

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
Jeremy Yoder, Vice President
Steve Miller, Member

Also Present:

Bob Moss	Joy Dingman
Sam Miller	Mose Gingerich
Alex Czayka	Sandy Eidam

John Arnold called the regular meeting to order.

- 18-360 A resolution was made by John Arnold approving the minutes of September 10, 2018 meeting as submitted. Seconded by Jeremy Yoder. Roll call votes were:
- | | |
|--------------|-----|
| John Arnold | yes |
| Jeremy Yoder | yes |
| Steve Miller | yes |
- 18-361 A resolution was made by John Arnold authorizing processing and payment of payroll for September 28, 2018. Seconded Steve Miller. Roll call votes were:
- | | |
|--------------|-----|
| John Arnold | yes |
| Jeremy Yoder | yes |
| Steve Miller | yes |
- 18-362 A resolution was made by John Arnold authorizing processing and payment of payroll for October 5, 2018. Seconded Steve Miller. Roll call votes were:
- | | |
|--------------|-----|
| John Arnold | yes |
| Jeremy Yoder | yes |
| Steve Miller | yes |
- 18-363 A resolution was made by John Arnold approving Financial (Fund Status and Cash Flow Summary by Fund) Reports as of September 24, 2018 reports will be attached to the minutes and made a part thereof. Seconded by Jeremy Yoder. Roll call votes were:
- | | |
|--------------|-----|
| John Arnold | yes |
| Jeremy Yoder | yes |
| Steve Miller | yes |
- 18-364 A resolution was made by John Arnold authorizing all EXPENDITURES as of September 24, 2018 in the amount of \$334,342.24 reports will be attached to the minutes and made a part thereof. Seconded by Jeremy Yoder. Roll call votes were:
- | | |
|--------------|-----|
| John Arnold | yes |
| Jeremy Yoder | yes |
| Steve Miller | yes |

CORRESPONDENCE

1. Ohio Deferred Compensation – September 2018 *Employer* Newsletter
2. Stark Council of Governments – September 13, 2018 General Membership Meeting packet
3. Ohio EPA – Storm Water MS4 Annual Discharge Fee Preliminary Notice
4. Northeast Ohio Four County Regional Planning and Development Organization – September 19, 2018 Tentative Agenda of the Regular Meeting of the General Policy Board
5. Charlie Hornbeck – question about paving grindings
6. Stark County Regional Planning Commission – maintenance bond release request for St. James Place No. 13 Allotment; copy of correspondence to David Broemsen Surveying in reference to Lake O’ Pines Estates conditional approval
7. Ohio Department of Job & Family Services – reminder about Unemployment Compensation Quarterly Tax Return filing
8. Concentra – information regarding their acquisition of U.S. HealthWorks
9. Northeast Lubricants – notice of change of address
10. Coalition of Large Ohio Urban Townships – seeking input, request for participation in Wage & Benefit Survey
11. Stark County Health Department – mosquito spraying schedule for week of 09-24-2018
12. The University of Akron/CUE – September 13th Meeting Minutes; supplemental bid results; notice of CUE Steering Committee; request for new commitment by 09-20-2018; supplemental bid commitment list

DEPARTMENT REPORTS

Police Department

- None

Road Department

- None

Zoning Department

- The Board acknowledged receipt of the August 2018 Zoning Report

Fire Departments/Fire Prevention Office

- None

OLD BUSINESS:

- None

NEW BUSINESS:

18-365 A resolution was made by John Arnold authorizing the Board and Fiscal Officer to execute the following Road Open Permits:

- D-18-33: Dominion Energy Ohio – Larch Ave. (install new long side Service line)
- D-18-34: Dominion Energy Ohio – Andrews St. (install new short side service line)
- O-18-20: Taylor Telecommunications – Linden Street (place AT&T inner duct and fiber)

Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

18-366 A resolution was made by John Arnold authorizing the Board to execute the following Cemetery Deed:

- Uniontown Greenlawn Cemetery -- Section N, Lot 11, Graves 3 & 4

Seconded by Steve Miller. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

18-367 A resolution was made by John Arnold authorizing the Fiscal Officer to release the Bond for the following Road Open Permit:

- O-18-14: Joseph A. Jeffries for work completed on Marquette Street NW

Seconded by Steve Miller. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

18-368 A resolution was made by John Arnold accepting the August 14, 2018 Estimate No. 456 from Marlboro Supply and authorizing an expenditure to be paid from the Road and Bridge fund in the amount of \$20,206.00 to purchase pipe for the County to install for Phase 1 of the Jamestown Village No. 2 Allotment Joint Off-Road Drainage Project. Seconded by Steve Miller. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

18-369 A resolution was made by John Arnold to accept and authorize the President to sign on behalf of the Board, the following Customer Service Orders from Charter Communications Operating, LLC on behalf of Spectrum Enterprise:

- Order No. 10670212 / LAKE TOWNSHIP ROAD DEPARTMENT: Month to month Business Class Phone and upgraded Business Class Internet services at 1499 Midway Street, Uniontown
- Order No. 10667114 / UNIONTOWN POLICE DEPARTMENT: Month to month Business Class Phone, upgraded Business Class Internet services and cable television at 1635 Edison Street NW, Uniontown
- Order No. 10668025 / LAKE TOWNSHIP ADMINISTRATIVE OFFICE: Month to month Business Class Phone and upgraded Business Class Internet services at 12360 Market Avenue North, Hartville

Seconded by Steve Miller. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

- The Board discussed the road salt situation. Trustee Arnold explained that Cargill in Cleveland has a leak in the mine and they have not been able to mine the amount of salt they normally are able to. In the CUE there is a pecking order as to who will actually get the salt and we were way down the list and would not be receiving any salt through the CUE program. We have the majority of the salt that we need to get through a winter but not necessarily the entire amount. We need to insure ourselves and the residents that we have enough salt to maintain the safety of our roads through the entire season.

18-370 Trustee Arnold moved the adoption of the following resolution:

WHEREAS, the Lake Township Board of Trustees, on July 23, 2018 adopted Resolution No. 18-290 which authorized notice be submitted to The University of Akron *Community University Education* Purchasing Association (*CUE*) for a commitment/purchase of 3,500 Ton (+/- 20%) of road salt for the 2018-2019 Season. In addition, the Board authorized that the notice includes Lake Township's vote, as a member of the CUE, to renew the contract with Cargill if the price remains the same or less than the 2017-2018 rate of \$52.47/Ton conveyed.

WHEREAS, The University of Akron *Community University Education* Purchasing Association (*CUE*) approached Cargill, Incorporated about renewing the 2017-2018 Contract as this was the majority vote of the CUE members. Cargill would not entertain the request to renew the Contract; and

WHEREAS, The University of Akron *Community University Education* Purchasing Association (*CUE*) issued a Request for Proposal (RFP) for 200,000 Tons of Road Salt to be opened and reviewed on September 7, 2018; and

WHEREAS, The University of Akron *Community University Education* Purchasing Association (*CUE*) received one bid for the RFP, which was from Cargill, Incorporated at a price of \$79.82 per ton; however, Cargill was not responsive to the bid specifications, added contingencies not in the original specifications, including but not limited to, imposing limitation upon material to be supplied, did not provide a bid bond, and will not guarantee a minimum quantity of the product; and

WHEREAS, as a result in the deficiencies in the Cargill bid, the CUE issued another Request for Proposal as a supplemental bid and received one bid from American Rock Salt at a price of \$105.00 per ton; however, this bid also imposed ordering quantities and restricted deliveries to Summit County. The contingencies stated the pricing is only good through December 10, 2018 and has no assurance of supply or price extending into early 2019, making this bid also not responsive to bid specifications; and

WHEREAS, the CUE has expressed an interest to accept the Cargill bid and has recommended acceptance of the American Rock Salt bid at a price of \$105.00 per ton;

WHEREAS, the Township has discovered a private, non-bid supplier of bulk road salt at a price of \$90.00 per ton and is available for immediate possession, FOB Cleveland.

Now, therefore be it resolved, based on the exigency of purchasing bulk road salt, the limitation of suppliers and the non-responsive bids that were received by the CUE, the Board of Trustees accepts the September 20, 2018 Estimate No. 3469 from Nordonía Landscape Supplies for 1,000 tons of bulk road salt at a price of \$90.00 per ton. The Board further authorizes the President to execute the proposal on the behalf of the Board. The Board acknowledges that they sought and received the approval of additional legal counsel for this purchase and after January 7, 2019, either commit to purchase any additional road salt from the CUE under the bid; or advertise and bid for supplemental salt purchases. The Board further acknowledges that they did not make a commitment to the CUE for the purchase of bulk road salt under the supplemental bid at a price of \$105.00 per ton from American Rock Salt.

Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

- Trustee Miller stated that he has met with Alex Czayka, who is in attendance, from the Western Reserve Land Conservancy regarding securing some more park space here in the township. The Township was approached by a resident who would like to turn a piece of their property into a park. The Western Reserve Land Conservancy is a nonprofit organization that helps townships secure grant money to purchase greenspaces and keep them as greenspaces.

Trustee Miller and Mr. Czayka expanded on the subject. The property in question is a 63-acre parcel and the township's portion of the cost is approximately \$67,250.00. It is located in the western part of the Township in a highly residential area. The property would have to be used for passive recreation such as open space and multiuse trails, but no ball fields would be on the property. The Western Reserve Land Conservancy would review the property on a yearly basis to ensure the use has not expanded beyond the realms of the grants. Mr. Czayka explained the cost will increase by \$7,500 due to the parking lot. The estimate for the parking lot is \$30,000 and 25% of that would be the Township's responsibility.

Trustee Yoder asked if there is the possibility of other upgrades that could be shared, such as a pavilion or trails? Mr. Czayka said if they wanted that to be part of the application it would need to be figured out quickly, but it is doable. But if we don't apply for the pavilion now, the Township would still be eligible to apply for improvement money in the future and would still have to provide the 25% match. Trustee Miller stated that the application deadline is October 5th, so he would like to take some time to decide on other improvements.

Trustee Yoder asked if the Conservancy has services for design? Mr. Czayka said they do not as they are not engineers, but they can do some conceptual stuff. Trustee Yoder said that at this point he is more interested in the conceptual stuff with it being passive. Mr. Czayka said there will not be a ton of options. Trustee Yoder stated that the parcel number is 2200267 in response to a question from the audience.

Trustee Arnold asked where the township's portion would come from? Trustee Miller said it would have to come from the General Fund, monies that had been set aside for capital improvements. Mr. Czayka noted a correction to the resolution, stating in Section 2 it should be the President of the Board who is authorized to enter into an agreement. Trustee Arnold expressed his concern that there is a longer list of things that we can't do than things we can, and the majority of the property is flood plain and muck. He agrees it is a good location if you are looking to strategically have multiple park locations. His other concern is that we are talking about trying to do something on a much grander scale elsewhere and this is going to take money from that.

Trustee Arnold asked if this is a one time shot with this property? Mr. Czayka said there is no guarantee that we are going to get contracts, they are working hard at it. There is no guarantee the sellers would work with them in the future because of their time line. The resolution if passed tonight would be for the Conservancy to apply for Clean Ohio Funding.

Trustee Miller said there is a chance if the resolution is passed tonight we may not be awarded the grant money. The property must be under contract in order to apply for funds. There is also always a chance that we could be offered reduced funding, but we would be able to withdraw if that happened and we would be able to with the seller as well. Trustee Arnold expressed concern about adding the cost of the parking lot. Trustee Miller said he would want the parking lot to be included because it would be needed immediately for the space to be active. We would know in a month or two if we received the funding, from that point it would take a minimum of 6 months.

Trustee Arnold said he is motivated, if this goes through, to sell the property across from the Lake High School to Lake Local Schools, we do not need to start collecting parks. Trustee Arnold asked for the correction to be made and the dollar amounts to be included in the agreement. Mr. Czayka said he will contact someone tomorrow with the information.

Mr. Czayka stated the property appraised for \$640,000 and we are going to use grant funding to cover the majority of the purchase, there is also what is called bargain sale involved in the purchase of that property and this is the small portion the township is going to front the cash for. All of this will become public record once solidified.

18-371 Trustee Miller moved the adoption of the following resolution:

WHEREAS, the State of Ohio, through the Ohio Public Works Commission, administers financial assistance for conservation purposes through the Clean Ohio Green Space Conservation Program; and

WHEREAS, Lake Township in Stark County, Ohio wishes to obtain financial assistance under the Clean Ohio Program to acquire and permanently protect an approximately 63-acre property (“the Property”) PPN 2200267; and

WHEREAS, the Property is located in Lake Township, within the Headwaters of the Tuscarawas River subwatershed of the Muskingum River watershed; and

WHEREAS, upon the Property’s acquisition and encumbrance with a conservation easement, Lake Township intends to make it available to the public for passive recreational activities and research/educational purposes, consistent with Clean Ohio regulations.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Lake Township Trustees that:

Section 1: The Western Reserve Land Conservancy is hereby authorized to apply to the OPWC for Clean Ohio Conservation Program funds on behalf of the Lake Township.

Section 2: The President of the Board of Lake Township Trustees is authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes (with strong reservations)
Jeremy Yoder	yes
Steve Miller	yes

18-372 A resolution was made by John Arnold accepting and acknowledging the change in plans for Road Open Permit No. O-16-08 originally accepted by the Board of Lake Township Trustees on March 14, 2016. The Board accepts the preliminary design received from NEXUS Gas Transmission on September 24, 2018 that changes the design from bore method to open cut. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

MEETING REPORTS/MISCELLANEOUS

- None

FISCAL OFFICER'S REPORT

18-373 A resolution was made by John Arnold authorizing the Board and Fiscal Officer to sign all Purchase Orders, Vouchers, and Reconciliations. Seconded by Steve Miller. Roll call votes were:

John Arnold	yes
Jeremey Yoder	yes
Steve Miller	yes

PUBLIC SPEAKS

Sandy Eidam, 10396 Scotney Ave NW, N. Canton; Ms. Eidam addressed the Board regarding her concern for the clearing and removal of trees in the area. She feels it is taking away the habitat for animals in the area. Trustee Miller said they have not been made aware of any plans for that area. The Township does not have any control over the removal of trees that as its private property. Trustee Arnold stated that zoning requires a certain amount of greenspace on developed commercial properties. She asked if the trees that were removed by the Nexus Pipeline development would be replaced. The trustees said they will plant grass only and but no trees since the area must remain undisturbed.

Mose Gingerich, 1944 Gingerich St., Hartville; Mr. Gingerich thanked the Board for repaving the Gingerich St. He asked if it could be made a 25-mph street. The Trustee said they will request a speed study, but cannot until next year.

Sam Miller, 10368 Sudbury Cir., N. Canton; Mr. Miller asked the Board about the salt deal with CUE. Is that a one-time thing or every year? Trustee Arnold said they didn't know and that it was affecting more than just CUE, it is also impacting the county purchasing program. What they approved tonight is a one time fix for this winter. Is it a possibility that they will mix grit with the salt? The Trustees said no.

18-374 A resolution was made by John Arnold to adjourn the meeting at 7:20 p.m. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

Bob Moss, Fiscal Officer

John Arnold, President

Jeremy Yoder, Vice President

Steve Miller, Member

