

The Board of Lake Township Trustees met in regular session at 5:00 p.m. at 12360 Market Avenue North, Hartville, Ohio. The meeting was open to the public and streamed live via Facebook with the following members present:

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

Also Present:

Matt Erb	Tonya Rogers
Sam Miller	Derek Shaffer
Kevin Tobin	Norm Anderson
Ryan Moorhead	Brandy Moorhead

John Arnold called the regular meeting to order.

21-348 A resolution was made by Jeremy Yoder approving the Minutes of the November 8, 2021 as submitted. Seconded by Steve Miller. Roll call votes were:

John Arnold	abstain
Jeremy Yoder	yes
Steve Miller	yes

21-349 A resolution was made by John Arnold authorizing payment and processing of payroll for November 26, 2021. Seconded by Steve Miller. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

21-350 A resolution was made by John Arnold authorizing payment and processing of payroll for December 10, 2021. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

21-351 A resolution was made by John Arnold approving Financial (Fund/Appropriation/ Revenue Status and Cash Summary by Fund) Reports as of November 22, 2021 reports will be attached to the minutes and made a part thereof. Seconded by Steve Miller. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

21-352 A resolution was made by John Arnold authorizing all EXPENDITURES as of November 22, 2021 in the amount of \$1,524,312.79 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

- The Trustees noted that 1.4 million of that is for the 2021 Paving Program which has been completed. They also noted that looks great.

CORRESPONDENCE

1. Ohio Township Association – reminder of November training opportunities; legislative alert and information; proposed Ohio Janssen / Johnson & Johnson Settlement Participation Agreement information
2. Ford Motor Company – recalls for certain vehicles including 2017 F-550 Ford Trucks and 2020 Ford Rangers
3. Al and Pat Gamertsfelder – copy of yard waste presentation made to the Board on November 8, 2021
4. Ohio Township Association – legislative alert and information
5. NEFCO Planning – Tentative Agenda of the November 17th meeting of the Regular Meeting of the General Policy Board
6. Landmark Dividend – proposal for buyout of current cell tower lease
7. Ohio Department of Administrative Services – Cooperative Purchasing Program weekly report of new contracts and amendments
8. Rentwear – Thanksgiving Route schedule
9. Eli Baker – inquiry into leaf removal services
10. Stark County Township Association – notice of 100 Percent membership from all 17 Stark County Townships
11. Stark County Transportation Improvement District – 2022 meeting schedule, 12.10.2021 Minutes, Cash Status Report and 11.15.2021 Agenda
12. Stark Soil & Water Conservation District – notice of education program

DEPARTMENT REPORTS

Police Department

- None

Road Department

- None

Zoning Department

- None

Fire Departments/Fire Prevention Office

- None

OLD BUSINESS:

- None

NEW BUSINESS:

21-353 A resolution was made by John Arnold authorizing the Board and Fiscal Officer to execute the following Road Open Permits:

- O-21-09: R & D Bore and More – Cain St. (water line tap-in)
- D-21-55: Dominion Energy Ohio – 3011 Wright Rd. (install new long side service line)

Seconded by Steve Miller. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

21-354 A resolution was made by John Arnold in recognition of the ongoing COVID-19 concerns, the Board authorizes, in lieu of the normal in-person Christmas luncheon event, an expenditure for a lunch and/or pie voucher from the Hartville Kitchen for Lake Township employees, elected officials and zoning board members. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

21-355 Trustee Arnold motioned the following resolution:

AN EMERGENCY RESOLUTION AUTHORIZING Tonya J. Rogers, additional legal counsel for Lake Township, Stark County, Ohio to execute the Participation Agreement for the OneOhio Subdivision Settlement with Janssen/Johnson & Johnson pursuant to the OneOhio Memorandum of Understanding regarding the pursuit and use of potential opioid litigation settlement funds and consistent with the material terms of the July 21, 2021 proposed Settlement Agreement available at <https://nationalopioidsettlement.com/>.

WHEREAS, Lake Township, Stark County, Ohio (herein “Municipality”) is a township formed and organized pursuant to the Constitution and laws of the State of Ohio; and

WHEREAS, the people of the State of Ohio and its communities have been harmed by misfeasance, nonfeasance and malfeasance committed by certain entities within the Opioid Pharmaceutical Supply Chain; and

WHEREAS, the State of Ohio, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Opioid Pharmaceutical Companies accountable for the damage caused by their misfeasance, nonfeasance and malfeasance; and

WHEREAS, the State of Ohio, through its Governor and Attorney General, and its Local Governments share a common desire to abate and alleviate the impacts of that misfeasance, nonfeasance and malfeasance throughout the State of Ohio; and

WHEREAS, the State and its Local Governments, subject to completing formal documents effectuating the Parties Agreements, have drafted and Lake Township, Stark County, Ohio has adopted, and hereby reaffirms its adoption of, a OneOhio Memorandum of Understanding (“MOU”) relating to the allocation and the use of the proceeds of any potential settlements described; and

WHEREAS, the MOU has been collaboratively drafted to maintain all individual claims while allowing the State and Local Governments to cooperate in exploring all possible means of resolution; and

WHEREAS, the Board of Lake Township Trustees understands that an additional purpose of the MOU is to create an effective means of distributing any potential settlement funds obtained under the MOU between the State of Ohio and Local Governments in a manner and means that would promote an effective and meaningful use of the funds in abating the opioid epidemic throughout Ohio, as well as to permit collaboration and explore potentially effectuation earlier resolution of the Opioid Litigation against Opioid Pharmaceutical Companies; and

WHEREAS, nothing in the MOU binds any party to a specific outcome, but rather, any resolution under the MOU requires acceptance by the State of Ohio and the Local Governments; and

WHEREAS a settlement proposal is being presented to the State of Ohio and Local Governments by Janssen/Johnson & Johnson to resolve governmental entity claims in the State of Ohio using the structure of the OneOhio MOU and consistent with the material terms of the July 21, 2021 proposed Settlement Agreement; and

WHEREAS, the Board of Lake Township Trustees wishes to agree to the material terms of the proposed National Settlement Agreement with the Proposed Settlement:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF LAKE TOWNSHIP TRUSTEES OF STARK COUNTY, OHIO.

Section 1. That Tonya J. Rogers, Esq. hereby accepts, or is authorized to accept the Proposed Settlement on behalf of the Lake Township Board of Trustees, pursuant to the terms of the OneOhio MOU.

Section 2. That it is found and determined that all formal actions of the Board of Trustees relating to the adoption of this resolution were adopted in an open meeting of this Board, and that all deliberations of this Board and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements.

Section 3. This Resolution is hereby declared to be an emergency measure, necessary for the preservation of the public peace, health, welfare and safety of Lake Township, Stark County, Ohio. The reason for the emergency is to ensure prompt pursuit of funds to assist in abating the opioid epidemic throughout Ohio.

Seconded by Jermey Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

21-356 A resolution was made by Jeremy Yoder hiring Jeff Rohrig as an auxiliary Road Department employee at an hourly rate of \$18.00 per hour (Group "A") and pursuant to the provisions contained in Resolution No. 21-037, adopted January 4, 2021 and subject to all provisions of the Lake Township Trustees and the Lake Township Employee handbook. Employment is contingent upon completion of a successful drug test and successful compliance with the Federal Motor Carrier Safety Administration Drug & Alcohol Clearinghouse. Seconded by Steve Miller. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

- Trustee Yoder presented the request from Lake Local Schools and the Lake Athletic Booster for financial support for the Varsity Softball Field Renovation Project. The field is located at the Lake Township Park. The softball field is very worn. The dirt infield is being redone, concrete is being poured to address muck and mud issues. The booster club is participating in some of it, Lake High School Softball program has funded some of the concrete improvements. They are asking for township consideration up to \$9,500.00 to continue some of the upgrades that are needed, perhaps using park funds.

Trustee Arnold asked how often the field is used by people outside of the school. Trustee Yoder replied that in the summer it is open to anyone, Lake Youth Softball also uses it.

Trustee Miller stated he has reservation about this based on the maintenance, he would like to see a long-term maintenance program. He is not onboard with putting money into fields that are not going to be maintained. Trustee Yoder stated that his wife is the president of the Lake Athletic Booster Club, they gave some of the reservations to the booster club who reached out to new athletic director to make sure there was an addendum to this that there were guarantees of maintaining it. They have a well stated maintenance proposal to make sure it will be maintained through Lewis Landscaping.

Trustee Arnold stated that other organizations have requested money and have been turned down. The field is primarily used by Lake Varsity Softball; why should we partner with them when there are other schools in Lake Township we are not partnering with. Trustee Miller does not think that is a valid argument since we do not own parks in the North Canton Schools system, we own this park. What he wants to know going forward, since this field has been a problem for a long time, is that it will be maintained. He will not sink money into this if it is not going to be seen through and maintained.

Trustee Arnold would like to see what other project may need to be addressed at the park that would benefit everyone with the available funds. He thinks something may need to be done with the existing restrooms at the park.

- 21-357 A resolution was made by John Arnold tabling the request of Lake Local Schools and the Lake Athletic Booster Club for financial support with the Varsity Softball Field Renovation Project until the next meeting. This time will be used to review the proposal and maintenance plan and evaluate other projects that may be needed. Seconded by Steve Miller. Roll call votes were:

John Arnold	yes
Jeremy Yoder	abstain
Steve Miller	yes

- 21-358 A resolution was made by John Arnold hiring Daniel Eves as an auxiliary Road Department employee at an hourly rate of \$12.00 per hour and pursuant to the provisions contained in Resolution No. 21-037, adopted January 4, 2021 and subject to all provisions of the Lake Township Trustees and the Lake Township Employee handbook. Employment is contingent upon completion of a successful drug test. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

21-359 A resolution was made by John Arnold amending Resolution No. 21-221 to increase the expenditure for the paving contract for an amount not to exceed an additional \$18,588.04 to cover final costs for actual material placed as part of the 2021 Paving Project. Seconded by Steve Miller. Roll call votes were:

John Arnold yes
Jeremy Yoder yes
Steve Miller yes

21-360 A resolution was made by John Arnold authorizing an expenditure to Dutcher Door in an amount not to exceed \$10,750.00 for the purchase and installation of new garage door for the Road Department. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold yes
Jeremy Yoder yes
Steve Miller yes

MEETING REPORTS/MISCELLANEOUS

- Trustee Yoder noted that we hosted the Stark County Township Association meeting this month, other Stark County township trustees attended as well as the Stark County Commissioners. Schoner Chevrolet, who sponsored the dinner, spoke about their medium duty trucks. Derek Hill of Fallsway Equipment, Upfitter and Bob Nau, the head of Regional Planning also attended

FISCAL OFFICER’S REPORT

21-361 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
Jeremy Yoder yes
Steve Miller yes

PUBLIC SPEAKS

Ryan Moorhead, 11641 Mogadore Ave NW, Uniontown; Ryan updated the Board on his Eagle Project which was the Fallen Officers Memorial at the Uniontown Policed Department. He stated that it is nearly completed, he is just waiting on the statue to arrive. He needs a final signature from the beneficiary of his project to move forward with his paperwork. The Board told him it looked great, thanked him for his hard work and signed his paperwork.

- There will be no public speaks through the Facebook Live streaming; however, the Trustees still welcome your “public speaks” comments to be emailed to info@laketwpstarkco.com

21-362 A resolution was made by John Arnold to convene an executive session at 5:24 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, Fiscal Officer and legal counsel. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

- The Board stated action will be taken

21-363 A resolution was made by John Arnold to return from executive session at 6:26 p.m. Seconded by Jeremy Yoder. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

- The Board stated no action will be taken.

21-364 A resolution was made by John Arnold to adjourn the meeting at 6:27 p.m. Seconded by Steve Miller. Roll call votes were:

John Arnold	yes
Jeremy Yoder	yes
Steve Miller	yes

Matt Erb, Fiscal Officer

John Arnold, President

Jeremy Yoder, Vice President

Steve Miller, Member
