

2600 Easton St. NE
Canton, OH 44721

June 8, 2021

REGULAR MEETING

OPENING: The regular meeting was called to order at 6:00 p.m.

PUBLIC HEARING: McKinley Development

Amendment #577-21 – zone change. Rezoning for 91 acres of The Saratoga Hills project was presented by Rich Costin. Seeking to go from R-1 to R-1A zoning. The main desire for use in the R-1A zoning is it allows narrower lots. Narrower lots help address housing affordability in the market, allowing wider range of buyers the opportunity in buying a home. No one spoke in opposition of the revised plan.

ATTENDANCE:

Scott Haws, John Sabo, Brook Harless, Chief Shalenberger, Eric Williams, Joe Iacino, Thomas Ferrara, Rob Steinberg and Thomas Wolf. Lisa Campbell
Media: None

AGENDA: The agenda was presented. The agenda stands as presented.

SHERIFF'S REPORT: Monthly Report

It was announced that Officer Ryan Carver was promoted to Captain and he presented the monthly report. He also introduced a new Detective, Derrek Little.

UNFINISHED BUSINESS: None

NEW BUSINESS:

- 1. Transition Facilitation Training-Kent State University at Stark
#21-266 Motion by, Mr. Haws.
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to enter into the attached Memorandum of Agreement for Transition Facilitation training provided by Kent State University at Stark in an amount not to exceed \$6,300.00 to be taken from Fund # 01-A-03.
Seconded by Mr. Sabo
Vote: Mrs. Harless, Yes ;Mr. Sabo, Yes ;Mr. Haws, Yes
- 2. Payment to Wood and Bricks, LLC-Installation of a Stone Pillar
#21-267 Motion by, Mr. Haws.
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to approve payment to Wood and Bricks, LLC in an amount not to exceed \$2,772.72 for the installation of a Plain Township stone pillar to be taken from Fund # 01-B-02.
Seconded by Mrs. Harless
Vote: Mr. Haws, Yes; Mrs. Harless, Yes; Mr. Sabo, Yes.

FISCAL OFFICER'S REPORT:

- 1. Pending Warrants
#21-268 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 \$ 59,534.83 as attached hereto and made a part of these minutes.
Seconded by Mr. Sabo
Vote: Mr. Haws, Yes; Mrs. Harless, Yes; Mr. Sabo, Yes.
- 2. Regular Payroll
#21-269 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 Mrs. Harless
Vote: Mr. Haws, Yes; Mrs. Harless, Yes; Mr. Sabo, Yes.
- 3. Medical Claims
#21-270 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:

DATE	WARRANT	AMOUNT
05/28/2021	45526	\$ 12,233.13
06/07/2021	45540	\$ 7,295.50

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

- 4. Financial Report – May 2021

2600 Easton St. NE
Canton, OH 44721

June 8, 2021

#21-271 5a. Covid Transfers
Motion by Mr. Haws
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the following transfers of expenses to the Coronavirus Relief Fund:

Admin/BG & Parks	Coronavirus Relief Fund	
01-A-06C – Medicare	14-A-08X – Medicare	54.41
01-A-12 – OPERS	14-A-02V – OPERS	0.00
01-A-15 - Workers Comp	14-A-03V – Workers Comp	56.29
01-B-01 – Salaries	14-A-01V – Salaries	2190.02
01-F-01 – Salaries	14-A-01V – Salaries	322.50
14-A-01A – Salaries	14-A-01V – Salaries	0.00
14-A-01B – Salaries	14-A-01V – Salaries	127.50

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

#21-272 5b. Covid Reimbursement to Retirement Accounts
Motion by Mr. Haws.
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the following reimbursement transfers from the Coronavirus Relief Fund to the Retirement accounts:

FROM	TO	AMOUNT
Coronavirus Relief Fund	Road	
14-A-02V – OPERS (2020)	04-A-02 – OPERS	\$ 1,025.62
Coronavirus Relief	Admin/BG & Parks	
14-A-02V – OPERS (2020)	01-A-12 - OPERS	\$ 4,894.72
14-A-02V – OPERS (2021)	01-A-12 - OPERS	\$ 2,733.05
Coronavirus Relief Fund	Fire	
14-A-02V - OPERS (2020)	10-A-02 - OPERS	\$ 175.00
14-A-02W - OPFPF (2020)	10-A-04 - OPFPF	\$ 29,835.72
Coronavirus Relief Fund	Admin	
14-A-02V – OPERS (2020)	01-A-12 - OPERS	\$ 251.40
14-A-02V – OPERS (2021)	01-A-12 - OPERS	\$ 465.64

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

#21-273 6. 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 of Ohio billing Inc:

<u>PAYABLE TO</u>	<u>AMOUNT</u>
The Rawlings Company, LLC	\$711.64
WPS/Tricare	<u>\$ 96.00</u>
Total	\$807.64

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

ADMINISTRATOR:
#21-274 1. Employee Handbook
Motion by, Mr. Haws.
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to adopt the attached Revised *Plain Township Employee Handbook*.
Seconded by, Mr. Sabo
Vote: Mr. Haws, Yes; Mr. Sabo, Yes; Mrs. Harless, Yes
2. Payment To Kurtz Brothers

2600 Easton St. NE
Canton, OH 44721

June 8, 2021

#21-275 Motion by, Mr. Haws.
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the payment to Kurtz Brothers, Inc. for hauling of yard waste, in an amount not to exceed \$ 2,635.00 to be paid from fund #01-A-26Y.
Seconded by Mrs. Harless
Vote: Mr. Haws, Yes; Mrs. Harless, Yes; Mr. Sabo, Yes.

FIRE DEPARTMENT:

- 1. Monthly Report
- 2. Purchase of Water Rescue Suites

#21-276 Motion by Mr. Sabo
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase and payment of four (4) Dive Rescue Suites from Dive Rescue International in an amount not to exceed \$2,300.00 to be taken from Account #10-A-08.
Seconded by Mr. Haws
Vote: Mr. Haws, Yes; Mrs. Harless, Yes; Mr. Sabo, Yes

- 3. Tuition Reimbursement of Eric Wiedlebacher

#21-277 Motion by Mr. Haws
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to grant the request for tuition reimbursement of Eric Wiedlebacher to authorize payment in an amount not to exceed \$634.50 to be taken from account.
#10-A-15.

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

- 4. Payment to Schindler Elevator Corporation-Elevator Repair

#21-278 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 repairs, installation, and parts for the Elevator at 1742 Schneider per the attached quote in an amount not to exceed \$8000.00 to be taken from Account # 10-A-08.
Seconded by Mr. Sabo
Vote: Mr. Haws, Yes; Mr. Sabo, Yes; Mrs. Harless, Yes

ROAD DEPARTMENT:

- 1 Monthly Report
- 2 Levy Certification

#21-279 Motion by Mr. Haws
RESOLUTION REQUESTING THE STARK COUNTY AUDITOR TO CERTIFY THE DOLLAR AMOUNT TO BE GENERATED BY THE RENEWAL OF A 1.5 MILL LEVY FOR THE GENERAL CONSTRUCTION, RECONSTRUCTION, RESURFACING, AND REPAIR OF STREETS, ROADS AND BRIDGES IN THE PLAIN TOWNSHIP ROAD DISTRICT.
Motion by Mr. Haws
WHEREAS, upon due investigation and consideration, the Board has determined that the amount of taxes which may be raised within the ten (10) mill limitation in and for the Plain Township Road 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 Road District for the purpose of providing for the general construction, reconstruction, resurfacing and repair of streets, roads, and bridges in the Plain Township Road District, Plain Township, Stark County, Ohio; and,
RESOLUTION REQUESTING THE STARK COUNTY AUDITOR TO CERTIFY THE DOLLAR AMOUNT TO BE GENERATED BY THE RENEWAL OF A 1.5 MILL LEVY FOR THE GENERAL CONSTRUCTION, RECONSTRUCTION, RESURFACING, AND REPAIR OF STREETS, ROADS AND BRIDGES IN THE PLAIN TOWNSHIP ROAD DISTRICT.

2600 Easton St. NE
Canton, OH 44721

June 8, 2021

WHEREAS, upon due investigation and consideration, the Board has determined that the amount of taxes which may be raised within the ten (10) mill limitation in and for the Plain Township Road 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 Road District for the purpose of providing for the general construction, reconstruction, resurfacing and repair of streets, roads, and bridges in the Plain Township Road District, Plain Township, Stark County, Ohio; and,
 WHEAREAS, the Board has determined that it will be necessary to levy a renewal of an existing tax levy of 1.5 mills, which is in the excess of the limitation, for a period of five (5) years for the general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges in Plain Township, Stark County, Ohio; and,
 WHEREAS Ohio Revised Code Section 5705.03 (B) requires the Stark County Auditor to certify the millage necessary, under the current tax valuation of the subdivision and the amount of the revenue that will be produced by a proposed tax levy, pursuant to Ohio Revised Code Section 5705.19 (G); and,
 WHEREAS, the Plain Township Board of Trustees, Stark County, hereby requests the Stark County Auditor to certify the dollar amount that will be generated by the renewal of a 1.5 mill levy for each tax year commencing with the tax year 2022, to be first collected in calendar year 2023 and for five (5) successive tax years being 2022, 2023, 2024, 2025, and 2026.
 NOW, THEREFORE BE IT RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, does herby request the Stark County Auditor, pursuant to Ohio Revised Code Section 5705.03 (B), to certify the current tax valuation of the subdivision and the dollar amount that will be generated by a renewal of a 1.5 mill levy which is in the excess of the limitation, for a period of five (5) years for the general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges in Plain Township, Stark County, Ohio; at the General Election on November 2, 2021.

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

ZONING DEPARTMENT:

1. Monthly Report
2. Nuisance Abatements
 - a. 6661 Amsel Ave NE

#21-280

Motion by Mr. Haws,
 WHEREAS, a public hearing was held on 6/8/21 by the Board of Trustees regarding the property conditions at 6661 AMSEL AVE NE, Stark County, Ohio (Parcel # 52-11143) and

WHEREAS, DALE RIEGER, 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 505.871, and
- Notice of this decision will be provided to the property owners.

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

2600 Easton St. NE
Canton, OH 44721

June 8, 2021

#21-281

b. 2210 Tamarack Cir NE
Motion by Mr. Haws,
WHEREAS, a public hearing was held on 6/8/21 by the Board of Trustees regarding the property conditions at 2210 TAMARACK CIR NE, Stark County, Ohio (Parcel # 52-11116) and

WHEREAS, DIANNA TOTH, 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 505.871, and

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

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

#21-282

c. 216 Northridge St NW
Motion by Mr. Haws,
WHEREAS, a public hearing was held on 6/8/21 by the Board of Trustees regarding the property conditions at 216 NORTHRIDGE ST NW, Stark County, Ohio (Parcel # 5205304) and

WHEREAS, MABEL HAWKINS, 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 owners.

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

#21-283

d. 2611 31ST St NE
Motion by Mr. Haws,
WHEREAS, a public hearing was held on 6/8/21 by the Board of Trustees regarding the property conditions at 2611 31ST ST NE, Stark County, Ohio (Parcel # 5202630) and

WHEREAS, BTT PROPERTIES LLC, has failed to demonstrate satisfactory progress in correcting the violations at the above property; and

2600 Easton St. NE
Canton, OH 44721

June 8, 2021

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:

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

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

#21-284

e. McDowell St NE

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 6/8/21 by the Board of Trustees regarding the property conditions at MCDOWELL ST NE, Stark County, Ohio (Parcel # 5204389) and

WHEREAS, NICOLA FIERRO & LUCIA PILEGGI, 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 owners.

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

#21-285

3. ABATEMENT PAYS

a. 2205 TAMARACK CIR 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 2205 Tamarack Cir NE, (Parcel #52-11121) to abate the nuisance on this property (Resolution # 15-271) on 5/6/21 and

WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$193.80 and

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$33.25

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 \$227.05 to be placed on the property owner's tax duplicate.

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

2600 Easton St. NE
Canton, OH 44721

June 8, 2021

#21-286 b. 3100 33RD 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 3100 33rd St. NE. , (Parcel #52-07364) to abate the nuisance on this property (Resolution # 15-271) on 4/13/2021; and

WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$309.06 and

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$33.25

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 \$342.31 to be placed on the property owner's tax duplicate.

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

#21-287 4. Zone Change for McKinley Development
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to approve a zone change for approximately 91 acres located along the north and south sides of Boettler St and east of Werner Church Rd (Parcel #10013244). The parcel is to be re-zoned from R-1 (Single Family Residential District) to R-1A (Single Family Residential District).

WHEREAS, ORC 504.04(A) authorizes the Township to exercise powers of local self-government and to adopt and enforce within the Township local police, sanitary, and other similar regulations; and

WHEREAS, in an ongoing effort to enact policies and recommendations beneficial to the Township, one of which is to ensure the remaining land in the Township is developed in a way which is sensitive to environmental constraints and the need to maintain a balanced tax base;

WHEREAS, on May 12, 2021, the Board of Zoning Commission reviewed the zone change and caused a recommendation for approval of the zone change to be forwarded to the Plain Township Board of Trustees; and

WHEREAS, a public hearing was held on June 8, 2021, by the Township Board of Trustees to consider Amendment #577-21 to the Plain Township Zoning Resolution.

WHEREAS, the Plain Township Board of Trustees has duly considered the nature of the amendment and the reasons therefore, the recommendation of the Plain Township Zoning Commission, the Stark County Regional Planning Commission, and the information provided by any and all other interested persons,

NOW, THEREFORE, BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, pursuant to Chapter 504 of the Ohio Revised Code, and within the authority of Limited-Self Government, to hereby adopt the recommendation of the Plain Township Zoning Commission for approval of Zoning Amendment 577-21. (Amendment #577, effective 7-8-2021)

Seconded by Mr. Sabo
Vote: Mr. Haws, Yes; Mrs. Harless, No; Mr. Sabo, Yes

PARKS:

- 1. Monthly Report

LAW DIRECTOR:

- 1. Annexation – Regent Ave. NE

COMMUNICATIONS:

- 1 Eby Cemetery
 Julie Johnson gave a nice donation for Eby Cemetery

PUBLIC SPEAKS: None

2600 Easton St. NE
Canton, OH 44721

June 8, 2021

CONCERNS OF TRUSTEES: None
CONCERNS OF FISCAL OFFICER: None
APPROVAL OF MINUTES:

#21-288 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 May 25, 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 May 25, 2021 as presented.
Seconded by Mr. Sabo
Vote: Mr. Sabo, Yes; Mr. Haws, Yes; Mrs. Harless, yes

EXECUTIVE SESSION: None
ADJOURNMENT:

#21-289 Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio,
to adjourn at 6:40 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