

The Board of Lake Township Trustees met in regular session immediately following the Lake Township Records Commission meeting which met 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 | Jim Shaffer |
| Earl McClung | Mel Noble |
| Karen Austin | Charles Austin |
| William Doty | Michael Wilt |
| Lynn Wilt | Alex Sales |
| Marsha Sales | John Koehler |
| Elizabeth Koehler | Elizabeth S..... |
| Derek Heatwall | Mary Ann Kannam |
| Marilyn Mundorf | Larry Mundorf |
| Joy Dingman | Jane Watkins |
| Chris Andrews | Cheryl Andrews |
| Don Myers | Ed Welch |
| David Mast | Paul Slabaugh |
| Tim Allen | Rod Bonsky |
| Russel Koch | Carolyn Koch |
| Harry Wall | Michael McDonald |
| Denise O'Wesney | Vivianne Whalen |
| Marci Seccombe | John Derimiggio |

John Arnold called the meeting to order at 6:34 p.m.

PUBLIC SPEAKS

Timothy Allen, 10680 Middlebranch Ave., Hartville; Mr. Allen spoke against having a township police department, he has been happy with his dealings with the Stark County Sheriff's office.

Jane Watkins, 13544 Theeland Ave, Uniontown; Ms. Watkins is opposed to the police levy and questioned the trustees' honesty by allowing the mistake on the ballot. Trustee Arnold responded that had they known about the error it would never have gone forward.

Emily Kish, 2608 Aylesbury St, North Canton; Ms. Kish spoke in support of the Lake Township Police Department. She said she felt much more secure the last five months when she had a police station located within five minutes and now misses it. She thinks we need this kind of coverage but maybe the answer is not as expensive as the taxes were, but doesn't feel the Stark County Sheriff is the answer. Perhaps we could look at the Uniontown Police Department again but at a lower cost.

Cheryl Andrews, 9089 Bletchley Ave., North Canton; Ms. Andrews would like to see all the options with all the cost; the Board needs to find the best protection at the lowest cost. She said the Stark County Sheriff would offer more protection if the Board of Trustees would pay for it. Trustee Arnold explained that in order for the Township to pay for increased protection from the Stark County Sheriff's office they would have to contract with them for the entire township and the Uniontown police district would have to be dissolved.

Chief Deputy McDonald, Stark County Sheriff's Office; Deputy McDonald presented the Board with a copy of a proposal for the township's police protection. They would like to have the opportunity to bid on the contract in the event that it goes back on the ballot.

Dr. Russell Koch, 2135 Howard St., Hartville; Dr. Koch spoke in support of the Lake Township Police Department, he never felt safer as when the Lake Township Police were patrolling.

Harry Wall, 2171 Green St., Hartville; Mr. Wall is favor of the Lake Township Police Department, he felt his neighborhood was safer after Lake Township police started patrolling.

Michael Wilt, 1732 Edison St., Hartville; Mr. Wilt spoke in support of the Lake Township Police Department. As a resident of the Uniontown Police District, he voted against expansion because he felt it would diminish his service, but after seeing it in action the last 6 months he has changed his mind and he would support it if it goes back on the ballot. He stated that you get what you pay for and if you're looking for a cheaper option you may also get less coverage.

Chris Andrews, 9089 Bletchley Ave., North Canton; Mr. Andrews spoke against the expansion of the police department, the cost is astronomical. He expects the Trustees to explore all the options available and find a much lower cost.

Karen Austin, 9706 Milan Ave., Greentown; Ms. Austin asked the Board if they investigated other options before placing the levy on the ballot. Trustee Arnold said they cannot contract with two separate police departments to cover Lake Township, one options is to expand the Uniontown Police Department to cover the whole township, and the other option is to dissolve the Uniontown Police District and then contract with the Stark County Sheriff's Department. It was their feeling, understanding the mix of voters, that the only way to achieve township wide police coverage was to expand the Uniontown Police Department. It was their expectation that the levy as it was put on the ballot would cover the cost for a minimum of 10 years without any renewal or replacement. Ms. Austin stated she is against a township police department at 4.5 mils.

Rod Bonsky, 3011 Perrydale, Greentown; Mr. Bonsky asked why the people who made this mistake on the ballot are still working. Trustee Arnold said it was the responsibility of the Stark County Board of Elections and the Stark County Prosecutor's Office to make sure that mistake did not go forward. Mr. Bonsky spoke against the need for the Lake Township Police Department but we need to see all the options.

Denise O'Wesney, 9233 Wellspring, North Canton; Ms. O'Wesney asked that the Trustees make a decision that is fiscally responsible for all township residents.

Susan Leonatti, 3813 Arlind St., Uniontown; Ms. Leonatti asked the Board why they have to be involved for better Stark County Sheriff coverage when they already have sheriff coverage that does not involve the Board and why they appealed Judge Haas decision. Trustee Arnold responded that they appealed based on the advice of the Stark County Prosecutor's office. Mr. Arnold stated that it did pass and that there were voters that wanted the coverage not based solely on misunderstanding what the ballot said. They wanted clarification from the Supreme Court that overturning the election was the right decision. The Board has no jurisdiction over the Stark County Sheriff as things stand now, if the township were to contract with the Sheriff then they would be involved, the Sheriff's office would be bound by contract to provide certain services.

Bill McClelland, 8621 W. Wadora Cir., Canton; Mr. McClelland inquired about the delayed posting of the minutes on the township website.

Larry Mundorf, 2163 Buruberry St, North Canton; Mr. Mundorf asked the Board to apologize for the situation. The Board stated that they have apologized and they are sorry that this situation has occurred. He asked that they show the residents respect by having further open meetings where the issue is discussed.

Emily Kish, 2608 Aylesbury St, North Canton; Ms. Kish addressed the audience stating that they should accept the apology of the trustees and work together as a community to make this right. She asked them not to focus on the mistake but to focus on the next step to make it better.

Kurt McCauley, 10370 Wright Rd, Uniontown; Mr. McCauley feels that the Uniontown police district should not be able to vote on the expansion. Trustee Arnold state that they are not allowed under the Ohio Revised Code to exclude the Uniontown police district from the vote.

Earl McClung, 11876 Geib Ave., Hartville; Mr. McClung stated that we need to stay focused on the whole community.

Jim Miller, 2260 State St. NW, Greentown; Mr. Miller asked the Trustees to inquire about the statute allowing Uniontown police district to vote on the expansion and the possibility of changing it. Trustee Arnold said it would take an awfully long time to pursue changes to the statute.

Don Myers, 2314 State St. NE, North Canton; Mr. Myers spoke in support of the levy and feels his vote was disenfranchised and would like to see it on the ballot again.

Lee Sherer, 2588 Eaver St., Uniontown; Mr. Sherer asked when the legislation was passed that the whole township must vote on the expansion. The Board responded that it was 1965.

William Doty, 3288 State St. NW, Greentown; Mr. Doty stated that he feels one police department, county wide, run by the Sheriff who is elected by the people would be better but he is against higher taxes.

John Derimiggio, 8503 Mackenzie Ave., North Canton; Mr. Derimiggio asked that the Board do a better job explaining the proposal if it is on the ballot again. He wondered why the levy couldn't be renewable instead of continuous, so the issue could be revisited. He said the mistake on the ballot was a good thing because now the voters are engaged with township and paying attention. Trustee Arnold agreed that is a good thing to have the residents involved.

Harry Wall, 2171 Green St., Hartville; Mr. Wall stated that taxes are going to go up regardless whether it's a township police department or a contract with the sheriff if you want increased protection.

Marci Seccombe, 8985 Kennemer Cir, North Canton; Ms. Seccombe stated there is no price for safety and the community should come together to make this a safe place.

12-173 A resolution was made by John Arnold closing public speaks portion of the meeting at 7:45 p.m. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-174 A resolution was made by John Arnold to take a short recess. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-175 A resolution was made by John Arnold to reconvene the meeting at 7:57 p.m. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-176 A resolution was made by Ellis Erb approving the minutes of May 14, 2012 as submitted. Seconded by Galen Stoll. Roll call votes were:

John Arnold	abstain
Ellis Erb	yes
Galen Stoll	yes

12-177 A resolution was made by John Arnold approving the minutes of May 17, 2012 as submitted. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-178 A resolution was made by John Arnold approving the minutes of May 25, 2012 as submitted. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-179 A resolution was made by John Arnold authorizing payment of payroll for May 31, 2012 in the amount of \$10,024.86. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-180 A resolution was made by John Arnold authorizing payment of payroll for June 8, 2012 in the amount of \$50,455.74. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-181 A resolution was made by John Arnold accepting/approving the Financial Report as of May 29, 2012, as submitted by the Lake Township Fiscal Officer. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-182 A resolution was made by John Arnold authorizing payment of bills as of May 29, 2012 in the amount of \$53,160.27. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

CORRESPONDENCE

1. Stark-Tuscarawas-Wayne Joint Solid Waste Management District -- seeking information regarding any special collection events in our area
2. Stark County Regional Planning Commission -- Notice of Subdivision Review
3. Ohio Public Employees Retirement System -- May 22, 2012 *Employer Outreach*
4. Chesapeake Energy Corporation -- weekly activities report - Stark County

5. U.S. Census Bureau -- update on 2010 Census coverage measurement results
6. Ohio Township Association -- June 2012 *Grassroots Clippings* newsletter
7. Ohio Township Association -- legislative alerts
8. Stark Soil & Water Conservation District -- site inspection reports
9. Hartville Lion's Club -- invitation to Captain Stiles Memorial Dedication
10. Betty Mast -- letter regarding the Uniontown Police Levy
11. Ohio Department of Public Safety -- April 2012 License Tax Distribution
12. Companion Life -- copy of Amendment to group insurance plan
13. Kenneth Steele -- letter regarding the Lake Township Police
14. U.S. Department of Justice -- Bulletproof Vest Partnership FY 2012 Application Announcement
15. Don Myers -- letter regarding police protection asking issue be put back on ballot
16. Jeff & Brenda McCort -- letter regarding the police levy
17. Stark Council of Governments -- notice of June 5, 2012 General Membership Meeting and Agenda
18. Ohio Association of Public Treasurers -- information regarding Workers' Compensation OAPT Group Rating Program
19. OhioEPA -- announcement of "Recognition of Improved Air Quality in Stark County" public hearing on June 6, 2012
20. Stark County Citizens' Advisory Council -- copy of June 13, 2012 Agenda

DEPARTMENT REPORTS

Police Department

- The Board acknowledged receipt of the April 2012 Statistical Report for Lake Township Police Department.

Road Department

- John Arnold stated that Ty Reiter is an asset to the Road Department and has contributed greatly to the improved work we are seeing out of the department. He worked for us a number of years in a part time position and this brings him to the same level as the guys he is working along side on a daily basis.

12-183 A resolution was made by John Arnold authorizing an increase in compensation only, for Road Department employee Ty Reiter, advancing from 'Article XXI – Compensation' Labor/Operator 1-year (\$19.32) to Labor/Operator 3-year (\$22.10) of the Utility Workers Union of America AFL-CIO Local #578 Contract. Said increase to be effective April 30, 2012. 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 2012 Uniontown Fire Department Statistical Report.
- The Board acknowledged the forwarding of correspondence to SafeCo Insurance by the Fire Prevention Officer, regarding March 20, 2012 claims loss at 9747 Cleveland Avenue.

OLD BUSINESS:

12-184 A resolution was made by John Arnold rescinding Resolution No. 12-147. This resolution was to sell the SRT vehicle, the Board was under the impression that the vehicle had been appraised at less than \$2,500, when in fact a formal appraisal had not been done. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

NEW BUSINESS:

12-185 A resolution was made by John Arnold authorizing the Board to execute the following Cemetery Deeds:

Woods Cemetery - Section South, Lot 585, Grave 1
Mt. Peace Cemetery - Section 2A, Lot 69, Graves 2 & 3

Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-186 A resolution was made by John Arnold that the Lake Township Board of Trustees have determined, based upon information from the Zoning Administrator, that junk motor vehicles are located on the property at 3866 Edison Street NW, Uniontown and owned by Clearview Properties. The Board further resolves that a notice for removal of junk motor vehicles, in accordance with Ohio Revised Code Section 505.871, will be sent to the property owners and the Zoning Administrator is hereby authorized to take all of the necessary steps pursuant to Ohio Revised Code Section 505.871 in order to provide for the removal of said junk motor vehicles. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-187 A resolution was made by John Arnold releasing the bond for Road Open Permit

No. O-12-03 (Tank Pro -- Northdale Street). Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-188 After discussion a resolution was made by John Arnold denying the May 22, 2012 request from Friends of the Lake Community Library for use of the sign at the old Lake Senior Center and not allowing any community group use of the sign Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-189 A resolution was made by John Arnold hiring Jonathan Wittmer as an auxiliary cemetery maintenance department employee at a rate of \$8.00/hour, subject to the provision of the Lake Township Employee handbook and contingent upon successful completion of a drug test and successfully obtaining a work permit. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

MEETING REPORTS/MISCELLANEOUS

- The Trustees attended the Hartville Lion's Club Memorial Dedication for Captain Stiles.
- The Trustees also attended the Uniontown Lion's Club Veterans Memorial on Memorial Day.

FISCAL OFFICER'S REPORT

12-190 A resolution was made by John Arnold authorizing the Board and Fiscal Officer to sign all Purchase Orders and Vouchers. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-191 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 2012 Permanent Appropriations and Receipts Budgets:

2012 Budgetary Adjustment(s)

<u>Fund</u>	<u>Amount</u>	<u>Reason</u>
#9 POLICE FUND	(\$1,149,460.00)	Property Taxes Reduced
#1 GENERAL FUND	<u>\$ 103,350.44</u>	Estate Taxes Collected
Total budgetary adjustment:	<u>(\$1,046,109.56)</u>	

Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-192 A resolution was made by John Arnold authorizing the Lake Township Board of Trustees to convene an executive session at 8:09 p.m. pursuant to ORC 121.22 (G)(1) to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee and to include the Trustees, Fiscal Officer, Police Chief and legal counsel. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-193 A resolution was made by John Arnold to return from executive session at 9:31 p.m. Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-194 Trustee Arnold moved the adoption of the following resolution:

WHEREAS, Ohio Revised Code Section 505.64, and certain employee personnel policies and procedures, along with certain administrative rules and regulations of the Lake Township Board of Trustees, impose and mandate certain duties and responsibilities upon any authorized user of a Lake Township credit card; and

WHEREAS, Ohio Revised Code Section 507.11, imposes certain limitations and restrictions on the ability of any township employee to obligate public funds or for the Lake Township Board of Trustees to pay out public funds to satisfy any such employee incurred expense, debt or other expenditure; and

WHEREAS, the Lake Township Fiscal Officer has brought to the attention of the Lake Township Board of Trustees, certain credit card and departmental expenditures that may be outside the employee's authorization for such credit card purchases; and

WHEREAS, by reason whereof, the Lake Township Board of Trustees has determined that it should request a review and an opinion from the Office of the Stark County Prosecuting Attorney, as the statutory legal advisor of the township concerning the propriety of such credit card purchases; and

WHEREAS, by reason whereof, the Lake Township Board of Trustees has determined that it should request a review and an opinion from the Office of the Ohio State Auditor concerning the propriety of such credit card purchases; and

NOW THEREFORE IT IS HEREBY RESOLVED, by reason of the facts above set forth, this Board has determined that it should, and hereby does, pursuant to Revised Code Sections 505.64, 507.11, and the employee personnel policies and procedures, along with certain administrative rules and regulations of the Lake Township Board of Trustees, that may impose and mandate certain duties and responsibilities upon any authorized user of a Lake Township credit card; request a legal opinion from the Office of the Stark County Prosecuting Attorney concerning the authorization, propriety, use and expenditures of certain purchases using the Lake Township credit card; and

BE IT FURTHER RESOLVED, by reason of the facts above set forth, this Board has determined that it should, and hereby does, pursuant to Revised Code Sections 505.64, 507.11, and the employee personnel policies and procedures, along with certain administrative rules and regulations of the Lake Township Board of Trustees, that may impose and mandate certain duties and responsibilities upon any authorized user of a Lake Township credit card; request a review and opinion from the Ohio State Auditor concerning the authorization, propriety, use and expenditure for certain items and purchases incurred using the Lake Township credit card; and

BE IT FURTHER RESOLVED, that the Lake Township Fiscal Officer shall compile all information brought to the attention of the Lake Township Board of Trustees, regarding certain credit card and departmental expenditures that may be outside the employee's authorization for such credit card purchases and present all of the said information to both the Office of the Stark County Prosecutor and the Ohio State Auditor to review and offer an opinion and direction concerning said credit card purchases and charges at issue;

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 Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-195 A resolution was made by John Arnold adjourning the meeting at 9:35 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

