

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:

Steve Miller, President
John Arnold, Vice President
Jeremy Yoder, Member

Also Present:

Robert Moss	Pam Bixler
Joy Dingman	Tina Wise
Bob Wise	Troy Rhoades

Steve Miller called the regular meeting to order.

20-069 A resolution was made by Steve Miller approving the Minutes of January 27, 2020 as submitted. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	abstain

20-070 A resolution was made by Steve Miller authorizing processing and payment of payroll for February 21, 2020. Seconded John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

20-071 A resolution was made by Steve Miller approving Financial (Fund/Appropriation/ Revenue Status and Cash Summary by Fund) Reports as of February 12, 2020 reports will be attached to the minutes and made a part thereof. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

20-072 A resolution was made by Steve Miller authorizing all EXPENDITURES as of February 12, 2020 in the amount of \$129,533.31, reports will be attached to the minutes and made a part thereof. Seconded John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

CORRESPONDENCE

1. Stark County Regional Planning - notice of February 3rd Subdivision Review Subcommittee meeting; February 4th Meeting Agenda; January 7th Minutes; copies of correspondence regarding The Farms at Enclave, Polymer Machinery Company and Fox Acres No. 1
2. Lake Township Chamber of Commerce – invitation to Lake Chamber Awards dinner.
3. Stark County Township Association – request for 2020 Census meeting designee; 2020 Meeting Schedule; follow-up reference link for Stark Parks meeting
4. David Deibel, Stark County Prosecuting Attorney – notice of Order Continuance Request Granted for VFW Post 9904
5. Ohio Department of Administrative Services – notices of purchasing contracts and amendments
6. Aaron Rink, Lease Advisors – regarding possible cellular site lease partnership
7. Joe Young – question regarding recycling changes
8. Stark County Engineer – notice of annual meetings on April 2, 2020 for Road Superintendents and Trustees & Fiscal Officers
9. Ohio Township Association – Legislative Alerts for January 24th and January 31st; Grassroots Clippings February 2020 Newsletter
10. Ohio Department of Transportation – news release regarding expansion of funding for
11. local government; request for information pertaining to the SIB Loan for the SR 619
12. Improvement Project; stakeholder meeting minutes for SR43/Mt. Pleasant Street
13. improvement
14. Selective Insurance Co. – notice of change in policy terms
15. Stark County Health Department – Coronavirus information sheet; notice of March 5th
16. Advisory Council Meeting
17. The University of Akron/CUE – notice of February 19th general membership meeting
18. Stark County Transportation Improvement District – February 10th agenda and January
19. 13th meeting minutes
20. Brandy Moorhead – question regarding township meeting times
21. State Employment Relations Board – notice of Advanced Negotiations Seminar
22. Central Allied Enterprises – materials price list

DEPARTMENT REPORTS

Police Department

- None

Road Department

- None

Zoning Department

- The Board acknowledged receipt of the January 2020 Zoning Department Statistical Report.

Fire Departments/Fire Prevention Office

- None

OLD BUSINESS:

- None

NEW BUSINESS:

20-073 A resolution was made by Steve Miller authorizing an expenditure of \$28.00 per person for the administrative staff, elected officials, road superintendent and zoning board members who would like to attend the 2020 Stark County Regional Planning Commission Annual Dinner/Meeting at Skyland Pines Rustic Lodge on Wednesday, March 18, 2020. Seconded by Jeremy Yoder. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

20-074 Trustee Miller motioned the following resolution:

WHEREAS, a request has been made to this Board that the statutory vehicular speed limit established by Sec.4511.21, Revised Code of Ohio is greater than that considered reasonable and safe on **Bellhaven Avenue (TR-83)** between Perrydale Street (TR-83) and Midway Street (TR-83); and

WHEREAS, this Board has caused to be made an engineering and traffic investigation upon the section of the road described above; and

WHEREAS, it is the belief of this Board that such investigation confirms the allegation that the statutory speed limit of 35mph is unreasonable;

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

Section 1. By virtue of the provisions of Sec. 4511.21, Revised Code of Ohio the Director of Transportation is hereby requested to review the engineering and traffic investigation, and to determine and declare a reasonable and safe prima facie speed

limit on **Bellhaven Avenue (TR-83)** between Perrydale Street (TR-83) and Midway Street (TR-83), Lake Township, Stark County, Ohio

Section 2. That when this Board is advised that the Director of Transportation has determined and declared a reasonable and safe speed limit on the section of the road described in Section 1 hereof, standard signs, properly posted and giving notice thereof will be erected.

Seconded by Jeremy Yoder. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

20-075 Trustee Miller motioned the following resolution:

WHEREAS, a request has been made to this Board that the statutory vehicular speed limit established by Sec.4511.21, Revised Code of Ohio is greater than that considered reasonable and safe on **Perrydale Street (TR-83)** between Cleveland Avenue (CR-66) and Bellhaven Avenue (TR-83); and

WHEREAS, this Board has caused to be made an engineering and traffic investigation upon the section of the road described above; and

WHEREAS, it is the belief of this Board that such investigation confirms the allegation that the statutory speed limit of 35mph is unreasonable;

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

Section 1. By virtue of the provisions of Sec. 4511.21, Revised Code of Ohio the Director of Transportation is hereby requested to review the engineering and traffic investigation, and to determine and declare a reasonable and safe prima facie speed limit on **Perrydale Street (TR-83)** between Cleveland Avenue (CR-66) and Bellhaven Avenue (TR-83), Lake Township, Stark County, Ohio

Section 2. That when this Board is advised that the Director of Transportation has determined and declared a reasonable and safe speed limit on the section of the road described in Section 1 hereof, standard signs, properly posted and giving notice thereof will be erected.

Seconded by Jeremy Yoder. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

20-076 A resolution was made by Steve Miller authorizing the Board and Fiscal Officer to execute the following Road Open Permits:

- D-20-03: Dominion Energy – 10410 Wolf Ave. (new long service line)
- D-20-04: Dominion Energy – 3544 Mt. Pleasant St (new short service line)

Seconded by Jeremy Yoder. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

20-077 A resolution was made by Steve Miller authorizing the Board and Fiscal Officer to execute the following Cemetery Deeds:

- Uniontown Greenlawn Cemetery – Section K, Lot 20, Grave 2
- Mt. Peace Cemetery – Section 2, Lot 30, Grave 1
- Mt. Peace Cemetery – Section 2, Lot 29, Grave 2
- Mt. Peace Cemetery – Section 3, Lot 58, Grave 2
- Mt. Peace Cemetery – Section 3, Lot 86, Grave 3

Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

20-078 A resolution was made by Steve Miller authorizing an expenditure of \$25.00 per person for the attendance of any township officials, staff and zoning boards who would like to attend the Stark County Regional Planning Governmental Law Seminar on Saturday, February 29, 2020 at Exploration Gateway/Sippo Lake. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

- Trustee Yoder mentioned that the Township Zoning Administrator had asked him to consider compensating township staff for attending Saturday training sessions. Trustee Miller said that can be addressed at the next meeting.

20-079 A resolution was made by Steve Miller accepting the 02-10-2020 Quote No. 859915 from Hartville Hardware, and authorizing an expenditure, for the Administrative Office, in the amount of \$1,816.00 for the purchase and installation of a new man door for the east garage bay at 12360 Market Avenue North. Seconded by John Arnold. Roll call votes were:

Steve Miller yes
John Arnold yes
Jeremy Yoder yes

20-080 A resolution was made by Steve Miller authorizing the Board to execute the Ohio Department of Transportation 2019 annual Township Highway System Mileage Certification sheet indicating 140.148 miles of roadway. Seconded by John Arnold. Roll call votes were:

Steve Miller yes
John Arnold yes
Jeremy Yoder yes

20-081 A resolution was made by Steve Miller reappointing John Elsey to a 5-year term on the Lake Township Zoning Commission commencing February 12, 2020 and continuing through February 12, 2025. Seconded by Jeremy Yoder. Roll call votes were:

Steve Miller yes
John Arnold yes
Jeremy Yoder yes

- The Board noted that Mr. Elsey was a perfect fit for the Zoning Commission.

MEETING REPORTS/MISCELLANEOUS

- Trustees Arnold and Miller attended the Ohio Township Association Conference in Columbus. Trustee Arnold spoke with Trustees from other Township regarding the drainage programs they have working with their counties outside of Stark and will follow up with them. Trustee Miller and the Zoning Administrator attended a seminar on Agritourism, which our Zoning Commission is looking at the language in our Zoning Code.
- Trustee Miller again spoke with Sara Matheny from Stark Soil and Water regarding Howard St. She has written her report and requested that the commissioners look at it. It is on the agenda for the Stark Soil and Water meeting for February 20, 2020.
- Trustee Yoder meets with the school, Hartville Mayor, the library and other local business owners once a month. They discussed the possibility of doing a State of the Township public meeting.

FISCAL OFFICER’S REPORT

20-082 A resolution was made by Steve Miller authorizing the Board and Fiscal Officer to sign all Purchase Orders, Vouchers, and Reconciliations. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

PUBLIC SPEAKS

Tina Wise, 11611 Holbrook Ave., Uniontown; Ms. Wise addressed the Board regarding their complaint of the damage to 13 of their pine trees and how it is being handled. She has lived there for over 25 years and not once prior to this incident has there been a public complaint, or any action taken by the township concerning the trees. She stated that the trees were evergreens that lined the perimeter of their side yards and provide beauty, privacy and a value to their property. The Stark County Auditor’s website has images of them going back to 2007, the most recent of which is from April of last year and they were not aware of an issue with the trees. Now all 13 of the trees are sparse and stripped about 20’ – 25” up on one side to the trunks which are located beyond the road right of way. Now the upper branches which have no underlying support are breaking off and falling on the roadway. She feels their complaint is not being taken seriously and is essentially being dismissed. She stated the letter received from legal counsel never addressed their complaint that the road department employees did not remain within the easement and extended their work onto private property.

Bob Wise, 11611 Holbrook Ave, Uniontown. Mr. Wise also addressed the Board regarding his request for documentation. After he received requested documentations concerning the township road department policies and procedures along with road department job descriptions, he was informed that there was no further documentation regarding their situation. He stated work was performed, is there no documentation to that fact? If not, why? Vehicles were used, fuel was consumed, equipment was utilized, and wages were paid. Where is the documentation justifying the use of township resources and funds? They are meeting with an arborist so they can assess the damage to their trees. Once that takes place, they would like to have this rectified as soon as possible. He asked to whom he should direct future records request? The Board told him that all request should be directed to the township Legal Counsel.

Trustee Arnold stated that the alternative to trimming the trees the way they were done was to leave 3’ branch and that would have looked worse.

Trustee Miller addressed Mr. Wise regarding his statement that included “township funds expended needlessly”. Trustee Miller made an estimate of no more than \$120.00 was expended and that amount is far less than repairing damage to a truck; he does not see that as a needless expenditure. He also pointed out that the inquiry into the situation has utilized vastly more of the township’s resources than the actual project itself. He also said that when Mr. Wise spoke here

two weeks ago, he stated the trees where trimmed to a height of 20'. Trustee Miller went out today and measured, the highest point is between 15' – 16'. Mr. Wise responded that Trustee Miller was missing the point that road department employees came onto private property. Trustee Miller also stated that last week during the snow event it was reported that because of the ice before the snow, the remaining branches struck a truck again. Trustee Miller stated after looking at the site and speaking with legal counsel they both concur that the work that was done was within the right of the road department. Mr. Miller stated that he considers the matter closed.

Troy K. Rhoades, Ohio Edison - First Energy; Mr. Rhoades introduced himself to the Board as a representative of First Energy. He talked about their efforts to educate first responders and the public about downed wires and guidelines for planting near right-of-ways. He dropped off some literature and asked that any of the information he shares or sends us via email be shared with the community on the Township website.

20-083 A resolution was made by Steve Miller to adjourn the meeting at 7:06 p.m. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

Robert Moss, Fiscal Officer

Steve Miller, President

John Arnold, Vice President

Jeremy Yoder, Member

