

**MINUTES OF THE REGULAR MEETING OF THE
CANTON TOWNSHIP BOARD OF TRUSTEES
HELD MONDAY, FEBRUARY 9, 2009**

The Canton Township Board of Trustees met in a Regular Session at 6:00pm
on Monday, February 9, 2009 with all three Trustees present.

Pledge of Allegiance

ROLL CALL: Mr. William C. Smith - Present
 Mr. Christopher B. Nichols - Present
 Mr. James A. Wilcox - Present

Also present: Fiscal Officer Ron Smith, Zoning Director Marshall Lewis,, Road Superintendent Dave Robertson, and Fire Chief Scott McKibben.

MINUTES:

Mr. Wilcox made a motion to approve and waive the reading of the minutes from the January 27, 2009 Regular Meeting. Motion seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

FIRE:

Fire Chief presented receipts for two weeks for the following: \$4,418.75=Ambulance Billing, \$360.00=CPR, \$2.00=Fire Report, \$1,635.88=Medic 325 Insurance Check for a total of \$6,416.63. Mr. Smith made a motion to accept the report/fees as submitted, seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

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

#12 = Misc Operating Supplies & Expenses

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

Mr. Wilcox made a motion to approve opening 2 new BC's:

\$10,000.00 = Misc Operating Supplies & Expenses

10,000.00 = Staff Operating Supplies & Expenses

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

FYI: > Susan Schnegg, Administrative Assistant at the Fire Dept, explained the Drug-Free Work Place training program for Township Employees
 > Review January Ohio Billing Report
 > Discuss billing procedures for accounts in collection
 UCB(previous collection company) is holding \$397,000 in uncollected debt
 RCS (Regional Collection Services), our new collection company, is recommending they take over any uncollected debt from 2005 forward, anything prior to 2005 be written off.

Mr. Nichols made a motion to approve the adoption of the Canton Township Alcohol & Substance Abuse Policy/Procedure. Motion seconded by Mr. Wilcox and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

ROAD:

Mr. Wilcox made a motion to approve closing 1 BC:

#5 = Material

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

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

BC

\$ 5,000.00 = Material

PO

\$20,000.00 = Cargill Salt Co

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

Mr. Smith made a motion to approve speed limit revisions as set by ODOT: 40mph for Kieffer Ave SW and 35mph for Rexdale St SW. Motion seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Nichols made a motion to approve vacation day of February 13, 2009 for Road Superintendent. Motion seconded by Mr. Wilcox and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

FYI: > Reimbursement of CDL License Renewal Fees (Trustee Smith)
Fiscal Officer will review Employee Handbook for guidelines
> International Trucks giving tours of their plant in Springfield, Ohio starting March 5th.
> Sent follow-up letter to Gary Connors of Stark County Engineers office concerning 23rd St SW drainage problems
> Discuss setting Work Session date to discuss future chip & seal needs with following 2 companies: Kimble Stone (Dave Weber)
Lytle Construction (Jim Lytle)

Mr. Smith made a motion to change the start of the March 10th Regular Meeting to 6:30pm to allow Kimble Stone and Lytle Construction to discuss chip & seal process with the Board. Motion seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

FYI: > Informed by Ohio EPA the township must apply for new 5-year storm water permit (2009-2014) Cost will be \$200.00 – 90 days to apply

ZONING:

Zoning Director presented receipts in the amount of \$1,430.75. Mr. Wilcox made a motion to accept the report/fees as submitted, seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Smith made a motion to approve releasing Fire Loss Claim Funds, in the amount of \$20,000.00, for Randy Carr for property located at 232 Mill St SE, Canton Township. Damaged structure has been removed and ground prepared for new structure. Motion seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Business in Residential

1810 Faircrest SE **Woody’s Tree Service, Montgomery, Michael**, - Legal action in progress
Final Pre-trial - May 21, 2009 Trial – Jun 1, 2009

4134 Fairknoll SE **Quality Turf / Quality Custom Embroidery, Edwards, Bill** - Legal action in
progress Meet with Judge – Legal Counsel, Zoning Inspector & President Board
of Zoning Appeals - Jan 28, 2009

3143 Prairie College SW **Daniels Welding & Fabricating, Rose, Daniel**, Submitted application for
Home Occupancy – Reviewed by BZA – 19 Feb 09

5141 Keiffer Ave SW **Fisk Shane Roofing Co.**, Fisk, Shane & Roffanda, Submitted application for
Home Occupancy – Reviewed by BZA – 19 Feb 09

4821 Dueber SW **Franks Excavating, Franks, James & Barbara**, Submitted request for non-
conforming certificate – Reviewed by BZA – 19 Feb 09

824 Faircrest SW **Acropolis Property Services, Fellouzis, Walter**, 19 March 2008, 3rd notice
Home Occupation – 5 Feb 09 – Letter sent once again by zoning office to
contact us about Business Operations

5370 Ridge Ave SE **Harper Surveying, Harper, Bradley & Cynthia**, 17 April 08 – 1st notice, 2nd
notice 17 June 08 - 5 Feb 09 – Letter sent once again by zoning office to
contact us about Business Operations

5275 Sandy Ave SE **Broad Trucking, Broad, John & Theresa**, 17 April 08 – 1st notice, 2nd notice
17 June 08 - 5 Feb 09 – Letter sent once again by zoning office to contact us
about Business Operations

New Violation Letters

Gary Randall	1601 Belden Ave SE	Expansion/Business
Eldon Unklesbay	839 Hollywood Ave NE	Unlicensed / Inoperable Vehicle
Tani & Emma Taylor	2812 Lincoln St E.	Expanding Bus-in-R-2
Walter Fellouzis	824 Faircrest St SW	Zoning Status Bus-in-Res
Shane Fisk	5141 Gambrinus Ave SW	Zoning Status Bus-in-Res
Richard Oliver	3125 Gambrinus Ave SW	Zoning Status Bus-in-Res
Bradley Harper	5370 Ridge Ave SE C. OH	Zoning Status Bus-in-Res
Harold Blachy	3723 Lincoln St E	Trash & Debris
Vince Martin / Maxwell's Auto	2734 Cleveland Ave SE	CUP Fee – Past Due
William Weaver	3616 Shepler Ch. SW	No Permit

Closed Violations

None

In Litigation:

Stark County Board of Health –vs- Charles Minard Jr.

Jan 2, 2009 – Judge Brown issued 30 day notice to defendants; (1) secure garage, (2) remove all tires in garage, (3) remove auto parts from garage, and has authorized Canton Township to abate the public nuisance if not completed – 13 Feb 09

Canton Township Board of Trustees –vs- William E. Edwards Jr.

Jan 2, 2009 – Judge Haas will meet with all parties. Trustees have a copy of proposed settlement.

Public Nuisance Hearing:

Timothy Lynn - 3963 Richville Dr., SW Canton OH – Parcel #13-09804

Public Nuisance Hearing – July 8, 2008

Property has large amounts of solid waste – Over 25 Unlicensed and Inoperable vehicles –
Abandon/wrecked recreational vehicles – Large accessory building collapsed – Tires on and off rims.

Building & Structures – 90 Days total removal of collapsed building – 9 Oct 08

Vegetation, Garbage Refuse, Debris – 60 Days removal – 9 Sept 08

Collapsed building removed – 30 Nov 08

FISCAL OFFICER:

Fiscal Officer presented bills in the amount of \$68,737.39 and payroll in the amount of \$99,609.57 for total checks of \$168,346.96. Mr. Nichols made a motion to approve the checks as presented, seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

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, February 12.

Mr. Nichols made a motion to approve the renewal of the township property & liability insurance program with OTARMA, effective 02-28-09, with the annual premium of \$35,595.00. Motion seconded by Mr. Wilcox and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Wilcox made a motion to approve opening 2 new PO’s:

- \$ 300.00 = AT&T Global
- 35,595.00 = OTARMA Service Center

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

FYI: > Trustees to sign January 2009 Bank Reconciliation

Mr. Nichols made a motion to approve Resolution No. 02-01-09 for a renewal of the Canton Township Fire 1.0 mill tax levy. Motion seconded by Mr. Smith.

ROLL CALL VOTE:	Mr. Smith	YES
	Mr. Nichols	YES
	Mr. Wilcox	YES

EXECUTIVE SESSION:

Mr. Wilcox made a motion to approve moving into Executive Session at 7:02pm with Trustees and Fiscal Officer to discuss audit. Motion seconded by Mr. Smith.

ROLL CALL VOTE:	Mr. Smith	YES
	Mr. Nichols	YES
	Mr. Wilcox	YES

Mr. Wilcox made a motion to move out of Executive Session at 7:09 pm. Motion seconded by Mr. Smith.

ROLL CALL VOTE:	Mr. Smith	YES
	Mr. Nichols	YES
	Mr. Wilcox	YES

Mr. Nichols made a motion to approve HAS Claims pursuing collection from former Clerk, Sheri Griffith, in the amount of \$623.00 for over-payment of wages. Motion seconded by Mr. Smith and voting YES - Mr. Smith, Mr. Nichols, and Mr. Wilcox.

PUBLIC SPEAKS:

No Public Speaks this evening.

TRUSTEES:

MR. WILCOX

Ball Fields: Mr. Wilcox made a motion to assign the township ball fields for the 2009 season as follows:

Abbott Field at Community Park = Canton South Girls Softball Association (Joe Carrick)

Soccer Field at Community Park = Canton South Soccer Club (Sheila Whitlock)

Mikunda Field at Township Admin Building = Canton South Baseball Club (Matt Hollinger)

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

Outdoor Sign: Mr. Wilcox made a motion to approve Pro Art refurbishing the outdoor sign at the Administration Building, at a cost not to exceed \$600.00. Motion seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Nichols made a motion to approve opening a new PO:

\$600.00 = Pro Art

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

MR. SMITH

Waco Homecoming: Waco Homecoming Parade will be Thursday, April 30, 2009, starting at 6:00pm.

Canton Local Schools – Mega Event: The Mega Event will be Saturday, May 16, 2009 from 3:00pm to 7:00pm. Mr. Smith was approached to see if the Trustees would consider having a booth at the Mega Event. There should not be any cost involved, so he will do some checking and report back to the Board at next meeting.

Rockwood Development: On February 2, 2009, Mr. Smith met with Brenda Gee of Rockwood Development, which is Hershberger (New Dawn Development). Also present at this meeting was Steve Paquette and Jeff Hasapis - Stark Development Board, Peter Ferguson – Stark County Commissioner, Mike Hanke - Stark County Administrator, Robert Torres – City of Canton Economic Development, Steve Katz – Canton Regional Chamber of Commerce, and Robert Nau – Stark County Regional Planning. They discussed ways to assist in the development of Faircrest/I-77 on the northeast section of the CEDA Agreement between Canton Township and the City of Canton.

MR. NICHOLS:

Newsletter: Township newsletter should be ready for mailing this Friday.

Public Hearing: Flyers will be distributed notifying residents of the upcoming Public Hearing to be held Wednesday, February 18 at 7:00 at Faircrest Middle School concerning street lighting and the proposal for a new fire station.

Website: Mr. Nichols made a motion to approve hiring Lehman Website Design and Marketing to redesign and reconstruct the Canton Township website, at a cost not to exceed \$7,200.00. Motion seconded by Mr. Wilcox and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Nichols made a motion to open 1 new PO:

\$7,200.00 = Lehman Website Design and Marketing

Motion seconded by Mr. Wilcox. Fiscal Officer certified funds are available.

Voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

At this time, before adjournment, the Board moves into a Work Session to discuss the street lighting issues in Canton Township. Trustee Nichols provides maps and a power-point presentation that indicate the target areas where the existing street lights may be turned off. The people in attendance were invited to stay and ask any questions or comments concerning street lighting.

No further business coming before the Board, Mr. Smith made a motion to adjourn at 8:11am, seconded by Mr. Wilcox and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Ronald L. Smith, Fiscal Officer

William C. Smith, President

Christopher B. Nichols, Vice President

James A. Wilcox, Trustee