

2600 Easton St. NE
Canton, OH 44721

August 9,

2022

REGULAR MEETING

Work
Session

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

PUBLIC HEARING:

FISCAL OFFICER PRO-TEM:

1. Tina Biehl

#22-432

Motion by Mr. Sabo,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to appoint Tina Biehl as Fiscal Officer Pro Tem.

Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN

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

Moment of silence for John Baker

ATTENDANCE:

Scott Haws (excused absence), John Sabo, Brook Harless, Chief Shalenberger,

Eric Williams, JP Neff, Thomas Ferrara, Rob Steinberg, Lisa Campbell and Tina Biehl (Fiscal Officer Pro Tem)

Media: None

AGENDA: The agenda stands as presented.

SHERIFF'S REPORT:

1. Monthly Report

UNFINISHED BUSINESS:

NEW BUSINESS:

#22-433

1. Prohibit Engine Brake on 55th ST. East of Linford to West of Harmont

Motion by Mr. Sabo,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio Whereas, ORC Section 4513.221(E)(4) authorizes a Board of Township Trustees to regulate noise from passenger cars, motorcycles, or other devices using internal combustion engines in the unincorporated area of the township in the vicinity of 55th St NW prohibiting racing the motor of any vehicle using an internal combustion engine in such a manner that the exhaust system emits a loud, cracking, or chattering noise unusual to its normal operation; and

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio, has received complaints from residents in the vicinity of 55th St with

regard to loud noises emitted by trucks using diesel engine retarders known as "Jake brakes," which reduce the trucks' rate of speed, but cause the trucks' exhaust systems to emit loud, cracking,

or chattering noises unusual to their normal operations; and

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WHEREAS, such residents have complained that these noise emissions have occurred at all times of the day and night, but are particularly annoying in the dark hours when said residents are attempting to sleep; now therefore,

Be it resolved by the Plain Township Board of Trustees, Stark County, Ohio, as follows:

Section 1. This Board hereby determines that the use of an engine brake on a motor vehicle **causes the motor vehicle's motor to race in such a manner as to cause its exhaust** system to emit a loud, cracking, or chattering noise unusual to its normal operation, and by this regulation hereby prohibits such use in the vicinity of 55th St. from East of Lindford to West of Harmont.

This **regulation does not apply to "emergency vehicles" or "public safety vehicles"** as defined by ORC Section 4511.01.

Section 2. Whoever violates the prohibition set forth in Section 1 above is guilty of a minor misdemeanor.

Section 3. The effective date of this resolution shall be ten (10) calendar days after the posting of signage appropriate to carry out the purposes of this Resolution.

Section 4. The Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board were taken in meetings open to the public, in compliance with all legal requirements, including ORC Section 121.22, except as other permitted thereby.

3-0 y

Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN

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

FISCAL OFFICER'S REPORT:

- 1. Pending Warrants
#22-434 Motion by Mrs. Harless,
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 \$ 58,220.42 as attached hereto and made a part of these minutes.
Seconded by Mr. Sabo
MEMBER VICE-CHAIRMAN CHAIRMAN
Vote: Mr. Haws, Mrs. Harless, Yes; Mr. Sabo, Yes
- 2. Regular Payroll
#22-435 Motion by Mr. Sabo,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark

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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, Mrs. Harless, Yes; Mr. Sabo, Yes.

3. Medical Claims

#22-436

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 Mutual Health Services and Aultcare:

DATE	WARRANT	AMOUNT
08/04/22	2005-2022	\$ 19,838.31
08/04/22	2006-2022	\$ 1,905.02

Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN

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

4. Financial Report

5. Investment Report

6. Amended Certificate

#22-437

Motion by Mrs. Harless,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the Plain Township Fiscal Officer to request an Additional Amended Certificate of Estimated Resources from the Stark County Auditor for \$478,837.51

1000-General Fund	\$	2,365.00
2011-Motor Vehicle Fund	\$	70,930.03
2031-Road & Bridge	\$	30,087.21
2081-Police District	\$	49,153.35
2111-Fire District	\$	253,546.79
2141-Road District	\$	70,085.53
2171-Park Levy	\$	1,800.00
2281-Ambulance & EMS	\$	369.30
2901-Diamond Park	\$	500.30

AND BE IT FURTHER RESOLVED, by the Plain Township Board of Trustees, upon certification by the Stark County Auditor to appropriate these funds as follows:

1000-760-730-0000-Improvement of Sites	\$	2,365.00
2011-330-599-0000 - Other Expenses	\$	70,930.03
2031-330-599-0000 - Other Expenses	\$	30,087.21
2081-210-599-0000 - Other Expenses	\$	49,153.35

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2111-220-599-0000 - Other Expenses	\$	253,546.79
2141-330-599-0000 - Other Expenses	\$	70,085.53
2171-610-599-0000 - Other Expenses	\$	1,800.00
2281-230-599-0000 - Other Expenses	\$	369.30
2901-610-599-0000 - Other Expenses	\$	500.30

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

#22-438

7. Amended Certificate Capital Funds
Motion by Mr. Sabo,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the Plain Township Fiscal Officer to request an Additional Amended Certificate of Estimated Resources from the Stark County Auditor for \$450,000.00

2111-Fire District	\$	450,000.00
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AND BE IT FURTHER RESOLVED, by the Plain Township Board of Trustees, upon certification by the Stark County Auditor to appropriate these funds as follows:

4901-760-750-0000 - Fire Truck	\$	25,000.00
4903-760-720-0000 - Fire Building Repair	\$	100,000.00
4906-760-750-0000 – Fire Ladder/Equip	\$	100,000.00
4909-760-790-0000 - Fire Levy Reserve	\$	75,000.00
4911-760-740-0000 - Fire & EMS Equipment & Vehicles	\$	150,000.00

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

ADMINISTRATOR:

#22-439

1. Payment to Canton Data Print
Motion by Mrs. Harless,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize payment to Canton Data Print for the *printing and postage* of the 2022, Plain Township Fall Newsletter in an amount not to exceed \$15,000.00 and to authorize payment from the following funds:

Printing & Postage

Administration	1000-110-500-0000	\$3,000.00
Road	2031-330-599-0000	\$3,000.00

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Park	2901-610-599-0000	\$3,000.00
Zoning	2181-130-599-0000	\$3,000.00
Fire	2111-220-599-0000	\$3,000.00

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

#22-440

2. Payment to Graphic Enterprises

Motion by Mrs. Harless,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize payment to, Graphic Enterprises, for a Konica Minolta Bizhub C360i, color copy, print, scan and fax, copy machine (see attached) and to be paid from fund number, #1000-760-740-0000, not to exceed \$8,247.00, and the payment for the service agreement with Graphic Enterprises, to be paid from fund #1000-120-420-0000.

And BE IT FURTHER RESOLVED, payment for the service agreement with Graphic Enterprises, to be paid from fund #1000-110-360-0000.

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

FIRE DEPARTMENT:

1. Monthly Report
2. Mobile Radio – From Motorola

#22-441

Motion by Mrs. Harless,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase and payment of one (1) APX4500 enhanced 7/800 MHZ Radio with device programming and misc. from Motorola Solutions in and amount not to exceed \$4,000.00 to be taken from account #4902-760-740-0000.

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

#22-442

3. Purchase Hydraulic Floor Jack

Motion by Mr. Sabo,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchases and payment of one 20,000 lb. Air/Hydraulic Floor Jack from Gray Manufacturing, per the attached quote in an amount not to exceed \$5,000.00 to be taken from funds:

2111-220-430-0000 - \$2,500.00
 2021-330-430-0000- \$2,500.00

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

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#22-443

4. Stair Chair-Stryker
Motion by Mrs. Harless,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio,
to authorize the purchase and payment of 1 Stair-PRO from Stryker Medical per the
attached quote, in an amount not to exceed \$4,600.00, from account: 2281-230-420-
0000

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

#22-444

5. McIntosh Oil
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 gasoline, oil, diesel fuel and misc.
from McIntosh Oil Company INC. at a cost not to exceed \$20,000.00, to be taken
from Account #2281-230-420-0000.

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

#22-445

6. Ladder Inspections
Motion by Mrs. Harless,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio,
to authorize purchases and payment to CFS Inspections to test all Ground and Aerial
Ladders and replace Heat Sensors and misc. supplies, in the amount not to exceed
\$3,500.00 to be paid from Fund 2111-220-599-0000.

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

ROAD DEPARTMENT:

- 1. Monthly Report
- 2. Paving Update

ZONING DEPARTMENT:

- 1. Monthly Report
- 2. Abatements
 - a. 2907 30th St. NE

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#22-446

Motion by Mrs. Harless,
WHEREAS, a public hearing was held on 08/09/2022 by the Board of Trustees regarding the property conditions at 2907 30th St. NE, Stark County, Ohio (Parcel # 52-01740) and

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

b. 1311 Chantilly Cir. NE

#22-447

Motion by Mrs. Harless,
WHEREAS, a public hearing was held on 08/09/2022 by the Board of Trustees regarding the property conditions at 1311 Chantilly Cir. NE, Stark County, Ohio (Parcel # 52-16872) and

WHEREAS, STEVE & ANGIE ZOUMBERAKIS, 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

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accumulation of vegetation, garbage, refuse, and other debris constituting a nuisance on property within Plain Township. And

- The nuisance(s) shall be abated or removed according to the procedures outlined in ORC Section 505.871, and**
- Notice of this decision will be provided to the property owners.**

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

3. IWORQ'S Contract Renewal

#22-448

Motion by Mr. Sabo
 BE IT HEREBY RESOLVED, 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 2181-130-490-0000.

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

PARKS:

1. Monthly Report
2. Private Utilities Marking Service

#22-449

Motion by Mrs. Harless,
 BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize payment and work to be done by Ground Penetrating Radar Systems, LLC for private utility marking at Diamond Community Park in an amount not to exceed \$2,925.00 to be taken from fund #2901-610-599-0000.

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

LAW DIRECTOR:

COMMUNICATIONS:

1. Thank you to Rob Steinberg from Kameron Davis for the opportunity to intern with you at Plain Township
2. Thank you to J.P. Neff & all of the Road Crew – for all the contributions and effort regarding the Hall of Fame Game, Enshrinement, and Legend Concert

PUBLIC SPEAKS: None

CONCERNS OF TRUSTEES: None

CONCERNS OF FISCAL OFFICER: None

APPROVAL OF MINUTES:None

EXECUTIVE SESSION: None

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ADJOURNMENT:

#22-450

Motion by Mr. Sabo,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio,
to adjourn at 6:19 p.m.

Seconded by Mrs. Harless

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

John A. Sabo
Trustee

Brook Harless
Trustee

Scott Haws
Trustee

ATTEST:

Thomas Wolf
Fiscal Officer