

2600 Easton St. NE  
Canton, OH 44721

April 12, 2022

REGULAR MEETING

Work  
Session

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

PUBLIC HEARING:

ATTENDANCE:

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

AGENDA: The agenda stands as presented.

SHERIFF'S REPORT:

- 1. Monthly Report

UNFINISHED BUSINESS:

- 1. Amend Resolution #22-024

#22-181

RESOLUTION NO. 22-181

*Authorizing Expenditure from American Rescue Plan Act Funds*

Stark County, Ohio

Be It Hereby Resolved, by the Plain Township Board of Trustees of Stark County, to amend resolution #22-024, and adopt the following Resolution:

WHEREAS, this date, April 12, 2022, Trustee Mr. Haws moved the adoption of the following Resolution:

**WHEREAS, the Township has received a distribution of monies (the "ARPA Funds") from the American Rescue Plan Act of 2021 ("ARPA" or the "Act"); and**

WHEREAS, Congress passed the Act effective March 11, 2021; and

WHEREAS, Section 603 created the Coronavirus Local Fiscal Recovery Fund which, among other things, appropriated money to cities, nonentitlement units of local government, and counties to mitigate the fiscal effects stemming from the public health emergency with respect to the Coronavirus Disease (Covid-19); and

WHEREAS, Section 603(c) generally provides that:

(1) USE OF FUNDS. Subject to paragraph (2), and except as provided in paragraphs (3) and (4), a metropolitan city, nonentitlement unit of local government, or county shall only use the funds provided under a payment made under this section to cover costs incurred by the metropolitan city, nonentitlement unit of local government, or county, by December 31, 2024 -

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(A) to respond to the public health emergency with respect to the Coronavirus Disease 2019 (COVID–19) or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality;

(B) to respond to workers performing essential work during the COVID–19 public health emergency by providing premium pay to eligible workers of the metropolitan city, nonentitlement unit of local government, or county that are performing such essential work, or by providing grants to eligible employers that have eligible workers who perform essential work;

(C) for the provision of government services to the extent of the reduction in revenue of such metropolitan city, nonentitlement unit of local government, or county due to the COVID–19 public health emergency relative to revenues collected in the most recent full fiscal year of the metropolitan city, nonentitlement unit of local government, or county prior to the emergency;  
or

(D) to make necessary investments in water, sewer, or broadband infrastructure.

WHEREAS, Department of Treasury Final Rule, published on January 6, 2022, and effective April 1, 2022, provides in part that:

Treasury presumes that up to \$10 million in revenue has been lost due to the public health emergency and recipients are permitted to use that amount **(not to exceed the award amount) to fund “government services.”** [The “standard allowance”].

WHEREAS, the Rule further observes that:

The standard allowance provides an estimate of revenue loss that is based on an extensive analysis of average revenue loss across states and localities, and offers a simple, convenient way to determine revenue loss particularly for Coronavirus State and **Local Fiscal Recovery Fund’s smallest recipients.** This change is intended to promote administrative efficiency and simplify revenue loss calculation for smaller recipients.

WHEREAS, the Rule further clarifies that recipients can use:

SLFRF funds on government services up to the revenue loss amount, whether that be the standard allowance amount or the amount calculated using the [Final Rule four-step process]. Government services generally include any service traditionally provided by a government, unless treasury has stated otherwise.

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WHEREAS, **some common examples of “government services” expressly recognized by Treasury** are as follows:

- Road building and maintenance, and other infrastructure
- Health services
- General government administration, staff, and administrative facilities
- Environmental remediation
- Provision of police, fire, and other public safety services (including purchase of fire trucks and police vehicles)
- Maintenance or pay-go funded building infrastructure
- Modernization of cybersecurity, including hardware, software, and protection of critical infrastructure

WHEREAS, **“Government services is [deemed by Treasury] the most flexible eligible use category under the SLFRF program, and funds are subject to streamlined reporting and compliance requirements;” and**

HEREAS, funds utilized pursuant to the standard revenue loss allowance continue to have certain restrictions, including:

- Deposit into pension funds
- Satisfaction of settlements or judgments
- Contributions **to financial reserves or “rainy day” funds**

WHEREAS, the Plain Township Board of Trustees has identified a project which, in the judgment of the Board, qualifies as a permitted use of the ARPA Funds, in direct support of governmental services, which consists of the following:

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio, to accept the (attached) design services, from Sol. Harris/Day, for the Design of a new amphitheater, to be located in between Plain Township Hall and Oakwood Square, in the amount not to exceed, \$29,400.00, to be paid from the American Rescue Plan Act appropriation fund, #2273-190-360-0000, contracted services.

NOW THEREFORE, it is hereby RESOLVED by the Board that:

1. The Township elects to use the standard allowance and its presumption of revenue loss due to the public health emergency and to use the amount authorized herein to fund government services

2. The Project is hereby authorized and shall be paid for from the ARPA Funds in the amount of/an amount not to exceed: \$29,400.00

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3. The Project described herein serves the objectives of the Act by providing services traditionally provided by a government, namely:

- Police protection
- Fire and emergency medical services
- Road repair, maintenance and other transportation and safety services
- Public infrastructure support
- General government administration and administrative facilities
- Land use regulations and enforcement
- Parks and recreational facilities and programs
- Other  
Architect for the Oakwood Square Amphitheater per attached legal opinion and AIA contract

4. Accordingly, the Project is in the best interests of the Township and is deemed a priority for the community.

5. No obligations paid under the authority of this Resolution were incurred prior to March 3, 2021.

Trustee Mr. Sabo seconded the Motion, and thereupon, the votes in favor of this Resolution were recorded and reflected by the signatures hereto.

BE IT FURTHER RESOLVED: that it is hereby found and determined that all formal actions of this Township concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Township Trustees, and that all deliberations of the Township Trustees and any of its committees that resulted in such formal action, were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Adopted the 12 day of April, 2022.

\_\_\_\_\_  
\_\_\_\_\_

*Plain Township Trustees*

Attest: \_\_\_\_\_  
*Township Fiscal Officer*

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NEW BUSINESS:

1. Quinn Sharon Mashelle Tisevich Legacy Donation  
Justin and Tara Tisevich made a donation in honor of their daughter Quinn who passed away. **The donation will be used to purchase playground equipment at Veteran’s Park.**

#22-182

2. Traffic Signal Agreement-Everhard Road & Stratmoor Drive

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to enter into the attached Agreement \$ Right of Entry with the Stark County Commissioners for Stark County Engineer to maintain the existing traffic signal at the intersection of Everhard Road (CR-98) and Stratmoor Drive (TR-382) in Plain Township.

BE IT FURTHER RESOLVED that Plain Township will pay an annual maintenance fee to **the Stark County Engineer’s Office not to exceed \$500.00 from fund 2021-330-360-0000 Contracted Services**, as described in the agreement.

Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN

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

3. National Work Zone Awareness Week

#22-183

Motion by Mr. Sabo,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, WHEREAS, National Work Zone Awareness Week (NWZAW) is an annual spring campaign held at the start of constructions season to encourage safe driving through streets, roads and highway work zones; and

WHEREAS, National Work Zone Awareness Week is a way to raise public awareness for work zones and those who work in them and that motorists are encouraged to slow to posted speed limits, eliminate distractions while driving and be watchful for roadway workers, their equipment and vehicles on the side of the road in work zones; and

**WHEREAS, the theme for the 2022 National Work Zone Awareness Week is “Work Zones are a Sign to Slow Down”; and**

WHEREAS, according to the National Highway Traffic Safety Administration, in 2019 there were 762 fatal crashes in U.S. work zones, up from 521 in 2010; and

WHEREAS, on average, more than two persons per day were killed in work zones in 2019; and

WHEREAS, estimates show a traffic crash occurred in a work zone every 5 minutes in 2019; and

WHEREAS, National Work Zone Awareness Week (NWZAW) 2022 is taking place April 11-15 and is a way to raise public awareness of work zone hazards; and

WHEREAS, solutions to keeping everyone safe in work zones and on our roadways is our collective responsibility; and

THEREFORE BE IT FURTHER RESOLVED that April 11-15, 2022 be declared National **Work Zone Awareness Week throughout all of Plain Township’s jurisdictional boundaries.**

Seconded by Mr. Haws

MEMBER VICE-CHAIRMAN CHAIRMAN

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

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**FISCAL OFFICER’S REPORT:**

1. Pending Warrants  
#22-184 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  
\$328,881.40 as attached hereto and made a part of these minutes.  
Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Haws, Yes; Mrs. Harless, Yes; Mr. Sabo, Yes

2. Regular Payroll  
#22-185 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  
MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Haws, Yes; Mrs. Harless, Yes; Mr. Sabo, Yes.

3. Medical Claims  
#22- 186 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
3/25/22	790-2022	\$ 8,717.64
4/1/22	793-2022	\$ 9,919.49
4/8/22	934-2022	\$15,922.36

Seconded by Mrs. Harless  
MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Haws, Yes; Mrs. Harless, Yes; Mr. Sabo, Yes

4. Financial Report  
5. TPA Group Retro Renewal  
#22- 187 Motion by Mr. Haws,  
WHEREAS, Plain Township has been invited to join the 2023 Ohio Township Association  
Group Retro with a target refund of 42% administered through Sedgwick for the contract  
period beginning July 1, 2022 with the policy year beginning January 1, 2023; and

WHEREAS, Sedgwick is sponsored by the Ohio Township Association; and

WHEREAS, the projections of Sedgwick will provide a targeted refund value of \$32,661;

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BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter in a contract with Sedgwick to provide the services as detailed in the service contract, which is attached hereto and made a part of these minutes and to approve payment of the administrative fee at a cost not to exceed \$4,175.00, to be paid as follows: Fund #1000-110-230-0000 - \$705.57, #2031-330-230-0000 - \$747.33, and #2111-200-230-0000 - \$2,722.10.

Seconded by Mr. Sabo

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

6. Section 125 Plan Adoption

#22-188

Motion by Mr. Haws.

WHEREAS, the Plain Township Board of Trustees resolved that each insured employee shall contribute towards the cost of the medical insurance beginning April 1, 2006 (Resolution #06-155);

WHEREAS, the Plain Township Board of Trustees adopted a Section 125 Premium Only Plan effective April 1, 2006 (Resolution 06-185 dated April 11, 2006);

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that the form of Amended Section 125 Premium Only Plan effective June 1, 2022 to May 31, 2023 presented at this meeting is hereby approved and adopted and that the proper officers of the Employer are hereby authorized and directed to execute and deliver to the Administrator of the Plan one or more counterparts of the Plan.

RESOLVED, that the Administrator shall be instructed to take such actions that are deemed necessary and proper to implement the Plan, and to set up adequate accounting and administrative procedures to provide benefits under the Plan.

RESOLVED, that the proper officers of the Employer shall act as soon as possible to notify the employees of the Employer of the adoption of the Cafeteria Plan by delivering to each employee a copy of the summary description of the Plan in the form of the Summary Plan Description presented to this meeting, which form is hereby approved.

Seconded by Mr. Sabo

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

7. Purchase of Safe

#22- 189

Motion by Mr. Sabo.

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize purchase and payment to Marshall Land Company, LLC for a Diebold Safe to be delivered and set up in the basement record storage room. Payment not to exceed \$2,400.00 from fund 1000-110-500-0000.

Seconded by Mrs. Harless

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

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ADMINISTRATOR:

- 1. Award Micro-Purchases

#22-190

RESOLUTION NO. 22-190  
*Authorizing Increase in Micro-Purchase Threshold  
 and Adopt Uniform Guidance Procurement Policy*

*Stark County, Ohio*

Be It Resolved *by the Plain Township Trustees of Plain Township*

WHEREAS, this date, April 12, 2022, Trustee Mr. Haws moved the adoption of the following Resolution:

**WHEREAS, the Township has received a distribution of monies (the “ARPA Funds”) from the American Rescue Plan Act of 2021 (“ARPA” or the “Act”); and**

WHEREAS, Congress passed the Act effective March 11, 2021; and

WHEREAS, Section 603 created the Coronavirus Local Fiscal Recovery Fund which, among other things, appropriated money to cities, nonentitlement units of local government, and counties to mitigate the fiscal effects stemming from the public health emergency with respect to the Coronavirus Disease (Covid-19); and

WHEREAS, expenditure of ARPA funds is subject to the federal Uniform Guidance requirements set forth in 2 C.F.R. 200; and

WHEREAS, the Township is a non-Federal entity under the definition set forth in 2 C.F.R. § 200.1; and

WHEREAS, 2 C.F.R. 200.318 requires all recipients of federal funds to maintain documented procurement standards and policies; and

WHEREAS, pursuant to 2 C.F.R. 200.320(a)(1)(ii), a non-Federal entity may award micro-purchases without soliciting competitive price or rate quotations if the non-Federal entity considers the price to be reasonable based on research, experience, purchase history or other information and documents that the non-Federal entity files; accordingly, and

WHEREAS, pursuant to 2 C.F.R. 200.320(a)(1)(iii), a non-Federal entity is responsible for determining and documenting an appropriate micro-purchase threshold based on internal controls, an evaluation of risk, and its documented procurement procedures; and

WHEREAS, pursuant to 2 C.F.R. § 200.320(a)(1)(iv), a non-Federal entity may self-certify on an annual basis a micro-purchase threshold not to exceed \$50,000 and maintain documentation to be made available to a Federal awarding agency and auditors in accordance with 2 C.F.R. § 200.334; and



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WHEREAS, pursuant to 2 C.F.R. § 200.320(a)(1)(iv), such self-certification must include (1) a justification for the threshold, (2) a clear identification of the threshold, and (3) **supporting documentation, which, for public institutions, may be a “higher threshold consistent with State law”**; and

WHEREAS, under Ohio law, Townships are required to conduct competitive bidding purchases and contracts if such purchases and contracts exceed the following threshold:

1. Purchase of materials, machinery and tools to be used in constructing, maintaining and repairing roads and culverts, where the amount involved exceeds \$50,000. R.C. 5549.21.
2. Contracts for the maintenance or repair of roads, where the amount involved exceeds \$45,000. The board must advertise once, not later than two weeks prior to the letting of the contract, in a newspaper of general circulation in the township. The award must be to the lowest responsible bidder. R.C. 5575.01.
3. Contracts for the construction and erection of a memorial building or monument when the amount involved exceeds \$50,000. R.C. 511.12(B).
4. Contracts for equipment for fire protection, mechanical resuscitation, underwater rescue and recovery, and communication estimated to exceed \$50,000. R.C. 505.37 and 505.376.
5. Contracts for street lighting systems where the cost exceeds \$50,000. R.C. 515.01.
6. Contracts for street lighting improvements where the cost exceeds \$50,000. The board shall accept the lowest and best bid, if the successful bidder meets the requirements of section 153.54 of the Revised Code. The board may reject all bids. R.C. 515.07.
7. Contracts for building modifications for energy savings pursuant to R.C. 505.264, where the estimated cost exceeds \$50,000 (with certain exceptions). Award must be to the lowest and best bidder in accordance with the provisions of R.C. 307.86 to 307.92.
8. Contracts for private sewage collection tiles where the cost exceeds \$50,000. R.C. 521.05. The successful bidder must meet the requirements of R.C. 153.54.
9. Purchase of materials, machinery and tools to be used in constructing, maintaining and repairing roads and culverts, where the amount involved exceeds \$50,000. R.C. 5549.21.

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10. Purchase of materials, machinery and tools to be used in constructing, maintaining and repairing roads and culverts, where the amount involved exceeds \$50,000. R.C. 5549.21.
11. Contracts for the maintenance or repair of roads, where the amount involved exceeds \$45,000. The board must advertise once, not later than two weeks prior to the letting of the contract, in a newspaper of general circulation in the township. The award must be to the lowest responsible bidder. R.C. 5575.01.
12. Contracts for the construction and erection of a memorial building or monument when the amount involved exceeds \$50,000. R.C. 511.12(B).
13. Contracts for equipment for fire protection, mechanical resuscitation, underwater rescue and recovery, and communication estimated to exceed \$50,000. R.C. 505.37 and 505.376.
14. Contracts for street lighting systems where the cost exceeds \$50,000. R.C. 515.01.
15. Contracts for street lighting improvements where the cost exceeds \$50,000. The board shall accept the lowest and best bid, if the successful bidder meets the requirements of section 153.54 of the Revised Code. The board may reject all bids. R.C. 515.07.
16. Contracts for building modifications for energy savings pursuant to R.C. 505.264, where the estimated cost exceeds \$50,000 (with certain exceptions). Award must be to the lowest and best bidder in accordance with the provisions of R.C. 307.86 to 307.92.
17. Contracts for private sewage collection tiles where the cost exceeds \$50,000. R.C. 521.05. The successful bidder must meet the requirements of R.C. 153.54.

WHEREAS, pursuant to 2 C.F.R. 200.320(a)(1)(iv), the Township desires to adopt higher micro-purchase thresholds than those identified in 2 C.F.R. §§200.67, 200.321(a), and 48 C.F.R. § 2.101.

NOW THEREFORE, it is hereby RESOLVED by the Board that:

6. In compliance with the Uniform Guidance, and specifically 2 C.F.R. 200.318, the Township adopts the attached Uniform Guidance Procurement Policy to be used for all expenditures of ARPA funds.

7. In accordance with 2 C.F.R. § 200.320(a)(1)(iv) and the applicable provisions of Ohio law, the Township hereby self-certifies the following micro-purchase thresholds, **each of which is a “higher threshold consistent with State law” under 2 C.F.R. §200.320(a)(1)(iv)(C)** for the reasons set forth in the recitals to this resolution:

- A. \$50,000 for the purchase of materials, machinery and tools to be used in constructing, maintaining and repairing roads and culverts;

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- B. \$45,000 for contracts for the maintenance or repair of roads;
- C. \$50,000 for contracts for the construction and erection of a memorial building or monument;
- D. \$50,000 for contracts for equipment for fire protection, mechanical resuscitation, underwater rescue and recovery, and communication;
- E. \$50,000 for contracts for street lighting systems;
- F. \$50,000 for contracts for street lighting improvements;
- G. \$50,000 for contracts for building modifications for energy savings, subjects to the exceptions set forth in R.C. 307.86 to 307.92; and
- H. \$50,000 for contracts for private sewage collection tiles.

2. The self-certification made herein shall be effective as of the date hereof and shall be applicable until the December 31, 2022, of the Township, but shall not be applicable to Federal financial assistance awards issued prior to April 12, 2022, including ARPA funds.

3. In the event that the Township receives funding from a federal grantor agency that adopts a threshold more restrictive than those contained herein, the Township shall comply with the more restrictive threshold when expending such funds.

4. The Township shall maintain documentation to be made available to a Federal awarding agency, any pass-through entity, and auditors in accordance with 2 C.F.R. § 200.334.

Trustee Mr. Sabo seconded the Motion, and thereupon, the votes in favor of this Resolution were recorded and reflected by the signatures hereto.

BE IT FURTHER RESOLVED: that it is hereby found and determined that all formal actions of this Township concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Township Trustees, and that all deliberations of the Township Trustees and any of its committees that resulted in such formal action, were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Adopted the 12 day of April, 2022.

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*Township Trustees*

Attest: \_\_\_\_\_  
*Township Fiscal Officer*

FIRE DEPARTMENT:

- 1. Monthly Report
  - 2. Domer Communications/Portable Radios
- Motion by Mr. Haws.

#22-191

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, **to authorize the purchase and payment for 2 Kenwood portable Radio's including**

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accessories from Domer Communication, Inc. per the attached quote in an amount not to exceed \$2,500.00 to be taken from Account #4902-760-740-0000.

Seconded by Mr. Sabo

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

3. Establish New Capital Fund

#22- 192

Motion by Mr. Sabo.

WHEREAS, Ohio Revised Code §5705.13, permits political subdivisions to establish via resolution a Capital Projects Fund for the purpose of accumulating resources for the acquisition, construction or improvement of fixed assets of a subdivision;

WHEREAS, the Fire District wishes to establish a Capital Project Fund for the above-described purposes;

NOW THEREFORE BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that the Plain Township Fire Department shall hereby establish a Capital Projects Fund as follows:

1. The source of the monies shall be from the Fire District Fund (2111),
2. The amount of monies to be deposited into the Capital Projects Equipment Fund is \$50,000.00,
3. This Capital Projects fund shall exist for a time period not to exceed ten (10) years,
4. The fixed assets to be acquired, constructed, or improved with the monies shall be identified as (4911) Capital Projects – Fire & EMS Equipment and Vehicles.

BE IT FURTHER RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that the Plain Township Fiscal Officer shall hereby be authorized to certify the establishment of the Fire Capital Fund to the Stark County Auditor and the Auditor of the State of Ohio.

BE IT FURTHER RESOLVED that the Plain Township Fiscal Officer shall hereby be authorized to transfer \$50,000 from the Fire District Fund (2111) into the Capital Project Fund as follows:

- A. **The name of the Capital Project Fund shall be (4911) “Fire & EMS Equipment and Vehicles”.**
- B. The funds shall originate from 2111-910-910-0000– Operating Transfers Out.
- C. The transfer of said funds shall be certified to the Stark County Auditor.

Seconded by Mr. Haws

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

4. McIntosh Oil/Fuel

#22- 193

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 \$15,000.00, to be taken from Account #2281-230-

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420-0000.

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Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Haws, Yes; Mrs. Harless, Yes; Mr. Sabo, Yes

#22- 194

5. Willandale Golf Card Sales/EZGO Valor Gas Golf Cart  
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 (2) 2022 EZGO Valor Gas Golf Cart from Willandale Golf Cart Sales per the attached quote, in an amount not to exceed \$20,000.00 to be taken from Account 2281-760-740-0000.

Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Haws, Yes; Mrs. Harless, Yes; Mr. Sabo, Yes

#22- 195

6. Payment to Stryker Medical for (1) AED w/accessories  
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 one AEDS w/accessories to Stryker Medical, in an amount not to exceed \$3,500.00 to be taken from Account 2281-760-740-0000.

Seconded by Mr. Haws

MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Haws, Yes; Mrs. Harless, Yes; Mr. Sabo, Yes

ROAD DEPARTMENT:

- 1. Monthly Report
- 2. List Paving Bids

#22-196

Motion by Mr. Haws,

1. List Bids- 2022 Paving and Road Repair Project. Bids received from SHELLY CO., NORTHSTAR ASPHALT, SUPERIOR PAVING, are attached to and made a part of these minutes.

Seconded by Mr. Sabo

MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Haws, Yes; Mrs. Harless, Yes; Mr. Sabo, Yes

#22-197

3. Award Paving Bids  
Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to award the 2022 Plain Township Paving and Road Repair Project: Application of Hot Mix 448 Asphalt, Milling and Pavement Markings, for the project to SUPERIOR PAVING. as the lowest responsible bidder with the following prices:

<u>MATERIAL</u>	<u>PRICE PER UNIT</u>
Grinding	\$ 1.65 /Sq. Yd
448 Asphalt	\$ 76.30 /Tons
Tack Coat	\$ 2.00 /Gals
Yellow Centerline(dbl)	\$ 1,700.73 /Mi.
Edgeline(white)	\$ 600.00 /Mi.

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#22-197

Trn Arrow-school-(white)	\$	50.00	/ea.
Single yellow/broken yellow	\$	0.25	/lf.
Lft turn arrows(white)	\$	50.00	/ea.
Rht turn arrows(white)	\$	50.00	/ea.
<b>Stop Bars 24”(white)</b>	\$	50.00	/ea.
<b>Channelized Lines 8”(white)</b>	\$	0.70	/lf.
<b>Cross walks 12”(white)</b>	\$	3.25	/lf.
<b>Transition Lines 24”(yellow)</b>	\$	3.75	/lf.
<b>Walkway 12” hash marks(white)</b>	\$	4.00	/lf.
<b>“School”(white)</b>	\$	300.00	/ea.
R.R. Crossing(white)	\$	300.00	/ea.

Total project not to exceed the budget amount of 1.7 million. Payment amounts to be taken from fund #2141-330-360-0000- Contracted Services.

Seconded by Mrs. Harless

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

4. Sign Contract-Paving Bid

#22-198

Motion by Mr. Haws.

WHEREAS, the Plain Township Board of Trustees has awarded a bid for the 2022 Plain Township Paving and Road Repair Project: Application of Hot Mix 448 Asphalt, Milling and Pavement Markings, for the project to SUPERIOR PAVING and WHEREAS, the contract has been prepared according to the terms and conditions of the bid specifications for the 2022 Plain Township Paving and Road Repair Project; Application of Hot Mix 448 Asphalt, Milling and Pavement Markings.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the execution of the contract with SUPERIOR PAVING for the 2022 Plain Township Paving and Road Repair Project: Application of Hot Mix 448 Asphalt, Milling and Pavement Markings; the language of which contract is incorporated by references as if fully rewritten herein; and BE IT FURTHER RESOLVED by the Plain Township Board of Trustees to authorize payments to SUPERIOR PAVING. Upon satisfactory performance of the terms of this contract. Total project not to exceed the budget amount of 1.7 million.

Payment amounts to be taken from fund #2141-330-360-0000-Contracted Services.

Seconded by Mrs. Harless

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

5. MORE Grant (Discussion)

The Road Department applied for and received the \$500 MORE grant from OTARMA

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#22- 199 6. Payment to Jamar Technologies for a Rac-Geo 11 GPS Distance Measuring Device  
Motion by Mr. Haws.  
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio,  
to authorize purchase and payment to Jamar Technologies for a Rac-Geo II GPS Distance  
Measuring Device. Not to exceed \$2,010.00 from fund 2021-330-430-0000 Tools &  
Equipment.  
Seconded by Mr. Sabo  
MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Haws, Yes; Mrs. Harless, Yes; Mr. Sabo, Yes

ZONING DEPARTMENT:

1. Monthly Report
2. Abatements
  - a. 1937 40<sup>th</sup> ST. NE

#22-200 Motion by Mr. Haws,  
WHEREAS, a public hearing was held on //2022 by the Board of Trustees regarding  
the property conditions at 1937 40<sup>th</sup> ST. NE, Stark County, Ohio (Parcel #5210024) and

WHEREAS, DAWN JONES-HARRINGTON, 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

MEMBER VICE-CHAIRMAN CHAIRMAN  
Vote: Mr. Haws, Yes; Mrs. Harless, Yes; Mr. Sabo, Yes

PARKS:

1. Monthly Report
2. Adjust the Rates for Youth Outdoor Soccer Leagues U10, U12 & U14, Retroactive  
Motion by Mr. Haws.

#22-201 BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio,  
to adjust the rates for the Plain Township Youth Outdoor Soccer League to \$350.00

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per team for U10, U12, U14 age groups retroactive to February 23, 2022.

Seconded by Mr. Sabo

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

3.    Adjust the Rates for Youth Outdoor Soccer Leagues U10, U12 & U14, Effective June 1, 2022

#22-202

Motion by Mr. Sabo.

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to adjust the rates for the Plain Township Youth Outdoor Soccer League to \$280.00 per team for the U8 age groups, and \$400.00 per team for U10, U12, U14 age groups to be effective June 1, 2022.

Seconded by Mr. Haws

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

4.    Payment to Midstates Recreation for repairs to playground matting

#22-203

Motion by Mrs. Harless.

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize work and payment to Midstates Recreation for repairs to the playground matting at Veterans Park in an amount not to exceed \$11,650.00 to be taken from fund 2171-610-599-0000.

Seconded by Mr. Sabo

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

5.    Payment to Levco Striping Services for Parking Lot Striping at Diamond

#22-204

Motion by Mr. Haws.

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize work and payment to Levco Striping Services, Inc. for parking lot striping at Diamond Community Park in an amount not to exceed \$3,600.00 to be taken from fund # 2901-610-599-0000.

Seconded by Mr. Sabo

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

6.    Payment to Pioneer Athletics for Field Paint

#22-205

Motion by Mr. Haws.

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize work and payment to Pioneer Athletics for field paint at Diamond Community Park in an amount not to exceed \$4,339.68 to be taken from fund # 2901-610-420-0000 and 2171-610-420-0000.

Seconded by Mrs. Harless

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

7.    Agreement with Mike King for baseball field rental

#22-206

Motion by Mr. Sabo.

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio,



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to accept and enter into the attached agreement with Mike King for baseball field rental, effective April 4<sup>th</sup>, 2022.

Seconded by Mr. Haws

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

8. ODNR Grant Authorization

#22-207

Motion by Mr. Haws.

WHEREAS, the State of Ohio through the Ohio Department of Natural Resources, administers financial assistance for public recreation purposes, through the State of Ohio NatureWorks grant program and

WHEREAS, the Plain Township Board of Trustees desires financial assistance under the NatureWorks Grant Program,

NOW, THEREFORE, be it resolved by the Plain Township Board of Trustees That the Plain Township Board of Trustees approves filing this application for financial assistance.

That Plain Township Board of Trustees is hereby authorized and directed to execute and file an application with the Ohio Department of Natural Resources and to provide all information and documentation required to become eligible for possible funding assistance.

That the Plain Township Board of Trustees does agree to obligate the funds required to satisfactorily complete the proposed project and become eligible for reimbursement under the terms of the NatureWorks Grant Program.

REQUIRED CERTIFICATE OF RECORDING OFFICER

I, the undersigned, hereby certify, that the foregoing is a true and correct copy of resolution adopted by the Plain Township Board of Trustees held on the 12<sup>th</sup> day in the month of April, 2022, and that I am a duly authorized to execute this certificate.

\_\_\_\_\_

(Original signature)

\_\_\_\_\_

(Title)

Seconded by Mrs. Harless

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

LAW DIRECTOR:

- 1. 4595 Kirby Ave Annexation

COMMUNICATIONS:

- 1. Thank you for revitalizing the Oakwood Square area

PUBLIC SPEAKS: Boy Scout discuss/volunteer to put up and take down Flags on Veterans Day  
Aidan Harper 6427 Blossomwood Circle – Aidan is a Boy Scout and expressed interest with helping put flags for the Veterans Day event

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CONCERNS OF TRUSTEES:

1. Purple Heart Memorial Donation – George Piggott – Mr. Sabo read a letter from Mr. Piggott making a \$2,000 contribution to the Purple Heart Memorial.

CONCERNS OF FISCAL OFFICER: None

APPROVAL OF MINUTES:

#22-208

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 held March 22, 2022 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 March 22, 2022 as presented.

Seconded by Mrs. Harless

MEMBER

VICE-CHAIRMAN

CHAIRMAN

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

EXECUTIVE SESSION:

#22-209

Motion by Mr. Sabo,

BE IT HEREBY RESOLVED BY THE Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 7:02 p.m. from this regular meeting of April 12, 2022, as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of:

1. (a) appointment of a public employee or official  
(b) employment of a public employee of official  
(f) compensation of a public employee or official
2. (a) the purchase of real, personal, tangible, or intangible property
3. A conference with the law director or other retained counsel concerning pending or imminent court action
7. 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, 7256, 172, 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.

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(b) 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

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

#22-210

Motion made by Sabo to return to public session at 8:00 p.m.

Seconded by Mrs. Harless

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

#22-211

Motion by Mr. Sabo,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to enter into the attached engagement retainer with Winkhart & Minor for the development, including easements and covenants, for the amphitheater space at Oakwood Square. To be paid from fund number, #1000-110-500-0000 not to exceed \$10,000.00 and to authorize Lisa Campbell, as the designated Coordinator for Plain Township..

Seconded by Mrs. Harless

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

ADJOURNMENT:

#22-212

Motion by Mr. Sabo,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to adjourn at 8:01 p.m.

Seconded by Mrs. Harless

MEMBER                      VICE-CHAIRMAN      CHAIRMAN

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

\_\_\_\_\_  
John A. Sabo  
Trustee

\_\_\_\_\_  
Brook Harless  
Trustee

\_\_\_\_\_  
Scott Haws  
Trustee

ATTEST:

\_\_\_\_\_  
Thomas Wolf  
Fiscal Officer