

Perry Township Board of Trustees

Regular Meeting

August 1, 2023, 6:00 pm

Call to Order/ Pledge of Allegiance:

Welcome/Invited Guests

1. Recognition of Thomas Ross's 33 years of service to the Perry Township Fire Department

Trustee DeChiara presented Thomas Ross with a plaque and congratulated him on his years of service to Perry Township

Fire Chief Larry Sedlock presented Mr. Ross with his helmet and congratulated him on his years of service and retirement.

Mr. Ross spoke giving credit and thanking several people.

Excused absence:

Anthony Davide ~ Public Works Director

Additions/Deletions to Agenda – Roll Call by Department:

Trustee Miller – Added Meredith Park update

Trustee Nelligan – Added fiscal office questions

Communications/Announcements Details available at Perrytwp.com:

1. Perry Township County Wide Budget Symposium August 10th, 9 am to 11 am ~ Exploration Gateway
2. Perry Township Rotary ~ Community Parade & 9th Annual Township Oktoberfest Saturday, September 9th, from 12 pm to 4 pm at Hartwick Park Details at perrytwp.com

Public Speaks on Agenda Items Up for Action

Unfinished Business:

Department Agenda Items (Information/Action Items)

Administration:

Consider Canton Data Print Invoice

Administrator Martin stated to the Board that they have a Canton Data invoice to consider in the amount of \$10,254.70. The fall issue will be coming on September 12, 2023. Administrator Martin indicated the schedule for 2024 will be January, April, July, and October.

Trustee Nelligan stated so moved. Seconded by Trustee Miller

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

Consider Procurement Policy

Administrator Martin asked the Board to consider accepting the Perry Township Procurement Policy. This will serve as a compass for all Department Heads as they are considering purchasing items for their respective departments. This policy outlines rules that all department heads, employees, and elected officials can utilize as a general purchasing guide. The following guideline is the general purchasing process, the practice of procurement, the practice of purchase orders, contract practice, general invoices, and competitive bidding guidelines. This is a policy and guideline and has been reviewed by the Law Director and Fiscal Officer.

Administrator Martin asked the Board to please consider accepting the Perry Township Procurement Policy as a general guideline for all department heads, elected officials, and employees.

Trustee Nelligan stated so moved. Seconded by Trustee Miller

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

Consider Right of Way Purchase for the Perry Drive Project

Administrator Martin asked the Board for consideration of the AEP request for the Easement purchase of the Perry Drive project. Attached for their review was the Easement Exhibit A form depicting the pole location at Station 1 on Perry Drive. The Easement Pavement Agreement in the amount of \$2,295.00 was attached. Also, the new pole locations are currently staked. The Funds would be received within 90 days of the easement grant. The Easement and Right of Way details descriptions were included. The signature page of the contract will need to be signed by the full Board.

Trustee Nelligan stated so moved. Seconded by Trustee Miller

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

Consider Employee Leave Donation policy

Administrator Martin asked the Board for their consideration for the Employee Leave Donation policy. The summary of the policy is written to be of benefit to an employee who is suffering from a serious illness, or injury, and is experiencing an extended absence from work, or their spouse or family member is suffering from the same event, or an employee is utilizing unpaid FMLA leave while on maternity leave.

This policy allows for an employee who elects to donate sick leave to another employee in need of sick leave and recognizes and agrees that the donated sick leave shall be deducted from his or her accrued sick leave account and shall not be refunded.

Further criteria and details of the policy were attached for the Board's review. The policy had previously been reviewed and approved by the Law Director.

Administrator Martin asked the Board to please consider making a motion to approve the employee Donated Sick Leave Policy

Trustee Nelligan stated so moved. Seconded by Trustee Miller

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

Consider Summerdale and Regis Perry Memorial Parks restroom demolition quotes

Administrator Martin stated to the Board that on June 7th, 2023 with the assistance of ARPA funds, the Board ordered two Cortez-style restrooms from the CXT Company to replace the current restrooms at the Regis Perry Memorial Park and Summerdale Park locations. Administrator Martin indicated the estimated delivery time of the restrooms is late November 2023.

Administrator Martin indicated the next order of business in preparation for these restrooms being delivered, we need to demolish the current restrooms so that we have ample time to prep the restroom locations according to CXT specifications and guidelines. We have obtained two quotes for the Board's consideration of the demolition.

Malavite's quote for both structures was in the amount of \$5,900.00 and Wengerd \$8,200.00.

Administrator Martin indicated Malavite is able to begin demolition within 2-3 weeks of notification which is way ahead of time for the delivery of the restrooms in October. Administrator Martin asked the Board to make a motion to contract with Malavite in the amount of \$5,900.00 for each of the demolition of restrooms at Summerdale and Regis Perry Memorial Park.

Trustee Nelligan stated so moved. Seconded by Trustee Miller

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

Road and Park Department:

Zoning:

Consider nuisance declaration of 5601 Patrick St SW Canton, Ohio

Zoning Inspector Jeff Whytsell request a motion to declare 5601 Patrick St SW Canton, Ohio 44706 a nuisance and approve a \$100.00 citation.

Trustee Nelligan stated so moved. Seconded by Trustee Miller.

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

Consider Nuisance Declaration of 314 Pershing Ave N.W. Massillon, Ohio

Zoning Inspector Jeff Whytsell requested a motion to declare 314 Pershing Ave N.W. Massillon, Ohio a nuisance and approve a \$200.00 citation.

Trustee Nelligan stated so moved. Seconded by Trustee Miller.

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

Consider Nuisance Declaration of 4154 Harbrook Ave S.W. Navarre, Ohio

Zoning Inspector Jeff Whytsell requested a motion to declare 4154 Harbrook Ave S.W. Navarre, Ohio a nuisance and approve a \$100.00 citation.

Trustee Nelligan stated so moved. Seconded by Trustee DeChiara.

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

Consider structural abatement at 3432 Lincoln Way E. Massillon, Ohio

Zoning Inspector Jeff Whytsell stated the Board is aware that we are in the process of moving through plans for demolition. One of the property owners did request per the notice to have a chance to meet with the Perry Township Board to get a better understanding of the abatement process for the property located at 3432 Lincoln Way E. Massillon, Ohio. The meeting was conducted at the Perry Township Hall with the Board on July 18, 2023. At this time, Ms. McQueen approved the Boards decision to move forward with the abatement and that we would keep her notified of the process. Per the Law Director, James Mathews. Zoning Inspector, Jeff Whytsell requested a motion to accept the resolution 505.86 granting the final approval to proceed with structure abatement at 3432 Lincoln Way E. Massillon, Ohio. The Township will assess all fees. In the end, we will receive up to 50% of the reimbursement for the

property. At this point, Zoning Inspector Jeff Whytsell indicated to Trustee DeChiara that it would be the recommendation to go to the Board to see how they want to assess the outstanding balance of those fees with the owner.

Trustee Nelligan stated so moved. Seconded by Trustee DeChiara.

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

Police Department:

Consider accepting a donation from the McKinley Eagles in the amount of \$16,298.00

Chief Bryan Taylor asked the Board to accept a donation from the McKinley Eagles. The donation is to be used for the purchase of a UTV. The total donation is in the amount of \$16,298.00.

Trustee Nelligan stated so moved. Seconded by Trustee Miller.

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

Consider purchasing a UTV from J&J Motors in the amount of \$16,298.00

Chief Bryan Taylor is requesting the Board's authorization for the purchase of a UTV from J&J Motors Inc. In the amount of \$16,298.00. The McKinley Eagles donated \$16,298.00 to cover the cost of this UTV.

Trustee Nelligan stated so moved. Seconded by Trustee Miller.

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

Fire Department:

Consider approving concrete repair work in the Fire/Police maintenance garage

Chief Larry Sedlock stated there is a need for concrete repair work in the Fire/Police maintenance garage. Chief Sedlock received 4 different quotes and unfortunately was only able to obtain one for various reasons. He is recommending McBurney Concrete do the repair work and not exceed \$5,925.70.

Trustee Nelligan stated so moved. Seconded by Trustee DeChiara.

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

Consider accepting a \$3,000.00 donation from McKinley Eagles

Chief Sedlock stated the McKinley Eagles donated \$3,000.00 to the Fire Department. Chief Sedlock stated the money will be utilized for a small barn to store cans. The wish of McKinley Eagles was to keep the purchase within the township. A sign will be put on the barn indicating the barn was donated by McKinley Eagles. Chief Sedlock asked the Board to make a motion to accept the \$3,000.00 from McKinley Eagles.

Trustee Nelligan stated so moved. Seconded by Trustee Miller.

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

Law Director:

Consider Certificate of Estimated Property Tax Revenue for Police Levy

Law Director Mathews stated the Board has received from the County Auditor a certificate of estimated property tax recoveries for the proposed fall levy. This would be for a police replacement levy and an additional levy. Law Director Mathews stated that having this number back is all that is needed to consider a resolution to proceed to the ballot with that issue. Law Director Mathews indicated Administrator Martin has the original resolution for the Board to approve. The resolution is in writing and it will be in the record as a written document. He requested a motion and a second and a vote from the Board to proceed to the ballot.

Trustee Nelligan made a motion. Seconded by Trustee Miller

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 7-18-2023 for bills in the amount of \$205,908.84 and week ending 7-25-2023 for bills/payroll in the amount of \$403,934.66 for a combined total of \$609,843.50. Fiscal Officer Chessler asked the Board of Trustees 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.

Consider accepting meeting minutes

Fiscal Officer Chessler asked the Board of Trustees to consider accepting meeting minutes from July 25, 2023.

Trustee Nelligan stated so moved. Seconded by Trustee Miller.

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

Board of Trustees of Trustees Updates – Roll Call

1. Trustee Nelligan –Reminder the next Business Advisory Board meeting is scheduled for Friday, August 11, 2023, at 12:30 -1:30 pm.

Trustee Nelligan asked Fiscal Officer Chessler if he could have for the next budget meeting on August 15, 2023, all department heads to have an account number for their Capital reserve accounts. The Fire and Police Departments want two accounts for each of those. Fiscal Officer Chessler stated this will not have any effect on what we are approving that night and submitting.

2. Trustee Miller – Trustee Miller gave an update on Meredith Park. Fencing was put around the area where the area will be excavated. He continued with what will be done in the coming weeks. The estimated time will be approximately 2 weeks. Trustee Miller stated there is an old backstop that will be repurposed for the Perry Youth softball program. There is a quote for the removal of the backstop and the installation.

Trustee Miller made a motion for the removal of the backstop and fencing at Meredith Park by Southway Fence not to exceed \$2,000.00.

3. Trustee DeChiara, Jr

Public Speaks:

Maria Kimball

Maria Kimball of 3665 Briardale Dr. wanted to speak again in reference to a drainage ditch. She started by thanking Perry Township Administration for putting in the Ohio drainage laws in the Perryite. This gave people better guidance and was helpful to the residents. She was wanting to know if there was a date for fixing the drainage on Brunnerdale that Perry Township is responsible for and that it would be

cleaned out. She stated that Stark Soil and Water talked to Perry Road Department. Chris Young, Assistant Road Department Superintendent stated it should be within the next couple of weeks.

Maria Kimball also discussed the telecommunication tower. The temporary lavatory was removed. She thanked the Zoning Inspector for the records information she requested on how the telecommunication tower was started. There was a discussion with the Zoning Inspector on a possible new owner. She continued with the tower issues. Zoning Inspector Jeff Whytsell is to get back with Maria Kimball on the ordinance.

Karl Duell

Karl Duell stated his name and gave his address of 8178 Navarre Rd SW Massillon, Ohio. He was there to discuss his business that has been shut down. He feels there should be a service road during the construction.

He would like one of the Trustees to reach out to him on the JEDD program.

Problem Properties:

Department Matters Not Requiring Board of Trustees Action:

Administration:

Fire Department:

Police Department:

Road Department:

Parks/Recycling:

Zoning:

Law Director:

Announcements:

Public Speaks-Open Forum:

Adjournment:

Adjournment:

With nothing further to come before the Board of Trustees, Trustee Nelligan made a motion to adjourn the regular meeting at 7:15 pm; Seconded by Trustee Miller

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

Executive Session(s):

ORC 121.22 (G)(1) to discuss personnel matters to include the Board, Law Director and Fire Chief

With nothing further to come before the Board of Trustees, Trustee Nelligan made a motion to adjourn into executive session at 7:35 pm; Seconded by Trustee Miller.

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

The Board of Trustees adjourned from Executive Session at 7:35 pm

Lisa Nelligan, President

Craig Chessler, Fiscal Officer