

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:

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

Also Present:

Ben Sommers
Joy Dingman
Greg Campbell
Melissa Link
Larry Ginther
Mary Ann Kannam
Don Wise
Dan Kamerer
Alec Ginther

John Arnold called the meeting to order at 6:30 p.m.

10-187 A resolution was made by John Arnold approving the minutes of April 26, 2010, as submitted. Seconded by Galen Stoll. Roll call votes were:

John Arnold yes
Ellis Erb yes
Galen Stoll yes

10-188 A resolution was made by John Arnold authorizing payment of payroll for May 14, 2010, in the amount of \$40,454.85. Seconded by Ellis Erb. Roll call votes were:

John Arnold yes
Ellis Erb yes
Galen Stoll yes

10-189 A resolution was made by John Arnold accepting/approving the Financial Report as of May 10, 2010, as submitted by the Lake Township Fiscal Officer. Seconded by Galen Stoll. Roll call votes were:

John Arnold yes
Ellis Erb yes
Galen Stoll yes

10-190 A resolution was made by John Arnold authorizing payment of bills as of May 10, 2010 in the amount of \$105,236.02. Seconded by Ellis Erb. Roll call votes were:

John Arnold yes
Ellis Erb yes
Galen Stoll yes

CORRESPONDENCE

- 1. Medical Mutual of Ohio -- reminder about Open Enrollment period for selecting a Managed Care Organization and endorsing CareWorks

2. The Gledhill Road Machinery Co – notice of a remittance address change
3. Sheakley – information about their services and about a new BWC Drug-Free Safety Program
4. Village of Hartville – notice of a variance request for Lot 244 Hartville (Auto Zone)
5. Ohio Comp – information about their services as a Managed Care Organization
6. Stark County Regional Planning Commission – May 4, 2010 Agenda
7. W Construction Supply – notice that the North Canton branch of Waco Formworks is closing and opening as W Construction Supply
8. The E Group – notice of Dominion East Ohio Gas increase of PIPP portion of delivery rate
9. Ohio Township Association – legislative update and information
10. CareWorks – notice that all existing customers will automatically be re-enrolled with them during the MCO Open Enrollment Period unless otherwise notified
11. Stark County Building Department – information regarding 12076 Lisa Avenue
12. John Johnson – seeking information about our township flag
13. Ohio Township Association – May *Grassroots Clippings* newsletter
14. Plain Township – notice of a Stormwater Quality Materials Workshop on May 5, 2010
15. Kent State University – information about upcoming E-Government seminars
16. E² Inc. – follow up to April 13, 2010 site walk at the IEL and copy of draft summary of meeting
17. Stark County Engineer – notice that a portion of Mogadore Avenue was approved by the Ohio Department of Transportation for a 45mph speed reduction
18. Ohio Department of Administrative Services – information from the April 22 Procurement User Group meeting
19. OhioEPA Air Pollution Control Division – copy of correspondence mailed to Miller's Christmas Tree Farm
20. Stark County Regional Planning Commission – registration form for a *Fundamentals of Cadastral Mapping* class
21. Stark County Health Department – information on their Mosquito Control Program and notice that there will be no changes for the 2010 season
22. OhioEPA Air Pollution Control Division – copy of correspondence mailed to Tara Smith regarding opening burning
23. Stark County Regional Planning Commission – Notice of Subdivision Action for Richardson Chiropractic and Congress Lake Homesites No. 1
24. Stark County Township Association – notice of May meeting
25. Corvel – information about their services and notice of Managed Care Organization Open Enrollment
26. Ohio Township Association – requests for information from other townships
27. Ohio Township Association – Ohio Township Administrators Network 2010 Spring Forum registration form
28. Russ Reid Co. – information about federal funding for police technology and emergency equipment initiatives
29. Stark County Regional Planning Commission – information about their programmable thermostat rebate program

DEPARTMENT REPORTS

Police Department

- The Board acknowledged receipt of the April 2010 Statistical Report from the Uniontown Police Department.

Road Department

10-191 A resolution was made by John Arnold authorizing an expenditure for the purchase of 15,000 lbs. of #34232 asphalt rubber sealant from DJL Material & Supply, Inc., PO Box 5293, Akron, Ohio 44334-0293 at a price of \$0.494 per pound plus freight charge of \$350.00 for a total cost not to exceed \$7,760.00. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

10-192 A resolution was made by John Arnold accepting the quote and authorizing the service of Tuscoat, LLC, 3701 Club Lane SE, New Philadelphia, Ohio 44663, for the application of rubber sealant to various township roads, for a cost of \$0.82 per pound not to exceed \$12,300.00. In addition authorize legal counsel to draft contract and Board to execute same. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

10-193 A resolution was made by John Arnold authorizing an expenditure in an amount not to exceed \$7,500.00 to Springfield Township, 2459 Canfield Road, Akron, Ohio 44312, for one-half of the proposed cost of repairing a section of Pontius Road approximately 9,240 square feet (420' x 22'). Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

10-194 A resolution was made by John Arnold hiring Nick Higginbotham as an auxiliary road department employee (Class "C") at \$8.00/hour, subject to the provisions of the Lake Township Employee handbook and contingent upon successful completion of a drug test. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

10-195 A resolution was made by John Arnold hiring Joshua Oswald as an auxiliary road department employee (Class "C") at \$8.00/hour, subject to the provisions of the Lake Township Employee handbook and contingent upon successful completion of a drug test. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

Zoning Department

- None

Fire Departments/Fire Prevention Office

- The Board acknowledged receipt of the April 2010 Month End Report for Uniontown Fire Department.

OLD BUSINESS:

- None

NEW BUSINESS:

10-196 A resolution was made by John Arnold authorizing the Board to execute the following cemetery deeds:

Uniontown Greenlawn Cemetery, Section P, Lot 100, Grave 4

Uniontown Greenlawn Cemetery, Section P, Lot 100, Graves 2 & 3

Uniontown Greenlawn Cemetery, Section M, Lot 86, Graves 3 & 4

Uniontown Greenlawn Cemetery, Section M, Lot 87, Grave 1

Uniontown Greenlawn Cemetery, Section M, Lot 87, Graves 2 & 3

Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

10-197 A resolution was made by John Arnold authorizing the Board to execute the following Road Open Permit:

D-10-10: Dominion East Ohio Gas – 2424 Serravalle Street (tie-in new gas service)

Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

10-198 Mr. Arnold made the following resolution:

WHEREAS, The Veterans’ Memorial Committee for the ALL VETERANS’ MEMORIAL at the Uniontown Community Park will hold the sixth annual Memorial Day Observance on May 31, 2010, at 1:30 pm, and

WHEREAS, three World War II Veterans and one Vietnam War Veteran will be honored during the May 31, 2010 Memorial Day Observance, and

WHEREAS, these Veterans, for their courageous personal sacrifice, are an inspiration and an example for our entire Nation,

NOW THEREFORE BE IT RESOLVED and recognized by the Board of Lake Township Trustees that these four Veterans,

WWII:

Rolland Leroy Bowers
Dale Leroy Stanford
Guy Wilson

VIETNAM WAR:

Frank H. Pressler

exemplify the best of the Lake Township community and are deserving of the community’s highest respect, praise, and gratitude.

BE IT FURTHER RESOLVED that the Board of Lake Township Trustees, on behalf of the citizens of Lake Township, thank you for your service to our Country.

Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

10-199 Mr. Arnold moved the adoption of the following resolution:

WHEREAS, pursuant to Ohio Revised Code §§5705.19(G), 5705.191, 5705.192, and 5705.25, and upon due investigation and consideration, the board has determined that the amount of taxes which may be raised within the ten (10) mill limitation in and for Lake Township Road District, Stark County, Ohio, for a five (5) year period of time being the tax years 2010, 2011, 2012, 2013 , and 2014, will be insufficient to provide an adequate amount for the purpose of providing for the general construction, reconstruction, resurfacing and repair of streets, roads, and bridges, at a rate not exceeding one and one-half (1.5) mills for each one (1) dollar of valuation, which amounts to fifteen cents (\$0.15) for each \$100.00 of valuation, for five (5) years, being tax years 2010, 2011, 2012, 2013 , and 2014; and

WHEREAS, by reason thereof, this Board has determined that it is necessary to levy a renewal of a tax for the benefit of the Lake Township Road District of one and one-half (1.5) mills, which is in excess of such limitation, for a period of five (5) years for the purpose of providing for the general construction, reconstruction, resurfacing and repair of streets, road, and bridges at a rate not exceeding one and one-half (1.5) mills for each \$1.00 of valuation, which amounts to fifteen cents (\$0.15) for each \$100.00 of valuation, for five (5) years, tax years 2010, 2011, 2012, 2013 , and 2014; and

WHEREAS, by reason of the facts above set forth, this Board determines that it should, and hereby does, declare itself to submit to the electors of the Lake Township Road District, Stark County, Ohio, at the general election to be held on November 2, 2010, the question of levying a renewal of a tax outside the ten (10) mill limitation for the purpose of providing for the general construction, reconstruction, resurfacing and repair of streets, road, and bridges at a rate not exceeding one and one-half (1.5) mills for each \$1.00 of valuation, which amounts to fifteen cents (\$0.15) for each \$100.00 of valuation, for five (5) years, tax years 2010, 2011, 2012, 2013 , and 2014.

NOW, THEREFORE, BE IT RESOLVED, that there shall be submitted to the electors of the Lake Township Road District, Stark County, Ohio, at the general election on November 2, 2010, the question of a renewal of a tax for the benefit of Lake Township Road District, Stark County, Ohio, for the purpose of providing for the general construction, reconstruction, resurfacing and repair of streets, road, and bridges at a rate not exceeding one and one-half (1.5) mills for each \$1.00 of valuation, which amounts to fifteen cents (\$0.15) for each \$100.00 of valuation, for five (5) years, tax years 2010, 2011, 2012, 2013 , and 2014.

BE IT FURTHER RESOLVED that the submission of said proposal, the notice of election, the form of ballot, the certification of the levy as voted outside the ten (10) mill limitation, and the levying of such renewal millage shall be in accordance with the provisions of Sections 5705.19(G), 5705.191, 5705.192, and 5705.25 and other related

Sections of the Revised Code of Ohio and in accordance with the statutes in such cases made and provided; and

BE IT FURTHER RESOLVED that the form of ballot cast at such election shall be:

PROPOSED TAX LEVY (RENEWAL)
LAKE TOWNSHIP ROAD DISTRICT, STARK COUNTY

A majority Affirmative Vote is Necessary for Passage.

“A renewal of a tax for the benefit of Lake Township Road District for the purpose of providing for the general construction, reconstruction, resurfacing and repair of streets, roads, and bridges at a rate not exceeding one and one-half mills for each \$1.00 of valuation, which amounts to fifteen cents (\$0.15) for each \$100.00 of valuation, for five (5) years, commencing in 2010, first due in calendar year 2011.

	FOR THE TAX LEVY
	AGAINST THE TAX LEVY

BE IT FURTHER RESOLVED that pursuant to Ohio Revised Code §5705.03(B) that this resolution was certified by the Stark County Auditor who tabulated the monies to be generated by the current levy, and the monies to be generated by the proposed renewal levy.

BE IT FURTHER RESOLVED that the Clerk of this Board be, and hereby is, directed and authorized to proceed forthwith the certification hereof to the Board of Elections of Stark County, Ohio, pursuant to the provisions of 5705.19(G), 5705.191, 5705.192, and 5705.25 and other related statutes and to proceed with all things necessary to be done and ordered to accomplish the purpose of this resolution.

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 adopted 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:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

MEETING REPORTS/MISCELLANEOUS

- The Board announced that on May 4, 2010 the Lake Township voters passed a ballot issue authorizing the Board to form a Governmental Electric Aggregation program for the purchase of electricity on behalf of Lake Township residents.

10-200 A resolution was made by John Arnold scheduling two public hearings for its Electric Aggregation Program Plan of Operation and Governance. The first hearing will be held at 10:00 a.m. on Friday May 21, 2010 at the Lake Township Administrative Offices located at 12360 Market Ave. N, Hartville, Ohio. The second hearing will be held at 6:00 p.m. on Monday May 24, 2010 at the Lake Township Administrative Offices located at 12360 Market Ave. N, Hartville, Ohio, with the regular meeting to immediately follow. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

- The Board noted the dates for the Spring Clean Up are Tuesday, June 8, 2010 through Saturday, June 12, 2010 from 8:00 a.m. to 8:00 p.m. Appliances, electronics, solid waste and 12 tires per household or business will be accepted. No batteries, hazardous waste, paint or unknown substances will be accepted.

FISCAL OFFICER’S REPORT

10-201 A resolution was made by John Arnold authorizing the Board and Fiscal Officer to sign all Purchase Orders, Vouchers and Vendor’s Certificates. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

- The Board acknowledged the following “Transfers Within a Fund” in accordance with Res. #10-025,

<u>DATE</u>	<u>AMOUNT</u>	<u>FROM</u>	<u>TO</u>
4/10/10	\$6,000.00	4-A-10 (Insurance)	4-A-13 (Other Expenses)
4/10/10	\$6,000.00	4-B-2 (Material)	4-A-13 (Other Expenses)

Purpose: To appropriate funds for P.O. needed for Phase II Stormwater Contract with Stark County Health Dept.

10-202 A resolution was made by John Arnold authorizing the Fiscal Officer of Lake Township to file a request with the Stark County Auditor for any Tax Advance of the accumulated ESTATE TAXES collected on behalf of Lake Township for the MAXIMUM AMOUNT ALLOWABLE by law. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

10-203 A resolution was made by John Arnold authorizing the Fiscal Officer of Lake Township to request an Amended Certificate from the Stark County Budget Commission, which would allow the Lake Township Board of Trustees to make the following budgetary adjustment(s) in the 2010 Permanent Appropriations and Receipts Budgets:

2010 Budgetary Adjustment(s)

<u>Fund</u>	<u>Amount</u>	<u>Reason</u>
FUND #1 General Fund - Estate Taxes collected	<u>\$255,000.00</u>	Unanticipated
Total budgetary adjustment:	<u>\$255,000.00</u>	

Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

PUBLIC SPEAKS

Alec Ginther, 3322 Kinsley Dr., Hartville; Alec Ginther introduced himself to the board as a member of Boy Scout Troop 45. He is working on his Citizenship in the Community merit badge.

10-204 A resolution was made by John Arnold adjourning the meeting at 6:58 p.m. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

Ben Sommers, Fiscal Officer

John Arnold, President

Ellis Erb, Vice President

Galen Stoll, Member
