

2600 Easton St. NE
Canton, OH 44721

March 26, 2024

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, Drew Xeloures, Thomas Ferrara, Rob Steinberg-(excused absence) and Thomas Wolf.
Media: None

AGENDA: The agenda stands as presented.

SHERIFF'S REPORT:

UNFINISHED BUSINESS:

NEW BUSINESS:

FISCAL OFFICER'S REPORT:

1. Pending Warrants

#24-168 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 \$171,498.43 as attached hereto and made a part of these minutes. Seconded by Mrs. Harless

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

2. Regular Payroll

#24-169 Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize payment of regular payroll in an amount not to exceed \$250,000.00. Seconded by Mrs. Harless

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

3. Medical Claims

#24-170 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>
03/14/24	632-2024	\$ 10,757.25
03/22/24	751-2024	\$ 7,666.17

Seconded by Mrs. Harless

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

4. Transfer of Funds

#24-171 Motion by Mrs. Harless,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the following transfer of funds:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
<u>ROAD DEPT</u>		
2141-910-910-0000 Transfers out	2141-330-360-0000 Contracted Services	\$100,000.00
2141-760-740-0000 Machinery, Equip.	2141-910-910-0000 Transfers out	\$151,000.00
2031-330-360-0000 Contracted serv.	2031-910-910-0000 Transfers out	\$150,000.00

Seconded by Mr. Haws

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

5. EMS Refunds

#24-172 Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize a refund as follows for overpayments of Emergency Medical Services as requested by Ohio Billing Inc.:

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<u>PAYABLE TO</u>	<u>AMOUNT</u>
CHAMPVA	\$108.08

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

#24-173

6. Establish Road Capital Funds

Motion by Mr. Haws,

WHEREAS, Ohio Revised Code §5705.13(C) permits political subdivisions, by resolution, to establish a Capital Projects Fund for the purpose of accumulating resources for the acquisition, construction or improvement of fixed assets of the subdivision including motor vehicles;

WHEREAS, the Plain Township Road Department wishes to establish a Capital Projects Fund for the above-described purposes;

NOW THEREFORE BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that the Plain Township Road Department shall hereby establish a Capital Projects Fund as follows:

1. The source of the monies shall be from the Road District Fund (2141), the Motor Vehicle Fund (2011), the Gasoline Tax Fund (2021) and the Road & Bridge Fund (2031).
2. The total amount of monies to be deposited into the Capital Projects Fund is \$739,500.00,
3. This Capital Projects Fund shall exist for a time period not to exceed ten (10) years,
4. The fixed assets to be acquired, constructed or improved with the monies shall be identified as Capital Fund 4914 Road - Vehicles & Equipment.

BE IT FURTHER RESOLVED that the Plain Township Fiscal Officer shall hereby be authorized to certify the establishment of the Road – Vehicles & Equipment Capital Fund to the Stark County Auditor and to the Auditor of the State of Ohio.

BE IT FURTHER RESOLVED that the Plain Township Fiscal Officer shall hereby be authorized to transfer \$165,000.00 from the Road District Fund (2141), \$76,000.00 from the Motor Vehicle Fund (2011), \$108,500.00 from the Gasoline Tax Fund (2021) and \$390,000.00 from the Road & Bridge Fund (2031) into the Capital Projects Fund 4914 as follows:

- A. The name of the Capital Projects Fund shall be Capital Fund 4914 Road - Vehicles & Equipment.
- B. The funds shall originate from the Road District Fund (2141) Transfers Out, the Motor Vehicle Fund (2011) Transfers Out, the Gasoline Tax Fund (2021) Transfers Out and the Road & Bridge Fund (2031) Transfers Out.
- C. The account that the funds shall be deposited into is 4914-931-0000 – Capital Fund Road - Vehicles & Equipment.
- D. The transfer of said funds shall be certified to the Stark County Auditor.

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

#24-174

7. Amended Certificate

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the Plain Township Fiscal Officer to request an Amended Certificate of Resources from the Stark County Auditor for Inter-fund Transfers totaling \$739,500.00 from the following sources:

- \$76,000.00 from Motor Vehicle Fund 2011-910-910-0000
- \$108,500.00 from the Gasoline Tax Fund 2021-910-910-0000
- \$390,000.00 from the Road and Bridge Fund 2031-910-910-0000
- \$165,000.00 from the Road District Fund 2141-910-910-0000

AND BE IT HEREBY FURTHER RESOLVED, by the Plain Township Board of Trustees, upon certification by the Stark County Auditor to appropriate these funds as follows:

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4914-760-750-0000 Road- Vehicles & Equipment \$739,500.00

Seconded by Mrs. Harless

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

#24-175

8. Rescind Res #23-472 Parks Capital Fund

Motion by Mrs. Harless,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to rescind Resolution #23-472 for Establishing a Parks Capital Project Fund adopted on August 22, 2023.

Seconded by Mr. Haws

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

#24-176

9. Enter into a contract with Sedgwick

Motion by Mr. Haws,

WHEREAS, Plain Township has been invited to join the 2025 Ohio Township Association Group Retro with a target refund of 40% administered through Sedgwick for the contract period beginning July 1, 2024, with the policy year beginning January 1, 2025 to December 31, 2025; and

WHEREAS, Sedgwick is sponsored by the Ohio Township Association; and

WHEREAS, the projections of Sedgwick will provide a targeted refund value of \$35,652.000;

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter into a contract with Sedgwick to provide the services as detailed in the service contract, which is attached hereto and made a part of these minutes and to approve payment of the administrative fee at a cost not to exceed \$4,605.00, to be paid as follows: Fund #1000-110-230-0000 - \$580.23, #2031-330-230-000 - \$828.90, #2111-220-230-0000 - \$2,887.33 and #2171-610-230-0000 - \$308.54.

Seconded by Mrs. Harless

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

ADMINISTRATOR:

#24-177

1. All Traffic Solutions, INC

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize and pay, All Traffic Solutions, INC., in the amount not to exceed, \$4,500.00, to renew the trafficcloud, for Budgetary Planning, (see attached) and to pay from fund # 2081-760-740-0000.

Seconded by Mrs. Harless

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

#24-178

2. Amend Travel Policy

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to amend the Travel Policy, (attached) in the *Plain Township Employee Handbook*, to change the reimbursement for gratuities from 15% to 20%.

Seconded by Mrs. Harless

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

#24-179

3. Earth N Wood Products, Inc/Kurtz-Bros Inc. Yard Waste Service Agreement

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to enter into the (attached) Yard Waste service agreement between Plain Township Trustees, Stark County, Ohio, and Earth N Wood Products, Inc/Kurtz-Bros Inc., for the transportation and disposal of yard waste collected and authorize and pay from fund # 1000-110-500-0000.

Seconded by Mrs. Harless

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

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FIRE DEPARTMENT:

#24-180 1. Retirement of Doug Woodyard
 Motion by Mrs. Harless,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to accept the retirement of Lt. Douglas Woodyard, with Plain Township Fire & Rescue effective April 2, 2024 @ 0700 hours.
 Seconded by Mr. Haws
 MEMBER VICE-CHAIRMAN CHAIRMAN
 Vote: Mr. Sabo, Mr. Haws, Yes Mrs. Harless, Yes

ROAD DEPARTMENT:

#24-181 1. List Bids- Paving
 Motion by Mr. Haws,
 1. List Bids- 2024 Paving and Road Repair Project. Bids received from NorthStar Asphalt Inc., The Shelly Company, Barbicas Construction Co., Superior Paving & Materials Inc., Karvo Companies Inc. Bid Tabulation attached.
 Seconded by Mrs. Harless
 MEMBER VICE-CHAIRMAN CHAIRMAN
 Vote: Mr. Sabo, Mr. Haws, Yes Mrs. Harless, Yes

#24-182 2. Award bid- Paving
 Motion by Mr. Haws,
 WHEREAS, the Plain Township Board of Trustees has advertised for bids for the Plain Township Paving and Road Repair Project, on February 29 and March 7, 2024. Bids were opened at 1:30 pm, on March 13, 2024. NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to award the 2024 Plain Township Paving and Road Repair Project: Application of Hot Mix 448 Asphalt, Milling and Pavement Markings, to **Barbicas Construction Co Inc.** in the amount not to exceed \$1,319,879.45 (Base Bid)
 BE IT HEREBY FURTHER RESOLVED to accept alternates, in the amount not to exceed \$678,739.79

Alternate #1- \$230,458.21
 Whole allotment-Teakwood, Grove, Hollyview, Kingswood, McDowell, Sandalwood

Alternate #2- \$131,536.12
 Sandalwood (55th to 58th) (Sandalwood to Middlebranch)

Alternate #3- \$77,446.57
 Sharonwood (47th to 50th) (Sharonwood to Whipple)

Alternate #4- \$16,753.53
 Shadygrove Circle (Easton to Cul-De-Sac)

Alternate #5- \$159,082.53
 Millvale Ave NE (Route 153 to Lesh), 30th St. (Millvale to Canton Lmts)

Alternate #6- \$63,462.83
 Eby Dr. NE (Kirby to Columbus Rd), Breezewood (Columbus Rd to Bentler)

TOTAL WHOLE PROJECT not to exceed **\$1,998,619.24** to be paid from fund 2141-330-360-0000 Contracted Services.

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

#24-183 3. Sign Contract- Paving
 Motion by Mr. Haws,
 WHEREAS, the Plain Township Board of Trustees has awarded a bid for the 2024 Plain Township Paving and Road Repair Project: Application of Hot Mix 448 Asphalt, Milling and Pavement Markings, for the project to

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Barbicas Construction Co. Inc. and

WHEREAS, the contract has been prepared according to the terms and conditions of the bid specifications for the 2024 Plain Township Paving and Road Repair Project; Application of Hot Mix 448 Asphalt, Milling and Pavement Markings.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the execution of the contract with Barbicas Construction Co. Inc. for the 2024 Plain Township Paving and Road Repair Project: Application of Hot Mix 448 Asphalt, Milling and Pavement Markings; the language of which contract is incorporated by references as if fully rewritten herein; and BE IT FURTHER RESOLVED by the Plain Township Board of Trustees to authorize payments to Barbicas Construcion Co. Inc. Upon satisfactory performance of the terms of this contract. Bid amount not to exceed \$1,998,619.24 which is comprised of the 1,319,879.45-base bid plus alternates of \$678,739.79. To be paid from fund 2141-330-360-0000 Contracted Services.

Seconded by Mrs. Harless

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

#24-184

4. Agreement between Plain Twp and Stark County-Paving of Lindford Ave.

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to enter into an agreement with the Board of County Commissioners of Stark County, Ohio for the milling and resurfacing of existing pavement along Lindford Ave NE from 49th St NE, north, to just south of 55th St. NE. Stark County's contractor S.E.T Inc's bid price to perform this work is \$12.10/sq. yd. or a total of \$47,190.00. To be paid from fund 2141-330-360-0000 Contracted Services.

Seconded by Mrs. Harless

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

#24-185

5. Sale of 2013 Tandem Trailer to Carroll County Environmental Services

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the selling of the 2013 Eager Beaver Tandem Trailer, (VIN#12HGN321CL077605) to Carroll County Environmental Services in the amount of \$9,500.00.

Seconded by Mrs. Harless

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

#24-186

6. New Hire- Michael Mohler-Probationary Operator/Laborer

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to hire Michael Mohler as a full-time Probationary Operator/Laborer to be paid commensurate with current union wage rates, effective April 15, 2024, contingent upon a successful pre-employment drug and alcohol screening and a physical examination. In addition, as per the collective bargaining agreement with Local 561 of The Utility Workers of America, Michael Mohler shall successfully complete a one-year probation period.

Seconded by Mrs. Harless

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

#24-187

7. Payment to Sarchione Chevrolet-2024 Chevy Silverado w/plow/spreader

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 Chevrolet Inc. for a 2024 Chevrolet Silverado with Plow and Spreader, 45-day tag cost included in price. Total not to exceed \$86,910.50 from fund 2031-330-599-0000 Other Expenses.

Seconded by Mrs. Harless

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

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#24-188

8. Payment to Sarchione Chevrolet- 2024 Chevy Silverado w/plow

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 Chevrolet Inc. for a 2024 Chevrolet Silverado with Plow, 45-day tag cost included in price.

BE IT HEREBY FURTHER RESOLVED, Pursuant to ORC505.10 (A) (3) that the Board of Trustees authorize trade-in of a 2020 GMC Canyon-VIN# 1GTG6CEN9L1137858 to Sarchione Chevrolet, trade-in allowance of \$26,000.00 to be applied against total cash price. Final cost of vehicle not to exceed \$36,068.50 from fund 2031-760-740-0000 Machinery & Equipment.

Seconded by Mrs. Harless

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

#24-189

9. Payment to Sarchione Chevrolet- 2024 Chevy Silverado w/plow

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 Chevrolet Inc. for a 2024 Chevrolet Silverado with Plow, 45-day tag cost included in price.

BE IT HEREBY FURTHER RESOLVED, Pursuant to ORC505.10 (A) (3) that the Board of Trustees authorize trade-in of a 2020 GMC Canyon-VIN# 1GTG6CEN2L1182348 to Sarchione Chevrolet, trade-in allowance of \$23,000.00 to be applied against total cash price. Final cost of vehicle not to exceed \$38,152.50 from fund 2031-760-740-0000 Machinery & Equipment.

Seconded by Mrs. Harless

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

ZONING DEPARTMENT:

1. Nuisance Abatement

a. Regent Ave NE Parcel 52-03204

#24-190

Motion by Mrs. Harless,

WHEREAS, a public hearing was held on 03/26/2024 by the Board of Trustees regarding the property conditions at REGENT AVE NE, Stark County, Ohio (Parcel # 5203204) and

WHEREAS, GIBBS BROTHERS CONSTRUCTION, 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 Mr. Haws

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

PARKS:

1. Community Garden

#24-191

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adopt the application, fees and rules packet for the 2024 Plain Township Community Garden Program.

Seconded by Mrs. Harless

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

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LAW DIRECTOR:

COMMUNICATIONS:

PUBLIC SPEAKS:

CONCERNS OF TRUSTEES:

Concerns of Fiscal Officer:

APPROVAL OF SPECIAL MEETING MINUTES:

APPROVAL OF MINUTES:

#24-192

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 March 13, 2024, 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 March 13, 2024, as presented.

Seconded by Mr. Haws

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

EXECUTIVE SESSION:

ADJOURNMENT:

#24-193

Motion by Mrs. Harless,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 6:12 p.m.

Seconded by Mr. Haws

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

John A. Sabo
Trustee

Brook Harless
Trustee

Scott Haws
Trustee

ATTEST: _____
Thomas Wolf
Fiscal Officer