

RECORD OF PROCEEDINGS
MINUTES OF PERRY TOWNSHIP TRUSTEES
MEETING
HELD SEPTEMBER 2, 2025

PERRY TOWNSHIP TRUSTEES MET IN REGULAR SESSION, CALLED TO ORDER AT 6:30 BY CHAIRPERSON KEVIN COX, LARRY SIDENER, PRESENT, GREG KESSEN, PRESENT. ROLLCALL BY FISCAL OFFICER. THE TRUSTEES PRAYER AND PLEDGE OF ALLEGIANCE FOLLOWED.

CHRISTINA STOMBAUGH, FISCAL OFFICER

CHRISTINA LET THE TRUSTEES KNOW THAT SHE IS GETTING NOTIFIED OF ADDITIONAL OPIOID SETTLEMENT CLAIMS (THE LAST ONE WAS WITH KROGER). THE BOARD DECIDED LAST YEAR, AFTER SPEAKING WITH BETH SIEBERT AND KAYLA CAMPBELL, NOT TO PURSUE THE SETTLEMENT. ONE OF THE DEADLINES IS OCTOBER 8TH. THERE ARE TWO DIFFERENT CASE NUMBERS FOR THE SETTLEMENTS. CHRIS WILL CONTACT OTHER TOWNSHIPS IN THE COUNTY TO SEE WHAT THEIR DECISIONS HAVE BEEN AND CHAIRMAN COX WILL CONTACT BETH SIEBERT FOR HER OPINION. WE WILL POSSIBLY CONTACT THE ALLEN COUNTY PROSECUTOR ALSO. THE TRUSTEES CHOOSE TO TABLE IT FOR NOW TO GATHER MORE INFORMATION.

CHRISTINA ASKED THE TRUSTEES IF THEY HAVE READ OVER THE REVISED RESOLUTION WITH ALLEN COUNTY STORMWATER MANAGEMENT. THE BOARD CHOOSE TO TABLE THE DISCUSSION UNTIL NEXT MEETING.

CHRIS ALSO RECEIVED AN INDIGENT BURIAL REQUEST IN THE AMOUNT OF \$750 FROM CHILES-LAMAN FOR JUDY MEYER AT 804 S MUMAUGH RD. TRUSTEES CHOSE TO APPROVE THE REQUEST.

CHRIS THEN ASKED ZONING INSPECTOR, JOHN BREWSTER FOR ANY MOWING ASSESSMENTS FEES. HE HAS SENT OUT LETTERS AND IS WAITING FOR EITHER COMPLIANCE OR THE DEADLINE.

DEPARTMENT HEADS

JOHN ITEN, POLICE CHIEF – ABSENT, Trustee Sidener read report from Chief Iten

There were 2 incidents at the Allen County Fair this year. The 1st Saturday, there was a large group of juveniles that started fighting on the midway and a gun was brandished. Law Enforcement and the Mounted Horse Posse broke up the group and dispersed them out of the fairgrounds. One of the individuals was identified by his sweatshirt and I (Chief Iten) took him into custody at one of the entry gates. 2 Air soft guns (that were altered to look like real guns) were recovered in the parking lot where they were chased off the property.

The second incident was the last night of the fair, when a boyfriend/girlfriend team stole a cash register from the Perry Band Boosters building. Again a good description of the pair, and Chief Kyle Miller located him at Gate C and took him into custody, recovering approximately over \$400 cash in his shoe. The girlfriend was taken into custody a short time later at the south end of the fairgrounds. Overall, the combined effort of law enforcement agencies prevented and or dealt swiftly with issues to keep the fair safe for people to enjoy the fair in our township and county.

Max's was also a success this year, another large event in our township. Again, another joint effort of Law Enforcement agencies in Allen County coming together for the safety of our community and to make it a safe event for all that attend. Only a few minor issues with individuals that had a little too much to drink, and that was dealt with swiftly to ensure the safety of all that attended.

With the fair and Max's, officer time on the road becomes a minimum to support the 2 events, residences should see an increase in officers back on the road like before the 2 events.

Just a reminder, school is back in session. The speed limit in the SCHOOL ZONE, when students are dropped off and picked up is 20 mph. Even when police presence is in the school zone, trying to deter speeding, many parents and students fail to comply. The fines for a speeding citation in a school zone can be up to \$150 plus court costs. Court costs are normally between \$120 and \$150. If you are cited for driving 35 mph actual speed, or higher in a school zone, you must appear in court, the fines increase, the court normally doubles the fine, up to \$500 plus court costs, and those are normally doubled as well. Drivers could see total fines up to \$800 and that is if it is only your first school zone citation. Fines imposed are at the discretion of the Judge, that could be up to an \$800 dollar gamble, please slow down.

RESIDENT NORM CAPPAS ASKED WHY ALL SCHOOL DISTRICTS IN THE STATE OF OHIO CAN'T HAVE THE SAME SPEED RESTRICTIONS SUCH AS ALL DAY OR BETWEEN CERTAIN HOURS. PERRY SCHOOLS SIGN SAYS BETWEEN 7 – 4 AND IT SHOULD ALSO HAVE FLASHING LIGHTS EVEN DURING ACTIVITIES. TRUSTEES DIDN'T HAVE AN ANSWER BUT THINKS THAT THERE SHOULD BE. TRUSTEE SIDENER ADVISED MR CAPPAS TO CALL SUPERINDENT KELLY SCHOOLER

COREY LEHMAN- ROAD SUPERVISOR – ABSENT CHAIRMAN COX READ A REPORT FROM COREY. RECLAIMITE SEALER IS COMPLETED ON KERR RD BETWEEN MADDEN AND AMHERST. THE 2000 YELLOW STERLING SOLD ON GOVDEALS FOR \$10,600. COREY REQUESTS THAT THOSE FUNDS BE PUT BACK FOR PURCHASING FUTURE EQUIPMENT. THE ROAD DEPARTMENT HAS SOLD \$39,350 SINCE 2023. HE FEELS THAT THAT MONEY SHOULD HAVE GONE TOWARDS THE REPLACEMENT OF EQUIPMENT. CHRISTINA STATED THAT IT SHOULD GO INTO THE PERMANENT IMPROVEMENT FUND FOR ROAD DEPARTMENT. TRUSTEE KESSEN STATED THAT IT STARTED WITH THE FIRE DEPARTMENT SALE OF A TRUCK THAT WENT TO A PERMANENT IMPROVEMENT FUND FOR FIRE. HE SAID THE FUNDS USED TO GO BACK TO THE GENERAL FUND BUT DOESN'T ANYMORE. COREY HAD AN INCIDENT WITH A MOWER TODAY. SOMETHING FLEW OFF OF THE DECK WHEN IT WAS ENGAGED AND IT HIT SOMEONE'S CAR AS THEY WERE DRIVING. NO ONE WAS HURT BUT THERE WAS DAMAGE TO THE RESIDENT'S VEHICLE. AN INSURANCE CLAIM HAS BEEN STARTED WITH THE TOWNSHIPS POLICY.

JOHN BREWSTER, ZONING INSPECTOR

THE HOUSE BEHIND PTC WAS APPROVED TO BE TORN DOWN. THEY HAVE A 10 DAY WAITING PERIOD FOR ASBESTOS. WE ARE STILL HAVING ISSUES WITH THE WEBSITE EMAILING THE PERMIT ONCE APPROVED TO THE APPLICANT. HE HAS BEEN IN COMMUNICATION WITH JANELLE. WE HAVE RECEIVED A COMPLAINT FROM JUNIOR MANLY. HE HAS A SHED, BOAT, FENCE AND CAMPER ON AN EMPTY LOT ON 16TH STREET WITH NO PRIMARY RESIDENCE. IT SHOULD BE A VACANT LOT. DENNY PHALEN'S ATTORNEY WANTS A VARIANCE TO KEEP A QUARTER OF THE EXISTING HOUSE. THAT WOULD BE UP TO THE ZONING BOARD OF APPEALS. JOHN THEN ASKED ABOUT TWO ZONING RESOLUTIONS THAT HE NEEDS TO BE RECORDED BUT THEY ARE NOT TYPED AND READY YET SO THE TRUSTEES CHOSE TO TABLE THOSE UNTIL NEXT MEETING. CHRIS WILL PREPARE THEM AND EMAIL THEM TO THE BOARD AND JOHN WHEN COMPLETED. JOHN THEN ASKED ABOUT THE BY-LAWS FOR BOTH ZONING BOARDS. TRUSTEE KESSEN STATED THAT HE HAS READ THEM AND UNDERSTAND THEM. JOHN STATED THAT THE ZONING BOARDS ARE STILL DISCUSSING A COUPLE OF THINGS IN THE BY-LAWS SO JOHN WILL TALK TO THEM AT THE ZONING MEETING NEXT WEEK AND BRING IT TO THE NEXT MEETING. BLAIN BROCK STATED THAT VICTORY LOUNGE APPEALED THE DECISION FROM THE COURT. HE STATED THAT LARRY HUFFMAN AGREED TO DO THE APPEAL IF WE WANTED HIM TOO. THE COST BEFORE WAS APPROXIMATELY \$3,000. THE COST FOR THE APPEAL SHOULD BE SIMILAR. THE BOARD CHOSE TO PROCEED. THE FIRE LEVY IS APPROVED BY THE BOARD OF ELECTIONS AND WILL BE ON THE NOVEMBER BALLOT.

KEVIN RADER, FIRE CHIEF

HOSE TESTING IS COMPLETED. 400 FEET OF HOSE FAILED. THE HYDRANT CLAIM CHECK HAS BEEN RECEIVED FOR THE DAMAGE BY PTC. FOR THE ALLEN COUNTY FAIR 17 FIRE SHIFTS WERE COVERED ALONG WITH 14 EVENTS, 40 HOURS OF INSPECTION, 216 HOURS OF EMS AND THE FIREWORKS SHOW. TRUSTEE SIDENER ASKED CHIEF RADER TO TALK ABOUT FIRE BANS. THE STATE CAN BAN IT. HE'S NOT SURE IF THERE IS A BAN IN PLACE RIGHT NOW BUT WILL CHECK. YOU CAN YOU BURN TIMBER THAT FALLS ON YOUR PROPERTY. AG LAWS ARE DIFFERENT. HE WILL HAVE MORE INFORMATION FOR RESIDENTS.

GUESTS

SCOTT STOMBAUGH, CATHY AND FRANK CLEMENTZ, NORM CAPPS, LORETTA HICKS, JASON STOMBAUGH

SHARON MULLINS – SHE ASKED ABOUT THE NEW DIGITAL SPEED SIGNS. CHAIRMAN COX STATED THAT WE HAVE BEEN GATHERING INFORMATION ON TIME FRAMES WHEN MORE PEOPLE ARE SPEEDING. CHIEF ITEN IS REVIEWING IT BUT WITH HIM ABSENT WE DON'T KNOW WHAT THAT DATA IS.

JIM CLEMENTZ – HE THINKS THE DIGITAL SPEED SIGN HAS MADE A DIFFERENCE. HE WOULD LIKE TO KNOW IF WE'VE HAD ANY CITATIONS. THE BOARD HASN'T HEARD ABOUT ANY CITATIONS BUT CHIEF ITEN CAN REVIEW THE DATA COLLECTED SO THAT THEY CAN PATROL AT THE HIGHER TRAFFIC TIMES AND WHEN MORE PEOPLE ARE SPEEDING. WE BELIEVE WE CAN'T DO CITATIONS OFF OF THE INFORMATION COLLECTED. JIM STATED THAT SOME VEHICLES ARE WAITING UNTIL THEY GET JUST PASSED THE SIGN TO START SPEEDING UP. HE ALSO ASKED ABOUT THE SURVEYOR FOR SPEED LIMIT ON AMHERST ROAD. CHAIRMAN COX JUST SPOKE TO THEM ABOUT ANOTHER SURVEY.

RICHIE PATTON – MR PATTON WOULD LIKE TO KNOW WHEN HE IS GOING TO GET HIS MONEY BACK FROM THE INSURANCE FUNDS BEING HELD FOR 6336 ST JOHNS RD. HE STATED THAT WE ARE HOLDING APPROXIMATELY \$18,000. CHAIRMAN COX STATED THAT IT IS NOT OUR MONEY EITHER BUT BY OHIO REVISED CODE WE HAVE TO HOLD IT UNTIL THE PROPERTY IS SECURE. ATTORNEY BROCK SPOKE WITH RICH ABOUT THE ORC'S IN QUESTION. MR PATTON REFERENCED TITLE 39, CHAPTER 3929, SECTION 3929.86. MR BROCK ASKED MR PATTON TO REFER TO THE FOLLOWING SECTION 3929.86 (D) 3RD PARAGRAPH. JOHN BREWSTER STATED THAT THE NEW OWNER JUST GOT THE PERMIT AT THE LAST MEETING AND REPAIRS HAVE NOT BEEN COMPLETED. MR PATTON STATED THAT HE WAS TOLD THE FUNDS WERE BEING HELD IN CASE HE ABANDONED THE PROPERTY. HE STATES THAT HE LIVED AT THE PROPERTY UNTIL IT WAS SOLD. HE HAS BEEN GIVEN OTHER REASONS SUCH AS SIZE OF THE LOT AND THE SEPTIC AND WHO WOULD BE ENTITLED TO THE FUNDS BEING HELD AFTER HE SOLD THE PROPERTY. MR PATTON STATED THE NEXT PARAGRAPH AFTER THE (D) 3RD STATES WHO HAS RIGHTS TO THE FUNDS. MR BROCK STATED THAT IS NOT IN QUESTION NOW. MR PATTON STATED THAT SINCE THE NEW OWNER HAS OWNED THE PROPERTY SINCE DECEMBER THAT HE MUST BE PAYING PROPERTY TAX ON IT. HE ALSO MUST HAVE INSURANCE ON IT. CHAIRMAN COX STATED THAT MR PATTON STARTED THE ISSUE BY SELLING THE PROPERTY BEFORE BEING FIXED. MR PATTON STATED THAT THE PROPERTY WAS SECURED AND THAT THEY USED IT FOR THE BATHROOM FACILITIES AND THE BASEMENT AS A FALL OUT SHELTER FOR WEATHER. HE ALSO STATED THAT JOHN BREWSTER WAS IN THE HOUSE AND TRUSTEE KESSEN. MR BREWSTER STATED THAT THE WALL ON THE EAST SIDE WAS REPLACED WITHOUT OBTAINING A PERMIT AND THAT IT'S NOT ON A FOOTER OR FOUNDATION. MR BREWSTER THEN STATED THAT THERE IS A BIG HOLE THAT SOMEONE COULD FALL INTO AND IT IS STILL NOT UP TO CODE. MR PATTON THEN STATED TO CHAIRMAN COX THAT HE BANGED HIS GAVEL AND SHOOK HIS FINGER AT MR PATTON'S MOTHER AT THE LAST MEETING. CHAIRMAN COX THEN SAID THAT MR PATTON SENT HIM AN EMAIL THAT HAS BEEN SENT TO THE PROPER AUTHORITIES WHICH MR PATTON ACKNOWLEDGE THAT HE HAD. MR PATTON ASKED WHY HIS MOTHER CAN'T REPRESENT HIM AND CHAIRMAN COX STATED THAT WE DON'T HAVE WRITTEN PERMISSION FROM HIM TO SPEAK TO HER. MR PATTON STATED THAT HE WILL HAVE A STATEMENT AND HAVE IT NOTARIZED. CHRISTINA THEN BROUGHT UP THE FACT THAT THE INSURANCE CHECK RECEIVED BY THE TOWNSHIP ONLY HAD MONICA PATTON'S NAME ON IT AND NOT RICH'S. WE WOULD ONLY BE ABLE TO RELEASE THE FUNDS TO MONICA (HIS WIFE).

TRUSTEES

LARRY SIDENER STATED THAT HE WAS GLAD TO SEE SCOTT STOMBAUGH AND FRANK CLEMENTZ AT THE MEETING SINCE THEY ARE RUNNING FOR TRUSTEES. HE BELIEVES THE OTHERS RUNNING SHOULD BE AT THE MEETINGS SO THAT THEY KNOW WHAT IS GOING ON.

MOTIONS

KEVIN COX MADE A MOTION TO PAY BILLS OF \$84,952.84, 2ND LARRY SIDENER.

SIDENER – YES, COX – YES, KESSEN – YES

LARRY SIDENER MADE A MOTION TO ACCEPT THE MEETING MINUTES FROM AUGUST 12 2025, 2ND GREG KESSEN.

SIDENER – YES, COX – YES, KESSEN – YES

LARRY SIDENER MADE A MOTION TO ACCEPT THE BANK RECONCILIATION FOR AUGUST 2025, 2ND GREG KESSEN.

SIDENER – YES, COX – YES, KESSEN – YES

GREG KESSEN MADE A MOTION TO DECLINE PURSUING THE NATIONAL OPIOIDS SETTLEMENT, 2ND LARRY SIDENER.

SIDENER – NO, COX – NO, KESSEN – NO

GREG KESSEN MADE A MOTION TO COVER THE INDIGENT FUNERAL EXPENSES FOR JUDY MEYER IN THE AMOUNT OF \$750, LARRY SIDENER.

SIDENER – YES, COX – YES, KESSEN – YES

GREG KESSEN MADE A MOTION TO RETAIN LAWRENCE HUFFMAN JR FOR THE VICTORY LOUNGE COURT OF APPEALS CASE IN THE APPROXIMATE AMOUNT OF \$3000, 2ND LARRY SIDENER.

SIDENER – YES, COX – YES, KESSEN – YES

GREG KESSEN MADE MOTION TO ADJOURN AT 7:31 PM, 2ND LARRY SIDENER.

SIDENER – YES, COX – YES, KESSEN – YES