

MINUTES OF THE ROOTSTOWN TOWNSHIP TRUSTEES
November 22, 2011

The regular meeting of the Rootstown Township Trustees opened at 5:30 p.m. on November 22, 2011. Those in attendance were Trustees Brett Housley and Bonnie Howe, JoAnn Townend, Fiscal Officer, Bill Hahn, Jim Mahood, and Julie Gonzales.

Resolution No. 2011-195 – Motion was made by Bonnie Howe and seconded by Brett Housley to accept the minutes of November 7, 2011. Upon roll call the vote as follows: Brett Housley, yea, Bonnie Howe, yea, Diane Dillon, absent.

ROAD SUPERINTENDENT REPORT

Bill received the invoice from Shelly Company for the Issue 2 re-paving project and the total savings was \$18,583.49.

Bill reported several trees needed to be removed on Hattrick Road due to safety issues. He spoke to the owner of the property because two (2) trees are in the right of way. The owner is willing to pay \$600.00 for the trees to be removed. Bill received the following quotes:

Brush Bandit	\$4,047.00
Davey Tree	\$3,600.00
Dominic's	\$2,100.00

Resolution No. 2011-196 – Motion was made by Bonnie Howe and seconded by Brett Housley to hire Dominic's Tree Service to remove four (4) trees on Hattrick Road in the amount not to exceed \$2,100.00. The owner is willing to pay \$600.00. Upon roll call the vote as follows: Brett Housley, yea, Bonnie Howe, yea, Diane Dillon, absent.

200 Tons of salt have been ordered to fill both bins.

Bill reported the tires on the Chevy truck have been installed and the brakes are fixed on the Sterling truck.

Cemetery

There were no funerals since the last meeting.

Park

The park is closed for the season.

Brett asked if Mrs. Barb Mencl agreed to the proposal given to her. The agreement is to give Mrs. Mencl's grave at no charge except for opening/closing costs. Mrs. Mencl would be buried close to her infant son; conditionally she would be willing to give up the grave beside her son and she would have to pay for an additional lot for her husband. Bill said she was not happy and thought Mrs. Mencl would attend a board meeting in the spring.

Ken Howe informed Bill of a dead tree on Kline Road that might be a safety issue.

Joe Paulus asked if there was something installed on the corner of Gower and New Milford Road. Bill said a sewer riser was installed.

ZONING INSPECTOR REPORT

There were no acts of business.

Jim reported one conditional permit application was granted to Michael Ondecker of 4096 Karry Drive. Mr. Ondecker will be installing a vehicle storage/restoration and library at that site.

Jim sent a follow up letter to the Magargee family. Brett suggested Jim contact Probate Court to see if there is a case open.

Jim attended the Portage County Quarterly Inspector Meeting last Thursday. Information on Senate Bill 195 (Skill Machines) was handed out. Todd Peetz of the Regional Planning Commission is giving Jim his powerpoint presentation.

Jim, George Tishma and Troy Cutright attended the Annual Zoning Workshop. It wasn't very informative. Jim said it was geared a lot towards larger cities. Jim received information from URS regarding grant funding. He will forward this to the Trustees.

The Historical Society will decorate the Town Hall on Saturday.

Jim requested the Board send a letter to Chris Meduri asking him to send a letter to the Daugherty residence (Pine Hollow) regarding complaints of a recreational vehicle on Pine Hollow Drive. Jim sent a violation letter asking the resident to move the vehicle; it was moved and then moved back. He sent a second violation letter. The Board agreed to send a letter to Chris Meduri asking him to send a letter to the resident.

RESIDENT'S COMMENTS

Mr. John Valarinos was present asking the process to vacate a piece of land he owns on State Route 44. Bonnie will check to see who owns the property and see if there are any easements.

UNFINISHED BUSINESS

Brett asked if Dave McIntyre, President of the Hot Stove received the draft agreement. JoAnn said he received a copy and thought he would attend a board meeting to discuss it.

6:00 PM – Public Hearing – ZC 2011-003 Garage/Lawn Sales

6:00 PM Trustee Housley opened the public hearing.

At the October 17, 2011 the Zoning Commission adopted unanimously to add regulations to the zoning resolution regarding garage/lawn sales by adding a definition in Chapter 150 and by adding a letter "P" in Section 310.09.

The Commission received recommendations from Portage County Regional Planning and Chris Meduri, Portage County Assistant Prosecutor.

At this time there is no existing resolution for garage/lawn sales.

Proposed: shown in **bold**

The proposed definition is as follows:

GARAGE/LAWN SALES: the sale of tangible personal property, which is advertised by any legal means where the public is or can be made award of the sale, including such things as tag sales, auctions, estate sales, moving sales, and other personal property sales.

Section 310.09 Accessory use regulations for O-C, R-1, R-2, **V-C, R-O**, and R-V districts

A-O remain the same

ADD: P. Garage/lawn sales (residential selling events). To include tag sales, auctions, estate sales, moving sales, and other personal property sales. Garage/lawn sales are limited to three (3) consecutive days per calendar month. See Section 420 regarding signage.

Many residents were present that were opposed to the proposed amendment. They believe they should be allowed to sell anything on their property that they want.

After discussion the Board adopted the following resolution:

Resolution No. 2011-197 – Motion was made by Bonnie Howe and seconded by Brett Housley to disapprove the proposed amendment ZC 2011-003 Garage/lawn sales. Upon roll call the vote as follows: Brett Housley, yea, Bonnie Howe, yea, Diane Dillon, absent.

Trustee Housley closed the public hearing at 7:00 PM.

NEW BUSINESS

Resolution No. 2011-198 – Motion was made by Bonnie Howe and seconded by Brett Housley to re-appoint Derek Ball of the Zoning Board of Appeals Board term ending December 31, 2015. Upon roll call the vote as follows: Brett Housley, yea, Bonnie Howe, yea, Diane Dillon, absent.

Brett will contact Steve Brown, Alternate on the Zoning Commission to see if he is interested in Helen Vari's position.

FISCAL OFFICER

Resolution No. 2011-199 - Motion by Bonnie Howe and seconded by Brett Housley to pay bills on file with the Fiscal Officer. Upon roll call the vote as follows: Brett Housley, yea, Bonnie Howe, yea, Diane Dillon, absent.

The Board agreed to have a farewell reception for Trustee Bonnie Howe on Tuesday, December 27th after their regularly scheduled board meeting.

Resolution No. 2011-200 - Motion by Brett Housley to adjourn at 7:40 p.m.

Respectfully submitted,

Brett Housley, Chairman

JoAnn Townend, Fiscal Officer