

RES#12-225
Nimishillen Township Board of Trustees
Township Hall: 4422 Maplegrove NE, Louisville, OH 44641

October 11, 2012

On Thursday, October 11, 2012, the Board of Trustees of Nimishillen Township met in regular session at 7:00 PM at the Nimishillen Township Hall located at 4422 Maplegrove NE with the following members present: Trustee Vice President Lou J. Johnson, Trustee Michael L. Lynch and Fiscal Officer Brian Kandel. Trustee President, Lisa R. Shafer, was absent.

NOTE: All reports are available at the township office located at 4915 N. Nickelplate at a cost of 10¢ per page. Copies of meeting CD's are available for \$1.00 per CD.

Trustee Johnson called the meeting to order at 7:00 PM and led the staff and audience in the Pledge of Allegiance.

INVOCATION: Mike Lynch

GUEST SPEAKERS: Louisville City School Superintendent, David Redd, and Louisville Board of Education member, Dr. Brenda Ramsey-L'Amoreaux, stepped to the podium and asked for the trustees' support on the upcoming 5 year, 5.9 Mill Emergency Operating Levy. If this levy doesn't pass, more cuts will have to be made. After the presentation and discussion between the Township Trustees and City of Louisville board members, Dr. Ramsey-L'Amoreaux asked everyone to consider a 'yes' vote in November and bring pride back to the Louisville Schools, which are attended by township students and city students.

FIRE DEPARTMENT: (Chief Richard Peterson)

Fire Prevention Program with safety trailer: Chief Peterson said the Fire Prevention Program with safety trailer will be at North Nim. School October 15th & 16th starting at 8:30 a.m. Anyone who wants to attend is welcome.

Schedule meeting with Ohio Billing Company: Chief Peterson would like to set up a meeting with Ohio Billing Co. to discuss emergency medical service billing to present our proposal and to listen to Ohio Billing's suggestions. The Chief's proposal would be to bill the resident's insurance company only. The resident would never see a bill nor would they pay anything. The other part is nursing homes where the township could set their own rate. The trustees said they would like to sit in on the meeting. Peterson will let the trustees know the time and date.

ROAD DEPARTMENT: (Jack Magee, Superintendent)

Resolution – Approve Road Report: TRUSTEE LYNCH MOTIONED TO APPROVE THE OCTOBER 11, 2012 ROAD REPORT AS WRITTEN SECONDED BY TRUSTEE JOHNSON.
MOTION CARRIED. RES#12-208

Roll call voting: Mr. Lynch – YES, Mr. Johnson - YES

ZONING DEPARTMENT: (Inspector Dale Riggerbach)

Hosting ZI Mutual Assistance Meeting: Dale reported it is our turn to host the Zoning Inspector's Mutual Assistance meeting at 10 AM on Friday, October 19th @ Station 3. Trustees are welcome to attend.

Advertise for one open seat on each on the BZA & ZC: After discussion, Trustee Lynch asked Dale to check with the two members whose seats are up 12-31-12 and find out if they would like to stay on the board for another 5-year term. If so, advertising wouldn't be necessary.

Resolution – Remove junk vehicle: After discussion and declaring this a nuisance, TRUSTEE LYNCH MOTIONED TO REMOVE ONE JUNK VEHICLE, A BLACK 1985 PONTIAC TRANS AM, SERIAL #1GFZW87H2FN213020, FROM STOR KWIK LOCATED AT 7100 COLUMBUS RD. NE AND TO PLACE ALL RELATED COSTS ON VEHICLE OWNER JOSHUA G. MAY'S TAX DUPLICATE IN COMPLIANCE WITH SEC. 505.86 & 505.87 OF THE NIM. TWP. PROPERTY MAINTENANCE CODE AND O.R.C. 505.871 AND/OR 505.85 SECONDED BY TRUSTEE JOHNSON. **MOTION CARRIED. RES#12-209**
(Dale said he has someone lined up to remove the vehicle and it shouldn't cost the township anything but asked for a Resolution in case it's needed)

Roll call voting: Mr. Lynch – YES, Mr. Johnson - YES

Resolution – Approve September 2012 Zoning Report for SCA: TRUSTEE LYNCH MOTIONED TO APPROVE THE SEPTEMBER 2012 ZONING REPORT FOR THE STARK COUNTY AUDITOR SECONDED BY TRUSTEE JOHNSON. **MOTION CARRIED. RES#12-210**

Roll call voting: Mr. Lynch – YES, Mr. Johnson - YES

Resolution – Approve Zoning Report: TRUSTEE LYNCH MOTIONED TO APPROVE THE OCTOBER 11, 2012 ZONING REPORT AS WRITTEN SECONDED BY TRUSTEE LYNCH. **MOTION CARRIED. RES#12-211**

Roll call voting: Mr. Lynch – YES, Mr. Johnson – YES

FISCAL OFFICER:

Resolution – Approve the following two transfers:

TRUSTEE LYNCH MOTIONED TO APPROVE A TRANSFER OF \$500 FROM 01-A-26 (OTHER EXPENSES) TO 01-E-01 (CONTRACTS) SECONDED BY TRUSTEE JOHNSON. **MOTION CARRIED. RES#12-212**

Roll call voting: Mr. Lynch – YES, Mr. Johnson – YES

TRUSTEE LYNCH MOTIONED TO APPROVE A TRANSFER OF \$1,500 FROM 01-A-26 (OTHER EXPENSES) TO 01-B-04 (UTILITIES) SECONDED BY TRUSTEE JOHNSON. **MOTION CARRIED. RES#12-213**

Roll call voting: Mr. Lynch – YES, Mr. Johnson - YES

CITIZENS: Dave Pumneo, 7476 Brookside stepped to the podium regarding the 'Common Road' that borders the south side of Brookside residents and proposed the township take ownership and divide responsibilities between the neighbors to take care of and maintain the 'common road'. Trustee Lynch explained that Stark County Prosecutor, Mike Bickis, was at the September 27th trustees' meeting and said according to Stark County Auditor's office, it is not a township road; it's a 'common road' or 'private road' and at this time, it is not dedicated to anyone including the township. He said the township can't do anything with it even if they wanted to and that the best scenario would be for the neighbors to work together on maintaining this 'private' or 'common' road. Mr. Pumneo said none of the neighbors have the money to hire council to handle it civically. Trustee Lynch said the Board will do whatever they can and asked ZI Riggerbach to contact Attorney Bickis and find out who has the authority to maintain, improve or decide what improvements to make and the use of the 'common road'; find out if the township could be the owner of the road and be the mediator between the neighbors to assign maintenance duties and make sure the road is being maintained by them.

TRUSTEES:

Resolution – Trick-or-treat: TRUSTEE LYNCH MOTIONED THE TOWNSHIP WILL HOLD TRICK-OR-TREAT SUNDAY, OCT. 28TH FROM 3 PM TO 5 PM AS SET BY THE STARK COUNTY COMMISSIONERS SECONDED BY TRUSTEE JOHNSON. **MOTION CARRIED. RES#12-214**

Roll call voting: Mr. Lynch – YES, Mr. Johnson - YES

Resolution – Approve September 27, 2012 Minutes: TRUSTEE LYNCH MOTIONED TO APPROVE THE MINUTES FOR SEPTEMBER 27, 2012 AS WRITTEN SECONDED BY TRUSTEE JOHNSON. **MOTION CARRIED. RES#12-215**

Roll call voting: Mr. Lynch – YES, Mr. Johnson - YES

Resolution – Approve purchase orders, financial report and pay bills: TRUSTEE LYNCH MOTIONED TO APPROVE ALL PURCHASE ORDERS, FINANCIAL REPORT AND PAY BILLS IN THE AMOUNT OF \$47,838.08 SECONDED BY TRUSTEE JOHNSON. **MOTION CARRIED. RES#12-216**

Roll call voting: Mr. Lynch – YES, Mr. Johnson – YES

Resolution – Adjourn into executive session: TRUSTEE LYNCH MOTIONED TO ADJOURN INTO EX SESS AT 7:35 PM FROM THIS REGULAR MEETING OF OCT. 11, 2012 AS AUTHORIZED UNDER ORC 121.22(G)(4) COLLECTIVE BARGAINING MATTERS FOR THE PURPOSE OF CONSIDERATION OF PREPARING FOR, CONDUCTING OR REVIEWING NEGOTIATIONS OR BARGAINING SESSIONS WITH PUBLIC EMPLOYEES SECONDED BY TRUSTEE JOHNSON. **MOTION CARRIED. RES#12-217**

Roll call voting: Mr. Lynch – YES, Mr. Johnson - YES

Resolution – Return from executive session: TRUSTEE LYNCH MOTIONED TO RETURN FROM EX SESS AT 7:56 PM AND RESUME THE REGULAR MEETING SECONDED BY TRUSTEE JOHNSON. **MOTION CARRIED. RES#12-218**

Roll call voting: Mr. Lynch – YES, Mr. Johnson - YES

Resolution – Sign checks and adjourn: TRUSTEE LYNCH MOTIONED TO SIGN CHECKS AND ADJOURN AT 7:56 PM SECONDED BY TRUSTEE JOHNSON. **MOTION CARRIED. RES#12-219**

Roll call voting: Mr. Lynch – YES, Mr. Johnson – YES

ATTEST: Brian Kandel
Fiscal Officer

ABSENT
Lisa R. Shafer, President

Lou J. Johnson, Vice President

Michael L. Lynch
Nimishillen Township Board of Trustees