

RECORD OF PROCEEDINGS

MINUTES OF JACKSON TOWNSHIP BOARD OF TRUSTEES MEETING

FEBRUARY 28, 2023

Hawke called the meeting to order at 3:01 p.m. at the Jackson Township Hall with Trustees Todd Hawke, Justin Hardesty, and John Pizzino 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.

The first order of business was a work session to discuss township branding and various Amphitheater topics including the 2023 movie selection, the sound and lighting engineer, and the concession agreement.

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

**Hawke – yes
Hardesty - yes
Pizzino – yes**

Hawke moved and Pizzino seconded a motion to go into Executive Session for Fire Department Personnel (Appointment / Employment / Compensation) – Preparing for negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment.

**Hawke – yes
Hardesty - yes
Pizzino – yes**

Hawke moved and Pizzino seconded a motion to go into Executive Session for Public Works Department (Highway Division) Personnel (Appointment / Employment / Compensation) – Discipline.

**Hawke – yes
Hardesty - yes
Pizzino – yes**

Hawke moved and Hardesty seconded a motion to go into Executive Session for conferences with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action.

**Hawke – yes
Hardesty - yes
Pizzino – yes**

Hawke called the General Session to order at 5:04 p.m. He requested that all cell phones be silenced at this time.

The Pledge of Allegiance was recited.

Public Speaks - None

Police Department

Full-Time Police Patrol Officer Andrew K Smith was sworn in.

There was a brief pause for pictures.

RESOLUTION 23-044 ATTACHED

ACCEPTANCE OF FULL-TIME POLICE PATROL OFFICER OATH OF OFFICE

Hawke moved and Pizzino seconded a motion that we hereby accept the attached oath of office for Andrew K. Smith as Full-time Patrol Officer and Police Constable for the Jackson Township Police District, Stark County, Ohio.

3-0 yes

ATTACHMENT 02/28/23 A

Hawke moved and Hardesty seconded a motion to accept the attached retirement notice from full-time Police Patrol Officer, Daniel F. Kunkel, effective, March 3, 2023, at 1800 hours.

3-0 yes

RESOLUTION 23-045 ATTACHED

POLICE DEPARTMENT EQUIPMENT PURCHASE

Hawke moved and Pizzino seconded a motion that we hereby adopt and authorize the placement of the Chairman's signature upon the attached Quote with IDNetworks, Inc. for the purchase of the attached listed equipment in the amount of \$15,490.00.

3-0 yes

Administration Department

RESOLUTION 23-046 ATTACHED

APPOINTMENTS TO CIC

Hawke moved and Pizzino seconded a motion that whereas, on January 25, 2022, Justin B. Hardesty was appointed to serve as a governmental member of the Community Improvement Corporation (CIC) for a two-year term from February 1, 2022 to February 1, 2024.

Whereas, Mr. Hardesty was appointed as a Township Trustee on January 10, 2023. This appointment required Trustee Hardesty to resign as a governmental member of the Community Improvement Corporation (CIC).

Be it resolved that we hereby appoint Richard L. Cosgrove II to serve the remainder of Justin B. Hardesty's term as a governmental member of the Community Improvement Corporation (CIC) from February 28, 2023 to February 1, 2024.

3-0 yes

RESOLUTION 23-047 ATTACHED

TAX INCENTIVE REVIEW COUNCIL – THE GREENS AT BELDEN

Hawke moved and Hardesty seconded a motion that pursuant to ORC Section 5709.85 (A)(3), we hereby establish a Tax Incentive Review Council consisting of the Board of Trustees, the County Auditor or his designee and an individual appointed by the Board of Education of the Jackson Local School District who shall review all exemptions from property taxation resulting from the declaration of public purpose improvements under ORC Section 5709.73.

Be it further resolved that we hereby assign to Legal Assistant Mary Smith the authority to administer and establish all meetings of the Tax Incentive Review Council and file all reports with the Ohio Department of Development.

3-0 yes

Public Works Department

RESOLUTION 23-048 ATTACHED

PUBLIC WORKS CLERICAL ASSISTANT

Hawke moved and Pizzino seconded a motion that pursuant to ORC Section 511.10, we hereby set the compensation for Karla J. Lindesmith the full-time Public Works Clerical Assistant for the Jackson Township Public Works Department, at \$20.47 per hour, effective February 25, 2023. The full-time Public Works Clerical Assistant shall continue at Level C employee of the Benefit Package for Management Personnel.

3-0 yes

Highway Division

ATTACHMENT 02/28/23 B

Hawke moved and Hardesty seconded a motion to accept all Materials bid submissions opened on February 14, 2023.

3-0 yes

Park Division

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

1. \$500.00 from Terry's Truck &Trailer
2. \$250.00 from GonzOil
3. \$250.00 from Oster Sand & Gravel, Inc
4. \$250.00 from Southway Fence Company
5. \$250.00 from Superior Paving & Materials Inc.
6. \$250.00 from The Engraver's Edge
7. \$100.00 from YMCA of Central Stark County

3-0 yes

RESOLUTION 23-049 ATTACHED

CULTURAL TOURISM GRANT MEMORANDUM OF UNDERSTANDING

Hawke moved and Hardesty seconded a motion that we adopt and authorize the placement of the Board Chairman’s signature on the attached Cultural Tourism Grant Memorandum of Understanding Agreement with Visit Canton and ArtsinStark.

3-0 yes

RESOLUTION 23-050 ATTACHED

CONSENT AGREEMENT – SCHURING PARK

Hawke moved and Pizzino seconded a motion that we hereby adopt and authorize the placement of the Chairman’s signature upon the attached Consent Agreement with FirstEnergy for construction work in utility easement areas.

3-0 yes

RESOLUTION 23-051 ATTACHED

PARK RULES AND REGULATIONS – FEE SCHEDULE (EXHIBIT B)

Hawke moved and Pizzino seconded a motion that whereas, on February 14, 2023, the Board of Trustees for Jackson Township passed amended Park Rules and Regulations pursuant to Resolution 23-035, which become effective March 16, 2023, and;

Whereas, as part of the amendments to the Park Rules and Regulations (Resolution 23-035), the Board of Trustees for Jackson Township adopted a Fee Schedule (Exhibit B), and;

Whereas, pursuant to section 101.18 B of the amended Park Rules and Regulations, the Board of Trustees for Jackson Township reserved the right to amended the Fee Schedule (Exhibit B) from time-to-time.

Be it resolved that effective March 16, 2023, we hereby suspend Section II Tournaments Baseball and Softball fields, Tournaments, of the Fee Schedule (Exhibit B), as attached.

3-0 yes

ATTACHMENT 02/28/23 C

Hawke moved and Hardesty seconded a motion to authorize the attached compensation increase for leased Parks and Recreation Division seasonal leased workers effective as recommended in accordance with the attached memorandum from Michael Danner.

3-0 yes

Amphitheater Division

RESOLUTION 23-052 ATTACHED

WALK-IN COOLER PURCHASE – NORTH PARK AMPHITHEATER

Hawke moved and Hardesty seconded a motion that we hereby adopt and authorize the placement of the Chairman’s signature upon the attached Proposal with Miller’s Refrigeration for the purchase of a Walk-in Cooler with 5 Merchandise Display Doors in the amount of \$41,695.73.

3-0 yes

Fire Department

RESOLUTION 23-053 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 \$23.00 per hour, effective February 25, 2023. The full-time position of Ambulance Billing Specialist shall continue at Level C of the Benefit Package for Management Personnel.

3-0 yes

RESOLUTION 23-054 ATTACHED FIRE DEPARTMENT EQUIPMENT PURCHASE

Hawke moved and Pizzino seconded a motion that we hereby adopt and authorize the placement of the Chairman's signature upon the attached Quote with iSimulate USA for the purchase of the attached listed equipment in the amount of \$21,539.08.

3-0 yes

Zoning and Planning Department

Hawke moved and Pizzino seconded a motion to set a public hearing for Zoning Amendment 2023025 on March 14, 2023 at 5:00 p.m. - Leescrest Holdings LLC, property owner, PO Box 604, Massillon, OH 44648 proposes to rezone R-R Rural Residential District to R-1 Single Family Low Density Residential District, 23.2584 acres of a 32.49 acre tract-Parcel No. 1612954, 7291 Stuhldreher NW, Massillon, OH 44646, Sect. 33 NE Jackson Twp.

3-0 yes

Hawke moved and Hardesty seconded a motion to set a public hearing for Zoning Amendment 2023042 on March 14, 2023, at 5:15 p.m. - Bruno Ferrante, property owner, 922 Ashton Ct. Aurora, OH 44202 proposes to rezone approx. 2.42 acres of the rear portion of Parcel No. 10016306 Wales Ave. NW, North Canton, OH, from R-R Rural Residential District to B-3 Commercial Business District, Sect. 10SW, Jackson Twp.

3-0 yes

Hawke moved and Hardesty seconded a motion to set a public hearing for Zoning Amendment 2023049 on March 14, 2023, at 5:30 p.m. - The Jackson Township Zoning Inspector, agent for the Jackson Township Trustees, 5735 Wales Ave. NW, Massillon, OH proposes misc. text amendments, including, but not limited to, permitted and conditionally permitted uses, mini storage, automobile, landscaping and construction vehicle storage, outdoor retail sales, vendors and definitions.

3-0 yes

Fiscal Office

ATTACHMENT 02/28/23 D

Hawke moved and Pizzino seconded a motion to pay the bills in the amount of \$1,653,484.56.

3-0 yes

ATTACHMENT 02/28/23 E

Hawke moved and Pizzino seconded a motion to approve the minutes of the February 14, 2023 Board of Trustees' Meeting.

3-0 yes

5:00 p.m. - Public Hearing

Hillfield & Sandpiper Lighting Petition

Dustin Dingler. 6330 Hillfield St NW. He is representing the neighborhood asking for approval. This was overwhelmingly accepted due to the dark area where kids are waiting for the bus and where cars fly through at night. Gonzalez thanked Mr. Dingler for his assistance.

No one spoke against the issue.

**RESOLUTION 23-055 ATTACHED
HILLFIELD & SANDPIPER STREET LIGHTING DISTRICT**

Hawke moved and Hardesty seconded a motion that a hearing having been had upon the attached petition requesting that the Board of Jackson Township Trustees take all lawful and proper proceedings to light artificially the streets and public ways in an unincorporated district in this Township, following notice and actual view taken, and the Board of Township Trustees finding:

(1) That the petition was filed with the Township Fiscal Officer on January 17, 2023 and that the Board of Township Trustees was duly notified by him of such filing and a copy of the petition was delivered to it on February 3, 2023.

(2) That the petition was signed by owners of more than one-half of the front feet of the lots and lands abutting on the streets and public ways of the aforesaid district, and that the petition complied with the law in specifying the metes and bounds of the district but included no lands more than 660 feet from, nor any lands not abutting on, the streets and public ways in such districts; and

(3) That due notice of a hearing before the Board of Township Trustees on the petition for Hillfield & Sandpiper was duly and timely served on all lot owners and corporation affected by the proposed improvement, and was duly and timely published as against nonresidents pursuant to ORC 515.04, and return of due service and publication was made according to law.

Be it further resolved by the Board of Trustees of Jackson Township, Stark County, Ohio, that the proposed improvement to light artificially the streets and public ways in the district is necessary, and the petition is granted accordingly; that the number of lights necessary to light properly the streets and public ways is 1, that the lights shall be standard street light lumens; that they shall be located at the place described in the attached print; and that the kind of support therefore shall be as described on the print.

Be it further resolved that, pursuant to ORC Sections 9.30 and 515.08 and in accordance with the attached contract with American Electric Power and PUCO tariff schedule, we hereby contract with American Electric Power for not less than one (1) year and shall continue thereafter until terminated sixty (60) days after either party has given written notice to the other of the intention

to terminate, for the installation and maintenance of the lights described in the attached plan in the amount of approximately \$11.27 per light per month for one (1) 8000 lumen cobra head light fixture. There will be no installation costs for this light.

Be it further resolved that the costs and expenses of furnishing and maintaining such lights shall be paid from a fund made by special assessment against the lots and lands in the district semiannually equally per lot and the Fiscal Officer shall certify this Resolution and the assessment to the Stark County Auditor's Office.

3-0 yes

Routine Business

Announcements

- Next regular **Board of Trustees'** meeting, March 14, 2023, 4:00 p.m., Executive Session and/or Work Session; 5:00 p.m., General Session, Jackson Township Hall.
- **CIC**, March 16, 2023, 9:00 a.m., Jackson Township Hall.
- **LOGIC**, March 2, 2023, 9:00 a.m., Jackson Safety Center – Chief's Conference Room.
- **Zoning Meetings:** (Jackson Township Hall)
 - **Zoning Commission** – None Scheduled
 - **Board of Zoning Appeals** – March 9, 2023, 5:00 p.m.

Old Business - None

New Business - None

Public Speaks - None

Hawke moved and Pizzino seconded a motion to adjourn.

3-0 yes

Todd Hawke

Randy Gonzalez