

**MINUTES OF THE REGULAR MEETING OF THE  
CANTON TOWNSHIP BOARD OF TRUSTEES  
HELD TUESDAY, AUGUST 16, 2005**

The Canton Township Board of Trustees met in a Regular Session on Tuesday, August 16, 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, Fire Chief Scott McKibben, Road Superintendent Dave Robertson, and Zoning Director Hal Lewis.

**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. Nichols made a motion to approve and waive the reading of the minutes of the August 02, 2005 Regular Meeting. Motion seconded by Mr. Smith and voting YES – Mr. Wilcox, Mr. Smith, and Mr. Nichols.

Mr. Smith made a motion to approve and waive the reading of the minutes of the August 09, 2005 Special Meeting. Motion seconded by Mr. Wilcox and voting YES – Mr. Wilcox, Mr. Smith, and Mr. Nichols.

**FIRE:**

Receipts collected for two weeks for the following: \$5,691.45=Ambulance Billing, \$120.00=CPR Fund, \$200.00=Medic Assist, \$50.00=Medic Reimbursement, for a total of \$6,061.45. 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.

Mr. Nichols made a motion to approve closing the following 2 PO's:

#50274 = Canton South Garden Center

50249 = Channing Bete

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

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

\$2,000.00 = Office Max

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 move into Executive Session at 7:34PM with the Fire Chief to discuss personnel matters. Motion seconded by Mr. Nichols.

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

Mr. Wilcox made a motion to move out of Executive Session at 7:40pm. Motion seconded by Mr. Nichols.

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

Mr. Nichols made a motion to approve a pay increase of \$1.00 per hour for Lorena Martin, Executive Assistant at the Fire Administration Office. She has completed her 90-day probationary period with a favorable revue from the Fire Chief. Motion seconded by Mr. Smith and voting YES – Mr. Wilcox, Mr. Smith, and Mr. Nichols.

**ROAD:**

Mr. Wilcox made a motion to approve closing the following 9 PO's:

|                              |                                   |
|------------------------------|-----------------------------------|
| #50012 = H&H Auto Parts      | #50134 = Galls Inc                |
| 50022 = Safety Kleen         | 50136 = Goodyear Street & Highway |
| 50033 = Staley Technologies  | 50168 = North American Salt       |
| 50035 = Columbus Equipment   | 50261 = Buckeye Sweeping          |
| 50113 = Buckhill Fabricating |                                   |

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

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

\$1,000.00 = H&H Auto Parts  
 2,000.00 = Akron Tractor  
 5,000.00 = McIntosh Oil

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

FYI: Allenford SE Road Repairs = Road Superintendent informed the Board that he and Mr. Nichols attended a meeting last week with the Stark County Engineers, Canton City officials, Hamontree & Associates, and the Township’s grant writers to discuss the road slippage repairs on Allenford Ave SE. The grant writer is now applying for an emergency grant, along with an OPWC grant. Road Department is installing barriers in the slip. Mr. Nichols added that the emergency grant, if received, would provide funds to repair Allenford this fall. If not, the Ohio Public Works Commission (OPWC) grant would allow the permanent repairs to be completed next spring.

**7:45PM - 2005 ROAD PAVING SEALED BIDS:**

|                                       |              |
|---------------------------------------|--------------|
| Shelley Company – Twinsburg, Oh       | \$131,475.00 |
| JD Mining – Magnolia, Oh              | 144,680.00   |
| North Star Asphalt – North Canton, Oh | 140,940.00   |
| Central Allied Ent – Canton, Oh       | 145,322.50   |

Mr. Wilcox made a motion to forward all 4 road paving bid packages to Atty. Charlie Hall for his review. Motion seconded by Mr. Nichols and voting YES – Mr. Wilcox, Mr. Smith, and Mr. Nichols.

**ZONING:**

Zoning Director presented zoning fees for two weeks in the amount of \$225.70. Mr. Nichols made a motion to accept the report as submitted by the Zoning Director, seconded by Mr. Smith and voting YES – Mr. Wilcox, Mr. Smith, and Mr. Nichols.

FYI: 306 Elmport NE = Court Hearing on August 10<sup>th</sup>. Judge granted owner another 90 days to clean up the property. Owner may have option to sell this property, which the Township supports. Next court hearing will be November 15<sup>th</sup>.

Mr. Lewis informed the Board he spent his first week as Zoning Director reviewing zoning records and current files in the office. There are currently 12 working grass violations, 5 tax liens for grass mowing, 1 working deck violation, 6 working vehicle violations, and 1 working vacant home violation. Vacant home violation taken care of today; owner boarded-up the premises. There are 8 or 9 more cases he needs to review.

Board commended the new Zoning Director for a good job.

**CLERK:**

Clerk submitted bills totaling \$175,110.56, and payroll totaling \$57,427.67, making total checks \$232,538.23. Mr. Nichols made a motion to approve the checks as submitted, seconded by Mr. Wilcox and voting YES – Mr. Wilcox, Mr. Smith, and Mr. Nichols with Mr. Smith abstaining from voting on warrant #41482, payable to himself, in the amount of \$360.00 for medical deductible reimbursement.

Pending Warrants, Fund Status, and Appropriation Status reports handed out to all three Trustees and Department Heads. PO and BC lists to be given to Department Heads on Thursday, August 18<sup>th</sup>.

Mr. Smith made a motion to approve purchase of a new computer system for the Clerk, not to exceed \$3,000.00. Quote from Com-Tech of Kent is \$2,984.38 includes system set-up, hardware and software installation and updates. Motion seconded by Mr. Wilcox and voting YES – Mr. Wilcox, Mr. Smith, and Mr. Nichols.

Mr. Wilcox made a motion to approve opening a new PO for 1,000.00 checks:

\$140.00 = Proforma Allprint Source

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

Mr. Wilcox made a motion to approve the liquor permit transfer from Mill Foss Inc. dba Lakeview Tavern to Two Thousand Five JM & M Inc, dba Lakeview Tavern (name change only). Motion seconded by Mr. Smith and voting YES – Mr. Wilcox, Mr. Smith, and Mr. Nichols.

**Power Point Presentation by Mr. Nichols:**

**Levy Facts & Background Information  
Establishing a Canton Township Police District**

Mr. Nichols informed everyone in attendance there were several residents at the Special Meeting that was held on August 9<sup>th</sup>. This meeting was held to discuss the possibility of putting a levy on the November 8<sup>th</sup> election ballot to establish a Police District for Canton Township, which would provide additional police services for the Township. By presenting these facts now, it may help answer some of the questions that will be brought up next, during the Public Speaks portion of the meeting.

The Board members have been approached many times over the past several years with questions concerning the policing in Canton Township. It seemed the right thing to do was research the possibility of additional police service. This was done by a sub-committee of the Canton Township Community Development Committee (CTCDC) working with the Stark County Sheriff's Department. The Board decided to make these facts known to the residents of Canton Township and let them decide, through the voting process, whether or not this additional service should be provided at the taxpayer's expense.

*(Copy of the material presented is available at the Township Administration Office)*

## **PUBLIC SPEAKS:**

### **Lou Lehmilller of 1622 Belden Ave SE:**

Police Levy =Ms. Lehmilller asked if the boundaries of the police district had been set. Mr. Nichols responded it would be the unincorporated area of Canton Township, which means it would exclude the Village of Meyers Lake. Her next question concerned the annexed areas of Canton Township to the City of Canton. Will these annexed areas also be assessed this police levy. Mr. Nichols said Yes they will. She requested a copy of the legal opinion which states this is permissible. Mr. Smith said the Board would provide this copy.

Community Park = Big ruts in the driveway areas. Road Superintendent stated they will be filled in with gravel. Children's play equipment, the Jeep with the slide, the slide is broken off and there are big screws sticking out.

Township Audit= What is status on the Township audit? Don Titko has completed reconstructing the books for 2002 and is now working on 2003. She also requested a copy of the bond of former Clerk, Sheri Griffith.

Budget= Ms. Lehmilller asked how could a budget be submitted to the Stark County Budget Commission if the Township book's are unauditable. Clerk responded that both the State of Ohio and the Stark County Budget Commission have been aware, from day one, of the Township's situation.

### **Ron Souders of 3954 Faircrest St SW:**

Mr. Souders wanted to thank our Fire Department paramedics for all their help with his elderly neighbor. They have responded several times in the past two weeks. They handled a difficult situation very well. He also wanted to thank the Trustees and anyone involved in putting up the "No Engine Brake" signs on Faircrest SW, between Shepler Church and Sherman Church SW. The noise has been reduced about 98%. He appreciates all the Township's help.

### **Brian Rager of 2921 – 24<sup>th</sup> St SE:**

Why does the Stark County Sheriff spend 90% of his budget to protect a few people, and 10% to

protect the rest of Stark County. In other words, why is there so many deputies in the Stark County Courthouse to protect maybe 300 people, and a small number of deputies to patrol the rest of Stark County. It should be the other way around. Mr. Smith said the Sheriff is following the Ohio Revised Code, which he must follow. He does not expect an answer from the Trustees; this is his comment.

**William Smith of 512 Vince Ave NW:**

He asked what the Township budget was. Clerk stated it is \$5.6 million. Also, he read the reporter's article in the Repository which, Trustee Smith, informed him, incorrectly reported information concerning the NIMS program and the policy levy. The possible grants pertain to the NIMS program, which is a program linked with Homeland Security for the Fire Department. The \$600,000.00 is the amount that would be needed to provide additional police service for Canton Township. These are 2 totally separate issues. The Repository had the facts intertwined together. A correction was printed in The Repository the next day. He also wanted to know how the Board would determine which police department would handle our service. Trustee Smith stated, if there is a decision made to put this levy on the ballot, they will look into putting this service out for bid before election time.

**TRUSTEES:**

**MR. WILCOX:**

Police Levy = Mr. Wilcox made a motion to approve the Resolution for a tax levy to be put on the November 8<sup>th</sup> election ballot for the benefit of a Canton Township Police District to provide additional police service for Canton Township; this Resolution also states the 2.1 millage necessary to support this issue. Motion seconded by Mr. Nichols. **DISCUSSION:** Mr. Wilcox suggested holding public meetings in various locations of the Township to inform the residents and discuss the pros and cons of this issue. Mr. Nichols stated, and Mr. Smith agreed, the Board should not endorse this levy one way or the other; they should just be a source of information. The residents of Canton Township deserve the right to decide for themselves if they want this service.

Voting YES – Mr. Wilcox, Mr. Smith, and Mr. Nichols.

**MR. SMITH:**

Nothing further to report this evening.

**MR. NICHOLS:**

Nothing further to report this evening.

**SIGNATURES OF THE BOARD OF TRUSTEES AND CLERK FOR THE REGULAR  
MEETING OF AUGUST 16, 2005**

No further business coming before the Board, Mr. Nichols made a motion to adjourn at 8:30pm, seconded by Mr. Smith and voting YES – Mr. Wilcox, Mr. Smith, and Mr. Nichols.

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Ronald L. Smith, Clerk

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James A. Wilcox, President

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William C. Smith, Vice President

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Christopher B. Nichols, Trustee

**FUND STATUS REPORT**  
**08-16-05**

| <u>FUND<br/>NUMBER</u> | <u>FUND NAME</u>          | <u>FUND<br/>BALANCE</u> | <u>% of TOTAL<br/>CASH BALANCE</u> |     |
|------------------------|---------------------------|-------------------------|------------------------------------|-----|
| 01                     | General                   | 88,248.37               | 11.8                               |     |
| 02                     | Motor Vehicle License Tax | 16,500.90               | 2.2                                |     |
| 03                     | Gasoline Tax              | 34,735.43               | 4.6                                |     |
| 04                     | Road & Bridge             | 100,242.54              | 13.4                               |     |
| 07                     | Lighting Assessment       | 12,484.40               | 1.7                                |     |
| 10                     | Fire District             | 133,865.45              | 17.9                               |     |
| 13                     | Zoning                    | 12,007.70               | 1.7                                |     |
| 14                     | Park Advisory             | 10,323.03               | 1.4                                |     |
| 14A                    | Recycling                 |                         | 0.00                               | 0.0 |
| 14B                    | FEMA Grant – Flood Plane  | 3.33                    | **.                                | *   |
| 14F                    | Fire Loss Claim Fund      | 0.00                    | 0.0                                |     |
| 20                     | Fire Levy                 | 237,364.95              | 31.7                               |     |
| 23                     | Permissive License Tax    | 8,740.15                | 1.2                                |     |

|     |                               |                   |      |     |
|-----|-------------------------------|-------------------|------|-----|
| 28  | Ambulance & Emergency Medical | 92,256.18         | 12.3 |     |
| 30  | Faircrest Project – Issue 2   | 0.00              | 0.0  |     |
| 30A | Cheyenne Bridge Project       | <u>2,258.79</u>   |      | 0.3 |
|     | <b>CASH TOTAL</b>             | <b>749,031.22</b> |      |     |