

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:

Galen Stoll, Vice President  
Ellis Erb, Member

Also Present:

Robert Moss	Joy Dingman
Earl McClung	Daniel R. Kamerer
Sam Miller	

Galen Stoll called the regular meeting to order.

15-424 A resolution was made by Galen Stoll approving the minutes of October 26, 2015 as submitted. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

15-425 A resolution was made by Galen Stoll authorizing payment of payroll for November 20, 2015 in the amount of \$35,567.08. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

15-426 A resolution was made by Galen Stoll accepting/approving the Financial Report for November 9, 2015 as submitted by the Lake Township Fiscal Officer. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

15-427 A resolution was made by Galen Stoll authorizing payment of bills as of November 9, 2015 in the amount of \$433,938.82. Seconded by Ellis Erb. Roll call votes were

Galen Stoll	yes
Ellis Erb	yes

- The Board noted that approximately \$343,000.00 of that was for the last payment for the 2015 Paving Program.

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**CORRESPONDENCE**

1. Ford Motor Company -- recall notice for 2011 Crown Victoria and 2009 Crown Victoria
2. U.S. Department of Justice -- Community Policing in Action photo contest
3. Major CJ Stantz c/o Stark County Sheriff's Office -- "Are you in the habit" flyer
4. Stark County Regional Planning Commission -- notice of November 2, 2015 Subdivision Review Subcommittee meeting; and November 3, 2015 Planning Commission Agenda with October 6, 2015 Minutes
5. Stark Soil & Water Conservation District -- Illicit Discharge compliance letter and flyer sent to residents along the Tuscarawas River in Lake Township
6. Ohio Township Association -- legislative alert and information
7. Ohio Department of Transportation -- *District 4* Front newsletter
8. NEFCO -- November 5, 2015 Agenda
9. Shelly Materials -- notice of price changes for aggregate material
10. Stark Soil & Water Conservation District -- notice of change of address and phone
11. Ohio Township Association -- November 2015 *Grassroots Clippings* newsletter
12. Stark County Regional Planning Commission -- Quarter 4 newsletter
13. Regional Income Tax Agency -- important changes to withholding requirements effective January 1, 2016
14. Enervest -- reminder to properly maintain, inspect and repair pipelines prior to winter
15. Stark County Auditor -- Certificate of County Auditor that the Total Appropriations from Each Fund do not exceed the Official Estimate of Resources
16. Stark County Engineer -- Seasonal Weight Reductions

**DEPARTMENT REPORTS**

**Police Department**

15-428 A resolution was made by Galen Stoll accepting the resignation, effective immediately, of Donald Cutting as reserve officer with the Uniontown Police Department. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

15-429 A resolution was made by Galen Stoll hiring Spencer Dzubara, Tyler Lohr and Angela Molea as a reserve officers of the Uniontown Police Department subject to the provisions of the Lake Township Board of Trustees and pursuant to the provisions contained in Resolution No. 13-230 adopted June 24, 2013 and the Lake Township Employee handbook. The Board further acknowledges that all have completed the background process and have successfully passed their psychological, polygraph testing and the required drug testing. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

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15-430 A resolution was made by Galen Stoll Resolution authorizing Chief Britt to execute a Memorandum of Understanding between the Stark County Sheriff's Office and the Uniontown Police Department as part of the OVI Task Force. The Memorandum of Understanding will become effective when all participating parties have signed the Memorandum and will terminate on September 30, 2016. The Board acknowledges that the Agreement has been approved by the Township's additional legal counsel as to both form and legal sufficiency. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

**Road Department**

- None.

**Zoning Department**

- The Board acknowledged receipt of the October 2015 Zoning Report.

**Fire Departments/Fire Prevention Office**

- None

**OLD BUSINESS:**

15-431 A resolution was made by Galen Stoll amending Resolution No. 15-360, adopted September 14, 2015, pertaining to the vacation of two alleyways in Greentown, to read as follows:

WHEREAS, the Board previously passed Resolution 15-360 to vacate certain platted but not constructed alleyways within Lake Township; and

WHEREAS, the legal counsel for the Board of Stark County Commissioners has requested certain statutory language to be added to the Board's recommending resolution of petition; and

WHEREAS, the Gateway Church has requested this Board to vacate three unimproved alley areas within Lake Township Road; to wit: the unimproved alley between Lots 10 and Lot 11, the unimproved alley area to the South of Lot 12, within the Cassler's Addition Allotment, Plat Book \_\_\_\_, Page \_\_\_\_, and the unimproved alley area between Lot 13 and Lot 16, within the Cassler's Allotment, Plat Book 5, Page 50; and,

WHEREAS, a Board of Township Trustees has no authority to vacate a road, said authority being statutorily vested by Ohio Revised Code section 5553.04, solely in the Board of County Commissioners; and

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WHEREAS, a Board of Township Trustees, pursuant to Ohio Revised Code section 5553.045 (B) may petition the Board of Stark County Commissioners to vacate a township road by passing a resolution that requests the vacation of the road and includes a description of the general route and termini of the road to be vacated; and

WHEREAS, the Board of Township Trustees, determines that the vacation of the proposed portions of these “paper”, platted but not constructed Lake Township Roads, will not affect residential or commercial motor vehicle traffic, will not impact police, fire or other emergency services, and should not have any material effect on other governmental services to the adjacent parcels of real property; and,

WHEREAS, the Board of Township Trustees suggests that the unimproved alley area to the South of Lot 12 was previously vacated in 1961 and is owned by the Greentown Church of God; and

WHEREAS, the Board further petitions, requests and recommends, so far as legally permissible, that as a condition precedent to the vacation, that any existing storm drainage within the area to be vacated shall become the responsibility of the private property owner and shall no longer be the responsibility of the Lake Township Board of Trustees; and,

NOW, THEREFORE BE IT RESOLVED that the Lake Township Board of Trustees, Stark County, Ohio, does hereby petition, recommend and consent to the Board of Stark County Commissioners vacating the unimproved alley, that have not previously been vacated, and between Lots 10 and Lot 11, the unimproved alley area to the South of Lot 12, within the Cassler’s Addition Allotment, Plat Book \_\_\_\_, Page \_\_\_\_, and the unimproved alley area between Lot 13 and Lot 16, within the Cassler’s Allotment, Plat Book 5, Page 50, a “paper”, platted but not constructed Lake Township Road, upon petition by the adjacent landowners; and,

BE IT FURTHER RESOLVED, that the description of the general route and termini of the road or portions thereof to be vacated, are described on the attached Exhibit A, and fully incorporated herein by reference as if fully re-written herein; and,

BE IT FURTHER RESOLVED, that as a condition precedent, and so far as is legally permissible, that any existing storm drainage within the area to be vacated shall become the responsibility of the private property owner and shall no longer be the responsibility of the Lake Township Board of Trustees; and,

BE IT FURTHER RESOLVED, that it is found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were conducted in an open meeting of this Board, and that all deliberations of this Board that resulted in such formal actions, were in meetings open to the public, in compliance with all legal requirements including section 121.22 of the Ohio Revised Code.

Seconded by Ellis Erb. Roll call votes were:

Galen Stoll        yes  
Ellis Erb            yes

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15-432 A resolution was made by Galen Stoll The Board of Trustees offered for sale by sealed bid, two (2) 2010 Ford Crown Victoria's, pursuant to Resolution No. 15-352, adopted September 14, 2015. The Board, at their October 12, 2015 Regular Meeting, rejected the only bid that was received as it did not meet the minimum bid requirement as specified.

NOW THEREFORE BE IT RESOLVED, that the Board of Lake Township Trustees wish to extend an offer to Marlboro Township for the sale, in the total amount of \$5,000.00, for the following two (2) 2010 Ford Crown Victoria's that have been determined, pursuant to Resolution No. 15-352, as no longer being needed by the Township for public use:

- 2010 FORD CROWN VICTORIA (INVENTORY # UPD/UNIT 1)  
 SERIAL NO. 2FABP7BVXAX118345  
 4.6L V8 ENGINE / POLICE INTERCEPTOR  
 ELECTRONIC 4-SPEED AUTOMATIC TRANSMISSION  
 MILEAGE: 96,691  
 AIR CONDITIONING  
 RWD  
 ABS BRAKING SYSTEM  
 TIRE PRESSURE MONITOR SYSTEM  
 POWER WINDOWS  
 POWER DOOR LOCKS  
 POWER STEERING  
 DUAL EXHAUST SYSTEM
  
- 2010 FORD CROWN VICTORIA (INVENTORY # UPD/UNIT 2)  
 SERIAL NO. 2FABP7BV8AX118344  
 4.6L V8 ENGINE  
 ELECTRONIC 4-SPEED AUTOMATIC TRANSMISSION  
 MILEAGE: 127,000 / THIS IS THE LAST KNOWN MILEAGE  
 AIR CONDITIONING  
 RWD  
 ABS BRAKING SYSTEM  
 POWER WINDOWS  
 POWER DOOR LOCKS  
 POWER STEERING  
 TILT WHEEL

Said transfer/sale is pursuant to Ohio Revised Code Section 505.101 and contingent upon the acceptance of Marlboro Township for the total amount of \$5,000.00. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

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**NEW BUSINESS:**

15-433 A resolution was made by Galen Stoll authorizing the Board and Fiscal Officer to execute the following Road Open Permits:

- D-15-37: Dominion East Ohio Gas -- 10934 Wolf Ave NE (new service line)
- D-15-38: Dominion East Ohio Gas -- 3071 Brumbaugh St. NW(new service line)
- D-15-39: Dominion East Ohio Gas -- 2785 Nimishillen Church (new service line)
- D-15-40: Dominion East Ohio Gas -- Wright Rd. / Mogadore (main line extension)
- D-15-41: Dominion East Ohio Gas -- 2255 Dorhil Street (new short service line)
- D-15-42: Dominion East Ohio Gas -- Linden Street (corrosion remediation work)
- D-15-43: Dominion East Ohio Gas -- Dawn Avenue (corrosion remediation work)

Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

15-434 A resolution as made by Galen Stoll accepting the November 2, 2015 Quote and authorize an expenditure in the amount of \$25,300.00 to Superior Paving & Materials, Inc. for the placement of 8" 301 asphalt base for the repair of Meridian Circle. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

15-435 A resolution was made by Galen Stoll accepting the November 3, 2015 Quote and authorize an expenditure in the amount of \$22,743.00, State Term price, to D.J.L. Material & Supply, Inc. for the purchase of the following equipment for the Road Department:

- 2-Ton Oil Jacketed Hot Box with 30 Amp Charger, 20 gallon fuel tank, 8 gallon rinse tank and flashing arrow stick advisor

Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

15-436 A resolution was made by Galen Stoll accepting the August 10, 2015 Quote and authorize an expenditure in the amount of \$149,192.00, State Term price, to Ohio CAT for the purchase of a Caterpillar Model 926M Wheel Loader for use by the Road Department. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

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15-437 A resolution was made by Galen Stoll accepting the offer of \$60,000.00 from the Stark County Engineer's Office, in accordance with Ohio Revised Code Section 505.101, for the purchase of our 2008 Kobelco SK170 S/N YM04-U1723 track hoe (Inventory No. RB 11-1) with 24" & 48" buckets. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll        yes  
Ellis Erb            yes

15-438 A resolution was made by Galen Stoll authorizing an expenditure for a Christmas luncheon for employees and elected officials at the Hartville Kitchen. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll        yes  
Ellis Erb            yes

15-439 A resolution was made by Galen Stoll authorizing an expenditure for registration and costs associated for the elected officials, Administrator, Zoning Administrator and Road Superintendent to attend the 2016 Winter Conference. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll        yes  
Ellis Erb            yes

**MEETING REPORTS/MISCELLANEOUS**

- The county is working on cleaning ditches in the area of Smith Kramer and Middlebranch by the railroad tracks
- The new recycle area has been open for 5 years and we are still getting commercial dumping which is not allowed. Violators will be reported to the Stark County Sheriff.

**FISCAL OFFICER'S REPORT**

15-440 A resolution was made by Galen Stoll authorizing the Board and Fiscal Officer to sign all Purchase Orders and Vouchers. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll        yes  
Ellis Erb            yes

15-441 A resolution was made by Galen Stoll accepting the 2016 Amount and Rates as determined by the Stark County Budget Commission, a copy of which has been made a part of these minutes. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll        yes  
Ellis Erb            yes

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15-442 A resolution was made by Galen Stoll authorizing the Fiscal Officer to accept and execute a Commercial Energy Sales Agreement, including all Addendums and Exhibits, with Champion Energy Services. The Board acknowledges that said Agreement is for Lake Township Street Lights and Township owned property and buildings and will commence upon a fully ratified Agreement and continue for a period of 36-months. Said authorization is contingent upon full review and approval by the Fiscal Office and Legal Counsel. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

**PUBLIC SPEAKS**

- None

15-443 A resolution was made by Galen Stoll adjourning the meeting at 6:45 p.m. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

- Absent-

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Robert Moss, Fiscal Officer

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John Arnold, President

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Galen Stoll, Vice President

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Ellis Erb, Member

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