

PLAIN TOWNSHIP BOARD OF TRUSTEES

Regular

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2600 Easton St. NE
Canton, OH 44721

December 14, 2021

REGULAR MEETING

Work Session 5:20 p.m. Fireworks Discussion

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

PUBLIC HEARING:

ATTENDANCE:

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

AGENDA: The agenda presented. Added Honor Home, and House bill 126, agenda will stand as corrected

SHERIFF'S REPORT:

Monthly Report
Holley Goddard
293318th St NW
Canon, OH 44708

Michael Singhaus
2939 18th St NW
Canton Ohio 44708

Max Lamb
2932 18th St NW
Canton, OH 44708

The above listed residents expressed safety concerns regarding the house located at 2926 18th St NW, Canton OH 44708. The residents stated that the property is being operated as a short-term rental and there are loud parties late into the evening and speculation of drug activity. The sheriff department will increase patrols.

UNFINISHED BUSINESS:

1. Set rate for EV station at Township Hall

#21-610 Motion by, Mr. Haws.

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to approve the charging rate of \$.05 / kwh, at all Plain Township EV charging stations, effective date, Jan. 1st, 2022 .

Seconded by Mr. Sabo

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

2. Police and Fire Pick up

#21-611 Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to amend resolution #21-158 to include the Fire Chief, Deputy Chief and Director of IT/Safety so that their 3% Ohio Police and Fire Contributions employee fringe benefit pick-up be eliminated and rolled into their full-time salary.

Seconded by Mrs. Harless.

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

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NEW BUSINESS:

1. Orion Speed Signal

The City of North Canton will be placing a speed signal in the Plain Township Right Away.

2. EV Grant for Veterans Park

#21-612

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize purchase and payment in the amount not to exceed \$21,788 to EV United for materials and installation of the EV Level 2 Charging Station to be installed at Veterans Park (1714 Schneider St. NE), to be paid from fund #01-B-02 and to be reimbursed by AEP Ohio Commercial Electric Vehicle Charging Station Incentive upon installation.

Seconded by Mr. Sabo

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

FISCAL OFFICER'S REPORT:

1. Pending Warrants

#21-613

Motion by Mrs. Harless,

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 \$ 987,847.70 as attached hereto and made a part of these minutes.

Seconded by Mr. Haws

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

2. Regular Payroll

#21-614

Motion by Mr. Sabo,

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

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

3. Medical Claims

#21- 615

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 MHS:

| DATE | WARRANT | AMOUNT |
|----------|---------|--------------|
| 11/26/21 | 46917 | \$ 36,314.76 |
| 12/03/21 | 46934 | \$ 13,095.80 |
| 12/10/21 | 46941 | \$ 9,479.37 |

Seconded by Mr. Sabo

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

4. Financial Report

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5. EMS Refunds

#21-616

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 Medical
Services as requested by Ohio Billing Inc.:

| <u>PAYABLE TO</u> | <u>AMOUNT</u> |
|-------------------------------|-------------------|
| Tri-Care East Region | \$ 365.92 |
| Laura L. Patrick | 180.09 |
| United Healthcare Ins Co. | 381.16 |
| Aetna Medicare MC | 404.09 |
| Central Region -COCOA Lockbox | 173.55 |
| Bon Secours Mercy Health | 430.43 |
| United Healthcare Ins Co. | 344.36 |
| Tricare East | 279.73 |
| United Healthcare Ins Co. | 234.08 |
| United Healthcare Ins Co. | 178.80 |
| TOTAL | \$2,972.21 |

Seconded by Mrs. Harless

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

6. Transfer of Funds

#21-617

Motion by Mr. Sabo.

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-A-26Y Yard Waste Host Site | \$ 6,000.00 |
| 01-B-02 Improvement of Sites | 04-A-13N - Salaries | \$20,000.00 |

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#21-617

Road

| | | |
|-------------------|---------------------|-------------|
| 04-B-02 Materials | 04-A-13N Newsletter | \$ 3,000.00 |
|-------------------|---------------------|-------------|

Parks

| | | |
|------------------------------|---------------------|-------------|
| 14-A-05A Supplies-Janitorial | 14-A-08O Newsletter | \$ 2,300.00 |
|------------------------------|---------------------|-------------|

Zoning

| | | |
|------------------------|---------------------|-------------|
| 13-A-05 Other Expenses | 04-A-12N Newsletter | \$ 3,000.00 |
|------------------------|---------------------|-------------|

Seconded by Mrs. Harless

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

7. Bank Reconciliation

a. July

b. August

8. BWC Premium- **Ohio Bureau of Workers' Compensation Prospective 2022 Premium**

#21-618

Motion by, Mr. Haws,

WHEREAS, **Plain Township desires to provide workers' compensation coverage to individuals who perform work for Plain Township yet are not employees of Plain Township; and**

WHEREAS, the State of Ohio Bureau of Workers' Compensation offers contract coverage for individuals who perform work for a public entity yet do not receive compensation from the public entity; and

WHEREAS, the cost of contract coverage is based on the total number of man-hours worked **multiplied by the state workers' compensation rate multiplied by the Plain Township discount rate multiplied by the minimum wage established by law; and**

WHEREAS, the State of Ohio Bureau of Workers' Compensation premium for the calendar year 2022 is due December 21, 2021 for an early payment discount; and

WHEREAS, Plain Township has estimated and submitted 2022 payroll to the Ohio Bureau **of Workers' Compensation, which will be reconciled in January 2023.**

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter into a contract coverage agreement with the State of Ohio **Bureau of Workers' Compensation for the calendar year 2022 and to authorize payment to the State of Ohio Bureau of Workers' Compensation of \$ 95,893.00.**

Seconded by Mrs. Harless

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

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- #21-619 9. Payment to Zoning Board
Motion by, Mrs. Harless.
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 July 1, 2021 through December 31, 2021 at the rate of \$50 per meeting for a total of \$1,150.00.
Seconded by, Mr. Haws.
Vote: Mr. Haws, Yes; Mr. Sabo, Yes; Mrs. Harless, Yes
- #21-620 10 3221 Roosevelt Ave NE - Everlast Landscapes
Motion by, Mr. Haws.
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County Ohio, to hire Everlast Landscapes to demolish the garage located at 3221 Roosevelt Ave NE, Parcel 52-10201 in the amount not to exceed \$4,680.00 from fund 01-A-26N, and

BE IT FURTHER RESOLVED that all expenses so incurred by the Board will be entered upon the tax duplicate and will be a lien upon the land from the date of entry.

Seconded by, Mr. Sabo

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

ADMINISTRATOR:

- #21-621 1. Payment to Kurtz Brothers, Inc. Hauling of 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 \$4,650.00 to be paid from fund #01-A-26Y.
Seconded by, Mrs. Harless
Vote: Mr. Haws, Yes; Mr. Sabo, Yes; Mrs. Harless, Yes
- #21-622 2. Payment to Canton Data Print Newsletter and Postage-Winter 2021
Motion by, Mr. Sabo.
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize payment to Canton Data Print for the *printing and postage* of the 2021 Plain Township Winter Newsletter in an amount of, \$15,000.00 and to authorize payment from the following funds:

Printing & Postage

| | | |
|----------------|----------|------------|
| Administration | 01-A-26K | \$3,000.00 |
| Road | 04-A-13N | \$3,000.00 |
| Park | 14-A-08O | \$3,000.00 |
| Zoning | 13-A-05N | \$3,000.00 |
| Fire | 10-A-15N | \$3,000.00 |

Seconded by, Mrs. Harless

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

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- #21-623 3. Payment to Elite Auto Body
Motion by, Mr. Haws.
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize payment to Elite Auto Body, for repairs to the, 2018 Ford Police Interceptor, (see attached invoice) in the amount of \$5,419.61, to be paid from fund #09-A-09.
Seconded by, Mrs. Harless
Vote: Mr. Haws, Yes; Mr. Sabo, Yes; Mrs. Harless, Yes
- FIRE DEPARTMENT:
- #21-624 1. Monthly Report
2. Health Care Re-Imbursement to Michael Hill
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the reimbursement to Michael Hill in the amount of \$320.00 for Health Care Membership according to Provision 37 of the Collective Bargaining Agreement, to be taken from account #10-A-15.
Seconded by Mr. Sabo
Vote: Mr. Sabo, Yes; Mr. Haws, Yes; Mrs. Harless, Yes
- #21-625 3. Health Care Re-Imbursement to Joe Theil
Motion by Mr. Sabo,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the reimbursement to Joe Theil in the amount of \$400.00 for Health Care Membership according to Provision 37 of the Collective Bargaining Agreement, to be taken from account #10-A-15.
Seconded by Mr. Haws.
Vote: Mr. Sabo, Yes; Mr. Haws, Yes; Mrs. Harless, Yes
- #21-626 4. New Firefighter/EMT-Basic Part Time Hire
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to extend ad offer of employment for the position of part-time probationary *Firefighter/EMT-Basic*. Pending **the successful completion of the Township's Medical** Examination, background checks, and drug screening. Wages and benefits are established with resolution #21-155.

Tristin Hamilton-EMT Basic

Seconded by Mrs. Harless

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

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- #21-627 5. Ohio Billing Inc. Service and Business Associate Agreement
Motion by Mrs. Harless,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, dba The Plain Township Fire Department to enter into the following Service and Business Associate Agreement with Ohio Billing, Inc. regarding billing and accounts receivable but not limited to claims processing, claims administration and billing services etc. Per the attached agreements.
Seconded by Mr. Haws
Vote: Mr. Sabo, Yes; Mr. Haws, Yes; Mrs. Harless, Yes
- #21-628 6. Cleveland Clinic/Mercy Hospital Agreement
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to allow the Fire Chief (Charles Shalenberger) to enter into the following agreement with Cleveland Clinic/Mercy Hospital for the purpose of EMS Medical Director and Pharmacy Medical Control Services per the attachment.
Seconded by Mrs. Harless
Vote: Mr. Sabo, Yes; Mr. Haws, Yes; Mrs. Harless, Yes
7. HRSA Rural Grant
Chief Shalenberger announced that Plain Township Fire Department received a grant and he thanked Vicki for completing the application.

ROAD DEPARTMENT:

1. Monthly Report
 2. MS4 Inspection Training Discussion
- JP stated that the Road and Parks departments completed the MS4 mandatory training and the MS4 inspection resulted in zero violations.

ZONING DEPARTMENT:

1. Monthly Report
 2. Appoint BZA Member
- #21-629 Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to re-appoint Dimitrios Pousoulides to the Plain Township Board of Zoning Appeals for a five (5) year term commencing on January 1, 2022 and expiring December 31, 2027.
Seconded by Mr. Sabo
Vote: Mr. Sabo, Yes; Mr. Haws, Yes; Mrs. Harless, Yes
- #21-630 3. Appoint Zoning Commission Member
Motion by Mrs. Harless,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to appoint Alex McCallion to the Plain Township Board of Zoning Commission for a five (5) year term commencing on January 1, 2022 and expiring December 31, 2027.
Seconded by Mr. Haws
Vote: Mr. Sabo, Yes; Mr. Haws, Yes; Mrs. Harless, Yes

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- #21-631 4. Set Hearing Date for Kmart Zone Change
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to set a date for a hearing to discuss a zone change for 3801 Harmont Ave Canton, OH 44705. Parcel #52-19354. The current zoning on the property is B-2 (General Business District) and the applicant is seeking to change the zoning to I-1 (Light Industrial District). The hearing will take place at the next Trustee meeting on December 28, 2021 at 6:15 [m. Seconded by Mrs. Harless
Vote: Mr. Sabo, Yes; Mr. Haws, Yes; Mrs. Harless, Yes

PARKS:

Monthly Report

LAW DIRECTOR:

- #21-632 1. 4595 Kirby Ave NE Annexation
Motion by, Mr. Haws

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, objecting to petition to annex 4595 Kirby Ave. NE, 2.755 acres, more or less, from plain township, stark county, to the city of north canton

WHEREAS, the Plain Township Board of Trustees is the chief legislative body of the Township;

WHEREAS, a petition has been filed with the Stark County Board of Commissioners to annex approximately 2.755 acres in Plain Township, Stark County, to the City of North Canton;

WHEREAS, the Stark County Board of Commissioners shall review the said petition with the filed, written objection of a township or municipality; and the Plain Township Board of Trustees, declares, Eric Williams, Plain Townships Law Director, to represent the Board at the petition review;

NOW, THEREFORE, BE IT RESOLVED, that the Plain Township Board of Trustees objects **to the said proposed annexation based upon the petition's failure to meet the conditions** specified in OH ST S 709.023(E):

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#21-632

- (1) The petition meets all the requirements set forth in, and was filed in the manner provided in, section 709.021 of the Revised Code.
- (2) The persons who signed the petition are owners of the real estate located in the territory proposed for annexation and constitute all of the owners of real estate in that territory.
- (3) The territory proposed for annexation does not exceed five hundred acres.
- (4) The territory proposed for annexation shares a contiguous boundary with the municipal corporate to which annexation is proposed for a continuous length of at least five per cent of the perimeter of the territory proposed for annexation.
- (5) The annexation will not create an unincorporated area of the township that is completely surrounded by the territory proposed for annexation.
- (6) The municipal corporation to which annexation is proposed has agreed to provide to the territory proposed for annexation the services specified in the relevant ordinance or resolution adopted under division (C) of this section.
- (7) If a street or highway will be divided or segmented by the boundary line between the township and the municipal corporate as to create a road maintenance problem, the municipal corporation to which annexation is proposed has agreed as a condition of the annexation to assume the maintenance of that street or to **otherwise correct the problem. As used in this section, "street" or "highway" has the same meaning as in section 4511.01 of the Revised Code.**

The Plain Township Board of Trustees authorizes and appoints all Board members, administrators and others to appear and speak on behalf of the Board of Trustees at the review regarding said annexation.

Seconded by Mr. Sabo

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

COMMUNICATIONS: None

PUBLIC SPEAKS: None

CONCERNS OF TRUSTEES:

Mr. Sabo gave an update regarding Honor Home and stated that they are adding 2 more facilities

Mr. Haws gave an update regarding HB126

CONCERNS OF FISCAL OFFICER: None

APPROVAL OF MINUTES:

#21-633

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 November 23rd, 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 meeting held November 23rd, 2021 as presented.

Seconded by Mrs. Harless

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

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APPROVAL OF SPECIAL MINUTES:

#21-634 Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio,
to waive the reading of the special minutes held December 7th, 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 December 7th, 2021 as presented.
Seconded by Mr. Sabo
Vote: Mr. Sabo, Yes; Mr. Haws, Yes; Mrs. Harless, Yes

EXECUTIVE SESSION:

#21-635 Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn
to executive session at 6:57 p.m. from this regular meeting of 12/14/2021 as authorized under Ohio
Revised Code 121.22(G) for the purpose of the consideration of:
1. (b) employment of a public employee or official
Seconded by Mr. Sabo.
Vote: Mr. Sabo, Yes; Mr. Haws, Yes; Mrs. Harless, Yes
#21-636 Motion was made by Mr. Haws to return to public session at 7:14 p.m.
Seconded by Mrs. Harless.
Vote: Mrs. Harless, yes; Mr. Sabo, yes; Mr. Haws, yes.

ADJOURNMENT:

#21-637 Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio,
to adjourn at 7:15 p.m.
Seconded by Mrs. Harless
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