

**MINUTES OF THE REGULAR MEETING OF THE
CANTON TOWNSHIP BOARD OF TRUSTEES
HELD TUESDAY, JANUARY 12, 2010**

The Canton Township Board of Trustees met in a Regular Session at 7:00pm
on Tuesday, January 12, 2010 with all three Trustees present.

Also in attendance: Fiscal Officer Ron Smith, Zoning Director Marshall Lewis, Road Superintendent Tom Hewitt, and Fire Chief Scott McKibben.

MINUTES:

Mr. Wilcox made a motion to approve and waive the reading of the minutes from the December 29, 2009 Regular Meeting. Motion seconded by Mr. Smith and voting YES – Mr. Nichols, Mr. Wilcox, and Mr. Smith.

Mr. Smith made a motion to approve and waive the reading of the minutes from the 2010 Reorganization Meeting held on December 29, 2009. Motion seconded by Mr. Nichols and voting YES – Mr. Nichols, Mr. Wilcox, and Mr. Smith.

FIRE:

Fire Chief presented receipts for two weeks for the following: \$17,865.35=Ambulance Billing, \$40.00=CPR, and \$100.00=Donation, for a total of \$18,005.35. Mr. Nichols made a motion to accept the report/fees as submitted, seconded by Mr. Wilcox and voting YES – Mr. Nichols, Mr. Wilcox, and Mr. Smith.

Mr. Wilcox made a motion to approve opening 1 new BC and 3 new PO's:

BC
\$ 3,000.00 = Travel Expenses
PO
\$10,000.00 = McIntosh Oil
26,622.00 = Nimishillen Twp Fire Dept
2,500.00 = USA Mobility

Motion seconded by Mr. Smith. Fiscal Officer certified funds are available. Voting YES – Mr. Nichols, Mr. Wilcox, and Mr. Smith.

Mr. Nichols made a motion to approve a settlement request of a 25% discount for an ambulance billing account that is 2-years old and in collection. Account balance is presently \$686.00 less 25% of \$171.50, would make balance due \$514.50. Motion seconded by Mr. Wilcox and voting YES – Mr. Nichols, Mr. Wilcox, and Mr. Smith.

Mr. Smith made a motion to approve hiring Cadet Joseph Rossetti as a member of the part-time, paid-per-call staff, working out of Station #3. Motion seconded by Mr. Nichols and voting YES – Mr. Nichols, Mr. Wilcox, and Mr. Smith.

Mr. Wilcox made a motion to approve hiring Cadet Andrew Crumm as a member of the part-time paid-per-call staff, working out of Station #3. Motion seconded by Mr. Smith and voting YES – Mr. Nichols, Mr. Wilcox, and Mr. Smith.

Mr. Nichols issued the Oath of Office individually to Cadet Rossetti and Cadet Crumm. The Board congratulated both cadets and welcomed them to the Canton Township Fire Dept.

ROAD:

Road Superintendent presented receipts for two weeks in the amount of \$50.00 for a road opening permit. Mr. Smith made a motion to accept the fee as submitted, seconded by Mr. Nichols and voting YES – Mr. Nichols, Mr. Wilcox, and Mr. Smith.

Mr. Nichols made a motion to approve closing 1 PO:

#37 = Cargill Salt

Motion seconded by Mr. Wilcox and voting YES – Mr. Nichols, Mr. Wilcox, and Mr. Smith.

Mr. Wilcox made a motion to approve opening 1 new BC and 1 new PO:

BC

\$ 1,000.00 = Travel Expenses

PO

\$50,000.00 = Cargill Salt

Motion seconded by Mr. Smith. Fiscal Officer certified funds are available. Voting YES – Mr. Nichols, Mr. Wilcox, and Mr. Smith.

Mr. Smith made a motion to approve certification of Canton Township 2010 mileage to be 98.275 miles. Motion seconded by Mr. Nichols and voting YES – Mr. Nichols, Mr. Wilcox, and Mr. Smith.

- FYI: > Stark County Sewer Dept pre-construction meeting on Wednesday-January 20 at 8:30am for the Pekin/Denora SE and Blue/Hawk/Schory SE project
- > Received notice from Davey Tree & Lawn Care to spray Community Park (Oyer St) for gypsy moths and fertilize trees/shrubs
- > Road Superintendent on vacation February 1 thru 5

ZONING:

Zoning Director presented receipts for two weeks in the amount of \$29.40. Mr. Nichols made a motion to accept the report/fees as submitted, seconded by Mr. Wilcox and voting YES – Mr. Nichols, Mr. Wilcox, and Mr. Smith.

Mr. Wilcox made a motion to approve opening 1 new PO:

\$800.00 = Premier Court Reporting

Motion seconded by Mr. Smith. Fiscal Officer certified funds are available. Voting YES – Mr. Nichols, Mr. Wilcox, and Mr. Smith.

CLOSED VIOLATIONS

Konheim	3rd St SE	Removed Unlicensed Vehicle
Lowe/Hoopingarner	1904 Sherrick Rd. SE	Removed Unlicensed Vehicle
Stewart	2460 Waynesburg Dr. SE	Occupancy & Sign Permits
Collins	3333 Cleveland Ave SW	Illegal Sign - Removed Sign
Digitecs Inc	2727 Cleveland Ave SE	Sign Permit
John Reiger	3530 Prairie College SW	Unsafe Structure removed
Jeffrey Carpenter	4341 Cheryl Ave SW	Removed Unlicensed Vehicle

OPEN VIOLATIONS

Bryan Cycle & Recycling	4016 Southway SW	Occupancy Permit / Sign Permit
-------------------------	------------------	--------------------------------

FYI:

- > Received two anonymous phone calls concerning ENVIRTE – 2232 Central Ave SE
Storage of hazardous materials in blue shipping containers.

Findings: - Zoning Inspector: The property is a commercial property located in a B-3 district. Our files indicate the property has been used as a commercial site since 1984. The residential structure was used for a period of time as a county dispatch center and currently used for file storage for ENVIRITE of Ohio Inc. The two mechanic bays located on the property are repair shops for the large shipping containers used by ENVIRITE of Ohio Inc. All mechanical repairs are made inside to include welding, general sheet metal and structural repair work and painting. Work is done by ENVIRITE employees who are assigned to the mechanics shop located at their main plant on Central Ave SE. The containers stored outside are empty awaiting repair. One container is used to store/recycle scrap metal removed during repairs. Records indicate fire inspections are in compliance and no EPA hazards exist on the property.

- > Tuesday January 19, 2010-7:00pm - Public Hearing - Canton Township Zoning Commission
CA-1-2009 - Application for Text Amendment changes submitted by the Board of Trustees
Outdoor Furnaces, Small Wind Energy Systems and Ex-Offender R-Entry Housing
- > Wednesday-January 20, 2010 -7:00pm - Public Hearing - Canton Township Board of Zoning Appeals
David & Patti Stryker - 1637 Carnwise St SW
Requesting a variance on the side yard setbacks to build an attached garage.
- > Monday -January 25, 2010-7:15pm -Nuisance Hearing -Board of Trustees
Three properties identified by Stark County Neighborhood Stabilization Program for
Demolition
- > Full Gospel Lighthouse: January 29th deadline that needs to be reviewed by Atty. Hall.
Atty. Hall has a letter to present to the Board.

FISCAL OFFICER:

Fiscal Officer presented bills in the amount of \$109,021.84 and payroll in the amount of \$87,144.35, for total checks of \$196,166.19. Mr. Nichols made a motion to approve the checks as presented, seconded by Mr. Smith and voting YES – Mr. Nichols, Mr. Wilcox, and Mr. Smith.

Payment Register and Fund Status reports handed out to all three Trustees and Department Heads. New Appropriation Status report and new PO&BC lists to be given to Department Heads on Thursday, January 14.

Mr. Smith made a motion to set mileage reimbursement for 2010 to be \$.50 per mile according to new IRS Schedule. Motion seconded by Mr. Wilcox and voting YES – Mr. Nichols, Mr. Wilcox, and Mr. Smith.

Mr. Nichols made a motion to approve holding a Special Meeting on Saturday- January 23rd at 9:00am to review the revised Employee Handbook and discuss any other matters in open session that may come before the Board. Motion seconded by Mr. Wilcox and voting YES – Mr. Nichols, Mr. Wilcox, and Mr. Smith.

- FYI: > Review AEP street lighting (Meyers Lake area)
 > General Fund – No Estate Tax for 1st half 2010
 > Trustees to sign December 2009 Bank Reconciliation

EXECUTIVE SESSION:

Mr. Nichols made a motion to move into Executive Session at 7:43pm with the Trustees and Fiscal Officer to discuss the township audit. Motion seconded by Mr. Wilcox.

Roll Call Vote:	Mr. Nichols	YES
	Mr. Wilcox	YES
	Mr. Smith	YES

Motion to move out of Executive Session at 7:48pm. Seconded by Mr. Wilcox.

Roll Call Vote:	Mr. Nichols	YES
	Mr. Wilcox	YES
	Mr. Smith	YES

Mr. Nichols made a motion to approve Resolution No. 01-01-10 = Amend Meeting Minutes to Correctly Reflect Affected Employees Periodic Merit Raises. Motion seconded by Mr. Smith.

Roll Call Vote:	Mr. Nichols	YES
	Mr. Wilcox	YES
	Mr. Smith	YES

TRUSTEES:

MR. NICHOLS:

Township Inventory = He asked Road Superintendent for progress of the township inventory. Department Heads are completing their inventory and will turn into Road Superintendent as soon as possible. He will then take it to Stark County Engineers office.

MR. WILCOX:

Rename Parkway NW = Resident contacted Mr. Wilcox asking if Parkway NW could be renamed Triner Parkway NW in honor of Tim Triner of Tim’s Tavern who has been very generous over the years in contributing to the community and youth athletics . A motion was made, then withdrawn. This will be discussed in more detail at the Special Meeting on January 23rd.

PUBLIC SPEAKS:

Richard Furney = 1007 Oak Ave NW – Canton Township

(Mr. Furney did not state his name or address. It was taken from his Public Speaks Sign-Up form)

There are “No Parking” signs on Oak Ave., but there are cars parked there all the time and is creating a safety hazard. *(he shows the Board pictures)* Fire trucks cannot get through. Township trucks cannot get through. A few days ago, a snow plow truck almost hit a car, because there is not enough room because of cars parking on the street. It is a very narrow street. He was told by the Sheriff’s office that he was to contact the township first. Mr. Smith told him that the “No Parking” signs are the Board’s approval of no parking on the street; the Sheriff’s office should take care of it from there. He requested the Road Superintendent to call Sheriff Tim Swanson tomorrow morning and inform him that his officers need to do their job and take care of this problem. In fact, the next time a township truck is on that street and there are cars parked there, the township driver should call the Sheriff’s office and inform them to come and take care of it. Mr. Smith thanked Mr. Furney for reporting this situation to the Board.

Also, there was a tenant in another building that moved out a month ago and left a couch at the curb and it is still there. Zoning Director will check it out. He will also check into residents on 10th Street concerning building without a permit.

TRUSTEES:

MR. SMITH:

Fellowship Baptist Church = Mr. Smith discussed with the Board and Road Superintendent the Resolution and Revocable Use Permit, along with showing them a map, all provided by Atty. Hall, concerning the church's request to use part of the road right-of-way along Keiffer Ave SW for access drives and additional parking. The Board will do more research and discuss further at the Special Meeting on January 23rd.

Tree on Glavera & 3rd St NE = Mr. Smith talked with Dwight Parrish of AEP today concerning the tree situation on Glavera & 3rd St NE. The forestry service, that is employed by AEP, went to the property to discuss with the owner taking the tree down at no cost to her. When asked to sign the form giving them permission to take the tree down, the property owner noticed a copy of an e-mail on his clipboard that Mr. Parrish sent to the tree service. She asked for a copy and was informed by Mr. Parrish that he was not permitted to give her a copy of an internal e-mail. She refused to sign the paper and asked them to leave. Mr. Smith said he thanked Dwight for all his help, which far exceeded what he had to do. The tree is the property owner's responsible now. She had the opportunity to have it taken down at no cost to her, which is what she wanted done from the start. As far as the Board is concerned, this issue is closed.

No further business coming before the Board, Mr. Wilcox made a motion to adjourn at 8:02pm, seconded by Mr. Smith and voting YES – Mr. Nichols, Mr. Wilcox, and Mr. Smith.

Ronald L. Smith, Fiscal Officer

Christopher B. Nichols, President

James A. Wilcox, Vice President

William C. Smith, Trustee