

MINUTES OF THE REGULAR MEETING OF THE CANTON TOWNSHIP BOARD OF TRUSTEES HELD TUESDAY, FEBRUARY 15, 2005

The Canton Township Board of Trustees met in a Regular Session on Tuesday, February 15, 2005 with all three Trustees present.

Pledge of Allegiance

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

Also in attendance: Clerk Ron Smith, Zoning Inspector Ray Bednarczyk, Road Superintendent Dave Robertson, and Fire Chief Scott McKibben.

WORK SESSION:

The Board met with Department Heads prior to the Regular Meeting starting at 6:30pm in a Work Session that included topics and/or approvals that each Department would like presented at the Regular Meeting.

MINUTES:

Mr. Smith made a motion to approve and waive the reading of the minutes of the February 1, 2005 Regular Meeting. Motion seconded by Mr. Nichols and voting YES – Mr. Wilcox, Mr. Smith, and Mr. Nichols.

FIRE DEPARTMENT:

Receipts collected for two weeks presented as follows: \$2,124.47 Ambulance Billing, and \$250.00 Donations, for total receipts of \$2,374.47. Mr. Nichols made a motion to accept the fee report as submitted, seconded by Mr. Wilcox and voting YES – Mr. Wilcox, Mr. Smith, and Mr. Nichols.

Mr. Wilcox made a motion to approve opening the following new PO's for a total of \$9,200.00:

- \$200.00 = Buckeye Protective
- \$500.00 = Rescue Source
- \$2,000.00 = Lawson Equipment
- \$2,000.00 = Leppo Rents
- \$500.00 = GMC Heating/Cooling
- \$2,000.00 = Grainger
- \$2,000.00 = Dell Computers

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

Mr. Nichols made a motion to approve opening the following new BC:
\$2,000.00 = Fire Prevention Supplies

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

Fire Chief noted it is becoming increasingly inconvenient to purchase items without a credit card. He asked the Board if they had made any consideration to approve a credit card for the Fire Department. Clerk suggested the Board should have all their guidelines in place first. A draft policy was provided by Ohio State Auditor. At the next meeting, the Board will have a policy for credit cards.

Mr. Nichols thanked the Fire Chief for the presentation he made at the Canton South Rotary meeting the previous week. It was very well done.

ROAD DEPARTMENT:

Mr. Nichols made a motion to approve closing the following 2 PO's:
#50026 = Central Allied
#50114 = North American Salt

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

Mr. Wilcox made a motion to approve closing the following 2 BC's:
#50052 = Supplies
#50051 = Repairs

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

Mr. Wilcox made a motion to approve opening the following new PO's totaling \$34,007.00:
\$2,000.00 = Central Allied (asphalt)
\$30,000.00 = North American Salt (road salt)
\$2,007.00 = Abbott Electric (electrical repairs)

Motion seconded by Mr. Smith. Clerk certified funds are available. Voting YES – Mr. Wilcox,

Mr. Smith, and Mr. Nichols.

Mr. Smith made a motion to approve opening two new BC's for the following:

\$2,000.00 = Supplies

\$2,000.00 = Repairs

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

Mr. Wilcox made a motion to approve ODOT recommendation of speed limit reduction on Pekin Dr SE from 55mph to 45mph. Motion seconded by Mr. Smith and voting YES – Mr. Wilcox, Mr. Smith, and Mr. Nichols.

Road Superintendent will call Stark County Traffic Engineer to request signs alerting motorists of the new speed limit so they can be posted near Pekin Dr SE.

Mr. Nichols made a motion to accept \$104.00 for Road Opening Permits as presented by the Road Superintendent for the following:

\$54.00 = Dominion East Ohio

\$50.00 = Dickerson Excavating

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

Mr. Wilcox made a motion to approve a Work Session to be held Thursday, February 24, 2005 at 10:00am at the Township garage for a site evaluation by RP Architects. Motion seconded by Mr. Nichols and voting YES – Mr. Wilcox, Mr. Smith, and Mr. Nichols.

ZONING DEPARTMENT:

Zoning fees for two weeks presented in the amount of \$145.00. Mr. Wilcox made a motion to accept the report as submitted, seconded by Mr. Smith and voting YES – Mr. Wilcox, Mr. Smith, and Mr. Nichols.

Violation letters were sent to the following:

3942 Paradise SW – no permit/deck

4822 Fields SW – no permit/deck

3963 Richville SW – no permit/accessory building

1704 Warner SE – no permit/sign & occupancy

2351 – 14th SE – debris

2311 – 14th SE – inoperable vehicle

215 Dane NE – inoperable vehicles

4112 – 21st SW – inoperable vehicles

5104 Ridge SE – inoperable vehicle

2724 Waynesburg SE – illegal sign

Update on Pigott – 53rd SW: Zoning Inspector and Trustee Smith attended a court hearing on February 9th concerning the Pigott property on 53rd SW. Pigott’s were to show “Just Cause” why a building that was ordered to be built by December 31, 2004 has not been built as of this date. After the Magistrate heard both sides of the argument, it was decided that the Pigott’s violated a court order and were in contempt. In order to avoid a fine and possible jail time, they were ordered to follow all procedures and get all necessary permits to have this building completed by May 30, 2005. Mrs. Pigott was in the Zoning office today to apply for the permit from the Township. Magistrate stated the building may not be used for anything other than agricultural use.

7:45PM - PUBLIC HEARING - CA-1-05

APPLICATION FOR RECLASSIFICATION OF PROPERTY UNDER THE ZONING ORDINANCE:
Application is hereby made to the Canton Township Zoning Commission to adopt additions and changes to the Canton Township Zoning Resolution. The reason for requesting such reclassification is: Update conditionally permitted uses in the B-2 Neighborhood Business District to accommodate services within this district.

Applicant: Canton Township Board of Trustees
Submitted: December 06, 2004

Zoning Inspector proceeded to read the following in their entirety:
Application
Legal Notice in The Repository
Stark County Regional Planning Commission Recommendation: APPROVAL
Township Zoning Commission Recommendation: APPROVAL

Mr. Nichols made a motion to approve the text changes to the Canton Township Zoning Resolution as detailed and explained in Amendment CA-1-05. Motion seconded by Mr. Smith.

ROLE CALL VOTE: James A. Wilcox - YES
 William C. Smith - YES
 Christopher B. Nichols - YES

Zoning Inspector stated the changes will go into effect March 17, 2005.

CLERK:

Clerk submitted payroll totaling \$61,656.96, and bills totaling \$223,735.83, making total checks \$285,392.79. Mr. Wilcox made a motion to approve the checks as submitted by the Clerk, seconded by Mr. Nichols and voting YES – Mr. Wilcox, Mr. Smith (with the exception of

warrant #40089, payable to himself for expense reimbursement from Ohio Township Association Conference, in the amount of \$2,035.31) and Mr. Nichols.

Clerk noted Pending Warrants, Fund Status and Appropriation Status reports were handed out to all three Trustees and Department Heads. PO and BC lists will be given to Department Heads on Thursday, February 17th.

Mr. Wilcox made a motion to approve opening the following new PO's:

\$1,340.00 = Stark County Regional Planning (2005 dues)

\$460.00 = Heartland Designs Inc (accounting/payroll updates & annual tax table updates)

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

Mr. Nichols made a motion to approve Stark County Board of Elections using Fire Station No. 5 (3520 Sherman Church SW) as Canton Township Precinct #1 voting poll. (Precinct #1 polling station is presently at the church next door to the fire station.) Motion seconded by Mr. Wilcox. DISCUSSION: Fire Chief stated not a real problem to allow this, but they will have to use the bays for voting. Voting YES – Mr. Wilcox, Mr. Smith, and Mr. Nichols.

Mr. Smith made a motion to approve entering into an agreement with First Communications to handle the Township's local phone service. Motion seconded by Mr. Wilcox. DISCUSSION: Mr. Nichols stated, for the record, since he is employed by First Communications he will abstain from voting; and he is not being compensated in any way by First Communications for this agreement. Voting YES – Mr. Wilcox and Mr. Smith. Mr. Nichols abstained from voting.

Clerk informed the Board the BWC Settlement Agreement application for Richard Hoot has been denied because injured worker is not interested in settlement at this time.

PUBLIC SPEAKS:

Sybil Sims – 1520 Warner Rd SE, Canton Township

She has three concerns. First...junk, debris, and several vehicles in her neighbor's yard. Second...she does not have proof, but she firmly believes they are operating a vehicle repair/painting business out of their garage. Vehicles are brought in, then in several days they leave newly painted. Third...they burn trash almost every night. She knows Mr. Bednarczyk has talked to them and sent letters. They clean up a little, then in a couple days they are back where they started. This is an on-going concern, probably for the past two years. She is requesting the Township take steps to have this nuisance taken care of permanently. Board requested Zoning Inspector to pursue this issue.

Dawn Graham – 4741 Hillport SW, Canton Township

Ray Stauffer – 211 – 48th SW, Canton Township

Pam Neilson – 4721 Hillport SW, Canton Township

Their concern is the ice on the hills of 48th SW area. The road conditions in this area are very treacherous when we have winter storms. Something has to be done about the ice. The Trustees need to reroute the salt truck so more salt is applied to the hill on 48th SW, and applied sooner. It is impossible to have control of your vehicle when trying to drive down the hill. There are children waiting for the school bus at the bottom of this hill, which makes the situation even more dangerous. There is no place to go but slide right out onto Cleveland Avenue; or even worse, possibly hit the kids waiting for the bus. Something needs to be done to take care of the ice on this hill before a tragedy occurs. Road Superintendent said he will review the salt truck routes and do something to correct this situation.

TRUSTEES:

MR. WILCOX:

Parade Committee = Mr. Wilcox made a motion to approve setting a meeting for the CTCDC (Canton Township Community Development Committee) planning committee for the 2nd Annual Canton Township Holiday Parade. The meeting will be Monday, February 28, 2005 at 7:00pm and the Township Administration Building. Motion seconded by Mr. Smith and voting YES – Mr. Wilcox, Mr. Smith, and Mr. Nichols.

Newsletter = Mr. Nichols reported he needs a about another page and a half worth of material to complete the Newsletter. More info would be appreciated. He will try to have everything submitted for printing by the end of the week.

MR. SMITH:

FEMA Grant = Yesterday, we received the contracts for the FEMA Grant to purchase homes on Allenford SE. The grant is approximately \$760,000.00; and the Township has to contribute approximately \$260,000.00. He has received calls from various Stark County agencies that are willing to help with the cost. This is not going to be an overnight project; it will be an on-going, long process.

Moreland Sewer Project = Mr. Smith will be meeting with the Stark County Sanitary Engineers concerning the Sanitary Sewer project for the Moreland Allotment. We will be applying for a grant in excess of \$900,000.00. More information will be provided at a later date.

Work Session/Grant Writer = Mr. Smith made a motion to approve setting a Work Session for Monday, February 21, 2005 at 11:00am at the Township Administration Building. This Work Session is to meet with Vera Gotschall to discuss grant writing and grants available to us. Motion seconded by Mr. Wilcox and voting YES – Mr. Wilcox, Mr. Smith, and Mr. Nichols.

MR. NICHOLS:

Letter Concerning Drainage on 30th & Hale SW = Mr. Nichols read a letter the Board received from Mr. Dave Potate of 219 – 30th SW. Mr. Potate requested that his letter be read at the next meeting. It is concerning the bad drainage and lack of any storm sewers on Hale and

30th SW. He is asking the Board to check to see what can be done to correct this problem.

Hammontree/Allenford SE = Mr. Nichols made a motion for the Board to approve and sign the agreement with Hammontree & Associates for the road project on Allenford SE, pending the approval of Atty. Charlie Hall. Motion seconded by Mr. Smith and voting YES – Mr. Wilcox, Mr. Smith, and Mr. Nichols.

Signs/Fire Station #3 & #5 = Mr. Nichols made a motion to approve opening a new PO, payable to Pro-Art, in the amount of \$6,000.00, for the new illuminated signs at Fire Station #3 (3103 Parkway NW, and Fire Station #5 (3520 Sherman Church SW). He noted a “Thank You” to Marathon-Ashland Oil for their \$5,000.00 donation that will cover most of the cost of the new signs. Motion seconded by Mr. Smith and voting YES – Mr. Wilcox, Mr. Smith, and Mr. Nichols.

Telephone Answering Service = Mr. Nichols suggested we provide our telephone answering service with some basic Township information in order to assist them in answering questions when taking our calls before and after business hours.

No further business coming before the Board, Mr. Smith made a motion to adjourn at 8:21pm, seconded by Mr. Wilcox and voting YES – Mr. Wilcox, Mr. Smith, and Mr. Nichols.

Ronald L. Smith, Clerk

James A. Wilcox, President

William C. Smith, Vice President

Christopher B. Nichols, Trustee

FUND STATUS REPORT
02-15-05

Fund Number	Fund Name	Fund Cash Balance	% of Total Balance
01	General	17,795.03	4.9
02	Motor Vehicle License Tax	9,731.68	2.7
03	Gasoline Tax	26,823.17	7.4
04	Road and Bridge	74,981.75	20.7
07	Lighting Assessment	5,470.35	1.5
10	Fire District	57,625.51	15.9
13	Zoning	7,749.55	2.1
14	Park Advisory	548.73	0.2
14A	Recycling	0.00	0.0

14F	Fire Loss Claim Fund	0.00	0.0
20	Fire Levy	98,372.34	27.2
23	Permissive License Tax	463.09	0.1
28	Ambulance & Emergency Medical	59,630.39	16.5
30	Faircrest Project – Issue 2	0.00	0.0
30A	Cheyenne Bridge Project	<u>2,258.79</u>	0.6
		\$361,450.38	