

**MINUTES OF THE REGULAR MEETING OF
THE CANTON TOWNSHIP BOARD OF TRUSTEES
HELD TUESDAY, JULY 29, 2014**

The Canton Township Board of Trustees met in a Regular Session at 7:00pm
Tuesday, July 29, 2014 with Trustee Mittas, Trustee Nichols and Trustee Smith present.

Also in Attendance:

Fire Chief Christopher Smith, Zoning Director/Road Superintendent Jonathan Smith
and Township Additional Legal Counsel Charles Hall

Absent:

Fiscal Officer Ron Smith

MEETING MINUTES:

Regular Meeting – July 15, 2014:

Mr. Mittas made a motion to approve and waive the reading of the minutes from the July 15, 2014 Regular Meeting. Motion seconded by Mr. Smith and voting YES – Mr. Mittas, Mr. Nichols and Mr. Smith.

Special Meeting – July 26, 2014:

Mr. Mittas made a motion to approve and waive the reading of the minutes from the July 26, 2014 Special Meeting. Motion seconded by Mr. Nichols and voting YES – Mr. Mittas, Mr. Nichols and Mr. Smith.

PUBLIC SPEAKS:

Harriet Beabout: 235 – 49th St SE, Canton Township

Mrs. Beabout was in attendance this evening to make the Trustees aware that she, her husband and her neighbors do not want a business moving into the old Fire Station #1 on 49th St SE. She and her husband have lived in their home for 30 years; and they, along with their neighbors take pride in their properties; and they do not want the firehouse zoned into a business. They want that area to stay residential. Trustee Smith asked Mrs. Beabout what she wanted done. She said she and her neighbors want the garage torn down and the office building to be a “low key” business, such as an attorney or doctor/dentist office. The Board assured her they want the same thing for her neighborhood; and are taking the steps to do so. There is a Zoning Commission meeting this Thursday, July 31st at 7:00pm to start the process of the zone change. She thanked the Board for their concern and understanding.

FIRE:

Fire Chief presented receipts for the past two weeks for the following: \$12,931.73=Ambulance Billing, \$40.00=CPR, and \$1,250.00=Insurance Claim on #322, for total receipts of \$14,221.73. Mr. Nichols made a motion to accept the receipts as presented, seconded by Mr. Mittas and voting YES – Mr. Mittas, Mr. Nichols and Mr. Smith.

Mr. Mittas made a motion to approve closing 1 PO:

#11 = First Communications

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

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

\$10,000.00 = McIntosh Oil

Motion seconded by Mr. Mittas pending Fiscal Officer certification of funds. Voting YES – Mr. Mittas, Mr. Nichols and Mr. Smith.

Mr. Nichols made a motion to approve hiring 3 new Fire Cadets: Eric Keagy – Jonathan Schondel – Mark Taylor as Part-Time Firefighters at a pay rate of \$12.12 per hour, pending passing their pre-employment physical and background check. Motion seconded by Mr. Mittas and voting YES – Mr. Mittas, Mr. Nichols and Mr. Smith.

Trustee Nichols issued the Oath of Office to Fire Cadets Keagy and Schondel. Cadet Taylor was not able to attend this evening.

Mr. Mittas made a motion to approve waiving the ambulance billing balance, in the amount of \$350.00, for rescue extrication services provided to non-township resident, Patty L. Clauser, on January 27, 2014, based on the Financial Disclosure/Affidavit of Indigency submitted to the Board. Motion seconded by Mr. Nichols and voting YES – Mr. Mittas, Mr. Nichols and Mr. Smith.

Mr. Mittas made a motion to approve waiving the ambulance billing balance, in the amount of \$358.32, for ambulance services provided to township resident, Joyce Carouthers, on February 25, 2014, based on the Financial Disclosure/Affidavit of Indigency submitted to the Board and the follow-up discussion with Trustee Mittas. Motion seconded by Mr. Smith and voting YES – Mr. Mittas, Mr. Nichols and Mr. Smith.

Mr. Nichols made a motion for the Board to approve, effective July 30, 2014, reinstating “soft billing” for Canton Township residents only, and continue “hard billing” practices for all non-residents. Motion seconded by Mr. Mittas and voting YES – Mr. Mittas, Mr. Nichols and Mr. Smith.

FYI: > New Fire Vehicles: Both new Fire Dept vehicles purchased from George Waikem Ford will be ready for pick-up Wednesday or Thursday. Checks for payment will be approved during Fiscal Officer portion of this meeting (PO 103 & 104 were approved/opened at 04-22-14 meeting)

ROAD:

Road Superintendent presented receipts for two weeks for the following: \$744.00=Culvert Pipe, and \$100.00=Road Opening Permits, for total receipts of \$844.00. Mr. Mittas made a motion to accept the receipts as presented, seconded by Mr. Smith and voting YES – Mr. Mittas, Mr. Nichols and Mr. Smith.

Mr. Nichols made a motion to approve opening 1 new BC and 2 new PO's:

BC

\$10,000.00 = Repairs

PO

\$20,000.00 = McIntosh Oil

2,000.00 = Edward C. Levy Co

Motion seconded by Mr. Mittas pending Fiscal Officer certification of funds. Voting YES – Mr. Mittas, Mr. Nichols and Mr. Smith.

FYI: > Update: Ditching on 23rd St SW: While patching road, road crew discovered a drainage issue and found a pipe that runs north/south and empties out into the old Ray Molder building parking lot which used to have a ditch, but no longer does. They blew-out the south end of the pipe which was totally clogged and cleaned out the pipe until they reached private property. The building and parking lot are now owned by Ashland Oil, not Marathon. Road Superintendent to meet with representative from Ashland to discuss getting this problem solved.

> Update: North Park Ave NW Road Project: This project is moving along very well. It has been based in and should top it next week. Dry wells are in. The township has had a lot of support from the Stark County Engineers on this project; and there has been a County inspector there every day. We are very appreciative of all their help.

ZONING:

Zoning Director presented zoning receipts for two weeks in the amount of \$7,405.60. Mr. Nichols made a motion to accept the receipts as presented, seconded by Mr. Mittas and voting YES – Mr. Mittas, Mr. Nichols and Mr. Smith.

Mr. Nichols made a motion to approve the Board declaring 7 properties as nuisances as deemed by the Zoning Director, and order them abated per Ohio Revised Code 505.173 and/or 505.86 and/or 505.87 and the Canton Township Property Maintenance Code. Motion seconded by Mr. Mittas and voting YES – Mr. Mittas, Mr. Nichols and Mr. Smith

Archibald, Eric	3722 – 21 st St SW	No Permit/Shed
Oliver, Brian L	2630 – 6 th St SE	Unsecure House
Oliver, Brian	2617 – 6 th St SE	3 Vehicles
Turner, Marsha L	362 Jettie Ave NE	Vehicle
Pachinger, Jo	318 Elmpot Ave NE	Trash/Debris, Unsecure/Unsafe Bldg
Howard, John	221 Cole Ave SE	Trash/Debris
Thompson, Bret	5335 Dueber Ave SW	No Permit/Shed

Mr. Mittas made a motion to approve the Fiscal Officer signing a letter to Stark County Auditor requesting liens on the tax duplicates for lawn maintenance/high grass nuisance assessments on 5 parcels, totaling \$2,850.00. Motion seconded by Mr. Smith and voting YES – Mr. Mittas, Mr. Nichols and Mr. Smith.

FYI: > Updated 2014 Nuisance List provided to the Board
> Updated 2014 Grass List provided to the Board

TOWNSHIP PARKS:

Zoning Director presented Park Pavilion Rental receipts for two weeks in the amount of \$100.00. Mr. Nichols made a motion to accept the receipts as presented. Motion seconded by Mr. Mittas and voting YES – Mr. Mittas, Mr. Nichols and Mr. Smith.

FISCAL OFFICER: *(absent this evening)*

In the absence of the Fiscal Officer, Trustee Nichols presented and made a motion to approve bills in the amount of \$76,903.15 and payroll in the amount of \$60,345.52, for total checks of \$137,248.67. Motion seconded by Mr. Mittas and voting YES – Mr. Mittas, Mr. Nichols and Mr. Smith, with Mr. Smith abstaining from the vote on warrant #15126, in the amount of \$2,554.24, payable to Charter One.

FYI: > 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 Dept Heads on Thurs, July 31.

PUBLIC SPEAKS:

No Public Speaks at this time.

TRUSTEES:

MR. SMITH:

CDBG Funds: (Community Development Block Grant) A reminder, if any department is considering applying for these funds, there is a workshop coming up; and we earn points for attending.

MR. NICHOLS:

Road Levy - Resolution No. 07-02-14:

Mr. Nichols made a motion to approve Resolution No. 07-02-14 “A Resolution to create a township road district, pursuant to Ohio Revised Code Section 5535.08 and 5573.21 to be comprised of all of the unincorporated territory of Canton Township, and for the benefit of the Canton Township Road District, Stark County, for the purpose of the general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges in the Canton Township Road District, Canton Township, Stark County, Ohio”. Motion seconded by Mr. Mittas.

Roll Call Vote:	Mr. Mittas	YES
	Mr. Nichols	YES
	Mr. Smith	YES

Road Levy – Resolution No. 07-03-14:

Mr. Nichols made a motion to approve Resolution No. 07-03-14 “A Resolution to request the Auditor to certify the amount of revenue that will be produced by a proposed additional tax levy of 3.30 mills as a road levy for the Canton Township Road District, Canton Township, Stark County, Ohio”. Motion seconded by Mr. Mittas.

Roll Call Vote:	Mr. Mittas	YES
	Mr. Nichols	YES
	Mr. Smith	YES

Special Meeting:

Mr. Nichols made a motion to approve a Special Meeting to be held on Monday, August 4, 2014 at 7:45am to discuss a proposed road levy to be placed on the November 2014 ballot. The Board reserves the right to discuss any other township matters that may come before the Board. Motion seconded by Mr. Mittas and voting YES – Mr. Mittas, Mr. Nichols and Mr. Smith.

MR. MITTAS:

Natural Gas Supplier: After discussion, the following motion was made:

Mr. Mittas made a motion to approve entering into contract with SCOG (Stark Council of Governments)

Natural Gas Governmental Aggregation Program. Motion seconded by Mr. Nichols.

Roll Call Vote:	Mr. Mittas	YES
	Mr. Nichols	YES
	Mr. Smith	NO

Motion approved.

Mr. Mittas will contact SCOG first thing in the morning with the necessary information for our participation.

ADJOURN:

No further business coming before the Board, Mr. Smith made a motion to adjourn at 8:02pm, seconded by Mr. Mittas and voting YES – Mr. Mittas, Mr. Nichols, and Mr. Smith.

_____ *absent* _____
Ronald L. Smith, Fiscal Officer

Christopher B. Nichols, President

William C. Smith, Vice President

William G. Mittas, Member