

2600 Easton St. NE
Canton, OH 44721

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September 10, 2019

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, Lisa Campbell, Joe Iacino, Thomas Ferrara, Chief Shalenberger, Eric Williams, Rob Steinberg, and Thomas Wolf. Al Leno excused. Media: The Canton Repository -Jessica Holbrook.

AGENDA: The agenda was presented, and Mr. Haws added Concerns of Trustees #1 – SCOG Update, #2 – SCTA and #3 Stoltzfus legislative.

SHERIFF'S REPORT:

1. Salvation Army Update

Cameras will be installed in 30 days by the Salvation Army store.

Sheriff's office arrested a lady removing items from the collection bins and the Sheriff Department has some investigatory techniques to address these problems.

UNFINISHED BUSINESS:

1. Yard Waste Recycling for Residents Only

#19-403

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to open the Yard Waste Recycling Center for Plain Township Residents only in 2020, date to be determined.

Seconded by Mr. Sabo.

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

2. Accept Quote from Coso – Yard Waste Resident Gate Cards

#19-404

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to accept the attached proposal in the amount of \$3,500.00, from Coso Media, for the Website Design and Media Development, procurement of key cards for Plain Township residents, and to accept and pay the annual recurring fee of \$120.00 to be paid from Fund #01-B-02Y.

Seconded by Mr. Sabo.

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

3. Purchase of Yard Waste Gate Hardware

#19-405

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to accept the quote from Southway Fence Co., in the amount no to exceed \$14,410.00 for the material, labor, and to install (2) Two barrier gate operators, and (1) One proxy card reader at the Plain Township Yard Waste site, to be paid from Fund #01-B-02Y.

Seconded by Mr. Sabo.

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

NEW BUSINESS:

1. None

FISCAL OFFICER'S REPORT:

1. Pending Warrants

#19-406

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 \$103,962.17 as attached hereto and made a part of these minutes.

Seconded by Mr. Sabo.

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

2. Regular Payroll

#19-407

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.

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#19-408 Seconded by Mr. Sabo.
Vote: Mr. Haws, yes; Mr. Sabo, yes.
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:

<u>DATE</u>	<u>WARRANT</u>	<u>AMOUNT</u>
09/03/19	40416	\$ 60,439.63
09/09/19	40436	\$ 4,225.75

#19-409 Seconded by Mr. Haws.
Vote: Mr. Haws, yes; Mr. Sabo, yes.
4. August Financial Report
5. 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-B-02 – Improvement of Sites	01-A-21 – Election Expense	\$ 2,700.00
01-B-02 – Improvement of Sites	01-A-26F – Bank/Investment Fees	5,000.00
<u>Road</u>		
11-A-04 – Tools & Equipment	11-A-12A – Tax Collections	\$ 2,100.00
<u>Zoning</u>		
13-A-03 – Supplies	13-A-05 – Other Expenses	\$ 4,000.00

#19-410 Seconded by Mr. Sabo.
Vote: Mr. Haws, yes; Mr. Sabo, yes.
6. Release of Fire Escrow Funds, 1133 29th St. NE
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 January 14, 2019 at 1133 29th
St NE, in the amount of \$18,600.00. The check is to be made payable
to Jeff Labowitz and picked up at 2600 Easton St. NE, Canton, OH
44721 after 12:00 noon on September 11, 2019, as authorized by Fire
Safety Inspector, Scott Kelly, Division of Inspections and
Investigations.

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

1. E-Waste Recycling – Saturday, September 21 from 10 am–2 pm
Plain Township Hosting – accepting E-Waste in the parking lot, 2600
Easton St. NE.

#19-411 2. Payment to Earth N Wood – 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 Earth N Wood for hauling
of yard waste, in an amount not to exceed \$13,795.00 to be paid from
Fund #01-A-26Y.

#19-412 Seconded by Mr. Sabo.
Vote: Mr. Sabo, yes; Mr. Haws, yes.
3. Cops in School Agreement with Stark County Sheriff
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio to authorize the Plain Township Administrator to
enter into a contract with the Stark County Sheriff to provide a School
Resource Officer to the Plain Local School District for the 2019-2020
school year in an amount not to exceed \$64,564.76 to be paid from

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Fund #09-A-10B;

BE IT FURTHER RESOLVED that the Plain Local School District shall reimburse Plain Township in an amount equal to one-half of the contract amount (not to exceed \$32,282.38). The Plain Local School District shall tender such reimbursement to Plain Township within thirty (30) days of receiving the invoice for the utilization of the School Resource Officer.

Seconded by Mr. Sabo.

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

FIRE DEPARTMENT:

1. Health Care Reimbursement – Steve Ash

#19-413 Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the reimbursement to Steve Ash in the amount of \$400.00 for Health Care Membership according to Provision 37 of the Collective Bargaining Agreement, to be taken from Fund #10-A-15.

Seconded by Mr. Sabo.

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

2. Purchase Gasoline, Oil and Diesel Fuel – McIntosh Oil

#19-414 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 gasoline, oil, diesel fuel and misc. from McIntosh Oil Company INC. at a cost not to exceed \$20,000.00 to be taken from Fund 10-A-09E.

Seconded by Mr. Sabo.

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

3. Payment to CFS – Inspections of Ladders and Replacement of Heat Sensors

#19-415 Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize payments to CFS Inspections to test all ground and aerial ladders and replace heat sensors in the amount not to exceed \$3,000.00 to be paid from Fund 10-A-15.

Seconded by Mr. Sabo.

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

4. Payment to MESD – for Scott Air Pak Bench Test

#19-416 Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase and payment for Scott Air Pak Bench Test, Certification, Repairs, etc. by MESD (Warren Fire Equipment) in an amount not to exceed \$3,000.00 from Fund #10-A-10.

Seconded by Mr. Sabo.

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

5. Payment to Krugliak, Wilkins, Griffiths & Dougherty Co. L.P.A. for Various Legal Expenses

#19-417 Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that the Plain Township Fire Department authorize payment to Krugliak, Wilkins, Griffiths & Dougherty Co, L.P.A. for various legal expenses in the amount not to exceed \$5,186.74 to be taken from Fund #10-A-15L.

Seconded by Mr. Sabo.

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

ROAD DEPARTMENT:

1. **Temporary “No Parking” Signs for** the Bothwell Cup – West side of Street on Notre Dame

#19-418 Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, **Stark County, Ohio to authorize the posting of temporary “No**

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Parking” signs for the Bothwell Cup in the Diamond Park Allotment.

On Diamond Park from 7985 to 8151 WEST side of street, on Notre Dame from 2584 to 2752 SOUTH side of street, on Captens from 2554 to 2400 WEST side of street, on Captens from 2605 to 2907 NORTH side of street and on Gatekeeper from 2777 to 2805 NORTH side of street. **And also posting of “No Parking At All” signs on the** following streets, Maxim Cir., Dutch Cir., and Windmill Cir. To be posted on October 18th and to be taken down on October 21st.

Seconded by Mr. Sabo.

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

2. **Temporary “No Parking” Signs for Bothwell Cup** – North side of Diamond Park

#19-419

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, **Stark County, Ohio to authorize the posting of temporary “No Parking” signs for the Bothwell Cup** on the NORTH side of Diamond St. from Middlebranch Ave. to Diamond Park St. and Middlebranch from Diamond to Prospect on WEST side of road, Pinetree from Easton to Forestview, Alpine from Kirby to park entrance, and on Northview from Forestview to park entrance to deter parking on either side of the street as parking in the right of ways poses danger to pedestrians. To be posted on October 18th and to be taken down on October 21st.

Seconded by Mr. Sabo

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

ZONING DEPARTMENT:

1. Abatements

a. 2310 Harmon St. NE

#19-420

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 09/10/2019 by the Board of Trustees regarding the property conditions at 2310 Harmon St. NE, Stark County, Ohio (Parcel #52-02061); and

WHEREAS, SHEILA STIDOM, 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 owner.

Seconded by Mr. Sabo.

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

b. 2209 Harmon St. NE

#19-421

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 09/10/2019 by the Board of Trustees regarding the property conditions at 2209 Harmon St. NE, Stark County, Ohio (Parcel #52-04970); and

WHEREAS, TERA RIEHL, 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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#19-422

- 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 owner.

Seconded by Mr. Sabo.

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

c. 2600 Harrisburg Rd. NE

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 09/10/2019 by the Board of Trustees regarding the property conditions at 2600 Harrisburg Rd. NE, Stark County, Ohio (Parcel #52-00250); and

WHEREAS, MELISSA PRICE, 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 owner.

Seconded by Mr. Sabo.

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

d. 3221 Roosevelt Ave. NE

#19-423

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 09/10/2019 by the Board of Trustees regarding the property conditions at 3221 Roosevelt Ave. NE, Stark County, Ohio (Parcel #52-10201); and

WHEREAS, JOHN & KAREN BROWN, 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 owner.

Seconded by Mr. Sabo.

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

2. Abatement Pays

a. 2908 19th St. NW

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- #19-424 Motion by Mr. Haws,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2908 19th St. NW, (Parcel #52-10748) to abate the nuisance on this property (Resolution #15-271 on 09/10/2019; and
WHERAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$299.64; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$33.15;
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 \$332.79 to be placed on the property **owner’s tax duplicate.**
Seconded by Mr. Sabo.
Vote: Mr. Haws, yes; Mr. Sabo, yes.
- b. 7395 Rolling Ridge NE
- #19-425 Motion by Mr. Haws,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 7395 Rolling Ridge NE, (Parcel #52-11032) to abate the nuisance on this property (Resolution #15-271 on 09/10/2019; and
WHERAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$354.41; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$33.15;
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 \$387.56 to be placed on the property **owner’s tax duplicate.**
Seconded by Mr. Sabo.
Vote: Mr. Haws, yes; Mr. Sabo, yes.
- c. 6956 Glenmere Ave. NE
- #19-426 Motion by Mr. Haws,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 6956 Glenmere Ave. NE, (Parcel #52-00852) to abate the nuisance on this property (Resolution #15-271 on 09/10/2019; and
WHERAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$275.66; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$33.15;
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 \$308.81 to be placed on the property **owner’s tax duplicate.**
Seconded by Mr. Sabo.
Vote: Mr. Haws, yes; Mr. Sabo, yes.
3. Renewal of IWorQ’s – Service Agreement

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#19-427 Motion by Mr. Haws,
BE IT HEREBY RESOVED, by the Plain Township Board of Trustees,
Stark County, Ohio to renew the attached service agreement with
iWorQ Systems in an amount not to exceed \$8,305.00 and to
authorize payment to be paid from fund 13-A-04.
Seconded by Mr. Sabo.
Vote: Mr. Sabo, yes; Mr. Haws, yes.

4. Text Amendment
#19-428 Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio to initiate application to the Plain Township
Zoning Commission, through the Plain Township Zoning Director, for
Zoning Resolution Text Amendment #574-19, revising the definition
of Skilled Based Amusement Machine; and waiving any and all fees for
same application.
Seconded by Mr. Sabo.
Vote: Mr. Sabo, yes; Mr. Haws, yes.

5. Text Amendment
#19-429 Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio to initiate application to the Plain Township
Zoning Commission, through the Plain Township Zoning Director, for
Zoning Resolution Text Amendment #575-19, revising Article VII,
District Regulations; to remove “Internet Café and/or Skilled Games”
from the B-2 and I-1 zoning districts, and waiving any and all fees for
same application.
Seconded by Mr. Sabo.
Vote: Mr. Sabo, yes; Mr. Haws, yes.

PARKS DEPARTMENT:

1. Payroll Funds
#19-430 Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio to approve Karen Mooney, Joseph Conrad,
Zachary Marzilli, Courtney Fletcher, Christian Hendricks, Shana
Schweikert, Steve Lasick, Steve Norris, Riana Schweikert, and
Madison Smith to be paid out of Fund #14-A-01A, Fund #14-A-01B,
or Fund #01-F-01, retroactive to August 25, 2019.
Seconded by Mr. Sabo.
Vote: Mr. Sabo, yes; Mr. Haws, yes.

LAW DIRECTOR:

1. None.

COMMUNICATIONS:

1. Thank you to Zoning Department – Gregory Beck
Lisa read the attached letter.

PUBLIC SPEAKS:

1. Phillip Hoverstock – 2245 Cottingham NW, North Canton, OH
44720
Phillip shared concerns with AEP charging a fine for for opting out of
the Smart Meters. Trustees told him to contact the Public Utilities
Commission of Ohio, State Senator, or State Representative as Plain
Township has no authority in this type of matter.
2. Eric Haines – 2600 Easton Ave Canton OH 44721
Eric thanked the road department for helping to move the 8x14
concessions building from Veterans Park to Diamond. Was a
beneficial move to have for baseball tournaments – thanks to Rob for
suggestion.
Also, for Road Dept. helping crew install poles/cameras at Diamond
recycling.

CONCERNS OF TRUSTEES:

1. Reminder, Thursday, September 19, 6:30 @Stark State.

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Stark County Township Association’s meeting. Speaker: Para Jones

- 2. SCOG Meeting
Mr. Haws gave a SCOG update
- 3. Stoltzfus legislative
Rep Stoltzfus sent a list of legislative issues and asked for feedback from The Board.

CONCERNS OF FISCAL OFFICER:

- 1. None

APPROVAL OF MINUTES:

- 1. August 27, 2019

#19-431 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 27, 2019 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 August 27, 2019, as presented.
Seconded by Mr. Haws.
Vote: Mr. Sabo, yes; Mr. Haws, yes.

EXECUTIVE SESSION:

#19-432 Motion by Mr. Sabo,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to adjourn to executive session at 6:20 p.m. from this regular meeting of 9/10/19 as authorized under Ohio Revised Code 121.22(G) for the consideration of:

- 3. a conference with the law director or other retained counsel concerning pending or imminent court action
- Seconded by Mr. Haws.

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

#19-433 Motion by Mr. Sabo,
To return to public session at 7:17 p.m.
Seconded by Mr. Haws.
Vote: Mr. Sabo, yes; Mr. Haws, yes.

ANNOUNCEMENT:

- 1. None

ADJOURNMENT:

#19-434 Motion by Mr. Sabo,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to adjourn at 7:45 p.m.
Seconded by Mr. Haws.
Vote: Mr. Sabo, yes; Mr. Haws, yes.

John A. Sabo
Trustee

Albert P. Leno, II
Trustee

Scott Haws
Trustee

ATTEST: _____
Thomas W. Wolf
Fiscal Officer