

RES#14-__
NIMISHILLEN TOWNSHIP BOARD OF TRUSTEES
Township Hall: 4422 Maplegrove NE, Louisville, OH 44641
May 8, 2014

On Thursday, May 8, 2014, 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 Lisa R. Shafer, Trustee Lou J. Johnson and Fiscal Officer Brian Kandel. Trustee Lynch was absent.

NOTE: All reports are available at the township office located at 4915 N. Nickelplate at a cost of 10¢ per page or can be sent via fax or email. Audio of tonight's meeting can be emailed to interested parties by calling the township office at 330-875-9924.

7:00 PM:

Trustee Shafer called the meeting to order and led the staff and audience in the Pledge of Allegiance.

Trustee Shafer excused Trustee Lynch from tonight's meeting and reported he is doing great and will possibly be released from the hospital sometime next week.

FIRE DEPARTMENT: (Rich Peterson, Chief)

RESOLUTION – APPROVE FIRE REPORT FOR MARCH 2014: TRUSTEE JOHNSON MOTIONED TO APPROVE THE FIRE REPORT FOR MARCH 2014 SECONDED BY TRUSTEE SHAFER. **MOTION CARRIED. RES#14-119**

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

ROAD DEPARTMENT: (Jamie May, Interim Superintendent)

OPEN AND READ ALOUD THE 2014 ROAD MATERIALS BIDS: The sealed bids for the 2014 Road Materials were opened and read aloud. The following six bids were received:

- Central Allied Enterprises, Inc., Canton, OH
- Massillon Asphalt Company, N. Canton, OH
- Hughes Contracting, Inc., Suffield, OH
- Oster Sand & Gravel, Inc., N. Canton, OH
- National Lime & Stone Company, Findlay, OH
- Tucson-Phoenix Asphalt Company, Inc., New Philadelphia, OH

The bids were turned over to Mr. May for review and will be awarded at the next trustees meeting.

RESOLUTION - AWARD 2014 PAVEMENT CRACK SEALING PROGRAM: TRUSTEE JOHNSON MOTIONED TO AWARD THE 2014 PAVEMENT CRACK SEALING PROGRAM TO TUSCOAT LLC OF NEW PHILADELPHIA, OH TO FILL CRACKS ON CLAY STREET APPROXIMATELY ½ MILE; VICTORY AVE. APPROXIMATELY ½ MILE AND BENTLER AVE. APPROXIMATELY 1.2 MILES IN THE AMOUNT OF \$6,930 SECONDED BY TRUSTEE SHAFER. **MOTION CARRIED. RES#14-120**

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

Trustees Minutes – 2014, May 8 (Cont.)

RESOLUTION - AWARD ROAD SWEEPING CONTRACT FOR 2014: TRUSTEE JOHNSON MOTIONED TO AWARD THE 2014 ROAD SWEEPING CONTRACT TO SKY SWEEPING OF CANTON, OH IN THE AMOUNT OF \$4,200 TO BE DONE WITH A VACUUM TYPE SWEEPER AND TO BE COMPLETED BY MAY 31, 2014 SECONDED BY TRUSTEE SHAFER. **MOTION CARRIED. RES#14-121**

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

BECK ROAD: After discussion, Trustee Shafer asked Jamie if it would be possible for the road crew to patch the holes on our portion of Beck Road by the RR Tracks. Jamie said yes.

RESOLUTION – APPROVE MAY 8TH ROAD REPORT: TRUSTEE JOHNSON MOTIONED TO APPROVE THE ROAD REPORT FOR MAY 8, 2014 AS WRITTEN SECONDED BY TRUSTEE SHAFER. **MOTION CARRIED. RES#14-122**

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

ZONING DEPARTMENT: (Dale Riggerbach, Inspector)

LETTERS TO BE SENT RE CLEANUP OF JUNK & INOPERABLE VEHICLES: Dale reported there are areas in the township with long-standing problems. He will be sending letters to residents in the following areas regarding the cleanup of junk and inoperable vehicles:

- California Ave./Columbus Rd. area
- Broadway Ave./SR153 area
- Sunnyside Ave./Mary St. area
- Fargo Ave./SR153 area

RESOLUTION – APPROVE APRIL 2014 ZONING REPORT FOR STARK COUNTY AUDITOR: TRUSTEE JOHNSON MOTIONED TO APPROVE THE APRIL 2014 ZONING REPORT FOR THE STARK COUNTY AUDITOR SECONDED BY TRUSTEE SHAFER. **MOTION CARRIED. RES#14-123**

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

RESOLUTION – APPROVE MAY 8TH ZONING REPORT: TRUSTEE JOHNSON MOTIONED TO APPROVE THE ZONING REPORT FOR MAY 8, 2014 AS WRITTEN SECONDED BY TRUSTEE SHAFER. **MOTION CARRIED. RES#14-124**

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

FISCAL OFFICER:

RESOLUTION – STARK CO. AUDITOR TO CERTIFY TO THE TOWNSHIP THE TOTAL CURRENT TAX VALUATION REGARDING RENEWAL OF THE CURRENT 5 MILL FIRE LEVY: PURSUANT TO O.R.C. 5705.03, TRUSTEE JOHNSON MOTIONED TO REQUEST THE STARK COUNTY AUDITOR CERTIFY TO THE TOWNSHIP THE TOTAL CURRENT TAX VALUATION OF THE SUBDIVISION AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY A RENEWAL OF THE CURRENT 5 MILL FIRE LEVY (WHICH WAS PASSED BY THE VOTERS IN MAY 2009). THE BOARD HEREBY DETERMINES IT NECESSARY TO PROCEED WITH THE SUBMISSION TO THE ELECTORS OF THE TOWNSHIP AT AN ELECTION TO BE HELD NOV. 4, 2014 THE QUESTION OF LEVYING A RENEWAL IN EXCESS OF THE TEN-MILL LIMITATION AT THE RATE OF 5.0 MILLS FOR EACH \$1.00 OF TAX VALUATION, WHICH AMOUNTS TO 50
Trustees Minutes – 2014, May 8 (Cont.)

CENTS FOR EACH \$100 OF TAX VALUATION, FOR A PERIOD OF FIVE YEARS (COMMENCING WITH A LEVY ON THE TAX LIST AND DUPLICATE FOR THE YEAR 2014 TO BE FIRST DISTRIBUTED TO THE TOWNSHIP IN CALENDAR YEAR 2015) FOR THE PURPOSE SET FORTH IN SEC 5705.19(I) OF THE REVISED CODE SECONDED BY TRUSTEE SHAFER. **MOTION CARRIED. RES#14-125**

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

RESOLUTION – STARK CO. AUDITOR TO CERTIFY TO THE TOWNSHIP THE TOTAL CURRENT TAX VALUATION REGARDING RENEWAL OF THE CURRENT 1 MILL ROAD LEVY: PURUSANT TO O.R.C. 5705.03, TRUSTEE JOHNSON MOTIONED TO REQUEST THE STARK COUNTY AUDITOR CERTIFY TO THE TOWNSHIP THE TOTAL CURRENT TAX VALUATION OF THE SUBDIVISION AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY A RENEWAL OF THE CURRENT 1 MILL ROAD LEVY (WHICH WAS PASSED BY THE VOTERS IN MAY 2009). THIS BOARD HEREBY DETERMINES TO PROCEED WITH THE SUBMISSION OF TH ELECTORS OF THE TOWNSHIP AT AN ELECTION TO BE HELD OVEMBER 4, 2014 THE QUESTION OF LEVYING A RENEWAL TAX IN EXCESS OF THE TEN-MILL LIMITATION AT THE RATE OF 1.0 MILLS FOR EACH \$1.00 OF TAX VALUATION, WHICH AMOUNTS TO 10 CENTS FOR EACH \$100 OF TAX VALUATION, FOR A PERIOD OF FIVE YEARS (COMMENCING WITH A LEVY ON THE TAX LIST AND DUPLICATE FOR THE YEAR 2014 TO BE FIRST DISTRIBUTED TO THE TOWNSHIP IN CALENDAR YEAR 2015) FOR THE PURPOSES SET FORTH IN SEC 5705.19(G) OF THE REVISED CODE SECONDED BY TRUSTEE SHAFER. **MOTION CARRIED. RES#14-126**

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

CITIZENS:

Connie Rubin of 3088 Whitewood St. NW stepped to the podium and introduced herself. She is retired from the Stark County Park District and is running for the 29th State Senate seat. She asked the township for their vote in the November election.

TRUSTEES:

RESOLUTION - ROAD MAINTENANCE AGREEMENT – KATHRYN & BOSLER: Trustee Shafer explained she received a call from Debra Dawson with the Stark County Prosecutor’s office regarding a conversation she had with the City of Louisville about some confusion with the paperwork when that area was annexed into the City of Louisville. The City drafted an agreement. Debra Dawson received it, reviewed it and approved it.

TRUSTEE JOHNSON MOTIONED TO ENTER INTO A MAINTENANCE AGREEMENT WITH THE CITY OF LOUISVILLE WHEREAS THE TOWNSHIP AND CITY MUTUALLY RECOGNIZE THE NEED FOR A FORMAL AGREEMENT REGARDING THE MAINTENANCE OF SECTIONS OF ROAD WHEREIN DUE TO ANNEXATION, MUTUAL RESPONSIBILITIES WILL EXIST SECONDED BY TRUSTEE SHAFER. **MOTION CARRIED. RES#14-127** (complete resolution on file at township office)

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

TIRES ON BOSLER: Trustee Shafer reported there’s a big problem with an individual or individuals dumping large quantities of tires (30 one day; 20 another day) in the middle of Bosler – so much that traffic cannot get through. It’s a lot of time and effort for our road crew to go out, pick
Trustees Minutes – 2014, May 8 (Cont.)

up the tires and dispose of them. The township called the Sheriff asking for extra patrol. Because of this, the Sheriff will be doing extra patrol on Bosler. Whoever is doing this is being extremely inconsiderate of those who live in that area. If anyone sees someone suspicious or sees someone dumping tires, **please call the Sheriff's Office immediately @ 330-430-3800; do not call the township.** It's ridiculous that someone is doing this. It's a safety concern. If there was an emergency, the Fire Dept. /squad would not be able to get through.

LETTER REGARDING FLOODING CONCERN – PARIS: Trustee Shafer reported Julie Moneypenney, who lives on Paris, contacted her stating she had been working with the commissioners a couple years ago. There's a field and the old drainage tiles have deteriorated which causes a lot of water to go on her property. Shafer said it's all off road which is why the commissioners have been involved. Since nothing has been done to date, Shafer asked the Board if they would agree to have Sharon draft a letter to the Stark County Engineers and Stark County Commissioners asking them to take a look at it and see what kind of plan they can come up with. Shafer said now there are new homes being built and they are tying into the old, broken tiles which cause Mrs. Moneypenney to take on more water each year. The problem is around 6044 Paris Ave. The Board agreed to have the township secretary draft a letter.

RENO PROJECT: After discussion, the Board agreed to schedule a workshop on Wednesday, May 14th @ 5:30 PM at the township hall to discuss the Reno project and any other road department issues.

RESOLUTION – APPROVE APRIL 24, 2014 MINUTES: TRUSTEE JOHNSON MOTIONED TO APPROVE THE MINUTES FOR APRIL 24, 2014 AS WRITTEN SECONDED BY TRUSTEE SHAFER. **MOTION CARRIED. RES#14-128**

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

RESOLUTION – APPROVE PURCHASE ORDERS, FINANCIAL REPORT AND PAY BILLS: TRUSTEE JOHNSON MOTIONED TO APPROVE ALL PURCHASE ORDERS, FINANCIAL REPORT AND PAY BILLS IN THE AMOUNT OF \$70,619.82 SECONDED BY TRUSTEE SHAFER. **MOTION CARRIED. RES#14-129**

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

RESOLUTION – SIGN CHECKS & ADJOURN: TRUSTEE JOHNSON MOTIONED TO ADJOURN AT 7:50 P.M. SECONDED BY TRUSTEE SHAFER. **MOTION CARRIED. RES#14-130**

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

ATTEST: Brian Kandel, Fiscal Officer

Lisa R. Shafer, President

ABSENT
Michael L. Lynch, Vice President

Lou J. Johnson, Trustee
Nimishillen Township Board of Trustees