

# **JACKSON TOWNSHIP BOARD OF TRUSTEES**

## **MEETING AGENDA**

**May 13, 2025**

1. 3:00 P.M. Work Session:
  - A. Independent Energy Consultants – Eric Burns
  - B. Lumos – Stephen Kristan
  - C. Zoning Department:
    1. Park Property Zoning Classifications
2. 4:00 P.M. Executive Session:
  - A. To consider the purchase of property for public purposes.
  - B. Fire Department (Personnel Appointment/Employment/Compensation) – Discipline
  - C. Conference with an attorney for the public body concerning disputes involving the public body that are the subject of pending or 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. Carol Burger – Donations
  - B. (Restricted to topics listed on the Agenda)
6. Administration Department:
  - A. Memorandum of Understanding-Community Celebration
7. Legal Department
  - A. Settlement, Easement and Mutual Release Agreements
  - B. Ohio Division of Liquor Control Notice:

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1. *JAE Family LLC, DBA BP N Canton, 4625 Portage St., NW., Jackson Twp.*
8. *Police Department*
  - A. *Accept a donation of \$200.00 from Henry and Jean Kline*
9. *Public Works Department:*
  - A. *Highway Division:*
    1. *2025 Curbing Replacement Project Award*
    2. *2025 Resurfacing Project Award*
  - B. *Park Division*
    1. *Accept sponsorship donations to the 2025 Community Celebration:*
      - a. *\$5,000.00 from Toyota – BMW of North Canton*
      - b. *\$500.00 from CEE-B Glass Inc.*
      - c. *\$250.00 from Up In Smoke Concessions*
    2. *Hire Leased Workers*
  - C. *Amphitheater Division*
    1. *Sponsorship Agreements*
    2. *Hire Leased Worker*
10. *Fire Department*
  - A. *Personal Protective Equipment Replacement Purchase*
11. *Fiscal Office:*
  - A. *Pay Bills*
  - B. *Approve minutes for the April 22, 2025 Board of Trustees' meeting*

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- C. *Monthly Reports*
- D. *Appropriation Transfer Request*
- E. *Request for Amended Certificate*
- F. *Supplemental Appropriations*

12. *Routine Business:*

A. *Announcements:*

- *Next Regular **Board of Trustees'** meeting, May 27, 2025, 4:00 P.M., Executive Session and/or Work Session: 5:00 P.M., General Session, Jackson Township Hall*
- ***CIC Meeting** – May 15, 2025, 2:00 P.M., Jackson Township Hall*
- ***LOGIC Meeting** – June 5, 2025, 9:00 A.M., Safety Center*
- ***Zoning Meetings:** - Jackson Township Hall:*
  - ***Zoning Commission** – May 15, 2025, 5:00 P.M.*
  - ***Board of Zoning Appeals** – none*
- ***Free Concert:***  
*Overboard: The Love Boat Band, Friday, May 16, 2025*  
*The Nash Family Jackson Amphitheater*  
*Gates open at 6:00 PM - Concert begins at 7:00 PM*
- ***Summer Concert Series:***
  - *May 23 – Night Fever – A Tribute to the Bee Gees*
  - *May 30 – Hotel California – Eagles Tribute*
  - *June 7 – The American Ride – Toby Keith Tribute*
- ***Movie in the Amphitheater** – “Inside Out 2”, May 31, 2025, 6:30 P.M., The Nash Family Jackson Amphitheater*

13. *Old Business:*

14. *New Business:*

15. *Public Speaks – Open Forum:*

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16. *Adjourn*

## **RECORD OF PROCEEDINGS**

### **MINUTES OF JACKSON TOWNSHIP BOARD OF TRUSTEES MEETING**

**MAY 13, 2025**

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

The first order of business was a work session to discuss the Township's electric aggregation program with Eric Burns of Independent Energy Consultants. Stephen Kristan and Dan Fishback from Lumos Fiber spoke about offering high speed fiber optic wiring to the residents of Jackson Township. The Township expressed concern over the use of the right of way. The group also discussed changing the zoning classification of park property.

Hawke moved and Hardesty seconded a motion to consider the purchase of property for public purposes.

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

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

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

Hawke moved and Hardesty seconded a motion for conference 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 5:17 p.m. He requested that all cell phones be silenced at this time.

The Pledge of Allegiance was recited.

**Public Speaks** – Carol Burger, 4548 Amber Ridge Ave. NW, Canton 44708. She congratulated Mr. Gonzalez and Mr. Hardesty on their election wins. She expressed her concern with a donation box that is located by Gregory's Restaurant on Whipple. It is filling with trash and laying in the parking lot. Mr. Vaccaro said he would look into the problem. She donated funds to the Police, Fire, and Parks Department. She expressed her gratitude for the members of the departments and the service they provide for the community.

Hawke moved and Pizzino seconded a motion to accept the following donations from Carol Burger:

1. \$500.00 Jackson Township Fire Department
2. \$500.00 Jackson Township Police Department
3. \$500.00 Jackson Township Park Department

**3-0 yes**

### **Administration Department**

#### **ATTACHMENT 05/13/25A**

Hawke moved and Pizzino seconded a motion to approve the Memorandum of Understanding between the Jackson Township Board of Trustees and the Board of Education of the Jackson Local School District, effective June 18, 2025 through June 22, 2025, and to authorize the Board Chairman to sign said Memorandum of Understanding.

**3-0 yes**

### **Legal Department**

#### **RESOLUTION 25-100**

##### **SETTLEMENT AGREEMENT AND MUTUAL RELEASE – SCHURING PARK**

Hawke moved and Hardesty seconded a motion whereas, on April 8, 2025, the Board of Trustees of Jackson Township adopted and authorized Resolution 25-094, which resulted in the Board Members executing a Settlement Agreement, Mutual Release and Easement Agreement; and,

Whereas, it was subsequently discovered that one of the effected parcels was owned by a different affiliate of ABC Gardens LLC, which rendered the executed Settlement Agreement, Mutual Release and Easement Agreement ineffective.

Be it resolved that we hereby rescind Resolution 25-094.

Be it further resolved that we hereby adopt and authorize the placement of the Board members' signatures on the attached Settlement Agreement, Mutual Release and Easement Agreement with ABC Gardens LLC, and its affiliates.

**3-0 yes**

#### **ATTACHMENT 05/13/25B**

Hawke moved and Hardesty seconded a motion that we do not request a hearing for the Liquor Permit for JAE Family LLC, DBA BP N Canton, 4625 Portage St., NW, Jackson Twp.

**3-0 yes**

## **Police Department**

Hawke moved and Hardesty seconded a motion to accept a donation of \$200.00 from Henry and Jean Kline.

**3-0 yes**

## **Public Works Department**

### **Highway Division**

#### **RESOLUTION 25-101**

##### **2025 CURBING REPLACEMENT PROJECT AWARD**

Hawke moved and Hardesty seconded a motion that we hereby determine that T. R. Snyder Construction, Inc. is the lowest and best bidder for the 2025 Curbing Replacement Project and hereby award a Contract to them in the base bid amount of \$259,572.60 with Alternates A, C, D, and E in the amount of \$20,800.80 for a total Contract amount of \$280,373.40 or the sum of materials or the work actually used as accepted by the Township, whichever is less, subject to additions and deductions by Change Orders properly approved and executed in accordance with the Company's proposal and the Specifications and authorize the placement of the Board's signatures on the Contract.

**3-0 yes**

#### **RESOLUTION 25-102**

##### **2025 RESURFACING PROJECT AWARD**

Hawke moved and Hardesty seconded a motion that we hereby determine that Superior Paving & Materials, Inc. is the lowest and best bidder for the 2025 Resurfacing Project and hereby award a Contract to them in the base bid amount of \$2,110,512.00 with Alternates A, B, C, D, E, F, G, H, I, J, and K in the amount of \$208,074.85, for a total Contract amount of \$2,318,586.85, or the sum of materials or the work actually used as accepted by the Township, whichever is less, subject to additions and deductions by Change Orders properly approved and executed in accordance with the Company's proposal and the Specifications and authorize the placement of the Board's signatures on the Contract.

**3-0 yes**

## **Park Division**

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

4. \$5,000.00 from Toyota – BMW of North Canton
5. \$500.00 from CEE-B Glass Inc.
6. \$250.00 from Up In Smoke Concessions

**3-0 yes**

**ATTACHMENT 05/13/25C**

Hawke moved and Pizzino seconded a motion to authorize the hiring of eight (8) new and two (2) returning leased Park Maintenance Workers, as attached, through a temporary service, subject to a negative drug screen, effective and at the rate and start date identified in the attached memorandum from Michael Danner.

**3-0 yes**

**Amphitheater Division****RESOLUTION 25-103****AMPHITHEATER SPONSORSHIP AGREEMENTS**

Hawke moved and Hardesty seconded a motion whereas, The Board of Trustees owns the Jackson Amphitheater in Jackson Township, Stark County, Ohio; and,

Whereas, the Board of Trustees has sold sponsorships in its effort to offset programming costs for engaged performances for the 2025 season the Jackson Amphitheater.

Be it resolved that we hereby adopt and authorize the placement of the Board Chairman's signature upon the attached Sponsorship Agreements with the following:

1. Akron Auto Auction
2. Card My Yard Jackson
3. Community One Credit Union
4. Fitzpatrick Realty
5. NECA – IBEW Local 540
6. Pro Football Hall of Fame
7. Scheetz Building Corporation
8. Stark Federal Credit Union

**3-0 yes**

**ATTACHMENT 05/13/25D**

Hawke moved and Hardesty seconded a motion to authorize the hiring of one (1) new Amphitheater leased Worker, through a temporary service, subject to a negative drug screen, effective and at the rate and start date identified in the attached memorandum from Chylece Head.

**3-0 yes**



## **Fire Department**

### **RESOLUTION 25-104**

#### **FIRE DEPARTMENT PERSONAL PROTECTIVE EQUIPMENT REPLACEMENT PURCHASE**

Hawke moved and Hardesty seconded a motion that, pursuant to ORC Section 505.37, we hereby adopt and authorize the placement of the Board Chairman's signature upon the attached pricing quote for turn-out gear with Phoenix Safety Outfitters for the purchase of seven (7) sets of Lion V-Force Coats and Lion V-Force Pants in the amount of \$26,313.00, six (6) pairs of Lion Structural Fire Boots in the amount of \$2,250.00, and two (2) pair HAIX Structural Fire Boots in the amount of \$770.00 for a total purchase price of \$29,333.00.

**3-0 yes**

## **Fiscal Office**

### **ATTACHMENT 05/13/25E**

Hawke moved and Pizzino seconded a motion to pay the bills in the amount of \$3,771,636.06.

**3-0 yes**

### **ATTACHMENT 05/13/25F**

Hawke moved and Hardesty seconded a motion to approve the minutes of the April 22, 2025 Board of Trustees' Meeting.

**3-0 yes**

### **ATTACHMENT 05/13/25G**

Hawke moved and Hardesty seconded a motion to approve the monthly reports for April 2025.

**3-0 yes**

### **ATTACHMENT 05/13/25H**

Hawke moved and Hardesty seconded a motion to approve the following appropriation transfer request for a total transfer of \$1,916.45.

FROM CODE	DESCRIPTION	TO CODE	DESCRIPTION	AMOUNT
101.111.5802	Health District	101.111.5804	County Auditor/Treas Fee	\$1,916.45
			<b>TOTAL</b>	<b>\$1,916.45</b>

**3-0 yes**

### **ATTACHMENT 05/13/25I**

Hawke moved and Hardesty seconded a motion to approve and authorize an additional Amended Certificate, as attached.

**3-0 yes**

## **ATTACHMENT 05/13/25J**

Hawke moved and Hardesty seconded a motion to approve and authorize Supplemental Appropriations, as attached.

**3-0 yes**

## **Routine Business**

### **Announcements**

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- **LOGIC Meeting**, June 5, 2025, 9:00 a.m., Safety Center
- **Zoning Meetings:** (Jackson Township Hall)
  - **Board of Zoning Appeals:**
    - None
  - **Zoning Commission :**
    - May 15, 2025, 5:00 p.m.
- **Free Concert:**
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  - June 7 – The American Ride – Toby Keith Tribute
- **Movie in the Amphitheater** – “Inside Out 2”, May 31, 2025, 6:30 PM  
The Nash Family Jackson Amphitheater

**Old Business – None**

**New Business –**

**RESOLUTION 25-105**

**FIRE DEPARTMENT PERSONAL PROTECTIVE EQUIPMENT REPLACEMENT PURCHASE**

Hawke moved and Hardesty seconded a motion whereas, the Ohio Legislature has enacted electric deregulation legislation ("Am. Sub. S.B. No. 3") which authorizes the legislative authorities of municipal corporations to aggregate the retail electrical loads located in the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of electricity; and

Whereas, on November 2, 2010, Jackson Township residents voted in favor of the Township having the authority to aggregate the retail electric loads located in the Township and to enter into service agreements to facilitate for those loads the sale and purchase of electricity pursuant to Section 4928.20 of the Ohio Revised Code; and

Whereas, governmental aggregation provides an opportunity for residential and small business customers collectively to participate in the potential benefits of electricity deregulation through lower electric rates which they would not otherwise be able to have individually; and

Whereas, this Board finds and determines that it is in the best interest of the Township, its residents, businesses and other electric consumers located within the limits of the Township to continue its Electric Opt-Out Aggregation Program for Ohio Power and Ohio Edison customers beyond August 2025 when the current supplier contracts end; and

Whereas, Dynegy was selected as the lowest and best bidder in a competitive bid process held May 13, 2025.

Be it resolved that we hereby authorize the following:

1. The Administrator/Law Director is hereby authorized to perform all actions necessary to support the continuation of a Governmental Aggregation Program and to enter into an Amendments for electric supply, with Dynegy to facilitate the sale and purchase of electricity to consumers in the Township's Opt-Out Program. Such agreement when signed will be effective as of the date of this Resolution.
2. That it is found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board,

and that all deliberations of this Board and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**3-0 yes**

**Public Speaks – None**

Hawke moved and Hardesty seconded a motion to adjourn.

**3-0 yes**

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**Todd Hawke**

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**Kody Gonzalez**