

JACKSON TOWNSHIP BOARD OF TRUSTEES

MEETING AGENDA

December 17, 2024

1. 3:00 P.M. – Work Session
 - A. Amphitheater – Front of Stage Tickets
2. 3:30 P.M. Executive Session:
 - A. Zoning Department Personnel
(Appointment/Employment/Compensation) – Zoning Commission and Board of Zoning Appeals Candidate Interviews
 - B. Public Works Department (Personnel
Appointment/Employment/Compensation) – Discipline
 - C. Conference with the attorney for the public body concerning disputes involving the public body that are the subject of imminent court action
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)
6. Fire Department
 - A. Appoint Captain Thomas A. Ross
 - B. Swearing in of Captain Thomas A. Ross
 - C. Accept Oath of Captain Thomas A. Ross
7. Administration
 - A. 2025 Budget Planning Document
 - B. Ohio Division of Liquor Control Notice:
 1. Mara Sman LLC, DBA Crab Station, 4635 Dressler Rd,
Jackson Twp

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8. *Police Department*
 - A. *Cruiser Sale*
9. *Public Works Department*
 - A. *Public Works*
 1. *Appropriation Transfer Request*
 - B. *Highway Division*
 1. *Appropriation Transfer Request*
 - C. *Central Maintenance*
 1. *Appropriation Transfer Request*
 - D. *Amphitheater*
 1. *Appropriation Transfer Requests (2)*
10. *Zoning Department*
 - A. *5:00 P.M. - Public Hearing –Nuisance: violation at 2212 Amherst Ave., NW, Jackson Twp.*
 - B. *Securing Home & Garage: 2212 Amherst Ave., NW, Jackson Twp.*
 - C. *Appoint Board of Zoning Appeals Member and Alternates*
 - D. *Appoint Zoning Commission Member and Alternates*
11. *Fiscal Office*
 - A. *Pay Bills*
 - B. *Approve minutes for the December 10, 2024 Board of Trustees' meeting*
 - C. *2025 Permanent Appropriations*
 - D. *Depository Agreements*
 - E. *JEDD Tax Distribution*

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- F. Resolution for Reserve Fund from approved 2024 budgets:
 - 1. Police Levy Fund Reserve Balance Account #430
- G. Amended Certificate
- H. Supplemental Appropriations
- 12. Routine Business
 - A. Announcements:
 - Next **Board of Trustees'** meeting will be an organizational meeting, January 7, 2025, at 3:30 P.M., 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** – January 2, 2025, 9:00 A.M., Safety Center
 - **Zoning Meetings:** - Jackson Township Hall:
 - **Zoning Commission** – None Scheduled
 - **Board of Zoning Appeals** – None Scheduled
- 13. Old Business
- 14. New Business
- 15. Public Speaks – Open Forum
- 16. Adjourn

RECORD OF PROCEEDINGS

MINUTES OF JACKSON TOWNSHIP BOARD OF TRUSTEES MEETING

DECEMBER 17, 2024

Hawke called the meeting to order at 3:01 p.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, Zoning Inspector Poindexter, and Public Works Director Rohn were also in attendance.

The first order of business was a work session to discuss 2025 Amphitheater front of stage tickets.

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

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

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

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

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

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

Hawke called the General Session to order at 5:05 p.m. He requested that all cell phones be silenced at this time.

The Pledge of Allegiance was recited.

Public Speaks – None

Fire Department

RESOLUTION 24-277

FIRE DEPARTMENT CAPTAIN APPOINTMENT

Hawke moved and Pizzino seconded a motion that, pursuant to Step 6 of the Notice of Examination, ORC Section 505.38, and the Township’s Personnel Hiring Policy, we hereby appoint Thomas A. Ross to the position of Full Time Fire Department Captain, effective December 20, 2024 at 0800 hours, at the annual rate of \$86,185.39.

3-0 yes

Trustee Hawke administered the Oath of Office. There was a brief recess for photos.

RESOLUTION 24-278

ACCEPTANCE OF OATH FOR FIRE DEPARTMENT FULL-TIME CAPTAIN

Hawke moved and Pizzino seconded a motion that we hereby accept the attached oath of Office for Thomas A. Ross, Full-Time Captain for the Jackson Township Fire Department, Stark County, Ohio, effective December 20, 2024 at 0800 hours

3-0 yes

Administration Department

ATTACHMENT 12/17/24A

Hawke moved and Hardesty seconded a motion to approve the 2025 Jackson Township Budget and Planning Document.

3-0 yes

ATTACHMENT 12/17/24B

Hawke moved and Hardesty seconded a motion that we do not request a hearing for the Liquor Permit for Mara Sman LLC, DBA Crab Station, 4635 Dressler Rd., Jackson Twp. Canton, OH 44718.

3-0 yes

Police Department

RESOLUTION 24-279

POLICE CRUISER SALE

Hawke moved and Hardesty seconded a motion whereas, pursuant to ORC Section 505.101, the Board of Trustees of Jackson Township, Stark County, Ohio (hereafter Jackson Township) and Stark State College, Stark County, Ohio (hereafter Stark State) hereby agree that Jackson Township will sell AS IS to Stark State four (4) used Ford Explorer Police Vehicles, VIN Numbers 1FM5K8AR0FGC66691 (Model year 2015), 1FM5K8AR2FGC66692 (Model year 2015), 1FM5K8AR4FGC66693 (Model year 2015), and 1FM5K8AR8GGC91727 (Model year 2016) for

a total price of \$5,000. The aforementioned vehicles shall each contain the following equipment: light bar, siren, light and siren controller, cage, gun rack (old style) and center console.

Be it further resolved that we hereby authorize the placement of our signatures upon the attached Agreement with Stark State.

3-0 yes

Public Works Department

ATTACHMENT 12/17/24C

Hawke moved and Hardesty seconded a motion to approve the following appropriation transfer request for a total transfer of \$3,000.00.

FROM CODE	DESCRIPTION	TO CODE	DESCRIPTION	AMOUNT
206.206.5114	Temp Services – PW	206.206.5210	Pension P/U-PW	\$ 3,000.00
			TOTAL	<u>\$ 3,000.00</u>

3-0 yes

Highway Division

ATTACHMENT 12/17/24D

Hawke moved and Hardesty seconded a motion to approve the following appropriation transfer request for a total transfer of \$2,124.39.

FROM CODE	DESCRIPTION	TO CODE	DESCRIPTION	AMOUNT
204.310.5299	Discretionary-Hwy	204.310.5210	Pension P/U-Hwy	\$ 333.27
204.310.5299	Discretionary-Hwy	204.310.5212	Pension Employer-Hwy	\$ 1,624.80
204.310.5504	Office Mat & Supp-Hwy	204.310.5805	State Fees-Hwy	\$ 166.32
			TOTAL	<u>\$ 2,124.39</u>

3-0 yes

Central Maintenance

ATTACHMENT 12/17/24E

Hawke moved and Hardesty seconded a motion to approve the following appropriation transfer request for a total transfer of \$7,696.95.

FROM CODE	DESCRIPTION	TO CODE	DESCRIPTION	AMOUNT
101.115.5120	Overtime Wages-CM	101.115.5210	Pension P/U-CM	\$ 2,413.47

101.115.5120	Overtime Wages-CM	101.115.5212	Pension Employer-CM	\$ 4,947.48
101.115.5120	Overtime Wages-CM	101.115.5224	Life Ins-CM	\$ 36.00
101.115.5120	Overtime Wages-CM	101.115.5214	Medicare - CM	\$ 300.00
			TOTAL	<u>\$ 7,696.95</u>

3-0 yes

Amphitheater Division

ATTACHMENT 12/17/24F

Hawke moved and Hardesty seconded a motion to approve the following appropriation transfer request for a total transfer of \$53,787.79.

FROM CODE	DESCRIPTION	TO CODE	DESCRIPTION	AMOUNT
207.530.5432	Computer Svcs – Amp	207.530.5444	Entertainment – Amp	\$10,894.84
207.530.5459	Food/Ice/Bev – Amp	207.530.5444	Entertainment – Amp	\$15,288.48
207.530.5491	Port-A-Jons - Amp	207.530.5444	Entertainment – Amp	\$ 1,966.68
207.530.5860	Non Profit Payout-Amp	207.530.5443	Comm Celebration-Amp	\$ 7,200.00
207.530.5110	Reg Salaries – Amp	207.530.5765	Stage/Light/Sound-Amp	\$ 284.78
207.530.5114	Temp Services - Amp	207.530.5765	Stage/Light/Sound-Amp	\$ 2,703.25
207.530.5120	Over-time Wages-Amp	207.530.5765	Stage/Light/Sound-Amp	\$ 654.62
207.530.5220	Hospitalization-Amp	207.530.5765	Stage/Light/Sound-Amp	\$ 1,230.87
207.530.5346	Subsc/Permit/CC fees-Amp	207.530.5765	Stage/Light/Sound-Amp	\$ 1,788.73
207.530.5385	Other Expense - Amp	207.530.5765	Stage/Light/Sound-Amp	\$ 2,660.11
207.530.5387	Discretionary - Amp	207.530.5765	Stage/Light/Sound-Amp	\$ 2,500.00
207.530.5445	Hospitality/Lodging-Amp	207.530.5765	Stage/Light/Sound-Amp	\$ 811.58
207.530.5480	Telephone	207.530.5765	Stage/Light/Sound-Amp	\$ 400.00
207.530.5491	Port-A-Jons - Amp	207.530.5765	Stage/Light/Sound-Amp	\$ 1,478.32
207.530.5492	Trash Removal-Amp	207.530.5765	Stage/Light/Sound-Amp	\$ 1,500.00
207.530.5860	Non Profit Payout-Amp	207.530.5765	Stage/Light/Sound-Amp	\$ 2,129.91
207.530.5902	Ticket Refund - Amp	207.530.5765	Stage/Light/Sound-Amp	\$ 295.62
			TOTAL	<u>\$53,787.79</u>

3-0 yes

ATTACHMENT 12/17/24G

Hawke moved and Hardesty seconded a motion to approve the following appropriation transfer request for a total transfer of \$1,143.05.

FROM CODE	DESCRIPTION	TO CODE	DESCRIPTION	AMOUNT
207.530.5114	Temp Serv Payments-Amp	207.530.5212	Pension Employer-Amp	\$ 1,093.05
207.530.5114	Temp Serv Payments-Amp	207.530.5214	Medicare - Amp	\$ 50.00
			TOTAL	<hr/> \$ 1,143.05
				3-0 yes

Zoning Department

5:00 Public Hearing

Nuisance violation at 2212 Amherst Ave., NW, Jackson Twp.

Hawke moved and Hardesty seconded a motion to continue the hearing for violation at 2212 Amherst Ave., NW, Jackson Twp., until January 14, 2025 at 5 p.m.

3-0 yes

RESOLUTION 24-280

SECURANCE OF STRUCTURES PURSUANT TO OHIO REVISED CODE SECTION 505.86 – ORDER STRUCTURES DECLARED TO BE NOT SECURE

Hawke moved and Hardesty seconded a motion whereas, Section 505.86 of the Ohio Revised Code (the "Statute") provides that a board of township trustees may provide for the removal, repair or securance of buildings or other structures in the township that have been declared insecure, unsafe, or structurally defective by any fire department under contract with the township or by the county building department or other authority responsible under Chapter 3781 of the Revised Code for the enforcement of building regulations or the performance of building inspections in the township, or of buildings or other structures that have been declared to be in a condition dangerous to life or health, or unfit for human habitation by the board of health of the general health district of which the township is a part; and

Whereas, the real property located at 2212 Amherst Avenue NW, (Jackson Township) Massillon, OH 44646-2140, and further identified as Auditor's Tax ID Parcel No. 1604572 (the "Property") (Exhibit A), is owned of record by Randal P. Lewis, deceased 11/28/19 (collectively, the "Owner"), and which said property is a single family residence; and,

Whereas, Randal P. Lewis is the listed property owner of the real estate, however the County Recorder lists Robert Scott Lewis as being entitled to 100%, the entire interest in the property by a recorded Transfer on Death Designation Affidavit. No recorded record exists stating that Robert

Scott Lewis has pursued finalizing this transfer.

Whereas, the Stark County Building Department (the "Building Department") conducted an inspection of the Property on October 30, 2024, and rendered an letter to the township that detailed insecure conditions existing on the Property, including without limitation, the main house doors and windows were missing; and,

Whereas, the Stark County Building Department is responsible for the enforcement of building regulations in Jackson Township, including the performance of inspections within the unincorporated area of Jackson Township, Stark County, Ohio

Whereas, the Board passed Resolution 24-240 with respect to the Property and the securing of the house and garage (the "Structures") and proved the owner and lienholders of record thirty (30) days to secure the Structures from receipt of notice and this Resolution 24-240. The Estate of Randal P. Lewis and next of kin were served by publication in general circulation in Stark County dated November 14, 2024, as prescribed by the Statute to inform those parties in interest whose addresses were unknown, of the Board's intention with respect to secure the Structures on the Property giving said parties in interest at least thirty (30) days' notice of such securing of Structures and informing the parties in interest; and,

Whereas, the Board passed Resolution 24-240 (Exhibit B) with respect to the Property in which each party interest and perfected services was listed as follows:

1. Randall P. Lewis: Publication on November 14, 2024.
2. Medicaid Estate Recovery: Certified mail, return receipt signed on December 2, 2024.
3. Robert Lewis: Certified mail, return receipt signed on November 29, 2024.
4. Aultman Hospital: Certified mail, return receipt signed on. November 14, 2024.

Now, therefore, be it resolved by the Board of Township Trustees of Jackson Township, Stark County, Ohio, as follows:

1. Service of Notice was perfected upon all parties in interest as passed contain in Resolution 24-240 (Exhibit B)(See ORC 505.86(B).
2. The Notice to all parties of interest stated the Board of Trustees intended to pursue an action to secure the house and garage on the real estate described Exhibit A.
3. No party of interest took action to secure the house and garage after being served with the Service of Noticed required by ORC 505.86(B).
4. We find the house and garage and the buildings on the real estate described in Exhibit A (the "Structures") to be insecure and in need to be secured immediately.

5. The Zoning Inspector shall arrange with a contractor or township personnel to have the house and garage and the buildings on the real estate described in Exhibit A (the “Structures”) secured as soon as administratively possible.
6. The Fiscal Officer shall serve this Resolution on only those parties who requested a hearing and participated in hearing with notice to the party of interest of a Right to Appeal pursuant to ORC 2506.01.
7. The Fiscal Officer shall certify the total costs, together with a proper description of the lands to the county auditor who shall place the costs upon the tax duplicate. The costs are a lien upon the lands from and after the date of entry. The costs shall be returned to the township and placed in the township's general fund

3-0 yes

ATTACHMENT 12/17/24H

Hawke moved and Hardesty seconded a motion to appoint Randy R. Alexander to serve as a member of the Jackson Township Board of Zoning Appeals for a five-year term, from January 1, 2025 through December 31, 2029.

3-0 yes

ATTACHMENT 12/17/24I

Hawke moved and Pizzino seconded a motion to appoint Stephen A. Gosney to serve as Alternate Member 1 of the Jackson Township Board of Zoning Appeals for a one-year term, from January 1, 2025 through December 31, 2025.

3-0 yes

ATTACHMENT 12/17/24J

Hawke moved and Pizzino seconded a motion to appoint Alex S. McArthur to serve as Alternate Member 2 of the Jackson Township Board of Zoning Appeals for a one-year term, from January 1, 2025 through December 31, 2025.

3-0 yes

ATTACHMENT 12/17/24K

Hawke moved and Pizzino seconded a motion to appoint Erin F. Domenico to serve as a member of the Jackson Township Zoning Commission for a five-year term, from January 1, 2025 through December 31, 2029.

3-0 yes

ATTACHMENT 12/17/24L

Hawke moved and Pizzino seconded a motion to appoint Joshua J. Taylor to serve as Alternate Member 1 of the Jackson Township Zoning Commission for a one-year term, from January 1, 2025 through December 31, 2025.

3-0 yes

Fiscal Office

ATTACHMENT 12/17/24M

Hawke moved and Hardesty seconded a motion to pay the bills in the amount of \$168,228.27.

3-0 yes

ATTACHMENT 12/17/24N

Hawke moved and Hardesty seconded a motion to approve the minutes of the December 10, 2024 Board of Trustees Meeting.

3-0 yes

ATTACHMENT 12/17/24O

Hawke moved and Hardesty seconded a motion to approve the 2025 Permanent Appropriations of \$70,972,532.95 classified by fund and department, and within each, the amount for personal services as attached.

3-0 yes

RESOLUTION 24-281

DEPOSITORY AGREEMENTS

Hawke moved and Hardesty seconded a motion whereas, Ohio Revised Code section 135.12 requires the Board of Trustees of Jackson Township to designate public depositories for the deposit of public monies.

Be it resolved that we hereby approve and adopt the attached list of Depository Agreements for the Deposit of Public Funds on behalf of the Township effective January 1, 2025 and terminating on December 31, 2029

3-0 yes

RESOLUTION 24-282

2024 JEDD TAX DISTRIBUTION

Hawke moved and Hardesty seconded a motion that we hereby approve a transfer of the JEDD income taxes received totaling \$984,408.80 from General Fund codes 101.111.5957, 101.111.5958, 101.111.5959, 101.111.5965, to General Capital Fund 319 (receipt code 319..4991) in the amount of \$242,812.42 the Fire Capital Fund 318 (receipt code 318..4991) in the amount of \$320,663.52, the Highway Capital Fund 317 (receipt code 317..4991) in the amount of \$100,269.35, and the Police Capital Fund 335 (receipt code 335..4991) in the amount of \$320,663.51.

3-0 yes

RESOLUTION 24-283

POLICE LEVY FUND RESERVE BALANCE ACCOUNT #430

Hawke moved and Pizzino seconded a motion that, on June 23, 2003, pursuant Resolution 03-078 and Ohio Revised Code Section 5705.13(A)(1), the Board of Trustees of Jackson Township, Stark, County, Ohio, established the Police Levy Fund Reserve Balance Account #430; and,

Whereas, Ohio Revised Code section 5705.13(A)(3), permits a taxing authority of a subdivision, at any time, to reduce a reserve balance in a reserve balance account established pursuant to Ohio Revised Code Section 5705.13(A)(1)

Be it resolved that, pursuant to attached ORC Section 5705.13(A)(3), we hereby reduce Police Levy Fund Reserve Balance Account #430, as follows:

Authorize the transfer of \$28,831.00, from Account 430.250.5956 to be deposited in a special fund for Police Department operating purposes in Account 209.000.4990, and shall be established, maintained and the monies therein to be invested be the Township Fiscal Officer.

3-0 yes

ATTACHMENT 12/17/24P

Hawke moved and Hardesty seconded a motion to request an additional amended certificate from the Stark County Auditor.

3-0 yes

ATTACHMENT 12/17/24Q

Hawke moved and Hardesty seconded a motion to request supplemental appropriations.

3-0 yes

Routine Business

Announcements

- Next regular **Board of Trustees'** meeting will be an organizational meeting, January 7, 2025, at 3:30p.m., 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** – January 2, 2025, 9:00 a.m., Safety Center
- **Zoning Meetings:** - Jackson Township Hall
 - Board of Zoning Appeals – None Scheduled
 - Zoning Commission – None Scheduled

Old Business – None

New Business - None

Public Speaks – NONE

Hawke moved and Hardesty seconded a motion to adjourn.

3-0 yes

Todd Hawke

Kody Gonzalez