

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, President  
Ellis Erb, Member

Also Present:

Ben Sommers	Jim (last name illegible)
Mary Ann Kannam	Joy Dingman
Tom Renner	Jeff Kikel
Melissa Link	Mark Bochert
Rick Bochert	

Galen Stoll called the meeting to order at 6:30 p.m.

09-256 A resolution was made by Galen Stoll approving the minutes of June 22, 2009, as submitted. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

09-257 A resolution was made by Galen Stoll approving the minutes of July 6, 2009, as submitted. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

09-258 A resolution was made by Galen Stoll authorizing payment of payroll for July 24, 2009, in the amount of \$66,239.50. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

09-259 A resolution was made by Galen Stoll accepting/approving the Financial Report as of July 14, 2009, as submitted by the Lake Township Fiscal Officer. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

09-260 A resolution was made by Galen Stoll authorizing payment of bills as of July 14, 2009 in the amount of \$6,829.32. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

**CORRESPONDENCE**

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1. Ohio DAS – certificate of membership for Cooperative Purchasing Program
2. NEFCO – July agenda
3. OTA – legislative alerts
4. Stark County RPC – Uniontown Community Park clubhouse addition approval letter
5. Doug Piekarz – pandemic influenza plan
6. OPERS – Employer Outreach quarterly newsletter
7. Stark County RPC – July 7, 2009 agenda
8. Stark County RPC – Program Year 2010 Infrastructure Application Notification
9. Stark County RPC – Uniontown Chapel of Faith storage building approval
10. Stark County Homeless Services Collaborative – Homeless Stand Down event
11. Jeff Heimbaugh – records request
12. Lisa Seddon – seeking information about local governments
13. Legacy Mark – thanking us for purchase of cemetery software
14. Deana Detwiler (Morrow County Zoning Commission) – questions about zoning commission written rules & procedures
15. Andrea Handgrove – questions about township ordinances
16. OEDA – information regarding state budget
17. OPERS – information on reducing state workers’ pensions
18. Frank Gates Avizent – group rating enrollment delay
19. Charlyn Bridges/Howard Hanna – development of the Byler Flea Market
20. Grassroots Clippings – July newsletter
21. Mr. and Mrs. Michael Ziarko – information request Greentown Fire Department
22. Barbara Bradshaw – document shredding event
23. SERB – announcement of 2009 Fact-Finding conference
24. Independent Energy Consultants, Inc. – electric aggregation program
25. EfficientGovNow – Fund for Our Economic Future grant, reminder to vote
26. Mary Taylor, Auditor of State – Bulletin 2009-007
27. Graphic Enterprises – thank you for recent copier purchase
28. Russ Reid – information on their services
29. Stark County RPC – notice of subdivision action (Shepherd’s Gate)
30. Stark County RPC – copy of correspondence regarding Heritage Glen No. 3 (performance bond claim)
31. Stark County RPC – copy of correspondence regarding Heritage Glen No. 2 (maintenance bond claim)

**DEPARTMENT REPORTS**

**Police Department**

- The Board acknowledged receipt of the June 2009 Uniontown Police Statistical report.

**Road Department**

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- None

**Zoning Department**

- The Board acknowledged receipt of the June 2009 Zoning report.

**Fire Departments/Fire Prevention Office**

- None

**OLD BUSINESS:**

09-261 A resolution was made by Galen Stoll accepting the bid of Bochert Excavating, Inc. at 563 Old Forge Road., Kent, Ohio 44240 for a total project cost of \$47,205.00 for the 2009 Curb and Catch Basin Project. 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 Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

09-262 Mr. Stoll made the following resolution

The board of township trustees of Lake Township, in said county, hereby makes report and certified that on the 5th day of June, 2009, it was informed in writing that noxious weeds were growing on the lands of Christopher Dallas in said township and were about to spread and mature seeds; said lands being described as follows: Parcel No. 1905785, Congress Lake Ave., Hartville, - Quarter Section 1 NW, Lake Township and there upon said board of township trustees caused said noxious weeds to be cut or destroyed by one Alfred Raber 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>225.00</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>
<b>TOTALS</b>	\$ <u>300.00</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 Christopher Dallas

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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 Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

09-263 Mr. Stoll, moved for the adoption of the following resolution:

WHEREAS, the Greentown Athletic Association and certain adjoining property owners have requested portions of an unimproved and unnamed alley within Greentown, Lake Township, to be vacated or placed upon nonmaintained status and

WHEREAS, upon consideration of the request, and while anticipating the potential future need for such an unimproved and unnamed alley to be improved, the Board of Trustees pursuant to ORC 5571.20 (B) by its resolution of April 27, 2009, requested the Stark County Engineer to survey and create an adequate description to separately delineate the improved portion of said alley and the unimproved portions of said alley, and

WHEREAS, the Board of Trustees received the necessary advisory opinion and legal description from the Stark County Engineer dated June 10, 2009; copies of which are attached hereto and incorporated herein by reference as if fully rewritten herein; and

WHEREAS, ORC 5571.20 (A) provides that prior to adopting a resolution that places a road on nonmaintained status, the board shall hold at least two public hearings to allow for public comment on the proposed resolution; and, that the board shall publicize the times and place of the hearings by causing a notice to be published in a newspaper of general circulation in the county in which the road is located at least ten days prior to the date of the first meeting, and that if the township maintains a website on the internet, the same notice shall also be posted on that web site at least ten days prior to the first hearing; and

NOW THEREFORE, BE IT RESOLVED, that the Lake Township Board of Trustees, pursuant o the requirements of ORC 5571.20 (A) does hereby give notice that it shall hold two public hearings to allow for public comment on the proposed resolution to place portions of an unnamed and unimproved alley in Greentown, Lake Township, on unimproved status, and that the public hearings shall be immediately prior to the Lake Township Board of Trustees regular meeting on Monday, August 10, 2009 at 6:15 pm, and again on Monday, August 24, 2009 at 6:15 pm.

BE IT FURTHER RESOLVED, that the Fiscal Officer and Clerk of this board shall publicize the times and place of the hearings by causing a notice to be published in

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a newspaper of general circulation in the county in which the road is located at least ten days prior to the date of the first meeting, and shall also be posted on the Lake Township web site at least ten days prior to the first hearing;.

Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

**NEW BUSINESS:**

09-264 A resolution was made by Galen Stoll executing the following Road Open Permit:

D-09-12: Dominion East Ohio (3173 Crosby St.) tie-in 1” plastic service line

Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

09-265 A resolution was made by Galen Stoll executing the following cemetery deed:

Uniontown Greenlawn Cemetery, Section O, Lot No. 8, Graves 1 & 2

Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

09-266 A resolution was made by Galen Stoll authorizing correspondence be forwarded to ODOT for intent to purchase a 2009 Diamond Spec 7400 SFA 4x2 (SA525) dump truck cab and chassis under ODOT contract #023-09. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

09-267 A resolution was made by Galen Stoll authorizing an expenditure for purchase of a 2009 Diamond Spec 7400 SFA 4x2 (SA525) dump truck cab and chassis from Miami Valley International Trucks, Inc., 11775 Highway Drive, Cincinnati, Ohio 45241 under ODOT Contract No. 023-09, for a cost not to exceed \$68,764.00 This purchase is contingent upon receipt of purchasing authorization from the Ohio Department of Transportation. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

09-268 A resolution was made by Galen Stoll authorizing an expenditure for purchase of salt spreader, snow plow & hitch, hydraulic system, dump bed and installation of the same

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from Gledhill Road Machinery Co., P.O. Box 567, 765 Portland Way S., Galion, Ohio 44833 through the State Cooperative Purchasing Program for a cost not to exceed \$45,136.13. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll        yes  
Ellis Erb            yes

09-269 Mr. Stoll made the following resolution:

WHEREAS, The Board of Lake Township Trustees, having been informed in writing that Canada Thistle and Wild Carrot are growing on the lands in charge of Wells Fargo Bank, N.A. in this township, described as follows: Parcel 1901121, 11320 Wilhurst Ave. NE, Section 23 NW, Lake Township.

THEREFORE, BE IT RESOLVED that said Wells Fargo Bank, N.A. Whose address is Mac # 2303-048, 1 Home Campus, Des Moines, IA 50328 be notified by serving on him/her/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 not need for doing so under Section 5579.05 of the Ohio Revised Code.

Seconded by Ellis Erb. Roll call votes were:

Galen Stoll        yes  
Ellis Erb            yes

09-270 Mr. Stoll made the following resolution:

Pursuant to the provisions of Ohio Revised Code Section 5547.05, the Board hereby authorizes that a Road Right of Way Revocable Use Permit be prepared and forwarded to the property owners of 9818 Brown Avenue NW, Uniontown (Parcel No. 2001155) located in section 30NE Lake Township. Said Permit is for a frame garage and fence, located on Parcel No. 2001155, that encroach onto road right of way as shown on a survey drawing prepared by the Stark County Engineer's office and attached to a June 10, 2009 advisory opinion letter. In addition, said survey drawing will be attached to the Revocable Use Permit and made a part thereof. Further resolving, the Board is hereby authorized to execute said Revocable Use Permit upon completion of said document.

Seconded by Ellis Erb. Roll call votes were:

Galen Stoll        yes  
Ellis Erb            yes

**MEETING REPORTS:**

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- None

**FISCAL OFFICER’S REPORT**

09-271 A resolution was made by Galen Stoll authorizing the Board and Fiscal Officer to sign all Purchase Orders, Vouchers and Vendor’s Certificates. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

**PUBLIC SPEAKS**

*Jeff Kikel, 13457 Sugarbush Ave., Uniontown;* Jeff Kikel addressed the Board as a member of Boy Scout Troop 135. He attended the meeting as a requirement for his Citizenship in the Community Merit Badge.

09-272 A resolution was made by Galen Stoll adjourning the meeting at 6:47 p.m. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
Ellis Erb	yes

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Ben Sommers, Fiscal Officer

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Galen Stoll, President

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- Absent -  
John Arnold, Vice President

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Ellis Erb, Member

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