

Perry Township Board of Trustees

Regular Meeting

December 10, 2019 6:00 pm

Call to Order/Pledge of Allegiance:

Excused absence:

Additions/Deletions to Agenda:

Public Hearings/Invited Guests:

Michael DeGasperis Resignation – 20 Years of Service

Trustee Chessler indicated that the Board has several items of recognition this evening, the first being to recognize Michael DeGasperis and his 20 years of service as a part-time Perry Township firefighter. Trustee Chessler asked Mike to please join them up front and stated this was for the purpose of accepting his resignation, effective November 22, 2019. Trustee Chessler relayed Chief Martin's remarks that Mike was one of the hardest working and most reliable firefighters; no matter the time of night or the weather, Mike could always be counted on to answer the alarm. Chief Martin stated they no longer make firefighters with the dedication that Mike DeGasperis has displayed during his career.

On behalf of the Board, Trustee Haines read aloud the Firefighter poem and Trustee Chessler thanked Mike for his service.

Mike thanked his wife and kids for their support and stated that it has been a pleasure and joy in helping the people of Perry Township as well as getting to work with the greatest group of guys. Mike stated his sincere thanks to everyone.

Trustee Chessler made a motion that the Board accept, with appreciation and regret, the resignation of part-time firefighter, Michael DeGasperis, effective November 22, 2019; Seconded by Trustee DeChiara.

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

**Bravery Recognition of Mikayla Krager (10) Laci Heaster (13) Hailey Gray (10)
Captain Ron Riggs, Captain Harry Ellis, District Chief Tom Ross, Firemedic Jacob Butcher, Firemedic Jack Keim III**

Trustee Chessler stated that the Board would like to recognize these individuals of Perry Township, here with us tonight, that were faced with a sudden and dramatic situation and how the people surrounding them and our fire department responded swiftly and compassionately to that situation. Trustee Chessler briefly described the incident that occurred shortly before November 25th at a Perry Township home wherein our fire medics responded to a dog biting attack involving a young girl, Mikayla Krager.

On behalf of the Board, Trustee DeChiara recognized Captain Ron Riggs; Captain Harry Ellis; Station Chief, Thom Ross and Firefighter/Medic, Jacob Butcher and Firefighter/Medic Jack Keim III. Trustee Chessler also indicated that neighbor, Leonard Miller was the first responder to this dog attack and his swift action made the difference in saving Mikayla's life.

Trustee Chessler asked these gentlemen if they would please step forward and stated on behalf of the Board, would like to recognize and present them with certificates for their exceptional service and dedication above and beyond the call of duty on November 24, 2019.

Trustee Chessler relayed how thankful they felt for not only these well-trained and compassionate fire medics, but to Mr. Miller who together, made all the difference between life and death.

Fire medic, Jacob Butcher gave a brief account of Perry Township's first response to this incident and young family and stated that their neighbor, Mr. Leonard Miller was ultimately the person who saved young Mikayla's life.

Trustee Haines indicated that Mr. Miller was a true hero and relayed that unfortunately Mr. Miller was unable to be here this evening, but stated that on behalf of the Board, they would reach out to him.

Trustee DeChiara indicated that they wanted to present trophies; Trustee Chessler stated that they wanted to first recognize Mikayla Krager for her bravery under very excruciating circumstances and for being such an amazing patient; to sister, Laci Heaster, who quickly reacted by running to Mr. Miller's home for help, her swift actions made a huge difference in the outcome of her sister, Mikayla's situation; and to Hailey Gray, who was extremely brave in supporting her cousin Mikayla during this frightening situation. Trustee Chessler stated it was a pleasure to have these three young ladies here this evening and wanted to recognize their courage.

Trustee Chessler stated they would like to recognize Mr. Leonard Miller, 88-year-old Perry Township resident and neighbor for taking action and making certain all three of these girls were secure and out of danger; the Board will soon personally present this framed flag to Mr. Miller in recognition of and appreciation for his heroic acts.

Mikayla's mother stated her sincere thanks and indicated how grateful they were to everybody that helped them in any way on that day.

Trustee Chessler indicated that the Board would take a 5-minute recess at this time and stated their appreciation for everyone's attendance here this evening.

5 Minute Recess

2020 Department Head Budget Hearings Occurred at 4:30 pm 12/10/19 in 15 Minute Intervals

Trustee Chessler indicated that the Board previously announced and scheduled meetings with the Department Heads to go over their budget requests that started at 4:30 pm in 15-minute intervals and concluded approximately an hour after the start time.

2020 Budget Hearings

**GENERAL FUND
ADMINISTRATION
ZONING
PARK DEPARTMENT
ROAD DEPARTMENT
POLICE DEPARTMENT
FIRE DEPARTMENT**

Communications:

Public Speaks on items up for Board Approval:

Township Business requiring Board Action:

Unfinished Business:

Correspondence from Matt Takacs Concern of Semi-Trucks on Kemary

Trustee Chessler stated that the Board had previously received correspondence from Matt Takacs regarding a situation on Fohl and Kemary concerning the truck traffic there; Mr. Takacs sent an email dated December 4, 2019 thanking the Board for the placement of the new signage in this location. Trustee Chessler stated that the signage was accomplishing its intended purpose, at least for the time being, and stated that the Board will acknowledge Mr. Takacs' gratitude and relayed that they would follow up, if necessary.

New Business:

Trustee Chessler made a motion to approve bills and payroll in the amount of \$378,089.30 for the week ending November 26, 2019 and bills in the amount of \$46,252.33 for the week ending December 3, 2019 and bills and payroll in the amount of \$215,430.19 for the week ending December 10, 2019 for a combined total of \$639,771.82; Seconded by Trustee DeChiara.

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

Fiscal Officer:

Consider Accepting the Meeting Minutes from 11/19/19

Trustee Chessler stated that the Board has received in its supporting documents the minutes submitted for the November 19, 2019 Regular Meeting and inquired if there were any proposed edits or changes to those minutes, seeing none, Trustee Chessler made a motion that the Board accept the minutes as submitted; Seconded by Trustee Haines.

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

Administration:

Consider Appointment of Representative to SCOG

Trustee Chessler indicated that before the Board is the request from SCOG (Stark County Council of Governments) regarding the formal resolution to be approved by our Board to make a designation of a representative for the coming year and relayed that he would volunteer to be the SCOG representative.

Trustee DeChiara made a motion that the Board approve Trustee Chessler to the 2020 Stark County Council of Governments as our representative for Perry Township; Seconded by Trustee Haines.

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

Consider Ohio Environmental Protection Agency Mandated MS4 Permit Fee \$1,500

Trustee Chessler stated that as we do every year, we are notified by the EPA that the MS permit fee is due once again in the amount of \$1,500.00. Trustee Chessler indicated that this applies to all operators; we are considered an MS4, municipal storm sewer system operator and we contract with the Stark Soil and Water for their services.

Trustee Chessler made a motion that the Board approve payment of the permit in the amount of \$1,500.00; Seconded by Trustee Haines.

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

Consider Faithful Performance of Duty Coverage

Trustee Chessler indicated that OTARMA is offering a new coverage option, this option is a faithful performance of duty coverage that we can approve by resolution. Trustee Chessler stated that he would ask Administrator Fetzer or Law Director Hall to please outline the basic terms regarding this matter and advise on how to bring it into effect.

Administrator Fetzer gave a brief explanation regarding this new coverage option. Trustee Chessler indicated that a sample model resolution has been provided regarding this new option and inquired of Law Director Hall if he had reviewed this and if it was satisfactory in its terms. Mr. Hall stated that he had reviewed this and does recommend, along with Administrator Fetzer, that the Board elect this option as a stronger protection.

Trustee Chessler made a motion that the Board authorize that the appropriate officials of Perry Township are covered by the faithful performance application and resolution as they are listed on the application and also that we authorize the Administrator and the Law Director to execute all the necessary documents, including the application and the resolution on behalf of the Board; Seconded by Trustee DeChiara.

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

Consider FMLA Requests

Trustee Chessler referenced a memo dated December 10, 2019 to the Board of Trustees from the Administrator noting that we are in receipt of two requests for the Family Medical Leave Act (FMLA); one is from who we will refer to as Employee A requesting 22 days of FMLA to care for a spouse post-surgery; the medical certification has been submitted; there is other information that has been provided to the Board that we will be keeping confidential as protected information; Employee B is requesting the full twelve weeks of FMLA benefits to bond with, and care for a newborn child. A medical certification is

not required for these circumstances. The memo notes that both have met the appropriate criteria, they are aware of their responsibility to inform the department head of their approved FMLA for scheduling purposes and they are aware of their other obligations that they have as employees.

Trustee Chessler made a motion that collectively, the Board authorize both Employee A and Employee B to receive FMLA per the terms outlined; Seconded by Trustee Haines.

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

Fire Department:

Consider Renewal of Aladtec Scheduling System

Chief Martin indicated that the Fire Department is requesting the Board of Trustees to authorize the renewal of the Aladtec Online Employee Scheduling and Workforce Management System from January 16, 2020 to January 15, 2021 at a cost not to exceed \$4,095.00.

- The Aladtec Online System was purchased in 2018 to assist all members of the department in the scheduling of shifts, vacation, sick leave and other aspects of department operations.
- The online system has been extremely helpful with the scheduling of part-time shifts.
- The \$4,095.00 allows for a maximum of 65 users.

Trustee Chessler made a motion that the Board authorize payment of the invoice from Aladtec for the Employee Scheduling and Workforce Management System at a cost not to exceed \$4,095.00; Seconded by Trustee DeChiara.

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

Consider Resignation of Collin Manzell

Trustee Chessler stated that the Board is in receipt of a correspondence from Collin Manzell directed to the Board of Trustees; he is asking that we accept this as his letter of resignation effective Tuesday, December 3, 2019. Trustee Chessler indicated that this was submitted with a cover memo from Chief Martin.

Trustee Chessler made a motion that the Board accept that resignation; Seconded by Trustee Haines.

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

Police Department:

Consider 2020 Dispatch Contract

Police Chief Pomesky relayed that attached for the Board's review and approval is a copy of the Local Organized Governments in Cooperation (L.O.G.I.C.) agreement for dispatching service through Red Center. This is a one (1) year contract for dispatching service starting January 1, 2020 running through December 31, 2020. The total cost for this contract is \$362,954.00 (based on \$12.90 per person).

Trustee Chessler verified Law Director Hall's approval to this agreement as to its form and sufficiency; Mr. Hall indicated that he made one change which was accepted by the Red Center's directory and confirmed that this was ready to proceed.

Trustee Chessler made a motion that the Board accept, approve and execute the dispatching contract for the Red Center and the group known as L.O.G.I.C. that is proposed under the terms for a cost not to exceed \$362,954.00; Seconded by Trustee Haines.

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

Consider 2020 Prisoner Transportation Contract

Chief Pomesky indicated that attached for the Board's review and approval is the Prisoner Transportation Agreement between Perry Township and the City of Massillon; this contract runs from January 1, 2020 through December 31, 2020; the cost per prisoner transport will be \$125.00.

Trustee Chessler verified of Law Director Hall if he has reviewed and approved this agreement as to its form and sufficiency; Mr. Hall confirmed yes.

Trustee Chessler made a motion that the Board approve and enter into a renewal of the Massillon City and Perry Township Transportation Agreement for the terms specified; Seconded by Trustee DeChiara.

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

Road and Park Department:

Consider Resignation of Seasonal Part-Time Mike Bragg

Trustee Chessler referenced a memo to the Board dated December 5, 2019 informing that Mike Bragg, a part-time snow plow driver for the Road Department, has handed in his resignation letter to the Road Superintendent to be effective November 19, 2019; Mike has found other opportunities and cannot meet the obligations.

Trustee Chessler made a motion that the Board regretfully accept the letter of resignation of Mike Bragg; Seconded by Trustee Haines.

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

Consider Cost Proposal of Repair or Replacement of Fencing at Perry/Southway Recycle Station

Trustee Chessler indicated that this next request is from the Road Superintendent to either repair or replace the fence at Perry/Southway recycling site and asked if Mr. Masalko would please outline the two received estimates.

Road Superintendent Masalko gave a brief outline regarding the Southway fence estimates, repair at the cost of \$2,795.00 or replace at the cost of \$3,795.00.

Trustee DeChiara inquired what the opinion of Southway Fence would be regarding how adequately they could transition the fencing repair; Trustee Haines indicated that he would like to see the fence removed as well as the existing gates; more discussion took place regarding this matter.

Trustee Haines made a motion that the Board pay to have the fence replaced for a price not to exceed \$3,795.00 and also see if they will remove the gates at that time; Seconded by Trustee DeChiara.

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

Consider SCE Seasonal Weight Restrictions

Trustee Chessler indicated that this next item is in regard to a letter dated November 25, 2019 from Jason Manson the Assistant Highway Engineer; he requests, on behalf of the county engineer, a list of the Township roads that we would post for seasonal weight restrictions that would require a reduction in vehicle weight for a specified period of time; there is also included in that a spreadsheet that shows the beginning terminus points on various Township roads that are recommended for the restrictions.

Trustee Chessler made a motion that the Board adopt and approve and communicate with the county engineer that the Board is adopting the weight restrictions, including the legal posting of the Township roads according to the list that has been attached to Mr. Manson's letter; Seconded by Trustee Haines.

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

Law Director:

Consider Dissolution Canton/Perry Township JEDD Resolution

Trustee Chessler indicated that this next item is in regard to a resolution for the Board's consideration concerning the JEDD created for the property formerly known as Doctors Hospital. Trustee Chessler gave a brief explanation concerning this JEDD.

Trustee Chessler made a motion that the Board adopt and approve a resolution that would dissolve the existing Canton/Perry Township JEDD area that included a 9.272-acre tract that was located at 420 Austin Avenue, Perry Township; Seconded by Trustee Haines.

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

Consider 4.9 mill Renewal Fire Levy

Trustee Chessler stated that the next item under the Law Department is in regard to the requested placement of a 4.9 mill renewal for the Fire Department on the upcoming ballot. Trustee Chessler confirmed of Law Director Hall if this would be the first or second step in the process. Mr. Hall indicated that this would be the second step and relayed that should the Board approve this tonight, he would hand carry this to the Board of Elections.

Trustee Chessler made a motion that the Board adopt the resolution to submit to the voters the question of the renewal of the existing 4.9 mill levy for the Perry Township Fire Department; Seconded by Trustee Haines.

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

Zoning:

Consider Zone Commission and Board of Zoning Appeals Reappointments for the term 1/1/2020 through 12/31/24

Trustee Chessler stated that he wanted to thank Mr. Cugini for reminding the Board that each year we have a seat on each of the zoning boards that requires reappointment; on the Zoning Commission, member Mildred Kowell's seat is up for reappointment at this time; she has been on the Board since 2014 and Zoning Inspector Cugini has confirmed that Ms. Kowell is interested in being considered for reappointment. Similarly, Marc O'Brien is on the Board of Zoning Appeals and he has been since 2014 and is also interested in reappointment. Alternate Board member, Sam Spurrier, has been here since 2016 on the Board of Zoning Appeals as an alternate and he is interested in reappointment.

Trustee Chessler made a motion for discussion purposes that we reappoint Mildred Kowell to the Zoning Commission; Marc O'Brien to the Board of Zoning Appeals; and Sam Spurrier to the Board of Zoning Appeals as the alternate board member. Trustee Chessler stated that he would also note that they have forwarded emails indicating their interest in this; Seconded by Trustee DeChiara.

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

Problem Properties:

Executive Session(s):

Department Matters Not Requiring Board Action:

Administration: None.

Fire Department: None.

Police Department:

November Stats

Road Department: None.

Parks/Recycling: None.

Zoning: None.

Law Director: None.

Announcements:

~Yard Waste Site – Perry Road Department, 1500 Jackson Ave. SW, Massillon, 44646 – Mondays, Wednesdays and Saturdays, 8 am to 4 pm. Closed at Noon on 12-24-19 for Christmas Eve; Accepting Christmas trees until Monday, January 6, 2020; Yard Waste will close for the season on Tuesday, January 7, 2020 until the spring. Details at www.perrytwp.com

Public Speaks-Open Forum: None.

Adjournment:

With nothing further to come before the Board, Trustee Haines made a motion to adjourn the meeting at 6:50 pm; Seconded by Trustee Chessler.

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

Craig Chessler, President

Joe Schlegel, Fiscal Officer