

**MINUTES OF THE REGULAR MEETING OF THE
CANTON TOWNSHIP BOARD OF TRUSTEES
HELD TUESDAY, JULY 14, 2009**

The Canton Township Board of Trustees met in a Regular Session at 7:00pm
on Tuesday, July 14, 2009 with all three Trustees present

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

Pledge of Allegiance

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

MINUTES:

Mr. Smith made a motion to approve and waive the reading of the minutes from the June 16, 2009 Regular Meeting, seconded by Mr. Wilcox and voting YES – Mr. Smith and Mr. Wilcox. Mr. Nichols abstained.

Mr. Nichols made a motion to approve and waive the reading of the minutes from the June 30, 2009 Regular Meeting, seconded by Mr. Smith and voting YES – Mr. Smith and Mr. Nichols. Mr. Wilcox abstained.

FIRE CHIEF:

Fire Chief presented receipts for two weeks for the following: \$6,456.19=Ambulance Billing, \$970.00=CPR, for a total of \$7,426.19. Mr. Wilcox 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. Smith made a motion to approve closing 1 BC:

#34 = Misc 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 1 new BC:

\$20,000.00 = Misc Supplies & Expenses

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

- FYI:
- > USA Mobility Cell Phone Plan – New agreement to include Fire personnel, Road Superintendent and Zoning Director. Fire Chief will present the agreement to the Board for approval when it is received.
 - > Chief McKibben out of office July 17-21 – Will be attending Ohio Fire Chiefs Conference in Sandusky, Ohio

PUBLIC SPEAKS:

Beth Lockhart: 512 Fohl St SW – Canton Township

Mrs. Lockhart is here on behalf of her mother, Ella Rohrig who lives at 600 – 39th St SW. Her mother is in ill health and cannot go up & down steps, so she has to enter the rear of the home to get her mother out. Her only access to the back of her mother's property, is the road behind the Attention Center. She has talked to Stark County and the Attention Center and they have no problem with her doing that; but the renter that lives on the corner of 39th St SW and Springvale (620 – 39th St NW) parks 3 cars the width of the road to block her access. She has called the Sheriff and our Zoning Director; they have done what they can without much success. She is asking the Board to erect "No Parking" signs.

Cindy Williams: 610 – 39th St SW – Canton Township

Mrs. Williams was also here concerning the renter at the house next door at 620 – 39th St SW. For 20 years, they have never had any problems with people blocking this street until the last several weeks. Sheriff has been there several times and told them they cannot block this road, but the problem continues. The residents are looking for some help from the Board.

Jim Schwitzgabel: 1015 Lakeview Ave NW – Canton Township

Mr. Schwitzgabel wanted to thank the Trustees and Zoning Director for having the "moat" filled in at the Michel property on Lakeview NW. It looks much better.

Tena Hall: 2700 Lincoln St East – Canton Township

Mrs. Hall was here to give the Board some figures for out-of-pocket expenses for the sanitary sewer project being worked on. Also, she asked if a "No Parking" sign could be erected on 2nd St SE., between Charlotte & Baumford. Cars are parked on both sides of the street at all hours of the day and night; they are working on stock cars.

Carl Yohe: 5356 Ridge Ave SE – Canton Township

Mr. Yohe was here concerning the possible closing of the North Industry branch of the Post Office. Since he is the owner of the plaza where the post office is located, he asked if there was anything he could do to help prevent this from happening. Trustee Smith said they will be presenting a resolution for approval later in the meeting which will be sent to our state and federal elected officials as well as the postal service officials; and the Board will also be circulating a petition to all the business owners in the area to display for their patrons to sign.

ROAD:

Road Superintendent presented receipts for 2 weeks for the following: \$50.00=Road Opening Permits, \$185.00=Culvert Pipe, for a total of \$235.00. Mr. Wilcox made a motion to accept the fees as submitted, seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

FYI: > Carnwise SW median strip has been excavated, but still needs asphalted.

Mr. Nichols made a motion to approve the Road Superintendent sending a letter to Plain township stating the rate for using Canton Township wood chipper will be \$160.00 per day. Motion seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Wilcox made a motion to approve Resolution No. 07-01-09 which is: Canton Township to vacate Eversole Avenue SW, between 28th Street and 29th Street. Motion seconded by Mr. Nichols.

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

Mr. Smith made a motion to approve Resolution No. 07-02-09 which is: Erect temporary “No Parking” signs on both sides of 17th Street NW, between Lakeside Ave NW and Clarendon Ave NW during the Pro Football Hall of Fame events. Motion seconded by Mr. Nichols.

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

Mr. Wilcox made a motion to approve requesting Atty. Charles Hall prepare a resolution for “No Parking” signs in the alley between Zeiger Industries parking lot and Ridge Ave SE. Motion seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Wilcox made a motion to approve NOT sending Atty. Charles Hall information to prepare a resolution for “No Parking” sign at 525 Vince Ave NW. Motion seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Nichols made a motion to have Road Dept. place an additional “No Parking” sign on Ruggles Ave SE as discussed by the Road Superintendent. Motion seconded by Mr. Wilcox and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Smith made a motion to approve placement of a “Children at Play” sign on 39th St SW in the vicinity of 713 – 39th St SW. Motion seconded by Mr. Wilcox and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Smith made a motion to table the request for a “4-Way Stop” sign at 37th St SW and Diane SW until Road Superintendent confers with the Stark County Engineer. Motion seconded by Mr. Wilcox and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Wilcox made a motion to approve requesting Atty. Charles Hall to prepare a resolution for “No Parking” sign on both sides of 39th St SW and Springvale Ave SW. Motion seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Wilcox made a motion to approve requesting Atty. Charles Hall prepare a resolution for “No Parking” signs on both sides of 2nd St SE between Baumford and Charlotte SE. Motion seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Smith made a motion to approve Road Superintendent advertising for chip & seal bids for Canton Township roads. Ads to be run Jul 18 and 25 and August 1 and bids to be opened at the August 11, 2009 meeting. Motion seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

FYI: > Board discussed road right-of-way issues on Keiffer Ave SW concerning Fellowship Baptist Church. Assistant Pastor David Browning was in attendance, and information was exchanged so it can be discussed by the Board of Trustees and church officials and come to an agreement that will be beneficial to both the township and the church.

ZONING:

Zoning Director presented receipts for 2 weeks in the amount of \$517.85. Mr. Nichols made a motion to accept the report/fees as submitted, seconded by Mr. Wilcox and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

New Violation Letters

Wymer	617 Ironwood SW	High Grass
Mellion	1320 Coty SW	High Grass
Wickline	1429 Faircrest SE	High Grass
Adrian	315 4th St NW	High Grass
American .Tax	4015 Sherman Ch SW	High Grass
Garcia	1006 Trump NE E	High Grass

Closed Violations

Steed	105 52nd St SW	High Grass	Mowed
Short & Associates	1107 Oak Ave NW	High Grass	Mowed
Rippel	1549 Edmeyer NW	High Grass	Mowed
Deutsche Bank	1009 Terrace NW	High Grass	Mowed
Shepard	1533 Sally Ann NW	High Grass	Mowed
King	3106 25th St SE	High Grass	Mowed
Kopp	2724 Waynesburg Dr. SE	Pool Permit	Issued

Canton Township Board of Trustees –vs.- Woody’s Tree Service –June 25, 2009 – 7pm

Board of Zoning Appeals approved a Conditional Use Permit to operate Woody’s Tree Service with specific conditions listed and agreed upon by the BZA and applicant. I have sent all document to Atty. Charlie Hall for review and asked for his opinion and recommendation for our existing case against Woody’s Tree Service.

Rose Cox 3111 Central Ave SE Trash/Unsecured Structure –

Lawsuit filed 23 Mar 09 Stark County Health Dept -vs.- Rose Cox - Court date 3 April 09 - Grandson David Cox has taken responsibility for the property. Judge issued 60 day (4 June 2009) clean up and 120 (4 August 2009) for removal of house. Taking bids for cleanup.

FYI: > 3740 Whipple Ave SW – Stacey Parker: Dangerous structure removed from the property 2 day ago
 > Lakeview NW – Gerald Michel: property was filled-in this past weekend.

FISCAL OFFICER:

In the absence of the Fiscal Officer, the Zoning Director presented bills in the amount of \$71,771.14 and payroll in the amount of \$80,785.78, for total checks of \$152,556.92. Mr. Nichols made a motion to approve the checks as presented, seconded by Mr. Wilcox and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox with Mr. Smith abstaining from voting on warrant #7611, in the amount of \$329.00 made payable to himself.

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, July 16.

FYI: > Real Estate Tax Advances from Stark County Auditor started on July 10th.

TRUSTEES:

MR. SMITH:

Trump/Georgetown Project = Mr. Smith made a motion for the Board to approve and sign the Agreement from Stark County Engineers Office for the improvement project at the intersection of Trump Ave/Georgetown St. Canton Township’s share of this project will be \$25,000.00. Motion seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

NPDES Storm Water Mapping = Mr. Smith made a motion for the Board to approve and sign the Consortium Agreement with the Stark County Regional Planning Commission for Cost Allocation for Preparation of NPDES Storm Water Conveyance System Mapping. Canton Township Cost Allocation is \$62,233.90, payments to be made in quarterly payments over 5 years. Motion seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Paychex-Employee Handbook = Mr. Nichols made a motion to approve the Board President signing Paychex Employee Management Services Agreement giving them authorization to reconstruct and update the Canton Township Employee Handbook at a cost of \$3,570.00. Motion seconded by Mr. Wilcox and voting YES – Mr. Nichols and Mr. Wilcox. Mr. Smith abstained from voting.

North Industry Post Office = Mr. Nichols made a motion to approve Resolution #07-03-09 which is: Opposition to close North Industry Post Office. Motion seconded by Mr. Smith.

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

Lincoln St Sewer Project-Special Circumstances = Mr. Smith made a motion for the Board to approve and sign a letter to Stark County Sanitary Sewer Dept. asking for their approval of special circumstances for 3 residents in the Lincoln Street Sanitary Sewer Project. Motion seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

North Industry School = Canton Township Fire Dept and Stark County Building Dept (Ed Stetz) have been contacted by Atty. Charles Hall regarding the recent fire at the old North Industry School. The building need to be walked through again to get their recommendations concerning fire and building hazards.

MR. NICHOLS:

Website Update = Most of the content that is needed for the new website to be updated is done.. He will be meeting with Les Lehman tomorrow to get things finalized. Mr. Nichols needs new passwords from everyone for e-mail.

Water Service Options = Wants to send survey to portion of township that would be effected by contracting with a water service. He will do some further research.

Administration Office Computers = Next week he will be meeting with Robert Patris, who does all the computer service for the Fire Dept. to see what can be done to network the computers at the Administration Office and update our virus protection.

MR. WILCOX:

Cut Trees – Faircrest & Fairknoll SE: He received a call from a resident concerning the trees/bushes on Faircrest and Fairknoll SE. Trees are hanging in the road right-of-way and she cannot see any on-coming traffic when pulling out of her driveway. Mr. Wilcox and Road Superintendent will measure the right-of-way and cut the trees accordingly.

FYI: > Mr. Wilcox will be on vacation July 26 – August 3

No further business coming before the Board, Mr. Nichols made a motion to adjourn at 8:41pm, seconded by Mr. Wilcox and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

(absent)
Ronald L. Smith, Fiscal Officer

William C. Smith, President

Christopher B. Nichols, Vice President

James A. Wilcox, Trustee