

2600 Easton St. NE
Canton, OH 44721

May 09, 2023

REGULAR MEETING

OPENING: The regular meeting was called to order at 6:00 p.m. with the Pledge of Allegiance

ATTENDANCE: Scott Haws, John Sabo, Brook Harless (excused absence-out of state work travel), Chief Shalenberger, Lisa Campbell, Eric Williams, JP Neff, Thomas Ferrara, Rob Steinberg and Thomas Wolf. Media: None

AGENDA: Rob Steinberg moved Parks #2 to #7 and added Parks #2, #5 and #6. The agenda stands as edited.

SHERIFF'S REPORT:
1. Monthly Report

UNFINISHED BUSINESS:

NEW BUSINESS:

#23-253 1. Entertainer's Engagement Contract for Brass Transit
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to approve the attached Entertainer's Engagement Contract for Brass Transit to play at the amphitheater on August 10th and for Brass Transit to be compensated \$15,000 to be taken from fund #1000-110-500-0000 and to pay 25% of the total cost upon signing of the contract.
Seconded by Mr. Sabo
MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Mr. Sabo, Yes

FISCAL OFFICER'S REPORT:

#23-254 1. Pending Warrants
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the payment of pending warrants, in an amount of \$868,152.79 as attached hereto and made a part of these minutes.
Seconded by Mr. Sabo
MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Mr. Sabo, Yes

#23-255 2. Regular Payroll
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize payment of the regular payroll, in an amount not to exceed \$250,000.00.
Seconded by Mr. Sabo
MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Mr. Sabo, Yes

#23-256 3. Medical Claims
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize payment for the following medical claims as provided by Aultcare and MHS:

<u>DATE</u>	<u>WARRANT</u>	<u>AMOUNT</u>
04/28/23	1031-2023	\$ 16,302.36
05/04/23	1059-2023	\$ 18,236.54

Seconded by Mr. Sabo
MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Mr. Sabo, Yes

#23-257 4. Investment Report
5. Transfer of Funds
Motion by Mr. Sabo,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the following transfer of funds in 2023:

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<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
ADMIN		
1000-110-500-0000 other	1000-110-330-0000 travel & meetings	\$ 8,000.00
1000-110-500-0000 other	1000-110-311-0000 acct & legal fees	\$10,000.00
1000-190-420-0000 other	1000-110-220-0000 insurance benefits	\$60,000.00

Seconded by Mr. Haws

MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Mr. Sabo, Yes

ADMINISTRATOR:

#23-258 1. Payment to Canton Data Print Summer Newsletter 2023
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize payment to Canton Data Print for the *printing and postage* of the 2023, Plain Township Summer Newsletter in an amount not to exceed \$15,000.00 and to authorize payment from the following funds:

Printing & Postage

Administration	1000-110-500-0000	\$3,000.00
Road	2031-330-599-0000	\$3,000.00
Park	2901-610-599-0000	\$3,000.00
Zoning	2181-130-599-0000	\$3,000.00
Fire	2111-220-599-0000	\$3,000.00

Seconded by Mr. Sabo

MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Mr. Sabo, Yes

#23-259 2. Agreement Between Energy Harbor and Plain Township
Motion by Mr. Haws,
BE IT HEREBY REOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to ratify the First Amendment To Master Agreement To Provide Services To An Aggregated Group Between Plain Township, Stark County, Ohio and Energy Harbor, LLC that was signed by the Plain Township Administrator.

Seconded by Mr. Sabo

MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Mr. Sabo, Yes

#23-260 3. Purchase Agreement for Parcel No. 10001341
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to into the attached purchase agreement between Plain Township, Ohio, and Underdogs Property Management, LLC, to purchase parcel No. 10001341,
BE IT FURTHER RESOLVED, by the Plain Township Board of Trustees to authorize Lisa Campbell, the Township Administrator, to execute all related contracts and closing documents, and to pay Underdogs Property Management, LLC, in the amount not to exceed, \$400,000.00, and to be paid from the funds listed below.

Funds	Amount
Admin #1000-760-730-0000	\$200,000.00
Fire #4907-760-720-0000	\$180,000.00
Fire #2111-220-599-0000	\$ 20,000.00

Seconded by Mr. Sabo

MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Mr. Sabo, Yes

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#23-261 4. Mosquito Spraying for 2023 Season
 Motion by Mr. Sabo,
 BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to enter the attached agreement between the Plain Township Trustees and the Stark County Health Department and to authorize payment of \$7,296.00 for the 2023 mosquito spraying program to be paid from fund #1000-110-500-0000.
 Seconded by Mr. Haws
 MEMBER VICE-CHAIRMAN CHAIRMAN
 Vote: Mr. Haws, Yes Mrs. Harless, Mr. Sabo, Yes

FIRE DEPARTMENT:

1. Monthly Report
 2. Resignation of Joe Stambolziowski
 #23-262 Motion by Mr. Sabo,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to accept the resignation of Joseph Stambolziowski as a Plain Township Part Time Firefighter/Paramedic effective May 17, 2023, at 0700 am.
 Seconded by Mr. Haws
 MEMBER VICE-CHAIRMAN CHAIRMAN
 Vote: Mr. Haws, Yes Mrs. Harless, Mr. Sabo, Yes

3. Resignation of Kytt Rothermel
 #23-263 Motion by Mr. Sabo,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to accept the resignation of Kytt Rothermel as a Plain Township Part Time Firefighter/Paramedic effective May 04, 2023 at 0700 am.
 Seconded by Mrs. Haws,
 MEMBER VICE-CHAIRMAN CHAIRMAN
 Vote: Mr. Haws, Yes Mrs. Harless, Mr. Sabo, Yes

ROAD DEPARTMENT:

1. Monthly Report
 2. 1.5 Mil Replacement Levy with a .05 Mil Increase
 #23-264 Motion by Mr. Haws,
 WHEREAS, upon due investigation and consideration, the Board of Trustees of Plain Township has determined that the amount of taxes which may be raised within the ten (10) mill limitation in and for said Plain Township Road District, Plain Township, Stark County, Ohio, for the next five years will be insufficient to provide an adequate amount for the necessary requirements for said Plain Township Road District, Plain Township, Stark County, Ohio; for the purpose of providing for general construction, reconstruction, resurfacing and repair of streets, roads and bridges in the Plain Township Road District, Plain Township, Stark County, Ohio; and that the question of renewing such tax should be submitted to the electors in said Plain Township Road District, in accordance with Sections 5705.191 of the Revised Code; and
 WHEREAS, by reason thereof, this Board has determined that it will be necessary for the replacement of an existing 1.5 mills levy with an increase of 0.5 mill, which is in excess of such limitation, for the purpose of providing for general construction, reconstruction, resurfacing and repair of streets, roads and bridges in the Plain Township Road District, Plain Township, Stark County, Ohio; and
 WHEREAS, pursuant to the requirements of Ohio Revised Code Section 5705.03(B), this Board as taxing authority for Plain Township, Stark County, Ohio, is required to certify to the Stark County Auditor a resolution requesting that the Stark County Auditor certify to this Board as taxing authority for Plain Township, Stark County, Ohio, the total current tax valuation of Plain Township as a subdivision, and the dollar amount of revenue that would be generated by a specific number of mills. In addition, this Board as said taxing authority of said Township is required to state the purpose of the tax, whether the tax is an additional levy or a renewal or a replacement of an existing tax and the section of the Ohio Revised Code authorizing submission of the question of the tax to the Stark County Board of Elections for determination provided by law. The date of the election for the consideration of this levy will be November 7, 2023.
 BE IT RESOLVED THAT the Board of Trustees of Plain Township, Stark County, Ohio, as taxing authority for Plain Township, Stark County, Ohio does hereby determine that pursuant to the provisions of Section 5705.19(G) and 5705.191 of the Ohio Revised Code, it is necessary for the replacement of an existing 1.5 mills levy with an increase of 0.5 mill, outside the ten (10) mill limitation for the purpose of providing for general

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construction, reconstruction, resurfacing and repair of streets, roads and bridges in the Plain Township Road District, Plain Township, Stark County, Ohio, for five (5) years, tax years 2023, 2024, 2025, 2026 and 2027 commencing in 2023, first due in calendar year 2024.

BE IT FURTHER RESOLVED THAT the Board of Trustees of Plain Township, Stark County, Ohio, as taxing authority for Plain Township, Stark County, Ohio, pursuant to the requirements of the Ohio Revised Code 5705.03(B) does hereby certify that the Stark County Auditor certify to this taxing authority, the total current tax valuation of Plain Township as a subdivision , and the dollar amount of revenue that would be generated by the replacement of an existing 1.5 mills levy with an increase of 0.5 mill for the purpose of providing for general construction, reconstruction, resurfacing and repair of streets, roads and bridges in the Plain Township Road District, Plain Township, Stark County, Ohio, for five (5) years, tax years 2023, 2024, 2025, 2026 and 2027, commencing in 2023, first due in calendar year 2024.

BE IT FURTHER RESOLVED THAT the certification is for consideration of placing the renewal and increased levy on November 7, 2023; and

BE IT FURTHER RESOLVED THAT the Fiscal Officer of this Board be, and hereby is, directed and authorized to certify this resolution to the Stark County Auditor pursuant to the provisions of Sections 5705.03(B) of the Ohio Revised Code, and to proceed with all things necessary to be done in order to accomplish the purpose of this resolution and the requirements of Section 5705.03(B) of the Ohio Revised Code.

Seconded by Mr. Sabo

MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Mr. Sabo, Yes

3. 1.5 Mil Replacement Levy with a 1 Mil Increase

#23-265

Motion by Mr. Haws,

WHEREAS, upon due investigation and consideration, the Board of Trustees of Plain Township has determined that the amount of taxes which may be raised within the ten (10) mill limitation in and for said Plain Township Road District, Plain Township, Stark County, Ohio, for the next five years will be insufficient to provide an adequate amount for the necessary requirements for said Plain Township Road District, Plain Township, Stark County, Ohio; for the purpose of providing for general construction, reconstruction, resurfacing and repair of streets, roads and bridges in the Plain Township Road District, Plain Township, Stark County, Ohio; and that the question of renewing such tax should be submitted to the electors in said Plain Township Road District, in accordance with Sections 5705.191 of the Revised Code; and

WHEREAS, by reason thereof, this Board has determined that it will be necessary for the replacement of an existing 1.5 mills levy with an increase of 1 mill, which is in excess of such limitation, for the purpose of providing for general construction, reconstruction, resurfacing and repair of streets, roads and bridges in the Plain Township Road District, Plain Township, Stark County, Ohio; and

WHEREAS, pursuant to the requirements of Ohio Revised Code Section 5705.03(B), this Board as taxing authority for Plain Township, Stark County, Ohio, is required to certify to the Stark County Auditor a resolution requesting that the Stark County Auditor certify to this Board as taxing authority for Plain Township, Stark County, Ohio, the total current tax valuation of Plain Township as a subdivision, and the dollar amount of revenue that would be generated by a specific number of mills. In addition, this Board as said taxing authority of said Township is required to state the purpose of the tax, whether the tax is an additional levy or a renewal or a replacement of an existing tax and the section of the Ohio Revised Code authorizing submission of the question of the tax to the Stark County Board of Elections for determination provided by law. The date of the election for the consideration of this levy will be November 7, 2023.

BE IT RESOLVED THAT the Board of Trustees of Plain Township, Stark County, Ohio, as taxing authority for Plain Township, Stark County, Ohio does hereby determine that pursuant to the provisions of Section 5705.19(G) and 5705.191 of the Ohio Revised Code, it is necessary for the replacement of an existing 1.5 mills levy with an increase of 1 mill, outside the ten (10) mill limitation for the purpose of providing for general construction, reconstruction, resurfacing and repair of streets, roads and bridges in the Plain Township Road District, Plain Township, Stark County, Ohio, for five (5) years, tax years 2023, 2024, 2025, 2026 and 2027 commencing in 2023, first due in calendar year 2024.

BE IT FURTHER RESOLVED THAT the Board of Trustees of Plain Township, Stark County, Ohio, as taxing authority for Plain Township, Stark County, Ohio, pursuant to the requirements of the Ohio Revised Code 5705.03(B) does hereby certify that the Stark County Auditor certify to this taxing authority, the total current tax valuation of Plain Township as a subdivision , and the dollar amount of revenue that would be generated by the

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replacement of an existing 1.5 mills levy with an increase of 1 mill for the purpose of providing for general construction, reconstruction, resurfacing and repair of streets, roads and bridges in the Plain Township Road District, Plain Township, Stark County, Ohio, for five (5) years, tax years 2023, 2024, 2025, 2026 and 2027, commencing in 2023, first due in calendar year 2024.

BE IT FURTHER RESOLVED THAT the certification is for consideration of placing the renewal and increased levy on November 7, 2023; and

BE IT FURTHER RESOLVED THAT the Fiscal Officer of this Board be, and hereby is, directed and authorized to certify this resolution to the Stark County Auditor pursuant to the provisions of Sections 5705.03(B) of the Ohio Revised Code, and to proceed with all things necessary to be done in order to accomplish the purpose of this resolution and the requirements of Section 5705.03(B) of the Ohio Revised Code.

Seconded by Mr. Sabo

MEMBER VICE-CHAIRMAN CHAIRMAN

Vote: Mr. Haws, Yes Mrs. Harless, Mr. Sabo, Yes

4. 1.5 Mil Replacement Levy with a 1.5 Mil Increase

Motion by Mr. Haws,

. WHEREAS, upon due investigation and consideration, the Board of Trustees of Plain Township has determined that the amount of taxes which may be raised within the ten (10) mill limitation in and for said Plain Township Road District, Plain Township, Stark County, Ohio, for the next five years will be insufficient to provide an adequate amount for the necessary requirements for said Plain Township Road District, Plain Township, Stark County, Ohio; for the purpose of providing for general construction, reconstruction, resurfacing and repair of streets, roads and bridges in the Plain Township Road District, Plain Township, Stark County, Ohio; and that the question of renewing such tax should be submitted to the electors in said Plain Township Road District, in accordance with Sections 5705.191 of the Revised Code; and

WHEREAS, by reason thereof, this Board has determined that it will be necessary for the replacement of an existing 1.5 mills levy with an increase of 1.5 mills, which is in excess of such limitation, for the purpose of providing for general construction, reconstruction, resurfacing and repair of streets, roads and bridges in the Plain Township Road District, Plain Township, Stark County, Ohio; and

WHEREAS, pursuant to the requirements of Ohio Revised Code Section 5705.03(B), this Board as taxing authority for Plain Township, Stark County, Ohio, is required to certify to the Stark County Auditor a resolution requesting that the Stark County Auditor certify to this Board as taxing authority for Plain Township, Stark County, Ohio, the total current tax valuation of Plain Township as a subdivision, and the dollar amount of revenue that would be generated by a specific number of mills. In addition, this Board as said taxing authority of said Township is required to state the purpose of the tax, whether the tax is an additional levy or a renewal or a replacement of an existing tax and the section of the Ohio Revised Code authorizing submission of the question of the tax to the Stark County Board of Elections for determination provided by law. The date of the election for the consideration of this levy will be November 7, 2023.

BE IT RESOLVED THAT the Board of Trustees of Plain Township, Stark County, Ohio, as taxing authority for Plain Township, Stark County, Ohio does hereby determine that pursuant to the provisions of Section 5705.19(G) and 5705.191 of the Ohio Revised Code, it is necessary for the replacement of an existing 1.5 mills levy with an increase of 1.5 mills, outside the ten (10) mill limitation for the purpose of providing for general construction, reconstruction, resurfacing and repair of streets, roads and bridges in the Plain Township Road District, Plain Township, Stark County, Ohio, for five (5) years, tax years 2023, 2024, 2025, 2026 and 2027 commencing in 2023, first due in calendar year 2024.

BE IT FURTHER RESOLVED THAT the Board of Trustees of Plain Township, Stark County, Ohio, as taxing authority for Plain Township, Stark County, Ohio, pursuant to the requirements of the Ohio Revised Code 5705.03(B) does hereby certify that the Stark County Auditor certify to this taxing authority, the total current tax valuation of Plain Township as a subdivision , and the dollar amount of revenue that would be generated by the replacement of an existing 1.5 mills levy with an increase of 1.5 mills for the purpose of providing for general construction, reconstruction, resurfacing and repair of streets, roads and bridges in the Plain Township Road District, Plain Township, Stark County, Ohio, for five (5) years, tax years 2023, 2024, 2025, 2026 and 2027, commencing in 2023, first due in calendar year 2024.

BE IT FURTHER RESOLVED THAT the certification is for consideration of placing the renewal and increased levy on November 7, 2023; and

BE IT FURTHER RESOLVED THAT the Fiscal Officer of this Board be, and hereby is, directed and authorized to certify this resolution to the Stark County Auditor pursuant to the provisions of Sections 5705.03(B) of the

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Ohio Revised Code, and to proceed with all things necessary to be done in order to accomplish the purpose of this resolution and the requirements of Section 5705.03(B) of the Ohio Revised Code.

Seconded by Mr. Sabo

MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Mr. Sabo, Yes

#23-267

5. Hire Summer Road Department Employee

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to hire Shawn Swager, as a summer employee for the Road Department, effective date of May 15th. At a rate of \$14.00 per hour with no benefits. All pending pre-employment drug & alcohol screening results. To be paid from fund 2031-330-112-0000 Salaries.

Seconded by Mr. Sabo

MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Mr. Sabo, Yes

ZONING DEPARTMENT:

- 1. Monthly Report
- 1. Nuisance Abatement
 - a. 7434 Ivydale Ave NW

#23-268

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 05/09/2023 by the Board of Trustees regarding the property conditions at 7434 IVYDALE NW, Stark County, Ohio (Parcel # 5201839) and WHEREAS, TODD D. BOSLEY, has failed to demonstrate satisfactory progress in correcting the violations at the above property: and WHEREAS, the Plain Township Board of Trustees have provided the owner(s) of the property with notice and opportunity to be heard on this matter; NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that:

- Junk Motor Vehicle A Junk Motor Vehicle(s) constitute a nuisance under Ohio Revised Code Section 505.173 and
- The Nuisance(s) shall be abated or removed according to the procedures outlined in ORC Section 505.871, and
- Notice of this decision will be provided to the property owners

Seconded by Mr. Sabo

MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Mr. Sabo, Yes

#23-269

b. 3316 Middlebranch Ave. NE

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 05/09/2023 by the Board of Trustees regarding the property conditions at 3316 MIDDLEBRANCH AVE NE, Stark County, Ohio (Parcel # 5205471) and WHEREAS, TIMMY MAYLE, has failed to demonstrate satisfactory progress in correcting the violations at the above property: and WHEREAS, the Plain Township Board of Trustees have provided the owner(s) of the property with notice and opportunity to be heard on this matter; NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that:

- Junk Motor Vehicle A Junk Motor Vehicle(s) constitute a nuisance under Ohio Revised Code Section 505.173 and
- The Nuisance(s) shall be abated or removed according to the procedures outlined in ORC Section

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505.871, and

- Notice of this decision will be provided to the property owners

Seconded by Mr. Sabo

MEMBER	VICE-CHAIRMAN	CHAIRMAN
Vote: Mr. Haws, Yes	Mrs. Harless,	Mr. Sabo, Yes
c. 2427 Brookdale St. NW		

#23-270

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 05/09/2023 by the Board of Trustees regarding the property conditions at 2427 BROOKDALE ST NW, Stark County, Ohio (Parcel # 5208594) and

WHEREAS, LARRY TOUVALL, has failed to demonstrate satisfactory progress in correcting the violations at the above property: and

WHEREAS, the Plain Township Board of Trustees have provided the owner(s) of the property with notice and opportunity to be heard on this matter;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that:

- High grass and/ or weeds Ohio Revised Code Section 505.87 pertaining to the accumulation of vegetation, garbage, refuse, and other debris constituting a nuisance on property within Plain Township. and
- The nuisance(s) shall be abated or removed according to the procedures outlined in ORC Section 505.871, and
- Notice of this decision will be provided to the property owners.

Seconded by Mr. Sabo

MEMBER	VICE-CHAIRMAN	CHAIRMAN
Vote: Mr. Haws, Yes	Mrs. Harless,	Mr. Sabo, Yes

PARKS:

1. Monthly Report
2. ARPA Playground

#23-271

Be it Resolved by the Township Trustees of Plain Township

WHEREAS, this date, May 9, 2023, Trustee Mr. Sabo moved the adoption of the following Resolution:

WHEREAS, the Township has received a distribution of monies (the "ARPA Funds") from the American Rescue Plan Act of 2021 ("ARPA" or "Act"); and

WHEREAS, Congress passed the Act effective March 11, 2021: and

WHEREAS, Section 603 created the Coronavirus Local Fiscal Recovery Fund which, among other things, appropriated money to cities, nonentitlement units of local government, and counties to mitigate the fiscal effects stemming from the public health emergency with respect to the Coronavirus Disease (Covid-19); and

WHEREAS, Section 603(c) generally provides that:

- (1) USE OF FUNDS. Subject to paragraph (2), and except as provided in paragraphs (3) and (4), a metropolitan city, nonentitlement unit of local government, or county shall only use the funds provided under this section to cover costs incurred by the metropolitan city, nonentitlement unit of local government, or county, by December 31, 2024-
 - (A) to respond to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19) or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality;
 - (B) to respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers of the metropolitan city, nonentitlement unit of local government, or county that are performing such essential work, or by providing grants to eligible employers that have eligible workers who perform essential work;
 - (C) for the provision of government services to the extent of the reduction in revenue of such metropolitan

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city, nonentitlement unit of local government, or county due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year of the metropolitan city, nonentitlement unit of local government, or county prior to the emergency; or
(D) to make necessary investments in water, sewer, or broadband infrastructure.

WHEREAS, Department of Treasury Final Rule, published on January 6, 2022, and effective April 1, 2022, provides in part that:

Treasury presumes that up to \$10 million in revenue has been lost due to the public health emergency and recipients are permitted to use that amount (not to exceed the award amount) to fund "government services." [The "standard allowance"].

WHEREAS, the Rule further observes that:

The standard allowance provides an estimate of revenue loss that is based on an extensive analysis of average revenue loss across states and localities, and offers a simple, convenient way to determine revenue loss particularly for Coronavirus State and Local Fiscal Recovery Fund's smallest recipients. This change is intended to promote administrative efficiency and simply revenue loss calculation for smaller recipients.

WHEREAS, the Rule further clarifies that recipients can use:

SLFRF funds on government services up to the revenue loss amount, whether that be the standard allowance amount or the amount calculated using the [Final Rule four-step process]. Government services generally include any service traditionally provided by a government, unless treasury has stated otherwise.

WHEREAS, some common examples of "government services" expressly reorganized by Treasury are as follows:

- Road building and maintenance, and other infrastructure
- Health services
- General government administration, staff, and administrative facilities
- Environmental remediation
- Provision of police, fire, and other public safety services (including purchase of fire trucks and police vehicles)
- Maintenance or pay-go funded building infrastructure.
- Modernization of cybersecurity, including hardware, software, and protection of critical infrastructure

WHEREAS, "Government services is [deemed by Treasury] the most flexible eligible use category under the SLRF program, and funds are subject to streamlined reporting and compliance requirements;" and

WHEREAS, funds utilized pursuant to the standard revenue loss allowance continue to have certain restrictions, including:

- Deposit into pension funds
- Satisfaction of settlements or judgments
- Contribution to financial reserves or "rainy day" funds

WHEREAS, the Board of Trustees has identified a project which, in the judgment of the Board, qualifies as a permitted use of the ARPA Funds, in direct support of government services, which consists of the following:

Adding inclusive parks and recreational equipment is an approved parks and recreational facility improvement and is an approved expenditure for the Fiscal Recovery Funds and is authorized as Revenue Loss under Expenditure Category 6.1 for the provision of governmental services pursuant to the ARPA.

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NOW THEREFORE, it is hereby RESOLVED by the Board that:

1. The Township elected to use the standard allowance by way of Resolution and its presumption of revenue loss due to the public health emergency and to use the amount authorized herein to fund government services.
2. The Project is hereby authorized and shall be paid for from the ARPA Funds in the amount not to exceed: \$9000.
3. The Project described herein serves the objectives of the Act by providing services traditionally provided by a government, namely:
 - o Police protection
 - o Fire and emergency medical services
 - o Road repair, maintenance and other transportation and safety services
 - o Public infrastructure support
 - o General government administration and administrative facilities
 - o Land use regulations and enforcement
 - x Parks and recreational facilities and programs
 - o Other
4. Accordingly, the Project is in the best interests of the Township and is deemed a priority priority for the community.
5. No obligations paid under the authority of this Resolution were incurred prior to March 3, 2021.

Trustee Mr. Haws seconded the Motion, and thereupon, the votes in favor of this Resolution. were recorded and reflected by signatures hereto.

BE IT FURTHER RESOLVED: that is hereby found and determined that all formal actions of this Township concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Township Trustees, and that all deliberations of the Township Trustees and any of its committees that resulted in such formal action, were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Adopted the 9th day of May, 2023.

Vote: Mr. Haws, Yes Mrs. Harless, Mr. Sabo, Yes

#23-272

3. Payment to Snider Recreation Inc.

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, BY THE Plain Township Board of Trustees, Stark County, Ohio, to approve work and payment upon completion of work to Snider Recreation Inc. for a Serenity Spot in an amount not to exceed \$8,569.00 to be taken from fund #2901-610-599-0000.

Seconded by Mr. Sabo

MEMBER VICE-CHAIRMAN CHAIRMAN

Vote: Mr. Haws, Yes Mrs. Harless, Mr. Sabo, Yes

4. Amphitheater Updates

5. ARPA Water Connection Al Leno

#23-273

Be it Resolved by the Township Trustees of Plain Township

WHEREAS, this date, May 9, 2023, Trustee Mr. Haws moved the adoption of the following Resolution:

WHEREAS, the Township has received a distribution of monies (the "ARPA Funds") from the American Rescue Plan Act of 2021 ("ARPA" or "Act"); and

WHEREAS, Congress passed the Act effective March 11, 2021: and

WHEREAS, Section 603 created the Coronavirus Local Fiscal Recovery Fund which, among other things, appropriated money to cities, nonentitlement units of local government, and counties to mitigate the fiscal effects stemming from the public health emergency with respect to the Coronavirus Disease (Covid-19); and

WHEREAS, Section 603(c) generally provides that:

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- (1) **USE OF FUNDS.** Subject to paragraph (2), and except as provided in paragraphs (3) and (4), a metropolitan city, nonentitlement unit of local government, or county shall only use the funds provided under a payment made under this section to cover costs incurred by the metropolitan city, nonentitlement unit of local government, or county, by December 31, 2024.
- (A) to respond to the public health emergency with respect to the Coronavirus Disease 2019 (COVID - 19) or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality;
- (B) to respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers of the metropolitan city, nonentitlement unit of local government, or county that are performing such essential work, or by providing grants to eligible workers who perform essential work;
- (C) for the provision of government services to the extent of the reduction in revenue of such metropolitan city, nonentitlement unit of local government, or county due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year of the metropolitan city, nonentitlement unit of local government, or county prior to the emergency: or
- (D) to make necessary investments in water, sewer, or broadband infrastructure.

WHEREAS, Department of Treasury Final Rule, published on January 6, 2022, and effective April 1, 2022, provides in part that:

Treasury presumes that up to \$10 million in revenue has been lost due to the public health emergency and recipients are permitted to use that amount (not to exceed the award amount) to fund “government services.” [The “standard allowance”].

WHEREAS, the Rule further observes that:

The standard allowance provides an estimate of revenue loss that is based on an extensive analysis of average revenue loss across states and localities, and offers a simple, convenient way to determine revenue loss particularly for Coronavirus State and Local Fiscal Recovery Fund’s smallest recipients. This change is intended to promote administrative efficiency and simplify revenue loss calculation for smaller recipients.

WHEREAS, the Rule further clarifies that recipients can use:

SLRF funds on government services up to the revenue loss amount, whether that be the standard allowance amount or the amount calculated using the [Final Rule four-step process]. Government services generally include any service traditionally provided by a government, unless treasury has stated otherwise.

WHEREAS, some common examples of “government services” expressly reorganized by Treasury are as follows:

- Road building and maintenance, and other infrastructure
- Health services
- General government administration, staff, and administrative facilities
- Environmental remediation
- Provision of police, fire, and other public safety services (including purchase of fire trucks and police vehicles)
- Maintenance or pay-go funded building infrastructure.
- Modernization of cybersecurity, including hardware, software, and protection of critical infrastructure

WHEREAS, “Government services is [deemed by Treasury] the most flexible eligible use category under the SLRF program, and funds are subject to streamlined reporting and compliance requirements;” and

WHEREAS, funds utilized pursuant to the standard revenue loss allowance continue to have certain restrictions, including:

- Deposit into pension funds
- Satisfaction of settlements or judgments
- Contribution to financial reserves or “rainy day” funds

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WHEREAS, the Board of Trustees has identified a project which, in the judgment of the Board, qualifies as a permitted use of the ARPA Funds, in direct support of government services, which consists of the following:

Connecting water lines to Al Leno Park for the purpose of establishing clean water access from the current well and septic service is an approved infrastructure improvement and is an approved expenditure for the Fiscal Recovery Funds and is authorized as Revenue Loss under Expenditure Category 6.1 for the provision of governmental services pursuant to the ARPA.

NOW THEREFORE, it is hereby RESOLVED by the Board that:

1. The Township elected to use the standard allowance by way of Resolution and its presumption of revenue loss due to the public health emergency and to use the amount authorized herein to fund government services.
2. The Project is hereby authorized and shall be paid for from the ARPA Funds in the amount of/an amount not to exceed: \$31,000.
3. The Project described herein serves the objectives of the Act by providing services traditionally provided by a government, namely:
 - o Police protection
 - o Fire and emergency medical services
 - o Road repair, maintenance and other transportation and safety services
 - x Public infrastructure support
 - o General government administration and administrative facilities
 - o Land use regulations and enforcement
 - o Parks and recreational facilities and programs
 - o Other
4. Accordingly, the Project is in the best interests of the Township and is deemed a priority for the community.
5. No obligations paid under the authority of this Resolution were incurred prior to March 3, 2021.

Trustee Mr. Sabo seconded the Motion, and thereupon, the votes in favor of this Resolution. were recorded and reflected by signatures hereto.

BE IT FURTHER RESOLVED, that it is hereby found and determine that all formal actions of this Township concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Township Trustees, and that all deliberations of the Township Trustees and any of its committees that resulted in such formal action, were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Adopted the 9th day of May, 2023.

MEMBER	VICE-CHAIRMAN	CHAIRMAN
Vote: Mr. Haws, Yes	Mrs. Harless,	Mr. Sabo, Yes

6. Canton City Utilities

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to approve payment to Canton City Utilities for water connection fees at Al Leno Park in an amount not to exceed \$2,864.00 to be taken from fund #2901-610-599-0000.

Seconded by Mr. Sabo

MEMBER	VICE-CHAIRMAN	CHAIRMAN
Vote: Mr. Haws, Yes	Mrs. Harless,	Mr. Sabo, Yes

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#23-275 7. Classic Plumbing Professionals Inc.
 Motion by Mr. Sabo,
 BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to approve work and payment upon completion of work to Classic Plumbing Professionals, Inc. to connect city water at Al Leno Park in an amount not to exceed \$23,000.00 to be taken from fund # 2901-610-599-0000.
 Seconded by Mr. Haws
 MEMBER VICE-CHAIRMAN CHAIRMAN
 Vote: Mr. Haws, Yes Mrs. Harless, Mr. Sabo, Yes

LAW DIRECTOR:

COMMUNICATIONS:

PUBLIC SPEAKS:

CONCERNS OF TRUSTEES:

Concerns of Fiscal Officer:

APPROVAL OF SPECIAL MEETING MINUTES:

APPROVAL OF MINUTES:

#23-276 Motion by Mr. Sabo,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to waive the reading of the minutes held April 25, 2023, and make them part of the record as if read in their totality; and BE IT FURTHER RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to approve the minutes of the meeting held April 25, 2023, as presented.
 Seconded by Mr. Haws
 MEMBER VICE-CHAIRMAN CHAIRMAN
 Vote: Mr. Haws, Yes Mrs. Harless, Mr. Sabo, Yes

EXECUTIVE SESSION:

ADJOURNMENT:

#23-277 Motion by Mr. Sabo,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to adjourn at 6:21 p.m.
 Seconded by Mr. Haws
 MEMBER VICE-CHAIRMAN CHAIRMAN
 Vote: Mr. Haws, Yes Mrs. Harless, Mr. Sabo, Yes

 John A. Sabo
 Trustee

 Brook Harless
 Trustee

 Scott Haws
 Trustee

ATTEST: _____
 Thomas Wolf
 Fiscal Officer