

Perry Township Board of Trustees

Regular Meeting

February 16, 2021 6:00 pm

Call to Order/ Pledge of Allegiance:

Public Speaks: Scheduled Speakers:

Excused Absence:

Additions/Deletions to Agenda:

Trustee Haines indicated that he would like to add three (3) things to tonight's Agenda: first, invited guest, Alyssa Rice Fabynick; second, adding the Amendment to the Stark County Commissioner Subgrant Agreement; last, adding the Federal Law Enforcement Trust Fund; Seconded by Trustee Shreffler.

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

Public Hearings/Invited Guests:

Trustee Haines asked if we could ask Alyssa Rice to please come in and step forward to the podium.

Alyssa Rice, 4342 Red Fox Dr. NW, Massillon.

Trustee Haines thanked Alyssa for being here this evening and indicated that she has previously spoken to Fiscal Officer Chessler and Zoning Inspector Cugini as well as members of the Board; Trustee Haines asked if Alyssa would kindly give an update and status of what she was looking for and where the property stands at this time.

Alyssa Rice – indicated that what they were looking for is a zone change to add eleven (11) more single-family houses; currently, they can put up to 102 houses, but are looking to get 113 single-family houses there. Ms. Rice indicated that with current zoning, they could build 185 proposed duplex units, but are interested in building single-family houses in lieu of duplexes. Ms. Rice relayed that these were going to be nice homes within a \$250,000 - \$350,000 price range. Ms. Rice relayed that they also have had some discussions with the City of Massillon concerning this development.

Fiscal Officer Chessler stated that if he could, would like to add a little background so the Board is aware; this matter first did go to Regional Planning and there was also a Zone Commission hearing wherein several of the neighboring property owners had attended and voiced their concerns and objections over traffic and typical matters that you would hear in response to new development.

Fiscal Officer Chessler stated, with the Board's permission, would like to inquire a little bit more about the cost of extending the sewer and get more figures on that to be able to address the issue of sewer costs regarding this matter. Ms. Rice stated that she did not have any information on this with her tonight but would be glad to forward that. Ms. Rice also relayed that the City of Massillon has expressed an interest in possibly being able to do some tax-abatement in this area to draw the residents to the

community there. Trustee Haines inquired if that was a deal breaker; Ms. Rice stated no, but added that the sewer issue was a big deal; more discussion took place regarding this matter.

Trustee Haines verified that this property is going to be developed one way or another and stated that obviously the Township did not want to lose these 42 acres of property to the City of Massillon; the township wants this to stay in Perry Township. Trustee Haines relayed to Ms. Rice that whatever information she would be able to provide to us to keep us abreast of what is happening would be appreciated. This would hopefully allow the township more opportunity to see what we can do and see who we can possibly partner with.

Fiscal Officer Chessler also relayed that another item to be considered later on this evening is the Agenda letter that would go out to all of the surrounding residents regarding this development; this letter would clearly spell out what this development includes. Trustee DeChiara relayed that he felt that this letter should be from the Zoning Department and it should explain what the township is up against regarding this development. Ms. Rice also indicated that she would be willing to meet with the neighbors over there to give a detailed explanation and have an open dialogue with the residents there. Trustee Haines indicated that this would be a step in the right direction and thanked Ms. Rice; Ms. Rice stated her thanks to the Board as well.

Communications:

Public Speaks on items up for Board Approval:

Township Business requiring Board Action:

Unfinished Business:

New Business:

Trustee Haines made a motion that the Board approve bills and payroll in the amount of \$291,331.41 for the week ending February 2, 2021 and bills in the amount of \$49,196.16 for the week ending February 9, 2021 for a combined total of \$340,527.57; Seconded by Trustee Shreffler.

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

Fiscal Officer:

Consider Bank Reconciliation

Trustee Haines made a motion that the Board approve the bank reconciliation; Seconded by Trustee Shreffler.

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

Consider 02/02/21 Meeting Minutes

Trustee Haines made a motion that the Board approve the February 2, 2021 meeting minutes; Seconded by Trustee DeChiara.

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

Amendment to the Stark County Commissioner Subgrant Agreement

Resolution 2021 - 005

Fiscal Officer Chessler indicated that back in December, the Board had considered entering into an agreement that was required in the Stark County Commissioners Office to receive the CARES Act funds, through the Commissioner's Office, in the approximate amount of \$77,000.00; the deadline to spend the money was extended to the end of this year, there were certain requirements that the Board was asked to meet as far as how the money was spent. Mr. Chessler indicated that he had gone, with the assistance of Law Director Hall, to the Auditor's office to ask what kind of verification or information they wanted.

Fiscal Officer Chessler stated that the Board passed a resolution that it was our intent to use this money to pay the salaries in the safety forces salary accounts; Law Director Hall received an updated written agreement with the county that superseded the one that the Board had already introduced.

Trustee Haines stated that based on that information, made a motion that the Board enter into the subgrant agreement with the Stark County Commissioners; the effective date as amended shall be in effect March 1, 2020 through December 31, 2021; the period of available funds, financial assistance, obligations incurred under this award as amended must be liquidated no later than December 31, 2020 and otherwise as required; the pay period starting January 15th through January 28th; Seconded by Trustee DeChiara.

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

Consider Stryker Cot Service Agreement Renewal

Chief Martin stated that the Fire Department is requesting that the Board of Trustees enter into a five (5) year preventive maintenance service agreement with Stryker ProCare Services, 3800 E. Centre Ave., Portage, MI 49009 to service the department's four (4) power cots at a cost not to exceed \$23,724.00.

Trustee Haines stated that based on that information, made a motion that the Board approve the Fire Department to enter into a five (5) year preventive maintenance agreement with Stryker Pro Care Services, 3800 E. Centre Ave., out of Portage, Michigan 49009 to service the department's four (4) power cots at a cost not to exceed \$23,724.00; Seconded by Trustee Shreffler.

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

Police Department:

Consider Purchase of Police Vehicles

Chief Pomesky stated that the Police Department is requesting the purchase of a Ford Police Interceptor SUV; and an unmarked Ford Interceptor SUV along with the required equipment to outfit them for the department. This purchase will replace an aging patrol car and unmarked vehicle that are nearing the end of service life for the department; this is not an addition to the fleet.

Chief Pomesky indicated that he has attempted to pull two quotes from two (2) vendors; one being Waikem Ford in the amount of \$69,309.00. Chief Pomesky stated it is his recommendation that we purchase our vehicles from Waikem Ford; Waikem Ford priced the purchases consistent with the state term pricing.

Trustee Haines stated that based on that information, made a recommendation that the Board enter into an agreement with Waikem Ford to purchase the two, Ford Police Interceptor SUV; an unmarked Ford Interceptor SUV with the purchase price not to exceed \$69,309.00; Seconded by Trustee DeChiara.

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

Consider Up-Fitting of Purchased Vehicles

Chief Pomesky indicated that the Police Department is requesting the Board's approval for Fallsway Equipment to install police equipment in the new patrol cars; the total price for both quoted vehicles in the amount of \$21,597.56.

Trustee Haines stated that based on this information, made a motion that the Board enter into a contract with Fallsway Equipment in Akron, Ohio to upfit the police cruisers for a total not to exceed \$21,597.56; Seconded by Trustee DeChiara.

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

Consider Purchase Request for Tools and Equipment Twp. Mechanics

Chief Pomesky stated that attached for the Board of Trustees review and approval are quotes for the purchase of tools needed in our maintenance garage. The mechanics have identified these tools needed in order to be able to effectively service our vehicles. The purchase request is as follows:

- Triton Scanner with updates and Wi-Fi connection, \$5,995.00
- Ball Joint Press and Adapter Set, \$1,043.00
- Cordless Impact Set and Cordless Grease Gun, \$2,639.75
- Snap-on Socket Set, \$3,025.00

Chief Pomesky stated that he would ask for the Board's approval for the purchase through Snap-On/EMK Tool Sales LLC in the amount of \$12,702.75.

Trustee Haines stated that based on that information, made a motion that the Board enter into a purchase agreement with Snap-On/EMK Tools LLC for a total of \$12,702.75 for the four (4) pieces of equipment for the mechanics which will be split between the Police and Fire Funds 50/50; Seconded by Trustee Shreffler.

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

Consider Donation of Obsolete Computer Equipment – Navarre PD

Chief Pomesky indicated that the Police Department has taken one of their computer servers and back-up drives out-of-service at the Police Department that is obsolete and no longer in use; after speaking with a local police department, Chief Pomesky stated that he is asking for the Board's authorization to donate this hardware to the Navarre Police Department.

Law Director Hall made reference to Ohio Revised Code 505.10 regarding the computer equipment having a value of less than \$2,000.00 and asked that the Board include this in their motion.

Trustee Haines stated that based on the recommendation, made a motion that the Board approve the donation of obsolete computer equipment to the Navarre Police Department pursuant to ORC 505.10; Seconded by Trustee Shreffler.

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

Consider No Soliciting Sticker Design Selection

Resolution 2021 - 006

Chief Pomesky relayed that the Board previously passed a resolution establishing transient vendors in the township and incorporated a Do Not Knock registry for residents that would include a sticker for their door. Chief Pomesky referenced several separate designs, attached before the Board, from J & K Printing; 3" x 6" on vinyl sticker stock printed in full color; 5000 for a price of \$595.00 with a \$25.00 artwork setup charge.

A brief discussion regarding the color choices took place; Trustee Haines relayed the suggestion of having half the stickers printed in the gold color and half in the black color. Trustee Haines also relayed that he felt this should come out of the General Fund in regard to the use by township residents.

Trustee Haines stated that based on the information given to us by the Police Chief, made a motion that the Board move forward with our No Soliciting stickers for our township residents; they will be 3" x 6" on vinyl sticker stock printed in color at a cost not to exceed \$595.00 for the printing and \$25.00 in artwork for the gold and \$25.00 in artwork for the black with J & K Printing doing the work that will come out of the General Fund; Seconded by Trustee DeChiara.

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

Federal Law Enforcement Trust Fund Certificate

Trustee Haines stated that the Board will certify that the 2020 beginning balance was \$5,545.31; the beginning balance for 2021 is \$5,545.31 with zero spent in 2021; Seconded by Trustee Shreffler.

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

Road and Park Department:

Consider 2021 Material Quotes

Fiscal Officer Chessler referenced the 2021 Material Quote bid submissions and read aloud the following:

1. D & R Supply
2. Diano Supply Company
3. Tiger Sand & Gravel, LLC
4. Hei-Way LLC
5. Rupp Construction
6. National Lime & Stone
7. Massillon Asphalt Company
8. Oster Sand & Gravel
9. Northstar Asphalt, Inc.
10. American Sand & Gravel
11. Huth Ready Mix

Road Superintendent Masalko indicated that the Law Director has looked the bid submissions over for compliance.

Trustee Haines stated that based on that recommendation, made a motion that the Board approve all material quotes received; the Law Director and the Road Superintendent have looked over the quotes and they are in compliance and with the list of eleven (11) that Mr. Chessler just announced, I will make that motion; Seconded by Trustee Shreffler.

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

Law Director:

Zoning:

A-List Letter

Trustee Haines referenced the matter regarding A-List Properties, and the proposed letter from the township that would relay information to the surrounding residents concerning the development of single-family houses.

Trustee DeChiara again relayed that he felt that this proposed informational letter should come from the Zoning Department. More brief discussion took place among the Board members regarding this proposed letter.

Fiscal Officer Chessler also relayed that the annexation agreement concerning this matter, discussed at the February 2, 2021 meeting, was still unresolved; Trustee Haines confirmed that more information was to follow before any final approval concerning this matter would be made.

Law Director Hall indicated that he spoke with Massillon Law Director, Justin Richards and relayed that Mr. Richards indicated he had to go through the Safety Director, Mayor and Council to secure their position concerning this. Mr. Hall gave more brief explanation regarding this matter and indicated that he would follow up with however the Board would direct him to proceed. More brief discussion took place.

Trustee Haines stated that based on that information, made a motion that the Board approve the annexation for three lots; two regular sized lots and 1.1-acre lot for the City of Massillon annexation; Seconded by Trustee Shreffler.

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

Problem Properties:

Executive Session(s):

ORC 121.22 (G) (1) Personnel to Include the Board

Trustee Haines indicated that we have three (3) Executive Sessions on the Agenda tonight and stated that each one would be individual.

Trustee Haines made a motion that the Board adjourn into Executive Session pursuant to ORC 121.22 (G) (1) under personnel to include the Board; Seconded by Trustee DeChiara.

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

The Board adjourned into Executive Session at: 6:41 pm

The Board adjourned from Executive Session at: 6:57 pm

ORC 121.22 (G) (1) Personnel to Include the Board, Fiscal Officer and Administrator

ORC 121.22 (G) (1) Personnel to Include the Board

Trustee Haines stated that based on that Executive Session, made a motion that the Board not go into Executive Session number two because that was already discussed in there; then the last Executive Session is under ORC 121.22 (G) (1) under investigative charges with no action to be taken; Seconded by Trustee Shreffler.

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

The Board adjourned into Executive Session at 7:00 pm.

Department Matters Not Requiring Board Action:

Administration:

Fire Department:

Police Department:

Road Department:

Parks/Recycling:

Zoning:

Law Director:

Announcements:

Public Speaks-Open Forum:

Adjournment:

With nothing further to come before the Board, Trustee Haines made a motion to adjourn the meeting at 7:35 pm; Seconded by Trustee Shreffler.

Doug Haines, President

Craig Chessler, Fiscal Officer