

**MINUTES OF THE SPECIAL MEETING OF THE
CANTON TOWNSHIP BOARD OF TRUSTEES
HELD TUESDAY, JULY 24, 2007**

The Canton Township Board of Trustees met in a Special Session on
Tuesday, July 24, 2007 at 6:30pm with all three Trustees present.

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

Also in attendance: Fiscal Officer Ron Smith, Zoning Director Marshall Lewis, and township additional legal counsel Charles Hall

ZONING:

Since Mr. Jim Schwitzgabel was in attendance concerning the Michel properties on Whipple and Lakeview NW, Atty. Hall summarized what will be covered in the pending lawsuit being filed against Mr. Michel.

EXECUTIVE SESSION:

Mr. Nichols made a motion to move into Executive Session at 6:49pm with the Trustees, Fiscal Officer, Zoning Director, and Atty. Charles Hall to discuss pending and imminent litigation. Motion seconded by Mr. Wilcox.

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

Mr. Nichols made a motion to move out of Executive Session at 8:01pm. Motion seconded by Mr. Wilcox.

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

TOWNSHIP AUCTION:

The Trustees requested Atty. Hall's written opinion concerning the auction proposal received from Russ Kiko Associates, Inc. to conduct the township auction of real and personal property. They also requested his written opinion concerning the zoning classification of the real property; and also is there any ethical conflict or violation because the Fiscal Officer's Administrative Assistant, Judy Gill, is married to auctioneer, Daniel P. Gill of Russ Kiko Associates, Inc. Atty. Hall summarized his opinions and will forward them, in writing, to the Board.

OTHER:

Mr. Nichols made a motion to approve additional reimbursement of \$35.00 to Judy Gill for new Notary Public stamp. Motion seconded by Mr. Smith and voting YES – Mr. Nichols, Mr. Wilcox, and Mr. Smith.

Mr. Wilcox reported to the Board that he and Road Superintendent met with Dorothy Rebstock concerning her property at 4652 Central Avenue SE; and her request for the township to reimburse her for personal property destroyed in the basement to due inappropriate drainage along Central Avenue. It was Mr. Wilcox' conclusion that Canton Township was not at fault in any way for her problem. He recommends the Board send her a letter stating the Board's determination. This will be on the July 31st meeting agenda.

2002-2003 AUDIT:

Fiscal Officer reviewed audit findings and his response to each finding. He will have responses typed for the Board's review, then forward responses to Scott Varney of Varney, Fink & Associates when he returns from vacation.

No further business coming before the Board, Mr. Nichols made a motion to adjourn at 8:59pm, seconded by Mr. Wilcox and voting YES – Mr. Nichols, Mr. Wilcox, and Mr. Smith.

Ronald L. Smith, Fiscal Officer

Christopher B. Nichols, President

James A. Wilcox, Vice President

William C. Smith, Trustee