

RES#18-_____
NIMISHILLEN TOWNSHIP BOARD OF TRUSTEES
Township Hall: 4422 Maplegrove NE, Louisville, OH 44641
July 26, 2018

7:00 PM –Trustees Meeting:

On Thursday, July 26, 2018, 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 Todd D. Bosley, Trustee Vice President George P. Kiko, Trustee Jennifer L. Leone, 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 Bosley called the meeting to order, led the staff and audience in the Pledge of Allegiance.

FIRE DEPARTMENT: *(Rich Peterson, Chief)*

Discussion – Chief Peterson informed the Board Firefighter Candidate Amanda Burchett has withdrawn her application due to personal reasons. Chief Peterson informed her that when she gets those resolved, she can reapply.

Discussion – Chief Peterson updated the Board on preparing specifications and financial proposals for replacement of the 1983 Fire Pumper Truck & the 1987 Fire Pumper Truck. Chief Peterson stated the 1983 Truck has engine problems and they are not repairable. Chief Peterson also gave the Board and update on the repairs to the 2001 Rescue/Pumper Truck. Chief Peterson stated Fiscal Officer Brian Kandel has information on a grant to help with funding for the 2001 Truck. Chief Peterson stated he still doesn’t have a final estimate of the repairs for the 2001. Trustee Kiko asked Chief Peterson if he is looking to replace the 1983 & 1987 trucks. Chief Peterson stated yes, they had talked about it before and that was the plan. Chief Peterson stated if the costs of the repairs comes back in between meetings, the Board may have to call a special meeting. Discussion followed.

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

Resolution – Approve July 26, 2018 Road Report: Trustee Kiko motioned to approve the Road Report for July 26, 2018 seconded by Trustee Leone. **MOTION CARRIED. RES#18-203**

Roll call voting: Mrs. Leone – YES; Mr. Kiko – YES; Mr. Bosley – YES

Resolution – Enter into the Stark County Engineers Road Salt Co-op for 2018-2019 Snow Control Season: Trustee Kiko motioned to Enter into the Stark County Engineers Road Salt Co-op for 2018-2019 Snow Control Season seconded by Trustee Leone. **MOTION CARRIED. RES#18-204**

Roll call voting: Mrs. Leone – YES; Mr. Kiko – YES; Mr. Bosley – YES

Open sealed bids for the 2018 Road Improvements/Paving: The sealed bids for the 2018 Road Improvements/Paving were opened and read aloud. The following bids were received: *(Copy Attached)*

- Central Allied Enterprises Inc. of Canton, Ohio 44708
- The Shelly Company, Twinsburg, Ohio 44087
- Northstar Asphalt Inc. of North Canton, Ohio 44720

Discussion – The Board held a discussion with Interim Road Superintendent Jamie May regarding the paving program. The Board asked Jamie to review the bids before the next meeting.

ZONING DEPARTMENT: (*Jeff Shipman, Zoning Inspector*)

Resolution – Approve July 26, 2018 Zoning Report: Trustee Kiko motioned to approve the Zoning Report for July 26, 2018 seconded by Trustee Leone. **MOTION CARRIED. RES#18-205**

Roll call voting: Mrs. Leone – YES; Mr. Kiko – YES; Mr. Bosley – YES

FISCAL OFFICER: (*Brian Kandel*)

Discussion – Fiscal Officer Brian Kandel informed the Board about the 4 resolutions. The first 2 resolutions are for the renewal for the Road Levy and the last 2 are for the renewal for the Fire Levy.

Resolution – Road Levy: Trustee Kiko motioned to declare it necessary to submit the question of levying an additional tax in excess of the ten-mill limitation for the purposes set forth in and pursuant to Sec. 5705.19(G) of the Revised Code seconded by Trustee Leone. **MOTION CARRIED. RES#18-206**

Roll call voting: Mrs. Leone – YES; Mr. Kiko – YES; Mr. Bosley – YES

Resolution – Road Levy: Trustee Kiko motioned determining to proceed with the submission of the question of levying a renewal in excess of the ten-mill limitation for the purposes set forth in and pursuant to Section 5705.19(G) of the Revised Code seconded by Trustee Leone. **MOTION CARRIED. RES#18-207**

Roll call voting: Mrs. Leone – YES; Mr. Kiko – YES; Mr. Bosley – YES

Resolution – Fire Levy: Trustee Kiko motioned to declare it necessary to submit the question of levying an additional tax in excess of the ten-mill limitation for the purpose set forth in and pursuant to Sec. 5705.19(I) of the Revised Code seconded by Trustee Leone. **MOTION CARRIED. RES#18-208**

Roll call voting: Mrs. Leone – YES; Mr. Kiko – YES; Mr. Bosley – YES

Resolution – Fire Levy: Trustee Kiko motioned determining to proceed with the submission of the question of levying a renewal in excess the ten-mill limitation for the purposes set forth in and pursuant to Section 5705.19(I) of the Revised Code seconded by Trustee Leone. **MOTION CARRIED. RES#18-209**

Roll call voting: Mrs. Leone – YES; Mr. Kiko – YES; Mr. Bosley – YES

Discussion – Fiscal Officer Brian Kandel informed the Board that the Ohio EPA has a Diesel Mitigation Trust Fund grant. Fiscal Officer Kandel stated this grant is funded by the Volkswagen settlement and is for model years 1992-2009, for the replacement or repower (buy new engine) to improve emissions. Fiscal Officer Kandel stated the due date is August 3, which is before the next meeting, and will be announced/awarded in October.

Resolution – Authorize the application for the Ohio EPA Diesel Migration Trust Fund Grant: Trustee Kiko motioned to Authorize the application for the Ohio EPA Diesel Migration Trust Fund Grant seconded by Trustee Leone. **MOTION CARRIED. RES#18-210**

Roll call voting: Mrs. Leone – YES; Mr. Kiko – YES; Mr. Bosley – YES

CONCERNS OF CITIZENS:

Jim Duplain of 4320 Swallen stepped to the podium regarding:

- 4344 Swallen – Tree limb complaint
- Swallen on paving list

Discussion – Mr. Duplain asked Zoning Inspector Jeff Shipman if he has any information regarding his concern about the tree limb at 4344 Swallen. Mr. Shipman stated he contacted 1 company and they said they are really busy and it would be a couple weeks yet. Discussion followed.

Discussion – Mr. Duplain asked Interim Road Superintendent Jamie May about Swallen on the paving list. Mr. May stated it is but he will have to go through the list and the bids that were received.

Dawne Friedman of 5362 Francesca stepped to the podium regarding:

- Fairhope Ditch

Discussion – Ms. Friedman asked the Board about the cleaning of the Fairhope Ditch. Trustee Leone stated it was mowed but the work wasn't up to Gary Connor's expectations and he will be taking another look at it to get more work done then they will try to move forward with rocking it. Ms. Friedman asked what Mr. Connor is planning to do. Trustee Leone stated the plan is to clear out more brush. There wasn't as much cleared out as Gary thought. Discussion followed.

Donna Fuller of 5857 Rosedale stepped to the podium regarding:

- Burning in her neighborhood
- Rules for installing pipe
- New Tax on August 7

Discussion – Ms. Fuller asked Fire Chief Peterson to explain the regulations for burning. Ms. Fuller stated she is concerned that her neighbors are burning trash. Chief Peterson stated the whole regulations are online at the Ohio Department of Air-Pollution Control, which is regulated by the Ohio EPA. Chief Peterson stated the regulations for cookouts is 4x4x4, they use clean, dry wood, and they have a bucket or a hose near by in case it gets out of hand. Chief Peterson stated they ask that residents call in to let them know and ask they call back when they are done. If a complaint is received, they will call them and ask to tone down the fire if they don't they go out and take pictures for the record. If its not put out, they will put it out. Discussion followed.

Discussion – Ms. Fuller asked Zoning Inspector Jeff Shipman the rules for installing pipe. Mr. Shipman stated residents are suppose to get a culvert permit. Discussion followed.

Discussion – Trustee Bosley stated he received a phone call from Jim Morris who is absent from tonight's meeting and ask that they enter his email into the record. Trustee Bosley stated Mr. Morris' email is concerning the progress of the Fairhope Ditch and pictures are included.

TRUSTEES: (George Kiko, Jennifer Leone, Todd Bosley)

Resolution – Accept resignation of Bill Jeffries, member of the Zoning Board of Appeals effective 7/21/2018: Trustee Kiko motioned to Accept resignation of Bill Jeffries, member of the Zoning Board of Appeals effective 7/21/2018 seconded by Trustee Leone. **MOTION CARRIED. RES#18-211**

Roll call voting: Mrs. Leone – YES; Mr. Kiko – YES; Mr. Bosley – YES

Discussion – The Board held a discussion regarding advertising for Mr. Jeffries seat and the open Alternate seat on the BZA. The Board decided to advertise in the Herald and the Township website with applications due back by Friday, August 17, 2018.

Resolution – Advertise BZA unexpired term and Alternate Seat with applications due August 17:

Trustee Kiko motioned to Advertise BZA unexpired term and Alternate Seat with applications due August 17 seconded by Trustee Leone. **MOTION CARRIED. RES#18-212**

Roll call voting: Mrs. Leone – YES; Mr. Kiko – YES; Mr. Bosley – YES

Discussion – Trustee Bosley informed the Board he asked the Township Secretary to prepare letter for the Board to sign and send to the County Engineers regarding a flooding issue at 5057 Broadway Ave. and a sink hole at 5820 Broadway Ave. The Board agreed and Trustee Bosley asked that a copy of the letter be sent to each resident as well.

Discussion – Trustee Kiko stated the mausoleum at Union Cemetery has been cleaned. Discussion was held regarding whether it's a public mausoleum. Trustee Kiko state Trustee Leone is working on getting some estimates from some local guys about doing some repairs on the outside and maybe contacting Union Cemetery about working together on this. Discussion followed.

Discussion – Trustee Leone asked the Board if they should consider doing a section of the Broadview Storm Sewer now and still apply for the grant money for phase 2 and 3. Trustee Bosley asked Interim Road Superintendent Jamie May if they should do this project this year or hold off till spring. Mr. May stated he thinks it could hold off until spring and they should try and get the grant money. Fiscal Officer Brian Kandel stated they talked about applying for the grant because it would be more effective cause they will have to close the road and if its done in multiple times the road will have to be closed each time. After discussion, Trustee Bosley asked Mr. May to review it and see if it should be done now or wait until spring.

Lori Focht of 5371 Francesca stepped to the podium regarding:

- South Side of Francesca Project
- Francesca Paving

Discussion – Ms. Focht expressed to Trustee Leone and Trustee Kiko her disappointment that they did not approve the South Side of Francesca project. Much discussion followed.

Resolution – Approve Minutes for July 12, 2018, 2018 Meeting: Trustee Kiko motioned to approve the written minutes for July 12, 2018 Meeting seconded by Trustee Leone. **MOTION CARRIED. RES#18-213**

Roll call voting: Mrs. Leone – YES; Mr. Kiko – YES; Mr. Bosley – YES

Resolution – Approve Purchase Orders, Financial Report and Pay Bills: Trustee Kiko motioned to approve all purchase orders, financial report and pay bills in the amount of \$128,662.54 seconded by Trustee Leone. **MOTION CARRIED. RES#18-214**

Roll call voting: Mrs. Leone – YES; Mr. Kiko – YES; Mr. Bosley – YES

Resolution – Sign Checks and Adjourn: Trustee Kiko motioned to sign checks and adjourn at 7:49 p.m. seconded by Trustee Leone. **MOTION CARRIED. RES#18-215**

Roll call voting: Mrs. Leone – YES; Mr. Kiko – YES; Mr. Bosley – YES

ATTEST: Brian Kandel, Fiscal Officer Todd D. Bosley, President

George P. Kiko, Vice President

Jennifer L. Leone, Trustee
Nimishillen Township Board of Trustees

Minutes-Trustees: Trustees Minutes – 2018 July
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