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RESOLUTION NO. _____

The Board of Trustees of Perry Township, Stark County, Ohio, met in regular session on the _____ day of January, 2006 with the following members present:

James P. Holmes
Craig E. Chessler
Anna M. Capaldi

Mr(s). _____ moved for the adoption of the following Resolution:

WHEREAS, the electors of Perry Township, Stark County, Ohio at the general election on November 3, 1992 approved the question of adopting the limited self-government for all of township government pursuant to O.R.C. Section 504.01; and

WHEREAS, O.R.C. Section 504.04 (A) authorizes a township to exercise powers of local self-government in the township and to adopt and enforce within the township local police, sanitary, and other similar regulations; and

WHEREAS, O.R.C. Sections 505.17 and 4511.07, authorizes a township board of trustees to regulate the stopping, standing, or parking of motor vehicles on any road within the township; and

NOW THEREFORE, be it hereby resolved by the Board of Trustees for Perry Township, Stark County, Ohio, to adopt the following resolution:

NO PARKING – UNHITCHED or UNATTENDED TRAILER

No trailer, not hitched to a licensed, towing, motor vehicle, shall be left parked or unattended within the traveled portion of any road within Perry Township, Stark County, Ohio.

Any trailer in violation of this resolution and that creates a hazard or danger to the motoring public shall be towed at the owner's expense.

Whoever violates this Resolution shall be subject to the citation and penalties as set forth in O.R.C. 504.05, or \$50.00 for the First Offense, \$100.00 for the Second Offense, and \$250.00 for each Successive Offense.

BE IT FURTHER RESOLVED, that this resolution shall take effect at the earliest time as permitted by law.

Mr(s). _____ seconded the motion and upon roll call the vote resulted as follows:

Mr. Holmes _____

Mr. Chessler _____

Ms. Capaldi _____

CERTIFICATE OF CLERK

STATE OF OHIO

STARK COUNTY

I, Joe Schlegel, Clerk of the Board of Trustees of Perry Township, Stark County, Ohio, in whose custody and control the files and records of said Board are required by the laws of the state of Ohio to be kept, do hereby certify that the foregoing is taken and copies from the original Resolution now on file, and that the foregoing has been compared by me with said original Resolution, and that the same is a true and correct copy thereof.

Witness my signature this _____ day of January, 2006.

Joe Schlegel – Clerk
Board of Trustees of Perry
Township, Stark County, Ohio

APPROVED AS TO FORM AND LEGAL SUFFICIENCY by Charles D. Hall III, Additional
Legal Counsel, Perry Township, Stark County, Ohio.

Charles D. Hall III
Additional Legal Counsel

Perry Township Board of Trustees
Regular Meeting
February 7, 2006

The meeting was called to order by Board President, Jim Holmes at 7:00pm at the Township Hall located at 3111 Hilton St. Massillon, Ohio. All Board Members and Department Heads were present. Administrator, Elaine Campbell and Law Director Charles Hall were present.

Mr. Holmes introduced Mark Harmon, Scout Master of Troup 914 located at Richville United Church of Christ. Members of the troop were in attendance.

Fiscal Officer

Ms. Capaldi made a motion to approve bills and payroll in the amount of \$450,564.75; seconded by Mr. Chessler.

ROLL CALL :Mr.Holmes, yes. Mr. Chessler, yes. Ms. Capaldi, yes.

Pending Warrants for the week ending 01/24/06 - \$211,303.75
Pending Warrants for the week ending 01/31/06- \$22,768.40
Pending Warrants for the week ending 02/07/06- \$216,492.60

Fiscal Officer Schlegel informed the Board of interest for the following:

November, 2005 \$ 7,657.27
December, 2005 \$5,851.95
Year to date 2005 Total \$53,894.07

Fiscal officer Schlegel attended a Personal Property Tax Seminar in Columbus. Randy Gonzalez of Jackson Twp. hosted the event and sent out notification to the largest 20 townships. These entities will be losing the most money regarding Personal Property Taxes. Attorney Steve Sopol from the OHIO Department of Taxation assisted with the legislation on House Bill #66. The entities discussed the possibilities of rectifying the loss. Some ideas discussed were starting a sales tax, income tax, or a gasoline tax to subsidize some of the losses. The schools will also be losing as much as the Township. Jackson Twp. will host another meeting in the future. Mr. Schlegel will keep the Board informed.

Mr. Schlegel explained when a 1 mill levy passes that \$500,000.00. is generated. Out of that amount that is generated, 17% of that is Personal Property Taxes. House Bill #66 is eliminating the Personal Property Tax. We will be reimbursed 100% for the first 5 years. After that there is a mechanism called CAT that kicks in for the next 8 years. The Township will lose just under \$900,000.00 if these funds are eliminated. The previously discussed ideas may assist the Township financially.

Police Department

Police Chief, Tim Escola informed the Board he felt the 1.25 levy was the best option for the township at this time. The taxable value of a \$100,000.00 home would be an increase of \$38.28 per year, or \$3.19 per month, or 10 cents a day. Chief Escola requested the Board discuss the levy. Fiscal Officer Schlegel stated the levy needs to pass because the Police Department will have a \$250,000.00 deficit at the end of 2006. A 1.25 mill levy will annually generate \$650,000.00. This will offset the projection for a \$250,000.00 deficit. There would be roughly \$400,000.00 revenue for new hires and other expenses. The Board commended Chief Escola and Fiscal Officer Schlegel for coming up with a solid figure to apply to the ballot.

Mr. Chessler made a motion to adopt a resolution as prepared by the Law Director for the County Auditor to certify the current tax evaluation of the Perry Township Police District in the dollar amount that will be generated by a 1.25 mill additional levy at the primary election to be held on May 2, 2006; seconded by: Ms. Capaldi.
ROLL CALL: Mr. Holmes, yes. Mr. Chessler, yes. Ms. Capaldi, yes.

Mr. Chessler made a motion to adopt a resolution prepared by the Law Director to place a 1.25 additional mill levy on the May 2006 primary ballot for the Perry Township Police Department; seconded by Mr. Holmes.
ROLL CALL: Mr. Holmes, yes. Mr. Chessler, yes. Ms. Capaldi, yes.

Chief Escola informed the Board of a preliminary levy meeting held February 1st by stating various members of the community and members of the Police Department attended to discuss the levy. Chief Escola stated he felt the levy would be well supported.

Chief Escola reported on the 2005 End of the Year Police Statistic Report there were 1,026 calls for service. These calls were handled by 16 officers. (supervisors are busy with administrative duties)

Chief Escola commended Officer Pomesky and Officer Burkey for the excellence in which they handled a recent suicide attempt. Chief Escola reiterated the need for the passage of the levy in order for officers to handle such emergency situations and have remaining officers on the road securing the township as well.

Chief Escola informed the Board regarding the Police Department Law Enforcement Trust Fund, in August, 2005 the Perry Police raided two gambling places on Lincoln Way in Perry Township. Both cases are complete in court. The case received money in the amount of \$16,698.20. Perry Township's portion of that amount of money was \$6,698.20. This brings the total of the Law Enforcement Trust Fund to \$ 38,180.85.

Fire Department

Fire Chief, Gary Justice informed the Board the Fire Department had received another FEMA Grant in the amount of \$40,688.00. He stated this was the third year for receiving a FEMA grant. He commended Vera Gatchell the grant writer. He requested the Board accept the grant and stated there was no matching funds. This money must be utilized for what the grant requested. With this award, the Fire Department has received of \$380,000.00

Ms. Capaldi made a motion to accept the FEMA Grant in the amount of \$40,688.00; seconded by Mr. Chessler.

ROLL CALL: Mr. Holmes, yes. Mr. Chessler, yes. Ms. Capaldi, yes.

Chief Justice informed the Board that Fire Station #2 was in need of repairs for doors and a roof is leaking. Chief justice stated he had received quotes over two years ago for this repair. The Board asked the Chief to update those quotes and proceed with repair if the cost is below \$25,000.00.

Road Department

Mr. Chessler made a motion that the Board authorize for advertisement to establish specifications for the purchase of a 2006 Dump Truck. The bids are to be received and will be accepted until 7:00pm March 7, 2006 at the Perry Township Hall and authorize the clerk or the staff to cause publication to be made as required by the Ohio Revised Code; seconded by Mr. Holmes.

ROLL CALL: Mr. Holmes, yes. Mr. Chessler, yes. Ms. Capaldi, yes.

Ms. Capaldi made a motion to authorize advertisement of 2006, Road Materials Specs Bids are to be opened 03/07/06; seconded by Mr. Chessler.

ROLL CALL: Mr. Holmes, yes. Mr. Chessler, yes. Ms. Capaldi, yes.

Mr. Chessler made a motion that the Board adopt a resolution to grant a waiver for the construction of a culd-de-sac at the northern terminus of Clearbrook Rd. in the Aberdeen Glen allotment as requested by the developer, Fred Tobin and his engineer, Barbara Bennett of Hammontree & Associates; seconded by Ms. Capaldi

ROLL CALL: Mr. Holmes, yes. Mr. Chessler, yes. Ms. Capaldi, yes.

Mr. Holmes made a motion to adjourn into Executive Session on personnel matters for the consideration of appointment, employment, dismissal, discipline, promotion, demotion or compensation of a public employee under Ohio Revised Code 121.22.G.1 to include the Trustees, Fiscal Officer, Law Director, Administrator, and Road Superintendent; seconded by Mr. Chessler.

ROLL CALL: Mr. Holmes, yes. Mr. Chessler, yes. Ms. Capaldi, yes.

The Board adjourned into Executive Session at 7:40pm.

The Board adjourned from Executive Session at 8:02pm.

Parks/Recycling/Administration Department

The Board authorized a Work Session involving a NPDES film and review of 2006 Annual Report. This is the Storm Water Management Program the Board is by Ohio EPA regulation law requested to complete this year.

Mr. Chessler made a motion to authorize a letter be drafted to the Stark County Engineers requesting that they act on the Board's behalf to review the plans and make comments or suggestions for revisions for the plans regarding Jackson Ave./ 27th St. infrastructure project; seconded by Ms. Capaldi.

ROLL CALL: Mr. Holmes, yes. Mr. Chessler, yes. Mr. Laubacher, yes.

Mr. Holmes made a motion to authorize the Administrator to make all necessary applications for the Nature Works and Land and Water Conservation Grant for the acquisition of the Fasnacht Farm; seconded by Mr. Chessler.

ROLL CALL: Mr. Holmes, yes. Mr. Chessler, yes. Ms. Capaldi, yes.

Mr. Chessler made a motion to accept the 2006 Recycling Grant from Stark Tuscarawaras Wayne Recycling Solid Waste District in the amount of \$45,000.00; seconded by Ms. Capaldi.

ROLL CALL: Mr. Holmes, yes. Mr. Chessler, yes. Ms. Capaldi, yes.

Zoning Department

Zoning Inspector, Mr. Weckbacher provided the Board with the 2005 Year end Zoning Report and the January 2006 Zoning Report.

Law Director

Mr. Hall stated that he and Mr. Weckbacher had attended an Appeals Board meeting the night before and as a result of the Appelas Board decision, a few questions were raised towards the inadequacies of the Zoning Resolution. Modifications will be prepared to the resolution to present to the Zone Commission which eventually will come to the Board for approval.

Township Business

The third and final reading took place regarding No Parking of Vehicles on Township Roadways .The Board welcomed public input.

Sam Randaza, 1124 Western Ave. S.W., Canton asked if there was currently an ordinance stating a tractor trailer cannot be parked in a residential area any longer than 24 hours. The Board replied tractor trailers are not applicable under this proposed resolution.

Jason Wise, 1151 Rolena stated he felt this is a waste of time for one household in the Township, and he indicated Chief Escola shouldn't have to keep running out there to solve problems. He stated there is not enough police manpower to do it.

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Mr. Holmes read the resolution of a copy is attached.

Bill Butler, 1755 Bramblebush asked if we would ticket a contractor while he disconnected a trailer so he could go to lunch without hauling the trailer. Chief Escola stated the vehicle would have to be left abandoned there for an extended period of time. The officers will use discretion in applying the penalty phase of the resolution.

Chuck Taylor, 317 Proudly Ave. Massillon stated he agreed with Mr. Wise on the trailer issue.

He stated the City of Canton is considering adopting a zoning ordinance for junk vehicles in back yards & driveways. He felt this was more of a concern than the trailer issue. The Board thanked Mr. Taylor for his comments.

Mark Shefelton, 3535 Stillmeadow stated he felt our manpower in the police department would be stretched even thinner by enforcing the trailer issue and he felt it shouldn't be done now. Mr. Holmes explained that when this situation is abused and becomes hazardous to the motorist or the resident the Police Department would be able to respond. The Board stated the enforcement of the trailer resolution should not affect the manpower as it is not commonly abused.

Mr. Hall stated it is just another tool to be utilized by the Police Department We currently do not have the ability to respond or rectify the situation. Mr. Chessler stated this is a means by which to take the situation on the road that is creating a possible hazard and have the direct means to deal with it then and there.

Chuck Taylor, 317 Proudly asked how we would collect citation fines.

Mr. Hall stated this would be a Civil fine in the Limited Home Rule statute fashion. The fine would be paid at the Administration office and if not paid in a timely fashion they would be surrendered to the Law Directors office for follow up. Mr. Hall stated the noise citations were being addressed. Mr. Chessler stated the road hazard elimination was more important than the actual fine.

Mr. Chessler made a motion to adopt the resolution prepared by the Law Director dealing with the probation of parking unhitched or unattended trailers on township roadways; seconded by Ms. Capaldi.

ROLL CALL: Mr. Holmes, yes. Mr. Chessler, yes. Ms. Capaldi, yes.

Mr. Hall stated this resolution would not take formal effect until 30 days.

Mr. Chessler made a motion to appoint Doyle Parcell for the 5 year term commencing from January 1st, 2006 and concluding 12/31/10; seconded by Ms. Capaldi

ROLL CALL: Mr. Holmes, yes. Mr. Chessler, yes. Ms. Capaldi, yes.

Mr. Chessler made a motion to appoint Steve Harrison to the Board of Zoning Appeals for the same 5 year term effective January 1, 2006 to 12/31/10 Perry Township to the Zone Commission; seconded by Ms. Capaldi

ROLL CALL: Mr. Holmes, yes. Mr Chesler, yes. Ms. Capaldi, yes.

The Board will review the policy for Trustee request for street lighting. Ms. Capaldi stated the Board has a vehicle through he Ohio Revised Code and the Board is clarifying criteria as to whether the Trustees would pay or assess residents based on the criteria the Law Director has given. The Board will take action at the February 21st regular meeting.

Administrator Campbell stated residents of Bunker Hill submitted signatures regarding a lighting district request. She and the Zoning Department will determine if 50% or more of the frontage along a public right of way in order to further this and submit it to Ohio Edison to draw up a plan for lighting. She stated Bruno Millen submitted the petition. Administrator Campbell stated by the next regular meeting it would be scheduled for hearing by the Board.

New Business

Mr. Chessler stated that with the closing of the Rubbermaid plant he had been inquiring from different sources any resources for economic development of the capacity. He found that the Stark Development Board does currently have in place a program called a Revolving Loan Fund. Steve Paquette and Dan Tolarchek are willing to meet with the Board and discuss the program publicly and this could be a tool available to prospective businesses for Perry Township. The meeting is tentatively scheduled for the March 14th, 2006 Work Session.

Public Speaks

William Werbeck, 3460 Spindle St. N.W, stated he noticed there are street lights closer to Doctor's Hospital and asked when they were erected. Mr. Holmes said he would have to research that information. Mr. Werbeck suggested neighborhood lighting requests be the responsibility of the resident instead of the Township covering the bill. He asked the status of the Schalmo law suit. Mr. Hall said it is an Administrative Appeal and it is pending. Schalmo's attorney has requested additional time to file a brief. The Judge agreed to give additional time to file. Mr. Werbeck asked if alternates had been used for Appeals and Zoning Boards. Mr. Hall said they are utilized as needed. Mr. Werbeck stated he felt that builders such as SchalmoHomes are a deterrent to our tax base. He felt the promotion of a residential tax base was more of a concern than businesses. Ms. Capaldi stated that commercial properties do share the tax burden. Mr. Holmes stated the township has been pro active by bringing water to the Richville area which services several new homes in the area.

Bill Butler 7055 Bramblebush invited the Board to CBPT meeting on February 22, 2006 at Pfeiffer Middle School. A gang awareness seminar will be conducted by Mr. Bennett.

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Mark Harmon, Scout Master thanked the Board for allowing the boys to observe the meeting.

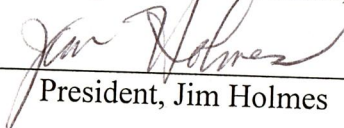
Mr. Chessler made a motion that the Board adjourn into Executives Session, the first which would be under 121.22.G.2 for public property purchase to include the Trustees, Fiscal Officer, Law Director, and Administrator, upon concluding that Executive Session the Board and Law Director, will reconvene to discuss the potential appointment, employment, dismissal, discipline, promotion, demotion or compensation of public employee or official 121.2G.1 with no action to be taken on either; seconded by Mr. Holmes.

ROLL CALL: Mr. Holmes, yes. Mr. Chessler, yes. Ms. Capaldi

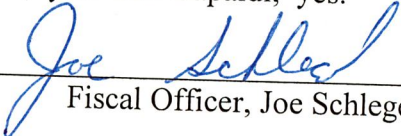
The Board adjourned into Executive Session at 8:52pm
The Board adjourned from Executive Session at 9:45pm

With no further business to come before the Board Mr. Chessler made a motion to adjourn the meeting at 9:45pm; seconded by Mr. Holmes.

ROLL CALL: Mr. Holmes, yes. Mr Chessler, yes. Ms. Capaldi, yes.



President, Jim Holmes



Fiscal Officer, Joe Schlegel