# RES#16-\_\_\_\_

# NIMISHILLEN TOWNSHIP BOARD OF TRUSTEES

**Township Hall: 4422 Maplegrove NE, Louisville, OH 44641**

**October 13, 2016**

**7:00 PM – Trustees Meeting:**

On Thursday, October 13, 2016, 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 Lisa R. Shafer, Trustee Vice President Michael L. Lynch Trustee Todd D. Bosley, 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 Shafer called the meeting to order and led the staff and audience in the Pledge of Allegiance. Trustee Lynch gave the invocation.

Trustee Shafer excused Fire Chief Rich Peterson from tonight’s meeting.

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

***Resolution – Appoint Shiloh Bailey, Steven Bryte, Joel Gladysz, and Mason Pierpont as Firefighter Candidates to proceed with their pre employment physicals:*** Trustee Lynch motioned to appoint Shiloh Bailey, Steven Bryte, Joel Gladysz, and Mason Pierpont as Firefighter Candidates to proceed with their pre employment physicals seconded by Trustee Bosley. **MOTION CARRIED. RES#16-290**

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

**ROAD DEPARTMENT:** *(Marcus Benson, Superintendent)*

***Resolution – Approve October 13, 2016 Road Report:*** Trustee Lynch motioned to approve the Road Report for October 13, 2016 seconded by Trustee Bosley. **MOTION CARRIED. RES#16-291**

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

Discussion – Road Superintendent Marcus Benson informed the Board Beck Ave. Bridge has been completed and is open.

Discussion – Road Superintendent Marcus Benson informed the Board the Paving Program has started. Nickelplate and Shilling were completed yesterday. The paving should be close to being completed. Trustee Lynch asked Marcus to check all the roads that were paved for the quality of work.

Discussion – Open and read aloud the South Side of Francesca Quotes. The Board had received no quotes. The Board held a discussion regarding the South Side of Francesca. After much discussion, the Board asked Road Superintendent Marcus Benson to contact local contractors for quotes.

Discussion – Trustee Bosley asked Road Superintendent Marcus Benson for an update about a gas leak that occurred. Mr. Benson stated the road crew worked on replacing a culvert at Glenoak and Ault. OUPS came out to the area to mark the lines and a gas line was mismarked by approximately 6 ft. Discussion followed.

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

***Resolution – Approve October 13, 2016 Zoning Report:*** Trustee Lynch motioned to approve the October 13, 2016 Zoning Report seconded by Trustee Bosley. **MOTION CARRIED. RES#16-292**

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

***Resolution – Approve September 2016 Zoning Report for Stark County Auditor:*** Trustee Lynch motioned to approve the September 2016 Zoning Report for Stark County Auditor seconded by Trustee Bosley. **MOTION CARRIED. RES#16-293**

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

Discussion – Zoning Inspector Dale Riggenbach informed the Board that he plans to start addressing nuisances as it pertains to cars in the Township.

Discussion – The Board held a discussion with Zoning Inspector Dale Riggenbach regarding some properties in the Township with ongoing zoning violations. Much discussion followed.

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

***Resolution:*** Trustee Lynch motioned to approve transfer $8,000 from 01 – A – 25 *(Contingency Acct.)* to 01 – A – 26 *(Other Expenses)* seconded by Trustee Bosley. **MOTION CARRIED. RES#16-294**

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

***Resolution – Accepting the Amounts & Rates as Determined by the Budget Commission & Authorizing the Necessary Tax Levies & Certifying to the County Auditor:*** Trustee Lynch motioned to Accepting the Amounts & Rates as Determined by the Budget Commission & Authorizing the Necessary Tax Levies & Certifying to the County Auditor seconded by Trustee Bosley. **MOTION CARRIED. RES#16-295**

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

**CONCERNS OF CITIZENS:**

***Joanne Moody of 7018 Pilot Knob*** stepped to the podium regarding:

* Apologizes to Mr. Salisbury for the mistake in the Herald
* Asks if a mistake is made, to please tell her

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

* Questions regarding letter regarding funds spent
* Concerns about hole at a grate at the corner of Leone & Francesca

Discussion – Ms. Friedman asked the Fiscal Officer if the letter regarding funds was sent to the Attorney General. Fiscal Officer Brian Kandel stated the Board asked him to send a letter to the Prosecutors for their review and not the Attorney General. Much discussion followed.

Discussion – Ms. Friedman held a discussion with the Board and the Road Superintendent Marcus Benson about concerns about a grate at the corner of Leone and Francesca.

Trustee Shafer addresses the audience about showing respect during Township meetings.

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

* Eastland Ave. update

Discussion – Mr. Salisbury asked for an update regarding the Eastland Ave. ditch. Trustee Lynch informed Mr. Salisbury that he has not received an answer yet; once he does he will let him know.

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

* Changes to the Zoning Book
* Respect at meetings
* If there’s a book of rules for the Trustees to follow

Discussion – Ms. Fuller held a discussion with the Board and Zoning Inspector Dale Riggenbach about adding a time table to the Zoning Book for banks to clean-up/mow the property and asked the Board if there is a book or rules for the Trustees to follow. The Board stated the Trustees are guided by the Prosecutor, the Ohio Revised Code, and the Ohio Sunshine Laws. Discussion followed.

Zoning Inspector Dale Riggenbach informed the Board that he will check with the Prosecutor about putting a time table on the Property Maintenance Code. Discuss followed.

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

* Apologizes to Zoning Inspector, Dale Riggenbach, regarding accusation in email
* Concerns about neighbor

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

***Resolution – Enter into Executive Session:*** Trustee Lynch 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 at 7:59 p.m. seconded by Trustee Bosley. **MOTION CARRIED. RES#16-296**

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

***Resolution – Return from Executive Session:*** Trustee Lynch motioned to return from executive session at 8:12 p.m. and resume this regular meeting seconded by Trustee Bosley. **MOTION CARRIED. RES#16-297**

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

No action was taken upon return from Executive Session.

***Resolution – Approve Minutes for September 22, 2016 Meeting:*** Trustee Lynch motioned to approve the written minutes for September 22, 2016 Meeting seconded by Trustee Bosley. **MOTION CARRIED. RES#16-298**

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

***Resolution – Approve Purchase Orders, Financial Report and Pay Bills:*** Trustee Lynch motioned to approve all purchase orders, financial report and pay bills in the amount of $17,949.56 seconded by Trustee Bosley. **MOTION CARRIED. RES#16-299**

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

***Resolution – Sign Checks and Adjourn:*** Trustee Lynch motioned to sign checks and adjourn at 8:13 p.m. seconded by Trustee Bosley**. MOTION CARRIED. RES#16-300**

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

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ATTEST: Brian Kandel, Fiscal Officer Lisa R. Shafer, President

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Michael L. Lynch, Vice President

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Todd D. Bosley, Trustee

Nimishillen Township Board of Trustees

*Minutes-Trustees: Trustees Minutes – 2016 October 13 docx*

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