

**MINUTES OF THE REGULAR MEETING OF THE  
CANTON TOWNSHIP BOARD OF TRUSTEES  
HELD TUESDAY, JUNE 03, 2008**

The Canton Township Board of Trustees met in a Regular Session at 7:00pm  
On Tuesday, June 03, 2008 with two Trustees present.

Pledge of Allegiance

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

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

**MINUTES:**

Mr. Smith made a motion to approve and waive the reading of the minutes from the May 20, 2008 Regular Meeting, with one correction. Motion seconded by Mr. Nichols and voting YES – Mr. Smith and Mr. Nichols.

**FIRE:**

Fire Chief presented receipts for two weeks for the following: \$6,879.33=Ambulance Billing, \$300.00=CPR, \$4.00=Record Request, for a total of \$7,183.33. Mr. Nichols made a motion to accept the report/fees as submitted, seconded by Mr. Smith and voting YES – Mr. Smith and Mr. Nichols.

Mr. Smith made a motion to approve closing 3 PO's:

#54 = North Central Tire  
48 = EmbroidMe  
44 = Bullseye Industrial Supply

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

Mr. Nichols made a motion to approve opening 3 new PO's:

\$2,500.00 = North Central Tire  
2,500.00 = EmbroidMe  
1,000.00 = Patris & Associates

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

FYI:   > Jack Liberator will attend Ohio EMS Conference  
          June 27 thru 29 in Columbus  
      > Chief McKibben will attend Ohio Fire Chief Conference  
          July 19 thru 23 in Sandusky  
      > Vacation – Part-Time Firefighters  
          Full-time employees that were previously part-time employees,  
          seniority for vacation time starts with their part-time hire date  
          (Fire Chief has written documentation from Atty. Charles Hall)

**ROAD:**

Road Superintendent presented receipt for two weeks in the amount of \$87.00 for culvert pipe. 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 1 PO:

#113 = National Lime & Stone

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

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

\$2,000.00 = National Lime & Stone

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

Mr. Nichols made a motion to table the hiring of Fred Johnson for the Road Department until the next meeting. Motion seconded by Mr. Smith and voting YES – Mr. Smith and Mr. Nichols.

Mr. Nichols made a motion to approve #8 dump truck to be upgraded by Gledhill Machinery Co. with a new plow-hitch and hydraulics, and have it sandblasted for a cost not to exceed \$26,123.00. Motion seconded by Mr. Smith and voting **NO** – Mr. Smith and Mr. Nichols. Motion denied.

- FYI:
- > Plain Township sweeping roads for Canton Township
  - > Bushes along Highview SW have been trimmed  
Trustee Smith said visibility is just as bad as before. He requested the Road Superintendent contact the County to survey the property to establish exactly where the road-right-of-way is.
  - > Patton ditch at Meyers Lake has been completed by Stark County Engineers

**ZONING:**

Zoning Director presented fees for two weeks in the amount of \$562.30. 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 closing 1 PO:

#81 = Purchase Power/Pitney Bowes

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

Mr. Smith made a motion to approve opening 2 new PO's:

\$1,400.00 = Purchase Power/Pitney Bowes

800.00 = Premier Court Reporting

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

Mr. Nichols made a motion to approve Fiscal Officer signing letter to Stark County Auditor certifying special tax assessment for mowing & property maintenance for 8 parcels. Motion seconded by Mr. Smith and voting YES – Mr. Smith and Mr. Nichols.

Mr. Nichols made a motion to approve setting date for a Public Nuisance Hearing for 5 properties. This date to be Tuesday – July 8, 2008 at 7:00pm. Motion seconded by Mr. Smith and voting YES – Mr. Smith and Mr. Nichols.

### **New Violation Letters**

Schumacher	719 Terrace Ave NW	Mow
Kail	3736 Diane Ave SW	Mow
Farkas	1903 Prairie College SW	Mow
Bing	4541 Sherer Ave SW	Mow & Vehicle on Property
Leberth	4141 Monica Ave SW	Mow & Vehicle on Property
Mosteller	5028 Ridge Ave SE	Mow
Kocher	2630 Waynesburg Dr. SE	Mow
Brooks	500 Fohl St SW	Mow
Boyd	190 Faircrest St SW	Vehicles on Property
Sickafoose	1024 Lillian St SW	Mow
Steward	2736 Allenford Dr SE.	Mow
Mickey	1537 Mattie St SE	Mow
Mattevi	Faircrest & Dueber SW	Mow
Bowling	3004 Sherr Ave SE	Mow
Bowling	2202 Millerton St SE	Mow
Bomstein	3011 Lincoln St E C.	Mow
Mayle	310 Charlotte Ave SE	Mow
T-Holdings	3015 Trump SE	Mow
Mowrer	2920 Waynesburg Dr. SE	Mow
Bueno	1012 Terrace Ave NW	Mow
Kyser	4532 14th St NE	Mow
Schluneker Enterprises	3112 Lincoln St E	Vehicle on Property
Schluneker Enterprises	3112 Lincoln St E	Mow
Maurer	4008 9th St NW	Vehicles on Property
Slagle	2429 14th St SE	Dangerous Structure
Shanower	322 Trump Ave NE	Vehicles on Property

### **Violations Completed**

Long	3501 Chagrin SW	Mow	Mowed - 22 May 08
Hardie	2335 19th St SE	Mow	Mowed - 30 May 08
Diveley	2332 19th St SE	Mow	Mowed - 30 May 08
Miller	1320 Davis SW	Mow	Mowed - 23 May 08
Freeman	3341 Dueber Ave SW	Mow	Mowed - 30 May 08
Dichiara	1428 Stadium Overlook NW	Mow	Mowed - 25 May 08
Bender	4043 Cloverhill SW	Mow	Mowed - 22 May 08
Boyd	190 Faircrest St SW	Mow	Mowed - 30 May 08
Poland	3420 Shepler Ch. SW	Mow	Mowed - 30 May 08
Kochowski	Cleveland Ave S.	Mow	Mowed - 30 May 08
Slagle	2429 14th St SE	Mow	Mowed - 2 June 08

### **Business in Residential**

361 Dietz NE	<b><u>R&amp; R Express, Leroy Jeter</u></b> – Submitted application for Home Occupancy – <b>Hearing has not been scheduled</b>
3143 Prairie College SW	<b><u>Daniels Welding &amp; Fabricating, Rose, Daniel</u></b> , Submitted application for Home Occupancy – <b>Hearing has not been scheduled</b>
5141 Keiffer Ave SW	<b><u>Fisk Shane Roofing Co.</u></b> , Fisk, Shane & Roffanda, Submitted application for Home Occupancy – <b>Hearing has not been scheduled</b>

**Business in Residential** *(continued)*

1124 Carnwise SW	<b><u>Biltmore Enterprise, Kidd, Robert &amp; Rhonda</u></b> , Submitted application for Home Occupancy – <b>Hearing has not been scheduled</b>
3712 Baum SE	<b><u>Leader Landscaping Business, Kerestes</u></b> , Submitted request for non-conforming certificate – <b>Reviewed by BZA - NO Decision till next meeting</b>
4821 Dueber SW	<b><u>Franks Excavating, Franks, James &amp; Barbara</u></b> , Submitted request for non-conforming certificate – <b>Reviewed by BZA - NO Decision till next meeting</b>
2001 Prairie College SW	<b><u>Steinbach Tree Trimming &amp; Excavating, Steinbach, Donald &amp; Bonnie</u></b> , Submitted request for non-conforming certificate – <b>Reviewed by BZA - NO Decision till next meeting</b>
2720 Baum SE	<b><u>Buckeye Seed &amp; Supply, Joyce Bowman</u></b> , 20 March 2008, business owner Scott Shaffer is filing for Home Occupation
824 Faircrest SW	<b><u>Acropolis Property Services, Fellouzis, Walter</u></b> , 19 March 2008, 3 <sup>rd</sup> notice sent by attorney, business owner has contacted office and received required papers to file for Home Occupation
5348 Briggles SW	<b><u>Foraker Drywall, Foraker, Timothy</u></b> , Initial letter 1-Oct-07, -- Corrected address – resent letter certified 10 Nov 07, 3 <sup>rd</sup> notice 7 March 08, no contact
1810 Faircrest SE	<b><u>Woody's Tree Service, Montgomery, Michael</u></b> , - Attorney contacted Charlie Halls – Legal action in progress
4134 Fairknoll SE	<b><u>Quality Turf / Quality Custom Embroidery, Edwards, Bill</u></b> - Attorney contacted Charlie Halls – Legal action in progress
4824 Ridge Ave SE	Angle Touch Photography, Baisden, Jeremy, 17 April 2008 – 1 <sup>st</sup> notice
5370 Ridge Ave SE	Harper Surveying, Harper, Bradley & Cynthia, 17 April 2008 – 1 <sup>st</sup> notice
3604 Sandy Ave SE	R& S Builders, Kintz, Richard & Sharon, 17 April 2008 – 1 <sup>st</sup> notice
5275 Sandy Ave SE	Broad Trucking, Broad, John & Theresa, 17 April 2008 – 1 <sup>st</sup> notice
4812 Harvest Cir SE	Creative Vinyl Products, Diss, Derek, 17 April 2008 – 1 <sup>st</sup> notice

**FISCAL OFFICER:**

Fiscal Officer presented bills in the amount of \$71,654.91 and payroll in the amount of \$54,869.10, for total checks of \$126,524.01. Mr. Nichols made a motion to approve checks as presented, seconded by Mr. Smith 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, June 5.

Mr. Nichols made a motion to approve Fiscal Officer running ad in The Repository for a part-time/fill-in secretary for the Administrative offices. Motion seconded by Mr. Smith and voting YES – Mr. Smith and Mr. Nichols.

Mr. Smith made a motion to approve opening 1 new PO for BWC group rating fee for 07/01/08-09. \$10,452.00 = Frank Gates Service Co  
Motion seconded by Mr. Nichols. Fiscal Officer certified funds are available.  
Voting YES – Mr. Smith and Mr. Nichols.

Mr. Nichols made a motion to approve paying John Neff for his 2007 Longevity Pay according to a motion approved at the December 23, 2002 Regular Meeting. He was not paid in November 2007 due to a misinterpretation of his hire date. Motion seconded by Mr. Smith and voting YES – Mr. Smith and Mr. Nichols.

- FYI: > 2004-2005 Audit Update will be finished soon  
 > Employee Handbook needs revised  
 > Graphic Enterprises requesting Township to run a new phone line for our new copier/fax/scanner. Fax portion of our new machine has not worked for quite some time. We have been using a “loaner” fax machine which works fine.

**PUBLIC SPEAKS:**

**Mr. Jim Schwitzgabel = 1015 Lakeview NW, Canton Township**

Michel properties on Whipple & Lakeview NW – Vegetation up to 3-feet high along banks of Michel properties. Mr. Schwitzgabel questioned how properties were selected to be mowed by the township and the cost of the mowing added to the property owner’s tax bill. It was explained by the Zoning Director that upon recommendation of Atty. Hall, due to pending litigation, the township has been advised not to mow the Michel properties.

**TRUSTEES:**

**MR. WILCOX:**

*absent this evening*

**MR. SMITH:**

2-Way Intercom = Mr. Smith presented 3 quotes for the 2-way intercom for the administration office/mechanic garage:

\$2,364.00 = Abbott Electric

1,297.50 = Staley Technologies

820.00 = D.H. Electric (*not definite quote – trial & error, not sure it will work*)

Mr. Smith made a motion to approve hiring Staley Technologies to install 2-way intercom for the administration office/mechanic garage, at a cost not to exceed \$1,297.50. Motion seconded by Mr. Nichols and voting YES – Mr. Smith and Mr. Nichols.

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

\$1,297.50 = Staley Technologies

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

Copier/Fax/Scanner Problems = Mr. Nichols made a motion to approve hiring Staley Technologies to run a new phone line for the fax portion of our new copier/fax/scanner in the Administration office, at a cost not to exceed \$400.00. Motion seconded by Mr. Smith.

DISCUSSION: Mr. Nichols stated he would not agree to this expense until there has been a meeting with Graphic Enterprises to discuss all the fax and copier problems we have had, why the sales rep has not responded to the Fiscal Officer’s phone calls, and Graphic’s written guarantee if the new phone line does not solve the problem, they will reimburse the township for the installation expense. Voting **NO** – Mr. Smith and Mr. Nichols. Motion denied.

Barking Dog Resolution = Mr. Smith made a motion to approve Resolution #06-01-08 concerning No Barking Dogs, as prepared by Atty. Charles Hall. Motion seconded by Mr. Nichols.

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

No Loud Muffler Noise Resolution = Mr. Smith made a motion to approve Resolution #06-02-08 concerning No Loud Muffler Noise as prepared by Atty. Charles Hall. Motion seconded by Mr. Nichols.

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

MR. NICHOLS:

Dental Insurance Issue = Per Matt Hollinger of Hollinger-Yohe Insurance, two more reimbursements have been made to employees (Dorene Crilow and Scott Johnson) for services they should not have paid. Aaron Keener still needs to provide additional documentation for his reimbursement. Hollinger is also working on Bill Smith's reimbursement. These are the only employees that have submitted reimbursement requests.

Enterprise Zone Agreement = Township received, today, \$12,727.56 tax abatement revenue for 2006-2007 from the 2003 Enterprise Zone Agreement with AGA Gas (now known as Linde Gas).

Website = Requested changes have been submitted. New format should appear soon.

Good Neighbor Program = Trustee Nichols introduced the Canton Township Good Neighbor Award Program. Any Canton Township resident can nominate a neighbor for this award by submitting a note to any Trustee or it can be done on the township website. Each resident that receives this award will get a Canton Township Good Neighbor static sticker for their home and will also be recognized on the township's website.

Mr. Nichols made a motion to approve launching the Canton Township Good Neighbor Award Program. Motion seconded by Mr. Smith and voting YES – Mr. Smith and Mr. Nichols.

Health Insurance = Mr. Nichols and Mr. Hollinger (Hollinger-Yohe Insurance) are meeting with representatives of Aultcare on Thursday, June 5<sup>th</sup> at 8:15am to discuss the increase in our healthcare coverage.

No further business coming before the Board, Mr. Nichols made a motion to adjourn at 8:36pm, seconded by Mr. Smith and voting YES – Mr. Smith and Mr. Nichols.

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Ronald L. Smith, Fiscal Officer

(absent)  
James A. Wilcox, President

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William C. Smith, Vice President

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Christopher B. Nichols, Trustee