

2600 Easton St. NE  
Canton, OH 44721

June 28,

2022

REGULAR MEETING

OPENING: The regular meeting was called to order at 6:00 p.m.

ATTENDANCE:

Scott Haws, John Sabo, Brook Harless, Chief Shalenberger, Eric Williams, JP Neff, Thomas Ferrara, Rob Steinberg and Thomas Wolf. Lisa Campbell

Media: None

AGENDA: The agenda stands as presented.

SHERIFF'S REPORT:

UNFINISHED BUSINESS:

NEW BUSINESS:

#22-347 1. Agreement between Stark County Commissioners and Plain Township  
Motion by Mr. Haws.  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to enter into agreement between the Stark County Commissioners and Plain Township for the operation and maintenance of 3 stream gages and 1 precipitation gage for the Nimishillen Creek Drainage Basin not to exceed of \$5,250.00 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, Yes

#22-348 2. **Subsurface Soil Investigation & Geotechnical Report for Plain Township's Amphitheater**  
Motion by Mr. Sabo.  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to enter into agreement with GPD Geotechnical Services, Inc. for the subsurface soil investigation **and geotechnical report of Plain Township's stockpiles.** Not to exceed of \$4,800.00 from fund 1000-760-730-0000.

Seconded by Mr. Haws

MEMBER VICE-CHAIRMAN CHAIRMAN

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

**FISCAL OFFICER'S REPORT:**

#22-349 1. Pending Warrants  
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 \$ 686,619.05 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, Yes

#22-350 2. Regular Payroll  
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

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

#22-351

3. Medical Claims

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 Mutual Health Services:

DATE	WARRANT	AMOUNT
06/17/22	1576-2022	\$ 29,300.96
06/24/22	1579-2022	\$ 8,149.21

Seconded by Mrs. Harless

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

#22-352

4. Investment Report

5. Payment to Board of Zoning Appeals

Motion by Mr. Haws.

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize payment to members of the Plain Township Board of Zoning Appeals for the period of January 1, 2022, through June 30, 2022, at the rate of \$50 per meeting for a total of \$1,300.00

Seconded by Mrs. Harless

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

#22-353

6. Payment to Zoning Commission

Motion by Mr. Haws.

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize payment to the members of the Plain Township Zoning Commission for the period of January 1, 2022, through June 30, 2022, at the rate of \$50 per meeting for a total of \$750.00.

Seconded by Mr. Sabo

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

ADMINISTRATOR:

#22-354

1. Application for Clean Ohio Green Space Conservation Grant Funding

Motion by Mr. Haws.

WHEREAS, the State of Ohio, through the Ohio Public Works Commission, administers financial assistance for conservation purposes through the Clean Ohio Green Space **Conservation Grant Program (“Clean Ohio”); and**

WHEREAS, the Plain Township Board of Trustees desires financial assistance under Clean Ohio for the purchase and protection of approximately 19.79 acres; and

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WHEREAS, **the Board of Trustees of the Township intend to fulfill Clean Ohio’s objective** of preservation of open spaces with this acquisition; and

WHEREAS, the proposed project is located entirely in Stark County and situated in Plain Township along Schneider Street and east of Veterans Park; and

**WHEREAS, preservation of this parcel will protect the property’s natural resources and** increase the available green space for public passive park access; and

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

1. That the Board of Trustees approves filing this application for financial assistance.
2. That the Chair or any Trustee designated by the Chair is hereby authorized and directed to execute and file an application with the Ohio Public Works Commission and to provide all information and documentation required to become eligible for possible funding assistance.
3. That the Board of Trustees is authorized to enter into any agreements as may be necessary and appropriate for obtaining the financial assistance.

Seconded by Mrs. Harless

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

FIRE DEPARTMENT:

- #22-355
1. Payment to Knox Company for Knox Boxes  
Motion by Mr. Sabo.

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase, payment and shipping for two KeySecure Knox Boxes and accessories from the Knox Company in an amount not to exceed \$2,500.00 to be taken from fund#2281-760-740-0000.

Seconded by Mrs. Harless

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

- #22-356
2. Hiring of John Guiffre as a Part-Time Firefighter/EMT-B  
Motion by Mr. Haws.

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

John Guiffre-EMT Basic

has completed the Fire Medical Examination, background check and drug testing, to be hired as of 0700 hours on June 29, 2022, as part-time *Firefighter/EMT-B* with a twelve

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(12) month probationary period. Wages and benefits are established with resolution #22-155.

Seconded by Mrs. Harless

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

3. Purchase of Fire Hose

#22-357

Motion by Mr. Sabo.

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase and payment of ECO 10 Hose from QDCIP Fire, LLC per the attached quote in an amount not to exceed \$3,200.00 to be taken from fund #2111-760-740-0000.

Seconded by Mr. Haws

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

4. Purchase of Firefighter Protective Equipment

#22-358

Motion by Mr. Sabo.

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase, payment and shipping for Firefighter Protective Equipment replacement (leather boots, fire gear & misc.) from The Fire Force Inc./Eagle Emergency in the amount not to exceed \$ 7,200.00 per attached quote to be taken from fund# 2111-760-740-0000.

Seconded by Mr. Haws

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

5. Accept the Resignation of Ryan Brewster

#22-359

Motion by Mr. Sabo.

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to accept the resignation of Ryan Brewster as a Plain Township Part-Time EMT effective June 24, 2022, at 0700 am.

Seconded by Mrs. Harless

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

ROAD DEPARTMENT:

1. Payment to Evans Supply for Snowplow Cutting Edges and Hardware

#22-360

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize purchase and payment to Evans Supply for snowplow cutting edges and hardware. Not to exceed \$7,800.00 from fund 2031-330-420-0000 Operating Supplies.

Seconded by Mr. Sabo

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

ZONING DEPARTMENT:

1. Nuisance Abatements

a. 2605 31<sup>st</sup> ST NE

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#22-361

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 6/28/21 by the Board of Trustees regarding the property conditions at 2605 31<sup>st</sup> ST NE, Stark County, Ohio (Parcel # 52-05115) and

WHEREAS, IVAN TROYER, 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 Mrs. Harless

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

b. REGENT AVE. NE

#22-362

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 6/28/21 by the Board of Trustees regarding the property conditions at REGENT AVE. NE, Stark County, Ohio (Parcel # 52-03204) 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**

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**• 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. 2205 TAMARACK CIR. NE

#22-363

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 06/28/2022 by the Board of Trustees regarding the property conditions at 2205 TAMARACK CIR. NE, Stark County, Ohio (Parcel # 52-11121) and

WHEREAS, BRUCE AND MARLA THOMPSON, 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

d. 3812 ROOSEVELT AVE. NE

#22-364

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 06/28/2022 by the Board of Trustees regarding the property conditions at 3812 ROOSEVELT AVE. NE, Stark County, Ohio (Parcel # 52-03524) and

WHEREAS, TIMOTHY WILINSON, 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

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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

2. Abatement Pays
  - a. 6880 PINECREST ST NE

#22-365

Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of the property located at 6880 PINECREST ST NE, (Parcel #5207162) to abate the nuisance on this property (Resolution #15-271) on 05/25/2022; and

WHEREAS, the Plain Township Board of Trustees provided for said abatement though the services of Plain Township Maintenance Department at a cost of \$595.88; and

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$33.99;

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 \$629.87 **to be placed on the property owner's tax duplicate.**

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

- b. 2424 38<sup>th</sup> St NE

#22-366

Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of the property located at 2424 38<sup>th</sup> ST NE, (Parcel #5202749) to abate the nuisance on this property (Resolution #15-271) on 06/06/2022; and

WHEREAS, the Plain Township Board of Trustees provided for said abatement though the services of Plain Township Maintenance Department at a cost of \$185.09; and

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WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$33.99;

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 \$219.08 **to be placed on the property owner's tax duplicate.**

Seconded by Mrs. Harless  
MEMBER                                      VICE-CHAIRMAN                      CHAIRMAN  
Vote: Mr. Haws, Yes;    Mrs. Harless, Yes;                      Mr. Sabo, Yes  
c. 5589 BREEZEWOOD DR NE

#22-367

Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of the property located at 5589 BREEZEWOOD DR NE, (Parcel #5214390) to abate the nuisance on this property (Resolution #15-271) on 05/26/2022; and

WHEREAS, the Plain Township Board of Trustees provided for said abatement though the services of Plain Township Maintenance Department at a cost of \$409.20; and

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$33.99;

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 \$443.19 **to be placed on the property owner's tax duplicate.**

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

PARKS:

- 1. Approve the Referee Certification Clinic

#22-368

Motion by Mr. Haws,  
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to authorize and approve the Referee Certification Clinic and the fees associated with the program and to authorize the Parks Director to manage the program and sign any necessary documents.

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



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#22-369 2. Payment to Summit Memorials for the Purple Heart Monument  
Motion by Mr. Haws,  
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to authorize payment to Summit Memorials for the Purple Heart Monument in an amount not to exceed \$8875.00 to be taken from fund# 1000-760-730-0000.

Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN

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

LAW DIRECTOR:

COMMUNICATIONS:

PUBLIC SPEAKS:

CONCERNS OF TRUSTEES:

- 1. Scott Haws - Route 62 realignment project. Construction vehicles are obstructing traffic and denying access to roads. Getting confrontational with businesses. If we see something over there, we need to document it. There is zero reason for this to be happening. ODOT did order additional signages.

CONCERNS OF FISCAL OFFICER:

PUBLIC HEARING:

In Favor:

- 1) Brian Rostedt owner of Imperial Conveying Systems – 4155 Martindale Road. Expectations to expand business.
  - a) They are a growing business and would like to have zoning change while he is owner of property and then change back.
  - b) This resolution is not what we applied for
- Eric Williams – a) It is not possible to change the zoning and then change it back.  
b) If this is not the resolution that was applied for, a new application will need to be created.
- Tom Ferrara will follow up with Todd Veppert-president of company with any concerns.

Oppose: none

- 3. Zone Change at 4155 and 4165 Martindale Rd. NE

#22-370

Motion by Mr. Sabo,

WHEREAS, a public hearing was held on June 28, 2022, by the Plain Township Board of Trustees to consider Amendment 581-22 to the Zoning Resolution, this is a zone change for the properties located at 4155 Martindale Rd. NE, Parcel #5218195, and 4165 Martindale Rd. NE, Parcel #5218194, both of which are zoned B-2 General Business District. The applicant is requesting to have both parcels zoned I-2 General Industrial District.

WHEREAS, such hearing was properly and timely held pursuant to Ohio Revised Code 519-12.

WHEREAS, the Plain Township Board of Trustees has duly considered the nature of the amendment and the reasons therefore, the recommendation of the Plain Township Zoning Commission, the Stark County Regional Planning Commission, and the information provided by any and all other interested persons.

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

  X   adopt the recommendation of the Plain Township Zoning Commission for Denial.

\_\_\_\_\_ Deny the recommendation of the Plain Township Zoning Commission.

\_\_\_\_\_ modify the recommendation of the Plain Township Zoning Commission.

Modification to  
be: \_\_\_\_\_

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

APPROVAL OF MINUTES:

#22-371

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 June 2, 2022, 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 special minutes of the meeting held June 2, 2022, as presented.

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

EXECUTIVE SESSION:

ADJOURNMENT:

#22-372

Motion by Mr. Sabo,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to adjourn at 6:36 p.m.

Seconded by Mr. Haws  
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