

The Board of Lake Township Trustees met in regular session at 5:00 p.m. at 12360 Market Avenue North, Hartville, Ohio. The meeting was open to the public and streamed live via Facebook with the following members present:

John Arnold, President  
Jeremy Yoder, Vice President  
Steve Miller, Member

Also Present:

Matt Erb	Sam Miller
Jeremy Guenther	Kelli Viscounte
Fritz Drake	Chris Novelli
Diane Davis	

John Arnold called the regular meeting.

- Chris Novelli, Registered Environmental Health Specialist from the Stark County Health Department addressed the Board as an ongoing effort to communicate with the community. His work focuses on the sewage and water well programs in the township. The Health Department is doing some restructuring and there will be a new person handling Lake Township. Trustee Yoder asked when does the Health Department become involved with nuisances? Mr. Novelli does not respond to those complaints but there is personnel within the department that does. Trustee Miller asked that they stay in contact with township regarding new septic systems going in.

24-142 A resolution was made by John Arnold approving the minutes of the April 9, 2024, regular meeting as submitted. Seconded by Jermey Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

24-143 A resolution was made by John Arnold authorizing payment and processing of payroll for April 26, 2024. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

24-144 A resolution was made by John Arnold authorizing payment and processing of payroll for April 30, 2024. Seconded by Steve Miller. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

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24-145 A resolution was made by John Arnold authorizing payment and processing of payroll for May 10, 2024. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

24-146 A resolution was made by John Arnold approving the Financial (Fund/Appropriation/ Revenue Status and Cash Summary by Fund) Reports as April 22, 2024 reports will be attached to the minutes and made a part thereof. Seconded by Steve Miller. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

24-147 A resolution was made by John Arnold authorizing all EXPENDITURES as of April 22, 2024 in the amount of \$174,101.98 reports will be attached to the minutes and made a part thereof. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

**CORRESPONDENCE**

1. Stark County Auditor – Certificate(s) of Estimated Property Tax Revenue for 1.25 mills Fire District (EMS) Levy and 1.50 Road Department Levy
2. Stark County Commissioners – reminder to submit a copy of the Board’s adopted Resolution for Wind & Solar Facilities, if intend to restrict
3. Kathleen Miller – concerns regarding house at 3903 Cain Street
4. Stark County Schools Council of Governments – projected insurance rates
5. Stark Economic Development Board – weekly legislative news
6. Ohio Department of Administrative Services – weekly report of new contracts and amendments
7. Stark County Engineer’s Office – Cargill Status for 2023-2024 Contract, road closure announcement for Smith Kramer; Mt. Pleasant/Pittsburg Avenue Roundabout Project Update
8. NEFCO – April Board Agenda
9. Stark County Regional Planning Commission – Fair Housing Newsletter; District 19 Natural Resources Assistance Council of Stark County information; copy of correspondence regarding Evergreen Hills No. 2 allotment
10. All American Energy Cooperative – pipeline survey
11. HSB Architects/Engineers – inquire as to whether a decision was made on criteria architect
12. Ohio EPA – website user experience survey
13. CUE Purchasing – reminder to submit 2024-2025 salt quantities
14. Scott Hostetler – embankment erosion Lake Center Christian School

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15. Stark County Metropolitan Sewer District – preconstruction meeting notification for upcoming Project P-575 *Williamsburg Ave. Sewer Replacement*
16. Ford Motor Company – safety recall reminder for certain 2016 Police Interceptor UTL vehicles

In reference to the following correspondence:

No. 3. – Trustee Miller noted the property has recently been cleaned up significantly, but they will keep an eye on it.

No. 14 - This is not the township's responsibility, the school was just keeping us informed.

**DEPARTMENT REPORTS**

**Police Department**

- None

**Road Department**

- None

**Zoning Department**

- None

**Fire Departments/Fire Prevention Office**

- None

**OLD BUSINESS:**

24-148 Trustee Arnold moved the adoption of the following resolution:

**WHEREAS**, the Ohio Revised Code §303.58(A)(1), (2), and (3) authorizes the board of county commissioners to adopt a resolution designating all or part of the unincorporated area of the county as a restricted area, prohibiting the construction of any or all of the following: an economically significant wind farm, large wind farm or large solar facility and;

**WHEREAS**, the Ohio Revised Code §303.57(A) and 4906.13(A) define an economically significant wind farm for purposes of Ohio Revised Code §303.58 as follows: "wind turbines and associated facilities with a single interconnection to the electrical grid and designed for, or capable of, operation at an aggregate capacity of five or more megawatts but less than fifty megawatts". The term excludes one or more

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turbines/solar panels as associated facilities that are primarily dedicated to providing electricity to a single customer at a single location and that are designed for, or capable of, operation at an aggregate capacity of less than twenty megawatts, as measured at the customers point of interconnection to the electrical grid and;

**WHEREAS**, the Ohio Revised Code §303.57(B) and 4906.01(H) define a large wind farm for purposes of Ohio Revised Code §303.58 as follows: "an electric generating plant that consists of wind turbines and associated facilities with a single interconnection to the electrical grid that is a major utility facility" and;

**WHEREAS**, the Ohio Revised Code §303.57(B) and 4906.01(G) define a large solar facility for purposes of Ohio Revised Code §303.58 as follows: "an electric generating plant that consists of solar panels and associated facilities with single interconnection to the electrical grid that is a major utility facility" and;

**WHEREAS**, the Ohio Revised Code §4906.01(B)(1)( a) defines a major utility facility as used in Chapter 4906 in relevant part as an: "electric generating plant and associated facilities designed for, or capable of, operation at a capacity of fifty megawatts or more" and;

**WHEREAS**, The Board of County Commissioners of Stark County has requested a written resolution documenting the position of the trustees of each township in Stark County; and

**WHEREAS**, **LAKE** Township (the "*Township*"), wishes to document its position via resolution in order to aid and provide guidance to the Board of County Commissioners in making decisions under the authority granted to them in SB 52.

**THEREFORE, BE IT RESOLVED THAT**, after deliberation, the Board of Trustees of **LAKE** Township, Stark County, Ohio, does hereby find that it is in the best interest of **LAKE** Township to request that the Stark County Board of Commissioners:

\_\_\_\_\_ **Prohibit the construction of any Economically Significant Wind Farm within the boundaries of the Township; OR**

\_\_\_\_\_ **Prohibit the construction of any Large Wind Farm within the boundaries of the Township; OR**

\_\_\_\_\_ **Prohibit the construction of any Large Solar Facility within the boundaries of the Township; OR**

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**BE IT FURTHER RESOLVED**, that the fiscal officer shall send a copy of this resolution to the Board of County Commissioners of Stark County.

Seconded by Steve Miller. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

**NEW BUSINESS:**

24-149 A resolution was made by John Arnold rescinding Resolution No. 23-363, adopted December 11, 2023, hiring Ryan Tompkins as an auxiliary Rod Department employee. He has accepted a full-time position elsewhere and is no longer available for an auxiliary position with the Road Department. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

24-150 A resolution was made by John Arnold rescheduling the May 27<sup>th</sup> Regular Meeting of the Board of Trustees to Tuesday, May 28, 2024, at 5:00 p.m. due to the Memorial Day holiday. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

24-151 A resolution was made by John Arnold accepting the 2024 Paving Plan as submitted and authorizing publication of notice for bids for the “2024 Paving Project”. Bids will be opened Tuesday, May 28, 2024, at 5:00 p.m. The notice for bids will be published in the Hartville News the week of May 3<sup>rd</sup>, 2024, and posted on the Lake Township website at [www.laketwpstarkco.com/news](http://www.laketwpstarkco.com/news). The completion date for the project will be no later than October 5, 2024. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

24-152 A resolution was made by John Arnold scheduling the 2024 Lake Township Spring Cleanup for Wednesday, June 5<sup>th</sup> thru Friday, June 7<sup>th</sup> from 8:00 A.M. to 8:00 P.M. every day and Saturday, June 8<sup>th</sup> from 8:00 A.M. to 6:00 P.M. and authorizing staff to obtain pricing for the same. In addition, the Board further resolves to limit the total number of tires permitted for disposal to ten (10) tires per household. Only car and light truck tires will be accepted, and all tires must be off the rim; disposal of commercial, business or agricultural tires is prohibited. No hazardous materials, including but not limited to batteries of any type, propane tanks, paint, antifreeze etc., will be accepted. Township businesses will be allowed to dispose of no more than one pickup truck load

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during the cleanup. The cleanup will be held behind the Road Department building and identifications will be checked. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

24-153 A resolution was made by John Arnold authorizing the Fiscal Officer to release the bond for Road Open Permit No:

- O-21-02 issued to Bontrager Excavating for work performed on San Marino Ave.

Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

24-154 A resolution was made by John Arnold authorizing the Board and Fiscal Officer to execute the following:

- D-24-07: Dominion Energy, White Pine Ave (new long side service line)
- D-24-08: Dominion Energy, MacThomas Ave. (new long side service line)
- O-24-07: ATT, 3196 Mt. Pleasant (place new light guide cabinet)
- O-24-08: Integrity Service LLC, Lee St. (Sylvan), sewer tie-in
- O-24-09: Verita Telecom., Cinnamon Ln. (replace underground CATV)
- O-24-10: Underground Services, Highland Park (watermain installation)

Seconded by Steve Miller. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

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24-155 A resolution was made by John Arnold authorizing the Board to execute the following Cemetery Deeds:

- Mt. Peace Cemetery – Section 3, Lot 114, Grave 3
- Woods Cemetery – Section South, Lot 569, Grave 2
- Woods Cemetery – Section South, Lot 568, Grave 2
- East Nimishillen Cemetery – Section C, Lot 107, Grave 4

Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

24-156 A resolution was made by John Arnold accepting the April 9, 2024 Quote ending in 16693-2 from Wastequip Manufacturing Company, and authorizing an expenditure, for the Road Department, in the amount of \$4,261.00 for the purchase and installation of a Tarp-N-Go System for an existing Western Star dump truck. Seconded by Steve Miller. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

24-157 A resolution was made by John Arnold accepting the April 16, 2024, Quote No. C1270 from Concord Road Equipment Manufacturing LLC, and authorizing an expenditure, for the Road Department, in the amount of \$8,920.57 for the purchase of a leaf chipper box. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

24-158 A resolution was made by John Arnold authorizing correspondence be forwarded to James and Jean Robinson in reference to Fire Loss Claim No. 480062-GP at 1210 Smith Kramer Street NE, Hartville. Said correspondence will include notification that the Township is in receipt of a check in the amount of \$19,717.80 from Nationwide Insurance, 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 Steve Miller. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

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24-159 Trustee Yoder moved the adoption of the following resolution:

WHEREAS, the Lake Township Board of Trustees is a taxing authority empowered to submit a tax levy on its behalf, and for Uniontown Police Services within the Uniontown Police District, Lake Township, Stark County, Ohio within the meaning of Ohio Revised Code Section 5705.01; and

WHEREAS, Ohio Revised Code Section 5705.19(I) authorizes the board of trustees of any township, to request that the question of a tax levy be submitted by the taxing authority to the electors of the Uniontown Police District, Lake Township, Stark County; and

WHEREAS, the Uniontown Police Department is currently funded, in part, by a five (5) mill continuous levy that was passed on May 3, 1988; and

WHEREAS, the Board of Trustees has determined the necessity for a replacement and decrease tax levy for the operations of Uniontown Police Department pursuant to the authority of R.C. 5705.19(I) and (J), as well as R.C. 5705.192; and

WHEREAS, this Board intends to place the question of a four (4) mill replacement levy on the November 5, 2024, General Election ballot, for operating expenses of the Uniontown Police Department within the Uniontown Police District, as provided for in R.C. 5705.19(I), for a continuing period; and

WHEREAS, Ohio Revised Code Section 5705.03, requires this Board to request certification of the total current tax valuation of the Lake Township Police District and the total amount of revenue that would be generated by the requested levy.

**NOW THEREFORE**, it is hereby RESOLVED by the Board of Trustees that:

1. The Board intends to initiate proceedings for the submission to the electors of Lake Township (Stark County, Ohio), at the General Election to be held November 5, 2024, the question of a replacement and decrease tax levy for operating expenses of the Uniontown Police Department within the Uniontown Police District, Lake Township, Stark County, Ohio, within the meaning of R.C. 5705.19(I), for a continuing period.

2. It is necessary to assess a tax, for a continuing period, for operating expenses of the Uniontown Police Department within the Uniontown Police District, namely:

A replacement of a portion of an existing levy, being a reduction of one (1) mills to constitute a tax for the benefit of the Uniontown Police District for the purpose of providing for Police Services consistent with R.C. 5509.19(J); that the county auditor estimates will collect \$[TBD by

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Auditor] annually, at a rate not exceeding four (4) mills for each one dollar of valuation, which amounts to \$[TBD by Auditor] for each \$100,000 of the county auditor's appraised value, for a continuing period, commencing in 2025, first due in calendar year 2026.

3. The Stark County Auditor is hereby requested to certify the current tax valuation of the Uniontown Police District, Lake Township, Stark County, Ohio, the levy's rate, expressed in dollars, rounded to the nearest dollar, for each one hundred thousand dollars of the county auditor's appraised value, the dollar amount of revenue, rounded to the nearest dollar, that would be generated by the specified number of mills for each one dollar of taxable value, and an estimate of the levy's annual collections, rounded to the nearest one thousand dollars, which shall be calculated assuming that the amount of the tax list of the taxing authority remains throughout the life of the levy the same as the amount of the tax list for the current year, and if this is not determined, the estimated amount submitted by the auditor to the county budget commission.

4. The Fiscal Officer is directed to deliver a certified copy of this Resolution to the Stark County Auditor.

Seconded by John Arnold. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

- The Board explained that this is to find out what a 4 mill levy will generate and then they will determine to place it on the November ballot. The current levy was started in 1988 and is 5 mill, so this would be a reduction, but should generate more funds based on additional home values in the district.

24-160 A resolution was made by John Arnold accepting the March 26, 2024, Proposal from Miller's Commercial Roofing and authorizing an expenditure, for the Road Department, in the amount of \$64,501.07 for the repair of the Road Department's main facility building at 1499 Midway Street as detailed in said Proposal. In addition, the Board authorizes legal counsel to prepare a contract for said project and further authorizes the Board to execute said contract. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

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**PUBLIC SPEAKS**

*Richard Beck, 13697 Nutmeg Cir, Mogadore:* Mr. Beck addressed the Board regarding his disappointment regarding the resolution prohibiting large solar arrays. Trustee Yoder responded that they looked at the properties in Lake Township and didn't see too many viable opportunities for a large-scale program. The Board noted that their first inclination was to stay neutral and evaluate on a site-by-site basis. However this would send it to a county board for approval, the county board would only give the township 2 out of the 8 votes, giving us a minority representation of our township. This was the only way to truly represent the people who live here. It's not to say that somebody couldn't come forward with a proposal that makes sense that they could back. It is not a statement about renewable energy specifically and more of a statement that they want to be able to stand up for the people whether that is saying yes or no to future plans. Mr. Beck expressed his opinion that the current Ohio legislature is anti-renewable energy.

*Fritz Drake, Scioto Energy:* Scioto Energy is the company that has been handling the townships electrical aggregation program since September. Mr. Drake asked the Board if they have any feedback on the program? The Board said they have not received any feedback which is in contrast to all the complaints they were receiving before. He noted the program will run through May of 2025 but he will be submitting a report in September looking at the past year.

- There will be no public speaks through the Facebook Live streaming; however, the Trustees still welcome your "public speaks" comments to be emailed to [info@laketwpstarkco.com](mailto:info@laketwpstarkco.com)

**MEETING REPORTS/MISCELLANEOUS**

- Trustee Miller noted he has been working on the sewer tie in on Sylvan which has been resolved.
- Trustee Yoder has been meeting with the Police Union on their new collective bargaining agreement and should have it completed by the next meeting.

**FISCAL OFFICER'S REPORT**

24-161 A resolution was made by John Arnold authorizing the Board and Fiscal Officer to sign all Purchase Orders, Vouchers, and Reconciliations. Seconded by Steve Miller. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

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24-162 A resolution was made by John Arnold to adjourn the meeting at 5:34 p.m.  
Seconded by Steve Miller. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

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Matt Erb, Fiscal Officer

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John Arnold, President

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Jeremy Yoder, Vice President

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Steve Miller, Member

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