

**Perry Township Board of Trustees**

**Regular Meeting**

**June 18, 2019 6:00 pm**

**Call to Order/ Pledge of Allegiance:**

**Excused absence:** Trustee DeChiara

**Additions/Deletions to Agenda:**

Trustee Haines indicated that the Board received a letter today that would be added on this evening's Agenda under Communications.

Trustee Chessler made a motion that this letter was received today from Aaron Smith; Seconded by Trustee Haines.

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

**Public Hearings/Invited Guests:**

**Swearing In Ceremony for Members of the Fire Department**

Trustee Chessler stated that he had the privilege to welcome and conduct the swearing-in for the seven (7) new part-time members of our Fire Department and asked those candidates to please step forward, raise their right hand and repeat after him:

1. Maria Fishburn
2. Keith Heinlein
3. Emere Mack
4. Dakota Nuske
5. David Phillips
6. Andrew Skolmutch
7. Sage Ward

*I, \_\_\_\_\_ do solemnly swear to support the Constitution of the United States, the Constitution of the State of Ohio, Resolutions of Perry Township, Ohio; the Rules, Regulations, Standard Operating Guidelines, Standard Operating Procedures, and Policies of the Perry Township Fire Department; and I will faithfully, honestly and impartially discharge the duties of Firefighter of the Perry Township Fire Department and this I do as I shall answer unto God.*

Trustee Chessler made a motion that Maria Fishburn; Keith Heinlein; Emere Mack; Dakota Nuske; David Phillips; Andrew Skolmutch and Sage Ward be hired by Perry Township Fire Department as part time firefighters and be afforded all the benefits currently applicable to part-time employees; all new hires

will adhere to any final drug or alcohol screenings; starting wage is \$13.25 per hour; hiring date will be effective, today, June 18, 2019; Seconded by Trustee Haines.

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

Trustee Chessler stated that he would call forward Trevor Baugher and Matthew Weiand to conduct the swearing-in for these two (2) new full-time members of the Fire Department. Trustee Chessler asked these candidates to please raise their right and repeat the following oath:

*I, \_\_\_\_\_ do solemnly swear to support the Constitution of the United States, the Constitution of the State of Ohio, Resolutions of Perry Township, Ohio; the Rules, Regulations, Standard Operating Guidelines, Standard Operating Procedures, and Policies of the Perry Township Fire Department; and I will faithfully, honestly and impartially discharge the duties of Firefighter of the Perry Township Fire Department and this I do as I shall answer unto God.*

Trustee Chessler presented both Trevor Baugher and Matthew Weiand with their badge and Trustee Haines read aloud the firefighter's creed.

Trustee Chessler made a motion that the Board hire Trevor Baugher and Matthew Weiand as full-time firefighters with the Perry Township Fire Department effective today, June 18, 2019 and they will be afforded all benefits applicable to full-time time employees with a starting rate of pay of \$14.80 per hour; Seconded by Trustee Haines.

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

Trustee Chessler stated that he would ask that all part-time and new firefighters step into the adjoining room to sign their oath of office and invited the members of the audience to please join them for cake and refreshments during a brief recess.

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### 10 Minute Recess

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#### **Communications:**

##### **Parking Concern at Leonard Ave. SW and Birchdale – Brent Hite**

Trustee Chessler stated that the Board received an email from Brent Hite on June 15, 2019 regarding issues involving neighborhood parking in the area of Leonard Avenue SW and Birchdale Street. Trustee Chessler inquired if Chief Pomesky and Road Superintendent Masalko could view this area and come back with recommendations to the Board; if it is appropriate to declare certain areas as restricted parking and no parking and the Board can act accordingly.

Trustee Chessler also indicated another email received by the Board from Aaron Smith dated today, June 18, 2019 regarding another parking matter in the area of Shore Line Avenue. Trustee Chessler stated that Chief Pomesky is also aware of this matter; we are to take a look at the road's configuration and the traffic flow and the speeding complaints. Trustee Chessler relayed that he would pass Chief Pomesky the phone number information for both of these gentlemen if he would let them know that this matter is under consideration with the Board for further action.

Trustee Haines inquired if Park Superintendent Masalko could reach out to Stark Parks regarding the mowed path; if they could not mow that grass, it would take that path away and would make it less enticing for people to park there.

**Public Speaks on items up for Board Approval:** None.

**Township Business requiring Board Action:** None.

**Unfinished Business:** None.

**New Business:**

Trustee Chessler made a motion to approve bills and payroll in the amount of \$198,347.39 for the week ending June 11, 2019 and bills only in the amount of \$29,830.92 for the week ending June 18, 2019 for a combined total of \$228,178.31; Seconded by Trustee Haines.

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

**Fiscal Officer:**

**Consider Accepting June 4, 2019 Meeting Minutes**

Trustee Chessler indicated that the next item on the Agenda is a copy of the minutes proposed from the June 4, 2019 meeting and inquired if there were any proposed edits or changes; seeing none, Trustee Haines made a motion to approve the meeting minutes from June 4, 2019; Seconded by Trustee Chessler.

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

**Administration:**

**Consider Final Payment to Sign Makers, Ohio for Welcome to Perry Township Signs, Installation and Accolades**

Trustee Chessler stated the next item on the Agenda is to consider final payment to Sign Makers, Ohio for Welcome to Perry Township signs, installation and accolades; the remaining balance is \$9,134.87. Trustee Chessler indicated the Board's request that the accolades include the Speech and Debate teams; Administrator Fetzer confirmed that portion would be completed by June 25<sup>th</sup>.

Trustee Chessler made a motion that the Board approve payment to Sign Makers/Sign Pro of Canton in the amount of \$9,134.87 which represents the balance due; Seconded by Trustee Haines.

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

**Fire Department:**

**Consider IAFF Fact Finding Report**

Trustee Chessler stated that the next item on the Agenda is under the Fire Department; it is the Board's obligation to consider the fact-finding report received from the negotiations with the IAFF and indicated that Law Director Hall has given a recommendation.

Mr. Hall indicated that his recommendation is that the Board reject that fact-finding report as submitted on June 11<sup>th</sup> at 10:40 pm. Mr. Hall stated that the basis of the recommendation is multiple reasons, but the two primary reasons are the calculation of pay period or pay percentage and the work period and relayed that he believes Chief Martin concurs with that recommendation. Chief Martin confirmed yes.

Trustee Chessler made a motion that in light of the recommendations of the Law Director and Fire Chief, that the Board approve the resolution to reject the fact-finding report; Seconded by Trustee Haines.

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

### **Police Department:**

#### **Consider Police Levy Renewal**

Trustee Chessler stated that the next item on the Agenda is another matter that is somewhat time sensitive and we have been informed by the Law Director that the deadline is approaching to have the Board of Elections consider ballot issues for the upcoming November election. Trustee Chessler indicated that the first step is to request the Auditor to certify the amount of funds that a certain millage would generate and we would be doing that for both the Police Department and the Road Department. Trustee Chessler stated that the initial item to consider is the Police Levy in light of the results of the May election and the fact that the source of funding that we are considering will expire at the end of the year if not renewed. Trustee Chessler stated that we do not want to take a risk of jeopardizing that and indicated the Board's preference to place it before the voters this November; a measure to renew the existing millage for the Police Department.

Trustee Chessler indicated that attached before the Board, electronically, is a written resolution that is essentially part of the renewal of 3.49 mills for the benefit of the Perry Township Police. Trustee Chessler made a motion that the Board approve that written resolution to ask the Auditor to certify those funds for a 3.49 levy renewal; Seconded by Trustee Haines.

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

### **Road and Park Department:**

#### **Consider Road Levy Renewal**

Similarly, Trustee Chessler indicated that Law Director Hall has prepared and presents for the Board's consideration tonight, a similar written motion to certify to the Auditor the dollar amount to be generated by the renewal of the 1.0 mill levy for the Road Department. Trustee Chessler stated as far as the funding would expire at the end of the year if not renewed and in light of the recent primary election results, we want to preserve the road funding that we have.

Trustee Chessler made a motion that the Board adopt and approve the written resolution requesting the Stark County Auditor to certify the dollar amount to be generated by a renewal of 1.0 mill levy for the general construction, reconstruction, resurfacing and repair of streets, road and bridges in Perry Township, Stark County, Ohio commencing in 2019 and first collected in 2020; Seconded by Trustee Haines.

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

### **Consider 2019 Paving Award**

Trustee Chessler indicated that the Board previously accepted bids for our Road Resurfacing Program for 2019; they were opened on June 4, 2019 and referred to our Law Director and Road Superintendent for further review. Trustee Chessler stated that Road Superintendent Masalko and Law Director Hall are recommending that the Board accept the bid and approve the contract for paving to Superior Paving & Materials and that amount is not to exceed \$574,439.00; Seconded by Trustee Haines.

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

### **Consider 2019 Summerdale and Perry Park Resurfacing Award**

Trustee Chessler stated that this bid is for the 2019 Summerdale and Perry Park resurfacing; it was one bid received from Superior Paving and Materials in the amount of \$63,805.00. Trustee Chessler stated that it has been reviewed and approved and made a motion that the Board approve the bid and award the contract to Superior Paving; Seconded by Trustee Haines.

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

### **Consider Stark County Cooperative Salt Purchasing**

Trustee Chessler indicated that the next item on the Agenda is again under the Road Department; they are considering the purchase of salt in the Stark County Co-Operative Salt Purchasing Program; we are eligible for a salt pre-order for the year and they need to order more salt before July 31, 2019 or face a storage fee. Trustee Chessler stated that Perry Township's portion needs to be ordered in order to avoid storage fees of 1257.564 tons of salt which translates into a dollar amount of \$85,791.02.

Trustee Chessler made a motion that the Board approve and authorize the Road Superintendent to take the steps necessary to order salt in the amount the Township needs, presumably in the amount of 1,257 tons for a cost of \$85,791.02; Seconded by Trustee Haines.

Trustee Chessler stated that this is with his motion that would include that this is payable to and in contract with Cargill De-Icing Technologies; Seconded by Trustee Haines with the amendment.

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

### **Law Director:**

### **Zoning:**

### **Consider 2019 Grass Mowing Contractors**

Zoning Inspector Cugini indicated that the Zoning Department has solicited for mowing contractors who want to be placed on our 2019 mowing contractor's list; they have received three (3) applications:

- Gino's Lawn Service
- Invision Landscaping
- Marcelli's Lawn Care

Zoning Inspector Cugini stated that the documentation from these three (3) mowing contractors has been reviewed and approved by our Law Director.

Trustee Chessler thanked Zoning Inspector Cugini for taking the initiative to get this completed and made a motion for the Board to approve adding Gino's Lawn Service, Invision Landscaping and Marcelli's Lawn Care to our list of approved contractors for lawn mowing services to the Township; Seconded by Trustee Haines.

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

**Problem Properties:**

**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:**

Trustee Chessler indicated that there were no announcements this evening but he wanted to relay that the Board has received a rather complicated notification from the United States Bankruptcy Court that has to do with the Bankruptcy of First Energy Solutions and relayed that our broker Midwest Energy has been notified of this pending file and all the complicated process that is taking place. Trustee Chessler indicated that there is a telephone number to reference for any questions or inquiries regarding this matter.

**Public Speaks-Open Forum:**

Mr. Maio, 1036 Norwich – Mr. Maio stated that he has spoken to the Board before regarding problems with flooding in his backyard. Mr. Maio gave explanation regarding the water flowing across the street and down the driveway at 3140 Conover that floods his backyard. Mr. Maio stated that Road Superintendent Masalko has been out there in the past and has corrected a couple of the issues, but the problem is that the water is coming across the street. Both Trustee Haines and Trustee Chessler acknowledged Mr. Maio's concerns and indicated that the Road Superintendent would come out and take another look at the situation to see what improvements could possibly be made.

**Adjournment:**

With nothing further to come before the Board, Trustee Chessler made a motion to adjourn the meeting at 6:48 pm; Seconded by Trustee Haines.

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

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Craig Chessler, President

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Joe Schlegel, Fiscal Officer