion EOG - 8961 Peterson Avenue (new service line)
- D-14-38: Dominion EOG - 12668 Estate Avenue NW (new short service line)
- D-14-39: Dominion EOG - 2825 Legacy Street NW (new short service line)
- D-14-40: Dominion EOG - 3662 Shepherd Street NW (new service line)
- D-14-41: Dominion EOG - 2201 Lake Center Street (new service line)

Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

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14-347 Mr. Stoll moved the adoption of the following resolution:

The board of township trustees of Lake Township, in said county, hereby makes report and certified that on the 24th day of June, 2014, it was informed in writing that noxious weeds were growing on the lands of Cynthia R. Dalton, Trustees in said township and were about to spread and mature seeds; said lands being described as follows: 10131 Carlswood Ave. NE Hartville, 44632-9752 and there upon said board of township trustees caused said noxious weeds be cut or destroyed by one Nichols Landscaping whom the board employed for that purpose.

The following is a statement of the charges of:

The amount paid for the performing of such labor:	<u>\$ 250.00</u>
The amount paid for materials:	<u>n/a</u>
The amount paid for equipment:	<u>n/a</u>
The amount paid for assessment fees:	<u>\$ 75.00</u>
TOTAL	<u>\$ 325.00</u>

You are hereby requested to cause such amounts, when allowed, to be entered upon the tax duplicate and to be a lien upon such lands of the said Cynthia R. Dalton, Trustees above described, from and after the date of the entry, and to be collected as other taxes and returned to the township to be placed in the township general fund.

Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

14-348 A resolution was made by Galen Stoll authorizing correspondence be forwarded to Western Stark Realty Management in reference to their Fire Loss Claim No. 79107 at 2172 Donner St. NW, North Canton. Said correspondence will include notification that the Township is in receipt of a check in the amount of \$19,320.00 from Wayne Insurance Group, which funds will be held by the township until such time the Lake Township Fire Prevention Officer and Zoning Administrator have authorized the Fiscal Officer to release the funds. In addition, this letter will include a request that they meet with the Lake Township Fire Prevention Officer and Zoning Administrator in order to expedite this process. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

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14-349 A resolution was made by Galen Stoll authorizing the Fiscal Officer to issue a check in the amount of \$750.00 payable to Koehlinger Engineering to cover the following Invoices that are outstanding from Duane Miller (Miller Builders) for the Lake Township Salt Storage Building:

- 12-0330A (02/21/14): \$350.00
- 12-0330B (04/24/14): \$300.00
- 12-0300C (07/16/14): \$100.00

The Board further authorizes the Fiscal Officer to hold \$750.00 from final payment to Miller Builders. The Board acknowledges that the Township will obtain a Final Lien Waiver from Koehlinger Engineering prior to releasing the funds. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

14-350 A resolution was made by Galen Stoll accepting Quote No. 28864 from the Stark County Engineer's Office for splitting the cost for two (2) 36" LED Flashing Stop Signs to be installed by the County at the intersection of Nimishillen Church Street and Middlebranch Avenue. The Township's cost for one (1) sign will be \$1,390.00. This is in response to correspondence that was forwarded to the Stark County Commissioners pursuant to Resolution No. 14-284 on August 25, 2014 asking the County to complete a review of this intersection. Pursuant to this review, the Stark County Engineer's Office will be installing and maintaining these signs. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

14-351 Mr. Stoll moved the adoption of the following resolution:

The board of township trustees of Lake Township, in said county, hereby makes report and certified that on the 25th day of August, 2014, it was informed in writing that noxious weeds were growing on the lands of Pauline Kawczk (deceased) / Paul Kawczk / Mary Lou McKeon in said township and were about to spread and mature seeds; said lands being described as follows: Parcel #2202682 Quarter Section 18SW, Lake Township and there upon said board of township trustees caused said noxious weeds be cut or destroyed by one Nichols Landscaping, whom the board employed for that purpose.

The following is a statement of the charges of:

The amount paid for the performing of such labor:	\$ 350.00
The amount paid for materials:	n/a
The amount paid for equipment:	n/a

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The amount paid for assessment fees:	\$ 75.00
TOTAL	\$ 425.00

You are hereby requested to cause such amounts, when allowed, to be entered upon the tax duplicate and to be a lien upon such lands of the said Pauline Kawczk (deceased / Paul Kawczk / Mary Lou McKeon above described, from and after the date of the entry, and to be collected as other taxes and returned to the township to be placed in the township general fund.

Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

**MEETING REPORTS/MISCELLANEOUS**

- Ellis Erb attended a meeting at Stark Tech regarding the Nexus Gas Pipeline slated for 2017. It will be a 42” line that will generally follow the electric easement. This line will benefit everyone.

**FISCAL OFFICER’S REPORT**

14-352 A resolution was made by Galen Stoll authorizing the Board and Fiscal Officer to sign all Purchase Orders and Vouchers. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

- The Board acknowledged in accordance with Res. #14-024, that the following transfers were made:

DATE	AMOUNT	FROM	TO
09/23/14	\$3,000	2081-210-599-0000 UPD – Other –Other Expenses	2081-760-720-0000 UPD – Buildings

*Purpose:To cover services for the proposed renovation project of 1635 Edison Street*

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<u>DATE</u>	<u>AMOUNT</u>	<u>FROM</u>	<u>TO</u>
10/07/14	\$5,000	2031-330-240-0000 Road – Unemployment Compensation	2031-330-420-0000 Road – Operating Supplies

*Purpose: To cover cost of Operating Supplies for remainder of 2014*

<u>DATE</u>	<u>AMOUNT</u>	<u>FROM</u>	<u>TO</u>
10/13/14	\$750.00	2031-330-599-0000 R/B – Other – Other Expenses	2031-760-720-0000 R/B – Buildings

*Purpose: To pay Koehlinger Engineering fee for services done on Salt Storage Building. Payment is in lieu of paying Miller Builders this amount.*

**PUBLIC SPEAKS**

*Mitzy Schwartz, 2366 Wilmont St., Uniontown;* Ms. Schwartz addressed the Board regarding the retention ponds at the end of the Wilmont in Hoover Estates and the ownership of these ponds. She would like to know who is responsible for the ponds. The Board will have the zoning administrator seek an opinion from the township legal counsel.

*Lee Fisher, 874 Marigold St. NW, Hartville;* Mr. Fisher noted that there are no American Flags at the Hartville Kitchen and Hardware Complex. He wondered if the Trustees could pass along that this would be a good thing for the community. The Trustees said they would pass that information along.

*Alex Clevenger 13415 Carnation Ave., Hartville;* Alex is a member of Boy Scout Troop 45 in Hartville. He attended the meeting as a requirement of his Citizenship in the Community Badge.

14-353 A resolution was made by Galen Stoll accepting the 2015 Amounts and Rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor, a copy of which has been attached and made a part of these minutes. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll        yes  
 John Arnold        yes  
 Ellis Erb            yes

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14-354 A resolution was made by Galen Stoll adjourning the meeting at 7:08 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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