

The Board of Lake Township Trustees met at 4:45 p.m. at 12360 Market Avenue North, Hartville, Ohio for the purpose of conducting a Public Hearing for Zoning Amendment No. 22-248, with the regular session to follow at 5:00 p.m. The meeting was open to the public and streamed live via Facebook with the following members present:

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

Also Present:

Matt Erb	Mike Kendall
Mike Ritz	Pam Bixler
Sam Miller	Terri Henderson
Sharon Kappler	Shawn Dugan
Sally Parker	Derrick McMullin

Steve Yoder called the Public Hearing to order at 4:45 p.m. and stated the purpose of the hearing is for a proposed rezone of one (1) tract of land, approximately 9.57 acres, located on the west end of Crosby Street and north of State Street in the SE ¼ Section 19, Lake Township, from C-2 General Commercial to R-1 Low Density Residential.

Trustee Miller read the recommendations of the Stark County Regional Planning Commission and the Lake Township Zoning Commission. RPC noted that the general land use of the area consists of residential and agricultural uses which surround the subject area. The area to the north and northeast are zoned C-2 General Commercial. The tract for rezoning is approximately 42.82 acres, the application request to rezone approximately 9.57 acres of the 42.82 acres to R-1 Low Density Residential to extend Crosby and develop single-family lots. If granted the result will be a split zoned parcel between R-1 and C-2. The 2040 Comprehensive Plan designated the future land use of the area as Developed Suburban. RPC recommended approval. The Zoning Commission also recommended approval.

PUBLIC SPEAKS

- None
- The Board discussed the rezone request. Trustee Miller stated that it made sense to him as it was much less invasive to the residents that live in the area. Mike Kendall of GBC Design, representing the applicant, showed the trustees a map of the area in question. They are proposing large lots serviced by water and sewer in the rezoned area. Both Trustees Yoder and Arnold agreed.

23-065 A resolution was made by Steve Yoder approving the zoning change as recommended by the Lake Township Zoning Commission and the Stark County Regional Planning Commission for Zoning Amendment No. 22-248 (DeHoff Agency, Inc.). Map Change – proposed rezone of one (1) tract of land, approximately 9.57 acres, located on the west end of Crosby Street and north of State Street in the SE ¼ Section 19, Lake Township, from C-2 General Commercial to R-1 Low Density Residential. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

23-066 A resolution was made by Steve Miller to adjourn the public hearing a 4:55 p.m. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

Steve Miller called the regular meeting to order at 5:00 p.m.

23-067 A resolution was made by Steve Miller approving the minutes of the January 23, 2023 Regular Meeting as submitted. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	abstain

23-068 A resolution was made by Steve Miller authorizing payment and processing of payroll for February 17, 2023. Seconded by Jeremy Yoder. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

23-069 A resolution was made by Steve Miller approving Financial (Fund/Appropriation/ Revenue Status and Cash Summary by Fund) Reports as February 13, 2023 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

23-070 A resolution was made by Steve Miller authorizing all EXPENDITURES as of February 13, 2023 in the amount of \$117,952.53 reports will be attached to the minutes and made a part thereof. Seconded by Jeremy Yoder. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

CORRESPONDENCE

1. CUE Purchasing -- February 8th meeting packet and membership sample resolution
2. Ohio Department of Administrative Services – weekly report of contracts and amendments
3. Global Chemicals, Inc. – information about their business
4. Landmark Dividend – interest in buying ground lease for cell tower
5. Bob Hohenadel – would like to speak with someone regarding expanding his business and request for report of Uniontown Police coverage area, number of residents and estimated annual budget
6. Stark County Health Department – notification and meeting packet for the March 2nd District Advisory Council Meeting
7. Selective Insurance – notice of change in policy terms
8. Stark Economic Development Board – weekly legislative news
9. Ohio Department of Commerce – request for updated information pertaining to the township’s cemeteries
10. Judge Frank Forchione, Chairman of Stop Heroin From Killing Committee – notice of Eighth Annual Opioid Symposium at Malone University on February 23rd
11. ProTech Security – notice of increase in monthly monitoring fee
12. Stark County Regional Planning Commission – Agenda for the State of Ohio CDBG-CV virtual application workshop on Friday, January 27th; meeting packet and notifications for February 6th and 7th meetings of the Subdivision Review Subcommittee and the Stark County Regional Planning Commission; copies of correspondence regarding Meijer HTV, Flagstone, Heather Heights Allotment No. 2, and Pleasant View Amish Mennonite Church
13. Seth Daniels – concerns over potential Meijer store
14. Stark County Commissioners – reminder about Stark County Commissioners Support of Liquor Permit Objections and process
15. Stark Soil & Water Conservation District – notice of Winter 2023 upcoming events
16. Lake Chamber of Commerce – proclamation request for upcoming annual awards dinner
17. Stark County Metropolitan Sewer District – annual notice of use of manhole adjusting rings on township or village road resurfacing projects
18. Sheila Stanley – question about Meijer store
19. Stark Parks – branding survey; invitation to Inaugural Stark County Park forum
20. National Opioid Settlement – settlement notice
21. American Transparency – records request
22. State Employment Relations Board – SERB 2023 Health Insurance Survey confirmation of completion

23. Shawna DeVoe – concerns about property at 3097 Brumbaugh Street
24. Luke Eremich – inquiry about renting Greentown Park hall
25. Stark County Transportation Improvement District – 2023 Meeting Schedule and February 13th, 2023, meeting packet
26. Office of Congresswoman Emilia Sykes – notice/invite to Stark and Portage County elected officials roundtable discussion on February 17th
27. NEFCO – meeting packet for the February 15th, 2023, Regular Meeting of the General Policy Board
28. Mary Newton – question about renting baseball fields in the area of Lake
29. OSP – requesting contact information for certain township officials
30. Stephen Meiring – report of streetlight not functioning properly

- In reference to Correspondence No 16 – The Board congratulated Ryan Moorhead on his Community Service Award for his Eagle Scout project, the Hometown Heroes Memorial at the Uniontown Police Dept.

DEPARTMENT REPORTS

Police Department

- None

Road Department

- None

Zoning Department

- The Board acknowledged receipt of the January 2023 Zoning Statistical Report.

Fire Departments/Fire Prevention Office

- None

OLD BUSINESS:

- None

NEW BUSINESS:

23-071 A resolution was made by Steve Miller authorizing an expenditure of \$35.00 per person for the administrative staff, elected officials, road superintendent and zoning board members who would like to attend the 2023 Stark County Regional Planning Commission Annual Dinner/Meeting at Arrowhead Golf & Event Center on Wednesday, March 15, 2023. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

23-072 A resolution was made by Steve Miller authorizing the Board to execute the following Cemetery Deeds:

- Woods Cemetery – Section South, Lot 471, Graves 1 & 2
- Woods Cemetery – Section South, Lot 508, Graves 1 & 2

Seconded by Jeremy Yoder. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

23-073 A resolution was made by Steve Miller authorizing the Board and Fiscal Officer to execute the following:

- O-23-01: Custom Utilicom—10848 Mogadore Ave. (pedestal, run, drop)
- D-23-03: Dominion Energy – Hoover Street (replace medium pressure main line)

Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

23-074 A resolution was made by Steve Miller authorizing the Board to execute the Ohio Department of Transportation 2022 annual Township Highway System Milage Certification sheet indicating 142.560 miles of roadway. Seconded by Jeremy Yoder. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

23-075 A resolution was made by Steve Miller pursuant to Ohio Revised Code Section 505.87, and based on, in part, from information and photos provided by the Zoning Administrator, the Board has determined that a nuisance **does** exist at **3115 Linden Street NW, Uniontown, OH 44685**, due to, but not limited to **the owner's (Dwain and Barbara Stillwell) maintenance of vegetation, garbage, refuse and other debris.**

Further resolving that the owner of such premises is hereby ORDERED to abate, control and remove the vegetation, garbage, refuse and other debris from said premises within seven (7) days after receipt of certified “Notice to Abate Nuisance”.

If such vegetation, garbage, refuse and other debris is not abated, controlled or removed within seven (7) days, this board will provide for such abatement and/or

control of vegetation, debris, refuse and garbage. Any expenses so incurred by this Board will be entered upon the tax duplicate and will be a lien upon the land from the date of entry.

The property owner may contact this Board within seven (7) days and enter into an agreement with said Board providing for either party to the agreement to perform the abatement, control or removal. Seconded by Jeremy Yoder. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

23-076 A resolution was made by Steve Miller adopting the American Rescue Plan Act Funds “Uniform Guidance Procurement Policy” and raising the micro-purchase thresholds for 2023, as previously adopted 04.25.2022, under Resolution No. 22-160. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

23-077 Trustee Arnold moved the adoption of the following Resolution:

WHEREAS, the Township has received a distribution of monies (the “ARPA Funds”) from the American Rescue Plan Act of 2021 (“ARPA” or the “Act”); and

WHEREAS, Congress passed the Act effective March 11, 2021; and

WHEREAS, Section 603 created the Coronavirus Local Fiscal Recovery Fund which, among other things, appropriated money to cities, nonentitlement units of local government, and counties to mitigate the fiscal effects stemming from the public health emergency with respect to the Coronavirus Disease (Covid-19); and

WHEREAS, Department of Treasury Final Rule, published on January 6, 2022, and effective April 1, 2022, provides in part that:

Treasury presumes that up to \$10 million in revenue has been lost due to the public health emergency and recipients are permitted to use that amount (not to exceed the award amount) to fund “government services.” [The “standard allowance”].

WHEREAS, the Board of Trustees has identified a project which, in the judgment of the Board, qualifies as a permitted use of the ARPA Funds, in direct support of governmental services, which consists of the following:

- Purchase of a 2023 MACK Medium-Duty MD7 42R Cab & Chassis as detailed in the February 8, 2023 Quote No. ATC2023000015A438 from

Austinburg Truck Center. The Board authorizes an expenditure for the Road Department in the amount of \$90,954.00 less a trade-in amount of \$32,000.00 for a total purchase price of \$58,954.00. Said purchase is through the Ohio Department of Transportation Cooperative Purchasing Program and is contingent upon receipt of purchasing authorization from the Ohio Department of Transportation.

The Board has determined that it has certain township property that is no longer needed by the township and therefore, pursuant to Ohio Revised Code Section 505.10, the following property will be traded-in and credited towards the purchase price of the new cab/chassis as follows:

- 2008 International Dump Truck (Unit No. 1608 / Inventory #RB 07-01 / VIN J654964) to be credited towards the purchase of the 2023 MD7 42R Cab and Chassis. Trade-in value \$32,000.

(the "Project").

NOW THEREFORE, it is hereby RESOLVED by the Board that:

1. The Township elected to use the standard allowance by way of Resolution No. 22-138 and its presumption of revenue loss due to the public health emergency and to use the amount authorized herein to fund government services.
2. The "Project" is hereby authorized and shall be paid for from the ARPA Funds in an amount not to exceed: \$58,954.00.
3. The Project described herein serves the objectives of the Act by providing services traditionally provided by a government, namely:
 - ✓ **Road repair, maintenance and other transportation and safety services**
4. Accordingly, the Project is in the best interests of the Township and is deemed a priority for the community.
5. No obligations paid under the authority of this Resolution were incurred prior to March 3, 2021.

Seconded by Jeremy Yoder. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

- The Board noted the benefits of the new truck include better gas mileage and tighter turns which will be better suited for the cul-de-sacs.

23-078 A resolution was made by Steve Miller accepting the February 13, 2023, Proposal from Cintas Corp. for both garment and non-garments products/services for the Road Department. This Proposal supersedes the May 19, 2022 Proposal accepted on 10.24.2022 under Resolution No. 22-338. The Board further resolves to enter into a *State of Ohio Participation Agreement* pursuant to Ohio DAS Contract MLA #28468 with Cintas Corp. for a 60-month term for the products/services contained within the 02.13.2023 Proposal. The Board acknowledges that the Agreement has been reviewed/approved by legal counsel as to form and sufficiency. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

MEETING REPORTS/MISCELLANEOUS

- Trustee Miller, the Fiscal Officer, the Assistant Fiscal Officer and the Zoning Administrator attended the Ohio Township Association Winter Conference.
- Trustee Miller noted that the park bathrooms are almost complete. There a couple of things remaining that cannot be completed due to the weather. The bathrooms are equipped with automatic locks and the Board discussed what the hours should be. They decided the bathroom will be locked 10 p.m. to 6:00 a.m.
- Trustee Yoder mentioned that there has been a lot of interest in the proposed Meijer’s store. He has talked with Chip Weisel, a Lake chamber member, as well as Hartville councilman Tim Hayden regarding the 619 corridor. Trustee Miller will be talking with Tim Hayden later this week.

FISCAL OFFICER’S REPORT

23-079 A resolution was made by Steve Miller authorizing the Board and Fiscal Officer to sign all Purchase Orders, Vouchers, and Reconciliations Seconded by Jeremy Yoder. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

23-080 A resolution was made by Steve Miller accepting the 2023 Lake Township Annual Permanent Appropriations for a total amount of \$21,746,551.60, a copy of which will be attached hereto and made a part of these minutes. Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

PUBLIC SPEAKS

Sharon Kappler, 3360 Twinhills St. NW, Uniontown: Ms. Kappler addressed the Board regarding the condition of her neighbor’s property. Trustee Miller explained the process for filling a complaint with the zoning department and the Zoning Administrator will take a look at it. She also asked about the commercial zoning along Cleveland Ave. The trustees told her to check with the zoning department, they would be happy to answer her questions.

Shawn Dugan, 3319 Twinhills St. NW, Uniontown: Ms. Dugan addressed the Board regarding the same neighbor. The Trustees said they would take a look at it. She also asked about fencing regulations. The trustees told her she did not need a permit but there were regulations for height and she should check with the zoning department.

- 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

23-081 A resolution was made by Steve Miller to adjourn the meeting at 5:30 p.m.
Seconded by John Arnold. Roll call votes were:

Steve Miller	yes
John Arnold	yes
Jeremy Yoder	yes

Matt Erb, Fiscal Officer

Steve Miller, President

John Arnold, Vice President

Jeremy Yoder, Member

