

2600 Easton St. NE  
Canton, OH 44721

January 9,

2024

**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. Text Amendment 584-23 and Two Zone Changes 585-23 and 586-23

**ATTENDANCE:** Scott Haws, John Sabo, Brook Harless, Chief Shalenberger. Lisa Campbell, Eric Williams, JP Neff, Thomas Ferrara, Rob Steinberg and Thomas Wolf. Media: None

**AGENDA:** Lisa Campbell added a change to Beginning of the year Resolutions #19. The agenda stands as edited.

**ELECTION OF OFFICERS:**

1. Elected Brook Harless, Chairman  
#24-001 Motion by Mr. Haws,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to nominate and elect Brook Harless Chairman of the Plain Township Board of Trustees.  
Seconded by Mr. Sabo  
MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Sabo, Yes Mr. Haws, Yes Mrs. Harless, Yes

2. Elected Scott Haws, Vice Chairman  
#24-002 Motion by Mr. Sabo,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to nominate and elect Scott Haws Vice Chairman of the Plain Township Board of Trustees.  
Seconded by Mrs. Harless  
MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Sabo, Yes Mr. Haws, Yes Mrs. Harless, Yes

**BEGINNING OF YEAR RESOLUTIONS:**

3. Roberts Rules of Order  
#24-003 Motion by Mr. Haws,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to abide by Parliamentary Law and to conduct meetings according to Robert's Rules of Order.  
Seconded by Mr. Sabo  
MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Sabo, Yes Mr. Haws, Yes Mrs. Harless, Yes

4. Board of Trustees Meeting  
#24-004 Motion by Mr. Sabo,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that the time and place of Board of Trustees meetings shall be on the second and fourth Tuesdays of each month in 2024 at 6:00 p.m. in the Township Hall.  
BE IT FURTHER RESOLVED by the Plain Township Board of Trustees to hold a work session on the second and fourth Tuesday of each month at 5:20 p.m. in the Township Hall.  
Seconded by Mr. Haws  
MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Sabo, Yes Mr. Haws, Yes Mrs. Harless, Yes

5. Retain Employees  
#24-005 Motion by Mr. Haws,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that all full-time and part-time employees are retained until the first meeting in 2025, except as the Board may act as provided by law.  
Seconded by Mrs. Harless  
MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Sabo, Yes Mr. Haws, Yes Mrs. Harless, Yes

6. Work Rules and Policies  
#24-006 Motion by Mr. Haws,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to continue in effect all work rules and policies in effect on December 31, 2023, unless otherwise amended, altered or deleted during

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the year, during 2024 and up to and including the first Plain Township Board of Trustees meeting of 2025.

Seconded by Mr. Sabo

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

7. Holidays Observed

#24-007

Motion by Mr. Sabo,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio the following holidays will be provided to and observed by all full-time personnel:

**New Year's Day**

January 1, 2024

**Observed Monday, January 1, 2024**

January 15, 2024

Monday, **Martin Luther King Day**

February 19, 2024

Monday, **Presidents' Day**

May 27, 2024

Monday, **Memorial Day**

**Juneteenth**

June 19, 2024

**Wednesday, June 19, 2024**

**Independence Day**

September 2, 2024

Thursday July 4, 2024

October 14, 2024

Monday, **Labor Day**

November 11, 2024

Monday, **Columbus Day**

November 28, 2024

Friday, **Veterans' Day**

Thursday, **Thanksgiving Day**

**Christmas Day**

December 25, 2024

**Wednesday December 25, 2024**

**New Year's Day**

January 1, 2025

**Wednesday January 1, 2025**

These holidays are established by State Law (511.10 ORC) and may be changed by the Ohio Legislature.

When said holiday falls on a Saturday or Sunday and is being observed on Friday or Monday, Firefighter/Paramedics will receive overtime pay for work performed on the actual holiday, as opposed to the Monday or Friday date. The foregoing applies to New Year's Day, Independence Day, Veterans Day, and Christmas Day. By negotiated contract with the Utility Workers Union of America, AFL-CIO 561, Article 16, Section B, when Christmas Eve falls on a normally scheduled workday, employees will receive four hours of paid holiday pay.

BE IT FURTHER RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to observe Friday, November 29, 2024, the day after Thanksgiving, as a holiday, as provided by Resolution #04-120.

Seconded by Mr. Haws

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

8. Mutual Aid

#24-008

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that the Plain Township Fire Department will extend Mutual Aid to any other Fire Department, EMS service OR IMAT. The Fire Chief shall authorize orders for the deployment of this aid.

Seconded by Mrs. Harless

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

9. Coordination of Fire & Law Enforcement Agencies

#24-009

Motion by Mr. Sabo,

WHEREAS, for the benefit of the residents of Plain Township, this board is desirous of promoting a better understanding and coordination of the various fire and law enforcement agencies within Stark County and the public in order to combat the crime of arson; and

WHEREAS, this board is also desirous of encouraging and developing the coordination of the team approach in the investigation of arson cases and in helping to establish criteria to promote efficient and effective prosecutions of the crime of arson; and;

WHEREAS, it is necessary to coordinate a team of certain qualified personnel as designated by various police, fire, and crime lab departments within Stark County to assist the Stark County Prosecutor's Office to accumulate and to coordinate all evidence necessary for presentation in criminal proceedings involving the crime of arson;

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and

NOW, THEREFORE, BE IT RESOLVED that this board hereby authorizes the Fire Department to provide assistance to other political subdivisions within Stark County for the purpose of providing mutual aid assistance in fire investigations. The Fire Chief shall establish orders authorizing training, personnel deployment and procedures for the foregoing purpose.

Seconded by Mr. Haws

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

10. Appoint Lisa Campbell Designee

#24-010

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to designate Lisa Campbell as the official designee for the Board of Trustees for Public Records Training.

Seconded by Mrs. Harless

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

11 Stark Council Governments

#24-011

Motion by Mr. Sabo,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to appoint Scott Haws as representative to the Stark Council of Governments and to appoint, Brook Harless as alternate representative for 2024.

Seconded by Mr. Haws

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

12. Request Advanced Taxes

#24-012

Motion by Mr. Haws,

WHEREAS, the Plain Township Board of Trustees may expedite the receipt of revenue by submitting the Request for Advance of Taxes Collected according to O.R.C. Section 321.34;

WHEREAS, the Plain Township Board of Trustees authorized the submission of this form in 1995 (Resolution #95-20); and

WHEREAS, the timely receipt of revenue provides for the use of funds in advance of the usual disbursement by Stark County;

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the submission of a Request for Advance of Taxes Collected at this meeting and at the subsequent regular monthly meetings of the Board of Trustees in 2024.

Seconded by Mr. Sabo

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

13. Stark Hazardous Response

#24-013

Motion by Mr. Haws,

WHEREAS, for the benefit of the residents of Plain Township, this board is desirous of promoting a better understanding and coordination of the various fire agencies within Stark County and the public in order to combat the release of hazardous chemicals; and

WHEREAS, this board is also desirous of encouraging and developing the coordination of the team approach in the response to hazardous chemical spills or releases and in helping to establish criteria to promote efficient and effective mitigation of these spills or releases; and

WHEREAS, it is necessary to coordinate a team of certain qualified personnel as designated by various fire departments and communities within Stark County to assist in the identification, mitigation and cost recovery of these spills or releases; and

WHEREAS, the Stark County Hazardous Materials Response Team is a countywide task force created to support any fire department and/or community with these incidents.

NOW, THEREFORE, BE IT RESOLVED that this board hereby authorizes the Fire Department to provide assistance to other political subdivisions within Stark County through participation in the Stark County Hazardous Materials Response Team (SCHMRT – HAZMAT) which is a voluntary organization of fire department personnel from various political subdivisions within Stark County established for the purpose of providing mutual assistance and advice concerning the treatment and containment of hazardous incidents and

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spills. The Fire Chief shall establish orders authorizing training, personnel deployment and procedures for the foregoing purpose.

Seconded by Mr. Sabo

MEMBER VICE-CHAIRMAN CHAIRMAN

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

14. Wave Zoning Fees for Governmental Agencies and Political Subdivisions

#24-014

Motion by Mr. Sabo,

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio, desires to waive applicable zoning fees for governmental agencies and other political subdivisions;

NOW, THEREFORE BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, that when a governmental agency or other political subdivision submits an application to the zoning office, all applicable fees shall be waived.

Seconded by Mr. Haws

MEMBER VICE-CHAIRMAN CHAIRMAN

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

15. Gov Deal Unwanted Assets

#24-015

Motion by Mr. Haws,

WHEREAS, Ohio Revised Code Section 505.10(D) requires the Board of Plain Township Trustees to adopt a resolution during each calendar year expressing its intent to dispose of surplus, unneeded, obsolete, or unfit personal property through the use of an internet auction;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Plain Township Trustees hereby expresses its intent to dispose of surplus, unneeded, obsolete, or unfit personal property by internet-based auction during the calendar year of 2023; and

BE IT FURTHER RESOLVED, that the personal property disposed of through the internet-based auction may include, as specified in ORC 505.10(D), motor vehicles acquired for the use of township officers and departments, road machinery, car parts, equipment, tools and office equipment or supplies which are not needed, obsolete, or unfit for the public use for which it was acquired; and

BE IT FURTHER RESOLVED, that all property is offered for sale "as is, where is" with Plain Township making no warranty, guarantee, or representation of any kind expressed or implied, as to the condition of said items; and that any computers sold via internet-based auction shall have their hard drive either wiped utilizing US Department of Defense standards or the hard drive will be removed; and the Buyer will receive notification by email from the Plain Township auction and be required to make payment in full via US currency, certified cashier's check, money order or company check (with bank letter guaranteeing funds) within give (5) business days from the time and date of said notification; and the Buyer will be responsible for removal of said items from the Plain Township facility within ten (10) days of receipt of said notification; and

BE IT FURTHER RESOLVED, that the number of days of bidding for each auction, in accordance with ORC 505.10(D), will be at least fifteen (15) days, including Saturdays and Sundays, and holidays; and

BE IT FURTHER RESOLVED, that the Plain Township Trustees shall publish in the Canton Repository, a newspaper of general circulation, notice of its intent to sell surplus, unneeded, obsolete, and unfit-for-use township personal property by internet-based auction to be published \_\_\_\_\_; and

BE IT FURTHER RESOLVED, that a similar notice shall be posted continuously throughout the calendar year in a conspicuous place in the offices of the Board of Plain Township Trustees and in addition shall be posted continuously on the Township website ([www.plaintownship.com](http://www.plaintownship.com)); with a link go GovDeals, 5907 Carmichael Place, Montgomery, Alabama 36117, phone 708-714-2600, fax 334-387-0519; and

BE IT FURTHER RESOLVED, that when property is to be sold by internet-based auction, the Board of Plain Township Trustees or its representatives reserve the right, at a later date, to establish a minimum price that will be accepted for specific items and may establish any other terms and conditions for the particular sale, including but not limited to requirements for pick-up or delivery, method of payment, and payment of sales tax in accordance with applicable laws; and

BE IT FURTHER RESOLVED, that such information shall be provided on the internet at the time of the auction and may be provided before that time upon request after the terms and conditions have been determined by the Board or its representatives;

BE IT FURTHER RESOLVED that the Board of Plain Township Trustees hereby authorizes the disposition of surplus, unneeded, obsolete, or unfit township personal property via internet-based auction in calendar year 2021.

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This resolution shall be in full force and effect immediately upon its adoption.

Seconded by Mrs. Harless

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

#24-016

16. Compu Tek Agreement- Computer Support

Motion by Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to enter into an agreement with Compu Tek to provide server monitor maintenance/120 hrs. Tier II Support at a monthly rate of \$1,250.00 and to authorize payment not to exceed \$15,000.00 from the following funds:

Department	Fund	Amount
Administration/Fiscal	1000-110-500-0000	\$3,600.00
Fire	2111-220-599-0000	\$3,600.00
Road	2031-330-599-0000	\$3,600.00
Parks	2901-610-599-0000	\$3,600.00
Zoning	2181-130-599-0000	\$3,600.00

Seconded by Mrs. Harless

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

#24-017

17. Transfer of Funds Between Meetings

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the Fiscal Officer to transfer funds as needed between meetings for expenses and include the transfers in a resolution at the following meeting.

Seconded by Mr. Sabo

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

#24-018

18. Sale of Scrap Metal

Motion by Mr. Haws,

WHEREAS, Ohio Revised Code Section 505.10(A) Provides that the Board of Trustees may sell property at private sale, if the Board determines that: 1) The property is no longer needed; and 2) The value of the property is less than \$2,500.00; and

WHEREAS, The Township has accumulated scrap metal which is no longer needs and which has a salvage value of less than \$2,500.00;

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that said scrap metal be sold.

Seconded by Mr. Sabo

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

#24-019

19. Prevailing Wage Coordinator- Tina Biehl

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to designate Tina Biehl as the Prevailing Wage Coordinator for Plain Township.

Seconded by Mrs. Harless

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

#24-020

20. Insurance Benefits

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to continue all insurance benefits to all elected officials and full-time employees until the first meeting in 2025, unless such plans are amended, altered, changed or switched by the Plain Township Board of Trustees or as otherwise provided by law.

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Seconded by Mrs. Harless

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

21. Tax Incentive Review Council

#24-021

Motion by Mr. Sabo,

WHEREAS, Plain Township currently is a participant in an enterprise zone with other jurisdictions; and WHEREAS, the Ohio Revised Code requires a tax incentive review council to organize and review existing tax incentive agreements and recommend changes to the Ohio Department of Development; and WHEREAS, two members are required to be appointed from each township within the zone; NOW,

THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that Scott Haws and Brook Harless be appointed to represent Plain Township on the Tax Incentive Review Council; and BE IT FURTHER RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to appoint Lisa Campbell as alternate member to the Tax Incentive Review Council.

Seconded by Mr. Haws

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

22. Annual Stark County Regional Planning Dues

#24-022

Motion by Mr. Sabo,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to pay the 2024 Stark County Regional Planning Commission dues and to authorize payment in the amount not to exceed, \$3,000.00 from fund #1000-110-500-0000.

Seconded by Mrs. Harless

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

**UNFINISHED BUSINESS:**

1. Amend Resolution #23-127

#24-023

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to amend resolution #23-127 to change the fund numbers and amounts to read \$47,341.00 to be taken from fund# 2171-610-599-0000 and \$47,341.00 to be taken from fund # 2901-610-599-0000.

Seconded by Mrs. Harless

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

**FISCAL OFFICER'S REPORT:**

1. Pending Warrants

#24-024

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 \$115,485.43 as attached hereto and made a part of these minutes.

Seconded by Mrs. Harless

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

2. Regular Payroll

#24-025

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 Mr. Sabo

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

3. Medical Claims

#24-026

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:

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<u>DATE</u>	<u>WARRANT</u>	<u>AMOUNT</u>
12/22/23	3288-2023	\$ 11,184.34
01/04/24	9-2024	\$ 52,332.60

Seconded by Mrs. Harless

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

4. Financial Report
5. Investment Report
6. Amended Certificate

#24-027

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 Additional Amended Certificate of Estimated Resources from the Stark County Auditor for \$ 383,631.70:

1000-General Fund	\$ 188,958.98
2021-Gasoline Tax	\$ 32,994.21
2031-Road and Bridge	\$ 2,862.85
2111-Fire District	\$ 3,194.25
2171-Park Levy	\$ 50.00
2281-Ambualnce & EMS	\$ 103,498.89
2901-Diamond Park	\$ 27,577.46
6001-Medical Insurance	\$ 24,495.06

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:

1000-760-730-0000	Improvement of Sites	\$ 188,958.98
2021-330-599-0000	Other Expenses	\$ 32,994.21
2031-330-599-0000	Other Expenses	\$ 2,862.85
2111-220-599-0000	Other Expenses	\$ 3,194.25
2171-610-599-0000	Other Expenses	\$ 50.00
2281-230-599-0000	Other Expenses	\$ 103,498.89
2901-610-599-0000	Other Expenses	\$ 27,577.46
6001-180-530-0000	Claims	\$ 24,495.06

Seconded by Mr. Sabo

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

7. EMS Refunds

#23-028

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 for Emergency Services as requested by Ohio Billing Inc.:

<u>PAYABLE TO</u>	<u>AMOUNT</u>
United Healthcare Recovery Services	\$405.92
Total	\$405.92

Seconded by Mrs. Harless

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

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- #24-029 8. Actuarial Agreement  
Motion by Mr. Haws,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to enter into the attached agreement with USI Consulting Group to complete the Actuarial Valuation pursuant to ORC 9.833 and to authorize payment from fund #1000-110-360-0000 not to exceed the amount of \$2,500.00.  
Seconded by Mr. Sabo  
MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Sabo, Yes Mr. Haws, Yes Mrs. Harless, Yes
- #24-030 9. Transfer of Funds  
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:
- | FROM                            | TO                               | AMOUNT       |
|---------------------------------|----------------------------------|--------------|
| <b>Parks (2023-transfer)</b>    |                                  |              |
| 2901-610-112-0000 Salaries      | 2901-610-599-0000 Other Expenses | \$ 30,000.00 |
| 2171-610-220-0000 Ins. Benefits | 2171-610-211-0000 OPERS          | \$ 3,000.00  |
- Seconded by Mrs. Harless  
MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Sabo, Yes Mr. Haws, Yes Mrs. Harless, Yes

**SHERIFF'S REPORT:**

1. Monthly Report

**ADMINISTRATOR:**

- #24-031 1. Sale of Ford 2015 Interceptor Utility  
Motion by Mr. Haws,  
WHEREAS, Ohio Revised Code Section 505.101 provides that the Board of Trustees upon resolution, without advertising or bidding, for the sale of equipment to any department, agency, or political subdivision of the State, so long as the resolution shall set forth the purchased price for the equipment; and describe the equipment to be sold; and  
WHEREAS, Plain Township Administrator, Lisa Campbell, has recommended the sale of one (1) 2015 Ford Interceptor Utility, Vin, 1FM5K8AR8FGC26746 (Miles 114,190) to Lexington Township, said vehicle being obsolete and no longer suitable for the purposes of Plain Township; and  
WHEREAS, Lexington Township is a department, agency, or political subdivision of the State as contemplated by O.R.C. 505.101; and  
WHEREAS, contingent upon the execution of a valid sales and acceptance of said, as above described, by Lexington Township as is for the sum of \$6,50.00 and other valuable consideration;  
NOW, THEREFORE, BE IT RESOLVED that contingent upon the execution and acceptance of a valid sales by Lexington Township that the Plain Township Board of Trustees does sell, convey, transfer and assign one (1) 2015 Ford Interceptor Utility, Vin 1FM5K8AR8FGC26746, to Lexington Township, a department, agency or political subdivision of the state.  
Seconded by Mrs. Harless  
MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Sabo, Yes Mr. Haws, Yes Mrs. Harless, Yes
- #24-032 2. 2024 Safety Congress  
Motion by Mr. Sabo,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the Trustees, Fiscal Officer, Administrator, Department Heads, and employees appointed to attend from Fire, Parks, and Road to attend the 2024 Safety Conference in Columbus, Ohio from March 26, 2024, to March 29, 2024, and to authorize payment for the, lodging and reimbursement for food, mileage, and parking for those attending according to our Travel Policy and to be paid from funds;  
Admin #1000-110-330-0000  
Fire #2111-220-599-0000  
Parks #2171-610-599-0000  
Road #2031-330-599-0000  
Zoning #2181-130-490-0000



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Seconded by Mrs. Harless

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

#24-033

3. Enter into a MOU with SCSW

Motion by Mrs. Harless,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to enter into a Memorandum of Understanding, for MS4 Contract, between Plain Township and Stark County Soil & Water Conservative District, this Memorandum shall be effective for period of **5 Years**, and to authorize payment to Stark Soil & Water for conservation appropriations in the amount not to exceed \$10,000.00, and to be paid from fund, #1000-110-360-0000.

Seconded by Mr. Haws

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

#24-034

4. OTARMA

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to authorize payment to OTARMA, for Injunctive Relief Coverage, File No.: OTR021273A1, (see attached), in the amount not to exceed, \$2,770.56, from fund #1000-110-381-0000.

Seconded by Mrs. Harless

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

**FIRE DEPARTMENT:**

- 1. Monthly Report
- 2. Aladtec Employee Scheduling

#24-035

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize payment to Aldatec online employee scheduling & workforce management system for the subscription period 2/1/24-1/31/2025 in the amount not to exceed \$5,642.00 to be taken from funds:

#2111-220-599-0000- \$2,821.00

#2281-230-599-0000- \$2,821.00

Seconded by Mr. Sabo

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

#24-036

3. Wayne Conroy Tuition Reimbursement

Motion by Mr. Sabo,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to grant the request for tuition reimbursement of Wayne Conroy to authorize payment in an amount not to exceed \$544.88 to be taken from fund:

#2111-220-599-0000.

Seconded by Mrs. Harless

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

#24-037

4. McIntosh Oil

Motion by Mr. Haws,

BE IT HEREBY REOLVED 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. Company Inc. at a cost not to exceed \$10,000.00, to be taken from fund: #2111-220-599-0000

Seconded by Mr. Sabo

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

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#24-038 5. Payment to Ace Hardware  
 Motion by Mr. Haws,  
 BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize payment of funds for Combination Carbon monoxide/Smoke Detector equipment from Ace Hardware in the amount not to exceed \$ 53,760.00. Plain Township will be reimbursed -5.00% for the purchase of Carbon Monoxide/Smoke Detector Equipment from the Fema Fire Prevention & Safety Grant. To be taken from fund: #2111-220-599-0000.  
 Seconded by Mrs. Harless  
 MEMBER VICE-CHAIRMAN CHAIRMAN  
 Vote: Mr. Sabo, Yes Mr. Haws, Yes Mrs. Harless, Yes

**ROAD DEPARTMENT:**

1. Monthly Report  
 2. Stark County Engineers Road Weight Restrictions for 2024  
 #24-039 Motion by Mr. Haws,  
 BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to accept the attached resolution from Stark County Commissioners/Stark County Engineer setting the 2024 weight limit reductions for Plain Township roads.  
 Seconded by Mrs. Harless  
 MEMBER VICE-CHAIRMAN CHAIRMAN  
 Vote: Mr. Sabo, Yes Mr. Haws, Yes Mrs. Harless, Yes

3. McIntosh Oil  
 #24-040 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 \$25,000.00 from fund 2021-330-420-0000 Operating Supplies.  
 Seconded by Mr. Sabo  
 MEMBER VICE-CHAIRMAN CHAIRMAN  
 Vote: Mr. Sabo, Yes Mr. Haws, Yes Mrs. Harless, Yes

**ZONING DEPARTMENT:**

**Zoning Hearing 6:15 p.m.**

1. Monthly Report  
 2. Zoning text amendment 584-23  
 #24-041 Motion by Mr. Haws,  
**WHEREAS**, the Plain Township Board of Trustees find that there is convincing documented evidence that SEXUALLY ORIENTED BUSINESSES, because of their very nature, have a deleterious effect on both the existing businesses around them and the surrounding residential areas adjacent to them, causing increased crime and the downgrading of property values; and  
**WHEREAS**, it is recognized that SEXUALLY ORIENTED BUSINESSES, due to their nature, have serious objectionable operational characteristics, particularly when they are located in close proximity to each other, thereby contributing to urban blight and downgrading the quality of life in the adjacent area: and  
**WHEREAS**, the Plain Township Board of Trustees desire to minimize and control these adverse effects and thereby protect the health, safety, and welfare of the citizenry; protect the citizens from increased crime; preserve the quality of life; preserve the property values and character of surrounding neighborhoods and deter the spread of urban blight; and  
**WHEREAS**, the Plain Township Board of Trustees have determined that locational criteria will serve to protect the health, safety, and general welfare of the people of this Township; and  
**WHEREAS**, it is not the intent of this amendment to suppress any speech activities protected by the First Amendment, but to enact a content neutral amendment which addresses the secondary effects of SEXUALLY ORIENTED BUSINESSES; and  
**WHEREAS**, it is not the intent of the Plain Township Board of Trustees to condone or legitimize the distribution of obscene material, and they recognize that state and federal law prohibits the distribution of obscene materials and expects and encourages state law enforcement officials to enforce state obscenity statutes against any such illegal activities in the Township.  
**WHEREAS**, it is the purpose and intent of the Chapter to regulate sexually oriented businesses to promote the health and safety of the citizens of the Township and to establish reasonable and uniform regulations to prevent

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any deleterious location and concentration of sexually oriented businesses within the Township, thereby reducing or eliminating the adverse secondary effects from such sexually oriented businesses.

**WHEREAS**, the provisions of this Chapter have neither the purpose nor effect of imposing a limitation or restriction on the content of any communicative material or expression, including sexually oriented materials. Similarly, it is not the intent nor effect of this Chapter to restrict or deny access by adults to sexually oriented materials or expression protected by the First Amendment or to deny access by the distributors and exhibitors of sexually oriented entertainment to their intended market. Neither is it the intent nor effect of the Chapter to condone or legitimize the distribution of obscene material.

**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 584-23, revised definition of "Sexually Oriented Businesses", in Section 723 of the Zoning Resolution that reads as follows;

Seconded by Mr. Sabo

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

Mr. Haws made a motion to move on a discussion for 584-23,

Mr. Sabo seconded this motion.

Mr. Haws stated that these types of businesses have a dire and direct safety impact. He discussed how this impacts other business dealings for other surrounding businesses. Mr. Sabo discussed that we need to focus on secondary effects.

No one spoke in favor of this amendment.

No one opposed this amendment.

3. Zone Change for 585-23

Motion by Mr. Haws,

**WHEREAS**, a public hearing was held on January 9, 2024 by the Plain Township Board of Trustees to consider Amendment 585-23 to the Zoning Resolution, this is a zone change for 6242 Middlebranch Ave NE Canton, OH 44705, parcel #52-17024, which is currently zoned R-1 Single Family Residential District). The applicant is requesting to have the parcel zoned B-2, General Business 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.

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

adopt the recommendation of the Plain Township Zoning Commission for Approval.

deny the recommendation of the Plain Township Zoning

Commission.

modify the recommendation of the Plain Township Zoning Commission.

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

Seconded by Mr. Sabo

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

#24-042

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Mr. Haws made a motion to move on discussion for 585-23,  
Mrs. Harless seconded the motion.

Mr. Haws stated that The Regional Planning got their recommendation wrong in how they remotely look at this. He also stated that a B-2 is the way this needs to go to further advance the growth and development of the township. Mr. Sabo discussed Regional Planning.

Grant Giltz 4835 Munson St 44718 spoke in favor of Zone Change #585-23. He spoke about the house at 6242 Middlebranch and that there has been lots of interest as to what their plans are for this property. He stated that they are seeking a B-2 Zoning to get the property in a position where it will expand the commercial property of Plain Township.

No one opposed this zone change.

4. Zone Change for 586-23

#24-043

Motion by Mr. Haws,

**WHEREAS**, a public hearing was held on January 9, 2024 by the Plain Township Board of Trustees to consider Amendment 586-23 to the Zoning Resolution, this is a zone change for three parcels located at 2832 34<sup>th</sup> St NE, Canton, OH 44705, parcel #52-16260, 3317 Maxine Ave NE Canton, OH 44705, parcel #52-16259, and 2915 33<sup>rd</sup> St NE Canton, OH 44705, parcel #52-08942 which are currently zoned R-2 (One & Two Family Residential District). The applicant is requesting to have the parcels zoned R-4, High Density Multi-Family Residential 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.

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

adopt the recommendation of the Plain Township Zoning Commission for Approval.

deny the recommendation of the Plain Township Zoning Commission.

modify the recommendation of the Plain Township Zoning Commission.

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

Seconded by Mr. Sabo

MEMBER                      VICE-CHAIRMAN              CHAIRMAN

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

Mr. Sabo discussed that all of the Honor homes in Stark County sit in Plain Township. He stated they have two campuses which are a women's campus and a men's campus. He discussed that there are three parcels and they are wanting to combine those parcels.

No one was in favor of the zone change.

No one opposed the zone change.

**PARKS:**

1. Monthly Report
2. Sol Harris Day Fees

#24-044

Motion by Mrs. Harless,

**BE IT HEREBY RESOLVED**, by the Plain Township Board of Trustees, Stark County, Ohio to approve payment to SoL Harris/Day Architecture for professional fees for the Diamond Park Barn Project in an amount not to exceed \$7,500.00 to be taken from fund # 2901-610-599-0000.

Seconded by Mr. Haws

MEMBER                      VICE-CHAIRMAN              CHAIRMAN

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

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- #24-045 3. Brian Duprey Deposit  
Motion by Mr. Sabo,  
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to approve payment to Brian Duprey for a 50% deposit for amphitheater entertainment in an amount not to exceed \$6,000.00 to be taken from fund # 1000-190-599-0000.  
Seconded by Mrs. Harless  
MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Sabo, Yes Mr. Haws, Yes Mrs. Harless, Yes
- #24-046 4. Kyle Jordanides Pay Increase  
Motion by Mr. Haws,  
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to increase Kyle Jordanides' pay rate from \$18.12/hr. to \$19.12/hr. from fund# 2171-610-112-0000 and fund# 2901-610-112-0000 for the end of his 1-year probationary term and for duties performed for the Township Parks/Building and Grounds Departments. This change is retroactive to January 7th, 2024.  
Seconded by Mrs. Harless  
MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Sabo, Yes Mr. Haws, Yes Mrs. Harless, Yes
- #24-047 5. RDC Deposit  
Motion by Mr. Haws,  
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to approve payment to Ron Camilleri for amphitheater entertainment in an amount not to exceed \$2,500.00 to be taken from fund # 1000-190-599-0000.  
Seconded by Mrs. Harless  
MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Sabo, Yes Mr. Haws, Yes Mrs. Harless, Yes
- #24-048 6. Payment to Master Renovations  
Motion by Mr. Haws,  
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to authorize the attached change order for concrete and poly coat for the Diamond Park Barn Roof Project, and to authorize payment to Master Renovations in the amount not to exceed \$50,250.00 to be paid from fund #1000-760-730-0000.  
Seconded by Mr. Sabo  
MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Sabo, Yes Mr. Haws, Yes Mrs. Harless, Yes
- #24-049 7. Free Admission to Children 5 years and Under in Amphitheater  
Motion by Mr. Haws,  
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to allow children ages 5 years old and under free admission to all paid amphitheater events.  
Seconded by Mrs. Harless  
MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Sabo, Yes Mr. Haws, Yes Mrs. Harless, Yes

**LAW DIRECTOR:**

**COMMUNICATIONS:**

- 1. Maureen Ater thanked JP Neff and Scott Haws for all of their help they provided for the road/erosion issues. She stated it is refreshing to work with officials who genuinely care for their residents.
- 2. Jeff Mulcahey wanted to extend a thank you to Chief Shalenberger and to the EMS crews that were on duty December 26/27. He stated they were called to his mother's home and that they were very professional as well as attentive to her needs.
- 3. Judge Frank Forchione thanked Rob Steinberg for all you do for the parks. He stated they make Plain Township and Stark County a wonderful place to live. He also noted that he and his wife enjoy the new Amphitheater.

**PUBLIC SPEAKS:**

**CONCERNS OF TRUSTEES:**

**Concerns of Fiscal Officer:**

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**APPROVAL OF MINUTES:**

#24-050

Motion by Mr. Harless,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to waive the reading of the minutes held December 19, 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 December 19, 2023, as presented.

Seconded by Mr. Haws

MEMBER

VICE-CHAIRMAN

CHAIRMAN

Vote: Mr. Sabo, Yes

Mr. Haws, Yes

Mrs. Harless, Yes

**EXECUTIVE SESSION:**

**ADJOURNMENT:**

#24-051

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to adjourn at 6:49 p.m.

Seconded by Mr. Sabo

MEMBER

VICE-CHAIRMAN

CHAIRMAN

Vote: Mr. Sabo, Yes

Mr. Haws, Yes

Mrs. Harless, Yes

\_\_\_\_\_  
John A. Sabo  
Trustee

\_\_\_\_\_  
Brook Harless  
Trustee

\_\_\_\_\_  
Scott Haws  
Trustee

ATTEST:

\_\_\_\_\_  
Thomas Wolf  
Fiscal Officer