

2600 Easton St. NE
Canton, OH 44721

October 10, 2023

REGULAR MEETING

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

ZONING HEARING: 6:15 p.m. Public Hearing

Zoning Amendment #583-23 Solar Energy
In favor- None
Against- None
Closed at 6:21 p.m.

ATTENDANCE:

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

AGENDA: The agenda stands as presented.

UNFINISHED BUSINESS:

NEW BUSINESS:

SHERIFF'S REPORT:

- 1. Monthly Report

FISCAL OFFICER'S REPORT:

- 1. Pending Warrants

#23-552

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 \$192,855.92 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

#23-553

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

#23-554

Motion by Mr. Sabo,
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>
09/29/23	2431-2023	\$ 18,189.89
10/06/23	2559-2023	\$ 20,545.60

Seconded by Mr. Haws

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

- 4. Financial Report

- 5. Investment Report

- 6. Fire Escrow to AKP Properties LLC

#23-555

Motion by Mr. Sabo
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the release of insurance proceeds being retained for a loss caused by fire on May 20, 2023 at 3691-3693 Milvale Ave NE, Canton OH 44705 in the amount of \$19,438.70. The check is to be made payable to AKP Properties LLC and mailed to, PO Box 2719, North Canton, OH 44720-0719, authorized by Fire Chief Charles Shalenberger.
Seconded by Mr. Haws

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

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ADMINISTRATOR:

1. Canton Data Print Newsletter
#23-556 Motion by, Mrs. Harless,
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 Winter 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	\$6,000.00
Road	2031-330-599-0000	\$3,000.00
Park	2901-610-599-0000	\$3,000.00
Fire	2111-220-599-0000	\$3,000.00

Seconded by Mr. Haws

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

2. Cell Phone Policy
#23-557 Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to adopt the attached Cellular Telephone and Electronic Devices Policy.

Seconded by Mr. Sabo

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

3. Cops in School Agreement
#23-558 Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to enter into the attached contract with the Stark County Sheriff to provide a School Resource Officer to the Plain Local School District for the 2023/2024 school year in an amount not to exceed **\$86,359.64** to be paid from Fund # **2081-210-370-0000**

BE IT FURTHER RESOLVED, that the Plain Local School District shall reimburse Plain Township in an amount equal to one-half of the contract amount (not to exceed **\$43,179.82**). The Plain Local School District shall tender such reimbursement to Plain Township within thirty (30) days of receiving the invoice for the utilization of the School Resource Officer.

Seconded by Mr. Sabo

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

4. Barcloud
#23-559 Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to approve payment to BarCloud for the annual subscription for the inventory system in an amount not to exceed \$2,835.00 to be taken from fund # 1000-110-500-0000, fund # 2111-220-599-0000, fund# 2171-610-599-0000 and fund# 2031-330-599-0000.

Seconded by Mr. Sabo

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

FIRE DEPARTMENT:

1. Monthly Report
2. Russo Concrete Repair at Station #3
#23-560 Motion by Mr. Sabo,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase, payment, and installation of concrete from Russo Concrete LLC at Station #3 2625 25th St. NW., in an amount not to exceed \$4,000.00.

The funds are to be taken from fund:

#2111-220-323-0000.

Seconded by Mr. Haws

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

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- #23-561 3. Joseph Castelli Resignation
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to accept the resignation of Joseph Castelli as a Plain Township Part Time Firefighter/Paramedic effective October 4, 2023 at 0700 am.
Seconded by Mrs. Harless
MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Yes Mr. Sabo, Yes
- #23-562 4. Purchase and Payment for an F550 from Sarchione Ford, Inc.
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 one 2024 Ford-550 4x4, Chassis Cab from Sarchione Ford, Inc. in the amount not to exceed \$74,999.00 including the listed options, to be taken from account: #2281-760-740-0000
Seconded by Mrs. Harless
MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Yes Mr. Sabo, Yes
- #23-563 5. Purchase and Payment to Ziegler Tire & Supply Co. for tires
Motion by Mr. Sabo
BE IT HEREBY RESOLVED by the Plain Township of Trustees, Stark County, Ohio, to authorize the purchase and payment of tires from Ziegler Tire & Supply Co. in an amount not to exceed \$ 4,550.00 to be taken from the following account: #2111-220-323-0000
Seconded by Mr. Haws
MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Yes Mr. Sabo, Yes
- ROAD DEPARTMENT:**
 - 1. Monthly Report
 - 2. Everlast Landscaping-grading of road dept back area lot
- #23-564 Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to authorize services and payment of \$10,000.00 to Everlast Landscape Group for the grading of road department back area lot from fund 2141-760-720-0000 Buildings.
Seconded by Mrs. Harless
MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Yes Mr. Sabo, Yes
- #23-565 3. Miller Builders-replacement of four material storage buildings (damaged by windstorm)
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize services and payment of \$100,000 to Miller Builders for replacement of four (4) Material Storage Buildings damaged by windstorm, from fund 2141-760-720-0000 Buildings.
Seconded by Mrs. Harless
MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Yes Mr. Sabo, Yes
- #23-566 4. Discussion Stark County Engineer-Bretton St. N.W.
5. Blanket for Various Vendors
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize a blanket purchase order (various vendors) in the amount of \$10,000.00 for the purchase of operating supplies. Fund 2031-330-420-0000 Operating Supplies.
Seconded by Mrs. Harless
MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Yes Mrs. Harless, Yes Mr. Sabo, Yes
- #23-567 6. New Hire
Motion by Mr. Sabo,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to hire Trent Sapper as a full-time mechanic to be paid commensurate with current union wage rates, effective October 30, 2023,

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contingent upon a successful pre-employment drug and alcohol test and a physical examination. In addition, as per the collective bargaining agreement with Local 561 of The Utility Workers of America, Trent Sapper shall successfully complete a two-year probation period.

Seconded by Mr. Haws

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

ZONING DEPARTMENT:

1. Monthly Report
2. Nuisance Abatements
 - a. 3669 Rolling Ridge

#23-568

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 10/10/2023 by the Board of Trustees regarding the property conditions at 3669 ROLLING RIDGE RD NE, Stark County, Ohio (Parcel # 5203465) and

WHEREAS, AARON & ANDREA MORRIS, 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, Yes

b. 4212 34th St. NE

#23-569

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 10/10/2023 by the Board of Trustees regarding the property conditions at 4212 34th ST NE, Stark County, Ohio (Parcel # 5200215) and

WHEREAS, BERT EDDY, 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, Yes

c. Parcel 52-10292 Vacant Lot

#23-570

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 10/10/2023 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

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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, Yes

d. 3820 Roosevelt Ave

#23-571

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 10/10/2023 by the Board of Trustees regarding the property conditions at 3820 ROOSEVELT AVE NE, Stark County, Ohio (Parcel # 5204361) and WHEREAS, ALBERT AND LUCILLE DEARMITT, 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, Yes

e. 3812 Roosevelt Ave

#23-572

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 10/10/2023 by the Board of Trustees regarding the property conditions at 3812 ROOSEVELT AVE. NE, Stark County, Ohio (Parcel # 52-03524) and

WHEREAS, TIMOTHY WILKINSON, 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, Yes

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- 3. Resolution to initiate an application with the Zoning Commission (text amendment #584-23 Sexually Oriented Businesses)

#23-573

Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to initiate an application to the Plain Township Zoning Commission, through the Plain Township Zoning Director, for Zoning Resolution Text Amendment #584-23 Sexually Oriented Businesses and waiving all fees for the same application.

Seconded by Mrs. Harless

MEMBER	VICE-CHAIRMAN	CHAIRMAN
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Vote: Mr. Haws, Yes	Mrs. Harless, Yes	Mr. Sabo, Yes
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- 4. Zoning Amendment #583-23 Solar Energy

#23-574

Motion by Mr. Sabo,

WHEREAS, the Board of Zoning Commission has reviewed amendment #583-23, which is text changes dealing with Accessory and Principal Solar Energy, and caused a recommendation to be forwarded to the Plain Township Board of Trustees; and

WHEREAS, the purpose of this ordinance is to promote the use of solar energy and to provide for the land development, installation, and construction of residential and small commercial solar electric energy systems in Plain Township, subject to reasonable conditions that will protect the public health, safety, and welfare;

WHEREAS, it is the intention of the Plain Township Trustees to adopt a strategy for community-wide solar development for the purpose of achieving the multiple economic, health, and environmental, benefits of solar energy, while maintaining the community character, design standards, and livability of the township;

WHEREAS, it is the intent if the Trustees to examine its current policies, plans, programs, strategies, and regulations to determine whether they facilitate and further the deployment of appropriate solar energy facilities in the Township;

WHEREAS, it is the opinion of the Board that such regulations are needed to protect the health, safety and welfare of the residents of the Township.

NOW, THEREFORE, BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, pursuant to Chapter 504 of the Ohio Revised Code, and within the authority of Limited-Self Government, to hereby adopt the text of Amendment 583-23, for Accessory, and Principle Solar Energy production and the revised definitions in article IV of the Zoning Resolution that reads as follows;

Seconded by Mrs. Harless

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

- 1. Monthly Report
- 2. Payment to Wood Electric

#23-575

Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to approve payment to Wood Electric, Inc for three electric heaters to be installed in restrooms at Al Leno Park in an amount not to exceed \$4,497.00 to be taken from fund # 2171-610-599-0000.

Seconded by Mrs. Harless

MEMBER	VICE-CHAIRMAN	CHAIRMAN
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Vote: Mr. Haws, Yes	Mrs. Harless, Yes	Mr. Sabo, Yes
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- 3. Payment to Custom Trim of America

#23-576

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to approve payment to Custom Trim of America for undercoating on Park's trucks in an amount not to exceed \$2,181.00 to be taken from fund # 2171-610-323-0000.

Seconded by Mrs. Harless

MEMBER	VICE-CHAIRMAN	CHAIRMAN
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Vote: Mr. Haws, Yes	Mrs. Harless, Yes	Mr. Sabo, Yes
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**LAW DIRECTOR:
COMMUNICATIONS:**

Thank you to the Road Department from Dominic Antenora for the work done on his driveway. He thanked them for their quick response and also noted that his expectations were exceeded.

PUBLIC SPEAKS:

Douglas Menefee 6823/25 Sun Valley NE Canton 44721 discussed a dog barking on October 4th. He would like a definition of excessive barking.

CONCERNS OF TRUSTEES:

Concerns of Fiscal Officer:

APPROVAL OF SPECIAL MEETING MINUTES:

#23-577

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 26, 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 special meeting held September 26, 2023, as presented.

Seconded by Mr. Sabo

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

APPROVAL OF MINUTES:

#23-578

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 September 26, 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 26, 2023, as presented.

Seconded by Mr. Haws

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

EXECUTIVE SESSION:

ADJOURNMENT:

#23-579

Motion by Mr. Sabo,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to adjourn at 6:54 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