

RES#13-____
Nimishillen Township Board of Trustees
Township Hall: 4422 Maplegrove NE, Louisville, OH 44641

February 28, 2013

On Thursday, February 28, 2013, 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 President Michael L. Lynch, Trustee Vice President Lou J. Johnson, Trustee Lisa R. Shafer and Fiscal Officer Brian Kandel.

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

MOMENT OF SILENCE / INVOCATION: Trustee Lynch called for a moment of silence for police officer Michael E. McDonald before giving the invocation. McDonald was a Nimishillen Township resident and was in law enforcement over 30 years with the Stark County Sheriff's Office.

EXECUTIVE SESSION: TRUSTEE JOHNSON MOTIONED TO ENTER INTO EXECUTIVE SESSION WITH FISCAL OFFICER BRIAN KANDEL, NATL. REP. UWUA ROBERT FRONEK AND BRAD BIAR, UNION STEWARD AT 7:05 PM AS AUTHORIZED UNDER ORC 121.22(G)(4) COLLECTIVE BARGAINING TO PREPARE FOR, CONDUCT OR REVIEW NEGOTIATIONS OR BARGAINING SESSIONS WITH PUBLIC EMPLOYEES SECONDED BY TRUSTEE SHAFER. **MOTION CARRIED. RES#13-053**

Roll call Voting: Mr. Johnson – YES; Mrs. Shafer – YES; Mr. Lynch – YES

TRUSTEE SHAFER MOTIONED TO RETURN FROM EXECUTIVE SESSION AT 7:50 PM AND RESUME THIS REGULAR MEETING SECONDED BY TRUSTEE JOHNSON. **MOTION CARRIED. RES#13-054**

Roll call voting: Mrs. Shafer – YES; Mr. Johnson – YES; Mr. Lynch – YES

No announcements were made upon return from Executive Session.

FIRE DEPARTMENT: (Richard Peterson, Chief)

Ice Rescue Training: Chief Peterson announced the ice rescue training will be Sunday, March 3rd @ 8 AM at the Bates residence on Parks.

Resolution – Approve dispatching contracts for 2013: TRUSTEE SHAFER MOTIONED TO APPROVE RENEWAL OF THE FOLLOWING DISPATCHING CONTRACTS FOR 2013 SECONDED BY TRUSTEE LYNCH: **MOTION CARRIED. RES#13-055**

 Suffield Township Fire Department - \$1,912.50 per month

 Sandy Township Fire Department - \$291.83 per month

Roll call voting: Mrs. Shafer – YES; Mr. Johnson – YES; Mr. Lynch - YES

ROAD DEPARTMENT: (Jack Magee, Superintendent)

Resolution – Purchase pipe up to \$7,000: Jack asked the Board for a resolution to purchase pipe up to \$7,000 from Marlboro Supply at their one day sale on Friday, March 1, 2013. He said it's the

same price as last year. TRUSTEE JOHNSON MOTIONED TO ALLOW THE ROAD DEPT. TO PURCHASE PIPE UP TO \$7,000 FROM MARLBORO SUPPLY AT THEIR ONE DAY SALE ON FRIDAY, MARCH 1, 2013 SECONDED BY TRUSTEE SHAFER. **MOTION CARRIED. RES#13-056**

Roll call voting: Mr. Johnson – YES; Mrs. Shafer – YES; Mr. Lynch – YES

Resolution – Allow SCE to submit proposed speed zone warrant forms: TRUSTEE SHAFER MOTIONED TO ALLOW STARK COUNTY ENGINEERS TO SUBMIT PROPOSED SPEED ZONE WARRANT FORMS TO ODOT FOR JOLIAT AVE. (40mph) & SHANNON ST. (45mph) SECONDED BY TRUSTEE JOHNSON. **MOTION CARRIED. RES#13-057**

Roll call voting: Mrs. Shafer – YES; Mr. Johnson – YES; Mr. Lynch - YES

Request from SCE to submit one township roadway section to be included in the 2013 Speed Zone Studies: After discussion, Jack asked the Board to please contact him if they know of any roads they would like to submit for this study.

Resolution – Retirement of Jack Magee: After discussion and with much dismay, TRUSTEE LYNCH MOTIONED TO ACCEPT THE RESIGNATION OF JACK MAGEE WITH HIS LAST DAY OF WORK WITH THE TOWNSHIP BEING MAY 31, 2013 SECONDED BY TRUSTEE SHAFER. **MOTION CARRIED. RES#13-058**

Roll call voting: Mr. Lynch – YES; Mrs. Shafer – YES; Mr. Johnson - YES

Resolution – Approve Road Report: TRUSTEE JOHNSON MOTIONED TO APPROVE THE ROAD REPORT FOR FEBRUARY 28, 2013 AS PRESENTED SECONDED BY TRUSTEE SHAFER. **MOTION CARRIED. RES#13-059**

Roll call voting: Mr. Johnson – YES; Mrs. Shafer – YES; Mr. Lynch - YES

ZONING DEPARTMENT: (Dale Riggerbach, Inspector)

Update on ‘Common Road’ south of Brookside: Dale reported a tentative date of March 14th has been set to meet with Stark County Prosecutor Mike Bickis, someone from RPC (Bob Nau, Rachel Lewis, Cliff Meidlein), SCE (Dan Houck), Trustee Lynch and himself to see what can be done about the ongoing problems in regards to the ‘Common Road’ south of Brookside off SR44.

BZA Hearing March 6th: One case will go before the Board of Zoning Appeals on March 6th regarding an outdoor wood burning furnace on Meese Rd.

Resolution – Approve February 24, 2013 Zoning Report: TRUSTEE SHAFER MOTIONED TO APPROVE THE ZONING REPORT FOR FEBRUARY 24, 2013 AS PRESENTED SECONDED BY TRUSTEE JOHNSON. **MOTION CARRIED. RES#13-060**

Roll call voting: Mrs. Shafer – YES; Mr. Johnson – YES; Mr. Lynch - YES

FISCAL OFFICER: (Brian Kandel)

Resolution – Approve 2013 Permanent Appropriations: TRUSTEE SHAFER MOTIONED TO APPROVE THE 2013 PERMANENT APPROPRIATIONS IN THE AMOUNT OF \$2,912,200.00 SECONDED BY TRUSTEE JOHNSON. **MOTION CARRIED. RES#13-061**

Roll call voting: Mrs. Shafer – YES; Mr. Johnson – YES; Mr. Lynch - YES

CITIZENS:

✚ Donna Fuller, 5857 Rosedale stepped to the podium and spoke about the upcoming school levy:

- Doesn’t like the scare tactics being used by the City of Louisville
- A lot of senior residents in the township are having a tough time making ends meet with everything going up
- Nimishillen residents voted down the levy because they simply cannot afford it; not because they don’t care about the schools
- Went to a school board meeting but was not allowed to speak

Trustee Lynch said he understands but the township can’t do anything about it and suggested they go to a Louisville City meeting.

✚ Kevin Ellis, 1014 Danielle, City of Louisville stepped to the podium:

- Wondered what has gone wrong with City of Louisville
- Said it’s impossible to address the school board; must sign up 10 days prior to a meeting but no one responds to what you say
- Appreciates the opportunity to be able to speak at township meetings
- Brought Ohio District School Profile Report (attached) – (copies are available at the township office)

Trustee Lynch said he will invite Superintendent David Redd to come to a trustees’ meeting and answer all residents’ concerns.

TRUSTEES: (Mike Lynch, Lou Johnson, Lisa Shafer)

Discuss: Attendance to the 2013 Ohio Stormwater Conf. May 8 – 10 in Sharonville, OH: After talking about the possibility of Dale taking over what Stark County Health Department did for us (IDDE - Illicit **D**ischarge **D**etection and **E**limination), Trustee Lynch said he would like to send Dale to this conference. Trustee Johnson said it would be a good first-step for Dale. Early registration is before April 15th.

Host SCTA Dinner / Meeting: After discussion, the Board agreed to host the Stark County Township Association dinner/meeting in March rather than June. It will be *Thursday, March 21st @ 6:30 PM @ Mike’s Milanns Restaurant. Joseph A. Jeffries Co. will be the sponsor and the program will be put on by Chesapeake Energy.*

Resolution – Approve Trustees’ Minutes for February 14, 2013: TRUSTEE JOHNSON MOTIONED TO APPROVE THE TRUSTEES MINUTES FOR FEBRUARY 14, 2013 AS WRITTEN SECONDED BY TRUSTEE SHAFER. **MOTION CARRIED. RES#13-062**

Roll call voting: Mr. Johnson – YES; Mrs. Shafer – YES; Mr. Lynch - YES

Resolution – Approve all purchase orders, financial report and pay bills: TRUSTEE JOHNSON MOTIONED TO APPROVE ALL PURCHASE ORDERS, FINANCIAL REPORT AND PAY BILLS IN THE AMOUNT OF \$83,836.69 SECONDED BY TRUSTEE SHAFER. **MOTION CARRIED. RES#13-063**

Roll call voting: Mr. Johnson – YES; Mrs. Shafer – YES; Mr. Lynch - YES

Resolution – Sign checks and adjourn: TRUSTEE JOHNSON MOTIONED TO SIGN CHECKS AND ADJOURN AT 8:30 PM SECONDED BY TRUSTEE SHAFER. **MOTION CARRIED. RES#13-064**

Roll call voting: Mr. Johnson – YES; Mrs. Shafer – YES; Mr. Lynch - YES

ATTEST: Brian Kandel
Fiscal Officer

Michael L. Lynch, President

Lou J. Johnson, Vice President

Lisa R. Shafer, Trustee
Nimishillen Township Board of Trustees