

2600 Easton St. NE
Canton, OH 44721

Page 1 of 7
February 13, 18

WORK SESSION

5:20 p.m. – Work Session-New Social Media Policy
Lisa Campbell discussed putting a social media policy in place to avoid 1st amendment rights violations. She said she has worked with Eric Williams and Eric Haines on this policy.

REGULAR MEETING

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

ATTENDANCE: John Sabo, Scott Haws, Albert Leno II, Thomas Ferrara, Eric Williams, Chief Shalenberger, Lisa Campbell, Rob Steinberg, Joe Iacino and Thomas Wolf. Media present: Jessica Holbrook, The Canton Repository.

AGENDA: The agenda was presented and accepted with the following revisions: Scott Haws added Concerns of Trustees #1 and #2. Chief Shalenberger removed Fire #4.

SHERIFF'S REPORT:
None.

UNFINISHED BUSINESS:
None.

NEW BUSINESS:
#18-064 1. Set Date for Appeal-2541 Endrow NE
Motion by Mr. Haws,
WHEREAS, the Board of Trustees of Plain Township has identified the real property located at 2537 Rohn NE, Parcel #52-15265 as insecure, unsafe or structurally defective;
WHEREAS an appeal was received by the Plain Township Board of Trustees by the property owner Mr Mathes owning parcel 52-15265.
The Plain Township Trustees have set an appeal meeting on 2/27/2018 at 5:15pm with the location of appeal at 2600 Easton St NE Canton Ohio. In pursuit of 505.86 removal of un safe structure.
The time and date have been mutually agreed upon by the Trustees and the property owner.
Seconded by Mr. Sabo.
Vote: Mr. Haws, yes; Mr. Sabo, yes; Mr. Leno, yes.

FISCAL OFFICER'S REPORT:

#18-065 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 \$182,066.05 as attached hereto and made a part of these minutes.
Seconded by Mr. Leno.
Vote: Mr. Haws, yes; Mr. Sabo, yes; Mr. Leno, yes.

#18-066 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; Mr. Sabo, yes; Mr. Leno, yes.

#18-067 3. Medical Claims
Motion by Mr. Leno,
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>
01/25/18	36190	\$12,681.74
02/01/18	36204	\$24,432.55
02/12/18	36211	\$9,360.77

2600 Easton St. NE
Canton, OH 44721

Page 2 of 7
February 13, 18

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

4. Financial Report
The Financial Report was presented and accepted.

#18-068

5. EMS Refunds
Motion by Mr. Sabo,
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.:

PAYABLE TO	AMOUNT
Humana MC (Sandra Capper)	\$108.27
Total	\$108.27

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

#18-069

6. Transfer of Funds
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>Police</u>		

09-A-07 – Tools & Equipment 09-A-07A – Bodyworn Cameras \$ 10,000.00

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

ADMINISTRATOR:

18-070

1. Policy Revision-Township Handbook-Drug & Alcohol Policy
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees,
Stark County, Ohio, to adopt the attached Plain Township Handbook
revision “Drug & Alcohol Program” effective immediately.

Seconded by Mr. Sabo.
Discussion: Mrs. Campbell wanted to point out for the record the changes
in the policy. She said throughout the policy, the word opiate is replaced
with opioid. On page 6, a part was removed that said, **“other than over
the counter medication” because if an employee is impaired**, they may be
removed and tested, even if it is caused by over the counter medication.
On page 12, language that protects the township if someone tests positive
or refuses to submit, they will not receive benefits from Ohio Bureau of
Workers Compensation. The last change is a differentiation between DOT
and non-DOT testing requirements by federal regulations.

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

#18-071

2. Rules for Conduct of Public Speaks at Township Meetings
Motion by Mr. Sabo,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees,
Stark **County, Ohio, to adopt the attached “Plain Township Rules for
Conduct of Public Speaks at Township Meetings” effective immediately.**

Seconded by Mr. Haws.
Discussion: Mrs. Campbell said these rules have been in place all along,
just not in written form.
Vote: Mr. Haws, yes; Mr. Leno, yes; Mr. Sabo, yes.

#18-072

3. Policy Revision-Township Handbook-Social Media and
Networking
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees,
Stark County, Ohio, to adopt the attached Plain Township Handbook
revision “Social Media and Networking” effective immediately.

Seconded by Mr. Sabo.
Discussion: Mrs. Campbell said this was discussed during the work
session. It is basically adding guidelines to the policy.
Vote: Mr. Sabo, yes; Mr. Haws, yes; Mr. Leno, yes.

4. Lease Agreement for Bodyworn Cameras-Motorola

2600 Easton St. NE
Canton, OH 44721

Page 3 of 7
February 13, 18

#18-073 Motion by Mr. Haws,
 BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to reimburse the Stark County Sheriff for the one-time upfront costs and 1st Year Annual Subscription Fees for Bodyworn Cameras per the Motorola contract to be taken from Fund 09-A-07A in the amount of \$40,000.
 Seconded by Mr. Leno,
 Discussion: Mrs. Campbell said this amount was budgeted, but has been buffered. **The Sheriff's department negotiated the sale, which saved the township money. They haven't received the bill, she just wanted to the** resolution to be prepared for when they do get the bill. The bodycams will be an annual subscription.
 Vote: Mr. Haws, yes; Mr. Leno, yes; Mr. Sabo, yes.

FIRE DEPARTMENT:

1. Authorize Uniform Allowance/Payment of Squad Jackets, Uniforms, etc.
 #18-074 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 \$25,000.00 to be taken from account 28-A-06H for the purchase and payment of squad jackets, uniform misc. and accessories from various vendors.
 Seconded by Mr. Sabo.
 Discussion: Mr. Haws wanted to clarify that some of the uniforms they are using are upwards of 10 years old or hand me downs and in need of replacement.
 Vote: Mr. Leno, yes; Mr. Sabo, yes; Mr. Haws, yes.

2. Authorize Uniform Allowance/Payment of Uniforms, Uniform Accessories
 #18-075 Motion by Mr. Haws,
 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 \$25,000.00 to be taken from account 10-A-09H for the purchase and payment of uniforms, and uniform accessories from various vendors.
 Seconded by Mr. Leno.
 Vote: Mr. Sabo, yes; Mr. Haws, yes; Mr. Leno, yes.

3. Adopt 2017 Ohio Fire Code
 #18-076 Motion by Mr. Sabo,
 WHEREAS, ORC 505.373 authorizes the Plain Township Board of Trustees, Stark County, Ohio to adopt a standard code pertaining to fire, fire hazards and fire prevention, prepared and promulgated by the state or any department, board or other agency of the state.
 NOW, THEREFORE, BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio that we adopt the 2017 Ohio Fire Code.
 BE IT FURTHER RESOLVED THAT all resolutions pertaining to previous fire codes are hereby repealed, effective March 15, 2018.
 BE IT FURTHER RESOLVED THAT the Township Fiscal Officer shall certify to the adoption of the Resolution and shall cause the attached notice to be posted in five conspicuous places in the township for at least thirty (30) days prior to the effective date of this Resolution and further publish said notice in accordance with ORC Section 7.16.
 Seconded by Mr. Haws.
 Discussion: Mr. Sabo wanted to point out that the entire code did not change, just parts of it. The township is required to adopt the code in its entirety, therefore a resolution is needed.
 Vote: Mr. Sabo, yes; Mr. Haws, yes; Mr. Leno, yes.

4. Purchase of Bay Heaters-Station #2
 #18-077 Motion by Mr. Haws,
 BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase and payment to the Zoned

2600 Easton St. NE
Canton, OH 44721

Page 4 of 7
February 13, 18

Comfort Heating and Cooling Company for the installation of two heating units in the bays at Fire Station #2 in the amount not to exceed \$4500.00 to be taken from account #10-A-10A

Seconded by Mr. Sabo.

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

ROAD DEPARTMENT:

1. Sale of Scrap Metal

#18-078

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 \$2500.00; and

WHEREAS, the Township has accumulated scrap metal which it no longer needs and which has a salvage value of less than \$2500.00;

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

Seconded by Mr. Sabo.

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

2. 2017 Highway System Mileage Certificate

Mr. Iacino presented the report to the board.

3. Purchase of 1-2019 International Dump Truck Chassis + Warranty-Rush Enterprises

#18-079

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase of 1 each 2019 International Dump Truck Chassis from Rush Enterprises. Under the ODOT Cooperative Purchasing Program; Contract #023-18 at \$84,992.00 each. This price also includes an 84-month -100,000-mile warranty and a 5-year Allison Transmission Warranty. To be taken out of Tools and Equipment Fund #11-A-04.

Seconded by Mr. Sabo.

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

4. Purchase /Installation of 1-2018 Snow & Ice Packages-Gledhill Road Machinery

185-080

Motion by Mr. Sabo,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase and installation of 1 each 2018 Snow and Ice Packages from Gledhill Road Machinery Inc. Under the ODOT Cooperative Purchasing Program; STS#800496, INDEX #STS515, this includes Bed, Plow, Spreader, Spreader Controls, Hydraulics, Light System and Pre-wet Systems. Not to exceed \$57, 021.70 from fund 11-A-04.

Seconded by Mr. Leno.

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

5. The Fountains at Edgewood No. 1 Allotment

Mr. Iacino presented the letter from the Stark County Regional Planning Commission for a construction variance. The board had no objections.

ZONING DEPARTMENT:

1. 2537 Rohn NE, Parcel 52-15265

#18-081

Motion by Mr. Haws,

WHEREAS, the Board of Trustees of Plain Township has identified the real property located at 2537 Rohn NE, Parcel #52-15265 as insecure, unsafe or structurally defective; and

WHEREAS, the Plain Township Property Maintenance Code Official, the Plain Township Fire Department and the Stark County Building Department have conducted an on-site inspection on 12/14/17 & 01/05/2018 of the property located at 2537 Rohn NE., Parcel #52-15265 and has determined that the building located on the said property is insecure, unsafe, structurally defective or unfit for human habitation.

NOW THEREFORE, BE IT RESOLVED, that this Board of Township Trustees for Plain Township finds that the building on the real property

2600 Easton St. NE
Canton, OH 44721

Page 5 of 7
February 13, 18

located at 2537 Rohn NE., Parcel #52-15265 is insecure, unsafe and structurally defective and as a result is unfit for human habitation.

BE IT FURTHER RESOLVED that this Board authorizes the above referenced building to Ohio Revised Code 505.86 and the Plain Township Property Maintenance Code.

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 holders 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 Mr. Sabo.

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

PARKS DEPARTMENT:

None.

LAW DIRECTOR:

None.

COMMUNICATIONS:

None.

PUBLIC SPEAKS:

1. Susan Beatty 6144 Woodcrest NE said she is concerned about speeding on McDowell street. Mr. Iacino said they put a speed trailer on the street for a week or so, and said they can do it again. Susan said the problem is mainly after school lets out. Mr. Haws said he understands her frustration. He said the OTA is lobbying to get the townships greater home rule power, which could give them authority to change speed limits on township roads. Susan **said she doesn't believe that a change in speed limit will solve the problem.** The Board resolved to start with a speed trailer on the street, and go from there. Captain Springer gave her his card and told her to call whenever she sees people speeding on the street.
2. Edward Mathes 2541 Endrow Ave. said contrary to what the zoning resolution says, the property is secured with fencing and guard dogs. He said two-thirds of the walls have been replaced, but the weather has slowed down his progress. He asked to have more time to get it done. Mr. Williams said they have to follow procedure, so the township will move forward with the resolution. He said in the meantime, Edward can keep working on improving the conditions at the house and request an appeal when the time comes. Mr. Leno asked Edward if he has been taking pictures of the progress, to which he answered no. Mr. Leno encouraged him to take pictures, so the board can see the progress. Mr. Haws suggested that Edward give a reasonable time frame for when the work will be done.

CONCERNS OF TRUSTEES:

1. Mr. Haws said the SCTA will be having a meeting this Thursday at La Pizzeria at 6 p.m. regarding the yard waste drop off sites. He said the March 15th meeting will be held at the Central Fire Station in the training room.
2. Mr. Haws said a symposium on the Opioid crisis will be held at Malone University Johnson Center Thursday, March 1st from 6-8 p.m. It is free to the public.

CONCERNS OF FISCAL OFFICER:

None.

APPROVAL OF MINUTES:

1. Regular Meeting – January 23, 2018

2600 Easton St. NE
Canton, OH 44721

Page 6 of 7
February 13, 18

- #18-082 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 January 23, 2018 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 January 23, 2018 as presented.
Seconded by Mr. Sabo.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Sabo, yes.

EXECUTIVE SESSION:

- #18-083 Motion by Mr. Sabo,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 7:19 p.m. from this regular meeting of March 8, 2016 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
(d) discipline 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
4. preparing for, conducting or reviewing negotiations or bargaining sessions with public employees
7. In the case of a county hospital operated pursuant to Chapter 339. of the Revised Code, a joint township hospital operated pursuant to Chapter 513. of the Revised Code, or a municipal hospital operated pursuant to Chapter 749. of the Revised Code, to consider trade secrets, as defined in section 1333.61 of the Revised Code;
8. 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. Haws.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Sabo, yes.
- #18-084 Motion was made by Mr. Haws to return to public session at 8:15 p.m.
Seconded by Mr. Sabo.
Vote: Mr. Haws, yes; Mr. Sabo, yes; Mr. Leno, yes.

ANNOUNCEMENTS:

- #18-085 Motion by Mr. Sabo,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to hire outside counsel from Krugliak Wilkins Griffiths & Dougherty Co., LPA to investigate a personnel matter and authorize payment from fund#01-A-10.
Seconded by Mr. Haws.
Vote: Mr. Sabo, yes; Mr. Haws, yes; Mr. Leno.

2600 Easton St. NE
Canton, OH 44721

Page 7 of 7
February 13, 18

#18-086 Motion by Mr. Sabo,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees,
Stark County, Ohio to accept the resignation of Scott Bauer,
as a Plain Township Career Firefighter/Paramedic issued
February 9, 2018 with the last day of employment on
03/03/2018 at 0700 hrs.
Seconded by Mr. Haws.
Vote: Mr. Haws, yes; Mr. Leno, yes; Mr. Sabo, yes.

ADJOURNMENT:

#18-087 Motion by Mr. Sabo,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees,
Stark County, Ohio to adjourn at 8:17 p.m.
Seconded by Mr. Haws.
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