

**RES#17-\_\_\_\_\_**  
**NIMISHILLEN TOWNSHIP BOARD OF TRUSTEES**  
**Township Hall: 4422 Maplegrove NE, Louisville, OH 44641**  
**April 13, 2017**

On Thursday, April 13, 2017, the Board of Trustees of Nimishillen Township met in regular session at 7:00 PM at the Nimishillen Township Hall located at 4422 Maplegrove NE with the following members present: Trustee Vice President Todd D. Bosley, Trustee Lisa R. Shafer, and Fiscal Officer, Brian Kandel. Trustee President Michael L. Lynch was absent.

**NOTE:** All reports and attachments are available at the township office located at 4915 N. Nickelplate at a cost of 10¢ per page or can be sent via fax or email. Audio of tonight's meeting can be emailed to interested parties by calling the township office at 330-875-9924.

Trustee Bosley called the meeting to order, led the staff and audience in the Pledge of Allegiance and asked for a moment of silence.

**GUEST SPEAKER:**

**Commissioner Bill Smith of Stark County Commissioners** stepped to the podium regarding:

- Issue 1 on May 2 ballot, the county 0.5 cent sales tax renewal
- MARCS Radio System

The Board and Fire Chief Rich Peterson held a discussion with Commissioner Bill Smith regarding the county wide new MARCS Radio System.

Trustee Bosley excused Trustee Lynch from tonight's meeting due to illness.

**FIRE DEPARTMENT:** *(Rich Peterson, Chief)*

Discussion – Fire Chief Rich Peterson informed the Board that the fire dept. is starting a trial basis for Heart Defibrillators / Monitors. They had a demo on Tuesday and will have another demo next Tuesday. They will have the defibrillators/monitors for 30 days, then after 30 days, they will give them their recommendation.

Discussion – Fire Chief Rich Peterson gave the Board an update on Issue 5 Fire Levy. Chief Peterson stated that the signs are in, the guys have a walking list together, and will be going door to door. The flyers were delayed and should go out sometime next week.

Discussion – Fire Chief Rich Peterson informed the Board of the Fire Department Pancake Breakfast on Sunday, May 14th from 8:00-12:00 at Station 1 (4560 Broadway Ave).

**ROAD DEPARTMENT:** *(Jamie May, Interim Rd. Superintendent)*

**Resolution – Approve April 13, 2017 Road Report:** Trustee Shafer motioned to approve the Road Report for April 13, 2017 seconded by Trustee Bosley. **MOTION CARRIED. RES#17-103**

Roll call voting: Mrs. Shafer – YES; Mr. Bosley – YES

Discussion – Trustee Bosley asked Interim Road Superintendent Jamie May about where we are with the quotes for Francesca. Mr. May stated he thinks there are 2 quotes. Trustee Bosley asked Mr. May to see if there are any other potential bidders. This topic was tabled to the next meeting.

**ZONING DEPARTMENT:** *(Dale Riggerbach, Inspector)*

**Resolution – Approve April 13, 2017 Zoning Report:** Trustee Shafer motioned to approve the April 13, 2017 Zoning Report seconded by Trustee Bosley. **MOTION CARRIED. RES#17-104**

Roll call voting: Mrs. Shafer – YES; Mr. Bosley – YES

**Resolution – Approve March 2017 Zoning Report for Stark County Auditor:** Trustee Shafer motioned to approve the March 2017 Zoning Report for Stark County Auditor seconded by Trustee Bosley. **MOTION CARRIED. RES#17-105**

Roll call voting: Mrs. Shafer – YES; Mr. Bosley – YES

Discussion – Zoning Inspector Dale Rigggenbach informed the Board that the Nexus Gas RUMA agreement is close to completion. The township hasn't updated our agreement since 2011 and he is following the Stark County Engineers closely. Mileage still needs to be determined for the agreement.

Discussion – Zoning Inspector Dale Rigggenbach informed the Board that the owner of 2 vacant Parcels on Willis is asking for a variance for the parcels to be slightly undersized of the 12,000-sq. ft. that is required. The owner of the parcels is in attendance. The Board asked the owner to come to the podium.

**Ken Schalmo of Schalmo Builders** stepped to the podium regarding:

- Willis St. Parcels

Discussion – Mr. Schalmo informed the Board that he is a retired builder and he bought these lots with an intent to build. He worked with the prior Zoning Inspector Keith Lasure to build 2 homes. Keith had miscalculated and he didn't realize the error until he went for permits and was denied. He applied for variance and was denied. Trustee Bosley informed Mr. Schalmo that the township needs to seek legal advice. Zoning Inspector Dale Rigggenbach informed the Board that he is waiting for the Prosecutors to get back to him. Discussion followed.

**FISCAL OFFICER:** (*Brian Kandel*)

Fiscal Officer Brian Kandel had nothing for the Board.

**CONCERNS OF CITIZENS:**

**Donna Fuller of 5857 Rosedale** stepped to the podium regarding:

- Library Levy

Discussion – Ms. Fuller voiced her concerns to the Board regarding the Library Levy.

**Ronald Salisbury of 4561 Eastland** stepped to the podium regarding:

- Library Levy
- Eastland & Peach
- Bus in yard on Main St.

Discussion – Mr. Salisbury voiced his concern to the Board about the property on Main St. with the bus and junk cars. Zoning Inspector Dale Rigggenbach stated that he needs to write him a letter and that he hasn't responded to the other letters. After discussion with the Board, the Board asked Mr. Rigggenbach to send it off to the Prosecutors.

**Jim Morris of 4514 Eastland** stepped to the podium regarding:

- Inspecting rental properties

Discussion – Mr. Morris asked the Board if the township inspects rental properties. Zoning Inspector Dale Rigggenbach stated the township does not inspect rental properties at this time. Mr. Rigggenbach asked Mr. Morris for some clarification. Mr. Morris stated is regards to the condition of

the home. Trustee Bosley stated that would be the County Building Dept. Mr. Morris stated a property on Eastland there is stuff sitting around the property, no shingles on the roof, & the porch is pulling away from the home. Trustee Bosley stated the stuff in the yard would be under township zoning, the other information would be for the Building Dept.

**Dawne Friedman of 5362 Francesca** stepped to the podium regarding:

- Broadway & SR 62 traffic
- Herald article

Discussion – The Board held a discussion with Ms. Friedman and County Commissioner Bill Smith regarding Ms. Friedman’s concern of the increased traffic and semi-truck traffic on Broadway Ave. Commissioner Smith stated he will contact the Engineers office to make sure this is on their radar.

Discussion – The Board held a discussion with Ms. Friedman regarding the last Herald article about the township meeting and the headline used.

**TRUSTEES:** (*Lisa Shafer, Mike Lynch – absent, Todd Bosley*)

Discussion – Trustee Shafer explains to the Board and to County Commissioner Bill Smith the on-going issue with semi-trucks using the unapproved route of Beck Ave. Trustee Shafer informs the Board that someone with the state has been made aware of the situation and stated that she will contact this individual to see what the township’s options are. Discussion followed.

Discussion – Trustee Shafer informed the Board that the County is waiting to see if the township will approve or not the expenditure for the property on Swallen. Trustee Shafer stated that the last update she received was that plans were drawn and just waiting for the work to be done. Discussion was held regarding if this project was in the road right of way. Trustee Shafer asked Interim Road Superintendent Jamie May to follow up with Gary. This topic was tabled to the next meeting.

Discussion – Trustee Bosley informed the Board that he received a call from a resident regarding a tree in the road right of way that needs to be removed on Sunnyside. Interim Road Superintendent Jamie May stated that he believes this situation is just like driveway culverts, which are in the road right of way but it’s still his property. Mr. May stated that if something was wrong with the tree, like if it was dying than maybe they would take it down. After discussion, Trustee Bosley asked Mr. May to contact 3 tree services to get an estimate and tabled this for the next meeting.

**Resolution – Approve Minutes for March 23, 2017 Meeting:** Trustee Shafer motioned to approve the written minutes for March 23, 2017 Meeting seconded by Trustee Bosley. **MOTION CARRIED. RES#17-106**

Roll call voting: Mrs. Shafer – YES; Mr. Bosley – YES

**Resolution – Approve Purchase Orders, Financial Report and Pay Bills:** Trustee Shafer motioned to approve all purchase orders, financial report and pay bills in the amount of \$28,825.92 seconded by Trustee Bosley. **MOTION CARRIED. RES#17-107**

Roll call voting: Mrs. Shafer – YES; Mr. Bosley – YES

**Resolution – Sign Checks and Adjourn:** Trustee Shafer motioned to sign checks and adjourn at 8:03 p.m. seconded by Trustee Bosley. **MOTION CARRIED. RES#17-108**

Roll call voting: Mrs. Shafer – YES; Mr. Bosley – YES

ABSENT

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ATTEST: Brian Kandel, Fiscal Officer      Michael L. Lynch, President

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Todd D. Bosley, Vice President

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Lisa R. Shafer, Trustee  
Nimishillen Township Board of Trustees

*Minutes-Trustees: Trustees Minutes – 2017 April 13 .docx  
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