

JACKSON TOWNSHIP BOARD OF TRUSTEES

MEETING AGENDA

November 26, 2024

1. 3:00 P.M. - *Departmental Budgets:*
 - A. *Administration Department*
 - B. *Legal Department*
 - C. *Fire Department*
 - D. *Public Works Department*
 - E. *Highway Division*
 - F. *Central Maintenance Division*
 - G. *Park Division*
2. 4:30 P.M. *Executive Session:*
 - A. *Park Division (Public Works Department) (Personnel Appointment/Employment/Compensation) – Interview Candidate for Park Crew Leader*
 - B. *Fire Department (Personnel Appointment/Employment/Compensation) – Interview Training Battalion Chief Candidate*
 - C. *Fire Department (Personnel Appointment/Employment/Compensation) – Battalion Chief Position*
 - D. *Administration Department (Personnel Appointment/Employment/Compensation) – Partnership Coordinator Position-Community Celebration-Job Description*
3. 5:00 P.M. *Call General Session to order
(Turn off cell phones)*
4. *Pledge of Allegiance*
5. *Public Speaks:*
 - A. *(Restricted to topics listed on the Agenda)*

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6. *Administration*
 - A. *Capital Improvement Community Park Agreement*
 - B. *VMware Renewal - Revised*
7. *Police Department*
 - A. *Appropriation Transfer Request*
 - B. *Dispatch Services Agreement*
8. *Public Works Department*
 - A. *Appropriation Transfer Request*
 - B. *Highway Division*
 1. *LPA Agreement*
 - C. *Park Division*
 1. *Accept sponsorship donations to the 2025 Community Celebration:*
 - a. *\$1,000.00 from American Sand & Gravel*
 - b. *\$1,000.00 from Friends of Jackson Park*
 - c. *\$250.00 from Neff & Associates.*
 - d. *\$250.00 from Pfund Superior Sales*
 2. *2024 North Parking Lot & Tennis Court Refinishing Project – Change Order #3*
 - D. *Amphitheater Division*
 1. *Amphitheater Band Booking Agreement – Free Concert Series*
 2. *Amphitheater Band Booking Agreement – Summer Concert Series*
 3. *Accept a donation of \$8,000.00 from Friends of the Park*

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- 9. *Fire Department*
 - A. *Notice of Retirement*
 - B. *Volunteer Firefighters Dependents Fund Board*

- 10. *Zoning Department*
 - A. *5:00 P.M. - Public Hearing –Nuisance: violation at 3656 Dressler Rd., NW, Jackson Twp., and 4733 Hills and Dales Rd., NW., Jackson Twp. Continued from November 7, 2024.*
 - B. *Set public hearing for Zoning Amendments 20241003 on December 10, 2024, at 5:00 p.m. - The Jackson Township Zoning Inspector proposes misc. text amendments, Including, but not limited to a Mixed Use Campus PUD District, definitions, outdoor automobile storage lots, agricultural uses, fences, swimming pools, parking of vehicles, and solar and wind energy systems.*

- 11. *Fiscal Office*
 - A. *Pay Bills*
 - B. *Approve minutes for the November 7, 2024 Board of Trustees' meeting*
 - C. *Appropriation Transfer Request*

- 12. *Routine Business*
 - A. *Announcements:*
 - *Next Regular **Board of Trustees'** meeting, December 10, 2024, 4:00 P.M., Executive Session and/or Work Session: 5:00 P.M., General Session, Jackson Township Hall*
 - ***CIC Meeting** – December 19, 2024, 2:00 P.M., Jackson Township Hall*
 - ***LOGIC Meeting** – December 5, 2024, 9:00 A.M., Safety Center*
 - ***Zoning Meetings:** - Jackson Township Hall:*
 - ***Zoning Commission** – None Scheduled*
 - ***Board of Zoning Appeals** – None Scheduled*

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- **Santa's Mailbox** – December 1 through December 15, 2024,
Located at the front entrance of Jackson Township Administration
Building
- **Holiday in the Park**, Saturday, December 14, 2024, 5 pm to 7 pm, David
Ruwadi Pavilion, Jackson North Park

13. *Old Business*
14. *New Business*
15. *Public Speaks – Open Forum*
16. *Adjourn*

RECORD OF PROCEEDINGS

MINUTES OF JACKSON TOWNSHIP BOARD OF TRUSTEES MEETING

NOVEMBER 26, 2024

Hawke called the meeting to order at 3:00p.m. at the Jackson Township Hall with Trustees Todd Hawke, John Pizzino, and Justin Hardesty present. Fiscal Officer Gonzalez, Administrator/Law Director Vaccaro, Police Chief Brink, Fire Chief Berczik, and Public Works Director Rohn were also in attendance.

Departmental Budgets

Administration Department

Hawke moved and Pizzino seconded a motion to approve Budget Module 25-01 for Current Level Administration Department Operations in the amount of \$3,925,350.00

3-0 yes

Hawke moved and Pizzino seconded a motion to approve Budget Module 25-02 for Emergency Management Funding in the amount of \$50,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 25-03 for CIC Operations in the amount of \$40,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 25-04 for North Park in the amount of \$250,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 25-05 for Amphitheater Operations in the amount of \$56,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 25-06 for Schuring Park Operations in the amount of \$100,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 25-07 for Administration Dedicated Funds in the amount of \$2,403,111.00.

3-0 yes

Legal Department

Hawke moved and Hardesty seconded a motion to approve Budget Module 1 for Current Services in the amount of \$343,327.44.

3-0 yes

Fire Department

Hawke moved and Hardesty seconded a motion to approve Budget Module 210-25-01 for Fire Suppression, EMS, Training, and Fire Prevention in the amount of \$18,132,988.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 210-25-02 for Stark County Specialty Teams (TROT/Hazmat) in the amount of \$40,000.00.

3-0 yes

Hawke moved and Pizzino seconded a motion to approve Budget Module 210-25-03 for Fire Department Turn-Out Gear (PPE) in the amount of \$50,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 210-25-04 for Apparatus Equipment Mounting (Rescue 1) in the amount of \$20,000.00.

3-0 yes

Hawke moved and Pizzino seconded a motion to approve Budget Module 210-25-05 for Transfer to Fire Capital Fund (318) in the amount of \$600,000.00.

3-0 yes

Hawke moved and Pizzino seconded a motion to approve Budget Module 210-25-06 for Transfer to Fire Accumulated Benefits (293) in the amount of \$825,000.00.

3-0 yes

Hawke moved and Pizzino seconded a motion to approve Budget Module 210-25-07 for Transfer to Levy Balancing Fund (420) in the amount of \$300,000.00.

3-0 yes

Hawke moved and Pizzino seconded a motion to approve Budget Module 210-25-08 for EMS Operations in the amount of \$1,704,800.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 210-25-09 for Ballistic Vest Replacement in the amount of \$27,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 210-25-10 for Chest Compression Device Replacement (LUCAS) in the amount of \$30,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 210-25-11 for Automatic External Defibrillators (AEDs) in the amount of \$30,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 210-25-12 for Transfer to EMS Capital Fund (320) in the amount of \$508,629.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 210-25-13 for Accumulated Benefits in the amount of \$825,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 210-25-14 for Capital Station Projects in the amount of \$400,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 210-25-15 for Station-4 2nd Floor Bathroom Project in the amount of \$150,000.00.

3-0 yes

Hawke moved and Pizzino seconded a motion to approve Budget Module 210-25-16 for Ambulance Replacement in the amount of \$450,000.00.

3-0 yes

Public Works Department

Public Works Division

Hawke moved and Pizzino seconded a motion to approve Budget Module 2025-01 for Current Service Level – Operations in the amount of \$505,532.00.

3-0 yes

Highway Division

Hawke moved and Pizzino seconded a motion to approve Budget Module 2025-1 for Current Level (202) in the amount of \$334,171.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-2 for Current Level (203) in the amount of \$517,596.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-3 for Road Salt (203) in the amount of \$200,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-4 for Highway Capital (203) in the amount of \$500,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-5 for Current Level (204) in the amount of \$5,019,311.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-6 for Stark Soil & Water District Technical Assistance (204) in the amount of \$9,500.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-7 for Current Level (204) in the amount of \$21,400.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-8 for Current Level (204) in the amount of \$13,000.00.

3-0 yes

Hawke moved and Pizzino seconded a motion to approve Budget Module 2025-9 for Current Level (204) in the amount of \$9,500.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-10 for Current Level (204) in the amount of \$7,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-11 for Highway Capital (204) in the amount of \$275,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-12 for Highway Capital (204) in the amount of \$75,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-13 for Current Level (294) in the amount of \$191,596.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-14 for Highway Capital (205) in the amount of \$100,000.00.

3-0 yes

Hawke moved and Pizzino seconded a motion to approve Budget Module 2025-15 for Current Level (211) in the amount of \$754,111.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-16 for Re-Striping (211) in the amount of \$150,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-17 for Resurfacing (211) in the amount of \$2,310,000.00.

3-0 yes

Hawke moved and Pizzino seconded a motion to approve Budget Module 2025-18 for Curbing Replacement (211) in the amount of \$300,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-19 for Highway Capital (211) in the amount of \$500,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-20 for Current Level (294) in the amount of \$489,127.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-21 for Current Level (317) in the amount of \$552,455.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-22 for Special Projects (317) in the amount of \$400,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-23 for New Equipment – Plow Truck #1 (317) in the amount of \$207,978.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-24 for New Equipment – Plow Truck #2 (317) in the amount of \$207,978.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-25 for New Equipment – Small Dump Body w/ Spreader (317) in the amount of \$113,100.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-26 for New Equipment – F-550-Flat Bed Cab & Chassis (317) in the amount of \$64,580.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-27 for Mt. Pleasant Roundabout (317) in the amount of \$1,000,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-28 for Mudbrook Roundabout (317) in the amount of \$600,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-29 for Fulton – Brunnerdale to Foxboro (317) in the amount of \$500,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-30 for Fulton Tunnel (317) in the amount of \$10,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-31 for Portage/Lutz (317) in the amount of \$19,966.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-32 for Land Acquisition (317) in the amount of \$500,000.00.

3-0 yes

Central Maintenance Division

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-1 for Current Service Level - Operations in the amount of \$1,197,902.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-2 for Roof Replacement in the amount of \$21,400.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-3 for Fire Alarm Panel in the amount of \$9,858.00.

3-0 yes

Hawke moved and Pizzino seconded a motion to approve Budget Module 2025-4 for Painting in the amount of \$9,987.00.

3-0 yes

Parks Division

Hawke moved and Pizzino seconded a motion to approve Budget Module 2025-1 for Operations/Current Level in the amount of \$2,413,475.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-2 for Programs/Current Level in the amount of \$41,600.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-3 for New Computers in the amount of \$6,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-4 for Equipment Updates within the North Park Playground in the amount of \$150,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-5 for Ball Field Renovations (ODNR Grant) in the amount of \$245,000.00.

3-0 yes

Hawke moved and Pizzino seconded a motion to approve Budget Module 2025-6 for North Park Field #10 – Dugout Repair in the amount of \$15,000.00.

3-0 yes

Hawke moved and Pizzino seconded a motion to approve Budget Module 2025-7 for North Park Steps Renovation – Courtland Ave Access in the amount of \$15,000.00.

3-0 yes

Hawke moved and Pizzino seconded a motion to approve Budget Module 2025-8 for Amphitheater IT Budget within Parks in the amount of \$20,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-9 for Park Levy Fund Transfer to Park Capital Fund in the amount of \$100,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-10 for Park Levy Fund Transfer to Park Reserve Fund in the amount of \$215,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-11 for Community Celebration Funds in the amount of \$50,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-12 for Current Level of the Parks Accumulated Benefit Fund (296) in the amount of \$202,569.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-13 for Current Level of the Parks Capital Fund (316) in the amount of \$65,729.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-14 for Purchase of a New Forklift in the amount of \$40,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-15 for Purchase of a New Riding Fertilizer Spreader/Sprayer in the amount of \$20,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-16 for ODNR Grant for Schuring Park in the amount of \$220,536.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-17 for Design for a Memorial Wall in North Park in the amount of \$10,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-18 for New Signage for Parks the amount of \$50,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-19 for Current Level in the amount of \$258,788.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to approve Budget Module 2025-20 for Transfer to Park Levy Fund in the amount of \$215,000.00.

3-0 yes

Hawke moved and Hardesty seconded a motion to go into Executive Session for Park Division (Public Works Department) (Personnel Appointment / Employment / Compensation) – Interview Candidate for Park Crew Leader.

Hawke – yes
Pizzino – yes
Hardesty - yes

Hawke moved and Hardesty seconded a motion to go into Executive Session for Fire Department (Personnel Appointment / Employment / Compensation) – Interview Training Battalion Chief Candidate.

Hawke – yes
Pizzino – yes
Hardesty – yes

Hawke moved and Hardesty seconded a motion to go into Executive Session for Fire Department (Personnel Appointment / Employment / Compensation) – Battalion Chief Position.

Hawke – yes
Pizzino – yes
Hardesty - yes

Hawke moved and Hardesty seconded a motion to go into Executive Session for Administration Department (Personnel Appointment / Employment / Compensation) Partnership Coordinator Position-Community Celebration-Job Description.

Hawke – yes
Pizzino – yes
Hardesty - yes

Hawke called the General Session to order at 5:06 p.m. He requested that all cell phones be silenced at this time.

The Pledge of Allegiance was recited.

Public Speaks – None

Administration Department

RESOLUTION 24-249

CAPITAL IMPROVEMENT COMMUNITY PARK AGREEMENT

Hawke moved and Hardesty seconded a motion that we hereby adopt and authorize the placement of the Board Chairman’s signature upon the attached Capital Improvement Community Park, Recreation/Conservation Project Pass-Through Grant Agreement with the Ohio Department of Natural Resources and further authorize the placement of the Law Director’s signature on all future documents related to the Jackson Township Park Athletic Fields Grant Agreement.

3-0 yes

RESOLUTION 24-250

VMWARE RENEWAL - REVISED

Hawke moved and Hardesty seconded a motion that whereas, on September 24, 2024, the Board of Trustees of Jackson Township adopted and approved Resolution 24-218, which authorized the purchase of eighty (80) units of VMware ELA for five (5) years at a cost of \$19,360.80; and,

Whereas, it was subsequently discovered an additional thirty-two (32) units were needed to be added to the Township’s total VMware purchase.

Be it resolved that we hereby adopt and authorize the placement of the Board Chairman’s signature upon the attached quote with The Ohio State University for the purchase of VMware ELA for five (5) years at a cost of \$22,621.76.

Be it further resolved that we hereby rescind Resolution 24-218.

3-0 yes

POLICE DEPARTMENT

ATTACHMENT 11/26/24A

Hawke moved and Hardesty seconded a motion to approve the following appropriation transfer request for a total transfer of \$7,400.00.

| FROM CODE | DESCRIPTION | TO CODE | DESCRIPTION | AMOUNT |
|--------------|------------------|--------------|-----------------|-------------|
| 209.250.5299 | Discretionary-PS | 209.250.5220 | Hospitalization | \$ 7,400.00 |
| | | | TOTAL | \$ 7,400.00 |

3-0 yes

RESOLUTION 24-251

POLICE DISPATCH SERVICES

Hawke moved and Hardesty seconded a motion that we hereby adopt and authorize the placement of our signatures upon the attached Agreements for Police Dispatch Services with the Local Organized Governments in Cooperation (LOGIC).

3-0 yes

Public Works Department

ATTACHMENT 11/26/24B

Hawke moved and Hardesty seconded a motion to approve the following appropriation transfer request for a total transfer of \$2,700.00.

| FROM CODE | DESCRIPTION | TO CODE | DESCRIPTION | AMOUNT |
|--------------|------------------|--------------|----------------------|--------------------|
| 206.206.5387 | Discretionary-PW | 206.206.5504 | Office Supplies - PW | \$ 2,700.00 |
| | | | TOTAL | <u>\$ 2,700.00</u> |

3-0 yes

Highway Division

RESOLUTION 24-252

LPA FEDERAL ODOT-LET PROJECT AGREEMENT

Hawke moved and Hardesty seconded a motion that we hereby adopt and authorize the placement of the Board Chairman’s signature upon the attached LPA Federal ODOT-Let Project Agreement with the State of Ohio, Department of Transportation

3-0 yes

Park Division

Hawke moved and Pizzino seconded a motion to accept the following sponsorship donations for the 2025 Community Celebration:

1. \$1,000.00 from American Sand & Gravel
2. \$1,000.00 from Friends of Jackson Park
3. \$250.00 from Neff & Associates
4. \$250.00 from Pfund Superior Sales

3-0 yes

ATTACHMENT 11/26/24C

Hawke moved and Pizzino seconded a motion to adopt and authorize the Board Chairman’s signature upon the attached Change Order No. 3 for the 2024 North Park Parking Lot & Tennis Court Refinishing Project.

3-0 yes

Amphitheater Division

RESOLUTION 24-253

AMPHITHEATER BAND BOOKING AGREEMENT – FREE CONCERT SERIES

Hawke moved and Hardesty seconded a motion whereas, the Board of Trustees owns the 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 act identified in the attached contract are to be engaged for a performance during the 2025 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 band:

1. Boaterhead Band – Chris Bentley.
2. Overboard: The Love Boat Band – Kylie Andrews.
3. Wheels Up – Pete DeLong.

3-0 yes

RESOLUTION 24-254

AMPHITHEATER BAND BOOKING AGREEMENTS – SUMMERCONCERT SERIES

Hawke moved and Hardesty seconded a motion whereas, the Board of Trustees owns the 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 act identified in the attached contract are to be engaged for a performance during the 2025 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 band:

1. Night Fever – Bee Gees Tribute – Tony Cee Associates.
2. Hotel California – Andre Lapointe.
3. The American Ride – Mike Sugg, BDD Entertainment.
4. KennyLIVE – Drury Bow.
5. Queen Flash - Tony Cee Associates.
6. Livin on a Bad Name – Bon Jovi Tribute – Kenneth Pittman.
7. Dark Side of the Moon – Pink Floyd Tribute – Jeff Tucker.

3-0 yes

Hawke moved and Hardesty seconded a motion to accept a donation of \$8,000.00 from Friends of the Park.

3-0 yes

Fire Department

ATTACHMENT 11/26/24D

Hawke moved and Pizzino seconded a motion to accept the retirement notice from full-time Battalion Chief Michael T. Peel, effective, February 5, 2025, at 0800 hours.

3-0 yes

RESOLUTION 24-255

2025 VOLUNTEER FIRE FIGHTERS DEPENDENTS FUND BOARD

Hawke moved and Pizzino seconded a motion that, pursuant to ORC Section 146.03(A)(1), we hereby elect Ted R. Heck and Tim Coppock to be members of the 2025 Volunteer Fire Fighters Dependents Fund Board.

3-0 yes

Zoning Department

5:00 Public Hearing

The Nuisance Hearing is for violations at 3656 Dressler Rd. NW, Jackson Twp., and 4733 Hills and Dales Rd. NW, Jackson Twp. (continued from the November 7, 2024 meeting). Vaccaro notes that the continuance was based on the owner of the property having the ability to appeal the Zoning Inspector's findings to the Board of Zoning Appeals. He did not avail himself for that appeal. Vaccaro would like to move forward with the hearing.

Hawke swore in the witness Edward Ash, Zoning Investigator for Jackson Township. Vaccaro proceeded to question Ash about his findings and interactions with the property owner.

Lisa Jordan of 4703 Hills and Dales Rd. NW, Canton, was also in attendance and read into the record a statement signed by residents of the Terrace Club Condominium. The full statement is attached.

No one else came forward in support or opposition of the case.

RESOLUTION 24-256

NUISANCE HEARING FOR 3656 DRESSLER ROAD NW & 4733 HILLS AND DALES ROAD NW, CANTON, OH 44708

Hawke moved and Hardesty seconded a motion whereas, on July 11, 2024, the attached nuisance report was filed by the Zoning Inspector for properties located at 3656 Dressler Road NW & 4733 Hills and Dales Road NW, Canton, OH 44708, (Parcel Nos. 1702613 and 10002212) which are owned by LDV Properties, LLC, and which said properties are is a 1.67 acre parcel and a 3.24 acre parcel.

Whereas, LDV Properties, LLC were provided notice on July 11, 2024 of the November 26, 2024 hearing to include a copy of the July 11, 2024 nuisance report. Said service was perfected by U.S. Certified Mail green card receipt. A representative of LDV Properties, LLC was personally served at the Township Administrative offices with notice of the hearing on October 31, 2024.

Whereas, the Board of Trustees of Jackson Township, Stark County, Ohio, held a hearing on November 26, 2024. LDV Properties, LLC appeared and participated in the hearing.

Whereas, the attached November 15, 1989 (amended April 25, 2011) Nuisance Legislation is incorporated herein.

Be it resolved that we hereby find that you have accumulated, stored, or have existing on your property, relating to the enclosed legislation, including but not limited to, multiple commercial and industrial vehicles/equipment including construction equipment and construction trailers which violates the community standard for your property within the meaning of the Buildings or Structures portion of the attached November 15, 1989 Nuisance Legislation (amended April 25, 2011).

Be it further resolved that the accumulation and storage of the items described in the preceding paragraph obstructs the reasonable and comfortable use of surrounding properties in that:

1. The Jackson Board of Trustees having taken into account all the facts presented and the surrounding circumstances, marks the photographs and written report of the Zoning Inspector as Exhibits 1, 2 and 3, respectively.
2. Taking into account the property owner's interest in the free use of his land, use of the property for continued storage of commercial and industrial vehicles/equipment violates the average property owner's sensitivities of the community standard for the area.
3. The Jackson Board of Trustees declares and finds a Nuisance exists within the meaning of the attached November 15, 1989, Nuisance Legislation (amended April 25, 2011) and Ohio Revised Code 505.86, at 3656 Dressler Road NW & 4733 Hills and Dales Road NW, Canton, OH 44708 (Stark County Parcel Nos. 1702613 and 10002212, which is owned by LDV Properties, LLC).

The Jackson Board of Trustees declares and finds service was perfected upon all interested parties.

3-0 yes

There was further discussion regarding the next step in the process of abating the nuisance.

Hawke moved and Hardesty seconded a motion to set a public hearing for Zoning Amendments 20241003 on December 10, 2024, at 5:00 p.m. The Jackson Township Zoning Inspector proposes misc. text amendments, including, but not limited to a Mixed Use Campus PUD District, definitions, outdoor automobile storage lots, agricultural uses, fences, swimming pools, parking of vehicles, and solar and wind energy systems.

3-0 yes

Fiscal Office

ATTACHMENT 11/26/24E

Hawke moved and Pizzino seconded a motion to pay the bills in the amount of \$2,159,419.00.

3-0 yes

ATTACHMENT 11/26/24F

Hawke moved and Pizzino seconded a motion to approve the minutes of the November 7, 2024 Board of Trustees Meeting.

3-0 yes

ATTACHMENT 11/26/24G

Hawke moved and Hardesty seconded a motion to approve the following appropriation transfer request for a total transfer of \$64,365.38.

| FROM CODE | DESCRIPTION | TO CODE | DESCRIPTION | AMOUNT |
|--------------|-----------------------|--------------|-----------------------|--------------------|
| 150.110.5713 | Phase 1-Schuring Park | 150.110.5723 | Phase 2-Schuring Park | <u>\$64,365.38</u> |
| | | | TOTAL | <u>\$64,365.38</u> |

3-0 yes

Routine Business

Announcements

- Next regular **Board of Trustees'** meeting, December 10, 2024, 4:00 p.m., Executive Session and/or Work Session; 5:00 p.m., General Session, Jackson Township Hall
- **CIC Meeting** – December 19, 2024, 2:00 p.m., Jackson Township Hall
- **LOGIC Meeting** – December 5, 2024, 9:00 a.m., Safety Center
- **Zoning Meetings:** - Jackson Township Hall
 - Board of Zoning Appeals – None Scheduled
 - Zoning Commission – None Scheduled
- **Santa's Mailbox**, December 1 – 15, 2024, located at front entrance of Township Administrative Building
- **Holiday in the Park**, Saturday, December 14, 2024, 5:00 p.m. to 7:00 p.m., David Ruwadi Pavilion, Jackson North Park

Old Business - None

New Business

Hawke noted the tremendous loss last week with the passing of Senator Kirk Schuring. Senator Schuring has done so much for Stark County that most people do not even realize. The things he has done for Jackson Township go far beyond anything that any of us will ever do. Hawke offered condolences to Senator Schuring’s family and wishes him the peace he deserves. Hawke said that Senator Schuring was one of the greatest men he has ever known.

RESOLUTION 24-257

FULL TIME PARK CREW LEADER – CONDITIONAL APPOINTMENT

Hawke moved and Pizzino seconded a motion that we hereby appoint Timothy J. Wohlheter to the full-time position of Park Crew Leader for the Jackson Township Public Works Department (Park Division), Stark County, Ohio, conditioned upon successful completion of the background check, negative drug screen, and any other testing requirements.

3-0 yes

ATTACHMENT 11/26/24H

Hawke moved and Hardesty seconded a motion to approve the attached job volunteer description for the Partnership Coordinator.

3-0 yes

ATTACHMENT 11/26/24I

Hawke moved and Pizzino seconded a motion to appoint volunteer, Megan Stangelo, as a Partnership Coordinator to the Jackson Township Community Celebration Committee, effective immediately.

3-0 yes

RESOLUTION 24-258

PARTNERSHIP COORDINATOR PROPOSAL – COMMUNITY CELEBRATION

Hawke moved and Pizzino seconded a motion that we hereby adopt and authorize the placement of the board Chairman’s signature upon the attached proposal for partnership coordinating services with Megan Stangelo.

3-0 yes

Public Speaks –

Sarah Casper, 10112 Hoover Ave., NW, Uniontown, OH 44685, is the wife of Ryan Casper, who has served as a Firefighter/Paramedic for the past 23 years for Jackson Township. She appreciates the opportunity to bring to the Fire Chief, the Trustees, and the residents, a specific issue and oversight that needs addressed. She is here to discuss first responder mental health and how this department and township can support our first responders. One week ago, she sent an email to Chief Berczik and the Trustees regarding an issue that occurred earlier this month. She did not receive a response from Chief Berczik or the Trustees. Mrs. Casper went on to say that Firefighter/Paramedic mental health matters. Rates of suicide, anxiety, depression, and post-

traumatic stress disorder are higher among firefighters than the general population. As a medical provider in this community, Mrs. Casper has treated many first responders for depression and anxiety. Programs such as the Employee Assistance Program and counseling by peers are available. Mrs. Casper said that more needs to be done by those in leadership positions to support the firefighters in this community. She added that firefighter's spouses and families have a vested interest in their health.

At the October 4th fire union meeting, dates for firefighters to submit their 2025 time off requests were communicated by the department to the Union and presented to the members. Of note, these dates were originally incorrect. She presented a calendar showing the incorrect dates. One month later, on November 8th, an email was sent to the firefighters with a chart used to request their primary vacation days. The dates on this paperwork were consistent with the dates given to the union members. Thirty minutes later an email was sent to all firefighters stating that the initial chart was incorrect. Five of the eleven firefighters on "A" shift missed this follow-up email. No reminder emails were sent to these individuals. Although an email was sent to other individuals reminding them of the deadline to submit vacation requests. Department leadership should have done the same for all employees, not just one group. Subsequently, her husband's vacation request was submitted after the deadline and denied. Mrs. Casper added that management should want you to succeed. Firefighters who have served the longest have the greatest risk of burnout. Senior firefighters should be respected for their commitment to this department and the community. Approving these five vacation days is a first step in helping with their mental health.

Hawke moved and Pizzino seconded a motion to adjourn.

3-0 yes

Todd Hawke

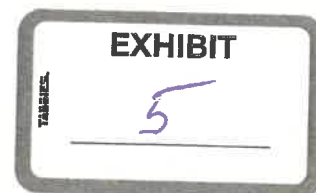
Kody Gonzalez

Trustees

This is our statement referencing the continuous nuisance violations of numerous pieces of prohibited commercial construction equipment and the noise this commercial equipment generates located at the Fresco Room 4733 Hills and Dales Road NW and the LaPizzaria Restaurant located at 3656 Dressler Road NW, Canton, Ohio. Both of these properties are owned by LDV Properties, Inc. We call these properties “the junkyard”.

The pieces of prohibited commercial construction equipment consist of a commercial dump truck, commercial flat bed trailer, commercial backhoe, large commercial hydraulic forklift, 2 hydraulic lifts, commercial bobcat and smaller miscellaneous construction equipment items.

Per the county records, this commercial land use and zoning are for a restaurant, cafeteria and bar. Neither property is zoned to have on the premises or for storage of commercial construction equipment.



You do not see this type of commercial construction equipment on any other restaurant or banquet facilities in Stark County, especially Jackson Township. This type of commercial construction equipment is not required, necessary or relevant to serve banquet and restaurant patrons their dinner.

On June 25, 2024, the commercial dump truck came onto the property towing a commercial construction site mobile home. On June 26, 2024, the commercial dump truck towed a second commercial construction site mobile home onto the same property. Both of these units were old, had several dents and should have been scraped. The Zoning department was immediately called and advised of this issue.

After several months, the two commercial construction site mobile homes were finally removed. However, all other prohibited commercial construction equipment remains on site to this date.

Shortly after the two commercial construction site mobile homes were removed, an employee operated the large commercial forklift and removed several pieces of scaffolding, clay roofing material and other miscellaneous construction items from the second floor of the Fresco Room and placed these items in their parking lot. Orange cones and caution tape were placed around these items. *Picture dated 11-4-24 at 3:10pm*

On November 18, 2024, a large crane was on the Fresco Room property lifting the aforementioned construction items onto the roof of the Fresco Room. All this construction material was not moved to satisfy the trustees, township or the condominiums. In our opinion, all this construction material was solely moved to accommodate patron parking for a large banquet that was held November 23, 2024.

Due to the excessive amount of commercial construction equipment located at the Fresco Room and LaPizzaria, the owner/employees have to move their large hydraulic commercial forklift

around on their property and move their commercial dump truck and commercial flatbed trailer onto Siffrin's property located directly north and adjacent to the LaPizzaria property in order to accommodate patron parking for large banquets. Recent pictures showing this are attached and dated November 9, 2024 and November 23, 2024.

On November 20, 2024, the commercial backhoe was removed from the Fresco Room property and is now stored on the north side of LaPizzaria.

Absolutely none of this prohibited commercial construction equipment is required or necessary to operate or maintain the restaurant and banquet facilities. In fact, having this prohibited commercial construction equipment onsite has caused additional violations of noise ordinance and illegal dumping.

The main purpose of the large hydraulic commercial forklift is used as a barrier to block their Hills and Dales Road NW entrance to the Fresco Room property. There are other suitable and more professional means to do so.

We have also witnessed this forklift, equipped with a large gray bucket on the front, transporting trash from the Fresco Room to their dumpster located at the northeast corner of LaPizzaria Restaurant.

Again, this commercial construction equipment is not necessary to transport trash. Easily resolved by placing a dumpster at the Fresco Room property.

If trash needs removed from the second floor of the Fresco Room property, easily resolved by installing a construction trash chute from the second floor directly into the dumpster. No commercial construction equipment required to haul trash.

This same application also applies to the commercial bobcat that is utilized to transport trash from banquets held in the Fresco Room to the dumpster located at LaPizzaria and frequently occurs after 11:00 pm which now is into the “noise ordinance violation timeframe”. I have recent videos on my phone of this occurring dated October 25, 2024 at 11:18 pm and November 23, 2024 at 11:40 pm. This commercial bobcat generates an extreme amount of noise bouncing up and down

due to uneven pavement in their parking lot. Then we have to deal with the noise of the bobcat bucket dumping trash into their dumpster generating a loud noise of glass breakage. Again, this commercial construction equipment is not necessary to transport trash. Easily resolved by placing a dumpster at the Fresco Room property.

I also have recent videos taken during the day showing the noise this equipment generates.

Another violation using this prohibited construction equipment is illegal dumping. For example, they will dig up landscaping debris and utilize the dump truck or bobcat to dump this debris onto the “dirt mound” directly behind LaPizzaria instead of disposing this debris in their dumpster. As a result, generating an illegal dumping violation and another phone call to Zoning.

On November 25, 2024, the large commercial hydraulic forklift towed both hydraulic lifts from the LaPizzaria property over to the southeast corner of the Fresco Room property. Since these items were towed that would classify them as inoperable. I

have attached a picture dated November 25, 2024 showing the above action and I also have videos of this action.

In closing, this is not a recent issue or occurrence. This has been ongoing for years and each year is getting worse as the property owner is continuously adding to his commercial construction equipment fleet. These properties are clearly prohibited from having such unnecessary and irrelevant commercial construction equipment onsite. The Zoning ordinances, laws and regulations need to be strictly enforced for the immediate and permanent removal of all commercial construction equipment on these properties.

Also, the Zoning ordinances need to be updated and strictly enforced for habitual offenders. A habitual offender should not have the right to start at step 1. There needs to be an escalation clause added for habitual offenders that places them into a fining stage or something even stricter. These offenders have been there, done that and know better but continue to violate laws, regulations,

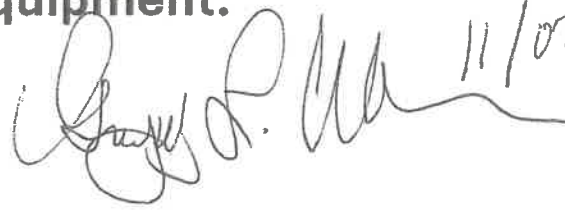
ordinances, etc. This ongoing issue never seems to be enforced or resolved.

These properties are clearly in violation of Jackson Township Zoning 411.3 - 4a. The onsite prohibited commercial construction equipment zoning violation has now progressed into noise ordinance and illegal dumping violations. When does this ongoing issue end? The previously mentioned resolutions are quite simple and does not require the use of commercial construction equipment.

None of us purchased our residences at Terrace Club Condominiums to live next door to a “junkyard”. Would any of you live next door to a property that looks like this? I have ~~two~~^{several} pictures taken from our balcony which shows our unsightly view of all this commercial construction equipment. Pictures dated 11-10-24, 11-12-24 & 11-25-24

This “junkyard” has a detrimental financial impact on our property value. The trustees need to perform their fiduciary duty to protect the property value of the Terrace Club Condominium homeowners and enforce all laws, ordinances and regulations pertaining to all onsite and prohibited commercial construction equipment.

Virgil Wright 11/7/2024
Cindy L. Hoff 11-7-2024
Barbara Nune 11/7/24

 11/07/2024

Mary Ellen Horsfall 11-7-2024

11/7/2024
Rosa Jordan 11-7-2024