

2600 Easton St. NE
Canton, OH 44721

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September 24, 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, Al Leno, Lisa Campbell, Joe Iacino, Thomas Ferrara, Chief Shalenberger, Eric Williams, Rob Steinberg, and Thomas Wolf. Media: The Canton Repository - Jessica Holbrook.

AGENDA: The agenda was presented – Lisa Moved FD #4 to UB #1. The agenda stands as edited.

SHERIFF’S REPORT:

- 1. Monthly Report

UNFINISHED BUSINESS:

#19-435 1. New Driveway – East Site of Yard Waste Site
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 various vendors for paving, construction, gravel and misc. products to install a driveway at The Fire Training Building located at 2855 Easton St. NE. in the amount not to exceed \$20,000.00 to be taken from fund #21-A-02K.

Seconded by Mr. Sabo.

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

#19-436 2. Amend Resolution #19-405
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to amend resolution #19-405 passed on September 10, 2019, to change the amount not to exceed \$26,860.00 to reflect both quotes attached, for the material, labor and to install (2) two barrier gate operators and (1) one proxy card reader, and to add (1) one cantilever slide gate and operator system, materials and labor at the, Plain Township Yard Waste site, to be paid from fund #01-B-02Y.

Seconded by Mr. Leno.

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

NEW BUSINESS:

- 1. None

FISCAL OFFICER’S REPORT:

#19-437 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 \$295,487.39 as attached hereto and made a part of these minutes.

Seconded by Mr. Sabo.

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

#19-438 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. Leno.

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

#19-439 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>
09/16/19	40530	\$ 10,525.01
09/19/19	40532	\$ 21,776.83

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

- 4. Investment Report
- 5. Proportional Cost of Canton Municipal Court for 2018

#19-440

Motion by Mr. Sabo,
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 townships'** share of \$18,631.50 for the year 2018 to Plain Township;

AND WHEREAS, the proportional cost for the use of the Canton Municipal Court was \$18,631.50 for the year 2018;

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the payment in an amount not to exceed \$18,631.50 to be taken from 01-A-26Q to reimburse the Canton **Municipal Court for Plain Townships' proportional share of the** operating cost.

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

- 6. Transfer of Funds

#19-441

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-B-02Y – Improve of Sites- Yard Waste	\$15,000.00

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

ADMINISTRATOR:

- 1. Service Agreement with Earth N Wood

#19-442

Motion by Mr. Sabo,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to enter into the attached service agreement between Plain Township Trustees, Stark County, Ohio, and Earth N Wood Products, Inc. for the transportation and disposal of yard waste collected and authorize payments from fund #01-A-26Y.

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

- 2. Amend Resolution #18-375

#19-443

Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to amend resolution #18-375 passed July 24, 2018, to change the salary split to Administration - 40%; Zoning-10%; Road 10% - Fire – **30%; Sheriff's Department** – 10% from fund #09-A-01 retroactive September 8, 2019, for the Career Captain of Communications/Safety position.

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

- 3. Payment to Canton Data Print for the Winter Newsletter 2019

#19-444

Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to approve payment to Canton Data Print for the *printing, creation, editing and postage* of the 2019 Plain Township Winter Newsletter in an amount not to exceed \$10,000.00 and to authorize payment from the following funds:

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Printing

Administration	01-A-26K	\$1,000.00
Road	04-A-13N	\$1,000.00
Park	14-A-08O	\$1,000.00
Zoning	13-A-05N	\$1,000.00
Fire	10-A-15N	\$1,000.00

Postage

Administration	01-A-26J	\$1,000.00
Road	04-A-13N	\$1,000.00
Park	14-A-08Q	\$1,000.00
Zoning	13-A-05	\$1,000.00
Fire	10-A-15N	\$1,000.00

Seconded by Mr. Sabo.

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

FIRE DEPARTMENT:

1. Monthly Report
2. Renewal Fire Levy

#19-445

A RESOLUTION DECLARING IT NECESSARY TO SUBMIT THE QUESTIONS OF RENEWING THE RATE OF A TAX LEVY FOR THE PURPOSE OF PROVIDING AND MAINTAINING FIRE APPARATUS, APPLICANCES, BUILDINGS OR SITES THEREFORE, OR SOURCES OF WATER SUPPLY AND MATERIALS THEREFORE, OR THE ESTABLISHMENT AND MAINTENANCE OF LINES OF FIRE ALARM TELEGRAPH, OR THE PAYMENT OF PERMANENT, PART-TIME, OR VOLUNTEER FIREMEN OR FIREFIGHTING COMPANIES TO OPERATE THE SAME, INCLUDING THE PAYMENT OF THE FIREMEN EMPLOYER’S **CONTRIBUTION REQUIRED UNDER SECTION 742.34 OF THE REVISED CODE**, OR TO PURCHASE AMBULANCE EQUIPMENT, OR TO PROVIDE AMBULANCE OR EMERGENCY MEDICAL SERVICES OPERATED BY A FIRE DEPARTMENT OR FIREFIGHTING COMPANY FOR THE PLAIN TOWNSHIP FIRE DISTRICT, PLAIN TOWNSHIP, STARK COUNTY, OHIO, PURSUANT TO SECTION 5705.03 AND 5705.19 OF THE REVISED CODE.

Motion by Mr. Haws,

WHEREAS, upon due investigation and consideration, the Plain Township Board of Trustees, Stark County, Ohio has determined that the amount of taxes which may be raised within the ten (10) mill limitation in and for the Plain Township Fire District, Plain Township, Stark County, Ohio for the next five (5) years will be insufficient to provide an adequate amount for the necessary requirements for said Plain Township Fire District for the purpose of providing and maintaining fire apparatus, appliances, buildings or sites therefore, or sources of water supply and materials therefore, or the establishment and maintenance of lines of fire alarm telegraph, or the payment of permanent, part-time or volunteer firemen or firefighting companies **to operate the same, including the payment of the firemen employer’s contribution required under Section 742.34 of the Revised Code**, or to purchase ambulance equipment, or to provide ambulance or emergency medical services operated by a fire department or firefighting company for the Plain Township Fire District, Plain Township, Stark County, Ohio and that the question of renewing the rate of such tax should be submitted to the electors in said Plain Township Fire District; in accordance with Section 5705.03 and 5705.19 of the Revised Code; and

WHEREAS, pursuant to Section 5705.03 and 5705.19 of the Revised Code, the Board has determined that there should be submitted to the electors of the District at the election to be held March 17, 2020 the question of renewing a tax of 8.7 mills outside the ten mill limitation, which amounts to eighty-seven cents (.87¢) for each one hundred

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dollars (\$100) of valuation, for a period of five (5) years, commencing tax years 2020, 2021, 2022, 2023, 2024 first due in the calendar year 2021, for the purpose of providing and maintaining fire apparatus, appliances, buildings or sites therefore, sources of water supply and materials therefore, or the establishment and maintenance of lines of fire alarm telegraph, or the payment of permanent, part-time or volunteer firemen or firefighting companies to operate the same, **including the payment of the firemen employer's contribution** required under Section 742.34 of the Revised Code, or to purchase ambulance equipment, or to provide ambulance or emergency medical services operated by a fire department or firefighting company for the Plain Township Fire District, Plain Township, Stark County, Ohio, NOW THEREFORE, BE IT RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that a copy of this resolution shall be certified to the County Auditor of the County of Stark, and this Board hereby requests that the County Auditor certify: (a) the total current tax valuation of the Fire District and (b) the dollar amount of revenue that would be generated by the rate of 8.7 mills for each \$1.00 of tax valuation;

BE IT FURTHER RESOLVED that it is found and determined that all formal actions of this Board concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board, and that all deliberations of this Board that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements, including section 121.22 of the Ohio Revised Code.

This resolution shall be in full force and effect from and immediately upon its adoption.

Seconded by Mr. Sabo.

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

3. Uniform Allowance Blanket

#19-446

Motion by Mr. Sabo,

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 \$15,000 to be taken from account 10-A-09H for the purchase and payment from Various Venders of uniforms and uniform accessories.

Seconded by Mr. Leno.

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

ROAD DEPARTMENT:

1. Monthly Report

ZONING DEPARTMENT:

1. Monthly Report

2. Abatements

a. 3100 33rd St. NE

#19-447

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 09/24/2019 by the Board of Trustees regarding the property conditions at 3310 33rd St. NE, Stark County, Ohio (Parcel #52-07364); and

WHEREAS, RUTH POSEY, 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

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- 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; Mr. Leno, yes.

#19-448

3. Abatement Pays

a. 2510 31st St. NE

Motion by Mr. Haws,

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2510 31st St. NE, (Parcel #52-06763) to abate the nuisance on this property (Resolution #15-271 on 09/24/2019; and

WHEREAS, 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 \$238.42; 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 \$271.57 to be placed on the property owner's tax duplicate.**

Seconded by Mr. Sabo.

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

#19-449

b. 4023 Hiram Rd. NW

Motion by Mr. Haws,

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 4023 Hiram Rd. NW, (Parcel #52-00664) to abate the nuisance on this property (Resolution #15-271 on 09/24/2019; and

WHEREAS, 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 \$569.55; 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 \$602.70 to be placed on the property owner's tax duplicate.**

Seconded by Mr. Sabo.

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

#19-450

c. 3302 Regent Ave. NW

Motion by Mr. Haws,

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 3302 Regent Ave. NW, (Parcel #52-07411) to abate the nuisance on this property (Resolution #15-271 on 09/24/2019; and

WHEREAS, 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 \$335.99; and

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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 \$369.14 **to be placed on the property owner's tax duplicate.**

Seconded by Mr. Sabo.

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

#19-451

d. 1224 31st St. NE

Motion by Mr. Haws,

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 1224 31st St. NE, (Parcel #52-01375) to abate the nuisance on this property (Resolution #15-271 on 09/24/2019; and

WHEREAS, 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 \$217.38; 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 \$250.53 to be placed on the property **owner's tax duplicate.**

Seconded by Mr. Sabo.

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

#19-452

e. 2811 Dorothy Ave. NE

Motion by Mr. Haws,

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2811 Dorothy Ave. NE, (Parcel #52-02960) to abate the nuisance on this property (Resolution #15-271 on 09/24/2019; and

WHEREAS, 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 \$269.86; 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 \$303.01 to be placed on the property **owner's tax duplicate.**

Seconded by Mr. Sabo.

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

#19-453

f. 4745 Lindford Ave. NE

Motion by Mr. Haws,

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 4745 Lindford Ave. NE, (Parcel #52-12846) to abate the nuisance on this property (Resolution #15-271 on 09/24/2019; and

WHEREAS, 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 \$265.32; and

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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 \$298.47 to be placed on the property **owner's tax** duplicate.

Seconded by Mr. Sabo.

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

#19-454

g. 3009 Willowrow Ave. NE

Motion by Mr. Haws,

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 3009 Willowrow Ave. NE, (Parcel #52-181188) to abate the nuisance on this property (Resolution #15-271 on 09/24/2019; and

WHEREAS, 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 \$345.73; 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 \$378.88 to be placed on the property **owner's tax** duplicate.

Seconded by Mr. Sabo.

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

#19-455

h. 2301 26th St. NE

Motion by Mr. Haws,

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2301 26th St. NE, (Parcel #52-19649) to abate the nuisance on this property (Resolution #15-271 on 09/24/2019; and

WHEREAS, 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 \$231.70; 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 \$264.85 to be placed on the property **owner's tax** duplicate.

Seconded by Mr. Sabo.

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

PARKS DEPARTMENT:

1. Monthly Report
2. Thank you to Lt. Carver

Rob thanked Lt. Carver for assisting last minute at the E-Waste recycling, as traffic was backed up at Easton and Middlebranch.

COMMUNICATIONS:

1. None.

PUBLIC SPEAKS

1. None.

CONCERNS OF TRUSTEES:

1. None.

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CONCERNS OF FISCAL OFFICER:

- 1. None.

APPROVAL OF MINUTES:

#19-456 1. September 10, 2019
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 September 10, 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 September 10, 2019, as presented.
Seconded by Mr. Haws.
Vote: Mr. Sabo, yes; Mr. Haws, yes; Mr. Leno, excused.

ADJOURNMENT:

#19-457 1. None.
Motion by Mr. Sabo,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio, to adjourn at 6:25 p.m.
Seconded by Mr. Haws.
Vote: Mr. Leno, yes; Mr. Sabo, yes; Mr. Haws, yes.

John A. Sabo
Trustee

Albert P. Leno, II
Trustee

Scott Haws
Trustee

ATTEST: _____
Thomas W. Wolf
Fiscal Officer