

**MINUTES OF THE REGULAR MEETING OF THE  
CANTON TOWNSHIP BOARD OF TRUSTEES  
HELD TUESDAY, JULY 28, 2009**

The Canton Township Board of Trustees met in a Regular Session at 7:00pm  
on Tuesday, July 28, 2009 with two Trustees present.

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

Absent: Trustee Jim Wilcox

Pledge of Allegiance

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

**MINUTES:**

Mr. Nichols made a motion to approve and waive the reading of the minutes from the July 14, 2009 Regular Meeting, seconded by Mr. Smith and voting YES – Mr. Smith and Mr. Nichols.

**FIRE CHIEF:**

Fire Chief presented Ambulance Billing receipts for two weeks totaling \$18,460.28. Mr. Smith made a motion to accept the report/fees as submitted, seconded by Mr. Nichols and voting YES – Mr. Smith and Mr. Nichols.

Mr. Nichols made a motion to approve the USA Mobility cell phone plan upgrade as presented by the Fire Chief, for a one-year term. Motion seconded by Mr. Smith and voting YES – Mr. Smith and Mr. Nichols.

FYI: > Trustees given copies of Ohio Billing report for June 2009  
> Annual Awards Banquet will be held Saturday, December 12, 2009 at Meyers Lake Ballroom. More details later.

**ROAD:**

Road Superintendent presented receipts for two weeks for the following: \$50.00=Road Opening Permit, \$160.00=Culvert Pipe, for a total of \$210.00. Mr. Nichols made a motion to accept the fees as submitted, seconded by Mr. Smith and voting YES – Mr. Smith and Mr. Nichols.

Mr. Smith made a motion to approve closing 2 BC's and 2 PO's:

BC  
#30 = Repairs  
31 = Material  
PO  
#75 = McIntosh Oil  
98 = Central Allied

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

Mr. Nichols made a motion to approve opening 2 new BC's and 2 new PO's:

BC  
\$10,000.00 = Repairs  
5,000.00 = Material

PO  
\$10,000.00 = McIntosh Oil  
10,000.00 = Central Allied

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

Mr. Smith made a motion to approve hiring N&N Maintenance to paint the frame and bed of truck #4, at a cost not to exceed \$4,250.00. Motion seconded by Mr. Nichols and voting YES – Mr. Smith and Mr. Nichols.

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

\$4,250.00 = N&N Maintenance

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

#### **PUBLIC SPEAKS:**

##### **Cindy Williams: 610 – 39<sup>th</sup> St SW – Canton Township**

Mrs. Williams was requesting the Board's permission to let her husband provide and lay gravel from the edge of the blacktop back to the property line on Springvale SW. He thanked Mrs. Williams for the offer. Trustee Smith asked the Road Superintendent to view the area to see if it is in road right-of-way; if so, the township will take care of it.

##### **Therese Payne: 713 – 39<sup>th</sup> St SW – Canton Township**

Mrs. Payne thanked the Board for the speed signs on 39<sup>th</sup> SW. She asked the Board why there was a possibility of putting "No Parking" signs on both sides of Springvale SW. Trustee Smith said it would be on the south side of the street only; and the reason being because it was requested.

##### **Shirley Cunningham: 123 Marietta Ave SE – Canton Township**

Ms. Cunningham has issues with Taylor Auto Sales at 2812 Lincoln St East. They have been dealing with his junkyard for years. He has junk and junk cars all over his residential property. She has pictures of the piles of junk and it is getting worse. Why is he permitted to get away with this? Zoning Director told her he recently sent notification to the Stark County Prosecutor's office asking them to look into the expansion of Mr. Taylor's business into the residential properties. He has not applied for permits for the junkyard operation. This is all at the Prosecutor's office for review. Trustee Smith stated he has definitely infringed on the zoning resolution, and he has expanded on the boundaries that zoning allows.

**Kim Phillips: 620 – 39<sup>th</sup> St SW – Canton Township**

Ms. Phillips showed the Trustees pictures of what is the entrance to her driveway on Springvale SW. She is totally against “No Parking” signs being posted there. She said it should be posted as “No Outlet” and should not be used as a road. Trustee Smith stated that according to the state and county this is a public road until it would be vacated. She is not the property owner, so she cannot request vacation of the road. This has to be done by the property owners on both sides of the road.

**ROAD: (continued)**

Mr. Smith made a motion to approve Resolution #07-04-09 to post “No Parking” signs on the west side only of Springvale SW, south of 39<sup>th</sup> St SW. Motion seconded by Mr. Nichols.

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

Mr. Nichols made a motion to approve Resolution #07-05-09 to post “No Parking” signs on both sides of 2<sup>nd</sup> St SE, between Baumford SE and Charlotte SE. Motion seconded by Mr. Smith.

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

Mr. Smith made a motion to approve Resolution #07-06-09 to post “No Parking” signs on both sides of the unnamed alley, between the Zieger Industry parking lot and Ridge SE. Motion seconded by Mr. Nichols.

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

**ZONING:**

Zoning Director presented receipts for two weeks in the amount of \$432.35. Mr. Nichols made a motion to accept the report/fees as submitted, seconded by Mr. Smith and voting YES – Mr. Smith and Mr. Nichols.

Michel Properties on Lakeview NW – Trustees to review bids for seeding properties and will be discussed at the next meeting.

New Violation Letters

Myers/Countywide	3494 Shepler Ch SW	Mow / Trash/Debris
Newman	Baumford lots	Mow
Swaggard	900 Brant Ave NW	Vehicle
Carpenter	4341 Cheryl Ave SW	Mow
Ward	505 35th St SE	Vehicles

### Closed Violations

Salyers	3223 2nd St SE	Permit Completed
Baisden	4824 Ridge Ave SE	Removed business
Anna Myers	265 52nd St SW	Mowed
Sheeley	429 34TH St SE	Mowed
Waikem	318 32nd St SE	Mowed
Johnson	4625 Dueber Ave SW	Mowed
Carpenter	4341 Cherly Ave SW	Mowed
Schumacher	719 Terrace Ave NW	Mowed
Kail	3736 Diane Ave SW	Mowed
Mosteller	5028 Ridge Ave SE	Mowed
Kocher	2630 Waynesburg Dr. SE	Mowed
Brooks	500 Fohl St SW	Mowed
Poland	3420 Shepler Ch.	Mowed
Steward	2736 Allenford Dr SE.	Mowed
Bueno	1012 Terrace Ave NW	Mowed
Kyser	4532 14th St NE	Mowed
Maurer	4008 9th St NW	Vehicles Removed
Shanower	322 Trump Ave NE	Vehicles Removed

### Rose Cox – 3111 Central Ave SE: Trash/Unsecured Structure

Lawsuit filed 23 March 09

Stark County Health Dept –vs- Rose Cox – Court Date 03 April 09

Grandson, David Cox, has taken responsibility for the property, judge issued 60 days (04 June 09) clean-up and 120 days (04 August 09) for removal of house.

Taking bids for clean-up.

### **FISCAL OFFICER:**

Fiscal Officer presented bills in the amount of \$77,606.27 and payroll in the amount of \$55,211.95, for total checks of \$132,818.27. Mr. Smith made a motion to approve the checks as presented, seconded by Mr. Nichols and voting YES – Mr. Smith and Mr. Nichols.

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 30.

- FYI: > Meeting with Department Heads to review departmental finances and 2010 budget: Zoning = Wednesday at 9:30am  
Fire = Wednesday at 10am  
Road = Thursday at 10am
- > Trustees to sign May & June 2009 bank reconciliations
  - > Fire Dept to track gallons gas/diesel fuel per month
  - > Medical Insurance Deductibles
  - > Park Expenses
  - > Review 2010 Budget

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

BC  
#33 = Park Expenses

PO  
#12 = Miller & Co

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

Mr. Smith made a motion to approve opening 1 new BC:

\$9,500.00 = Park Expenses

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

Voting YES – Mr. Smith and Mr. Nichols.

**TRUSTEES:**

MR. SMITH:

Computers at Administration Office = Trustee Nichols will meet with Patris & Associates the week of August 3<sup>rd</sup> to determine what we already have, what is needed for updated virus protection, server, some new software, etc.

MR. NICHOLS:

Newsletter = Sent to Canton Data Print today for mailing.

MR. WILCOX:

Absent this evening.

No further business coming before the Board, Mr. Nichols made a motion to adjourn at 8:29pm, seconded by Mr. Smith and voting YES – Mr. Smith and Mr. Nichols.

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Ronald L. Smith, Fiscal Officer

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William C. Smith, President

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Christopher B. Nichols, Vice President

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(absent)  
James A. Wilcox, Trustee