

The Board of Lake Township Trustees met at 6:15 p.m. for the purpose of conducting a Public Hearing for Zoning Amendment No. 07-221ZA (Text Change) and immediately following in regular session at 12360 Market Avenue North, Hartville, Ohio with the following members present:

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

Also Present:

Ben Sommers, Fiscal Officer	Joy Dingman
Sam Miller	Tom Renner
Mary Ann Kannam	Jerry Machamer
Jonathan Flemming	Eve Morgan
Curtis Morgan	Megan Erichsen
Don Hensley	Kristi Gray
Derek Shaffer	Dan Kuntzman
Karen Kuntzman	Janice Erb
Rex Marshall	John Leonatti
Susan Leonatti	

Mr. Erb called the Public Hearing to order for Zoning Amendment No. 07-221 which is an amendment to the Lake Township Zoning Resolution to add text for a Planned Mixed Use District and a Planned Research and Technology District. No public was present to speak for or against this proposed amendment. Mr. Erb stated that Stark County Regional Planning Commission has recommended approval of a modification and the Lake Township Zoning Commission voted unanimously to modify and approve Zoning Amendment No. 07-221.

07-222 A resolution was made by Ellis Erb approving Zoning Amendment No. 07-221 with modifications by the Lake Township Zoning Commission in letter dated May 29, 2007 to add text for a Planned Mixed Use District and a Planned Research and Technology District. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-223 A resolution was made by Ellis Erb closing the public hearing for Zoning Amendment No. 07-221 at 6:22 p.m. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-224 A resolution was made by Ellis Erb calling the regular meeting to order at 6:23 p.m. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-225 A resolution was made by Ellis Erb approving the minutes of June 11, 2007, as submitted. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-226 A resolution was made by Ellis Erb authorizing payment of payroll for June 29, 2007, in the amount of \$47,098.24. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-227 A resolution was made by Ellis Erb accepting/approving the Financial Report as of June 25, 2007, as submitted by the Lake Township Fiscal Officer. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-228 A resolution was made by Ellis Erb authorizing payment of bills as of June 25, 2007, in the amount of \$55,920.38. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

CORRESPONDENCE

1. Uniontown Fire Department – November Fire Levy
2. Don and Sherry Richeson – 4-wheelers/noise issue
3. OTA & CLOUT – Legislative Updates
4. Stark Soil & Water Conservation – Site Inspection Reports
5. Time Warner Cable – Petition For Special Relief
6. NEFCO – June Board Agenda
7. Grassroots Clippings
8. Stark County Engineer – State Street road closing notification

9. April (resident) – street light replacement request on Hoover Avenue
10. SERB – notice of upcoming health insurance survey
11. Ohio Public Works Commission – new accounting system for State of Ohio
12. Mercy Work Health & Safety Services – request for updated company information
13. Ohio Historical Society – approval of *Schedule Of Records Retention And Disposition*
14. Rex Marshall – noise from ATV's, dirt-bikes and motorcycles in residential areas
15. Ohio Department of Public Safety – Tax Distribution License Tax Statistics Report
16. Stark County Regional Planning Commission – Notice of Subdivision Review
17. Working Partners – introduction as a vendor of The Frank Gates Service Company
18. Stark County RPC – notice of Subdivision Review Subcommittee
19. Joint Solid Waste District – yard waste materials management survey
20. Ohio Department of Taxation – Lodging Tax
21. Frank Gates/Attenta
22. Physio Control, Inc. – notification regarding Lifepak 500 defibrillator
23. OPERS – Employer Notice June 2007
24. Citizens' Advisory Council – Agenda for June 28, 2007
25. Stark County Sewer – sanitary sewer lateral at 3041 Marquette
26. Earth N'Wood – notification of compost facility tour July 11, 2007

DEPARTMENT REPORTS

Police Department

- None

Road Department

07-229 A resolution was made by Ellis Erb to reinstate Jeremiah Thompson as a Group "A" Road & Bridge auxiliary employee (\$12.00/hr) subject to the provisions of the Lake Township Employee Handbook and contingent upon successful completion of a drug test. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

Zoning Department

- None

Fire Departments/Fire Prevention Office

- The Board recognized the Fire Departments and community for their efforts in the search for Jessie Davis.
- The Greentown Fire Department submitted a letter regarding the levy.
- Tom Renner, Greentown Fire Department; Stated that they had over 4,500 people through the Greentown Fire Department during the search for Jessie Davis. They along with their Board of Trustees want to thank Fire Chiefs Tom Wiles of Uniontown Fire Department and Richard Kamerer of Hartville Fire Departments as well as the entire Lake Township community of firefighters for all their help. He went on to explain what the ordeal involved from their perspective. They would also like to thank the Red Cross for their volunteers, food and water.
- The Board proceeded to open and review the bids received for the 2007 Paving Plan as follows (8 bids received):
 1. Delta Asphalt Company (bond included)
\$477,047.48
 2. Hysong Paving Company (bond included)
\$586,809.00
 3. Karvo Paving Company (bond included)
\$533,181.20
 4. JD Mining, Inc. (bond included)
\$538,757.80
 5. Superior Paving & Materials, Inc. (bond included)
\$465,686.10
 6. Central Allied Enterprises, Inc. (bond included)
\$511,329.70
 7. The Shelly Co. (bond included)
\$489,256.70
 8. Northstar Asphalt, Inc. (bond included)
\$462,413.60

The Board asked the road superintendent to review the bids.

OLD BUSINESS:

07-230 A resolution was made by Ellis Erb to amend Resolution No. 06-085 to accept updated quote dated June 11, 2007 from Southway Fence in the amount of \$825.00 for repair of three sections of fence at the Township Community Park. Further amending said resolution to break down the cost as follows: \$740.00 will be reimbursed by resident and \$85.00 will be expended by the Township for repair of said fence. Southway Fence Co. is hereby authorized to commence work for said repairs and the resident's share of the expense will be collected pursuant to Resolution No. 07-195. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-231 A resolution was made by Ellis Erb authorizing the Board to reimburse to Underground Services Inc., P.O. Box 0190, Uniontown, Ohio 44685 the \$50 fee collected under Road Open Permit No. O-07-05 which was denied. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

NEW BUSINESS:

07-232 A resolution was made by Ellis Erb authorizing the expenditure for the purchase of lighting district maps from Stark County Regional Planning Commission for a cost not to exceed \$5,000. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-233 A resolution was made by Ellis Erb authorizing the bond release for work performed under Road Open Permit No. O-07-01 issued to Underground Services for 3008 Mt. Pleasant St. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-234 Mr. Erb made the following resolution:

WHEREAS, The Board of Lake Township Trustees, having been informed in writing that Canada Thistle & Wild Carrot are growing on the lands in charge of David and Martha Miller in this township, described as follows: Parcel No. 2204182,

Jamestown Ave. NW, Uniontown (northern portion of parcel) Quarter Section 8NE Lake Township.

THEREFORE BE IT RESOLVED that said David and Martha Miller whose address is 12665 Jamestown Ave. NW, Uniontown, Ohio 44685 be notified by serving on them by certified mail with return receipt requested, a written copy of this resolution that said noxious weeds are growing on such lands and that they must be cut or destroyed within five (5) days after the service of such notice or show this Board cause why there is no need for doing so under Section 5579.05 of the Ohio Revised Code. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-235 Mr. Erb made the following resolution:

WHEREAS, The Board of Lake Township Trustees, having been informed in writing that Oxeye Daisy and Wild Carrot are growing on the lands in charge of Jeff Marshall in this township, described as follows: Parcel No. 2014318, Raymond St. North Canton, 3.36 acres, Quarter Section 29NW Lake Township.

THEREFORE BE IT RESOLVED that said Jeff Marshall whose address is 3474 Wright Rd., Uniontown, OH 44685 be notified by serving on him by certified mail with return receipt requested, a written copy of this resolution that said noxious weeds are growing on such lands and that they must be cut or destroyed within five (5) days after the service of such notice or show this Board cause why there is no need for doing so under Section 5579.05 of the Ohio Revised Code. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-236 A resolution was made by Ellis Erb authorizing the Board to execute the following Road Open Permits:

- C-07-14: Dominion East Ohio (tie-in gas service at 8621 Witney Avenue)
- C-07-15: Dominion East Ohio (tie-in gas service at 10505 Newbury)
- C-07-16: Dominion East Ohio (tie-in gas service at 10685 Wolf)
- O-07-06: Underground Services (sanitary sewer lateral at 3020 Marquette)

Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

- The Board acknowledged receipt of the 2007 Cell Phone Recycling Report

07-237 A resolution was made by Ellis Erb authorizing the renewal of the township health insurance policy through Anthem Blue Cross & Blue Shield effective 07/01/2007 – 06/30/2008. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-238 A resolution was made by Ellis Erb scheduling a Public Hearing, based on information and photos provided by the Zoning Department, for Monday, July 23, 2007 at 6:15 p.m. to determine whether or not a nuisance exists at 916 Camelia Street, 3126 Pleasant Street NW, and 3000 Raymond Street NW and to contact the current property owners and interested parties and advise them of said date and intention. The regular Board meeting will start immediately following this public hearing. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

MEETING REPORTS:

- None

FISCAL OFFICER'S REPORT

07-239 A resolution was made by Ellis Erb authorizing the Board and Fiscal Officer to sign all Purchase Orders and Vendor's Certificates. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-240 A resolution was made by Ellis Erb authorizing the township to participate in the SuperFleet program. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

PUBLIC SPEAKS

- Susan Leonatti, 1338 Arlind Cir., Uniontown; Ms. Leonatti questioned if there were any laws regarding disturbing the peace. The Board explained that the township does not have the power to pass and enforce laws. They suggested she contact her state

representative, Kirk Schuring, as they have the ability to pass legislation which can be enforced. She also had questions regarding a township wide police department and taxes. The board clarified that it would have to be voted on by the entire township and there would be a tax increase for a township wide police department. With a township wide police department we could be a home rule township with more authority.

- Kristi Gray, 10975 Cottingham Cir., Uniontown; Ms. Gray wanted to reiterate her feeling that it is important that the township put something on the books regarding noise nuisance. The Board stated that legal counsel is still checking into it, and she should contact her state representative, Kirk Schuring.
- Rex Marshall, 3114 Bucklers St., Uniontown; Mr. Marshall spoke regarding a resident's right for quiet enjoyment of their property. He would like the township to pass an ordinance regarding noise nuisance. The board suggested that he contact his state representative, Kirk Schuring.
- John Leonatti, 1338 Arlind St., Uniontown; Mr. Leonatti questioned whether letters to Kirk Schuring regarding noise nuisance from residents are more effective then letters from the Township and how best to notify the public regarding the need for such letters. The Board responded that it takes both the residents and the Township to get involved to get things accomplished. The Board suggested that it takes work to inform the public and one way will be through the newspaper publications account of this meeting.
- Uniontown Police Chief Don Hensley; Chief Hensley suggested that anyone have a problem with a neighbor could try contacting the Stark County Mediation.

07-241 A resolution was made by Ellis Erb accepting the bid of Northstar Asphalt, Inc., 7345 Sunset Strip N.W., P.O. Box 2646, North Canton, Ohio 44720, for the 2007 Paving Project, at a total project cost of \$462,413.60. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-242 A resolution was made by Ellis Erb to go 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 to include the Trustees and Fiscal Officer. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-243 A resolution was made by Ellis Erb for the Board to return from executive session at 7:50 p.m. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-244 A resolution was made by Ellis Erb authorizing the board to send correspondence to UWUA Local 578, attention Dale Schrock, denying their grievance dated June 20, 2007. Seconded by Galen Stoll. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

07-245 A resolution was made by Ellis Erb adjourning the meeting at 7:51 p.m. Seconded by John Arnold. Roll call votes were:

Ellis Erb	yes
Galen Stoll	yes
John Arnold	yes

Ben Sommers, Fiscal Officer

Ellis Erb, President

Galen Stoll, Vice President

John Arnold, Member

