

# RECORD OF PROCEEDINGS

## MINUTES OF PERRY TOWNSHIP TRUSTEES

MEETING  
HELD SEPTEMBER 6, 2022

PERRY TOWNSHIP TRUSTEES MET IN REGULAR SESSION, CALLED TO ORDER AT 7:30 BY CHAIRPERSON KEVIN COX. GREG KESSEN PRESENT, JACK NEAL PRESENT. ROLLCALL BY FISCAL OFFICER. THE PLEDGE OF ALLEGIANCE FOLLOWED.

***GREG KESSEN MADE A MOTION TO ACCEPT THE MEETING MINUTES FROM AUGUST 16, 2022, 2<sup>ND</sup> KEVIN COX, ROLLCALL.***

**SANDY HOFACKER, FISCAL OFFICER –**

***GREG KESSEN MADE A MOTION TO PAY BILLS OF \$115,818.22, 2<sup>ND</sup> KEVIN COX, ROLLCALL.***

***GREG KESSEN MADE A MOTION TO APPROVE JULY BANK RECONCILIATION FOR 2022, 2<sup>ND</sup> KEVIN COX, ROLLCALL.***

### **GUESTS:**

**JOHN BREWSTER-** JUST WANTED TO SAY THANK YOU TO EVERYONE THAT PARTICIPATED IN THE SPAGHETTI DINNER FUNDRAISER FOR NORTHWEST PERRY NEIGHBORHOOD ASSOCIATION.

**JIM CLEMENTZ –** CAME TO ASK ABOUT NOISE ORDINANCE. HE SAID AT LAST MEETING HE ATTENDED WE WERE GOING TO WORK WITH NEW ASSISTANT PROSECUTING ATTORNEY REGARDING GETTING A NOISE ORDINANCE. BOB PHILLIPS SAID WE LOST OUR REPRESENTATIVE WITH CITY OF LIMA. BOB WILL CHECK AND SEE WHO IS IN THAT POSITION NOW AND SEE WHAT WE CAN DO.

JIM SAID NEIGHBORS AREN'T AS BAD AS THEY USED TO BE BUT STILL LOUD. HE HAS BEEN TAKING PICTURES.

JIM ALSO SAID THERE ARE 27 UNLICENSED VEHICLES SITTING ON MR. COULTER'S LOT.

JIM ALSO NOTED THAT THE STAKES MARKING PROPERTY LINE BETWEEN JIM'S PROPERTY AND MR. COULTER'S HAS BEEN REMOVED.

JIM ALSO WANTED TO KNOW IF THERE'S BEEN ANY TALK ABOUT COMPANIES PUTTING UP SOLAR FARMS.

KEVIN COX STATED THAT THIS HAS BEEN TAKEN CARE OF. JIM SAID THERE ARE TWO COMPANIES – ONE OF THEM OUT OF DENVER, COLORADO LOOKING FOR ACREAGE TO PUT IN A SOLAR FARM. KEVIN DOESN'T KNOW OF ANY. SANDY HOFACKER SAID THEY CAN'T JUST COME IN. THEY WOULD HAVE TO GO THROUGH OHIO SITING BOARD AND ALLEN COUNTY COMMISSIONERS WITH INPUT FROM TOWNSHIP TRUSTEES.

### **BOB PHILLIPS, POLICE CHIEF**

BOB CONTACTED SHERIFF'S DEPARTMENT TO COORDINATE EVACUATION DRILL AT PERRY SCHOOLS. THE SHERIFF'S DEPARTMENT IS INTERESTED IN COMING OUT TO OBSERVE. BOB WANTS THE SHERIFF DEPARTMENT TO BE THERE TO OBSERVE AND OFFER THEIR SUGGESTIONS. STUDENTS WILL EVACUATE TO PERRY FIRE DEPARTMENT.

BOB HAS LOCKDOWN DRILLS SCHEDULED IN THE BOOKS FOR HIGH SCHOOL AND ELEMENTARY.

GREG KESSEN ASKED BOB FROM JUNE 21, 2022 MINUTES, "WHAT IS THE NAME OF YOUR PRIVATE COMPANY?". BOB STATED IT IS PERRY SECURITY.

GREG ASKED IF BOB WAS USING PERRY TOWNSHIP PROPERTY TO RUN HIS PRIVATE BUSINESS. BOB SAID YES – HE IS USING UNIFORMS AND VEHICLES.

GREG ASKED ABOUT CONTRACT FOR MAX'S WATER DOG RACES. BOB SAID THERE WAS NO CONTRACT. BOB DID SEND SOME OF HIS WORKERS PER REQUEST FROM SHERIFF'S DEPARTMENT.

KEVIN STATED WE'RE NOT NITPICKING BUT HE DOESN'T BELIEVE THE SHERIFF'S DEPT WOULD ALLOW THAT.

JACK NEAL STATED THAT IT'S PRETTY UNORGANIZED, KIND OF LIKE THEY USED TO DO WITH THE MOTORCYCLE RACES. JACK SAID A LOT OF ENTITIES USED TO DO INFORMAL THINGS LIKE THAT ALL THE TIME. THEY WOULD JUST CALL AT LAST MINUTE.

GREG SAID HE'S JUST TRYING TO FOLLOW THE MONEY AND UNDERSTAND HOW THE MONEY FLOWS WITH THE USE OF OUR EQUIPMENT.

GREG SAID THE CONTRACTOR MAY NOT REALIZE WHERE THE LIABILITY IS. IF CONTRACTOR HIRES INDIVIDUAL OFFICERS DIRECTLY, THEN THE CONTRACTOR IS LIABLE FOR ANYTHING THAT HAPPENS TO THOSE OFFICERS.

BOB SAID THERE WAS A WORKERS' COMP CLAIM FOR A SHERIFF'S DEPUTY WORKING ON HIS OWN TIME AND WORKERS COMP CLAIM CAME BACK ON SHERIFF'S DEPT.

GREG GAVE EXAMPLE OF DIFFERENCE BETWEEN WORKING AS OFFICER OR BOUNCER.

BOB SAID THE REASON CONTRACTORS HIRE OFF DUTY OFFICERS IS THEY CAN BE WORKING AS SECURITY BUT IF OFFICER MAKES AN ARREST HE'S THEN WORKING AS POLICE OFFICER.

JACK GAVE EXAMPLE OF PAST JOBS WITH ANOTHER ENTITY WHERE PERSON RUNNING ENTITY GOT \$2 FOR EVERY PERSON HE SENT TO WORK.

JACK ASKED JUSTIN HOW HE FIGURED OUT HOW TO CHARGE FOR FIRE AND AMBULANCE SERVICES.

JUSTIN SAID FIRE TRUCK \$100 PER HOUR, AMBULANCE \$400 PER HOUR. JUSTIN REVIEWED HOW HE COMES UP WITH THESE CHARGES.

JUSTIN HAS EVERYTHING BROKEN DOWN. JUSTIN'S GOAL IS TO BREAK EVEN. HE'S NOT TRYING TO MAKE A PROFIT. JACK WILL GET WITH JUSTIN SEPARATELY SO HE CAN BETTER UNDERSTAND.

KEVIN STATED WE'RE NOT TRYING TO PICK ON BOB, WE'RE JUST TRYING TO UNDERSTAND. BOB STATED HE IS FINE WITH THAT, HE'S JUST DOING WHAT WAS DONE IN THE PAST. EVERYONE AGREED TO DO MORE INVESTIGATION AND WE'LL FIGURE OUT HOW TO MOVE FORWARD. BOB KNOWS A LOT OF THINGS HAVE CHANGED.

#### **COREY LEHMAN, ROAD SUPERVISOR**

COREY GOT EMAIL ABOUT GETTING SEALING WORK DONE BY END OF SEPTEMBER DUE TO THE CREW DOING THE WORK HAVING COVID.

COREY TALKED TO ERIC BERGEI AND THEY'RE GOING TO START REST OF THEIR WORK SOON. NOT SURE WHEN PERRY TOWNSHIP WILL BE DONE.

COREY GOT NEW FLAIL MOWER IN LAST TUESDAY. TRADED IN THE ONE THAT WAS WRECKED.

KEVIN STATED WEST SIDE OF HANTHORN AND GREELY CHAPEL IS A DEATH TRAP. THERE IS A GRATE FOR CATCH BASIN THAT NEEDS SUPPORT. COREY WILL CHECK INTO IT.

COREY GOT A TRICKLE CHARGER FOR THE GENERATOR IN THE ADMIN BUILDING.

KEVIN ASKED ABOUT BOWMAN ROAD. COREY CALLED AND THEY ARE SUPPOSED TO COME AND LOOK AT IT. COREY DID A TEMPORARY FIX. PROBLEM NEEDS FIXED.

KEVIN SAID MEN'S RESTROOM HAS SEWER GAS SMELL. COREY WILL CHECK IT OUT. NEED TO DUMP WATER AND BLEACH IN DRAIN.

#### **SANDY HOFACKER, ZONING INSPECTOR**

THERE WERE 5 PERMITS ISSUED IN AUGUST FOR A TOTAL OF \$582.00

***GREG KESSEN MADE A MOTION TO ACCEPT PERMIT FEES IN THE AMOUNT OF \$582.00, 2<sup>ND</sup> JACK NEAL, ROLL CALL.***

NEED A MOTION TO POST JOB OPENING FOR ZONING INSPECTOR,

***GREG KESSEN MADE A MOTION TO POST THE ZONING INSPECTOR JOB, 2<sup>ND</sup> JACK NEAL, ROLL CALL.***

WE WILL PUT AD IN THE LIMA NEWS ON 9/11 AND 9/16 AND APPLICANTS WILL HAVE UNTIL 9/30/22 TO APPLY.

#### **JUSTIN ROBERTS, FIRE CHIEF**

SANDY TALKED TO AUDITORS OFFICE. IT IS OKAY TO USE MONEY FROM CONTRACTED SERVICES FUND TO PAY FOR 3 YEAR CONTRACT WITH STRYKER. JUSTIN STATED MONEY FOR CONTRACT IS IN BUDGET ALREADY. USING MONEY FROM BUDGET 259 FOR 3<sup>RD</sup> PARTY STUDY. MONEY IS NOT BEING USED FOR THAT PURPOSE SO OKAY TO USE FOR 3 YEAR CONTRACT. THREE YEAR CONTRACT WILL SAVE MONEY IN THE LONG RUN. AUDITORS OFFICE DOESN'T CARE ABOUT THE DETAILS.

***JACK NEAL MADE MOTION TO DO THREE YEAR CONTRACT WITH STRYKER, 2<sup>ND</sup> GREG KESSEN, ROLL CALL.***

JUSTIN HAS CONTRACT FOR ELECTRONIC REPORTING. ANNUAL CONTRACT DUE 9/1 BUT JUST GOT CONTRACT 8/28. \$3,312.75 BILL FOR ELECTRONIC REPORTING SYSTEM. JUSTIN SAID IT DOESN'T HAVE TO BE ACTED ON TONIGHT.

JACK ASKED QUESTIONS ABOUT WHAT'S IN THE PACKET AND ASKED IF WAS A GOOD DEAL. JUSTIN SAID YES. IT'S MIDDLE OF THE ROAD PRICE BUT DOES EVERYTHING THEY NEED IT TO.

JUSTIN SENT EMAIL TO ASK ABOUT INCREASING SICK TIME FOR 24 HR SHIFT WORKERS FROM 40 TO 48 HOURS. THAT WAY THEY DON'T HAVE TO DIP INTO VACATION TIME TO TAKE OFF 2 FULL SHIFTS FOR SICK TIME. WE ALSO NEED TO INCREASE VACATION FROM 160 TO 192 . 192 WOULD BE MAX THEY COULD CARRY OVER PER YEAR. TRUSTEES WILL DISCUSS AND SEE IF WE NEED TO REVIEW HANDBOOK.

**GREG KESSEN MADE A MOTION TO INCREASE OUR FT FIRE/EMS WORKERS FOR 2 SHIFTS OF SICK TIME WITH A MAXIMUM OF 192., 2<sup>ND</sup> JACK NEAL, ROLL CALL.**

JUSTIN HAD ESTIMATE FOR \$2000+ TO FIX FORD 2009 F250 TRUCK AT MILLER BROTHERS. IT NEEDS ROTORS, BRAKE PADS, WHEEL BEARINGS. THIS TRUCK HAS 94,700 MILES ON IT. LAST MEETING WE TALKED ABOUT REPLACING STEERING TIRES ON ALL FIRE TRUCKS. THEY'RE ALL GETTING NEAR THE 10 YEAR MARK. JUSTIN WILL FORMULATE A PLAN TO STAGGER THE REPLACEMENT OF TIRES AND PRESENT IT AT NEXT MEETING.

JUSTIN TALKED ABOUT COMMUNITY DAY. BROOK HELD BACK ON PUSHING OUT ADVERTISING. ITS SUPPOSED TO RAIN ALL DAY, DO WE WANT TO CANCEL, RESCHEDULE, MAKE IT EVERY 5 YEARS. CHANGE IT TO SPRING? MAYBE MAKE IT A LATE FALL THING? MAYBE MAY? JUSTIN SUGGESTED SCRAPPING IT THIS YEAR. WE SHOULD SIT DOWN AND DISCUSS HOW TO HANDLE IN THE FUTURE.

**KEVIN COX MADE A MOTION TO CANCEL COMMUNITY DAY EVENT , JACK NEAL 2<sup>ND</sup> ROLL CALL**

JUSTIN GOT ESTIMATE TO REPAIR AMBULANCE – JUST SHY OF \$11,000. WE SHOULD GET MONEY FROM INSURANCE COMPANY TO COVER IT. IF LADY WHO HIT THEM DOESN'T HAVE INSURANCE, OUR INSURANCE WILL CHASE HER. NO FRAME DAMAGE, ALL BODY. MILLER HAS ALL PARTS ON ORDER. JUSTIN ALSO STATED THAT MICAH CHAMBERS, WHO WAS INVOLVED IN ACCIDENT, IS OKAY. ALL TESTS CAME BACK NEGATIVE.

#### **TRUSTEES**

GREG KESSEN CONSULTED WITH VFIS. THEY SUGGESTED THAT TO REMOVE ANY POTENTIAL LIABILITY AND POTENTIAL RISK ALL PERRY TOWNSHIP OWNED EQUIPMENT, MATERIALS, UNIFORMS AND VEHICLES SHOULD NOT BE USED BY ANY PRIVATELY OWNED BUSINESS.

**GREG KESSEN MADE A MOTION THAT ALL PERRY TOWNSHIP OWNED EQUIPMENT, MATERIALS, UNIFORMS AND VEHICLES WILL NOT BE USED BY ANY PRIVATELY OWNED BUSINESS EFFECTIVE IMMEDIATELY ON 9-6-2022. MOTION DIED DUE TO NO 2<sup>ND</sup> ON THE FLOOR.**

KEVIN STATED WE NEED MORE DISCUSSION BEFORE APPROVING MOTION.

JACK AND GREG HAD DISCUSSION ABOUT LIABILITY AND FUTURE RISK OF USING PERRY EQUIPMENT AND PROPERTY. IF NOT ACTING ON BEHALF OF TOWNSHIP THEY'RE NOT COVERED BY OUR INSURANCE COMPANY. GREG ASKED BOBBY IF THEIR COMPANY WAS BONDED. HE SAID NO.

GREG SAID AS WE LOOK AT THIS FURTHER, FOR EXAMPLE, EMS HAS OUTSIDE CONTRACTS. THOSE CONTACTS RUN THROUGH TOWNSHIP. THE REASON WE DO IT THAT WAY IS THAT NATALIE TOLD THEM TAXES WOULD HAVE TO BE TAKEN OUT. JUSTIN WORKS IT SO THAT THE HOURLY WAGE WORKERS MAKE \$18 WHICH IS HIGH ENOUGH TO COVER HOURLY WAGE & TAXES TOWNSHIP HAS TO PAY OUT. (\$13 WAGE & % FOR TAXES). JUSTIN HAS WORKED FROM FOOTPRINT WE STARTED BACK WHEN STARTED COVERING PERRY FOOTBALL.

JUSTIN HAS DONE SOME RESEARCH TO DO SPECIAL EVENT CONTRACT TO CHARGE HIGHER HOURLY RATE TO PROMOTER.

MORE DISCUSSION BETWEEN GREG AND BOBBY. THEY NEED TO DO MORE RESEARCH AND DISCUSSION. GREG SAID NO REASON SPECIAL EVENT SCALE COULDN'T BE SET UP TO PAY THROUGH TOWNSHIP. THERE IS TOO MUCH LIABILITY TO HAVE PEOPLE WORKING FOR A PRIVATE COMPANY WHILE WEARING PERRY TOWNSHIP UNIFORMS AND USING PERRY TOWNSHIP EQUIPMENT. BOB WILL TELL EMPLOYEES NO MORE PRIVATE WORK UNTIL WE GET SOMETHING IN PLACE TO COVER LIABILITY AND RISK.

BOBBY ASKED THAT IF GREG KNOWS OF ANY CONTRACT WITH ANY OTHER POLICE DEPTS. TO LET BOBBY KNOW.

**GREG KESSEN MADE MOTION TO ADJOURN AT 9:24 PM, 2<sup>ND</sup> JACK NEAL, ROLLCALL.**