

Perry Township Board of Trustees

Regular Meeting

March 5, 2024, 6:00 pm

Call to Order/ Pledge of Allegiance:

Welcome & Recognition of Invited Guests

Excused absence:

Communications/Announcements Details available at Perrytwp.com

Open House on Saturday, March 9, 2024, 12:00 pm to 2:00 pm at the Road Department – 1500 Jackson Ave SW for the Road Levy Issue 18.

Additions/Deletions to Agenda – Roll Call by Department:

Fire: none

Administration: none

Road: none

Police: none

Zoning: none

Law Director: none

Fiscal Officer: none

Trustee DeChiara would like to discuss Solar Panels

Trustee Miller would like to add items to the executive session

Public Speaks on Agenda Items Up for Action

Consent Agenda Items

Old Business:

New Business:

Fire

Consider accepting the resignation of Captain Firefighter/Paramedic Jack Keim III

Trustee Miller made a motion to accept the resignation of Captain Firefighter Jack Keim III. Seconded by Trustee DeChiara.

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

Police - none

Public Works - none

Zoning

RESOLUTION 2024-

Consider abatement resolution for 4141 Shepler Church Ave SW Canton, Ohio

Zoning Inspector Jeff Whytsell stated he and Law Director Mathews are trying to reach out to lumber companies around the area because there is a lot of good lumber on this property.

Trustee Miller made a motion to consider the abatement at 4141 Shepler Church Ave SW Canton, Ohio. Seconded by Trustee DeChiara.

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

Administration

Consider FMLA leave for employee A

Trustee Miller made a motion to accept the FMLA leave for employee A. Seconded by Trustee DeChiara.

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

Law Director - none

Fiscal Office

Consider approval of pending warrants

Trustee Miller made a motion approving the pending warrants ending week 2/20/24 for bills/payroll of \$383,363.76 and week ending 2/27/24 for bills in the amount of \$202,588.08 for a combined total of \$585,951.84. Seconded by Trustee DeChiara.

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

Consider Accepting January 2024 Bank Reconciliation

Trustee Miller made a motion to accept the January 2024 Bank Reconciliation. Seconded by Trustee DeChiara.

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

Trustees

1. Trustee Nelligan- none
2. Trustee DeChiara Jr. -Discuss on Solar Panels

Trustee DeChiara recently read in the paper that the Stark County Commissioners were requesting township officials to give their input regarding solar panel farms in the townships. The Commissioners want an input by this April. Law Director Mathews stated they did want an answer by April. Zoning Inspector Jeff Whytsell stated resolutions are coming from the State to the townships. Zoning Inspector Jeff Whytsell and Law Director Mathews are working on resolutions for this topic. Law Director Mathews stated the county is looking for input from each of the board of trustees about whether they think they would accept large solar farms in your community. There was much discussion on this topic. Zoning Inspector Jeff Whytsell and Law Director Mathews will present information at the next Board meeting for the Board and public for input.

3. Trustee Miller - none

Public Speaks:

Darryl Kiddey

Darryl Kiddey gave his address as 4882 Arbor Rd SW. He would like an update on the "Chicken Wire" issue. Zoning Inspector Jeff Whytsell stated he went back out to review that setting. Also, he looked at the drawing that was submitted. Again, the decision stands. Zoning Inspector Jeff Whytsell reviewed the fence lines. He did not see any visible damage that was reported by the Kiddey's. Darryl Kiddey disagrees with Zoning Inspector Jeff Whytsell. Trustee Miller asked several questions on how to resolve this problem. Law Director Mathews stated there is not much the township can do. Law Director Mathews directed his answer to Mr. Kiddey and said he may not like the answer but to resolve this issue which is to resolve the dispute with the neighbor by ordering a line fence, both fences have to be taken down and only one fence would be installed. He hopes the issue can be resolved between the neighbors, there is nothing the township could do.

Mr. Kiddey then wanted to make a statement concerning the Road Levy. He stated if the road levy does not pass, he would vote on another type of levy.

Mr. Kiddey also stated that the road department put in a pipe that wasn't there before because the original one was damaged and it was very high and is not doing any good. He called the road department two weeks ago and stated nothing had been done.

Jenn Miller

Jenn Miller gave her address as 4895 3rd St NW Canton, Ohio. Her first concern was directed to Administrator Martin. She asked why the Trustee Meetings are not live-streamed for the people who cannot attend. Trustee Miller answered that the Board is working through some IT issues.

Jenn Miller asked for an update on the restrooms at the parks. Trustee Miller stated the original hope was that both restrooms would be completed at the same time. Summerdale Park has proven to be more challenging than anticipated. The flood zone issue delayed the project. The Perry Park project is moving ahead of the Summerdale Park project. Public Works Director, Anthony Davide stated next week the cement slab will be poured and then the bathroom will be delivered next week but has been delayed because of the weather. The Summerdale Park project has been discussed with Karl Oprisch and we had an issue that the restroom had to be raised 4 feet. Also, he indicated you can not bring in extra dirt in a flood zone area. Karl Oprisch also stated that the whole area is considered a flood zone.

Jenn Miller made a statement concerning the road levy that residents have currently been paying since 1986. She asked if there were any levies put on between 1986 and 2016. Trustee DeChiara stated yes but the levy failed. There was discussion on what happened in past years continued.

Executive Session

With nothing further to come before the Board, Trustee Miller made a motion to adjourn into five executives, under 3 G(1) and 2 under G (5) at 5:50pm; Seconded by Trustee DeChiara

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

Executive Session(s):

ORC 121.22 (G) (1) executive session personnel, Board, Law Director, Administration and Fire Chief

ORC 122.22(G)(5) executive session to include the Law Director, Board, Public Works Director, Fire Chief

ORC 121.22 (G) (5) executive session at the direction of the law director to maintain the confidentiality of topic to include the Board, Law Director, and the Township Administrator.

ORC 121.22 (G) (1) executive session personnel compensation to include the Board, Law Director and Township Administrator

ORC(G)(1) executive session to include Board only

Adjournment:

The Board returned from the executive session at approximately 10:20pm

Trustee Miller made a motion to adjourn the meeting Seconded by Trustee DeChiara

With nothing further to come before the Board of Trustees, Trustee Miller made a motion to adjourn the meeting at 10:21pm;

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: MAR. 5, 2024 Time of Motion: 5:03 PM

Trustee NELLIWAN 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:

- | | | |
|---|---|--|
| <input type="checkbox"/> appointment, | <input checked="" type="checkbox"/> employment, | <input checked="" type="checkbox"/> dismissal, |
| <input checked="" type="checkbox"/> discipline, | <input type="checkbox"/> promotion, | <input checked="" type="checkbox"/> demotion, |
| <input checked="" type="checkbox"/> or compensation | | |

of a public employee or official, or

- investigation of charges or complaints 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 MILLER, and a roll call vote of the Board was then recorded:

Trustee Nelligan Yes No Trustee Miller Yes No Trustee DeChiara Yes No

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.

The Board returned from executive session at approximately: 5:50 PM

- Motion to adjourn by Trustee _____;
Second by Trustee _____; Votes:

Trustee Nelligan _____ Trustee Miller _____ Trustee DeChiara _____

The meeting was then adjourned at approximately _____

- Refer to supplemental minutes

SUPPLEMENT TO MINUTES OF MEETING OF THE BOARD OF TRUSTEES
PERRY TOWNSHIP, STARK COUNTY, OHIO

These minutes serve to supplement the minutes of the meeting of the Perry Township Board of Trustees held:

MARCH 5, 2024

The Board returned from executive session at approximately:

10:20 PM

Thereupon, the following action was taken:

SEE ATTACHED

Motion by Trustee _____ to:

Second by Trustee _____

Votes:

Trustee Nelligan _____ Trustee Miller _____

Trustee DeChiara _____

Motion to adjourn by Trustee MILLER

Second by Trustee DECHIARA

Votes:

Trustee Nelligan Y Trustee Miller Y

Trustee DeChiara Y

The meeting was then adjourned at approximately 10:21 PM

Approved by the Board of Township Trustees of Perry Township, Stark County, Ohio.

Date: _____

Trustee Lisa Nelligan

Trustee Ralph DeChiara, Jr.

Trustee Matt Miller

Minutes prepared and submitted by:

- James Mathews
Law Director
- Joyce Fetzer Martin
Administrator
- _____

Other

Perry Township Regular Meeting

March 5, 2024

Motion by Trustee Miller to open a purchase order for Day's Lawn Care, pursuant to the estimates obtained (not to exceed \$108,930.00 including a-la-cart pricing items as requested), seconded by Trustee DeChiara, with all trustees voting yes.

Motion by Trustee Miller, second by Trustee Nelligan, to approve agreements with Clemans-Nelson (\$7,500.00 for policy review and manual; and \$6,375.00 for 1 and ½ days training), all trustees voting yes.

Motion to adjourn by Trustee Miller, second by Trustee DeChiara, all trustees voting yes.

Meeting adjourned at approximately 10:21 p.m.