

Perry Township Board of Trustees

Regular Meeting

March 20, 2018 7:00 pm

Call to Order/ Pledge of Allegiance:

Excused absence:

Additions/Deletions to Agenda:

Public Hearings/Invited Guests:

Communications:

Petition Submitted by Edie McFadden

Trustee Haines indicated that the Board received a petition from some neighbors that he met before the meeting tonight; Trustee Haines welcomed the McFadden's; Trustee Haines verified that the McFadden's were the ones who started the circulation of a road paving petition and stated that they certainly appreciated it.

Trustee Haines stated that the Board was aware that there were roads within the Township that have issues and need work and indicated that Road Superintendent Masalko was working on his paving list but it was not finalized. Trustee Haines briefly described the road paving budget and levy funds and trying to play catch up with the 146 miles of Township Roads. Mrs. McFadden stated that she understood these issues but indicated that they have been at their residence on Cinwood for 23 years and felt that they were certainly due for re-paving. Mrs. McFadden stated that they are proud to live in Perry Township, but felt that these roads on Harding, Georgia and Cinwood needed to be looked at; the residents in these areas are very concerned with these road conditions.

Trustee Chessler indicated to Mrs. McFadden that their petitions were done in a very nice, systematic way and acknowledged the time it took to go out and get all the people on these streets to petition. Mrs. McFadden stated that they all care about this community and they wanted to bring this matter to the Board's attention and thanked the Board for their service.

Trustee Haines stated that the Board acknowledged and appreciated their communication and indicated that they will take a look at these areas when Road Superintendent Masalko was putting his road paving list together for this year.

Mr. McFadden inquired if this list would be published. Trustee DeChiara confirmed that it would and indicated that each year Road Superintendent Masalko and the Road Department tries to pick the worst of the worst. Trustee DeChiara stated that they would do their best with the money that they had and added that their road would certainly be at the top of their list as far as he was concerned. Mrs. McFadden stated her thanks; Trustee Haines thanked the McFadden's again for their comments.

Public Speaks on items up for Board Approval: None.

Township Business requiring Board Action: None.

Unfinished Business:

Consider Yard Waste Services Agreement with Stark Tusc Wayne Joint Solid Waste Management District and Earth 'n Wood

Trustee Haines stated that this matter was discussed at a previous meeting and indicated that there has been much publicity in the paper regarding the yard waste services around Stark County and the loss of funds from Stark Tusc Wayne Solid Waste District. Trustee Haines indicated that Road Superintendent Masalko and Administrator Fetzer have been working on this matter and asked if they would please give more detail.

Administrator Fetzer asked the Board to please consider the following Yard Waste Program opportunities in the continuing partnership with the Stark Tusc Wayne Joint Solid Waste Management District:

- Partnering with Stark Tusc Wayne Joint Solid Waste Management District for a Block Grant Agreement in the amount of \$33,712
- Consider a \$10,000 contribution from the General Fund towards yard waste funding
- Consider purchase of \$12,000 motion detector gate
- Consider restricting Yard Waste Program hours to service community members on Saturday and Wednesday from 8:00 am until 6:00 pm
- Begin service date on Wednesday, May 2, 2018 through the end of Yard Waste season or whenever funding revenue is depleted
- The load fee per bin is \$145 (we would use two 40-yard bins)
- Anticipated two full bins on Wednesday. This would leave two full days for Earth 'n Wood to collect full bins and return empty bins prior to Saturday's Yard Waste schedule.
- A part-time employee would assist from 8:00 am until 6:00 pm on Saturday and Wednesday. We would also continue receiving three checks from Stark Tusc Wayne in the amount of \$625 (totaling \$1,875) from our Compost Clean-Up Grant.
- The appropriate signage would be displayed depicting Yard Waste hours; the monitoring of the site with much emphasis on No Commercial Dumping. Identified commercial dumpers and those dumping on the ground when the bins are full, may be prosecuted to the fullest extent of the law
- Our dump fees with Earth 'n Wood last year totaled \$41,760 (288 loads) – Our STWJSD Block Grant dollars are \$33,712. This would be an estimated \$8,048 township contribution.

More discussion took place regarding the specifics of resuming the Yard Waste Program.

Trustee Chessler made a motion that based on our discussion tonight, that the Board authorize entering into the 2018 Yard Waste Host Site Block Grant Agreement with Stark Tusc Wayne Solid Waste Management District and further allocate up to \$10,000 from the General Fund for additional ongoing expenses for the balance of 2018 for our recycling program; Seconded by Trustee DeChiara.

ROLL CALL: Mr. Haines, yes. Mr. Chessler, yes. Mr. DeChiara, yes.

New Business:

Trustee Haines made a motion to approve bills in the amount of \$35,287.17 for the week ending March 13, 2018 and bills and payroll in the amount of \$129,778.32 for the week ending March 20, 2018 for a combined total of \$165,065.49; Seconded by Trustee Chessler.

ROLL CALL: Mr. Haines, yes. Mr. Chessler, yes. Mr. DeChiara, yes.

Fiscal Officer:

Administration:

Consider Stark County Commissioner's Contract with Chagrin Valley Paving, Inc.

Trustee Chessler asked if Road Superintendent Masalko would please give brief detail regarding the nature and scope of this project. Road Superintendent Masalko stated that the nature and scope of this Perry Park Improvement Project included the parking lot repaving and resurfacing of the walking track at Perry Park. Trustee Haines confirmed that this was the one that we received a grant for; Mr. Masalko stated that was correct and indicated that Chagrin Valley was ready to proceed and would begin as soon as the paperwork was processed.

Trustee Chessler made a motion that the Board enter into the construction contract with Stark County Commissioners and Chagrin Valley Paving, Inc. for our portion and obligations for the project that is known as the Perry Park Improvement Project and authorize the expenditure in an amount not to exceed \$14,774.50; Seconded by Trustee Haines.

ROLL CALL: Mr. Haines, yes. Mr. Chessler, yes. Mr. DeChiara, yes.

Consider Stark County Hazard Mitigation Plan Adoption

Administrator Fetzer stated that JH Consulting, in coordination with the Stark County Commissioners, the Stark County Emergency Management Agency, as well as officials from various jurisdictions in Stark County, has completed the required five-year update to the Stark County Multi-Jurisdictional All-Hazard Mitigation Plan.

Administrator Fetzer indicated that final approval of the plan update is contingent upon each participating jurisdiction signing adoption-resolutions. Upon signing the adoption-resolution, attached before the Board, the Township, as a jurisdiction, will remain eligible for potential funding from the Pre-Disaster Mitigation (PDM) Program, Flood Mitigation Act (FMA), and Hazard Mitigation Grant Program (HMGP). FEMA gives one year from the first signed adoption as a timeline for all jurisdictions to adopt;

the Board is being requested to sign the provided resolution as soon as possible, to continue to be covered under this plan.

Trustee Chessler made a motion that the Board adopt and enter into the written agreement for the federally approved Multi-Jurisdictional All-Hazard Mitigation Plan; Seconded by Trustee Haines.

ROLL CALL: Mr. Haines, yes. Mr. Chessler, yes. Mr. DeChiara, yes.

Fire Department:

**Consider Accepting the Resignation of Part-Time Firefighter/EMT John McNally
Consider Accepting resignation of Part-Time Firefighter/EMT Daniel Courtney Jr.**

Fire Chief Martin stated that the Fire Department is requesting that the Board of Trustees accept the resignation of John McNally, effective Tuesday, March 20, 2018. Chief Martin indicated that John accepted a full-time position in law enforcement in the Columbus area.

Fire Chief Martin stated that the Fire Department is requesting that the Board of Trustees accept the resignation of Daniel Courtney Jr., effective Tuesday, March 13, 2018. Chief Martin indicated that Daniel accepted a full-time position at a fire department in South Carolina.

Trustee Haines made a motion that the Board accept the resignation of John McNally, effective Tuesday, March 20, 2018 and makes a motion that the Board accept the resignation of Daniel Courtney, Jr., effective Tuesday, March 13, 2018; Seconded by Trustee Chessler.

ROLL CALL: Mr. Haines, yes. Mr. Chessler, yes. Mr. DeChiara, yes.

Consider the Purchase of Body Armor

Fire Chief Martin stated that the Fire Department is requesting that the Board of Trustees authorize the purchase of ten (10) sets of Point Blank ODC Standard Vests with C111A ballistics and "Perry Twp." stenciled on the front and back from Fire Force, Inc. for a purchase price not to exceed \$5,789.00. Chief Martin indicated that the Fire Department obtained three (3) quotes: Fire Force in the amount of \$5,789; Pro-Tech Sales in the amount of \$5,790; and Akron Uniform in the amount of \$7,990.

Trustee Haines made a motion to approve the purchase of ten (10) sets of point blank hoodies C standard vests with C1118 ballistics and Perry Township stenciled on the front for a purchase price not to exceed \$5,789.00 from Fire Force, Inc. of Columbiana, Ohio; Seconded by Trustee Chessler.

ROLL CALL: Mr. Haines, yes. Mr. Chessler, yes. Mr. DeChiara, yes.

Consider Recommendation IT Updates to Fire Department Facilities

Fire Chief Martin stated that the Fire Department is requesting that the Board of Trustees authorize the expenditure of \$5,607.81 for recommended hardware, software and network upgrades to Stations 1, 2 and Fire Administration by Virtual Data Works, the Township IT provider. Chief Martin indicated that Station 3 has been taken care of already and this would bring the remainder of the facilities up-to-date.

Trustee Haines made a motion that the Board approve the Fire Chief to spend \$5,607.81 for recommended hardware/software and network upgrades to Station 1, 2 and Fire Administration by Virtual Data Works, the Township IT provider; Seconded by Trustee Chessler.

ROLL CALL: Mr. Haines, yes. Mr. Chessler, yes. Mr. DeChiara, yes.

Police Department:

Consider Fallsway Quote to Outfit Cruiser

Police Chief Pomesky stated that the Police Department is requesting that the Board of Trustees authorize the attached quote for Fallsway Equipment to outfit the cruiser that is replacing cruiser #112 which was totaled in an accident. Chief Pomesky indicated that it is imperative that this cruiser quickly get completed so that it can go into our active fleet; total cost to finish outfitting the new cruiser is \$3,610.77.

Trustee Chessler made a motion that the Board approve, adopt and enter into an agreement with Fallsway Equipment for the equipment installation on our police cruiser at a total cost not to exceed \$3,610.77; Seconded by Trustee DeChiara.

ROLL CALL: Mr. Haines, yes. Mr. Chessler, yes. Mr. DeChiara, yes.

Law Director Hall relayed to Trustee Haines that as he suggested to Chief Pomesky, even though the Police Department has already received the settlement check from the insured, a supplemental request should also be submitted to see if the insurance company will reimburse this as part of that accident.

Road and Park Department:

Consider Hiring Road Maintenance Specialist Scott Wade

Road Superintendent Masalko stated that the Road Department is asking for the Board's approval to hire a Road Maintenance Specialist, application for Scott Wade attached before the Board. Mr. Masalko indicated that Mr. Wade has a Class A CDL and is very experienced in running various types of equipment. Mr. Masalko stated that this would be a replacement for Tim Corbi and indicated that he feels Mr. Wade is very qualified for this job. Road Superintendent Masalko indicated that they have moved Tim Corbi, a previous road maintenance specialist into the mechanic's role where he is currently shadowing the mechanic's position.

Road Superintendent Masalko stated that Mr. Wade's starting pay rate will be \$17.89 an hour and after the 6 to 18-month probation period, this pay rate will be increased to \$20.13; after the 18-month probation period, the full Road Maintenance Specialist pay rate will be \$22.37. Mr. Masalko indicated that Mr. Wade has completed his drug and alcohol test, BCI check and driver's license background check. Upon the Board's approval, Road Superintendent Masalko indicated that the Road Department would like Mr. Wade's starting day to be Monday, April 9, 2018.

Trustee Haines verified of Road Superintendent Masako that when the assistant mechanic leaves, we will need to hire another one; Mr. Masalko confirmed yes. Trustee Haines inquired if this hire would then be a road maintenance specialist/assistant mechanic. Mr. Masalko stated that was correct.

Trustee Haines asked when Dale (Lake) and Harvey's (Zimmerman) last days would be. Mr. Masalko confirmed that it would be the last day of April for both Dale and Harvey. The Board all confirmed their leaving will be a loss.

Trustee DeChiara verified past conversation regarding his interest in the possibility of sharing the mechanics between the road, police and fire departments and making it work out of two buildings when necessary. Trustee DeChiara indicated that this would be a good time to discuss this matter before additional hiring. Trustee Haines agreed and added that it also wouldn't hurt us to have an assistant mechanic; this position could be more of a road specialist than a mechanic but could prove advantageous in being able to assist in other areas such as plowing, when needed, and could be a benefit overall.

Trustee Haines made a motion that the Board approve the Road Superintendent to hire the Road Maintenance Specialist, Scott Wade; Scott has a Class A CDL and is very experienced in running various types of equipment that the Road Department is looking for; his starting rate of pay will be \$17.89 an hour; in 6 months to 18 months period, his rate will be increased to \$20.13; after 18 months is complete, he will be a full Road Maintenance Specialist at \$22.37; start date is April 9, 2018 and he has completed his drug and alcohol test, BCI check and driver's license background check; Seconded by Trustee Chessler.

ROLL CALL: Mr. Haines, yes. Mr. Chessler, yes. Mr. DeChiara, yes.

Law Director:

Consider ORC 3929.86 Fire Loss Claim

Law Director Hall indicated that this matter came up last week and further indicated that Zoning Inspector Cugini had some background information concerning this matter as well; we had a situation where by statute, whenever there is a fire loss of 60% or more, the insurance company is supposed to deposit the money with our Fiscal Office until the problem is rectified. Mr. Hall verified of Zoning Inspector Cugini of the specifics regarding this property.

Zoning Inspector Cugini indicated that this is in regard to the problem property of Mr. Robert Francis at 152 Victoria Avenue NW, that was totally destroyed due to a structure fire on December 29, 2017. Mr. Cugini gave a detailed explanation as to the issues that have occurred regarding the insurance company already paying out the money on this claim to the property owner in lieu of contacting the Township for placement of these funds in escrow. Zoning Inspector Cugini stated that they were in the process of obtaining bids for demolition of this property and was hopeful that the house would be torn down and everything cleaned up in a week or two.

Law Director Hall proposed, with the Board's permission, that an improved procedure be initiated regarding a fire loss; immediately notifying the property owner by standardized letter and served by the Fire Safety Inspector to avoid issues of this nature in the future.

Trustee Chessler stated that he thought this was an excellent idea but relayed that he felt this matter has gone on too long. Trustee Chessler requested Law Director Hall to contact the insurance company in this matter regarding their noncompliance and indicated that we need to take any action necessary to

get that money immediately and also take whatever steps against Mr. Francis as the property owner to initiate some enforcement action. Law Director Hall confirmed that he would make sure this would be taken care of tomorrow.

Zoning:

Problem Properties:

152 Victoria Ave. NW

Executive Session(s):

Department Matters Not Requiring Board Action:

Administration: None.

Fire Department: None.

Police Department: None.

Road Department: None.

Parks/Recycling: None.

Zoning: None.

Law Director: None.

Announcements:

~Rain Barrel Workshop hosted by Perry Township and Stark Soil and Water on Tuesday, April 24, 2018 at 6:00 pm to 8:00 pm. Visit www.perrytwp.com for details.

~Perry Township Community Events Listing

Public Speaks-Open Forum:

Richard Coburn – Mr. Coburn indicated that he resides at Hanover House (dialogue not clear and audible); he drove his power wheelchair in a 3' wide pothole on Lennox Avenue NW on the evening of March 6, 2018. During the fall, he broke his wrist and injured his leg and damaged his control mechanism on his wheelchair; would like help to repair his wheelchair; since the occurrence, the pothole has been filled.

Trustee Haines indicated that he knows there are many road issues throughout Ohio, Stark County and Perry Township and relayed that we have been out there trying to fill and make repairs but stated that we haven't been able to get them all fast enough; Trustee Haines stated to Mr. Coburn that he appreciated his comments.

Joe Maio, 1036 Norwich NW – Mr. Maio indicated that his issue is the flooding that occurs in his backyard. Mr. Maio stated that Zoning Inspector Cugini was out there and he spoke to Road Superintendent Masalko last year and the year before; this is not a new problem and it's been occurring

constantly; it occurs on the south side of his property. Mr. Maio gave a detailed explanation regarding what he believes to be the cause of the water flow issues. Trustee Haines indicated that if Mr. Maio and any other neighbors would communicate their requests regarding ditch clean-out to the Road Department, they could take care of that. Trustee Haines stated that they appreciated Mr. Maio's comments.

Adjournment:

With nothing further to come before the Board, Trustee Haines made a motion to adjourn the meeting at 8:03 pm; Seconded by Trustee Chessler.

ROLL CALL: Mr. Haines, yes. Mr. Chessler, yes. Mr. DeChiara, yes.

Doug Haines, President

Joe Schlegel, Fiscal Officer