

Perry Township Board of Trustees

Regular Meeting

October 5, 2021 6:00 pm

Call to Order/ Pledge of Allegiance:

Public Speaks: Scheduled Speakers:

Excused Absence: Trustee Mike Shreffler

Additions/Deletions to Agenda:

Public Hearings/Invited Guests:

Opening of Saratoga Reconstruction Bids 6:00 p.m.

Fiscal Officer Craig Chessler received one bid for the Saratoga Reconstruction Project for \$460,500.00. The bid was from Chagrin Valley Paving Co.

Trustee Doug Haines stated based on the information the Engineer has estimated \$423,000.00 and previous bids were over plus 10%. The last bid was over 10% so this was re-bid. Trustee Haines stated this is within the 10%. Law Director Hall stated subject to review.

Trustee Doug Haines made a motion that the Law Director and the Road Superintendent John Masalko review the bid and after the review, if the bid is sufficient to then go forward awarding Chagrin Valley Paving Co. for a total amount not to exceed \$460,500.00. Seconded by Trustee DeChiara.

Roll Call: Trustee Haines, yes. Trustee DeChiara, yes.

Communications:

Public Speaks on items up for Board Approval:

Township Business requiring Board Action:

Unfinished Business:

New Business:

Trustee Doug Haines made a motion to approve bills and payroll in the amount of \$332,422.36 for the week ending 9-21-21 and bills only in the amount of \$85,679.36 for the week ending 9-28-21 for a combined total of \$418,101.72; Seconded by Trustee Ralph DeChiara.

ROLL CALL: Trustee Haines, yes, Trustee DeChiara, yes.

Fiscal Officer:

Administration:

Fire Department:

Police Department:

Road and Park Department:

Law Director:

Zoning:

Problem Properties:

Department Matters Not Requiring Board Action:

Administration:

Fire Department:

Police Department:

Road Department:

Parks/Recycling:

Zoning:

Law Director:

Announcements:

Public Speaks-Open Forum:

Steve Toohey
Lee Laubacher
Jenn Miller
Bob Steinberg
Tim Blythe

Mr. Steve Toohey stated his address as 642 Summerdale N.W., Massillon. He is concerned with Genoa Road where there have been installation of new pipes and fire hydrants. He stated the road has been patched several times. Mr. Toohey believes the road was totally paved 3 years ago. He spoke with Superintendent John Masalko on this issue. He asked if there is any money available from Aqua or whomever to pave the section of road from Stark Parks down to Lincolnway? He is concerned it could create an accident. He asked if this road could be paved this year or the within the next year? Trustee DeChiara asked Superintendent Masalko isn't there some kind of standard that the road department can inspect it and say it passed and that the patch has to be as original? Mr. Masalko stated we do have spec for higher volume roads and that they do spec out to where they have to put in low strength concrete in those higher volume roads and to make a smooth transition. Mr. Masalko stated it is going to be tough to do. Trustee Haines asked Superintendent Masalko to inquire with Aqua the allotted amount for the paving work done on that area and what was allowed for paving. Mr. Toohey suggested in the future if a company comes in and does work, we should insist in the bids that they show coverage to do a complete asphalt paving. Especially a main road that is so narrow and dangerous.

Lee Laubacher stated his address, 5006 14th Street SW Canton. He was interested in talking with Fire Chief Sedlock. Chief Sedlock was not present for the meeting. Mr. Laubacher wanted to ask him how many full time and part time paramedics there are. He asked Trustee Haines if he was able to answer the questions. Trustee Haines yes, but he will not answer the question. Trustee Haines instructed Mr. Laubacher to reach out directly to Chief Sedlock.

Jenn Miller stated her address as 4895 3rd St NW. Ms. Miller inquired about an article from 2016 in the Repository in regards to Fasnacht Farms. In regards to the wildlife center, conversation center it was stated they would, in exchange for free rent, Perry Township would benefit from upgrades to the Fasnacht buildings done by Stark Parks during the period of the lease. Ms. Miller want to know what developed from that. Trustee Haines stated they never did proceed and moved the animals elsewhere. Trustee Haines stated that is why the Sanders Wildlife Center was built. Ms. Miller referenced to a key action the Board took in 2019 to agree to renew the Fasnacht tenant farms lease adding a clause in the language that would require a compliance with the township's residential maintenance code. She continued stating that during last month's meeting the Trustees agreed to strengthen language in the tenant farmer contract mandating better upkeep of the exterior property. There have been complaints concerning the outside of the farm Ms. Miller stated. When the lease is up, she wants that to be taken into consideration. Trustee Haines indicated he did not think the tenant farmer would be renewing his lease. Trustee Haines relayed that we will see when the lease is up what on how they will proceed.

She stated about a month ago there was discussion on the renovation of the tennis courts. During that discussion she mentioned one Trustee disagreed with spending more funds on a repair to the courts for reinforcement purposes. He wanted a guarantee of a warranty since we were going forward with the project and that was over ruled. She stated "that isn't the way things are supposed to go in this situation". She stated about a week ago there were signs posted on the locked-up restrooms at the parks. She asked why the signs were posted. Administrator Martin stated she worked with all 3 Board members and they all agreed we should have some communication stating the project was on hold at the time. Ms. Martin indicated at this time we have put porta johns in place during the off season until the new restroom are being built. Trustee Haines stated we now have other sources of monies for the project. Ms. Miller stated she has not heard of any pavilions being built. Trustee Haines stated these decisions were made in a work session. Administrator Martin stated she wanted to be transparent to the general public on what is happening with the restrooms.

Bob Steinberg stated his address 504 Orrville St Massillon, Ohio. He stated what has been occurring in his neighborhood. He feels there are people selling drugs. Trustee Haines stated the Law Director and the Zoning Inspector were there today. The Law Director stated he copied a letter to the Board of the draft letter that will be going out to Ms. Selogy of 1534 Hess Rd. Ms. Selogy runs a non-confirming scrap business at that address which has been there since 1948. Mr. Hall stated the property does have many zoning violations. Mr. Hall continues to state the conversation he had with Ms. Selogy and what her violations were. The conversation continued between Mr. Hall and Mr. Steinberg of what violations Ms. Selogy is to correct. Mr. Hall indicated she does have 14 days to correct the violation.

Tim Blythe stated his address 1996 Masters Point Se Massillon, Ohio. Mr. Blythe stated he had a few issues to discuss but since Trustee Shreffler was absent he would wait till next meeting. He agreed with Mr. Toohey on the roads and Mr. Blythe stated he cannot speak for the repairs that they are doing now for infrastructure repairs. When a company does a repair, they come in dig a hole and dump a load of gravel or limestone etc, and that is not what the spec is. The spec is that they are supposed to compact that 9-12 in lifts. There is a road permit needed. This needs to be done right and we have to enforce it.

Mr. Blythe questions about the parks. He is concerned why the Board doesn't explain about the parks and pavilions. Initially, there was requests for contractors, and you selected my company and in a

meeting that it was determined that the Perry Park Pavilion was in shambles and the costs would be much less than building a restroom and a pavilion. Summerdale was not discussed. His intent was to provide those services free of charge. However, after some issue took place, he didn't feel comfortable doing that. I paid for the plans as they are and weren't completed plans but they are designs. I paid for those and had no cost to Perry Township. The Board is in possession of those plans. Because he is not involved doesn't mean he doesn't want the project to go forward. Trustee Haines stated it will go forward however, there has not been any discussion since April because of some underlying issues.

Mr. Blythe stated in June he posed a few questions that Trustee DeChiara stated to him to do a public records request. He outlined a number of issues in his request, one being the official opinion from the Ohio Ethics Commission for the part time employment of Chief Pomesky with Virtual Academy. To date he has not received that information. He questioned is - what is an ample amount of time to provide that document? He indicated it has been 4 months now. Fiscal Officer Chessler stated he believes there was a response to the records request and if I recall an email that posed some facts. The Ethics Committee responded based these facts there should not be a conflict (inaudible 5:03). Mr. Chessler stated he did not know and also indicated there is not an official opinion letter from Ohio Ethics Committee. Mr. Blythe states in that email, the Ohio Ethics Commission responded at the bottom of the email they can not give an official opinion by email. Mr. Blythe stated he asked if there was an official opinion provided and that there was, so he is asking for that official paper. Mr. Hall responds there was just an email to his knowledge. Reason Mr. Blythe is asking is because if you read your opinion, in your opinion, one of the items should be fine, in those description is a direct violation, He stated that he cannot negotiate the contract and if in fact he did negotiate the contract. He believes it is beneficial to get an official opinion to understand it. He also asked for any and all communications of police chief requesting permission from the Trustees to contract from the firm which is also is contracted with the township. He also asked for a copy of the employee handbook and I believe in the handbook it is called additional employment request. He has not received those documents either. In the responses from the requests, one of them was the invoicing of Virtual Academy. He does not feel he received all the records. Received on for a year after the contract was signed. There were 2 invoices signed by Sgt Fisher. Not one email was to or from Sgt. Fisher. He feels the Board should look into this.

Ms. Miller stated there is going to be get together on October 14th for the candidates at Richville Park. She asked the Trustees if they were collecting health insurance through the township. Trustee Haines stated yes there is reason for that based on the dates of employment.

Adjournment:

With nothing further to come before the Board, Trustee Doug Haines made a motion to adjourn the meeting at 6:35 pm; Seconded by Trustee Ralph DeChiara

ROLL CALL: Trustee Haines, yes, Trustee DeChiara, yes.

Doug Haines, President

Craig Chessler, Fiscal Officer