

2600 Easton St. NE
Canton, OH 44721

July 25, 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-(excused absence), Brook Harless, Chief Shalenberger. Lisa Campbell, Eric Williams, JP Neff-(excused absence), Thomas Ferrara, Rob Steinberg and Thomas Wolf.

Media: None
Chief Shalenberger added Fire #6. The agenda stands as edited.

AGENDA:
UNFINISHED BUSINESS:

#23-405 1. Amend Resolution #23-401
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to amend the attached resolution 23-401 to read to enter into the attached contracts with TSE Entertainment for concerts at the Amphitheater in an amount not to exceed \$19,000.00 to be taken from fund #1000-110-500-0000.
Seconded by Mrs. Harless

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

#23-406 2. Road Levy
A RESOLUTION DETERMINING TO PROCEED WITH THE SUBMISSION OF THE QUESTION OF THE REPLACEMENT OF A TAX WITH AN INCREASE IN EXCESS OF THE TEN-MILL LIMITATION IN AND FOR THE 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.

RESOLUTION NO. __406_____

The Board of Trustees of Plain Township, Stark County, Ohio met in regular session on the 25th day of July, 2023, with the following members present:

Scott Haws
Brook Harless

Mrs. Harless moved the adoption of the following resolution:

WHEREAS, upon due investigation and consideration, the Plain Township Board of Trustees, Stark County, Ohio 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 (5) 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

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 mills for a total levy of 2.0 mills per \$1 of taxable value, which amounts to \$70 for each \$100,000 of the county auditor's appraised value, for a period of five (5) years, commencing tax years 2024, 2025, 2026, 2027,2028 first due in the calendar year 2025, 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, on May 9, 2023, this Board adopted a Resolution declaring it necessary to submit to the electors of the District the question of a replacement and increase of a tax in excess of the ten (10) mill limitation as described below, a copy of which Resolution was certified to the Auditor of the County of Stark; and

WHEREAS, the County Auditor of the County of Stark has certified to this Board that the dollar amount of

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revenue that would be generated by the rate of 2.0 mills for each one dollar of taxable value is \$2,014,811.

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

SECTION 1. This Board hereby determines to proceed with the submission to the electors of Plain Township at an election to be held on November 7, 2023, the question of the replacement and increase of the tax, in excess of the ten-mill limitation at the rate of 2.0 mills per \$1 of taxable value, which amounts to \$70 for each \$100,000 of the county auditor's appraised value, for a period of 5 years, tax years, 2024, 2025, 2026, 2027 and 2028. It is currently estimated by the Stark County Auditor that the rate of 2.0 mills for each \$1 of taxable value will generate \$2,014,811.

SECTION 2. The Fiscal Officer is authorized and directed to certify to the Stark County Board of Elections copies of this Resolution and the Resolution of this Board, and the Certificate of the County Auditor referred to in the preambles hereto on or before August 9, 2023. This Board hereby requests that the Board of Elections prepare the ballot forms and make the other necessary arrangements for the submission of this question to the electors of Plain Township, all in accordance with the law.

SECTION 3. The ballot language contained herein has been updated in order to match the current version of Ohio Revised Code Section 5705.19(G).

SECTION 4. BE IT FURTHER RESOLVED that the form of the ballot cast at such election shall be:

**PROPOSED TAX LEVY – (REPLACEMENT TAX AND INCREASE)
PLAIN TOWNSHIP ROAD DISTRICT, PLAIN TOWNSHIP, STARK COUNTY
(A majority Affirmative Vote is Necessary for Passage)**

"A replacement of 1.5 mills of an existing levy and an increase of 0.5 mills, to constitute a tax for the benefit of the 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, that the county auditor estimates will collect \$2,014,811 annually, at a rate not exceeding 2.0 mills for each \$1 of taxable value, which amounts to \$70 for each \$100,000 of the county auditor's appraised value, for five (5) years, commencing in 2024, first due in calendar year 2025.

FOR THE LEVY

AGAINST THE LEVY

BE IT FURTHER RESOLVED that the Fiscal Officer of this Board be, and he hereby is, directed and authorized to proceed forthwith with the certification hereof to the Board of Elections of Stark County, Ohio Pursuant to the provisions of Sections, 5705.19, 5705.192, 5705.25 and other related statutes, and to proceed with all things necessary to be done in order to accomplish the purpose of this resolution;

BE IT FURTHER RESOLVED that it is found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of this Board that resulted in such formal actions were in meetings open to the public, in compliance with the law, including Section 121.22 of the Ohio Revised Code;

SECTION 5. This Resolution shall be in full force and effective immediately upon its adoption.

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Mr. Haws seconded the motion and upon roll call, the vote resulted as follows:

SCOTT HAWS	<u> Y </u>
JOHN SABO	_____
BROOK HARLESS	<u> Y </u>

ADOPTED: July 25, 2023

NEW BUSINESS:

Sherrif's Report:

FISCAL OFFICER'S REPORT:

1. Pending Warrants

#23-407

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 \$583,055.63 as attached hereto and made a part of these minutes.

Seconded by Mrs. Harless

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

2. Regular Payroll

#23-408

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 Mrs. Harless

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

3. Medical Claims

#23-409

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:

<u>DATE</u>	<u>WARRANT</u>	<u>AMOUNT</u>
07/14/23	1794-2023	\$ 29,521.73
07/21/23	1795-2023	\$ 9,800.54

Seconded by Mrs. Harless

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

4. Liquor License Request Sandy Tammy, LLC

5. Set Budget Hearing

#23-410

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to set a public hearing for the 2024 Alternative Tax Budget on August 08, 2023, at 6:00PM at Central Fire Station and to further authorize the Plain Township Fiscal Officer to publish a notice of the Public Hearing in The Repository at least 10 days prior to the hearing.

Seconded by Mrs. Harless

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

6. Transfer of Funds

#23-411

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the following transfer of funds:

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<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
Admin 1000-760-730-0000 Imp. Sites	1000-110-500-0000 Other	\$ 20,000.00
1000-760-730-0000 Imp. Sites	1000-110-500-0000 Other	\$120,000.00
Parks 2171-610-599-0000 Other Exp	2171-760-730-0000 Imp. Sites	\$ 2,000.00

Seconded by Mrs. Harless

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

ADMINISTRATOR:

- #23-412 1. Motorola Solutions
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize and pay, Motorola Solutions, for (36) Batteries (see attached) in the amount not to exceed \$5,083.20, and to pay from fund #1000-760-740-0000.
Seconded by Mrs. Harless
MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Yes Mr. Sabo,
- #23-413 2. Hammontree & Associates, Limited
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize payment to Hammontree & Associates, Limited for engineering services at the newly acquired property on Easton St. NE, not to exceed \$5,500.00 to be taken from fund #1000-110-360-0000
Seconded by Mrs. Harless
MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Yes Mr. Sabo,
- #23-414 3. Purchase of Sherriff's Vehicle-Sarchione
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize purchase and payment to Sarchione Lincoln Ford of Alliance, Inc. for a 2024 Sheriff's Ford SUV not to exceed \$49,995.00 to be taken from fund #2081-210-599-0000.
Seconded by Mrs. Harless
MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Yes Mr. Sabo,
- #23-415 4. Amended Plain Township Handbook
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to adopt the amended Plain Township handbook as attached, effective July 25, 2023.
Seconded by Mrs. Harless
MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Yes Mr. Sabo,
- #23-416 5. Police Services
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to enter into the attached Agreement for the, 2023 & 2024 Police Services between the Stark County Sheriff and the Plain Township Trustees, and to be paid from fund #2081-210-370-0000.
Seconded by Mrs. Harless
MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Yes Mr. Sabo,

FIRE DEPARTMENT:

- #23-417 1. Payment for Smoke Detector Grant Award Fee
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize payment to Gatchell Grant Resources, LLC in the amount of \$4,412.00 for the 2021 AFG Fire prevention Smoke Detector

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Grant Award Fee, per the attached invoice to be taken from fund # 2111-220-599-0000.

Seconded by Mrs. Harless

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

2. Resignation of Eli Vosi

#23-418

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to accept the resignation of Eli Vosi as a Plain Township Part Time EMT effective July 31, 2023 at 0700 am.

Seconded by Mrs. Harless

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

3. Tuition Reimbursement

#23-419

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to grant the request for tuition reimbursement of Paige Sugalski for the Akron General Paramedic Program. Checks payable to CCAG Paramedic Education in an amount not to exceed \$4,500. 00 per Resolution #23-327 to be taken from fund #2111-220-599-0000.

Seconded by Mrs. Harless

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

4. McIntosh Oil (Diesel Fuel and Misc.)

#23-420

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase and payment of gasoline, oil, diesel fuel and misc. from McIntosh Oil Company Inc. at a cost not to exceed \$15,000.00, to be taken from fund: #2281-230-599-0000

Seconded by Mrs. Harless

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

5. Pay increase for Part Time EMT-B Elizabeth Robinson and Part Time EMT-B/John Guiffre

#23-421

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to change the rate of pay of Firefighter EMT-B/Elizabeth Robinson and Firefighter/EMT-B/John Guiffre from \$17.75 to \$18.25 per Resolution #23-185, as they have completed their 1-year probationary period. The pay rate will go into effect on July 09, 2023, at 0700 hours.

Seconded by Mrs. Harless

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

6. Resignation of Joe Snyder

#23-422

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to accept the resignation of Joe Snyder effective July 31, 2023, at 0700 am.

Seconded by Mrs. Harless

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

ROAD DEPARTMENT:

ZONING DEPARTMENT:

1. Nuisance Abatements
4677 ORCHARD DALE DR NW

#23-423

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 07/25/2023 by the Board of Trustees regarding the property conditions at 4677 ORCHARD DALE DR NW, Stark County, Ohio (Parcel # 5200775) and WHEREAS, HAIRSTEN QUENTIN I, 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;

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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 Mrs. Harless

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

#23-424

b. 3724 Croydon

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 07/25/2023 by the Board of Trustees regarding the property conditions at 3724 CROYDEN DR NW, Stark County, Ohio (Parcel # 5202818) and

WHEREAS, JUDY O'BRINGER, 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 Mrs. Harless

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

#23-425

c. Parcel 52-10292 Market Ave.

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 07/25/2023 by the Board of Trustees regarding the property conditions at MARKET AVE N, Stark County, Ohio (Parcel # 5210292) and

WHEREAS, KOCHOVSKI ENTERPRISES LLC, 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 Mrs. Harless

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

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PARKS:

1. Payment to The Shootouts

#23-426

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to approve the attached Entertainer’s Booking Contract for The Shootouts to play at the Amphitheater on August 3rd and August 17th for the Shootouts to be compensated \$4,000.00, to be taken from fund # 1000-110-500-0000.

Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN

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

2. Payment to Sol. Harris/Day

#23-427

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to approve payment to SoL Harris/Day Architecture for professional fees for the Diamond Park Barn Project in an amount not to exceed \$9,800.00 to be taken from fund# 2901-610-599-0000.

Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN

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

LAW DIRECTOR:

COMMUNICATIONS:

PUBLIC SPEAKS:

- Nicholas Abramson 4229 Bellview Dr. NW stated he is part of the Ridgedale Homeowners Association. He discussed that there is a park with a rusty basketball hoop. He also stated water collects in the area with little drainage. He is inquiring if the space could be cleaned up with efforts of the county, township, and the HOA. Mr. Haws discussed that the area is owned by the county and is private property. He also discussed that there is ongoing communication with the county as to what can be done.
- Judge Curt Werren stated he is from the Canton Municipal Court and wanted to come in to say hello to the Board.

CONCERNS OF TRUSTEES:

Mr. Haws addressed Telephone pole signage and a discussion was held about what can be done to remove them. Mr. Haws also stated that on August 9th at 4:30pm will be the ribbon cutting for The Monarch Meadows Project. He discussed that there will be a dinner event at 5:30pm with the Southern region for Western Reserve Conservancy Land District.

Concerns of Fiscal Officer:

APPROVAL OF MINUTES:

#23-428

Motion by Mrs. Harless,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to waive the reading of the minutes held July 11, 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 July 11, 2023, as presented.

Seconded by Mr. Haws

MEMBER VICE-CHAIRMAN CHAIRMAN

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

EXECUTIVE SESSION:

PLAIN TOWNSHIP BOARD OF TRUSTEES

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ADJOURNMENT:

#23-429

Motion by Mrs. Harless,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to adjourn at 6:44 p.m.

Seconded by Mr. Haws

MEMBER

VICE-CHAIRMAN

CHAIRMAN

Vote: Mr. Haws, Yes

Mrs. Harless, Yes

Mr. Sabo,

John A. Sabo
Trustee

Brook Harless
Trustee

Scott Haws
Trustee

ATTEST:

Thomas Wolf
Fiscal Officer