

2600 Easton St. NE
Canton, OH 44721

December 28, 2021

REGULAR MEETING

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, Lisa Campbell, Thomas Ferrara, Rob Steinberg and Thomas Wolf.

Media: None

AGENDA: The agenda stands as presented.

SHERIFF'S REPORT:

UNFINISHED BUSINESS:

#21-638 1. Kirby Road MOU
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to approve:

- a) the change of designation of Kirby Ave N.E. (Columbus Rd. to Route 62) from the Plain Township Road System to the Canton City Road System. (See attached MOU agreement).
- b) the change of designation of 39th St. N.E. (Market Ave N. to Martindale Rd N.E.) from the Canton City Road System to the Plain Township Road System (See attached MOU agreement).

Memorandum of Understanding (MOU) attached to and made part of these minutes.

Seconded by Mr. Sabo

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

NEW BUSINESS: None

FISCAL OFFICER'S REPORT:

#21-639 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 \$ 483,593.42 as attached hereto and made a part of these minutes.

Seconded by Mrs. Harless

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

#21-640 2. Regular Payroll
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.

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#21-641

3. Medical Claims

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:

<u>DATE</u>	<u>WARRANT</u>	<u>AMOUNT</u>
12/17/2021	47080	\$16,322.65
12/27/2021	47081	\$12,202.10

Seconded by Mr. Sabo

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

4. Investment Report

5. Amended Certificate

#21-642

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 \$ 1,121,745.94:

01 – General Fund	\$ 481,364.86
02 – Motor Vehicle Fund	13,606.82
03 – Gasoline Tax	70,415.58
04 – Road & Bridge	25,100.02
05 – Cemetery	2,000.00
09 - Police	6,349.86
10 – Fire District	2,637.36
13 - Zoning Fund	90,116.12
14 – Diamond Park	76,109.27
14A- CARES	2.20
27 - Medical Ins	52,315.24
28 – Ambulance & EMS	297,894.95
35 – American Rescue Plan	3,833.66

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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:

01-B-02 – Improvement of Sites	\$ 481,364.86
02-A-08D – Other Expenses	13,606.82
03-A-10 – Other Expenses	70,415.58
04-A-13- Other Expenses	25,100.02
05-A-12 – Other Expenses	2,000.00
09-A-14B – Other Expenses-Misc	6,349.86
10-A-08 – Fire District	2,637.36
13-A-05 – Other Expenses	90,116.12
14-A-08 – Other Expenses	76,109.27
14-A-08V – Other Expenses	2.20
27-A-08 - Contracts – Medical Ins	52,315.24
28-A-09 – Other Expenses	297,894.95
35-D-04 - Other	3,833.66

Seconded by Mrs. Harless

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

#21-643

6. Temporary Appropriations
Motion by, Mr. Haws.

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize Temporary Appropriations for the year 2021 as attached hereto and made a part of these minutes and to authorize the Plain Township Fiscal Officer to submit this to the Stark County Auditor.

Seconded by, Mr. Sabo

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

#21-644

7. EMS Refunds

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>
Rick L. Geckler	\$365.90
Total	\$365.90

Seconded by, Mrs. Harless

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

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8. Transfer of Funds

#21-645

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	\$2,000.00

Seconded by, Mr. Haws

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

9. Amend Resolution #21-620

#21-646

Motion by, Mr. Haws.

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to amend resolution 21-620 to read; to hire Eslich Wrecking Company to demolish the garage located at 3221 Roosevelt Ave NE, Parcel 52-10201 in the amount not to exceed \$1,500.00 from fund 01-A-26N, and

BE IT HEREBY 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, Mrs. Harless

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

ADMINISTRATOR:

1. Inventory Program

#21-647

Motion by, Mr. Haws.

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to enter into a subscription, with ASAP Systems for an inventory program, for all the departments, (see attachment), for the software, licensing, support, and professional services, in the amount of \$3,195.00, from the funds listed below.

Department	Fund	Amount
Administration/Fiscal	01-A-26G	\$567.00
Fire	10-A-15E	\$747.00
Road	08-A-13	\$747.00
Parks	14-A-08	\$567.00
Zoning	13-A-05D	\$567.00

Seconded by, Mr. Sabo

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

FIRE DEPARTMENT:

1. Aladtec Scheduling Program

#21-648

Motion by, Mr. Haws.

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the payment to Aladtec online employee scheduling & workforce management

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system for subscription period 2/1/22-1/3/2023 in the amount not to exceed \$4,753.00 to be taken from fund #10-A-15 in the amount of \$2,376.50 and fund #28-A-09 in the amount of \$2,376.50

Seconded by, Mr. Sabo

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

2. Purchase of Vehicle from Waikem

#21-649

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase and payment of a 2022 Ford Expedition SL Max 4X4 from Waikem Auto Family in the amount not to exceed \$46,000.00, including the listed options, to be taken from Account #28-A-05.

Seconded by Mrs. Harless

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

3. Identify 3100 33rd St NE an Unsafe Structure

#21-650

Motion by Mr. Haws,

WHEREAS, the Board of Trustees of Plain Township has identified the real property located at 3100 33rd Street NE, Parcel #52-07364 is insecure, unsafe, or structurally defective; and

WHEREAS, the Plain Township Fire Department and the Stark County Health Department have conducted an on-site inspection on 11/01/2021 & 11/3/2021 of the property located at 3100 33rd Street NE, Parcel #52-07364 and has determined that the building located on the said property is insecure, unsafe, structurally defective, or unfit the human habitation.

NOW THEREFORE, BE IT RESOLVED, that this Board of Township Trustees for Plain Township finds that the building in the real property located at 3100 33rd Street NE, Parcel #52-07364 is insecure, unsafe, and structurally defective and as a result is unfit for human habitation and as a result shall be removed.

BE IT FURTHER RESOLVED that this Board authorizes the above referenced building is subject to Ohio Revised Code 505.86.

ADDITIONALLY, BE IT RESOLVED, that at least thirty (30) days prior to the removal of the identified building, certified mail notice will be given to all holder of legal or equitable liens of record upon the real property and to all owners of record of the property. If the addresses of the owners and/or lien holders are unknown and cannot be ascertained, this thirty (30) day notice requirement will be published one time in a newspaper of general circulation within the township.

Seconded by Mrs. Harless

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

ROAD DEPARTMENT: None

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ZONING DEPARTMENT:

1. Abatements

a. 3819 Harrison Ave NW

#21-651

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 12/28/2021 by the Board of Trustees regarding the property conditions at 3819 HARRISON AVE NW, Stark County, Ohio (Parcel # 5207132) and

WHEREAS, JAMES LIOLIOS, 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:

- **Trash and/or Debris** **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 505.173, and

- **Notice of this decision** will be provided to the property owners.

Seconded by Mrs. Harless

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

2. Amend Resolution #21-629

#21-652

Motion by Mr. Sabo,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to amend resolution #21-629 to reappoint Dimitrios Pousoulides to the Plain Township Board of Zoning Appeals for a five (5) year term expiring on December 31, 2026.

Seconded by Mrs. Harless

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

3. Amend Resolution #21-630

#21-653

Motion by Mr. Harless,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to amend resolution #21-630 to appoint Alex McCallion to the Plain Township Board of Zoning Appeals for a five (5) year term expiring on December 31, 2026.

Seconded by Mr. Sabo

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

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- #21-654 4. Amend Resolution #21-631 Zone Change
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to rescind resolution #21-631 to discuss the zone change for 3801 Harmont Ave Canton, Amendment #578-21
Seconded by Mrs. Harless
Vote: Mr. Sabo, Yes; Mr. Haws, Yes; Mrs. Harless, Yes
- #21-655 5. Set Date for 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 Trustee meeting on Tuesday January 11, 2022, at 6:15 pm.
Seconded by Mrs. Harless
Vote: Mr. Sabo, Yes; Mr. Haws, Yes; Mrs. Harless, Yes

PARKS: None

LAW DIRECTOR: None

COMMUNICATIONS:

1. Thank you to the Fire Department

PUBLIC SPEAKS:

Noah Murphy

2320 Applegrove NE

Canton, OH 44721

Noah addressed the Board regarding the noise ordinance for more than 5 acres. Eric Williams stated that he plans to talk to the Board in executive session tonight regarding that matter. Mrs. Harless will follow up with Noah after the meeting.

CONCERNS OF TRUSTEES: None

CONCERNS OF FISCAL OFFICER: None

APPROVAL OF MINUTES:

#21-656

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 December 14, 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 December 14, 2021 as presented.

Seconded by Mrs. Harless

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

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EXECUTIVE SESSION:

#21-657

Motion by Mr. Haws,

BE IT HEREBY RESOLVED BY THE Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 6:17 p.m. from this regular meeting of 12/28/21 as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of:

1. (d) discipline of a public employee or official
3. A conference with the law director or other retained counsel concerning pending or imminent court action

Seconded by Mr. Sabo

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

#21-658

Motion was made by Mr. Haws to return to public session at 6:43 pm.

Seconded by Mrs. Harless

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

ADJOURNMENT:

#21-659

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to adjourn at 6:43 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