

**MINUTES OF THE REGULAR MEETING OF THE
CANTON TOWNSHIP BOARD OF TRUSTEES
HELD TUESDAY, DECEMBER 15, 2009**

The Canton Township Board of Trustees met in a Regular Session at 7:00pm
on Tuesday, December 15, 2009 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. Nichols made a motion to approve and waive the reading of the minutes from the December 01, 2009 Regular Meeting with one amendment (motion to hire Dick Drake Tree Service was voted **NO** by all three Trustees). Motion seconded by Mr. Wilcox and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

FIRE:

Fire Chief presented receipts for two weeks for the following: \$12,030.63=Ambulance Billing, \$75.00=Donation, for a total of \$12,105.63. 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. Nichols made a motion to approve hiring Fire Cadet Roslyn Willaman as a member of the Fire Paid-per-Call staff, working out of Station #3. Motion seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Nichols administered the Oath of Office to Cadet Willaman.

FYI: > Fire Chief reviewed EMS billing charges/payments for the period of
January thru November 2009
> Trustee Smith thanked the Fire Chief and his staff for the awards banquet.
They did a great job and the evening was enjoyed by all in attendance.

ROAD:

Mr. Wilcox made a motion to approve closing 1 BC and 4 PO's:

BC
36 = Road Repairs
PQ
#127 = Central Allied
128 = Treasurer, State of Ohio (EPA Discharge Fee)
137 = Stark County Engineers
142 = Marlboro Supply

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

Mr. Wilcox made a motion to approve hiring Dick Drake Tree Service to cut down a tree on Glavera & 3rd St NE, at a cost not to exceed \$500. Motion seconded by Mr. Nichols.
Discussion: The Trustees have viewed this tree and Mr. Smith and Mr. Nichols opinion is this is not the township's responsibility, and if they cut this tree down, they would be opening the door

for others requesting the same thing. Also, without the legal opinion of Atty. Hall, Mr. Nichols is not convinced this is the right thing to do. Trustee Smith said he spoke with Dwight Parrish of AEP and was told this tree is not the responsibility of AEP to trim. Trustee Wilcox stated he believes this tree should come down before it falls down.

ROLL CALL VOTE: Mr. Smith NO
 Mr. Nichols NO
 Mr. Wilcox YES

Motion defeated.

ZONING:

Zoning Director presented receipts for two weeks in the amount of \$233.60. 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.

FYI :

> Wednesday-December 16-7pm = Next scheduled BZA meeting to held at Walker Elementary School – 3525 Sandy Ave SE. The Board will be rehearing Appeal 1023-2009 JABEZ Mentoring and Counseling Inc. Hearing will be held to review original application and address complaints made to the Zoning Director and Canton Township Board of Trustees.

> Monday-January 25, 2010-7:15 PM – Trustees will hold a nuisance hearing regarding three properties identified by Stark County Neighborhood Stabilization Program for demolition.

Properties are:

Rebecca Thompson	Parcel# 1312082	3215 3 rd S
Charles Spencer (deceased)	Parcel# 1313501	3217 Gonder SE
William Hysong Jr.	Parcel# 1307236	4266 14 th NE

> Trustees to sign application to the Canton Township Zoning Commission for three proposed zoning resolution text amendments changes. Then Zoning Commission will schedule hearing between Jan 4 **and** Jan 22, 2010

Open Violations

Eldon Unklesbay	839 Hollywood Ave NE	Unlicensed / Inoperable Vehicle
Harold Blachly	3723 Lincoln St E	Trash & Debris

Closed Violations

Danny’s Fast Cash Emporium	1506 Whipple Ave NW	Business closed
Timothy Floyd	1115 Oak Ave NW	Trash & Debris removed
Mid-State	1415 Raff SW	Building Not Secured
Ruth Meek	311 Baumford Ave SE	Trash & Open Burning
Thompson's Entertainment	3606 Cleveland Ave S.	Corrected Sign Operation

Tani Taylor : 2812 Lincoln St East

Expansion of non-conforming auto sales / Auto Salvage business in residential district.– Canton Township filed with county prosecutor office 20 July 09 - Mr. Taylor started removing salvage autos from residential properties... contacted our office to acquire applications for zone changes.

Charles Minard: 4026 Lincoln St E Owners Dino & Teresa Valentine

B-3 business property operating in violation of district - salvage and auto repair not authorized in this district. Canton Township filed with county prosecutor office 20 July 09

Charles Minard: 3600Lincoln St East

Non-conforming auto sales business in a residential district. Salvage /Storage Junk automobiles in the rear section of property. Canton Township filed with county prosecutor office 20 July 09

FISCAL OFFICER:

Fiscal Officer presented bills in the amount of \$91,375.24 and payroll in the amount of \$92,895.58, for total checks of \$184,270.82. Mr. Smith made a motion to approve checks as presented, seconded by Mr. Nichols 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, December 17

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

\$600.00 = American Electric Power

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

Mr. Wilcox made a motion to approve Board President signing the engagement letter to the Ohio State Auditor for the 2006-2007 audit. Motion seconded by Mr. Nichols and voting YES – Mr. Nichols and Mr. Wilcox. Mr. Smith abstained from the vote.

Mr. Nichols made a motion to approve \$265.00 payable to the Stark County Township Association for 2010 Dues (\$55 each for Trustees & Fiscal Officer and \$15 each for Fire Chief, Road Superintendent, and Zoning Director). Motion seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

- FYI: > Ohio Township Association Winter Conference in Columbus on February 17-18-19
- > Letter from Stark County Prosecutor – Sheri Griffith re-payment plan
- > Trustees to sign November 2009 Bank Reconciliation

EXECUTIVE SESSION:

Mr. Nichols made a motion to move into an Executive Session at 7:36pm with the Trustees and Fiscal Officer to discuss the township audit. Motion seconded by Mr. Smith.

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

Mr. Nichols made a motion to move out of Executive Session at 7:45pm. Motion seconded by Mr. Smith .

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

PUBLIC SPEAKS:

No Public Speaks this evening.

TRUSTEES:

MR. SMITH:

Change Meeting Time = Mr. Smith made a motion to approve changing the start time of the December 29th Regular Meeting from 7:00pm to 6:30pm to allow time for the Reorganization Meeting which will be held following the adjournment of the Regular Meeting. Motion seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Lytle Construction – Ham = Mr. Smith stated he received, in the mail, at his home, a gift of a ham from Lytle Construction Company of Wooster, Ohio. He put the ham in the township office refrigerator and asked the Zoning Director to tell the Trustee’s administrative assistant to mail it back tomorrow to Lytle Construction with a letter thanking them, but to explain that as an elected official he cannot accept any gifts. He requested a receipt for the return.

MR. NICHOLS:

Website = He will be working on the Home Page, such as the Community Calendar, the Parks Page, Zoning forms, Contact Us Page, etc. He requested the Department Heads to help keep the website fresh and up-to-date.

Ball Field Request Forms = Mr. Nichols made a motion to approve changing the wording on item #5 of the Canton Township Ball Field Request Form from “80% of the team opening day roster must be Canton Township residents or Canton Local students” to “80% of the team opening day roster should be Canton Township residents or Canton Local students”. Motion seconded by Mr. Wilcox and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

MR. WILCOX:

Park Advisory Board = Mr. Wilcox requested input from the Board for a job description for forming the new Park Advisory Board. He would like to have this complete by the first of the year.

Park Appropriations = Fiscal Officer asked if there are going to be any other expenses, other than the normal fixed expenses. Mr. Wilcox will put the figures together.

MR. SMITH:

Street Lighting = Trustee Smith informed the Fiscal Officer that the list is complete for the first round of street lights to be turned off. 680 lights at approximately \$18 per light which will be billed at one time.

No further business coming before the Board, Mr. Wilcox made a motion to adjourn at 7:55pm, seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Happy Holidays

**SIGNATURES OF THE BOARD OF TRUSTEES FROM THE
MINUTES OF THE TUESDAY, DECEMBER 15, 2009 MEETING**

Ronald L. Smith, Fiscal Officer

William C. Smith, President

Christopher B. Nichols, Vice President

James A. Wilcox, Trustee