

2600 Easton St. NE
Canton, OH 44721

September 26, 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, Chief Shalenberger. Lisa Campbell, Eric Williams, JP Neff- (excused absence), Drew Xeloures, Thomas Ferrara, Rob Steinberg and Thomas Wolf.
Media: None

AGENDA: Mr. Haws added Concerns of the Trustees Flags, Mr. Sabo added concerns of the trustees Pickleball. The agenda stands as edited.

SHERIFF'S REPORT:

UNFINISHED BUSINESS:

NEW BUSINESS:

FISCAL OFFICER'S REPORT:

1. Pending Warrants

#23-528 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 \$748,453.56 as attached hereto and made a part of these minutes.

Seconded by Mr. Sabo

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

2. Regular Payroll

#23-529 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, Yes

3. Medical Claims

#23-530 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>
09/14/23	2300-2023	\$ 24,181.08
09/22/23	2420-2023	\$ 16,065.39

Seconded by Mr. Sabo

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

4. EMS Refund

#23-531 Motion by Mr. Sabo,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize a refund as follows for overpayments for Emergency Medical Services as requested by Ohio Billing Inc.:

<u>PAYABLE TO</u>	<u>AMOUNT</u>
Gary J. Gill	\$113.77
AARP	\$ 51.84

Total \$165.61

Seconded by Mr. Haws

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

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ADMINISTRATOR:

- 1. Willandale Golf Cart Sales

#23-532

Motion by Mr. Haws,
 BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to approve purchase and payment to Willandale Golf Cart Sales for a golf cart for use by the Stark County Sheriff's Department in an amount not to exceed \$13,050.00 to be taken from fund # 2081-760-740-0000.
 Seconded by Mrs. Harless

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

FIRE DEPARTMENT:

- 1. McIntosh Oil

#23-533

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: #2111-220-599-0000
 Seconded by Mrs. Harless

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

- 2. Station 2 A/C Unit

#23-534

Motion by Mr. Sabo,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase installation, labor, and payment of 1 Air Conditioning Unit from Standard Plumbing & Heating Co. at 3625 Middlebranch Ave. NE. Station #2 in the amount not to exceed \$10,000.00 per the attached quote from account: 4903-760-720-0000
 Seconded by Mr. Haws

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

- 3. Dave Kraft Retirement

#23-535

Motion by Mr. Haws,
 BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to accept the retirement of Deputy Chief Dave Kraft, with Plain Township Fire & Rescue effective September 18, 2023.
 WHEREAS, the Plain Township Board of Trustees will award Dave Kraft's Badge and Helmet to him for his service and contribution to the citizens of Plain Township.
 Seconded by Mr. Sabo

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

- 4. Dave Kraft Recognition

#23-536

Motion by Mr. Sabo
 WHEREAS Deputy Chief Dave Kraft has retired from Plain Township Fire Department after 54 years of Service, Plain Township Board of Trustees have proclaimed September 26th. of each year within the Plain Township Fire Department as Dave Kraft Training Day.
 AND WHEREAS each year the department personnel will review training practices and programs to continue the training program that Deputy Chief Dave Kraft was instrumental in starting and to honor his 54 years of service with Plain Township as a dedicated firefighter, leader, and instructor of many programs within the Plain Township Fire Department.
 Seconded by Mr. Haws

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

ROAD DEPARTMENT:

- 1. McIntosh Oil Purchase of Fuel (blanket)

#23-537

Motion by Mr. Haws,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize purchase and payment to McIntosh Oil for gasoline, oil, and diesel fuel. Not to exceed \$40,000.00 from fund 2021-330-420-0000 Operating Supplies.

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Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN

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

2. Purchase of 2010 International Workstar 7400 from Pike Township

#23-538

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize purchase and payment to Pike Township Trustees for a 2010 International Workstar 7400 Tandem Dump Truck. Not to exceed \$75,000.00 from fund 2141-760-740-0000 Machinery & Equipment.

Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN

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

3. Amend Resolution #23-187

#23-539

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to amend Resolution #23-187 due to price increase. Passed on March 28, 2023, for purchase and payment to Rush Truck Centers for a 2024 International (HV507 SFA) Dump Truck Chassis, under ODOT Cooperative Purchasing Program; Contract #023-23. Price includes 84 month-100,000-mile warranty. Price increase of \$6,826.00 making total sales price \$109,191.00 from fund 2021-330-430-0000 Tools and Equipment.

Seconded by Mr. Sabo

MEMBER VICE-CHAIRMAN CHAIRMAN

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

4. Gary Martin's Resignation

#23-540

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to accept Gary Martin's resignation with Plain Township. Effective September 26, 2023. Resignation letter attached.

Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN

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

ZONING DEPARTMENT:

1. Nuisance Abatement

a. 2206 26th St NE

#23-541

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 09/26/2023 by the Board of Trustees regarding the property conditions at 2206 26th St NE NE, Stark County, Ohio (Parcel # 5215354) and

WHEREAS, TIMOTHY LYONS, 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:

- Trash and/or Debris 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, Yes

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2. Abatement Pays

#23-542

a. 2222 Cathy Dr NE

Motion by Mr. Sabo,

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2222 Cathy DR NE, (Parcel #5207759) to abate the nuisance on this property (Resolution # 15-271) on 08/10/2023; and

WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$164.79; and

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$35.48;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$200.27 to be placed on the property owner's tax duplicate.

Seconded by Mr. Haws

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

#23-543

b. 2601 Harrisburg Rd NE

Motion by Mr. Sabo,

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2601 HARRISBURG RD NE, (Parcel #5207769) to abate the nuisance on this property (Resolution # 15-271) on 08/02/2023; and

WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$164.79; and

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$35.48;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$200.27 to be placed on the property owner's tax duplicate.

Seconded by Mr. Haws

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

#23-544

c. 6030 Hollydale Ave NE

Motion by Mr. Sabo,

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 6030 HOLLYDALE AVE NE, (Parcel #5205214) to abate the nuisance on this property (Resolution # 15-271) on 08/11/2023; and

WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$383.12; and

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$35.48;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$418.60 to be placed on the property owner's tax duplicate.

Seconded by Mr. Haws

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

#23-545

3. Resolution to set a date to hear text amendment #583-23 Solar Energy

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to set a date for a hearing to discuss #583-23 Solar Energy System Ordinance. The hearing will take place at a Trustee meeting on Tuesday October 10, 2023, at 6:15 pm.

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

PARKS:

#23-546 1. Amend Resolution #23-518
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to amend resolution #23-518, for payment to Aris Company for port-a-johns at the amphitheater in the amount not to exceed \$2,220.00 to be taken from fund # 2901-610-430-0000.

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

#23-547 2. Port a Johns for Concert
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to approve payment to Aris Company for port a johns at the amphitheater in an amount not to exceed \$4,440.00 to be taken from fund# 2171-760-740-0000.

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

#23-548 3. When I Work
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to approve the use of the When I Work app and software for timekeeping and other functional purposes for the Parks, Administration and Zoning departments.

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

LAW DIRECTOR:

1. Philzer Street Annexation
The Law Director discussed that this is the third attempt for the Walsh Philzer Annexation and is unaware of the issue. He also stated that the parcels are the same.

COMMUNICATIONS:

Thank you to the Fire Department first responders for their immediate response from Bradley Iams. He stated that he appreciated their professionalism and concern.

PUBLIC SPEAKS:

David Williams 5891 Wicliff St addressed his concerns of speeding and running stop signs in his neighborhood. Mr. Sabo discussed new speed signs. Mr. Williams also discussed his neighbor's trees coming onto his property.

CONCERNS OF TRUSTEES:

Mr. Haws wanted to thank Chief Shalenberger and the Fire Department for the flags that have been put in at the Honor Garden. Mr. Sabo stated that he has received text messages from people that love the Pickleball Courts.

APPROVAL OF SPECIAL MEETING MINUTES:

#23-549 Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to waive the reading of the minutes held September 12, 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 September 12, 2023, as presented.

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

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APPROVAL OF MINUTES:

#23-550

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to waive the reading of the minutes held September 12, 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 September 12, 2023, as presented.

Seconded by Mr. Sabo

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

EXECUTIVE SESSION:

ADJOURNMENT:

#23-551

Motion by Mr. Sabo,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to adjourn at 6:33 p.m.

Seconded by Mrs. Harless

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

John A. Sabo
Trustee

Brook Harless
Trustee

Scott Haws
Trustee

ATTEST:

Thomas Wolf
Fiscal Officer