

The Board of Lake Township Trustees met in regular session at 9:30 a.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
Sam Miller
Mary Ann Kannam

John Arnold called the meeting to order at 9:30 a.m.

12-426 A resolution was made by John Arnold approving the minutes of December 10, 2012 as submitted. Seconded by Ellis Erb. Roll call votes were:

John Arnold yes
Ellis Erb yes
Galen Stoll yes

12-427 A resolution was made by John Arnold authorizing payment of payroll for December 31, 2012 in the amount of \$13,598.13. Seconded Galen Stoll. Roll call votes were:

John Arnold yes
Ellis Erb yes
Galen Stoll yes

12-428 A resolution was made by John Arnold authorizing payment of payroll for January 4, 2013 in the amount of \$48,492.71. Seconded Ellis Erb. Roll call votes were:

John Arnold yes
Ellis Erb yes
Galen Stoll yes

12-429 A resolution was made by John Arnold accepting/approving the Financial Report as of December 24, 2012, 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

12-430 A resolution was made by John Arnold authorizing payment of bills as of December 24, 2012 in the amount of \$734,725.95. Seconded by Ellis Erb. Roll call votes were:

John Arnold yes
Ellis Erb yes
Galen Stoll yes

- The Board noted that this amount includes \$692,968.45 for the 2012 Paving Plan.

CORRESPONDENCE

1. Stark County Regional Planning Commission -- copy of correspondence sent regarding Kames Sporting Goods
2. NEFCO -- notice of December 19, 2012 meeting and Agenda
3. Ohio Township Association -- legislative alerts
4. Stark County Auditor -- certificate of County Auditor to amend permanent appropriations pursuant to Resolution No. 12-398
5. State Employment Relations Board (SERB) -- request to complete the 2013 Health Insurance Survey
6. Walter Anderson -- questions regarding surplus items for auction
7. Stark-Tuscarawas-Wayne Joint Solid Waste Management District -- copy of the fully executed 2013 grant agreement
8. Ohio Department of Public Safety -- License Tax Statistics Reports
9. Stark Soil & Water Conservation District -- Site Inspection Reports (Chestnut Ridge; Glengarry Allotment; Fiddlers Creek Condos)
10. Sprint -- information about their products and services
11. Ohio Public Employees Retirement System -- December 19, 2012 *Employer Outreach* notice; December 21, 2012 *Employer Notice*
12. Stark County Engineer -- 2012/2013 Salt Purchase and Bid Prices
13. Stark County Regional Planning Commission -- copy of December 4, 2012 Nominating Committee meeting and January 9, 2013 Agenda
14. Stark County Township Association -- information regarding Leadership Stark County Government Academy
15. Ohio Department of Transportation -- copy of fully executed State Infrastructure Bank preliminary project term sheet for the SR 619 project
16. Sidley -- notice of 2013 price increases for all of its ready mix locations
17. Northstar Asphalt -- notice of new email address

DEPARTMENT REPORTS

Police Department

- The Board acknowledged receipt of the November 2012 Statistical Report for the Uniontown Police Department.

12-431 A resolution was made by John Arnold hiring Kallen Richardson as a part-time Reserve Officer for the Uniontown Police Department, subject to the provision of the Lake Township Employee Handbook and contingent upon successful completion of all testing as required. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

Road Department

- None

Zoning Department

- None

Fire Departments/Fire Prevention Office

- None

OLD BUSINESS:

12-432 A resolution was made by John Arnold amending Resolution No. 12-332, adopted October 8, 2012 to read as follows:

BURIAL POLICY

No more than two (2) remains shall be buried in a single burial space; a single full burial, a full burial and a single cremation burial **with the full burial occurring first**, or two (2) cremation burials. All full burials require a vault. All markers must fit within the boundaries of the grave space including the required foundation border, headstones may be flush or above grade, but all footstones must be flush with the ground.

Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

NEW BUSINESS:

12-433 A resolution was made by John Arnold reappointing John Elsey as alternate member on the Zoning Commission for a two year term beginning December 27, 2012. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-434 A resolution was made by John Arnold reappointing Denise Ballinger as alternate member on the Board of Zoning Appeals for a two year term beginning December 27, 2012.

Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-435 A resolution was made by John Arnold authorizing the Board to execute the following Road Open Permits:

D-12-52: Dominion East Ohio Gas - 10325 Hoover Avenue (new service line)

D-12-53: Dominion East Ohio Gas - 2940 Londonbury St NW (new service line)

D-12-54: Dominion East Ohio Gas - 2906 Londonbury St NW (new service line)

Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-436 A resolution was made by John Arnold accepting the PPA/HEART/WREARA Amendment to the LAKE TOWNSHIP 457 DEFERRED COMPENSATION PLAN (the Amendment) is hereby approved and adopted and that the authorized representative, Ben Sommers Lake Township Fiscal Officer, is hereby authorized and directed to execute and deliver to the Administrator of the Plan one or more counterparts of the amendment.

Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-437 A resolution was made by John Arnold amending, in part, Items 4 and 5 and reaffirming otherwise the provisions of the Park Maintenance Agreement entered into as of the 11th day of June, 2007 with changes made the 6th day of August, 2007 to Item No. 2 and acknowledged and initialed by the Board of Lake Township Trustees and the Board of Education for the Lake Local School District. Said Amendment is to address the parking permit fees and maintenance during winter months. A copy of said Amendment will be attached hereto and made a part of these Minutes. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

12-438 Trustee Arnold moved the adoption of the following resolution:

WHEREAS, 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 Fire District, Stark County, Ohio, for the next five (5) years will be insufficient to provide an adequate amount for the purpose of providing and maintaining fire apparatus, appliances, buildings, or sites therefor, or sources of water supply and materials therefor, or the establishment and maintenance of lines of fire alarm telegraph, or the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, including the payment of including the payment of any employer contributions required for such personnel under section 145.48 or 742.34 of the Revised Code, or the purchase of ambulance equipment, or the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company, in Lake Township Fire District, Stark County, Ohio; and

WHEREAS, by reason thereof, this board has determined that it will be necessary to levy a renewal of a tax levy of one (1.00) mill, which is in excess of the limitation, for a period of five (5) years for the purpose of providing and maintaining fire apparatus, appliances, buildings, or sites therefor, or sources of water supply and materials therefor, or the establishment and maintenance of lines of fire alarm telegraph, or the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, including the payment of including the payment of any employer contributions required for such personnel under section 145.48 or 742.34 of the Revised Code, or the purchase of ambulance equipment, or the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company, in the Lake Township Fire District, Stark County, Ohio; and

WHEREAS, by reason of the facts above set forth, this board has determined that it should, and hereby does, declare itself to submit to the electors of Lake Township Fire District, Stark County, Ohio, at the primary election to be held May 7, 2013, the question of levying a renewal of a tax outside the ten (10) mill limitation for the purpose of providing and maintaining fire apparatus, appliances, buildings, or sites therefor, or sources of water supply and materials therefor, or the establishment and maintenance of lines of fire alarm telegraph, or the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, including the payment of including the payment of any employer contributions required for such personnel under section 145.48 or 742.34 of the Revised Code, or the purchase of ambulance equipment, or the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company, in Lake Township Fire District, Stark County, Ohio, for a period of five (5) years, being tax years 2013, 2014, 2015, 2016 and 2017.

NOW, THEREFORE, BE IT RESOLVED that there shall be submitted to the electors of Lake Township Fire District, Stark County, Ohio, at the primary election on May 7, 2013, the question of the renewal of a tax levy outside the ten (10) mill limitation in and for Lake Township Fire District, Stark County, Ohio, in the amount of one (1.00) mill for the purpose of providing and maintaining fire apparatus, appliances, buildings, or sites therefor, or sources of water supply and materials therefor, or the establishment and maintenance of lines of fire alarm telegraph, or the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, including the payment of including the payment of any employer contributions required for such personnel under section 145.48 or 742.34 of the Revised Code, or the purchase of ambulance equipment, or the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company, in Lake Township Fire District, Stark County, Ohio, and that said renewal tax of one (1.00) mills shall be levied for a period of five (5) years, being tax years 2013, 2014, 2015, 2016 and 2017.

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 millage shall be in accordance with the provisions of Sections 5705.19 (I), 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 TAX)
LAKE TOWNSHIP FIRE DISTRICT**

A majority Affirmative Vote is Necessary for Passage.

A renewal of a tax for the benefit of Lake Township Fire District, Stark County, Ohio, for the purpose of providing and maintaining fire apparatus, appliances, buildings, or sites therefor, or sources of water supply and materials therefor, or the establishment and maintenance of lines of fire alarm telegraph, or the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, including the payment of including the payment of any employer contributions required for such personnel under section 145.48 or 742.34 of the Revised Code, or the purchase of ambulance equipment, or the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company, at a rate not exceeding one (1.00) mills for each one dollar of valuation, which amounts to ten cents (\$0.10) for each one hundred dollars of valuation, for five (5) years, commencing in 2013, first due in calendar year 2014.

<u>FOR THE TAX LEVY</u>	
<u>AGAINST THE TAX LEVY</u>	

BE IT FURTHER RESOLVED that pursuant to Revised Code Section 5705.03(B) that this Resolution be certified to the Stark County Auditor for the Stark County Auditor to tabulate the monies generated by the current levy, the monies to be generated by the proposed additional levy, and the monies to be generated by the additional levy after rescission of the current levy.

BE IT FURTHER RESOLVED that the Fiscal Officer and Clerk of this Board be, and he 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 Sections 5705.19(G), 5705.191, 5705.192, and 5705.25 and other related statutes and to proceed with all things necessary to be done in order 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

12-439 Trustee Arnold moved the adoption of the following resolution:

WHEREAS, 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 the next five (5) years will be insufficient to provide an adequate amount for the general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges in the Lake Township Road District, Stark County, Ohio; and

WHEREAS, by reason thereof, this board has determined that it will be necessary to levy a renewal of a tax levy of one and one quarter (1.25) mills, which is in excess of the limitation, for a period of five (5) years for the general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges in the Lake Township Road District, Stark County, Ohio; and

WHEREAS, by reason of the facts above set forth, this board has determined that it should, and hereby does, declare itself to submit to the electors of the Lake Township

Road District, Stark County, Ohio, at the primary election to be held May 7, 2013, the question of levying a renewal of a tax outside the ten (10) mill limitation for the general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges in Lake Township Road District, Stark County, Ohio, for a period of five (5) years, being tax years 2014, 2015, 2016, 2017 and 2018.

NOW, THEREFORE, BE IT RESOLVED that there shall be submitted to the electors of Lake Township Road District, Stark County, Ohio, at the primary election on May 7, 2013, the question of the renewal of a tax levy outside the ten (10) mill limitation in and for Lake Township Road District, Stark County, Ohio, in the amount of one and one quarter (1.25) mills for the general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges in Lake Township Road District, Stark County, Ohio, and that said renewal tax of one and one-quarter (1.25) mills shall be levied for a period of five (5) years, being tax years 2014, 2015, 2016, 2017 and 2018.

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 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 TAX)
LAKE TOWNSHIP ROAD DISTRICT

A majority Affirmative Vote is Necessary for Passage.

A renewal of a tax for the benefit of Lake Township Road District, Stark County, Ohio, for the purpose of general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges at a rate not exceeding one and one-quarter (1.25) mills for each one dollar of valuation, which amounts to twelve and one-half cents (\$0.125) for each one hundred dollars of valuation, for five (5) years, commencing in 2014, first due in calendar year 2015.

<u>FOR THE TAX LEVY</u>	
<u>AGAINST THE TAX LEVY</u>	

BE IT FURTHER RESOLVED that pursuant to Revised Code Section 5705.03(B) that this Resolution be certified to the Stark County Auditor for the Stark County Auditor to tabulate the monies generated by the current levy, the monies to be generated by the proposed additional levy, and the monies to be generated by the additional levy after rescission of the current levy.

BE IT FURTHER RESOLVED that the Fiscal Officer and Clerk of this Board be, and he 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 Sections 5705.19(G), 5705.191, 5705.192, and 5705.25 and other related statutes and to proceed with all things necessary to be done in order 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 Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

- 12-440 A resolution was made by John Arnold authorizing the Board to execute the following Cemetery Deed:

Uniontown Greenlawn Cemetery: Section M, Lot 56, Grave 4

Seconded by Ellis Erb. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

- Trustee Arnold discussed the grant the township hopes to receive for playground equipment. The township will match the funds and replace the playground equipment that was removed from the Lake Township Community Park. The third graders at Uniontown Elementary voted on which piece of equipment to purchase.

- 12-441 A resolution was made by Johan Arnold accepting the December 14, 2012 Quote No. 78559 and authorize an expenditure in the amount of \$24,311.00 to Playworld Midstates for the purchase of playground equipment for the Lake Township Community Park. Cost includes equipment, playground surface, installation and freight. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

MEETING REPORTS/MISCELLANEOUS

- None

FISCAL OFFICER’S REPORT

12-442 A resolution was made by John Arnold authorizing the Board and Fiscal Officer to sign all Purchase Orders and Vouchers. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

- The Board acknowledged in accordance with Res. #12-024, the following transfers were made:

<u>DATE</u>	<u>AMOUNT</u>	<u>FROM</u>	<u>TO</u>
12/13/12	\$1,000.00	1-A-25 (Contingency)	1-A-81 (Salary - Administrator)

Purpose: To cover balance of last payroll in 2012

12/10/12	\$46,000.00	9-A-16 (Transfers)	9-A-7 (Tools & Equipment)
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Purpose: To Setup Appropriations for P.O. to encumber funds for two new police cars for purchase in 2013

12-443 A resolution was made by John Arnold authorizing the Fiscal Officer to request an Amended Certificate in the amount of \$57,860.00 from the Stark County Budget Commission. Seconded by Galen Stoll. Roll call votes were:

John Arnold	yes
Ellis Erb	yes
Galen Stoll	yes

PUBLIC SPEAKS

Sam Miller, 412 Jerome Ave. Hartville: Mr. Miller thanked the Board on the job they have done managing the township’s finances. He also commended the Road Department for being proactive by going over and maintaining all the equipment before winter. He asked the Board what steps they have taken to put themselves in the financial position they are in when so many townships are not doing well. The Board said it was not just one thing but addressing spending everywhere whether it is personnel, services, equipment or materials and it adds up to a significant savings.

12-444 A resolution was made by John Arnold adjourning the meeting at 10:00 a.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

