

Perry Township Board of Trustees

Executive Session

March 21, 2023 5:00 pm

Regular Meeting

March 21, 2023 6:00 pm

Call Meeting to Order

Trustee Nelligan called the meeting to order to adjourn into Executive Session pursuant to ORC 121.22 (G) (1) to interview a police chief candidate.

Trustee Nelligan adjourned into executive session at 5:00 pm.

ROLL CALL: Ms. Nelligan, yes, Mr. Miller, yes, Mr. DeChiara, yes

Adjournment:

Trustee Nelligan made a motion to adjourn. With nothing further to come before the Board, Trustee Nelligan stated the executive session ended at 6:00 pm.

ROLL CALL: Ms. Nelligan, yes, Mr. Miller, yes, Mr. DeChiara, yes

Call to Order/ Pledge of Allegiance:

Welcome/Invited Guests:

Public Speaks: Scheduled Speakers:

Excused absence:

Additions/Deletions to Agenda:

Trustee DeChiara added LED lighting issue.

Public Hearings/Invited Guests:

Communications:

Public Speaks on items up for Board Approval:

Township Business requiring Board Action:

Unfinished Business:

Trustee Nelligan stated the following:

1. JEDD status update

Trustee Nelligan stated she met with Mayor Bernabei and Chris Hardesty from the City of Canton last week. Trustee Nelligan indicated they formalized the JEDD agreement. Mayor Bernabei is the President, Trustee Nelligan is the Vice-President and Chis Hardesty is secretary. Trustee Nelligan indicated that this will expand once those businesses will be located there.

New Business:

Administration:

Consider Employee A FMLA request

Administrator Martin asked the Board to consider FMLA (Family Medical Leave Act) request for Employee "A". Administrator Martin indicated employee "A" is requesting one-week FMLA leave for the birth of a child. The applicant has met all the appropriate criteria for being eligible for FMLA benefits. Administrator Martin explained that applicants are aware of the responsibilities of informing their department heads for scheduling purposes. Administrator Martin continued explaining the requirements of FMLA.

Trustee Nelligan stated so moved. Seconded by Trustee Miller.

ROLL CALL: Ms. Nelligan, yes. Mr. Miller, yes. Mr. DeChiara, yes.

Consider accepting a check in the amount of \$4,356.00 from Stark Tuscarawas Wayne Joint Solid Waste Management for our 4th quarter 2022 Yard Waste Block Grant

Administrator Martin asked the Board to consider accepting a check in the amount of \$4,356.00 from Stark Tuscarawas Wayne Joint Solid Waste Management for our 4th quarter 2022 Yard Waste Block Grant.

Trustee Nelligan stated so moved. Seconded by Trustee Miller.

ROLL CALL: Ms. Nelligan, yes. Mr. Miller, yes. Mr. DeChiara, yes.

Consider accepting from Stark Tuscarawas Wayne Joint Solid Waste Management contract

Administrator Martin asked the Board to consider the 2023 Yard Waste Host Site Block Grant Agreement between Perry Township and the Stark Tuscarawas Wayne Joint Solid Waste Management District. In partnership with Stark Tuscarawas Wayne Joint Solid Waste Management our Yard Waste program will open for the season on April 1, 2023, and will be open on Mondays, Wednesdays, and Saturdays from 8:00 am to 4 pm. The site is located behind the Township garage behind the salt dome.

Trustee Nelligan stated so moved. Seconded by Trustee Miller.

ROLL CALL: Ms. Nelligan, yes. Mr. Miller, yes. Mr. DeChiara, yes.

Road and Park Department:

Consider hiring Road Maintenance Specialist ~ Michael Watson

Public Works Director, Anthony Davide stated that Michael Watson was selected to join the Perry Road Department Team as a Road Maintenance Specialist. After the passing of all testing procedures, a starting rate of pay will be \$21.70 an hour, and then increase to \$24.23 after 6 months and at the conclusion of a one-year successful probationary period his pay will increase to the full rate of \$28.06. Michael Watson's start date is April 3, 2023, or sooner upon availability.

Trustee Nelligan stated so moved. Seconded by Trustee Miller

ROLL CALL: Ms. Nelligan, yes. Mr. Miller, yes. Mr. DeChiara, yes.

Zoning:

Consider authorizing services for Hess Rd. nuisance situation

Zoning Inspector Jeff Whytsell is accepting the bid from Central Ohio Recovery for the approximate amount of \$1,304.63 to abate the remaining metal and trash at 1524/1534 Hess St NW Massillon, Ohio 44647. This bid is based upon initial estimates and could vary based on actual time spent on site removing debris. Zoning Inspector Jeff Whytsell recommends any money Central Ohio Recover might receive from PSA metals for any scrap metal be deducted from the final bill and all receipts submitted to this fiscal office.

Trustee Nelligan asked if the owners have attempted to try to abate some of the debris. Zoning Inspector Jeff Whytsell indicated that they have and he had a series of photos. Trustee Nelligan asked how quickly will Central Ohio Recovery be able to go out to the property. Zoning Inspector Jeff Whytsell stated they could go out as early as Friday, March 24, 2023, dependent on the weather.

Trustee DeChiara asked how the township will collect the balance. Zoning Inspector Jeff Whytsell stated the procedure is to have the remaining fees submitted to the Selogy family and they will be given 30 days to respond in payment. If they do not respond then there will be a tax lien. Trustee DeChiara gave a history of the Selogy family of previous clean-up issues. Trustee Miller asked how the communication with the family was and did they allude to the fact that they may clean up some of the debris. Zoning Inspector Jeff Whytsell stated he did have a face-to-face conversation with Mrs. Selogy and her nephew. At first, there was some push back then they stated they would attempt to clean up the property but her words were "I do not know when I will get to this".

Trustee Nelligan stated so moved. Seconded by Trustee Miller

ROLL CALL: Ms. Nelligan, yes. Mr. Miller, yes. Mr. DeChiara, yes.

Consider declaration of a nuisance at 1418 Manor Ave SW 44708

Zoning Inspector Jeff Whytsell is requesting a motion be made to declare 1418 Manor Ave SW Canton Ohio 44708 a nuisance and issue a financial citation for \$100.00. Three letters with pictures were submitted to the property. On the third and final inspection the original vehicle was gone; in its place

was a red vehicle in worse condition than the original vehicle. The appliance was gone but other items remain.

Trustee Nelligan stated so moved. Seconded by Trustee Miller

ROLL CALL: Ms. Nelligan, yes. Mr. Miller, yes. Mr. DeChiara, yes.

Police Department:

Consider purchasing police department vehicles with Board designated ARPA funds

Police Chief Guist asked the Board of Trustees to consider the purchase of (5) patrol vehicles with the ARPA funds provided by the Township of \$260,000.00. Five Dodge Durango SUV vehicles will cost \$218,932.00 with 3 of them being used for patrol and two of them for detective vehicles.

Trustee DeChiara asked if the price included upfitting. Police Chief Guist stated it was not, but discussed in the budget meeting that the department will use the \$100,00.00 that was budgeted for 2 patrol cars.

Trustee Nelligan stated so moved. Trustee Nelligan then stated the 5 Durango's will be purchased at the cost of \$218,932.00 with ARPA funds. Seconded by Trustee Miller

ROLL CALL: Ms. Nelligan, yes. Mr. Miller, yes. Mr. DeChiara, yes.

Fire Department:

Consider accepting the resignation of part-time employee Maxwell Tisdale

Chief Sedlock asked the Board to accept Maxwell Tisdale's resignation. Mr. Tisdale has been a part of the fire department since 2020. Chief Sedlock stated, however, he had accepted full-time employment at another department and will not be able to continue to meet the department's requirements. Therefore, I am recommending that the Board accept Maxwell Tisdale's resignation effective March 21, 2023.

Trustee Miller would like an exit interview set up.

Trustee Nelligan stated so moved. Seconded by Trustee Miller.

ROLL CALL: Ms. Nelligan, yes. Mr. Miller, yes. Mr. DeChiara, yes.

Law Director:

Consider Plymouth Knolls Sewer ~ Phase 2 Bid Acceptance

Law Director Mathews stated there were 2 bids received for this project. The lower bid was submitted by Eclipse Co., LLC totaling \$899,981.35. The bid is well within the 10% limitation on the estate of \$899,500.00.

Law Director Mathews did some inquiries on Eclipse Co., LLC to make sure we were dealing with a well-known contractor that would be responsible. Eclipse Co is routinely used by ODOT. Law Director Mathews spoke on his research on the background of Eclipse Co. He suggested concluding that the bid

package submitted by Eclipse Co. meets all of the standards as being the lowest and confirming to the 10% and also represents a responsive and responsible bid.

Trustee Nelligan made a motion considering the Plymouth Knolls Sewer Phase 2 bid to move forward with the Eclipse Co. Seconded by Trustee DeChiara.

ROLL CALL: Ms. Nelligan, yes. Mr. Miller, yes. Mr. DeChiara, yes.

Fiscal Officer Report

Consider Pending Warrants

Fiscal Officer Chessler stated the following pending warrants for week ending 3-7-23 for bills/payroll in the amount of \$244,574.25 and week ending 3-14-23 for bills in the amount of \$66,029.25 for a combined total of \$310,603.50. Fiscal Officer Chessler asked the Board for a Motion to approve the pending warrants.

Trustee Nelligan stated so moved. Seconded by Trustee Miller.

ROLL CALL: Ms. Nelligan, yes. Mr. Miller, yes. Mr. DeChiara, yes.

Bank reconciliation for January 2023

Fiscal Officer Chessler asked the Board to accept the bank reconciliation for January 2023.

Trustee Nelligan made a motion to accept the January 2023 bank reconciliation. Seconded by Trustee Miller.

ROLL CALL: Ms. Nelligan, yes. Mr. Miller, yes. Mr. DeChiara, yes.

Bank reconciliation for February 2023

Fiscal Officer Chessler asked the Board to accept the bank reconciliation for February 2023.

Trustee Nelligan made a motion to accept the January 2023 bank reconciliation. Seconded by Trustee DeChiara.

ROLL CALL: Ms. Nelligan, yes. Mr. Miller, yes. Mr. DeChiara, yes.

Consider prior approval and substitute for two new police cruisers

Fiscal Officer Chessler stated this was a matter that was a subject of an email from the Police Department on February 2, 2023. It explained that the Board previously in 2022 authorized the purchase of 2 police cruisers from Statewide Ford for a total purchase price of \$104,998.00. Subsequently, the prior business known as Waikem Ford reached out to the Board and had an opportunity to purchase the same vehicles during a short window of time to purchase these 2 vehicles with a different entity known as Diehl for a lower price of \$88,763,76. Fiscal Officer Chessler stated he discussed this matter with the Law Director and that the proper course to proceed with this would be

for the Board to rescind the prior purchase order and approve a substituted purchase order issued for Diehl in the amount of \$88,763,76.

Trustee Nelligan stated so moved. Seconded by Trustee Miller.

ROLL CALL: Ms. Nelligan, yes. Mr. Miller, yes. Mr. DeChiara, yes.

Board of Trustees Updates – Roll Call

1. Trustee Nelligan
2. Trustee Miller

Consider payment to Deibel Surveying Inc for the Meredith Park Capital Budget project in the amount of \$4,000.00

Trustee Miller stated that the surveying being done at Meredith Park is complete. The next phase will take those surveying results and move to develop a plan to fix the grading. This will help the Board put a package together that the Board could put out to bid. Trustee Miller asked to approve the invoice for Deibel Surveying in the amount of \$4,000.00 to conclude their work at Meredith Park.

Trustee Nelligan stated so moved. Seconded by Trustee DeChiara.

ROLL CALL: Ms. Nelligan, yes. Mr. Miller, yes. Mr. DeChiara, yes.

3. Trustee DeChiara, Jr.

LED Lighting

Trustee DeChiara stated he would like to bring up the conversation about LED lighting in the township. The Police department has converted all the lighting to LED as stated by Chief Guist. Trustee DeChiara stated he would like to extend all that work to all of the township buildings. Trustee DeChiara would like to get an electrical contractor to come out to give the township a quote. Chief Guist indicated if you drive past the Police Department at night it is very good. Chief Sedlock stated that all bays were converted under the previous Chief to LED. Chief Sedlock is currently obtaining pricing for station 3 to be done. Public Works Director will look into his department to convert LED lighting.

Public Speaks:

Dan Brown

Dan Brown stated his name and address as 8471 Henry SW. Mr. Brown indicated that over a year ago new power was run to the TSC Building, new poles. He explained the issue of wires not being transferred. Mr. Brown is requesting that the Township get involved to see if the Township has more pull to get something done. He indicated it is an eyesore. Trustee Nelligan stated she will look into this issue.

Kyle Stone

Kyle Stone, a prosecuting attorney, visited townships to announce his running for office.

Problem Properties:

Executive Session(s):

ORC 121.22 (G)(3) imminent or pending or court action to include the Board, Law Director and Police Chief

ORC 121.22 (G)(3) imminent or pending or pending court action to include the Board, and Law Director

With nothing further to come before the Board, Trustee Nelligan made a motion to adjourn the meeting at 6:35 pm; Seconded by Trustee Miller

ROLL CALL: Ms. Nelligan, yes. Mr. Miller, yes. Mr. DeChiara, yes.

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 Nelligan made a motion to adjourn the executive meeting at 8:58 pm; Seconded by Trustee DeChiara

ROLL CALL: Ms. Nelligan, yes. Mr. Miller, yes. Mr. DeChiara, yes.

Lisa Nelligan, President

Craig Chessler, Fiscal Officer