

The Board of Lake Township Trustees met at 6:10 p.m. at 12360 Market Avenue North, Hartsville, Ohio for the purpose of conducting a Public Hearing for Zoning Amendment No. 17-243 immediately following in regular session with the following members present:

Jeremy Yoder, Vice President
Steve Miller, Member

Also Present:

Robert Moss
Sandra Timms
Nevin Nicholson
Bill Katzenmeyer
Jim Palmeri
Mike Stern
Earl McClung

Elizabeth Utlak
Lynne Nicholson
Joy Dingman
Ruth Katzenmeyer
Joan Palmeri
Traci Stern

Jeremy Yoder called the Public Hearing to order at 6:10 p.m. and explained the purpose of the hearing is for Zoning Amendment No. 17-243 Rezone Cleveland Avenue Map Change, a proposed rezone of Parcel No. 10000785 (one tract, approximately 8.29 acres, located on the west side of Cleveland Avenue and south of Edison Street/SR 619 in the SW ¼ Section 7, Lake Township) Reclassification of land from R-1 Low Density Residential/C-2 General Commercial to R-1 Low Density Residential/C-2 General Commercial at different ratios. The Stark County Regional Planning recommended approval and the Lake Township Zoning Commission have recommended denial of the proposed rezone. Mr. Yoder stated that the zone change is being requested so the C-2 General Commercial area will encompass all the existing structures on the property, currently there is one structure within the R-1 Low Density Residential District.

Mr. Yoder called for anyone who would like to speak regarding this matter.

PUBLIC SPEAKS

Keith Calvert, 3336 Waterside Dr., Akron; Mr. Calvert addressed the Board as a representative of Pete George Kopoulos, the property owner, regarding the property in question. They purchased the property believing all the buildings were within the commercial zone, one building was built as an agriculture use in the residential area and can only be used for agriculture. They would like to use it for their business and are requesting the rezone. The Board asked him what type of equipment they would be storing in the building. Mr. Calvert said it would be light construction materials. The Board asked him what his intention was for the landscape buffer. He responded that he would plant trees

Nevin Nicholson, 12640 Islandview Ave, Uniontown; Mr. Nicholson asked the Board to deny the zoning request as he feels it will negatively affect his property.

Ruth Katzenmyer, 3600 Leafland St., Uniontown; Ms. Katzenmyer spoke regarding her opposition to the proposed rezone.

Sandra Timms, 10268 Islandview Ave, Uniontown; Ms. Timms spoke regarding her worry that the rezone would negatively affect her property value.

Michael Stine, 12575 Cleveland Ave., Uniontown; Mr. Stine also asked the Board to decline the request as he is concerned about his property value and the commercial use so close can negatively affect the use of his property.

The Board discussed with the property owner and zoning administrator some of the buffer options that are available.

Cathleen Jensen, 3644 Leafland St., Uniontown; Ms. Jensen addressed the Board regarding the fill that had taken place on the property in the past. She stated that she would like to see the area remain as it is.

Jim Palmeri, 3666 Leafland St., Uniontown; Mr. Palmeri addressed the Board regarding the well located on the property in question. He is concerned about the fire danger with a commercial use so close to a utility well.

Mr. Yoder thanked everyone and closed public comment portion of the meeting.

The Board discussed the uniqueness of the situation, an existing building that does not meet the zoning requirement as well as the conflicting recommendations from RPC and the BZA. Mr. Hall, township legal counsel, advised the Board that they have 20 days from the close of the public hearing to make their decision.

18-093 A resolution was made by Steve Miller approving the applicant’s request for a reclassification of land under Zoning Amendment No. 17-243 for Parcel No. 10000785 (one tract, approximately 8.29 acres, located on the west side of Cleveland Avenue and south of Edison Street/SR 619 in the SW ¼ Section 7, Lake Township) with the following modification: increasing commercial zoning boundary 90 feet to the west to bring the existing buildings into compliance with the current zoning code and to allow for the proper buffer requirements per the drawing submitted. Seconded by Jeremy Yoder. Roll call votes were:

Jeremy Yoder yes
Steve Miller yes

Mr. Yoder adjourned the public hearing and called the regular meeting to order

18-094 A resolution was made by Jeremy Yoder approving the minutes of February 12, 2018, as submitted. Seconded by Steve Miller. Roll call votes were:

Jeremy Yoder yes

Steve Miller yes

18-095 A resolution was made by Jeremy Yoder authorizing processing and payment of payroll for March 9, 2018. Seconded by Steve Miller. Roll call votes were:

Jeremy Yoder yes
Steve Miller yes

18-096 A resolution was made by Jeremy Yoder approving Financial (Fund Status) Report as of February 26, 2018, report will be attached to the minutes and made a part thereof. Seconded by Steve Miller. Roll call votes were:

Jeremy Yoder yes
Steve Miller yes

18-097 A resolution was made by Jeremy Yoder authorizing all EXPENDITURES as of February 26, 2018 in the amount of \$29,718.26, report will be attached to the minutes and made a part thereof. Seconded by Steve Miller. Roll call votes were:

Jeremy Yoder yes
Steve Miller yes

CORRESPONDENCE

1. Ohio Township Association – legislative alerts and information
2. Ford Motor Company – notice of no-charge Optional Product Improvement for certain 2014 and 2016 Police Interceptor Utility Vehicles; notice of “shimmy” in certain 2008 F-250 Super Duty Trucks
3. United States Department of Commerce/U.S. Census Bureau – information regarding Boundary and Annexation Survey
4. Ohio Bureau of Workers’ Compensation – employer premium refund notice; annual payroll true-up report
5. Stark County Board of Elections – notice that the Stark County Board of Elections has certified the request to place Issue #15 Lake Township Fire District replacement and increase on the May 8, 2018 Primary Ballot
6. Stark County Health Department – reminder of Combined General Health District “*District Advisory Council Annual Meeting*” on Thursday, March 1, 2018
7. Lake Township Chamber of Commerce – upcoming local events
8. Stark County Regional Planning Commission – March 1, 2018 Agenda of the Citizen Advisory Council Recommendation Meeting for FY 2018 – 2020 CDBG and FY 2018 HOME Funding Reviews; copy of correspondence to Leon Sampat regarding Budd Salon; copy of correspondence to GBC Design, Inc. regarding Windgate North
9. Northeast Ohio Four County Regional Planning & Development Organization – Tentative Agenda of the *Regular Meeting of the General Policy Board* on February 21, 2018
10. Rentwear – customer referral information
11. Chevrolet – notice that parts are now available for the GM recall for specific 2013 Chevrolet Silverado trucks

12. Akron University / CUE Program – information regarding allocation of salt orders
13. Ohio Bureau of Workers' Compensation – confirmation of account changes
14. Ohio Deferred Compensation – *In the Know* employer newsletter
15. Ohio LTAP Center – request to complete survey to express training needs
16. Stark County Township Association – follow up information (Social Media) from the February 15, 2018 meeting
17. Dominion Energy – information about their services and rates
18. Volunteer Energy – information about their services
19. Stark County Regional Planning Commission – proposed Subdivision Regulation Amendment
20. State Employment Relations Board – notice of SERB Academy in Spring 2018
21. Stark County Engineer – notice of Annual Meeting with Road Superintendents Only and Township Trustees & Fiscal Officers
22. National Stormwater Center – MS4 Compliance Webinar for Municipal Stormwater Executives
23. Ohio Township Association – March 2018 *Grassroots Clippings* newsletter

DEPARTMENT REPORTS

Police Department

- None

Road Department

- None

Zoning Department

- None

Fire Departments/Fire Prevention Office

- None

OLD BUSINESS:

- 18-098 A resolution was made by Jeremy Yoder amending Resolution No. 17-067 adopted January 23, 2017 to change the fee for replacement of *Driveway Culverts* and *Ditch Enclosures* from \$10.00 per foot to \$17.00 per foot. All other provisions of the LAKE TOWNSHIP GENERAL PIPING AND DITCHING GUIDELINES shall remain as adopted under Resolution No. 17-067. This change shall become effective immediately; except for all current completed applications which are on file as of February 26, 2018; these applications shall be grandfathered and the work to be completed at \$10.00/foot. Seconded by Steve Miller. Roll call votes were:

Jeremy Yoder yes
Steve Miller yes

NEW BUSINESS:

18-099 A resolution was made by Jeremy Yoder accepting the February 13, 2018 request of RiverTree Lake to waive the zoning permit fee for a temporary sign used to announce their annual Community Easter Egg Hunt. Seconded by Steve Miller. Roll call votes were:

Jeremy Yoder yes
Steve Miller yes

- The Lake Township Legal Counsel recommended tabling Road Open Permit O-18-03, until such time that the Road Superintendent can meet with the County Hydraulics Engineer regarding the project.

18-100 A resolution was made by Jeremy Yoder tabling the following Road Open Permit:

- O-18-03: Walnut Valley Log Homes – Wolf Avenue (install overflow drain)

Seconded by Steve Miller. Roll call votes were:

Jeremy Yoder yes
Steve Miller yes

18-101 A resolution was made by Jeremy Yoder authorizing the Board and Fiscal Officer to execute the following Road Open Permit:

- O-18-04: O.C.I. Construction – Dogwood Street (conduit for Ohio Edison Power)

Seconded by Steve Miller. Roll call votes were:

Jeremy Yoder yes
Steve Miller yes

18-102 A resolution was made by Jeremy Yoder authorizing the township to participate in the Ohio Bureau of Workers' Compensation Group Rating Program, sponsored through the Ohio Township Association and to renew services with CareWorksComp to act as our Third-Party Administrator. The Board further authorizes payment of the \$2,468.00 CareWorksComp's Administrative Fee and for the Vice President of the Board to execute the following necessary documents to complete the enrollment:

- Employer Statement for Group-Experience-Rating Program (BWC Form AC-26)

- The Ohio Bureau of Workers' Compensation Permanent Authorization Form (BWC Form AC-2) retaining CareWorksComp as the Township's Representative, effective July 1, 2018.

Seconded by Steve Miller. Roll call votes were:

Jeremy Yoder	yes
Steve Miller	yes

MEETING REPORTS/MISCELLANEOUS

- None

FISCAL OFFICER'S REPORT

18-103 A resolution was made by Jeremy Yoder authorizing the Board and Fiscal Officer to sign all Purchase Orders, Vouchers, and Reconciliations. Seconded by Steve Miller. Roll call votes were:

Jeremy Yoder	yes
Steve Miller	yes

PUBLIC SPEAKS

Seth Nidy, Seth attended the meeting as a requirement of his Citizenship Badge.

18-104 A resolution was made by Jeremy Yoder to convene an executive session at 7:00 p.m. pursuant to ORC 121.22 (G)(4) to prepare for, conduct, or review collective bargaining matters with no action to be taken. Immediately following, the Lake Township Board of Trustees may convene an executive session pursuant to ORC 121.22 (G)(1) to consider the compensation of a public employee and to include the Trustees, Fiscal Officer and additional legal counsel. Seconded by Steve Miller. Roll call votes were:

Jeremy Yoder	yes
Steve Miller	yes

18-105 A resolution was made by Jeremy Yoder to return from executive session at 7:26 p.m. Seconded by Steve Miller. Roll call votes were:

Jeremy Yoder	yes
Steve Miller	yes

18-106 Mr. Yoder moved the adoption of the following resolution:

WHEREAS, the Board of Trustees for Lake Township Stark County, Ohio, received a request from Uniontown Police District Sergeant David White to retire; and,

WHEREAS, the Chief of the Uniontown Police District and the Lake Township Fiscal Officer recommend that the Board of Trustees purchase five and seventy-four

one-hundredths (5.74) years of Ohio Public Retirement System credit and four (4) years of military service credit to enable Sergeant White to retire; and,

WHEREAS, Sergeant David White, as additional consideration for the service credit purchase, agrees to waive and forego any payment of accrued vacation leave compensation, accrued sick leave compensation and accrued compensatory time off compensation; and,

WHEREAS, based upon Sergeant David White's age, years of service to the Uniontown Police District, and his current physical condition, directly and proximately related to injuries sustained while in the service of the residents of the Uniontown Police District, it is just and equitable to authorize the credit purchase to enable his retirement; and,

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees for Lake Township, upon the recommendation of the Chief of the Uniontown Police District Department and the Lake Township Fiscal Officer, do hereby authorize the Fiscal Officer to expend the funds necessary to purchase five and seventy-four one hundredths (5.74) years of Ohio Public Retirement System credit and four (4) years of military service credit to enable Sergeant White to retire.

Seconded by Steve Miller. Roll call votes were:

Jeremy Yoder yes
Steve Miller yes

18-107 A resolution was made by Jeremy Yoder to adjourn the meeting. Seconded by Steve Miller. Roll call votes were:

Jeremy Yoder yes
Steve Miller yes

Robert Moss, Fiscal Officer

John Arnold, President

Jeremy Yoder, Vice President

Steve Miller, Member

