

RES#17-_____
NIMISHILLEN TOWNSHIP BOARD OF TRUSTEES
Township Hall: 4422 Maplegrove NE, Louisville, OH 44641
February 23, 2017

On Thursday, February 23, 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 President Michael L. Lynch, Trustee Vice President Todd D. Bosley, Trustee Lisa R. Shafer, and Fiscal Officer, Brian Kandel.

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 Lynch called the meeting to order, led the staff and audience in the Pledge of Allegiance. Prior to the invocation, Trustee Lynch asked for a moment of silence to remember Trustee Macron from Lafayette Township.

Trustee Lynch excused Zoning Inspector Dale Riggerbach from tonight's meeting. He is attending a funeral.

FIRE DEPARTMENT: *(Rich Peterson, Chief)*

Discussion – Fire Chief Rich Peterson informed the Board of the Final Cost for Repairs to Sewer Lift Station at Station 3. The final cost was \$7,580.

Discussion – Fire Chief Rich Peterson asked the Board to set a date & time for Work Session to discuss the updated 5-year budget. The Board decided to hold the Work Session on Thursday, March 9, 2017 at 6:30 p.m., prior to the next meeting.

Discussion – Fire Chief Rich Peterson informed the Board that the Fire Levy Committee Planning would like to schedule a meeting to discuss the Fire Levy, which is Issue #5. Chief Peterson informed the Board that he chose Tuesday, March 7, 2017 at 7 p.m. at Station 3 so the Firefighters could attend as well. The Board agreed.

Resolution – Advertise Fire Levy Committee Planning Meeting March 7 at 7 p.m. at Station 3:

Trustee Shafer motioned to advertise Fire Levy Committee Planning Meeting March 7 at 7 p.m. at Station 3 seconded by Trustee Bosley. **MOTION CARRIED. RES#17-057**

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

Resolution – Approve January 2017 Fire Report: Trustee Shafer motioned to approve the January 2017 Fire Report seconded by Trustee Bosley. **MOTION CARRIED. RES#17-058**

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

Discussion – Fire Chief Rich Peterson informed the Board of 13 dispatching contract renewals. Each of the contracts were approved.

Resolution – Approve Dispatching Contract with Atwater Twp. Fire Dept. at a rate of \$875.50 per month: Trustee Shafer motioned to Approve Dispatching Contract with Atwater Twp. Fire Dept. at a rate of \$875.50 per month seconded by Trustee Bosley. **MOTION CARRIED. RES#17-059**

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

Resolution – Approve Dispatching Contract with Canton Twp. Fire Dept. at a rate of \$6,287.16 per month: Trustee Shafer motioned to Approve Dispatching Contract with Canton Twp. Fire Dept. at a rate of \$6,287.16 per month seconded by Trustee Bosley. **MOTION CARRIED. RES#17-060**

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

Resolution – Approve Dispatching Contract with East Sparta Fire Dept. at a rate of \$410.83 per month: Trustee Shafer motioned to Approve Dispatching Contract with East Sparta Fire Dept. at a rate of \$410.83 per month seconded by Trustee Bosley. **MOTION CARRIED. RES#17-061**

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

Resolution – Approve Dispatching Contract with Lake Twp. Trustees/Uniontown Police at a rate of \$2,375.00 per month: Trustee Shafer motioned to Approve Dispatching Contract with Lake Twp. Trustees/Uniontown Police at a rate of \$2,375.00 per month seconded by Trustee Bosley. **MOTION CARRIED. RES#17-062**

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

Resolution – Approve Dispatching Contract with Magnolia Fire Dept. at a rate of \$164.33 per month: Trustee Shafer motioned to Approve Dispatching Contract with Magnolia Fire Dept. at a rate of \$164.33 per month seconded by Trustee Bosley. **MOTION CARRIED. RES#17-063**

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

Resolution – Approve Dispatching Contract with Mohawk Valley Joint Fire at a rate of \$6,287.16 per month: Trustee Shafer motioned to Approve Dispatching Contract with Mohawk Valley Joint Fire District at a rate of \$1,037.00 per month seconded by Trustee Bosley. **MOTION CARRIED. RES#17-064**

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

Resolution – Approve Dispatching Contract with N. Lawrence Fire Dept. at a rate of \$1,952.16 per month: Trustee Shafer motioned to Approve Dispatching Contract with N. Lawrence Fire Dept. at a rate of \$1,952.16 per month seconded by Trustee Bosley. **MOTION CARRIED. RES#17-065**

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

Resolution – Approve Dispatching Contract with Osnaburg Twp. Fire Dept. at a rate of \$1,779.33 per month: Trustee Shafer motioned to Approve Dispatching Contract with Osnaburg Twp. Fire Dept. at a rate of \$1,779.33 per month seconded by Trustee Bosley. **MOTION CARRIED. RES#17-066**

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

Resolution – Approve Dispatching Contract with Perry Twp. Fire Dept. at a rate of \$9,698.50 per month: Trustee Shafer motioned to Approve Dispatching Contract with Perry Twp. Fire Dept. at a rate of \$9,698.50 per month seconded by Trustee Bosley. **MOTION CARRIED. RES#17-067**

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

Resolution – Approve Dispatching Contract with Quad Ambulance District at a rate of \$2,065.50 per month: Trustee Shafer motioned to Approve Dispatching Contract with Quad Ambulance District at a rate of \$2,065.50 per month seconded by Trustee Bosley. **MOTION CARRIED. RES#17-068**

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

Resolution – Approve Dispatching Contract with Suffield Twp. Fire Dept. at a rate of \$1,957.83 per month: Trustee Shafer motioned to Approve Dispatching Contract with Suffield Twp. Fire Dept. at a rate of \$1,957.83 per month seconded by Trustee Bosley. **MOTION CARRIED. RES#17-069**

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

Resolution – Approve Dispatching Contract with Tri-Division Ambulance at a rate of \$1,946.50 per month: Trustee Shafer motioned to Approve Dispatching Contract with Tri-Division Ambulance at a rate of \$1,946.50 per month seconded by Trustee Bosley. **MOTION CARRIED. RES#17-070**

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

Resolution – Approve Dispatching Contract with Washington Twp. Fire Dept. at a rate of \$991.66 per month: Trustee Shafer motioned to Approve Dispatching Contract with Washington

Twp. Fire Dept. at a rate of \$991.66 per month seconded by Trustee Bosley. **MOTION CARRIED. RES#17-071**

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

Discussion – Fire Chief Rich Peterson informed the Board that he spoke to Adam Mahon of Mahon Property Maintenance, who provided Chief Peterson with a quote. The quote was exactly what they paid last year. The Board asked Chief Peterson if he would like to advertise for other quotes. Chief Peterson stated that he is happy with Mahon and they always do a good job.

Resolution – Approve Mowing Contract with Mahon Property Maintenance LLC for rates of Station 1 for \$35 per time, Station 2 for \$35 per time, Station 3 for \$40 per time: Trustee Shafer motioned to Approve Mowing Contract with Mahon Property Maintenance LLC for rates of Station 1 for \$35 per time, Station 2 for \$35 per time, Station 3 for \$40 per time seconded by Trustee Bosley. **MOTION CARRIED. RES#17-072**

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

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

Resolution – Approve February 23, 2017 Road Report: Trustee Shafer motioned to approve the Road Report for February 23, 2017 seconded by Trustee Bosley. **MOTION CARRIED. RES#17-073**

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

Discussion – Interim Road Superintendent Jamie May informed the Board about the Broadview St. Storm Sewer. Mr. May stated that he has looked at this a few times with Gary Connor. The pipe is failing. Mr. Connor is going to get a quote of cost for Jamie. The Board decided once the cost is received the Board will decide what to do next.

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

Resolution – Approve February 23, 2017 Zoning Report: Trustee Shafer motioned to approve the February 23, 2017 Zoning Report seconded by Trustee Bosley. **MOTION CARRIED. RES#17-074**

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

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:

- Zoning Commission & Zoning Books
- Fences on property line & down spouts
- Other side of Francesca

Discussion – Ms. Fuller asked the Board what the Zoning Commission is going to change in the Zoning Book and if the Board will be looking at down spouts & fences on the property line. Trustee Lynch stated that yes, the Zoning Commission has a list of things to look at, including down spouts and fences. Ms. Fuller asked if the County will help with the other side of Francesca. Trustee Lynch stated that he doesn't think the County will help.

Bob Kraus of 7506 Bentler Ave. stepped to the podium regarding:

- Neighbor's violations – Conditional Zoning Certificate

Jim Morris of 4514 Eastland stepped to the podium regarding:

- Asking about Mike’s meeting with Gary Connor
- Drainage complaint form on Commissioners Website

Discussion – Mr. Morris asked Trustee Lynch about his meeting with Gary Connor regarding the flooding and the water station on 153. Discussion followed.

Discussion – Mr. Morris asked the Board about the Drainage Complaint form on the County Commissioners website and why they didn’t inform the residents about it. Trustee Bosley stated that the Board tries to help by asking the Engineers or Commissioners to be a part of a project and that residents can fill out a form but the form usually sits there.

Dawne Friedman of 5362 Francesca stepped to the podium regarding:

- Other side of Francesca
- Large Trucks from Covington
- Library Levy
- Neighbor not cleaning their gutters
- Zoning & fines

Discussion – Ms. Friedman asked the Board about bids for the other side of Francesca. Trustee Lynch stated that once the weather breaks they will try again for bids. Discussion followed.

Discussion – Ms. Friedman informed the Board of large trucks carrying supplies into Covington are tearing things up on Francesca and Peach. The Board asked Interim Road Superintendent Jamie May to look into this.

Discussion – Ms. Friedman asked the Board why they participant in the Library Levy. The Board informed Ms. Friedman that the levy has been pulled and the township participants because of the schools.

Discussion – Ms. Friedman asked the Board if a resident doesn’t clean their gutters. Trustee Lynch explained that if it’s affecting your property, it would be a civil matter. Ms. Friedman asked the Board why the township needs a Zoning Inspector when they always send questions to the Prosecutor. Discussion followed.

Donna Fuller of 5857 Rosedale stepped to the podium regarding:

- Culvert Permits

EXECUTIVE SESSION:

Resolution – Enter into Executive Session: Trustee Shafer motioned to enter into executive session from this regular meeting as authorized under O.R.C. 121.22(G)(1) Personnel Matters to consider appointment, employment, dismissal, promotion, demotion, or compensation of a public employee to discuss the Road Dept. at 7:36 p.m. seconded by Trustee Bosley. **MOTION CARRIED. RES#17-075**

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

Resolution – Return from Executive Session: Trustee Shafer motioned to return from executive session at 8:16 p.m. and resume this regular meeting seconded by Trustee Bosley. **MOTION CARRIED. RES#17-076**

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

Discussion – Fiscal Officer Kandel brought to the Board’s attention that a resolution is needed to schedule the work session on March 9 at 6:30 p.m.

Resolution – Fire Work Session 6:30 p.m. March 9, 2017: Trustee Shafer motioned to Fire Work Session at 6:30 p.m. on March 9, 2017 seconded by Trustee Bosley. **MOTION CARRIED. RES#17-077**

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

TRUSTEES: (Lisa Shafer, Mike Lynch, Todd Bosley)

Discussion – The Board held a discussion regarding the speed zone study results from the County Engineers for California Ave. The results called for a reduction of speed from 55 mph to 45 mph between Malone & Easton. The Board approved the change.

Resolution – Approve & Accept Speed Zone Study that the County provided & Request reviews from Ohio Dept. of Transportation: Trustee Bosley motioned to Approve & Accept Speed Zone Study that the County provided & Request reviews from Ohio Dept. of Transportation seconded by Trustee Shafer. **MOTION CARRIED. RES#17-078**

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

Discussion – Trustee Bosley informed the Board that some AEP Lighting Poles throughout Glenhaven either need painted or the lights are not working. AEP will repaint and fix the lights that do not work. The Board agreed to send a letter to AEP to have them fix the lights and to repaint them.

Discussion – Trustee Lynch informed the Board that he has spoken with Gary Connor and Plain Township Trustee Scott Haws regarding Bentler Ave. The creek is causing the road to erode. The Township has been asked to participant in a joint project with the Stark County Engineers and Plain Township to help redirect the creek, repair the lane, and remove some trees. The County will pay \$30,000 and Plain & Nimishillen Townships will pay \$15,000. The Board agreed.

Resolution – Approve \$15,000 to be spent on Bentler Ave. for culvert replacement with Plain Twp. & SCE: Trustee Bosley motioned to Approve \$15,000 to be spent on Bentler Ave. for culvert replacement with Plain Twp. & SCE seconded by Trustee Shafer. **MOTION CARRIED. RES#17-079**

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

Discussion – Trustee Lynch wanted to remind the Board the SCTA Meeting is in conjunction with the Stark County Engineers meeting on Thursday, March 16, 2017 at 5:30 p.m.

Discussion – Trustee Shafer informed the Board that Louisville City Schools has contacted the township regarding a representative for the Safety Council for the schools. Trustee Johnson was the prior representative and the Council has not met since Trustee Johnson was in office. The Board is asked to designate a representative and to attend the upcoming meeting. Trustee Lynch decided to be the representative.

Discussion – Trustee Bosley asked the Board if they would consider honoring residents with a certificate for a special event such as anniversaries, military service, etc. The Board agreed.

Resolution – Approve Minutes for February 9, 2017 Meeting: Trustee Shafer motioned to approve the written minutes for February 9, 2017 Meeting seconded by Trustee Bosley. **MOTION CARRIED. RES#17-080**

Roll call voting: Mrs. Shafer – YES; Mr. Lynch – 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 \$94,602.06 seconded by Trustee Bosley. **MOTION CARRIED. RES#17-081**

Trustees Minutes – 2017, February 23 (Cont.)

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

Resolution – Sign Checks and Adjourn: Trustee Shafer motioned to sign checks and adjourn at 8:25 p.m. seconded by Trustee Bosley. **MOTION CARRIED. RES#17-082**

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

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

Todd D. Bosley, Vice President

Lisa R. Shafer, Trustee
Nimishillen Township Board of Trustees

*Minutes-Trustees: Trustees Minutes – 2017 February 23 .docx
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