

PLAIN TOWNSHIP BOARD OF TRUSTEES

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2600 Easton St. NE
Canton, OH 44721

July 27, 2021

REGULAR MEETING

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

PUBLIC HEARING: 6:15 PM 2022 Alternative Tax Budget Hearing

#21-375 Motion by Mr. Haws

WHEREAS, the Plain Township Board of Trustees have held a public hearing on July 27, 2021 for the 2022 Plain Township Alternative Tax Budget: and

NOW, THEREFORE BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adopt the 2022 Alternative Tax Budget for Plain Township as presented and to authorize the Plain Township Fiscal Officer to submit two copies of this budget to the Stark County Auditor on or before August 20, 2021.

Seconded by Mr. Sabo

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

ATTENDANCE:

Scott Haws, John Sabo, Brook Harless, Chief Shalenberger, Eric Williams, Joe Iacino, Lisa Campbell, Rob Steinberg and Thomas Wolf. Thomas Ferrara was excused for an approved absence.

Media: None

AGENDA: The agenda was presented. Thomas Wolf removed the approval of the 7/13/2021 minutes - Agenda accepted

SHERIFF'S REPORT: None

UNFINISHED BUSINESS:

Rescinding Nuisance Abatement Item #2d. Resolution #21-352

#21-363

1. Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to rescind nuisance abatement item #2-d from resolution #21-352, Ivydale Ave NW, Parcel 5212003,

WHEREAS, a public hearing was held on July 27, 2021, by the Plain Township Board of Trustees to consider rescinding the previous abatement regarding this specific property,

WHEREAS, The Plain Township Board of Trustees, has duly considered the nature of the nuisance abatement

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 rescind the previously approved above mentioned nuisance abatement and to deny the abatement.

Seconded by Mr. Sabo

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

NEW BUSINESS:

1. Stark County Health Department Recognition of the Plain Township Fire Department
The Stark County Health Department thanked the Plain Township Fire Department for their assistance with the Whipple-Dale Covid Clinics.

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FISCAL OFFICER'S REPORT:

- #21-364 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
\$310,784.54 as attached hereto and made a part of these minutes.
Seconded by Mr. Sabo
Vote: Mr. Haws, Yes; Mrs. Harless, Yes; Mr. Sabo, Yes.
- #21-365 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 Mr. Sabo
Vote: Mr. Haws, Yes; Mrs. Harless, Yes; Mr. Sabo, Yes.
- #21- 366 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 Aultcare and MHS:

DATE	WARRANT	AMOUNT
07/16/2021	45889	\$ 4,413.95
07/16/2021	45890	\$ 689.31
07/22/21	45892	\$33,493.38
07/22/21	45893	\$ 1,242.92

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

- #21-367 4. Investment Report
5. COVID Transfers
Motion by Mr. Haws
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio
to authorize the following transfers of expenses to the Coronavirus Relief Fund:

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<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
Admin/BG & Parks	Coronavirus Relief Fund	
01-A-06C – Medicare	14-A-08X – Medicare	42.22
01-A-06C – Medicare	14-A-08X – Medicare	43.98
01-A-15 - Workers Comp	14-A-03V – Workers Comp	47.46
01-A-15 - Workers Comp	14-A-03V – Workers Comp	42.30
01-B-01 – Salaries	14-A-01V – Salaries	2131.80
01-B-01 – Salaries	14-A-01V – Salaries	2693.63
01-F-01 – Salaries	14-A-01V – Salaries	755.00
01-F-01 – Salaries	14-A-01V – Salaries	340.00
14-A-01A – Salaries	14-A-01V – Salaries	25.00
14-A-01A – Salaries	14-A-01V – Salaries	0.00
14-A-01B – Salaries	14-A-01V – Salaries	0.00
14-A-01B – Salaries	14-A-01V – Salaries	0.00

Seconded by Mr. Harless

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

#21-368

b. 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 transfers:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
<u>Admin</u>		
01-F-07A Repairs–Alpine	01-F-08E Other Expenses–Alpine	\$2,000.00

Seconded by Mr. Harless

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

#21-369 6. Release of Insurance Retained

Motion by Mr. Haws

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the release of insurance proceeds being retained for a loss caused by fire on June 13, 2021, at 7379 Middlebranch Ave. NE, in the amount of \$6,666.66. The check is to be made payable to Lawrence R. Mancini, Mr. Mancini will be notified when check is ready to be picked up as authorized by Fire Safety Inspector, Scott Kelly, Division of Inspections and Investigations.

Seconded by, Mr. Sabo

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

ADMINISTRATOR:

#21-370 1. Payment to Kurtz Brothers for Hauling Yard Waste

Motion by, Mr. Haws.

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize payment to Kurtz Brothers, Inc. for hauling of yard waste, in an amount not to exceed \$2,790.00 to be paid from fund# 01-A-26Y.

Seconded by, Mrs. Harless

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

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FIRE DEPARTMENT:

- #21-371 1. Accept the Resignation of Ethan Lowery
Motion by, Mr. Haws.
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to accept the resignation of Ethan Lowery as a Plain Township Full-Time Firefighter/Paramedic effective July 27, 2021 at 7:00 am.
Seconded by, Mrs. Harless
Vote: Mr. Haws, Yes; Mr. Sabo, Yes; Mrs. Harless, Yes
- #21-372 2. Open a Blanket for Various Vendors for Uniforms
Motion by Mr. Sabo,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, To authorize a uniform allowance blanket in the amount not to exceed \$25,000 for the purchase and payment from various Vendors for uniforms and uniform accessories to be taken from accounts:
28-A-06H - \$15,000.00
10-A-09H - \$10,000.00
Seconded by Mr. Haws
Vote: Mr. Sabo, Yes; Mr. Haws, Yes; Mrs. Harless, yes
- #21-373 3. Hiring full time Firefighter/Paramedic
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to promote Joshua Short from part time status to a full time Firefighter/Paramedic Class I, pending satisfactory completion of the Ohio Police and Fire medical physical. Wages and benefits are to be in accordance with the collective bargaining agreement.
Seconded by Mrs. Harless
Vote: Mr. Sabo, Yes; Mr. Haws, Yes; Mrs. Harless, Yes
- #21-374 4. Purchase of McGrath Laryngoscope
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 2 McGrath MAC EMS Video Laryngoscope from Stryker Medical, per the attached quote in an amount not to exceed \$4,700.00 to be taken from Account # 10-A-08.
Seconded by Mr. Haws
Vote: Mr. Sabo, Yes; Mr. Haws, Yes; Mrs. Harless, yes

ROAD DEPARTMENT:

- #21-376 1. Payment to Marlboro Supply for Culvert Pipe
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase of Culvert Pipe from Marlboro Supply not to exceed the amount of \$3,756.00 from fund #04-B-02 Materials.
Seconded by Mrs. Harless
Vote: Mr. Sabo, Yes; Mr. Haws, Yes; Mrs. Harless, yes

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2. Work Agreement between Plain Township and Lawrence and Judy Scott Haut Signed Agreement- Work agreement by and between Plain Township and Lawrence Haut and Judy Scott Haut for the installation of new Storm Sewer Pipe located at 1622 Schneider St. N.W. Attached to and made part of these minutes.

3. Payment to Underground Services for New Storm Sewer Pipe at 1622 Schneider Rd. NW

#21-377

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to contract with Underground Services Inc. for the installation of new storm sewer pipe at 1622 Schneider Rd N.W. Underground Services Inc. will excavate to expose existing pipe **(remove and dispose), Install new 200' x 24" HDPE pipe provided by Plain Twp., pour concrete collars to seal structures, bed pipe with gravel, reshape swale to match existing grade, place up to 3" of topsoil and hydroseed. Total amount not to exceed \$16,750.00 to be taken from fund 03-C-03 Contracts.**

Seconded by Mrs. Harless

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

4. Payment to Truck Sales & Service for repairs to Dump Truck #3

#21-378

Motion by Mr. Sabo,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize purchase and payment to Truck Sales & Service for additional parts needed to repair Dump Truck #3. Not to exceed the amount of \$6,014.87 from fund 04-A-05F Vehicle Truck Parts.

Seconded by Mrs. Harless

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

ZONING DEPARTMENT:

1. Nuisance Abatements

a. Parcel 52-10292 Market Ave. N

#21-379

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 7/27/21 by the Board of Trustees regarding the property conditions at MARKET AVE N, Stark County, Ohio (Parcel # 52-10292) and

WHEREAS, KOCHOVSKI ENTERPRISES LLC, 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:

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- 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 Mr. Sabo

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

b. 4320 Lake Heights

#21-380

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 7/27/21 by the Board of Trustees regarding the property conditions at 4320 LAKE HEIGHTS RD NW, Stark County, Ohio (Parcel # 52-8549) and

WHEREAS, BATTOR ROSS FREDERICK CHARLESS, 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 Mr. Sabo

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

c. 3525 Easton St NE

#21-381

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 7/27/21 by the Board of Trustees regarding the property conditions at 3525 EASTON ST NE, Stark County, Ohio (Parcel # 5207993) and

WHEREAS, JESSICA MORRIS & DIANE KAMBRICK, has failed to demonstrate satisfactory Progress in correcting the violations at the above property; and

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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 Mr. Sabo

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

2. Abatement Pays

a. 126 32nd St NE

#21-382

Motion by Mr. Sabo,

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 126 32ND ST, (Parcel #5208495) to abate the nuisance on this property (Resolution # 15-271) on 6/10/21 and

WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$198.79 and

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$33.31

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 \$232.10 to be placed on the property owner's tax duplicate.

Seconded by Mr. Haws

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

b. 2423 42nd St NW

#21-383

Motion by Mr. Sabo,

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2423 42ND ST NW, (Parcel #5202558) to abate the nuisance on this property (Resolution # 15-271) on 6/01/21 and

WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$198.79 and

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WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$33.31

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 \$232.10 to be placed on the property owner's tax duplicate.

Seconded by Mr. Haws

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

PARKS:

1. Lists Bids for the Diamond Restroom

List Bids- 2021 Diamond Park Restroom Project. Bids were received from the following companies: Stanley Miller Construction Company and N L Construction Corp. Attached to and made part of these minutes.

2. Award Bids for the Diamond Restroom

#21-384

Motion by Mr. Sabo,

WHEREAS, the Plain Township Board of Trustees has advertised for bids for the Diamond Park Restroom Project (Res #21-317) and

WHEREAS, Michael Brugger of Tekton Engineering, reviewed the bids.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to award the general construction contract to Stanley Miller Construction Company at a cost of \$314,900.00;

And to authorize payment in an amount not to exceed \$314,900.00 from fund #01-B-02 and 14-A-01V.

Seconded by Mrs. Harless

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

3. Sign Contracts for the Diamond Restroom

#21-385

Motion by Mrs. Harless,

WHEREAS, the Plain Township Board of Trustees has awarded a bid for the 2021 Diamond Park Restroom Project Bid to: Stanley Miller Construction Company.

WHEREAS, a contract has been prepared according to the terms and conditions of the bid specifications for 2021 Diamond Park Restroom Project Bids;

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NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the execution of the contract for 2021 Diamond Park Restroom Project Bid, the language of which contract is incorporated by reference as if fully rewritten herein; and

BE IT FURTHER RESOLVED by the Plain Township Board of Trustees to authorize payment to Stanley Miller Construction Company upon satisfactory performance of the terms of this contract and according to the following schedule set forth therein to be paid from fund# 01-B-02 and 14-A-08V.

Seconded by Mr. Sabo

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

4. Hire Robert Johnson for Soccer Supervisor

#21-386

Motion by Mrs. Harless,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to hire Robert Johnson as a soccer supervisor at a rate of \$10/hr. and no benefits to be paid out of Fund #14-A-01A and/or Fund # 14-A-01B with a hire date of August 2nd, 2021, pending drug and alcohol testing.

Seconded by Mr. Sabo

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

LAW DIRECTOR:

COMMUNICATIONS: Troy Rhoades from Ohio Edison, presented 3 options for 5 lights in Plain Township, that Ohio Edison wants to change to LED Street Lights. Will send quote.

PUBLIC SPEAKS: None

CONCERNS OF TRUSTEES: None

CONCERNS OF FISCAL OFFICER: None

APPROVAL OF MINUTES: Removed

APPROVAL OF SPECIAL MINUTES:

#21-387

Motion by Mrs. Harless,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to waive the reading of the minutes held June 29, 2021 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 special meeting held June 29, 2021 as presented.

Seconded by Mr. Haws

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

EXECUTIVE SESSION:

#21-388

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 6:38 p.m. from this regular meeting of 7/ 27, 2021 as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of:

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1. (d) discipline of a public employee or official
2. (a) The purchase of real, personal, tangible or intangible property
3. A conference with the law director or other retained counsel concerning pending or imminent court action

Seconded by Mr. Sabo.

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

#21-389

Motion was made by Mr. Haws to return to public session at 7:30 p.m.

Seconded by Mr. Sabo.

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

ADJOURNMENT:

#21-390

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to adjourn at 7:31 p.m.

Seconded by Mr. Sabo

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

John A. Sabo
Trustee

Brook Harless
Trustee

Scott Haws
Trustee

ATTEST:

Thomas Wolf
Fiscal Officer