

RECORD OF PROCEEDINGS

MINUTES OF JACKSON TOWNSHIP BOARD OF TRUSTEES MEETING

AUGUST 24, 2021

Hawke called the meeting to order at 3:06 p.m. at the Jackson Township Hall with Trustees Todd Hawke, John Pizzino, and Jim Thomas present. Fiscal Officer Gonzalez, Administrator/Law Director Vaccaro, Assistant Law Director FitzSimmons, Zoning Inspector Poindexter, Fire Chief Berczik, Police Chief Brink, and Public Works Director Rohn were also in attendance.

Hawke moved and Thomas seconded a motion to go into Executive Session for Public Works Department Personnel (Park Division) (Appointment / Employment / Compensation) – New Position.

3-0 yes

Hawke moved and Thomas seconded a motion to go into Executive Session for Fire Department Personnel (Appointment / Employment / Compensation) – Ambulance Billing Specialist.

3-0 yes

Hawke moved and Thomas seconded a motion to go into Executive Session for Police Department Personnel (Appointment / Employment / Compensation) – Discipline.

3-0 yes

Hawke moved and Thomas seconded a motion to go into Executive Session for Public Works Department Personnel (Appointment / Employment / Compensation) – Grievance-Step 2.

3-0 yes

Hawke moved and Thomas seconded a motion to go into Executive Session for Economic Development under the ORC Code as attached.

3-0 yes

Upon return from Executive Session at 5:03 p.m., Hawke called the General Session to order. He requested that all cell phones be silenced at this time.

The Pledge of Allegiance was recited.

Public Speaks - None

Administration Department

Vaccaro stated that the first and second items on the agenda are withdrawn.

RESOLUTION 21-169 ATTACHED

CONCESSIONS CONTRACT – JACKSON LADIES LACROSSE BOOSTER CLUB, JACKSON YOUTH BASKETBALL ASSOCIATION AND THE JACKSON TOWNSHIP ROTARY FOUNDATION, INC.

Hawke moved and Thomas seconded a motion that whereas, the Board of Trustees plans and operates the Summer Concert Series at the Jackson Amphitheater in Jackson Township, Stark County, Ohio.

Be it resolved that, we hereby adopt and authorize the placement of the Board Chairman’s signature on the attached Concession Contracts with the following non-profit organizations:

1. Jackson Ladies Lacrosse Booster Club
2. Jackson Youth Basketball Association
3. Jackson Township Rotary Foundation, Inc.

3-0 yes

ATTACHMENT 08/24/21 A

Hawke moved and Thomas seconded a motion that we do not request a hearing for the Liquor Permit for Kent State University Fine Arts Bldg & Campus Center 6000 Frank Ave NW, Jackson Township, Massillon, Ohio 44646.

3-0 yes

ATTACHMENT 08/24/21 B

Hawke moved and Thomas seconded a motion that we do not request a hearing for the Liquor Permit for Meijer Stores LP DBA Meijer 325, 4934 Fulton Dr. NW, Jackson Township, Canton, Ohio 44718.

3-0 yes

ATTACHMENT 08/24/21 C

Hawke moved and Thomas seconded a motion that we do not request a hearing for the Liquor Permit for Meijer Stores LP DBA Meijer Express 325, 4848 Fulton Dr. NW, Jackson Township, Canton, Ohio 44718.

3-0 yes

Police Department

RESOLUTION 21-170 ATTACHED

APPOINTMENT OF PART-TIME POLICE PATROL OFFICER

Hawke moved and Pizzino seconded a motion that pursuant to ORC Section 505.49 and 509.01, Gary J. Cochran is hereby employed and appointed as a Part-time Patrol Officer and Township Constable for the Jackson Township Police District, Stark County, Ohio, and assigned to the School Safety Division, effective September 1, 2021 at 0800 hours at the rate of \$24.50 per hour and the benefits of a Class D employee as described in the Benefit Package for Management Personnel.

Be it further resolved that we hereby adopt and authorize the placement of the Boards' signatures upon the attached Employment Agreement.

3-0 yes

Public Works Department

Highway Division

ATTACHMENT 08/24/21 D

Hawke moved and Thomas seconded a motion to approve the following appropriation transfer request for a total of \$120,485.95.

<u>From Code</u>	<u>Description</u>	<u>To Code</u>	<u>Description</u>	<u>Amount</u>
204.310.5387	Discretionary – Hwy	204.310.5492	Trash Removal – Hwy	\$ 5,000.00
204.310.5387	Discretionary – Hwy	204.310.5385	Other Expense – Hwy	\$ 3,000.00
204.310.5387	Discretionary – Hwy	204.310.5432	Computer Svcs – Hwy	\$ 4,000.00
211.310.5387	Discretionary – Hwy	211.310.5606	Resurfacing – Hwy	\$108,485.95

3-0 yes

Park Division

Hawke moved and Thomas seconded a motion to accept a donation of a gift card in the amount of \$50.00 for the Jackson Farmers Market from an anonymous donor.

3-0 yes

ATTACHMENT 08/24/21 E

Hawke moved and Thomas seconded a motion to approve the following appropriation transfer request for a total of \$40,776.45.

<u>From Code</u>	<u>Description</u>	<u>To Code</u>	<u>Description</u>	<u>Amount</u>
214.510.5762	Capital Improv – Park	214.510.5765	Amphitheater - Park	\$ 30,776.45
214.510.5387	Discretionary – Park	214.510.5432	Computer Svcs - Park	\$ 10,000.00

3-0 yes

Fire Department

RESOLUTION 21-171 ATTACHED ASSISTANCE TO FIREFIGHTERS GRANT

Hawke moved and Thomas seconded a motion that whereas, the Jackson Township Fire Department filed an application with the Assistance to Firefighters Grant for the purchase of five (5) RAM Air Gear Dryers and related accessories; and,

Whereas, the Federal Emergency Management Agency (FEMA) has made funds available for the purchase of five (5) RAM Air Gear Dryers and related accessories in the amount of \$46,696.45 with a 10% cost match of their award in the amount of \$4,669.65.

Be it resolved that we hereby approve the acceptance of the Assistance to Firefighters Grant and further authorize the Fire Chief or his designee to complete any required reporting documentation necessary for the completion of the grant program.

Be it further resolved that we hereby authorize the payment of Jackson Township's 10% cost match in the amount of \$4,669.65.

3-0 yes

**RESOLUTION 21-172 ATTACHED
FIRE DEPARTMENT STATION 3 CONCRETE REPAIR CONTRACT**

Hawke moved and Pizzino seconded a motion that we hereby adopt and authorize the placement of the Board Chairman's signature on the attached Fire Department Station 3 Concrete Repair Contract with Elite Custom Concrete in the amount of \$26,980.00.

3-0 yes

Zoning and Planning Department

**RESOLUTION 21-173 ATTACHED
NOXIOUS WEEDS – 500 STUART ST NW, LOT 62 IN BLAUMEISER TRACT, PARCEL NO. 1606342, JACKSON TOWNSHIP, OHIO**

Hawke moved and Thomas seconded a motion whereas, the Jackson Township Board of Trustees, having been informed in writing that noxious or other harmful weeds are growing on the lands in charge of David & Linda Tilley in Jackson Township and described as follows: 500 Stuart Street NW, Lot 62 in Blaumeiser Tract, Parcel No. 1606342, Jackson Township, Ohio.

Be it resolved that said David & Linda Tilley, whose tax mailing address is Core Logic 2500 Westfield Dr., Elgin, IL 60124, be notified by serving on them by certified mail with return receipt requested, a written copy of this resolution that said noxious weeds are growing on such lands and that, pursuant to ORC Section 5579.05, they must be cut or destroyed within five (5) days after the service of such notice or show this Board cause why there is no need for doing so. The owner shall have a continuing duty to cut or destroy the noxious weeds every 30 days from the date of this Resolution until October 31, 2021. If the owner fails to meet this obligation within the five-day period, or the subsequent 30 day periods, the Township will mow at \$150.00 per hour with a \$400.00 minimum charge per lot or parcel. As stated in our prior courtesy letter to you, pursuant to ORC Sections 5579.06 and 5579.07, a \$150.00 administrative fee per lot or parcel will be placed on your tax duplicate.

3-0 yes

ATTACHMENT 08/24/21 F

Hawke moved and Thomas seconded a motion to submit a notice to the County Auditor for fees and expenses for mowing noxious weeds at 4807 Brunnerdale Ave NW, Lot 32, Lake Cable Farmlets, Parcel No. 1602622.

3-0 yes

ATTACHMENT 08/24/21 G

Hawke moved and Thomas seconded a motion to submit a notice to the County Auditor for fees and expenses for mowing noxious weeds at 1280 Concord St NW, Lot 28, Kendal Hts Allotment, Parcel No. 1604978.

3-0 yes

ATTACHMENT 08/24/21 H

Hawke moved and Thomas seconded a motion to submit a notice to the County Auditor for fees and expenses for mowing noxious weeds at 6525 & 6487 Hills and Dales Rd NW, Parcel Nos. 1630431 & 1630433.

3-0 yes

ATTACHMENT 08/24/21 I

Hawke moved and Thomas seconded a motion to submit a notice to the County Auditor for fees and expenses for mowing noxious weeds at 431 Stuart St NW, Lot 91, Blaumeiser Tract, Parcel No. 1605063.

3-0 yes

ATTACHMENT 08/24/21 J

Hawke moved and Thomas seconded a motion to submit a notice to the County Auditor for fees and expenses for mowing noxious weeds at 6407 Woodmoor Ave NW, Lot 642, Lake Cable Section L, Parcel No. 1606199.

3-0 yes

Fiscal Office

ATTACHMENT 08/24/21 K

Hawke moved and Pizzino seconded a motion to pay the bills in the amount of \$843,135.09.

3-0 yes

ATTACHMENT 08/24/21 L

Hawke moved and Pizzino seconded a motion to approve the minutes of the July 27, 2021 Board of Trustees' Meeting.

3-0 yes

ATTACHMENT 08/24/21 M

Hawke moved and Thomas seconded a motion to approve the appropriation transfer request from account code 101.110.5767 Greens at Belden – Admin, to account code 101.111.5953 JEDD Distribution – TOC, in the amount of \$20,000.00.

3-0 yes

Gonzalez thanked the safety forces and parks department for all their hard work over the weekend at the amphitheater. There were 3 concerts in 4 days and everyone worked hard and did a great job.

Routine Business

Announcements

- Next regular **Board of Trustees'** meeting, September 14, 2021, 4:00 p.m., Executive Session and/or Work Session; 5:00 p.m., General Session, Jackson Township Hall.
- **CIC**, September 16, 2021, 8:00 a.m., Jackson Township Hall
- **LOGIC**, September 2, 2021, 9:00 a.m., Jackson Township Hall
- **Zoning Meetings**
 - BZA – September 9, 2021, 5:00 p.m., Jackson Township Hall
 - Zoning Commission – September 16, 2021, 5:00 p.m., Jackson Township Hall
- **Amphitheater Events** (www.jacksonamphitheater.com)
 - **Food Truck Thursdays** through September 30, 11:00 a.m. to 7:00 p.m.
 - **Summer Concert Series**
 - August 28, 2021 – Barracuda – America's Heart Tribute
 - Tickets at www.jacksonamphitheater.com
 - **Thursday Night Free Concerts**
 - August 26, 2021 – Back & Forth – FOO Fighters Tribute
 - September 9, 2021 – Mark Leach
 - September 16 – Eric Brooke's Tribute to Michael Stanley
 - September 23, 2021 – Yankee Bravo
- **Farmers Market**, Thursdays through September 30, 3:00 p.m. to 6:00 p.m., Jackson Amphitheater Parking Lot

Old Business – None

New Business

RESOLUTION 21-174 ATTACHED FULL-TIME AMBULANCE BILLING SPECIALIST

Hawke moved and Pizzino seconded a motion that pursuant to ORC Section 511.10, we hereby set the compensation for Beth A. Thompson the full-time position of Ambulance Billing Specialist, in the Fire Department at \$21.00 per hour, effective August 28, 2021. The full-time position of

Ambulance Billing Specialist shall continue at Level C of the Benefit Package for Management Personnel.

3-0 yes

ATTACHMENT 08/24/21 N

Hawke moved and Thomas seconded a motion for the creation of an Events & Programming Coordinator as part of the Public Works Department. This also is to include the posting of the job description for application and hiring purposes.

3-0 yes

Public Speaks

Marcus Bowen of 2315 Mallard Dr., Akron, Ohio. He informed the Trustees that he has evidence that Jackson Township Administration violated his 4th amendment rights. He indicated that in his possession was a sworn affidavit that an agent acting on behalf of Jackson Township performed video surveillance of his property. "This constituting a search with a subsequent seizure of what Jackson Township Administration alleges to be video and written evidence and thus attempting to use against my family" said Mr. Bowen.

Christina Smith of 430 Stuart St NW., Massillon, Ohio. She lives beside 500 Stuart St and across from 431 Stuart St and wanted to share her frustration with the properties. She said they have been unoccupied for over a year and it is embarrassing to have friends or family over and having to see how overgrown they have become on a daily basis. Hawke responded that 431 Stuart had just been mowed and 500 Stuart just got approved to be mowed. He understands her frustrations, but because it is private property, proper notice must be given prior to accessing the property and mowing.

Ms. Smith asked if there was anything she could do. She said that people are interested in buying the properties. Vaccaro said that he believes that 500 Stuart is part of an estate due to the owner passing away and has to go through Probate Court before it will become available to be passed on or sold. Ms. Smith said that the owner of 431 Stuart also passed away and has no known family. Vaccaro said that in light of that knowledge, the real estate taxes will have to become delinquent before the auditor will step in and then it will be foreclosed and eventually sold and that is likely to be a long process as well.

Ms. Smith responded that the bigger problem is the smell that is coming from 500 Stuart. Vaccaro said that the Health Department could step in to determine if there were any health hazards on the property. Ms. Smith said the Jackson Police had been through the house. Vaccaro asked Ms. Smith to leave her contact information and he is going to see what else can be done for 500 Stuart and keep her updated.

Hawke moved and Pizzino seconded a motion to adjourn.

3-0 yes

Todd Hawke

Randy Gonzalez