

RES#13-_____
NIMISHILLEN TOWNSHIP BOARD OF TRUSTEES
Township Hall: 4422 Maplegrove NE, Louisville, OH 44641
October 24, 2013

On Thursday, October 24, 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.

7:00 PM: Trustee Lynch called the meeting to order, led the staff and audience in the Pledge of Allegiance and gave the invocation.

FIRE: (Rich Peterson, Chief)

1. **Request for CenCom to be redundant site for Stark County's 911 System:** Chief Peterson reported he's been trying to get the Nimishillen Township CenCom System to be a redundant site for the Stark County 911 system. AT&T is also recommending the same. He has tried to contact the Commissioners along with others with no response to date. All other dispatch centers are making similar requests. Lynch said CenCom is the redundant site for Portage County's 911 System, and it only makes sense that we provide back up for the county in which we are located.
2. **Update on EMS billing program revenue:** Chief Peterson updated the trustees on the EMS billing program revenue stating last year, the program generated about \$50,000. This year in the same time period, it has already generated \$125,000 and it's only October. Trustee Lynch explained emergency service for residents is free. They only accept what the insurance companies pay.
3. **Resolution – Approve Fire Report for September 2013:** Trustee Shafer motioned to approve the Fire Report for September, 2013 seconded by Trustee Johnson. **MOTION CARRIED.**

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

ROAD: (Sam Volpe, Superintendent)

1. **Seasonal Help:** Sam informed the board since road crew member, Dick Lucas, is retiring the end of this month, he will be short one driver for snow removal. He said there are five (5) routes and he only has four (4) drivers. Seasonal help is for a limited time period only. After discussion, the trustees gave approval to advertise in The Repository to hire a seasonal worker from November 1, 2013 through March 31, 2014. The Board then agreed the required BCI/FBI backgrounds will be at the applicant's expense.

2. **Reno Pipe Project:** Trustee Lynch explained there are two residents on Reno that have a problem with water in their yard. One resident went ahead and had pipe installed. During a heavy rain, the pipe floated. It was also noted the resident did not get the required permit to install the pipe. Sam and Dale met with the neighbors and the contractor who installed the pipe. The contractor said he is going to install the pipe properly (put it in deeper) and assured it would not float. Gary Connor, Hydraulic Engineer with Stark County Engineer's Department, surveyed the area after the fact and said pipe should not be installed – it won't work and won't fix the water problem. The pipe must be removed. In the meantime, Sam is to get estimates from contractors to do the job and a letter will be sent to the property owner regarding liability.

Trustee Lynch is waiting for Gary Connor to send a letter regarding same. However, in the meantime, the pipe needs to be removed. The property owner needs to understand if he changes the flow of water, this action could become a civil law suit. If the contractor goes ahead and puts the pipe deeper, the township will have no choice but to put in place a Stop Work Order. Putting the pipe deeper will not fix the problem – it will make it worse. Trustee Lynch will send a letter to the property owner.

3. **Resolution – Central Allied paving change order:** After discussion, Trustee Shafer motioned to approve the change order to grind Eastview due to the pavement disintegrating causing more work and pay Central Allied an additional \$6,273.47 per the paving contract seconded by Trustee Johnson. **MOTION CARRIED. RES#13-250**

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

4. **Resolution – Approve October 24, 2013 Road Report:** Trustee Shafer motioned to approve the written Road Report for October 24, 2013 seconded by Trustee Johnson. **MOTION CARRIED. RES#13-251**

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

ZONING: (Dale Riggerbach, Inspector)

1. **Resolution – Approve October 24, 2013 Zoning Report:** Trustee Shafer motioned to approve the written Zoning Report for October 24, 2103 seconded by Trustee Johnson. **MOTION CARRIED. RES#13-252**

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

FISCAL OFFICER: (Brian Kandel)

Mr. Kandel had no items for discussion.

CITIZENS:

Joanne Moody of 7018 Pilot Knob stepped to the podium and stated Nimishillen Township's 911 system is working well. She had to call 911 for a medical emergency. When the CenCom dispatcher answered, responders arrived quickly and she was impressed with their abilities.

TRUSTEES: (Mike Lynch, President; Lou Johnson, Vice President; Lisa Shafer, Trustee)

1. **Beck / SR153:** Trustee Shafer reported she participated in a conference call last week with our contact from ODOT, Christina Wagner, regarding doing a traffic count at this intersection. Christina is getting in touch with Louisville. They are having it surveyed and it should be completed soon. We will find out if we can tap into that to get some traffic counts at this intersection. If not, ODOT will have to station somebody there to get traffic counts. However, in addition to that, they highly recommend after Chesapeake and their employees are in there, another traffic count should be done. It all depends on that count as to whether or not a signal light is warranted. It could be a flashing light or a traffic light. This is all to be determined yet. Right now, we are looking at a minimum of about \$50,000 whereas if we wait for the traffic counts, it's possible that ODOT would pick it up at 100%. Mrs. Shafer said we are still doing the legwork and we know there's an issue there. They are being proactive – they have to have the numbers to justify it.

2. **Resolution – Executive Session:**

Trustee Shafer motioned to enter into execution session from this regular meeting at 7:35 p.m. as authorized under O.R.C. 121.22(G)(1) *Personnel Matters* to discuss discipline of public employees seconded by Trustee Johnson. **MOTION CARRIED. RES#13-253**

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

Trustee Shafer motioned to return from executive session at 8:02 p.m. and resume this regular meeting seconded by Trustee Johnson. **MOTION CARRIED. RES#13-254**

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

No action was taken upon their return from executive session.

3. **Resolution – Approve October 10, 2013 Minutes:** Trustee Shafer motioned to approve the written minutes for October 10, 2013 as presented seconded by Trustee Johnson. **MOTION CARRIED. RES#13-255**

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

4. **Resolution – Approve all purchase orders, financial report and pay bills:** Trustee Shafer motioned to approve all purchase orders, financial report and pay bills in the amount of \$299,598.54 seconded by Trustee Johnson. **MOTION CARRIED. RES#13-256**

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

5. **Resolution – Sign checks and adjourn:** Trustee Shafer motioned to sign checks and adjourn at 8:03 p.m. seconded by Trustee Johnson. **MOTION CARRIED. RES#13-257**

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

ATTEST: Brian Kandel, Fiscal Officer

Trustee Michael L. Lynch, President

Trustee Lou J. Johnson, Vice President

Trustee Lisa R. Shafer