

2600 Easton St. NE
Canton, OH 44721

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August 28, 18

WORK SESSION: 5:20 p.m., Keith Bennett, Stark County Engineer
Keith Bennett discussed a drainage project at Whipple & Hills & Dales. The total cost of the project is estimated at 1.2 Million Dollars. The County is going to apply for a OPWC Grant in the amount of \$880,000. The County is looking to split the remaining cost three ways with Plain Township contributing \$100,000.

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, Albert Leno, II, Scott Haws, Joe Iacino, Eric Williams, Chief Shalenberger, Rob Steinberg, Thomas Ferrara and Thomas Wolf. Lisa Campbell was excused for a preapproved absence. Media: Canton Repository.

AGENDA: The agenda was presented and accepted

SHERIFF'S REPORT:

- 1. Monthly Report
Captain Springer thanked The Board for the Safety Training collaboration at GlenOak High School.

UNFINISHED BUSINESS:

- 1.

NEW BUSINESS:

- 1.

FISCAL OFFICER'S REPORT:

1. Pending Warrants
#18-431 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 \$398,067.22, 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
#18-432 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 Mr. Leno.
Vote: Mr. Haws, yes; Mr. Sabo, yes; Mr. Leno, yes.

3. Medical Claims
#18-433 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>
08/15/18	37649	\$10,364.66
08/22/18	37667	\$21,911.95

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

- 4. Investment Report
- 5. Bank Reconciliation
- 6. Liquor License Request, Naka Boutique LLC
The Sheriff Department had no concerns. The Board does not request a hearing.
- 7. Transfer of Funds

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#18-434

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-A-26Q – Other Exp – Canton Muni Court	\$28,100.50
<u>Road</u>		
02-A-04 – Tools & Equipment	02-A-08A – Other Exp – Trash Removal	\$ 1,500.00
<u>Police</u>		
09-A-07 – Tools & Equipment	09-A-02 – Employers Retire Contrib	\$ 1,150.00
<u>Parks</u>		
14-A-05F – Supplies – Small Tools	14-A-08 – Other Exp	\$ 2,000.00

Seconded by Mr. Sabo.

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

8. Canton Municipal Court, Reimburse Operating Costs

#18-435

Motion by Mr. Haws,
WHEREAS, the Plain Township Board of Trustees, Stark County,
Ohio, proportional share of the operating cost for the use of the
Canton Municipal Court, under ORC Section 1901.026, is to be paid
by the township;

AND WHEREAS, the Canton Municipal Court has paid the
Township’s share of \$11,812.00 for the year 2016 and \$16,288.50 for
the year 2017 to Plain Township;

AND WHEREAS, the proportional cost for the use of the Canton
Municipal Court was \$11,812.00 for the year 2016 and \$16,288.50
for the year 2017;

BE IT HEREBY RESOLVED, by the Plain Township Board of
Trustees, Stark County, Ohio, to authorize the payment in an amount
not to exceed \$28,100.50, to be taken from 01-A-26Q, to reimburse
the Canton Municipal Court for Plain Township’s proportional share
of the operating cost.

Seconded by Mr. Leno.

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

9. Ohio Police & Fire Pension Fund Pick-Up Resolution for the
Purchase of Service Credit

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#18-436 Motion by Mr. Haws,

WHEREAS, the eligible employees of the Fire Department participate in the Ohio Police & Fire **Pension Fund (“OP&F”)**;

WHEREAS, the Plain Township Board of Trustees desires to offer a pick-up for the voluntary purchase of service credit, as provided for in Section 742.56 of the Ohio Revised Code and 742-5-08 of the Ohio Administrative Code, for participating employees of the Fire Department who are members of the OP&F and who are members of the bargaining unit;

WHEREAS, OP&F has adopted procedures for reporting picked up contributions in order to properly prepare 1099-R forms for its members, pursuant to Section 742.32 of the Ohio Revised Code and Section 742-7-14 of the Ohio Administrative Code;

WHEREAS, employers may pay all or a part of the voluntary contributions for the purchase of service credit for employees participating in the OP&F;

NOW, THEREFORE, BE IT RESOLVED, that effective August 28, 2018, the Plain Township Board of Trustees desires to offer to pick up all or part of the voluntary contributions through a payroll deduction for the purchase of service credit by employees who are members of the OP&F and who are members of the bargaining unit. The bargaining unit is described in Exhibit A, which is made a part of this resolution. No contributions made prior to the Plain Township Board of Trustees’ action shall be picked up;

BE IT FURTHER RESOLVED, that said picked up contributions paid through a payroll deduction, even though designated as employee contributions for state law purposes, are being paid by the Plain Township Board of Trustees in lieu of said contributions by the employee;

BE IT FURTHER RESOLVED, that the pick-up treatment does not apply to contributions made prior to the later of the date the resolution is signed or effective;

BE IT FURTHER RESOLVED, that said employees shall not be entitled to any option of choosing to receive the contributed amounts directly, instead of having them paid by the Plain Township Board of Trustees to the OP&F;

BE IT FURTHER RESOLVED, that said employees must execute the attached Irrevocable Payroll Deduction Authorization Form in order to have this pick-up treatment apply, and that the Department must certify the authorization under Ohio Administrative Code 742-5-08.

Seconded by Mr. Sabo.

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

10. EMS Refund

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#18-437 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>
CIGNA (Scott Morgan)	\$ 95.81
Primetime Health MC (Edna Wehr)	<u>296.51</u>
Total	\$392.32

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

ADMINISTRATOR:

None.

FIRE DEPARTMENT:

1. Monthly Report
2. Purchase of Electric Fan

#18-438 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 one
Ventry Electric Ventilation Fan from QDCIP Fire, LLC, per the
attached quote, in an amount not to exceed \$4,000.00, to be taken
from Account #10-A-08.

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

3. Pave South Driveway at Station #2, Central Allied

#18-439 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 Central
Allied Corporation for paving of the South driveway at Station #2,
located at 3625 Middlebranch Ave. NE, Canton, OH 44705, in the
amount not to exceed \$3,000.00, to be taken from Fund #10-A-10A.

Seconded by Mr. Sabo.
Discussion: Chief Shalenberger thanked the Road Department for
their assistance with the project.

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

4. Sewer Line Extension, Station #4

#18-440 Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees,
Stark County, Ohio, to enter into an agreement as a participant in the
Market Ave. North Sewer Project. The cost to Plain Township will not
exceed \$115,000.00 and will be taken from Account #21-A-02K. The
participants are:

N.D.S.I. @ The Woods Edge LLC
7790 Market Ave. North
North Canton, OH 44721

Anthony J. and Marilyn Rothermel
7742 Market Ave. North
North Canton, OH 44720

Plain Township Board of Trustees
7858 Market Ave. North
North Canton, OH 44720

The participants have secured Wenger Excavating, Inc. as the lowest
and best bidder. The project will be completed according to the Stark
County Sewer Department regulations.

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#18-441 Seconded by Mr. Sabo.
 Vote: Mr. Haws, yes; Mr. Sabo, yes; Mr. Leno, yes.
 5. Superior Springs
 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
 Superior Springs for parts and labor to repair the Reserve Engine, in
 an amount not to exceed \$3,379.32, to be taken from Account #10-A-
 10B.
 Seconded by Mr. Sabo.
 Vote: Mr. Haws, yes; Mr. Sabo, yes; Mr. Leno, yes.

ROAD DEPARTMENT:

1. Monthly Report
 2. Purchase Portable Pipe TV Inspection System, Cues Sewer
 Inspection System
 #18-442 Motion by Mr. Haws,
 BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees,
 Stark County, Ohio, to authorize the purchase of a Portable Mainline
 and Small Diameter Pipe TV Inspection System from Cues Sewer
 Inspection System, under the ODOT Cooperative Purchasing
 Program, Contract STS:#800489, at a price not to exceed \$54,845.36,
 to be taken from Fund #11-A-04. This price also includes additional
 training.
 Seconded by Mr. Leno.
 Vote: Mr. Haws, yes; Mr. Sabo, yes; Mr. Leno, yes.

ZONING DEPARTMENT:

1. Monthly Report
 2. Nuisance Abatements
 a. 3559 Bosworth Ave. NE
 #18-443 Motion by Mr. Haws,
 WHEREAS, a public hearing was held on August 28, 2018 by the
 Board of Trustees regarding the property conditions at 3559 Bosworth
 Ave. NE, Stark County, Ohio (Parcel #5209301); and

WHEREAS, Dianne Blosser 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 with 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.

#18-444 Seconded by Mr. Sabo.
 Vote: Mr. Haws, yes; Mr. Leno, yes; Mr. Sabo, yes.
 b. 2416 Cathy Dr. NE
 Motion by Mr. Haws,
 WHEREAS, a public hearing was held on August 28, 2018 by the
 Board of Trustees regarding the property conditions at 2416 Cathy Dr.
 NE, Stark County, Ohio (Parcel #5208143); and

WHEREAS, Esther Webster has failed to demonstrate satisfactory

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

c. 7395 Rolling Ridge NE

#18-445

Motion by Mr. Haws,

WHEREAS, a public hearing was held on August 28, 2018 by the Board of Trustees regarding the property conditions at 7395 Rolling Ridge NE, Stark County, Ohio (Parcel #5211032); and

WHEREAS, Linda Harbert 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 with 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; Mr. Leno, yes; Mr. Sabo, yes.

d. 3112 Willowrow Ave. NE

#18-446

Motion by Mr. Haws,

WHEREAS, a public hearing was held on August 28, 2018 by the Board of Trustees regarding the property conditions at 3112 Willowrow Ave. NE, Stark County, Ohio (Parcel #5206939); and

WHEREAS, DLE Acquisitions 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;

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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 with Plain Township, and
- Junk Motor Vehicle
A Junk Motor Vehicle(s) constitute a nuisance under Ohio Revised Code Section 505.173; 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; Mr. Leno, yes; Mr. Sabo, yes.

e. 3125 Willowrow Ave. NE

#18-447

Motion by Mr. Haws,

WHEREAS, a public hearing was held on August 28, 2018 by the Board of Trustees regarding the property conditions at 3125 Willowrow Ave. NE, Stark County, Ohio (Parcel #5208085); and

WHEREAS, Terry and Rhonda Rucker have 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 with Plain Township, and
- 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 with 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; Mr. Leno, yes; Mr. Sabo, yes.

3. Abatement Pays

a. 3221 Roosevelt Ave. NE

#18-448

Motion by Mr. Haws,

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio, has given notice to the owner of property located at 3221 Roosevelt Ave. NE (Parcel #5210201) to abate the nuisance on this property (Resolution #15-271) on August 28, 2018; and

WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$346.33; and

WHEREAS, the Plain Township Board of Trustees incurred costs for

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services and notification in the amount of \$40.80;

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 \$387.13 **to be placed on the property owner's tax duplicate.**

Seconded by Mr. Sabo.

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

b. 2209 Harmon St. NE

#18-449

Motion by Mr. Haws,

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio, has given notice to the owner of property located at 2209 Harmon St. NE (Parcel #5204970) to abate the nuisance on this property (Resolution #15-271) on August 28, 2018; and

WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$290.28; and

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$40.80;

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 \$331.08 to be placed on the property **owner's tax duplicate.**

Seconded by Mr. Sabo.

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

c. 2600 Harrisburg Rd. NE

#18-450

Motion by Mr. Haws,

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio, has given notice to the owner of property located at 2600 Harrisburg Rd. NE (Parcel #5200250) to abate the nuisance on this property (Resolution #15-271) on August 28, 2018; and

WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$373.85; and

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$32.90;

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 \$406.75 to be placed on the property **owner's tax duplicate.**

Seconded by Mr. Sabo.

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

d. 2415 31st St. NE

#18-451

Motion by Mr. Haws,

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio, has given notice to the owner of property located at 2415 31st St. NE (Parcel #5208808) to abate the nuisance on this property (Resolution #15-271) on August 28, 2018; and

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WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$269.28; and

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$40.80;

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 \$310.08 to be placed on the property **owner's tax duplicate.**

Seconded by Mr. Sabo.

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

e. 126 32nd St. NE

#18-452

Motion by Mr. Haws,

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio, has given notice to the owner of property located at 126 32nd St. NE (Parcel #5208495) to abate the nuisance on this property (Resolution #15-271) on August 28, 2018; and

WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$235.73; and

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$32.90;

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 \$268.63 to be placed on the property **owner's tax duplicate.**

Seconded by Mr. Sabo.

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

4. Service Agreement Renewal with iWorQ Systems

#18-453

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the attached service agreement and payment with iWorQ Systems, in an amount not to exceed \$5,180.00, to be taken from Fund #13-A-04.

Seconded by Mr. Sabo.

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

PARKS DEPARTMENT:

- 1. Monthly Report

LAW DIRECTOR:

None.

COMMUNICATIONS:

- 1. Thank You to the Fire Department, Pastor Jeff Brown
Mr. Sabo read the attached letter.
- 2. Thank You to Rob Steinberg, Mary Beddell, Plain Local Schools
Mr. Sabo read the attached letter.

PUBLIC SPEAKS:

None.

CONCERNS OF TRUSTEES:

None.

CONCERNS OF FISCAL OFFICER:

None.

APPROVAL OF MINUTES:

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#18-454

Motion by Mr. Sabo,
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 August 14, 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 regularly held meeting held August 14, 2018, as presented.

Seconded by Mr. Haws.

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

EXECUTIVE SESSION:

#18-455

Motion by Mr. Sabo,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to adjourn to executive session at 6:23 p.m. from this regular meeting of August 28, 2018, 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
- (f) compensation of a public employee or official

Seconded by Mr. Haws.

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

#18-456

Motion was made by Mr. Haws to return to public session at 7:48 p.m.
Seconded by Mr. Sabo.

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

ADJOURNMENT:

#18-457

Motion by Mr. Sabo,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to adjourn at 7:49 p.m.
Seconded by Mr. Haws.

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

John A. Sabo
Trustee

Albert P. Leno, II
Trustee

Scott Haws
Trustee

ATTEST: _____
Thomas W. Wolf
Fiscal Officer