

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
John Arnold, Vice President
Ellis Erb, Member

Also Present:

Ben Sommers	Lynn Wilt
James Shaffer	Mary Ann Kannam
Joy Dingman	John Elsey

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

13-119 A resolution was made by Galen Stoll approving the minutes of March 11, 2013 as submitted. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

13-120 A resolution was made by Galen Stoll authorizing payment of payroll for March 29, 2013 in the amount of \$63,071.11. Seconded Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

13-121 A resolution was made by Galen Stoll accepting/approving the Financial Report as of March 25, 2013, as submitted by the Lake Township Fiscal Officer. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

13-122 A resolution was made by Galen Stoll authorizing payment of bills as of March 25, 2013 in the amount of \$26,948.58. Seconded by John Arnold. Roll call votes were

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

CORRESPONDENCE

1. Chesapeake Energy -- Weekly Activity Reports (03-18-13 & 03-11-13)
2. Stark Soil & Water Conservation District -- Site Inspection Reports (Chestnut Ridge; Glengarry Allotment)
3. Ohio Public Employees Retirement System -- OPERS Employer Notices (03-18-13; 03-13-2013; 03-21-2013)
4. Stark County Area Transportation Study -- copy of OHM Long Range Transportation and Land Use Study
5. Ohio Department of Public Safety -- License Tax Statistics Reports
6. Stark County Township Association -- March 2013 Meeting Notice
7. Stark County Commissioners -- subdivision performance bond time extension (sidewalk performance bond for Saint James Place No. 10)
8. Stark County Metropolitan Sewer District -- request for number of manhole adjusting rings needed by each township for 2013
9. Ohio Township Association -- legislative alerts
10. NEFCO -- March 20, 2013 Agenda; February 20, 2013 Minutes
11. Stark County Commissioners -- notice of release of streets in Heritage Glen No. 3
12. Stark County Regional Planning Commission -- notice of April 8, 2013 Subdivision Review Subcommittee meeting for (Oldstone Crossing)

DEPARTMENT REPORTS

Police Department

- None

Road Department

- None

Zoning Department

- The Board acknowledged receipt of the February 2013 Zoning Report.

Fire Departments/Fire Prevention Office

- None

OLD BUSINESS:

- None

NEW BUSINESS:

13-123 A resolution was made by Galen Stoll scheduling the Lake Township Spring Cleanup for Tuesday, June 4 through Saturday, June 8, 2013 from 8:00 a.m. – 8:00 p.m. and authorizing staff to obtain pricing for the same. In addition, the Board further resolves to limit the number of tires permitted for disposal to twelve (12) tires per household and business. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

13-124 A resolution was made by Galen Stoll authorizing the Board to execute the following Cemetery Deed:

Uniontown Greenlawn Cemetery -- Section P, Lot 6, Graves 1 and 2

Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

13-125 A resolution was made by Galen Stoll authorizing Board to execute the following Road Open Permits:

- D-13-07: Dominion East Ohio Gas -- 3950 Mt. Pleasant St. NW (new service line)
- D-13-08: Dominion East Ohio Gas -- 13570 Market Ave N. (new service line)
- D-13-09: Dominion East Ohio Gas -- 2869 Londonbury St NW (new service line)
- D-13-10: Dominion East Ohio Gas -- 12610 Mogadore Ave NW (new service line)

Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

13-126 A resolution was made by Galen Stoll scheduling a Pubic Hearing for Zoning Amendment No. 13-232 (map change of 9570 Cleveland Avenue containing Parcel Nos. 2002710 and 2000168 from VC Village Commercial, OR Office Research and R-2 Medium Density Residential to R-2 Medium Density Residential) for Monday, April 8, 2013 at 6:30 p.m. with regular meeting to start immediately following. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

13-127 Trustee Stoll moved the adoption of the following resolution:

WHEREAS, Ohio Revised Code Sections 505.56 and 5739.08 permit a township board of trustees to levy an additional excise tax not to exceed three per cent on transactions by which a hotel is or is to be furnished to transient guests, and that all funds arising from such excise tax may be expended for any lawful purpose; and

WHEREAS, for the purpose of providing additional revenue to meet the needs of the township for the use of the general revenue fund, in addition to those from general and special property taxes, and from other sources the Lake Township Board of Trustees should levy a lodging excise tax of three per cent on transactions of any hotel, motel, tourist home, bed and breakfast, or other establishment kept, maintained, advertised or held out to the public to be a place where sleeping accommodations are offered to guests, whether such accommodations are in one or more than one building; and

NOW THEREFORE BE IT RESOLVED that pursuant to Ohio Revised Code Sections 505.56 and 5739.08 (B) the Lake Township Board of Trustees does hereby levy a lodging tax of three per cent (3.0%) on all transactions by which lodging by a hotel, motel, tourist home, bed and breakfast, or other establishment, kept, maintained, advertised or held out to the public to be a place where sleeping accommodations are offered to guests, whether such accommodations are in one or more than one building, within the unincorporated areas of Lake Township, Stark County; and

BE IT FURTHER RESOLVED that the effective January 1, 2013 and on or before January 15, of each year the owner or person in charge of each such hotel, motel, tourist home, bed and breakfast, or other establishment, kept, maintained, advertised or held out to the public to be a place where sleeping accommodations are offered to guests, shall remit to the Lake Township Fiscal Officer the amount of lodging excise tax due for the preceding year, together with a written return in such form as the Lake Township Fiscal Officer may prescribe, showing the amount of transactions in the preceding year and other information necessary to accurately determine the amount of tax due and payable; and

BE IT FURTHER RESOLVED, that the Lake Township Fiscal Officer shall audit each return, and in his/her discretion may conduct, or cause to be conducted, an audit of the books and records of a taxpayer. The Fiscal Officer shall give the taxpayer thirty (30) days written notice of the date, time and place of an audit of books and records; and

BE IT FURTHER RESOLVED, that unless the determination is appealed to the Lake Township Board of Trustees within thirty (30) days from the date of Notice of the final determination by the Lake Township Fiscal Officer of the tax due, either by correcting errors in the return or as a result of an audit, said taxes shall be paid within thirty (30) days following written Notice to the taxpayer of the amount due; and

BE IT FURTHER RESOLVED, a taxpayer may appeal the Fiscal Officer's

determination of the tax due to the Lake Township Board of Trustees by filing a written notice of appeal within thirty (30) days after the date of Notice of the amount of tax due. The appeal shall be heard before the Lake Township Board of Trustees at the next regular meeting of the Board of Trustees; and

BE IT FURTHER RESOLVED, all tax revenues received pursuant to this Resolution shall be deposited by the Fiscal Officer into the Lake Township General Fund.

Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

MEETING REPORTS/MISCELLANEOUS

- The Board attended the annual Stark Country Regional Planning meeting, guest speaker Rick McQueen spoke about growth at the Akron Canton Airport.

FISCAL OFFICER'S REPORT

13-128 A resolution was made by Galen Stoll authorizing the Board and Fiscal Officer to sign all Purchase Orders and Vouchers. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

PUBLIC SPEAKS

- None

13-129 A resolution was made by Galen Stoll authorizing the Lake Township Board of Trustees to convene an executive session at 6:41 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 and Fiscal Officer.

Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

13-130 A resolution was made by Galen Stoll to return from executive session at 7:46 p.m. Seconded by John Arnold. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

13-131 A resolution was made by Galen Stoll adjourning the meeting at 7:47 p.m. Seconded by Ellis Erb. Roll call votes were:

Galen Stoll	yes
John Arnold	yes
Ellis Erb	yes

Ben Sommers, Fiscal Officer

Galen Stoll, President

John Arnold, Vice President

Ellis Erb, Member

