

2600 Easton St. NE
Canton, OH 44721

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March 28, 17

WORK SESSION

None

REGULAR MEETING

OPENING: The regular meeting was called to order at 6:00 p.m. President Scott Haws led the pledge of allegiance.

ATTENDANCE: John Sabo, Albert Leno, II, Scott Haws, Eric Williams, Chief Snyder, Joe Iacino, Rob Steinberg, Thomas Ferrara, Lisa Campbell and Thomas Wolf.

Media: **Betty O’Neil**-Roderick, Akron Beacon Journal; Jessica Holbrook, The Canton Repository.

AGENDA: The agenda was presented and Rob Steinberg added Parks #5 – Seasonal Hire - Buildings and Grounds - Steve Altieri.

SHERIFF'S REPORT:

None

UNFINISHED BUSINESS:

- 1. Amend Res #17-086 & #17-087
Spring Newsletter
#17-102 Motion by Mr. Haws,

Amend Res #17-086 & Res #17-087

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to amend Res. #17-086 and #17-087 for the 2017 spring newsletter to approve/authorize payment from the following funds:

Creation, Editing, Printing

Administration	01-A-26K	\$1,060.00
Road	04-A-13N	\$1,060.00
Parks	14-A-08O	\$1,060.00
Zoning	13-A-05N	\$1,060.00
Fire	10-A-15N	\$1,060.00

Postage

Administration	01-A-26J	\$900.00
Road	04-A-13N	\$900.00
Park	14-A-08Q	\$900.00
Zoning	13-A-05N	\$900.00
Fire	10-A-15N	\$900.00

Amend

Seconded by Mr. Sabo.
Vote: Mr. Haws, yes; Mr. Sabo, yes; Mr. Leno, yes.

NEW BUSINESS:

- 1. Scott Kelly / Rob Steinberg
Fireworks Presentation
Rob Steinberg and Scott Kelly presented a possible new community event. The spent time researching the possibility of a fireworks show for Plain Township. The event will be fully funded through fundraising and community support. The fireworks show is schedule for Friday June 30 as a tentative date if the funds can be raised timely. The event would take place at Veterans Park with seating and parking at GlenOak High School. The fireworks show would last 20 to 25 minutes.

FISCAL OFFICER’S REPORT:

- 1. Pending Warrants

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#17-103 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 \$302,747.64 as attached hereto and made a part of these minutes.
Seconded by Mr. Leno.
Vote: Mr. Haws, yes; Mr. Sabo, yes; Mr. Leno, yes.

2. Regular Payroll
#17-104 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.
Vote: Mr. Haws, yes; Mr. Sabo, yes; Mr. Leno, yes.

3. Medical Claims
#17-105 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>
03/17/17	34002	\$13,052.90
03/23/17	34003	\$6,571.29

Seconded by Mr. Leno.
Vote: Mr. Haws, yes; Mr. Sabo, yes; Mr. Leno, yes.

4. Investment Report
The investment report was presented and accepted.

- 5. Bank Reconciliation
 - a. January 31, 2017
The January bank reconciliation was presented and accepted.
 - b. February 28, 2017
The February bank reconciliation was presented and accepted.

6. Transfer of Funds
#17-106 Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the following transfers:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
<u>Admin</u> 01-B-02 – Improvement of Sites	01-B-06A – Equip-Vehicles & Mowers	\$ 15,000.00
<u>Police</u> 09-A-10 – Contracts – Police Services	09-A-07 – Tools & Equipment	\$ 100,000.00
<u>Zoning</u> 13-A-04 – Tools & Equipment	13-A-05N – Newsletter	\$ 8,000.00
<u>Parks</u> 14-A-06A – Equipment Maintenance	14-A-05C – Supplies - Athletic	\$ 407.00

Seconded by Mr. Sabo.
Vote: Mr. Haws, yes; Mr. Leno, yes; Mr. Sabo, yes.

7. Longevity of Road Department
#17-107 Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the additional benefits of longevity pay to members of the Utility Workers Union of America AFL-CIO Local 561 who meet the requirements of the attached schedule effective April 1, 2016:
Seconded by Mr. Sabo.
Vote: Mr. Haws, yes; Mr. Leno, yes; Mr. Sabo, yes.

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- #17-108 8. Renewal of Section 125
"Premium Only Plan"
Motion by Mr. Haws,

WHEREAS, the Plain Township Board of Trustees resolved that each insured employee shall contribute towards the cost of the medical insurance beginning April 1, 2006 (Resolution #06-155);

WHEREAS, the Plain Township Board of Trustees adopted a Section 125 Premium Only Plan effective April 1, 2006 (Resolution 06-185 dated April 11, 2006);

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that the form of Amended Section 125 Premium Only Plan effective June 1, 2017 to May 31, 2018 presented at this meeting is hereby approved and adopted and that the proper officers of the Employer are hereby authorized and directed to execute and deliver to the Administrator of the Plan one or more counterparts of the Plan.

RESOLVED, that the Administrator shall be instructed to take such actions that are deemed necessary and proper in order to implement the Plan, and to set up adequate accounting and administrative procedures to provide benefits under the Plan.

RESOLVED, that the proper officers of the Employer shall act as soon as possible to notify the employees of the Employer of the adoption of the Cafeteria Plan by delivering to each employee a copy of the summary description of the Plan in the form of the Summary Plan Description presented to this meeting, which form is hereby approved.

Seconded by Mr. Sabo.
Vote: Mr. Haws, yes; Mr. Leno, yes; Mr. Sabo, yes.

ADMINISTRATOR:

- #17-109 1. Electric Aggregation Broker – Independent Energy
Motion by Mr. Haws,

A RESOLUTION AUTHORIZING THE ADMINISTRATOR TO EXECUTE A CONSULTING AGREEMENT WITH INDEPENDENT ENERGY CONSULTANTS, INC. TO SUPPORT THE GOVERNMENTAL ELECTRIC AGGREGATION PROGRAM, AND AUTHORIZING ALL ACTIONS NECESSARY TO SUPPORT THE CONTINUATION OF THE TOWNSHIP'S GOVERNMENTAL ELECTRIC AGGREGATION PROGRAM WITH OPT-OUT PROVISIONS PURSUANT TO SECTION 4928.20, OHIO REVISED CODE.

WHEREAS, the Ohio Legislature has enacted electric deregulation legislation ("Am. Sub. S.B. No. 3") which authorizes the legislative authorities of townships to aggregate the retail electrical loads located within their jurisdiction and to enter into service agreements to facilitate for those loads the purchase and sale of electricity; and

WHEREAS, governmental aggregation provides an opportunity for residential and small business customers collectively to participate in the potential benefits of electricity deregulation through lower

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electric rates which they would not otherwise be able to have individually; and

WHEREAS, Plain Township is certified by the Public Utilities Commission of Ohio as a Governmental Aggregator of electricity.

WHEREAS, Independent Energy Consultants, Inc. is an energy-consulting firm certified by the Public Utilities Commission of Ohio as a Broker and Aggregator of Electricity and has proven experience in the purchase of electricity, and the construction and administration of government aggregation programs.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PLAIN TOWNSHIP TRUSTEES, COUNTY OF STARK, STATE OF OHIO:

Section 1: The Administrator of Plain Township is hereby authorized to enter into an agreement with Independent Energy Consultants, Inc. for consulting services and any other required services related to the opt-out Electric aggregation program for Plain Township.

Section 2: The Administrator of Plain Township is hereby authorized to perform all actions necessary to support the continuation of the Township’s governmental aggregation program, including but not limited to, entering into a Master Services Supplier Agreement brokered by Independent Energy Consultants, to facilitate the sale and purchase of electricity to consumers in the Township’s Opt-Out Program.

Section 3: That it is found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of this Board and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Seconded by Mr. Leno.

Vote: Mr. Leno, yes; Mr. Sabo, yes; Mr. Haws, yes.

- 2. Purchase (3) 2017 Explorer Ints (Sheriff Cruisers)

Waikem Auto Family

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize and approve payment for (3) 2017 Explorer Interceptors (sheriff cruisers) from Waikem Auto Family at a cost of \$30,546 each not to exceed \$91,638.00 from Fund #09-A-07.

Seconded by Mr. Leno.

Discussion: Lisa stated that one new sheriff cruisers will replace a current cruiser with over 150,000 miles. The other two cruisers are for the new deputies that were hired as part of the Police Levy passing.

Vote: Mr. Leno, yes; Mr. Sabo, yes; Mr. Haws, yes.

- 3. Purchase of Tasers

Plain Township/Sheriffs

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to approve the purchase of 23 tasers to equip our Plain Township deputies from TASER International and to authorize payment from Fund #09-A-07.

#17-110

#17-111

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Seconded by Mr. Sabo.

Discussion: Captain Springer stated that Plain Township currently does not own any Tasers and that the deputies must borrow them from the Sheriff Department. He also stated that Tasers increase safety for deputies and the public.

Vote: Mr. Leno, yes; Mr. Sabo, yes; Mr. Haws, yes.

FIRE DEPARTMENT:

#17-112 1. Purchase of Thermal Camera
Fire Force / Eagle Emergency
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize purchase and payment for (1) MSA 6000 TIC Plus Camera, batteries and all accessories from Fire Force/Eagle Emergency per the attached quote in the amount not to exceed \$8,000.00 to be taken from account #10-A-08.

Seconded by Mr. Sabo.

Vote: Mr. Leno, yes; Mr. Sabo, yes; Mr. Haws, yes.

#17-113 2. Drew DeSimone
New Hire – Firefighter / Paramedic
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to extend an offer of employment to Drew DeSimone for the position of Career Firefighter/Paramedic probationary contingent upon the **successful completion of the Township’s Medical Physical Examination.**

BE IT FURTHER RESOLVED to authorize a post-offer preemployment physical examination for same.

Seconded by Mr. Leno.

Vote: Mr. Leno, yes; Mr. Sabo, yes; Mr. Haws, yes.

ROAD DEPARTMENT:

#17-114 1. Advertise for bids – 2017 Paving and Road Repair
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to direct the Plain Township Highway Superintendent to place an advertisement for bids for the Plain Township 2017 Paving and Road Repair Project in a newspaper published in Stark County and of general circulation in the township on April 6th and April 13th, 2017 in the Canton Repository, with bids to be received on the day of April 27th, 2017 by 1:30 p.m.

Seconded by Mr. Sabo.

Vote: Mr. Leno, yes; Mr. Sabo, yes; Mr. Haws, yes.

#17-115 2. Hire Dave Robertson – Summer Employee
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to hire Dave Robertson, as a summer employee for the Road Department, effective date of April 17th, 2017. At a rate of \$13.00 per hour with no benefits. All pending pre-employment drug & alcohol screening results. To be paid from fund #04-B-010

Seconded by Mr. Leno.

Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Sabo, Yes.

#17-116 3. Hire Mark William Reed – Summer Employee
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to hire Mark William Reed, as a summer employee for the Road Department, effective date of May 15th, 2017. At a rate of \$10.50 per hour with no benefits. All pending pre-employment drug & alcohol screening results.

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To be paid from fund #04-B-010
Seconded by Mr. Sabo.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Sabo, Yes.

- 4. Purchase of Multi-Pro Post Driver

Bair's Lawn & Garden

#17-117

Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase of a Rhino Gas Powered Multi-Pro Post Driver with U Channel Drive **Kit from Bair's Lawn and Garden, not to exceed \$2,610.00 from tools and equipment fund #04-A-04**
Seconded by Mr. Sabo.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Sabo, Yes.

ZONING DEPARTMENT:

- 1. Abatement Pays
a. 1075 Keats St NE

#17-118

Motion by Mr. Haws,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 1075 Keats St NE, (Parcel #52-03264) to abate the nuisance on this property (Resolution # 15-271) on 03/28/2017; and

WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$263.52; and

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$72.35;

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 \$335.87 to be placed on the property owner's tax duplicate.

Seconded by Mr. Sabo.
Vote: Mr. Haws, yes; Mr. Sabo, excused; Mr. Leno, yes.

- 2. Home Occupation Permit
a. Refund Sam Trikilas

#17-119

Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the refund of \$40.00 for a Home Occupation Zoning Permit. Payment to Sam Trikilas, 1714 Sinclair Dr. NW. Canton, Ohio 44708.
Seconded by Mr. Sabo.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Sabo, Yes.

PARKS DEPARTMENT:

- 1. Purchase of Paint – Fields
Pioneer Mfg. Co.

#17-120

Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to accept the quote and to approve & authorize payment to Pioneer Athletic in the amount of \$4,706.07 from fund #14-A-05C, to purchase paint for the fields at Diamond.
Seconded by Mr. Sabo.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Sabo, Yes.

- 2. Purchase of Toro Mower
Century Equipment

#17-121

Motion by Mr. Sabo,
BE IT HEREBY RESOLVED by the Plain Township Board of

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Trustees, Stark County, Ohio to approve the purchase of a Toro Mower from Century Equipment and to authorize payment of \$14,433.87 from Fund #01-B-06A.

Seconded by Mr. Haws.

Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Sabo, Yes.

3. Seasonal Hire – Building & Grounds

Gabe Perduk

#17-122

Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to hire Gabe Perduk as seasonal hire for Building & Grounds, effective date 3/29/2017 at a rate of \$10.00 per hour; paid from Fund #01-B-01 with no benefits. Seconded by Mr. Leno.

Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Sabo, Yes.

4. New Permit

Farmers Market

Rob advised The Board that there is an opportunity to obtain a permit that would allow for the sale of sealed bottles of wine at the Plain Township Farmers Market. The Board advised Rob to proceed with the permit paperwork.

5. Seasonal Hire – Building & Grounds

Steve Altieri

#17-123

Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to hire Steve Altieri as seasonal hire for Building & Grounds, effective date 3/29/2017 at a rate of \$10.00 per hour; paid from Fund #01-B-01 with no benefits. Seconded by Mr. Sabo.

Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Sabo, Yes.

LAW DIRECTOR:

None

COMMUNICATIONS:

None

PUBLIC SPEAKS:

None

CONCERNS OF TRUSTEES:

1. Tax Incentive Review

Mr. Haws said that he and Tom Ferrara attended the meeting and reported that revenues were up slightly and the employment numbers were about the same.

2. Heroes Honored Inc.

Mr. Haws announced the Mr. Wolf established a 501c3 called Heroes Honored Inc to promote the opportunity to support the Veterans Memorial at Veterans Park. 100% of all donations will be used for the remaining components of the Veterans Memorial and are tax deductible.

CONCERNS OF FISCAL OFFICER:

None

APPROVAL OF MINUTES:

1. Regular Meeting – March 14, 2017

#17-124

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 of the regular meeting held March 14, 2017 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 regular meeting held March 14, 2017 as presented.

Seconded by Mr. Sabo.

Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Sabo, Yes.

EXECUTIVE SESSION:

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#17-125

Motion by Mr. Haws

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 6:53 p.m. from this regular meeting of March 28, 2017 as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of:

1. (a) appointment of a public employee or official
- (b) employment of a public employee or official
- (c) dismissal of a public employee or official
- (d) discipline of a public employee or official
- (e) promotion or demotion of a public employee or official
- (f) compensation of a public employee or official
- (g) investigation of charges or complaints against a public employee, official, licensee, or regulated individual
2. (a) the purchase of real, personal, tangible or intangible property
- (b) the sale of property by competitive bid to prevent the disclosure of information that would provide competitive advantage
3. a conference with the law director or other retained counsel concerning pending or imminent court action
4. preparing for, conducting or reviewing negotiations or bargaining sessions with public employees
5. matters required to be kept confidential by federal law, federal regulation, or state statute
6. specialized details of security arrangements where disclosure of matters discussed could be used for the purpose of committing, or avoiding prosecution for, a violation of the law.
7. To consider confidential information related to the marketing plans, specific business strategy, production techniques, trade secrets, or personal financial statements of an applicant for economic development assistance, or to negotiations with other political subdivisions respecting requests for economic development assistance, provided that both of the following conditions apply:

(a) The information is directly related to a request for economic development assistance that is to be provided or administered under any provision of Chapter 715., 725., 1724., or 1728. or sections 701.07, 3735.67 to 3735.70, 5709.40 to 5709.43, 5709.61 to 5709.69, 5709.73 to 5709.75, or 5709.77 to 5709.81 of the Revised Code, or that involves public infrastructure improvements or the extension of utility services that are directly related to an economic development project.

(b) A unanimous quorum of the public body determines, by a roll call vote, that the executive session is necessary to protect the interests of the applicant or the possible investment or expenditure of public funds to be made in connection with the economic development project.

Seconded by Mr. Sabo.

Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Sabo, yes.

#17-126

Motion was made by Mr. Haws to return to public session at 8:15 p.m.

Seconded by Mr. Sabo.

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Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Sabo, yes.

ANNOUNCEMENTS

Mr. Leno stated that David Roshong **was a Captain at the Sheriff's** Department and worked very hard in zoning. He was a great asset for our community and was always fair and objective. He will be sorely missed and The Board extended sympathies to his family.

ADJOURNMENT:

#17-127

Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 8:19 p.m.
Seconded by Mr. Sabo.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Sabo, yes.

John A. Sabo
Trustee

Albert P. Leno, II
Trustee

Scott Haws
Trustee

ATTEST: _____
Thomas W Wolf
Fiscal Officer