

## RECORD OF PROCEEDINGS

### MINUTES OF JACKSON TOWNSHIP BOARD OF TRUSTEES MEETING

NOVEMBER 22, 2022

Hawke called the meeting to order at 3:33 p.m. at the Jackson Township Hall with Trustees Todd Hawke, John Pizzino, and Jim Thomas present. Fiscal Officer Gonzalez, Administrator/Law Director Vaccaro, Police Chief Brink, Fire Chief Berczik, Zoning Inspector Poindexter, and Public Works Director Rohn were also in attendance.

A work session was held to discuss the Amphitheater Band Bookings.

#### Departmental Budgets

##### Fire Department

Hawke moved and Pizzino seconded a motion to approve Budget Module 210-23-01 for Fire Suppression, EMS, Training, and Fire Prevention in the amount of \$15,572,897.00.

**3-0 yes**

Hawke moved and Pizzino seconded a motion to approve Budget Module 210-23-02 for Stark County Specialty Teams (TROT / Hazmat) in the amount of \$25,000.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 210-23-03 for Apparatus Equipment Mounting (Eng-3 / Eng-4) in the amount of \$30,000.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 210-23-04 for Fire Department Turn-Out Gear in the amount of \$75,000.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 210-23-05 for SCBA Cylinders in the amount of \$99,000.00.

**3-0 yes**

Hawke moved and Pizzino seconded a motion to approve Budget Module 210-23-06 for Transfer to Capital Fund (318) in the amount of \$463,103.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 210-23-07 for Fire Accumulated Benefit (Retirements) in the amount of \$300,000.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 210-23-08 for Transfer to Levy Balancing Fund (Transfer into 420 Fire Fund) in the amount of \$300,000.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 210-23-09 for EMS Operations in the amount of \$2,220,000.00.

**3-0 yes**

Hawke moved and Pizzino seconded a motion to approve Budget Module 210-23-10 for FEMA Grant Match (EKG Monitor Replacement) in the amount of \$45,000.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 210-23-11 for Station Alerting System Upgrade in the amount of \$160,000.00.

**3-0 yes**

Hawke moved and Pizzino seconded a motion to approve Budget Module 210-23-12 for Transfer to EMS Capital Fund (320) in the amount of \$650,000.00.

**3-0 yes**

Hawke moved and Pizzino seconded a motion to approve Budget Module 210-23-13 for Capital Station Projects in the amount of \$230,000.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 210-23-14 for Safety Center HVAC System in the amount of \$250,000.00.

**3-0 yes**

Hawke moved and Pizzino seconded a motion to approve Budget Module 210-23-15 for FEMA Grant Match (Tanker / Tender) in the amount of \$50,000.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 210-23-16 for Fire Investigation Vehicle in the amount of \$70,000.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 210-23-17 for Staff Vehicle(s) Replacement in the amount of \$175,000.00.

**3-0 yes**

Hawke moved and Pizzino seconded a motion to approve Budget Module 210-23-18 for Joint Command Vehicle in the amount of \$250,000.00.

**3-0 yes**

The group agreed that the actual purchase of the command vehicle will require the Chiefs to return to the Board for discussion prior to approval.

## **Police Department**

Hawke moved and Thomas seconded a motion to approve Budget Module 2023-01 for Operations Section in the amount of \$4,662,339.00.

**3-0 yes**

Hawke moved and Pizzino seconded a motion to approve Budget Module 2023-02 for Patrol Division in the amount of \$4,868,704.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 2023-03 for Detective Bureau in the amount of \$722,172.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 2023-04 for School Resource Officers (SRO's) in the amount of \$291,022.00.

**3-0 yes**

Hawke moved and Pizzino seconded a motion to approve Budget Module 2023-05 for Police Annex Building in the amount of \$7,750.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 2023-06 for FBI Task Force in the amount of \$145,875.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 2023-07 for SWAT Team - Canton in the amount of \$61,407.00.

**3-0 yes**

Hawke moved and Pizzino seconded a motion to approve Budget Module 2023-08 for K-9 Unit in the amount of \$31,958.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 2023-09 for Metro Narcotics Detective in the amount of \$136,773.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 2023-10 for Law Enforcement Trust Fund – Payment Plan in the amount of \$25,000.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 2023-11 for OVI Enforcement Fund in the amount of \$15,000.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 2023-12 for Equitable Sharing Fund in the amount of \$10,000.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 2023-13 for Continued Professional Training Fund in the amount of \$4,100.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 2023-14 for Police Accumulated Benefits Fund in the amount of \$250,000.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 2023-15 for Police Capital Projects in the amount of \$500,000.00.

**3-0 yes**

Hawke moved and Pizzino seconded a motion to approve Budget Module 2023-16 for Police Capital Projects in the amount of \$290,000.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to approve Budget Module 2023-17 for Police Capital Projects in the amount of \$250,000.00.

**3-0 yes**

Hawke moved and Thomas seconded a motion to go into Executive Session for Fire Department Personnel (Appointment / Employment / Compensation) – Interview Candidates for Firefighter / Paramedic.

**Hawke – yes  
Pizzino – yes  
Thomas - yes**

Hawke moved and Thomas seconded a motion to go into Executive Session for Fire Department Personnel (Appointment / Employment / Compensation) – Captain’s Eligibility List.

**Hawke – yes  
Pizzino – yes  
Thomas - yes**

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

**Hawke – yes  
Pizzino – yes  
Thomas - yes**

Hawke called the General Session to order at 5:01 p.m. He requested that all cell phones be silenced at this time.

The Pledge of Allegiance was recited.

**Public Speaks - None**

**Administration Department**

**ATTACHMENT 11/22/22 A**

Hawke moved and Pizzino seconded a motion to authorize the closing of the yard debris waste site for the 2022 season on January 16, 2023 at 6:00 p.m.

**3-0 yes**

The liquor notice approved during the meeting was a duplicate of the notice completed during the November 3, 2022 meeting, attachment 11/3/22 A.

**Police Department**

**ATTACHMENT 11/22/22 B**

Hawke moved and Pizzino seconded a motion to accept the attached retirement notice from full-time Secretary 2, Bonnie L. Gutshall, effective, January 1, 2023, at 0800 hours.

**3-0 yes**

**ATTACHMENT 11/22/22 C**

Hawke moved and Pizzino seconded a motion to accept the attached retirement notice from full-time Police Major, James J. Monigold, effective, January 1, 2023, at 0800 hours.

**3-0 yes**

**RESOLUTION 22-270 ATTACHED**

**FULL-TIME POLICE OFFICER REHIRE PUBLIC NOTICE AND MEETING**

Hawke moved and Pizzino seconded a motion that pursuant to ORC Section 145.381, we hereby adopt and authorize the Fiscal Officer to publish the attached Public Notice, the language of which is incorporated herein.

**3-0 yes**

**ATTACHMENT 11/22/22 D**

Hawke moved and Thomas seconded a motion to authorize out-of-state travel for Patrolman Lucas S. Shanklin to attend training in Quantico, Virginia on December 12, 2022 through December 16, 2022, in accordance with the Jackson Township Travel Policy.

**3-0 yes**

**Public Works Department**

**Highway Division**

**ATTACHMENT 11/22/22 E**

Hawke moved and Thomas seconded a motion to approve the following appropriation transfer for a total transfer of \$54,668.62.

FROM CODE	DESCRIPTION	TO CODE	DESCRIPTION	AMOUNT
204.310.5387	Discretionary – Hwy	204.310.5558	Drainage Supplies – Hwy	\$20,000.00
204.310.5387	Discretionary – Hwy	204.310.5805	State Fees – Hwy	\$ 503.05
211.310.5387	Discretionary – Hwy	211.310.5805	State Fees – Hwy	\$ 165.57
204.310.5387	Discretionary – Hwy	204.310.5396	Vehicle Maint/Repairs-Hwy	\$30,000.00
204.310.5387	Discretionary – Hwy	204.310.5522	Facility Maint/Parts – Hwy	\$ 4,000.00
			<b>TOTAL</b>	<u>\$54,668.62</u>
				<b>3-0 yes</b>

**RESOLUTION 22-271 ATTACHED  
LIMITED ACCESS LICENSE AGREEMENT**

Hawke moved and Thomas seconded a motion that we hereby adopt and authorize the placement of the Board Chairman’s signature on the attached Limited Access License Agreement with Swensons Drive-In Restaurants, LLC.

**3-0 yes**

**RESOLUTION 22-272 ATTACHED  
PROFESSIONAL DESIGN SERVICES**

Hawke moved and Thomas seconded a motion that whereas, on April 26, 2016, pursuant to ORC Sections 9.33, 9.332, 9.333, 9.334, and 153.65 through 153.73 we hereby adopted the attached amended Selection Policy for Professional Consulting and Engineering Services and Construction Management Firms and Public Announcement Form.

Be it further resolved that, in accordance with the attached selection policy, we hereby authorize the advertisement of the attached public announcement for professional consulting and engineering services requesting statements of qualifications until December 20, 2022 upon the attached preliminary scope of services for professional consulting and engineering services.

Be it further resolved that the Township Fiscal Officer is requested to publish the attached public announcement.

**3-0 yes**

**RESOLUTION 22-273 ATTACHED  
CHILMARK STREET NW – ROAD VACATION**

Hawke moved and Pizzino seconded a motion that pursuant to Ohio Revised Code section 5553.04(B) we hereby recommended to the Board of Stark County Commissioners vacation of

Chilmark Street N.W., consistent with the Public Road Petition filed with the Board of Stark County Commissioners on October 20, 2022.

**3-0 yes**

**ATTACHMENT 11/22/22 F**

Hawke moved and Thomas seconded a motion to extend the time of completion for the 2022 Resurfacing Project until June 16, 2023.

**3-0 yes**

**Park Division**

Hawke moved and Thomas seconded a motion to accept the following sponsorship donations to the 2023 Community Celebration:

1. \$2,500.00 from Merry Maids P.E.C. Inc.
2. \$1,000.00 from Sol Harris/Day Architecture
3. \$ 750.00 from VASCO Asphalt Company
4. \$ 250.00 from Pfund Superior Sales Co., Inc.
5. \$ 100.00 from Wood Electric, Inc.

**3-0 yes**

**ATTACHMENT 11/22/22 G**

Hawke moved and Pizzino seconded a motion to authorize the hiring of a new Leased Park Worker, as attached, through a temporary service, subject to a negative drug screen, effective November 23, 2022, at the rate identified in the attached memorandum from Michael Ryan.

**3-0 yes**

**RESOLUTION 22-274 ATTACHED  
TUNNEL PROJECT – WORK AGREEMENT**

Hawke moved and Thomas seconded a motion that we adopt and authorize the placement of the Board’s signatures upon the attached Agreement with the Ohio Department of Transportation.

**3-0 yes**

**Central Maintenance Division**

**ATTACHMENT 11/22/22 H**

Hawke moved and Thomas seconded a motion to approve the appropriation transfer request from account code 101.115.5387, Discretionary – CM, to account code 101.115.5524, Vehicle Parts/Supplies - CM, in the amount of \$10,000.00.

**3-0 yes**

**Amphitheater Division**

**ATTACHMENT 11/22/22 I**

Hawke moved and Thomas seconded a motion to approve the appropriation transfer request from account code 207.530.5442, Ticketing Fees - Amph, to account code 207.530.5443, Comm

Celebration – Amph, in the amount of \$4,750.00 and to account code 207.530.5444, Entertainment – Amph, in the amount of \$3,914.02, for a total transfer of \$8,664.02.

**3-0 yes**

**RESOLUTION 22-275 ATTACHED  
AMPHITHEATER BAND BOOKING AGREEMENTS**

Hawke moved and Thomas seconded a motion that whereas, the Board of Trustees owns the Nash Family - Jackson Amphitheater in Jackson Township, Stark County, Ohio.

Whereas, the Board of Trustees has determined that, as part of its programming for the Jackson Amphitheater, the acts identified in the attached contracts are to be engaged for performances for the 2023 season.

Be it resolved that we hereby adopt and authorize the placement of the Board Chairman’s signature upon the attached Booking Agreements for the following bands:

1. New Wave Nation – Community Celebration
2. Hotel California – Eagles Tribute Band
3. Boaterhead – Wednesday Event
4. Mr. Speed – Kiss Tribute Band
5. Zoso – Led Zeppelin Tribute Band
6. Who’s Bad – Michael Jackson Tribute Band
7. Toys in the Attic – Aerosmith Tribute Band
8. The Scenic Route - Community Celebration
9. Livin’ on a Bad Name – Bon Jovi Tribute Band
10. Karissa Ella - Community Celebration
11. Elton Rohn – Elton John Tribute Band
12. Queen Flash – Queen Tribute Band

**3-0 yes**

**Fire Department**

Hawke moved and Thomas seconded a motion to accept a donation of \$50.00 from Alexandria S. Harpster on behalf of St. Stephen Martyr Church.

**3-0 yes**



**RESOLUTION 22-276 ATTACHED  
FIRE DEPARTMENT CAPTAIN ELIGIBILITY LIST**

Hawke moved and Pizzino seconded a motion that pursuant to the attached Memorandum of Understanding Paragraph C(3) entered into between the Jackson Township Board of Trustees and the Jackson Township Professional Firefighters, Local 2280, IAFF, on February 9, 2021, ORC Section 505.38, and the Township Personnel Hiring Policy, we hereby establish the attached eligibility list for appointment to the position of Fire Department Captain, effective January 1, 2023, at 0800 hours, the official posting date. The eligibility list shall be active for two years from its official posting date as issued by the Jackson Township Board of Trustees pursuant to Paragraph H.

**3-0 yes**

**RESOLUTION 22-277 ATTACHED  
FIRE PREVENTION TRUCK PURCHASE**

Hawke moved and Thomas seconded a motion that pursuant to ORC Sections 9.48 and 505.37, we hereby adopt and authorize the placement of the Board Chairman's signature upon the attached Contract with Diehl Automotive for the purchase of one (1) 2023 Ford Super Duty F-350 SRW XL as described in the Contract in the amount of \$49,441.16, which the price is lower than listed in the Sourcewell Purchasing Contract.

**3-0 yes**

**Zoning and Planning Department**

**ATTACHMENT 11/22/22 J**

Hawke moved and Thomas seconded a motion to submit a notice to the County Auditor for fees and expenses for Administrative Fees for noxious weeds at:

1. 6407 Woodmoor Ave NW, Parcel No. 1606199
2. 3410 Brunnerdale Ave NW, Parcel No. 1620398
3. 2010 Devonshire Dr NW, Parcel No. 1700315
4. 5855 Lake O'Springs Ave NW, Parcel No. 1601028
5. 4807 Brunnerdale Ave NW, Parcel No. 1602622
6. 4310 Skycrest Dr NW, Parcel No. 1606792
7. 5404 Vermouth St NW, Parcel No. 1609036
8. 420 Stuart St NW, Parcel No. 1603459
9. 3165 Cornwall Dr NW, Parcel No. 1611664
10. 5615 and 5617 Portage St NW, Parcel Nos. 1630374, 1619148, 1619145, and 1630373
11. 7537 Southridge Cir NW, Parcel No. 10009251  
5733 Ridgecourt St NW, Parcel No. 10009259  
5708 Shadow Ridge Cir NW, Parcel No. 10009264
12. Lots 30 and 31 on Uniondale St NW, Parcel Nos. 1605349 and 1605350
13. 0.98 acre parcel, 0.76 acre parcel, 6721, 6723 and 6729 Whipple Ave NW, Parcel Nos. 161220, 1601222, 1601223, 1600422, and 1600423
14. Wales Ave NW, Parcel Nos. 1630023 and 1630025

**3-0 yes**

**Fiscal Office**

**ATTACHMENT 11/22/22 K**

Hawke moved and Pizzino seconded a motion to pay the bills in the amount of \$1,419,702.66.

**3-0 yes**

**ATTACHMENT 11/22/22 L**

Hawke moved and Pizzino seconded a motion to approve the minutes of the November 3, 2022 Board of Trustees’ Meeting.

**3-0 yes**

**ATTACHMENT 11/22/22 M**

Hawke moved and Thomas seconded a motion to accept the attached retirement notice from full-time Assistant Fiscal Officer – Payroll, Cathy L. Holt, effective, March 31, 2023, at 1630 hours.

**3-0 yes**

**RESOLUTION 22-278 ATTACHED AGREEMENT**

Hawke moved and Thomas seconded a motion that whereas, the Township continues to support economic development in the Township, which is consistent with the policies and legislation adopted by the Jackson Township Board of Trustees, and is not in derogation of existing businesses in the Township

Whereas, the Township has a Liquor Permit Transfer Policy (adopted on March 12, 1996, Policy Number: 96-4) which does not support the transfer of a state liquor license from outside the unincorporated area of the Township.

Whereas, Ohio law establishes the number of permissible liquor licenses (quota) by the population in the unincorporated area of the Township. As of November of 2022, no D-5 class liquor licenses were available in the Township.

Be it resolved that, we adopt and authorize the placement of the Board’s signatures upon the attached Agreement with The Reserve at Stone Creek, LLC, dba The Reserve at Stone Creek, and to authorize the Chairman’s signature upon the Economic Development Transfer Form.

**3-0 yes**

**ATTACHMENT 11/22/22 N**

Hawke moved and Thomas seconded a motion to approve the following appropriation transfer for a total transfer of \$391,340.01.

FROM CODE	DESCRIPTION	TO CODE	DESCRIPTION	AMOUNT
101.111.5959	Trans to Hwy Capital	101.111.5966	Trans to Park Capital	\$ 74,200.00
		101.111.5957	Trans to General Capital	\$303,919.16
		101.111.5953	JEDD Distr Tam O’Shanter	\$ 13,220.85
			<b>TOTAL</b>	<b>\$391,340.01</b>

**3-0 yes**

**ATTACHMENT 11/22/22 O**

Thomas moved and Pizzino seconded a motion to approve the following appropriation transfer for a total transfer of \$6,255.32.

FROM CODE	DESCRIPTION	TO CODE	DESCRIPTION	AMOUNT
150.110.5387	ARP Discretionary Fund	150.150.5110	Regular Salaries – Fiscal	\$ 769.36
		150.150.5210	Pension P/U – Fiscal	\$ 76.94
		150.150.5212	Pension ER – Fiscal	\$ 107.71
		150.150.5214	Medicare Exp – Fiscal	\$ 11.22
		150.210.5110	Regular Salaries – Fire	\$ 3,136.70
		150.210.5210	Pension P/U – Fire	\$ 123.22
		120.210.5212	Pension ER – Fire	\$ 684.16
		150.210.5214	Medicare Exp – Fire	\$ 42.88
		150.258.5110	Reg Salaries – Det Bureau	\$ 1,090.62
		150.258.5212	Pension ER – Det Bureau	\$ 197.40
		150.258.5214	Medicare Exp–Det Bureau	\$ 15.11
			<b>TOTAL</b>	<b>\$ 6,255.32</b>
				<b>3-0 yes</b>

**Routine Business**

**Announcements**

- Next regular **Board of Trustees’** meeting, December 6, 2022, 4:00 p.m., Executive Session and/or Work Session; 5:00 p.m., General Session, Jackson Township Hall
- **LOGIC** – December 1, 2022, 9:00 a.m., Jackson Safety Center Chief’s Conference Room
- **Santa’s Mailbox**, December 1 – 16, 2022, located at front entrance of Township Administrative Building
- **Holiday in the Park**, Saturday, December 10, 2022, 5:00 p.m. to 7:00 p.m., Jackson North Park

**Old Business – None**

**New Business**

**RESOLUTION 22-279 ATTACHED  
FIRE DEPARTMENT FULL-TIME FIREFIGHTER / PARAMEDIC CONDITIONAL APPOINTMENT**

Hawke moved and Thomas seconded a motion that pursuant to the Fulltime Firefighter/Paramedic hiring policy, the Township’s Personnel Hiring Policy and pursuant to authority granted in ORC Section 505.38 “to provide for the employment of firefighters as it considers best”, we hereby appoint the attached listed person(s) to the position of Fulltime Firefighter/Paramedic, conditioned on successful completion of a medical evaluation as to the condition of the individual as it relates

to the performance of the duties of a Fulltime Firefighter/Paramedic, background check, negative drug screen and other testing requirements.

**3-0 yes**

Mr. Vaccaro explained the NEFCO amendment for Schuring Park.

**RESOLUTION 22-280 ATTACHED  
SCHURING PARK – NEFCO 208 AMENDMENT – RESPONSE FORM**

Hawke moved and Pizzino seconded a motion that we adopt and authorize the placement of the Administrator/Law Director’s signature upon the attached Response Form indicating “No objection to the proposed amendment”.

**3-0 yes**

Mr. Gonzalez thanked Public Works Director Rohn for getting this taken care of.

**RESOLUTION 22-281 ATTACHED  
TRUSTEE RESIGNATION**

Hawke moved and Pizzino seconded a motion that whereas, James J. Thomas has submitted the attached resignation as Trustee of Jackson Township, Stark County, Ohio effective January 2, 2023 at 11:59 p.m.

Whereas, as a result of James J. Thomas’s above resignation, a vacancy in the office of Trustee of Jackson Township, Stark County, Ohio, exists and pursuant to ORC Section 503.24, the remaining members of the Board of Trustees, within 30 days of the occurrence of said vacancy, have the authority to appoint a person having the qualifications of an elector to fill such vacancy until a successor is elected in accordance with law.

Be it resolved that we accept the resignation of James J. Thomas as Trustee, Jackson Township, Stark County, Ohio effective January 2, 2023 at 11:59 p.m.

Be it further resolved that we hereby adopt and authorize the Board Chairman and Township Fiscal Officer to sign the attached letter notifying the Board of Elections of the vacancy in the office of Trustee, Jackson Township, Stark County, Ohio.

Be it further resolved that the Board of Trustees authorizes the receipt of applications to fill the vacancy for Trustee, Jackson Township, Stark County, Ohio, commencing December 1, 2022 until December 13, 2022 at 12:00 p.m.

**Hawke – yes  
Pizzino – yes  
Thomas - abstain**

The Fiscal Officer and members of the Board thanked Trustee Thomas for his work on this Board and congratulated him on his election to State Representative.

**Public Speaks - None**

Hawke moved and Thomas seconded a motion to go into Executive Session for Zoning Department Personnel (Appointment / Employment / Compensation) – Interview Zoning Commission and Board of Zoning Appeals Candidates.

**3-0 yes**

Hawke moved and Thomas seconded a motion to adjourn.

**3-0 yes**

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**Todd Hawke**

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**Randy Gonzalez**