

Perry Township Board of Trustees

Regular Meeting

January 16, 2024, 6:00 pm

Call to Order/ Pledge of Allegiance:

The Pledge of Allegiance was led by Cub Scout Pack 264. The Troop leader said a few words concerning the troop. They are all in 5th grade and working toward earning their Arrow of Light award. It is the highest award in Cub Scouting before they become a Boy Scout. One of their adventures is called Building a Better World. They are learning about local government and being a good citizen in their country. They are thankful to come in and meet Perry Township Trustees. They are learning the meaning of being a trustee and their responsibilities.

Welcome/Invited Guests

- a. Certificates presented to Cub Scouts.

The certificates were given by Trustee Nelligan.

Excused absence:

Additions/Deletions to Agenda – Roll Call by Department:

Communications/Announcements Details available at Perrypwp.com:

Public Speaks on Agenda Items Up for Action

Unfinished Business:

Old Business:

- a. Final Zoning Hearing PE#3 3023

Zoning Inspector Jeff Whytsell asked the Board to make a motion to accept and approve the original recommendation given by Stark County Regional Planning and the Perry Township Board of Zoning Commission of approval with modifications regarding the land use change of parcel #4315829 from R3 Single Family, Duplex and Four-Family residential to R5 High-Density Multifamily and Limited Services Business District. Trustee Nelligan indicated that she and Zoning Inspector Jeff Whytsell went out to the location and she could see the concern of the flooding but she believes changing the zoning will affect that decision.

Trustee Miller made a motion to approve the recommendation given by Stark County Regional Planning and the Perry Township Board of Zoning Commission of rezone #4315829 from R3 to R5. Seconded by Trustee Nelligan

ROLL CALL: Ms. Nelligan, yes. Mr. Miller, yes. Ralph DeChiara, no

New Business:

Fire

1. Consider the Resignation of Patrick Kline

Chief Larry Sedlock requested the Board approve the resignation of part-time employee, Patrick Kline effective January 16, 2024.

Trustee Miller made a motion to accept the resignation of Patrick Kline. Seconded by Trustee Nelligan

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

2. Consider purchase order for Ohio Billing

Chief Larry Sedlock asked the Board to approve the purchase order for Ohio Billing in the amount of \$80,000.00.

Trustee Miller made a motion to approve a new purchase order for Ohio Billing not to exceed \$80,000.00. Seconded by Trustee DeChiara.

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

3. Consider a purchase order for Cencom

Chief Larry Sedlock asked the Board to approve the purchase order to cover the cost of dispatching services from Cencom for 2024.

Trustee DeChiara stated the township is looking into other dispatch centers.

Trustee Miller made a motion to approve the Cencom for \$132,768.00. Seconded by Trustee DeChiara.

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

Police

1. Award of Grant – Announce - \$271,407.35

Chief Bryan Taylor stated he was notified by The Repository that the Perry Township Police Department was awarded a grant in the amount of \$271,407.35 for body Cameras. He has not received the award letter.

Public Works

1. Consider transferring Jamason Rohaley's sick time accumulation.

Trustee Miller made a motion to transfer Jamason Rohaley's sick time from Jackson Township to Perry Township. Seconded by Trustee DeChiara.

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

Zoning

1. Consider iWorQ contract renewal for 2024

Trustee Miller made a motion to renew the contract with iWorQ not to exceed \$8,100.00. Seconded by Trustee DeChiara.

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

2. Consider nuisance property at 541 Tanya Ave NW

Trustee Miller made a motion to declare 541 Tanya Ave NW a nuisance property. Seconded by Trustee DeChiara.

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

3. Consider nuisance property at 1415 Stardale SW

Trustee Miller made a motion to declare 1415 Stardale a nuisance property.

Zoning Inspector Whytsell stated this a step 2 fine which the previous fine has been paid. There was a verbal declaration of intent which they failed to meet the requirements. Seconded by Trustee DeChiara.

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

Administration

1. Consider Employee A ~ FMLA request

Trustee Miller made a motion to consider the FMLA request of employee A. Seconded by Trustee DeChiara.

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

2. Consider paying EPA ~ 2023 MS4 Annual Discharge Fee invoice in the amount of \$1,500.00.

Trustee Miller made a motion to make a payment to Ohio EPA in the amount of \$1,500.00. Seconded by Trustee DeChiara.

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

3. Consider accepting OTARMA grants for the Road Department in the amount of \$500.00 and the Fire Department in the amount of \$1,000.00

Trustee Miller made a motion to accept the OTARMA grant of \$500.00 for the Road Department and \$1,000.00 for the Fire Department. Seconded by Trustee DeChiara.

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

Law Director

None

Fiscal Office

1. Consider approval of the 2024 Township Annual Appropriations Resolution in the amount of \$19,091,668.16.

Fiscal Officer Chessler asked the Board to consider the Annual Appropriations Resolution. He stated some of the line items that had not been used were deleted.

Trustee Miller made a motion to approve the 2024 Annual Appropriations Resolution in the amount of \$19,091,668.16 effective 1-1-2024. Seconded by Trustee DeChiara.

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

2. Consider approval of bank reconciliations for October and November 2023

Trustee Miller stated so moved. Seconded by Trustee DeChiara.

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

3. Consider approval of special minutes for 10-17-23, regular meeting 10-17-23, regular meeting 10-31-23, regular meeting 11-21-23, special meeting 11-28-23 and regular meeting 12-5-23.

Trustee Miller stated so moved. Seconded by Trustee DeChiara.

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

Trustees

1. Trustee Nelligan
2. Trustee DeChiara Jr.

Trustee DeChiara wanted information on the hazmat drums issue. He directed his questions to Zoning Inspector Jeffrey Whytsell. Trustee DeChiara wanted to know if they were removed and what the township's cost was in removing these drums. Zoning Inspector Jeffrey Whytsell stated the cost was just over \$18,000.00 and informed the Board that we are seeking a discount and collecting abatement fees that will also be considered

3. Trustee Miller

Public Speaks:

Lee Laubacher

Lee Laubacher stated his name and gave his address as 5006 14th Street SW. He came this evening wanting to give thanks to the fire department for their help with his wife.

Executive Session

Executive Session(s):

ORC 121.22 (G)(1) to hire to include the Board, Fiscal Officer, Law Director, and Administrator

ORC 121.22 (G)(1) personnel to include the Board, Law Director, Administrator, and Police Chief

ORC 121.22 (G)(1) personnel to include the Board, Law Director, Zoning Inspector, and Administrator

ORC 121.22 (G)(1) employment to include the Board

ORC 121.22 (G)(3) Pending litigation to include the Board, Law Director, and Police Chief

With nothing further to come before the Board, Trustee Miller made a motion to adjourn into an executive meeting at 6:28 pm; Seconded by Trustee DeChiara

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

Adjournment:

With nothing further to come before the Board of Trustees, Trustee Miller made a motion to adjourn the meeting at 8:45 pm; Seconded by Trustee Nelligan

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

Matt Miller, President

Craig Chessler, Fiscal Officer

Perry Township Board of Trustees Motion for Executive Session – Personnel

Meeting Date: 1-16-24

Time of Motion: 6:28 PM

Trustee MILLET moved to convene in executive session for the following purpose:

Pursuant to R.C. 121.22(G)(1) [A check mark must be placed next to the applicable section(s)]:

To consider the:

- appointment,
- employment,
- dismissal,
- discipline,
- promotion,
- demotion,
- or compensation

of a public employee or official, or

investigation of charges against a public employee, official, licensee, or regulated individual, unless the public employee, official, licensee, or regulated individual requests a public hearing.

Additional Comments (if applicable) _____

The motion was seconded by Trustee _____, and a roll call vote of the Board was then recorded:

Trustee <u>MILLET</u>	<input checked="" type="radio"/> Yes	<input type="radio"/> No
Trustee <u>Molloy</u>	<input checked="" type="radio"/> Yes	<input type="radio"/> No
Trustee <u>De Chiara</u>	<input checked="" type="radio"/> Yes	<input type="radio"/> No

CONCLUDED @ 8:45 PM

Note:

Except as otherwise provided by law, no public body shall hold an executive session for the discipline of an elected official for conduct related to the performance of the elected official's official duties or for the elected official's removal from office.

Perry Township Board of Trustees Motion for Executive Session – Conference with Counsel

Meeting Date: 1-16-24

Time of Motion: 6:28 PM

Trustee MILLER moved to convene in executive session for the following purpose:

Pursuant to R.C. 121.22(G)(3)

For a conference with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action.

Additional Comments (if applicable) _____

The motion was seconded by Trustee _____, and a roll call vote of the Board was then recorded:

Trustee <u>MILLER</u>	<u>Yes</u>	No
Trustee <u>NELIGAN</u>	<u>Yes</u>	No
Trustee <u>DE CHIARO</u>	<u>Yes</u>	No

CONCLUDED @ 8:45 PM