

PLAIN TOWNSHIP BOARD OF TRUSTEES

Regular
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2600 Easton St. NE
Canton, OH 44721

October 8, 2024

REGULAR MEETING

ATTENDANCE:

Scott Haws, Brook Harless- (excused absence), John Sabo, Lisa Campbell, Eric Williams, Rob Steinberg, Chief Shalenberger, Drew Xeloures, Thomas Ferrara- (excused absence), and Thomas Wolf.

Media: None

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

AGENDA: The agenda stands as presented.

NEW BUSINESS:

SHERIFF'S REPORT:

1. Monthly Report

FISCAL OFFICER'S REPORT:

1. Pending Warrants

#24-536 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 \$175,666.06 as attached hereto and made a part of these minutes.

Seconded by Mr. Sabo

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

2. Regular Payroll

#24-537 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 \$300,000.00.

Seconded by Mr. Sabo

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

3. Medical Claims

#24-538 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>
09/27/24	2299-2024	\$ 62,325.77
10/03/24	2413-2024	\$ 50,369.43

Seconded by Mr. Haws

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

4. Transfer of Funds

#24-539 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:

<u>GENERAL FUND</u>	<u>TO</u>	<u>AMOUNT</u>
1000-760-730-0000 Improvement of Sites	1000-110-220-0000 Insurance Benefits	\$55,000.00

<u>ROAD</u>	<u>TO</u>	<u>AMOUNT</u>
2031-330-311-0000 Accounting legal fees	2031-330-220-0000 Insurance Benefits	\$ 7,000.00

Seconded by Mr. Sabo

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

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Recreation Fund	1,080,160			1.00
Total	14,358,356	2,717,629	2.00	17.45

**SCHEDULE B
LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES**

<u>FUND</u>	<u>Maximum Rate Authorized to be levied</u>	<u>County Auditor's Estimate of Yield of Levy</u>
GENERAL FUND:		
Current expense levy authorized by voters on for not to exceed Continued years.		
Emergency Current expense levy authorized by voters on for not to exceed 5 years.		
Emergency Current expense levy authorized by voters on for not to exceed Continued years.		
Current expense levy authorized by voters on for not to exceed Continued years.		
Current expense levy authorized by voters on for not to exceed Continued years.		
Current expense levy authorized by voters on for not to exceed 5 years.		
Current expense levy authorized by voters on for not to exceed Continued years.		
Recreation Fund: Levy authorized by voters on 5/4/21 for not to exceed 5 years.	1.00	1,080,160
Police Fund: Levy authorized by voters on 11/3/20 for not to exceed 5 years.	4.25	3,738,484
Fire. Fund: Levy authorized by voters on 3/17/20 for not to exceed 5 years.	6.70	4,920,877
Fire. Fund: Levy authorized by voters on 3/17/20 for not to exceed 5 years.	2.00	1,471,843
Road Levy authorized by voters on 11/2/21 for not to exceed 5 years.	1.50	1,101,689
Road Levy authorized by voters on 11/7/23 for not to exceed 5 years.	2.00	2,045,303

And be it further

RESOLVED, That the Fiscal Officer of this Board be and undersign is hereby directed to certify a copy of this resolution to the County Auditor of said County (Stark).
Mr. Sabo seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Mr. Scott M. Haws	<u>Y</u>
Mrs. Brook N. Harless	<u>Absent</u>
Mr. John A. Sabo	<u>Y</u>

Adopted the 8th day of October 2024.

ADMINISTRATOR:

1 All Traffic Solutions, Inc.
#24-543 Motion by Mr. Sabo,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize payment to All Traffic Solutions, Inc. in an amount not to exceed \$6,078.60, for the purchase of a Shield 15 Speed Display (attached), to be paid from fund #2081-760-740-0000.
Seconded by Mr. Haws
MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Sabo, Yes Mr. Haws, Yes Mrs. Harless

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2. Payment to Everbridge
#24-544 Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize payment to Everbridge, Inc. for Nixle, used for public notifications, a system to alert the Plain Township residents of emergency situations, in the amount not to exceed, \$5,665.00, to be paid from fund #1000-110-360-0000.

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

FIRE DEPARTMENT:

1. Monthly Report
2. Resignation of Part Time Employee
#24-545 Motion by Mr. Sabo,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to accept the resignation of Don Bruschi as a Plain Township Part Time Firefighter/Paramedic effective October 6, 2024 at 0700 a.m.

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

ROAD DEPARTMENT:

1. Monthly Report
2. Purchase from Gledhill Road Machinery under the ODOT Co-op Purchasing Program
#24-546 Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize purchase, payment, and installation to Gledhill Road Machinery for two (2) 2024 Snow and Ice Packages for two (2) new dump trucks. Under the ODOT Cooperative Purchasing Program, this includes Bed, Plow, Spreader, Spreader Controls, Hydraulics, Light System and Pre-Wet Systems, price per package not to exceed \$102,541.84 each. For a total of \$205,083.68 to be taken from Capital Fund 4914-760-750-0000 Road Vehicles & Equipment.

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

3. Orion St. Project
#24-547 Motion by Mr. Haws,
WHEREAS, Plain Township is planning to make public improvements to Orion Street N.W. in the form of a storm sewer system and corresponding road widening (hereafter, the "Project").
WHEREAS, Plain Township has secured funding for the Project from the Ohio Public Works Commission ("OPWC").
WHEREAS, the Project is considered to be a priority need for the community and is a qualified project under the OPWC programs.
WHEREAS, in order to complete the Project, Plain Township requires a fifteen (15) foot standard highway easement from fourteen (14) properties within the Project area.
WHEREAS, Plain Township has provided written notice to each of the easement property owners by way of a Notice of Intent to Acquire Property as required under R.C. 163.04.
WHEREAS, Plain Township has also engaged Sours, Buie and Associates, LLC to complete the necessary appraisals for each easement area property.
WHEREAS, the appraisal reports and corresponding good faith offers have been presented to the property owners.
WHEREAS, all property owners have now accepted their good faith offer as presented by Plain Township.
WHEREAS, Plain Township requests that the Board of Trustees approve the final good faith offer payment amount(s) as set forth below.
NOW, THEREFORE, BE IT RESOLVED BY THE PLAIN TOWNSHIP BOARD OF TRUSTEES, STARK COUNTY, OHIO AS FOLLOWS:

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1. That the following good faith offer payments are approved:
 - James and Alexandra Franz: \$20,450.00 (PPNs. 10010347 and 5501521) to be paid from fund 2031-330-360-0000 Contracted Services.
2. That the Township Administrator is authorized to enter into any agreements as may be necessary and appropriate for the Project.
3. That any action(s) taken prior to this Resolution by the Township for purposes of the Project are hereby ratified and approved.

Seconded by Mr. Sabo

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

#24-548 4. National Tank Outlet
Motion by Mr. Sabo,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize purchase and payment to National Tank Outlet for a Vertical Heavy Duty Storage Tank for Liquid Deicer Storage. Not to exceed \$9,624.99 from fund 2011-330-490-0000 Materials.

Seconded by Mr. Haws

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

ZONING DEPARTMENT:

#24-549 1. Monthly Report
2. Abatements
a. Regent Ave NE Parcel 52-0304
Motion by Mr. Haws,
WHEREAS, a public hearing was held on 10/08/24 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:

- 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. Sabo, Yes	Mr. Haws, Yes	Mrs. Harless,

#24-550 b. 3205 Royal Ave NE
Motion by Mr. Haws,
WHEREAS, a public hearing was held on 10/08/24 by the Board of Trustees regarding the property conditions at 3205 ROYAL AVE NE, Stark County, Ohio (Parcel # 5209434) and
WHEREAS, MEGAN PRITCHETT & ZACHARY HEIN, 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

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- 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. Sabo, Yes	Mr. Haws, Yes	Mrs. Harless,

PARKS:

1. Monthly Report
2. Hard Day's Night Contract

#24-551

Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the Parks Director to enter into the attached contract with Hard Day's Night; and BE IT HEREBY FURTHER RESOLVED to authorize payment to Hard Day's Night of a deposit not to exceed \$500.00 no later than 12-7-2024, and remaining balance due day of the show, per the attached contract, for 2025 Amphitheater Entertainment, to be paid from fund #1000-190-599-0000.

Seconded by Mr. Sabo

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

3. Terry's Truck and Trailer Equipment

#24-552

Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to approve purchase and payment to Terry's Truck & Trailer Equipment for one plow kit and one tailgate salt spreader for the trucks in the Park Department in an amount not to exceed \$16,590.00 to be taken from fund #2901-610-599-0000.

Seconded by Mr. Sabo

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

4. Hire a Soccer Supervisor/Concessions Worker

#24-553

Motion by Mr. Sabo
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to authorize the hiring of Mia Bryant as a soccer supervisor/concessions worker in the Parks Department with no benefits, at a rate of \$12.00 per hour to be paid from fund #2171-610-112-0000 and/or fund #2901-610-112-0000, effective October 9, 2024.

Seconded by Mr. Haws

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

5. Donofrio Productions, LLC

#24-554

Motion by Mr. Sabo,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the Parks Director to enter into the attached contracts with Donofrio Productions, LLC; and
BE IT HEREBY FURTHER RESOLVED to authorize 10% payment to Donofrio Productions, LLC upon execution, 40% payment to Donofrio Productions, LLC in January 2025, and final payment to each band on day of the show per the attached contracts, all via check, for 2025 Amphitheater Entertainment, to be paid from fund #1000-190-599-0000.

Seconded by Mr. Haws

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

LAW DIRECTOR:

1. Adopt Home Rule Storage of Junk Motor Vehicle Legislation

#24-555

Motion by Mr. Sabo,
WHEREAS, Ohio Revised Code Section 504.04 authorizes the Plain Township Board of Trustees to exercise powers of local self government and to adopt and enforce within the Township local police, sanitary, and other similar regulations; and

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WHEREAS, Ohio Revised Code Section 504.05 authorizes the Plain Township Board of Trustees to impose a civil fine for a violation of a resolution adopted under Ohio Revised Code section 504 et. seq.; and

WHEREAS, it has been determined that the storage of junk motor vehicles within Plain Township has the potential to be a safety hazard within the Township; and

NOW THEREFORE, BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio pursuant to Ohio Revised Code Section 504 et. seq. and Sections 504.04(A)(1) and (2) 504.05 and 504.12 and 505.173, we hereby adopt the attached Home Rule Storage of Junk Motor Vehicle Legislation, effective 30 days from the enactment of this Resolution and request the Fiscal Officer publish the attached Notice of this Resolution according to the requirements of Ohio Revised Code Section 504.11 and 504.12.

BE IT FURTHER RESOLVED THAT, we adopt the attached citation form required by Ohio Revised Code Section 504.06 and that the within resolution and regulations replaces all prior adopted regulations.

BE IT FURTHER RESOLVED to dispense with the two reading requirements contained in the Ohio Revised Code section 504.10.

Seconded by Mr. Haws

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

COMMUNICATIONS:

Thank you from Tracy Dawn Brewer to everyone at Plain Township Hall and the Trustees for the beautiful Shadow box and support has been wonderful and she is proud to be here.

Timothy Reichel sent a thank you to the Road Department and Trustees for the new road.

Thank you to all Dept. Heads from the Little Eagles Preschool for Community Helpers Day.

PUBLIC SPEAKS:

APPROVAL OF MINUTES:

#24-556 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 24, 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 September 24, 2024, as presented.

Seconded by Mr. Sabo

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

ADJOURNMENT:

#24-557 Motion by Mr. Haws

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 6:11 p.m.

Seconded by Mr. Sabo

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

John A. Sabo
Trustee

Brook Harless
Trustee

Scott Haws
Trustee

ATTEST: _____
Thomas Wolf
Fiscal Officer