

RES#17-_____
NIMISHILLEN TOWNSHIP BOARD OF TRUSTEES
Township Hall: 4422 Maplegrove NE, Louisville, OH 44641
January 12, 2017

On Thursday, January 12, 2017, 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 Todd D. Bosley, Trustee Lisa R. Shafer, and Fiscal Officer, Brian Kandel.

NOTE: All reports and attachments 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.

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

FIRE DEPARTMENT: (*Rich Peterson, Chief*)

Resolution – Accept the resignation of Cory Clark effective 1/12/17: Trustee Shafer motioned to accept the resignation of Cory Clark effective 1/12/17 seconded by Trustee Bosley. **MOTION CARRIED. RES#17-018**

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

Resolution – Accept the resignation of Jessica Hupp effective 1/12/17: Trustee Shafer motioned to Accept the resignation of Jessica Hupp effective 1/12/17 seconded by Trustee Bosley. **MOTION CARRIED. RES#17-019**

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

Resolution – Accept the resignation of Joe Looby effective 1/12/17: Trustee Shafer motioned to Accept the resignation of Joe Looby effective 1/12/17 seconded by Trustee Bosley. **MOTION CARRIED. RES#17-020**

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

Discussion – Chief Peterson informed the Board that there were 1,208 calls for the year, which is up 100 from last year.

Resolution – Accept December 2016 Fire Report: Trustee Shafer motioned to accept December 2016 Fire Report seconded by Trustee Bosley. **MOTION CARRIED. RES#17-021**

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

Discussion – Trustee Lynch asked Chief Peterson about the mutual aid between the City. Chief Peterson said that they received mutual aid from the city 14 times and provided mutual aid 42 times. This is consistent over the years.

ROAD DEPARTMENT: (*Jamie May, Interim Rd. Superintendent - absent*)

Trustee Lynch informed the Board that Interim Road Superintendent Jamie May could not attend due to the cold weather coming in and the water on the roads from the heavy rains could freeze. He is preparing the trucks to salt the roads.

Resolution – Approve January 12, 2017 Road Report: Trustee Shafer motioned to approve the Road Report for January 12, 2017 seconded by Trustee Bosley. **MOTION CARRIED. RES#17-022**

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

Discussion – Trustee Bosley informed the Board that he spoke with the director of the Stark-Tusc. -Wayne Joint Solid Waste District about helping the township purchase a grapple bucket. The time frame is coming up to apply for a Grapple Bucket. Trustee Shafer informed the Board that a letter has been drafted, however she has some concerns. Trustee Shafer is concerned with when will this

piece of equipment be used or will it just sit at the township garage. Trustee Shafer informed the Board that if the township is awarded this from Solid Waste and decide not to purchase the bucket than someone else could have used that and is concerned that it will affect the areas that need paved. Trustee Shafer informed the Board that she is not opposed to sending a letter. After discussion, Trustee Lynch will stop by the township office tomorrow to sign the letter.

ZONING DEPARTMENT: (Dale Riggerbach, Inspector)

Resolution – Approve January 12, 2017 Zoning Report: Trustee Shafer motioned to approve the January 12, 2017 Zoning Report seconded by Trustee Bosley. **MOTION CARRIED. RES#17-023**
Roll call voting: Mrs. Shafer – YES; Mr. Lynch – YES; Mr. Bosley – YES

Resolution – Approve December 2016 Zoning Report for Stark County Auditor: Trustee Shafer motioned to approve the December 2016 Zoning Report for Stark County Auditor seconded by Trustee Bosley. **MOTION CARRIED. RES#17-024**
Roll call voting: Mrs. Shafer – YES; Mr. Lynch – YES; Mr. Bosley – YES

FISCAL OFFICER: (Brian Kandel)

Fiscal Officer Brian Kandel had nothing for the Board.

CONCERNS OF CITIZENS:

Kevin Lewis of 4945 Mandarin Dr. Seville, Ohio stepped to the podium regarding:

- Works for Ohio Lecet, a trust fund for Ohio Labor Union and Ohio Contracts Association
- Ohio Township Association Conference in Columbus

Discussion – Mr. Lewis informed the Board that he works for Ohio Lecet, a trust fund for Ohio Labor Union and Ohio Contracts Association. They are not interested in anything in house, are interested in any bid work. They are part of Canton Local 1015. Suggested to the Board to visit their booth at the OTA Conference in Columbus. Trustee Bosley asked if they do any excavation. Mr. Lewis stated yes, they do. Discussion was held regarding the south side of Francesca and about the paving for the township. Mr. Lewis asked the Board to include his email when sending out bids for paving.

Bob Kraus of 7506 Bentler Ave. stepped to the podium regarding:

- Thanks, and congratulates everyone on a Happy New Year
- Thinks Dale should step down
- Concerned about BZA Letter
- Ditch needs replaced

Discussion – Mr. Kraus informed the Board that he is upset because Dale contacted Chief Peterson asking questions regarding an ambulance being called to his home. Much discussion followed.

Discussion – Mr. Kraus informed the Board that he was not given the proper notice for the Appeals Hearing. Trustee Lynch asked Dale if the letters were sent out in time. Mr. Riggerbach informed the Board they were sent out in time. Mr. Riggerbach informed the Board when Mr. Kraus informed him that he did not receive his letter, he hand-delivered and mailed another letter. Township Secretary Shelby Dieffenbaugher informed the Board that the letters were sent on December 20 via certificate of mailing or proof of mailing, which is done for all BZA letters.

Donna Fuller of 5857 Rosedale stepped to the podium regarding:

- Concerns about the drains and downspouts section of the Zoning Book

Discussion – The Board held a discussion with Ms. Fuller regarding her concerns with the Zoning Book. Ms. Fuller thinks the Book needs to be updated. Mr. Rigggenbach informed the Board that he has added Ms. Fuller’s concerns to the list for the Board of Zoning Commission to look at.

Jim Morris of 4514 Eastland stepped to the podium regarding:

- Email sent to the office regarding all the water
- Muskingum Watershed - applying for grants
- Fairhope Ditch
- Grapple Bucket vs. Thumb Bucket
- Organizational Meeting

Discussion – Mr. Morris asked the Board if they have looked into applying for grants, along with the Stark County Commissioners, from the Muskingum Watershed. Mr. Morris is concerned with the Fairhope Ditch with all the water from today’s heavy rains. Discussion followed. At the Organizational Meeting, members were appointed to certain organizations, Mr. Morris asked the Board if anyone does any reports on what they do at these specific organizations and if the public could have copies. Trustee Bosley informed Mr. Morris that each organization has their own report and yes, the public could ask for copies of them.

Dawne Friedman of 5362 Francesca stepped to the podium regarding:

- South side of Francesca
- Questions regarding Herald article
- Publicized meeting minutes

Discussion – Ms. Friedman asked the Board for an update on the South side of Francesca. Trustee Shafer informed Ms. Friedman the office has received 1 quote. Discussion followed on where the ad for quotes was published. Trustee Lynch informed Ms. Friedman that they will reach out to Mr. Lewis from Ohio Laborers who spoke earlier in the meeting once the weather breaks. Discussion was held regarding some concerns Ms. Friedman had about what was published in the Herald regarding publicizing information. Ms. Friedman informed the Board that she is concerned about the detail in the past meeting minutes. Trustee Shafer informed Ms. Friedman that the meeting minutes are just an outline of what occurs at the meetings. Trustee Bosley agreed with Ms. Friedman and felt the minutes are not as detailed as they have been in the past before the prior secretary retired. Discussion followed.

Bob Kraus of 7506 Bentler Ave. stepped to the podium regarding:

- Neighbor’s trailer with no proper plates

Discussion – Trustee Lynch informed Mr. Kraus that if he has a complaint to contact the office.

TRUSTEES: (*Lisa Shafer, Mike Lynch, Todd Bosley*)

Discussion – Trustee Bosley asked the Board to have an Executive Session to continue discussion from the last Executive Session at the end of the meeting. The Board agreed.

Discussion – The Board held a discussion regarding waiving the CZC Fee of \$50 for home businesses for 2017. The Board discussed meeting with the Zoning Commission to discuss changing things in the Zoning Book. The Board asked Zoning Inspector Dale Rigggenbach to contact the Prosecutor regarding setting up a meeting with the Trustees and the Zoning Commission.

Resolution – Approve Minutes for December 22, 2016 Meeting: Trustee Shafer motioned to approve the written minutes for December 22, 2016 Meeting seconded by Trustee Bosley.
MOTION CARRIED. RES#17-025

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

Resolution – Approve Minutes for January 4, 2017 Organizational Meeting: Trustee Shafer motioned to approve the written minutes for January 4, 2017 Organizational Meeting seconded by Trustee Bosley. **MOTION CARRIED. RES#17-026**

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

Resolution – Approve Minutes for January 4, 2017 Special Meeting: Trustee Shafer motioned to approve the written minutes for January 4, 2017 Special Meeting seconded by Trustee Bosley. **MOTION CARRIED. RES#17-027**

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

Resolution – Approve Purchase Orders, Financial Report and Pay Bills: Trustee Shafer motioned to approve all purchase orders, financial report and pay bills in the amount of \$103,503.16 seconded by Trustee Bosley. **MOTION CARRIED. RES#17-028**

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

Resolution – Enter into Executive Session: Trustee Bosley motioned to enter into executive session from this regular meeting as authorized under O.R.C. 121.22(G)(1) Personnel Matters to consider appointment, employment, dismissal, promotion, demotion, or compensation of a public employee in the Zoning Dept. at 7:55 p.m. seconded by Trustee Shafer. **MOTION CARRIED. RES#17-029**

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

Resolution – Return from Executive Session: Trustee Bosley motioned to return from executive session at 8:45 p.m. and resume this special meeting seconded by Trustee Shafer. **MOTION CARRIED. RES#17-030**

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

Discussion – Upon returning from Executive Session, Trustee Lynch informed Zoning Inspector Dale Riggerbach that he will be formally put on probation starting tomorrow. Trustee Lynch informs Dale that he will work with him as much as he needs, he hopes his colleagues will as well, and he wants to see him succeed. Trustee Shafer informs Dale that she will review the documents with him after the meeting. The documents will be effective from January 13, 2017 through April 12, 2017.

Resolution – Sign Checks and Adjourn: Trustee Shafer motioned to sign checks and adjourn at 8:46 p.m. seconded by Trustee Bosley. **MOTION CARRIED. RES#17-031**

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

ATTEST: Brian Kandel, Fiscal Officer Michael L. Lynch, President

Todd D. Bosley, Vice President

Lisa R. Shafer, Trustee
Nimishillen Township Board of Trustees