

2600 Easton St. NE
Canton, OH 44721

September 13, 2022

REGULAR MEETING

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

ATTENDANCE:

Scott Haws, John Sabo, Brook Harless, Chief Shalenberger, Lisa Campbell, Eric Williams, JP Neff, Thomas Ferrara, Rob Steinberg, and Thomas Wolf.

Media: None

AGENDA: Add Admin#6, add Road#7, add Fire#5 . The Agenda stands as edited.

Executive Session:

#22-480

Motion by Mr. Sabo,

BE IT HEREBY RESOLVED BY THE Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 6:01 p.m. from this regular meeting of 9/13/22 as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of:

- (3) a conference with the law director or other retained counsel concerning disputes involving the Township that are subject of pending or imminent court action.

Seconded by Mr. Haws

MEMBER VICE-CHAIRMAN CHAIRMAN

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

#22-481

Motion was made by Mr. Haws to return to public session at 6:43 p.m.

Seconded by Mr. Sabo

MEMBER VICE-CHAIRMAN CHAIRMAN

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

*No announcements for action from Executive Session

SHERIFF'S REPORT:

- 1. Monthly Report

UNFINISHED BUSINESS: None

NEW BUSINESS: None

FISCAL OFFICER'S REPORT:

- 1. Pending Warrants

#22-482

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 \$ 1,277,253.40 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

#22-483

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. Sabo

MEMBER VICE-CHAIRMAN CHAIRMAN

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

2600 Easton St. NE
Canton, OH 44721

September 13, 2022

#22-484 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 Mutual Health Services and Aultcare:

DATE	WARRANT	AMOUNT
08/26/22	2377-2022	\$ 1,380.83
08/26/22	2378-2022	\$14,024.07
09/02/22	2379-2022	\$ 8,322.58
09/09/22	2387-2022	\$ 8,662.68

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

- 4. Financial Report
- 5. Investment Report
- 6. Transfer of Funds

#22-485 Motion by Mrs. Harless,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the following transfer of funds:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
<u>Admin</u>		
2273-190-599-0000 other exp	2273-190-360-0000 cont serv	\$401,927.80
2273-760-720-0000 buildings	2273-190-360-0000 cont serv	\$200,000.00
2273-760-740-0000 mach,equip	2273-190-360-0000 cont serv	\$600,000.00
<u>Parks</u>		
2901-760-740-0000 mach,equip	2901-610-599-0000 other exp	\$ 10,000.00
2171-610-420-0000 oper supp	2171-610-315-0000 election exp	\$ 15,628.00
<u>Police</u>		
2081-210-370-0000 contracts	2081-210-314-0000 tax coll fees	\$ 3,379.00
<u>Road</u>		
2031-330-360-0000 contracts	2031-330-314-0000 tax coll fees	\$ 2,005.00

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

2600 Easton St. NE
Canton, OH 44721

September 13, 2022

#22-486 7. BWC Audit and True-Up Payment
Motion by Mr. Haws,
WHEREAS, Plain Township Board of Trustees, Stark County, Ohio entered into a contract **for coverage with the State of Ohio Bureau of Workers' Compensation for the calendar year 2021 (Res #19-575).**

WHEREAS, Plain Township underwent an audit by the Ohio Bureau of Workers' Compensation as allowed by OAC 4123-17-17 for the audit period of 01/01/21-01/01/22

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, **Stark County, Ohio to authorize a payment to the State of Ohio Bureau of Worker's Compensation not to exceed \$14,647.00 for the audit True-up, audit fees and installment fees for the period 01-01/22-01/01/2023.**

Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN

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

#22-487 8. Hire Janet Garrison part-time office clerk
Motion by Mrs Harless,
WHEREAS, the Township Fiscal Officer may hire and appoint one or more persons as the Fiscal Officer finds necessary to provide assistance to the Township Fiscal or Deputy Fiscal Officer as provided in 507.021 of the Ohio Revised Code.

WHEREAS, ORC 507.021(C) states: before serving, an assistant to the Township Fiscal Officer shall give bond for the faithful discharge of the duties of the office as may be delegated by the Fiscal Officer. The bond shall be payable to the Board of Plain Township Trustees and shall be for the same sum as required under section 507.03 of the Revised Code for the Township Fiscal Officer, with sureties approved by the board, and conditioned for the faithful performance of duties delegated by the Fiscal Officer. The bond shall be recorded by the Township Fiscal Officer, filed with the county Treasurer, and carefully preserved.

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to hire Janet Garrison to the position of part-time Office Clerk to the Township Fiscal Officer as outlined in ORC 507.021 at the rate of \$15.00 per hour with no benefits beginning September 14, 2022 pending pre-employment drug & alcohol screening results.

Seconded by Mr. Sabo

MEMBER VICE-CHAIRMAN CHAIRMAN

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

#22-488 9. EMS Refunds
Motion by Mr. Haws,
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 by Ohio Billing Inc.:

<u>PAYABLE TO</u>	<u>AMOUNT</u>
Roberta E. Geiselman	\$ 200.00

2600 Easton St. NE
Canton, OH 44721

September 13,

2022

Total \$ 200.00

Seconded by Mr. Sabo

MEMBER VICE-CHAIRMAN CHAIRMAN

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

ADMINISTRATOR:

#22-489 1. List Bids for Plain Township Amphitheater Project

Motion by Mr. Haws,

List Bids-Plain Township Amphitheater Project, Bids were received from the following **contractor's listed below;**

Contractor

Base Bid

Fred Oliveri Construction Company \$3,134,855.00

St. Clair/Pavlis Group Inc \$2,998,000.00

Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN

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

#22-490

2. Award Bid for Plain Township Amphitheater Project

Motion by Mr. Haws,

WHEREAS, the Plain Township Board of Trustees has advertised for bids for the Plain Township Amphitheater Project, from August 10, 2022, at 8:00 AM to August 31, 2022, at 12:00 pm, Bids were opened at 1:00 pm, on August 31, 2022,

WHEREAS, SoL Harris/Day reviewed the bids and made a recommendation.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to award the Plain Township Amphitheater Project to, St. Clair/Pavlis Group Inc., in the amount not to exceed \$3,013,492.00, which is comprised of the \$2,998,000.00 base bid and alternates #2 Architecturally Exposed Structural Steel Level 2 on Stage Roof Structure, and #4 Plaza Hose Bib and Water Line, as indicated on the attached bid tabulation to be paid from fund, 2273-190-360-0000, Contracted Services.

Seconded by Mr. Sabo

MEMBER VICE-CHAIRMAN CHAIRMAN

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

#22-491

3. Sign Contract-Amphitheater Bid

Motion by Mr. Haws,

WHEREAS, the Plain Township Board of Trustees has awarded a bid for the 2022 Plain Township Amphitheater Project to: St. Clair/Pavlis Group Inc.

WHEREAS, a contract has been prepared according to the terms and conditions of the bid specifications for 2022 Plain Township Amphitheater Bids;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the execution of the contract for 2022 Plain Township Amphitheater Bid, the language of which contract is incorporated by reference as if fully rewritten herein; and

2600 Easton St. NE
Canton, OH 44721

September 13, 2022

BE IT FURTHER RESOLVED by the Plain Township Board of Trustees to authorize payment to St. Clair/Pavlis Group Inc. upon satisfactory performance of the terms of this contract and according to the schedule set forth therein the contract to be paid from fund #2273-190-360-000.

Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN

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

4. ARPA Resolution

#22-492

RESOLUTION NO. 22-492

Authorizing Expenditure from American Rescue Plan Act Funds

Stark County, Ohio

Be It Resolved by the Township Trustees of Plain Township

WHEREAS, this date, September 13th, 2022, Trustee Sabo 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 -

(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

2600 Easton St. NE
Canton, OH 44721

September 13, 2022

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 simply 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.

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

WHEREAS, 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 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:

2600 Easton St. NE
Canton, OH 44721

September 13, 2022

The construction of an amphitheater at Oakwood Square which would be an outdoor facility to be used by the public to support local activities and local merchants who have been negatively impacted by the effects of the pandemic and is an approved expenditure for the Fiscal Recovery Funds and is authorized as Revenue Loss under Expenditure Category 6.1 for the provision of governmental services pursuant to the ARPA.

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

1. The Township elected to use the standard allowance by way of Resolution 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: \$3,013,492.00 .

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

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 Haws 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

2600 Easton St. NE
Canton, OH 44721

September 13, 2022

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 13th day of September, 2022.

Township Trustees

Attest: _____
Township Fiscal Officer

#22-493 5. Contract with GPD for Independent Testing
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to accept the proposal, from GPD Geotechnical Services, Inc., for the Amphitheater testing for, construction materials, soils, concrete, steel and masonry, in the amount not to exceed, \$20,000.00, and to be paid from fund #1000-110-500-0000.

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

#22-494 6. Matching Funds for the Monarch Meadow Preserve Project
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to authorize Tom Wolf to complete the **certification of local funds for Plain Township's** match of the purchase of Monarch Meadow Preserve as described in the Clean Ohio Grant. The match is equal to 26% or \$146,770 of the anticipated total project cost for the Monarch Meadow Preserve Project.

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

FIRE DEPARTMENT:

#22-495 1. Monthly Report
2. Accept Resignation Seth Falcone
Motion by Mr. Sabo,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to accept the resignation of Seth Falcone as a Plain Township Part-Time Firefighter/EMT effective September 1, 2022, at 0700 am.

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

#22-496 3. Uniform Allowance
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County,

2600 Easton St. NE
Canton, OH 44721

September 13, 2022

Ohio, to authorize a uniform allowance blanket in the amount not to exceed \$18,500.00 for the purchase and payment from Various Venders for uniforms and uniform accessories & misc. to be taken from account: 2281-230-599-0000.

Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN

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

4. Hire Full Time

#22-497

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to promote Alexander Derlich and Ryan Clevenger from part time status to a full time Firefighter/Paramedic Class I, pending satisfactory completion of the Ohio Police and Fire medical physical. Wages and benefits are to be in accordance with the collective bargaining agreement

Seconded by Mr. Sabo

MEMBER VICE-CHAIRMAN CHAIRMAN

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

5. Thank you to the Parks Dept for their help with the Firefighter/Police MDA Kickball Tournament Fundraiser. They were able to raise over \$13,000 for MDA

ROAD DEPARTMENT:

1. Monthly Report

2. Purchase Steel Dump Bed Insert

#22-498

Motion by Mrs. Harless,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize purchase, payment, and installation of a new Truck Craft TC-101- 8' Steel Dump Bed Insert from Emmett Equipment Co. Not to exceed \$4,878.00 from fund 2141-760-740-0000 Machinery & Equipment.

Seconded by Mr. Sabo

MEMBER VICE-CHAIRMAN CHAIRMAN

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

3. Post Stop Sign

#22-499

Motion by Mrs. Harless,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, pursuant to the authority of the Ohio Revised Code Section 4511.10, that a traffic control device, in the form of a stop sign, be placed at the following intersection based upon recommendation of the Highway Superintendent.

19th St. N.W. and Clarendon Ave. N.W. With stop sign being placed on 19th St. N.W. for East bound traffic.

Seconded by Mr. Sabo

MEMBER VICE-CHAIRMAN CHAIRMAN

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

4. Post Stop Sign

#22-500

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, pursuant to the authority of the Ohio Revised Code Section 4511.10, that a traffic control

2600 Easton St. NE
Canton, OH 44721

September 13, 2022

device, in the form of a stop sign, be placed at the following intersection based upon recommendation of the Highway Superintendent.

21st St. N.W. and Clarendon Ave. N.W. With stop signs (2) being placed on 21st St. N.W. for East and West bound traffic.

Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN

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

5. Paving Project

6. Enter into Agreement with City of North Canton

#22-501

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to enter into agreement with The City of North Canton for the extension of City **waterlines as part of Plain Township's Orion St. Reconstruction Project. See attached agreement.**

Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN

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

7. Certification of Local Funds for Orion St NW Improvement Project

#22-502

Motion by Mr. Haws,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize Fiscal Officer Tom Wolf to complete the certification of local funds for **Plain Township's match of the total project cost. The match is equal to 51% or**

\$615,858.71 of the anticipated total project cost. To be paid as follows:

\$350,000 to be paid from 2031-330-360-0000 Contracted Services in the Fiscal Year 2023 for the local share amount.

\$265,858.71 to be paid from 2031-330-360-0000 Contracted Services. This will be used to re-pay the Ohio Public Works Commission SCIP or RLP loan. Starting Fiscal Year 2023, to be paid over a 5-year term at 0% interest with no penalty for early pay-off.

Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN

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

ZONING DEPARTMENT:

1. Monthly Report

2. Nuisance Abatements

a. 1918 39th St NW

#22-503

Motion by Mr. Haws,

WHEREAS, a public hearing was held on 9/13/22 by the Board of Trustees regarding the property conditions at 1918 39th St NW, Stark County, Ohio (Parcel # 5216480) and WHEREAS, BENJAMIN BAIER, has failed to demonstrate satisfactory progress in correcting the violations at the above property; and

2600 Easton St. NE
Canton, OH 44721

September 13, 2022

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

3. Tolin Design Reimbursement

#22-504

Motion by Mr. Sabo,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to reimburse Tolin Designs in the amount of \$1,906.77 from fund 1000-110-500-0000 for flooring and materials.

Seconded by Mr. Haws

MEMBER VICE-CHAIRMAN CHAIRMAN

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

PARKS:

1. Monthly Report

2. Water at Diamond Park

#22-505

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to authorize payment upon completion and work to be done by Classic Plumbing Professionals, Inc. for a water line installation at Diamond Community Park in an amount not to exceed \$15,000.00 to be taken from fund # 2901-610-599-0000.

Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN

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

2600 Easton St. NE
Canton, OH 44721

September 13, 2022

#22-506

3. ARPA Clean Water Access Diamond

RESOLUTION NO. 22-506

Authorizing Expenditure from American Rescue Plan Act Funds

Stark County, Ohio

Be It Resolved by the Township Trustees of Plain Township

WHEREAS, this date, September 13th, 2022, Trustee 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 -

(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

2600 Easton St. NE
Canton, OH 44721

September 13, 2022

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.

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

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

- Deposit into pension funds

2600 Easton St. NE
Canton, OH 44721

September 13, 2022

- Satisfaction of settlements or judgments
- Contributions to financial reserves or “rainy day” funds

WHEREAS, the 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:

Connecting water lines to Diamond Park for the purpose of establishing clean water access from the current well and septic service is an approved infrastructure improvement and is an approved expenditure for the Fiscal Recovery Funds and is authorized as Revenue Loss under Expenditure Category 6.1 for the provision of governmental services pursuant to the ARPA

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

1. The Township elected to use the standard allowance by way of Resolution 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: \$15,000.00.
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
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 Harless 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

2600 Easton St. NE
Canton, OH 44721

September 13, 2022

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 13th day of September, 2022.

Township Trustees

Attest: _____
Township Fiscal Officer

#22-507

4. Reservation/Refund Policy

Motion by Mr. Sabo,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to adopt the attached Parks Reservation/Rental Refund Policy, to be effective September 15, 2022.

Seconded by Mrs. Harless

MEMBER VICE-CHAIRMAN CHAIRMAN

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

5. Santa at Central

December 10th from 12:30-2:30 at Central Fire Station. Community Event for the children, presented by the Fire and Parks Departments.

LAW DIRECTOR: None

COMMUNICATIONS: None

PUBLIC SPEAKS:

Troy Grabowski from Walsh University spoke regarding a 5K he was running to raise scholarship funds.

CONCERNS OF TRUSTEES:

Mr. Haws gave a SCOG update to the Board

CONCERNS OF FISCAL OFFICER: None

APPROVAL OF MINUTES:

#22-508

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 August 9, 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 August 9, 2022, as presented.

Seconded by Mr. Haws

2600 Easton St. NE
Canton, OH 44721

September 13, 2022

#22-509

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

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 August 17, 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 August 17, 2022, as presented.
Seconded by Mr. Sabo

#22-510

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

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 August 23, 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 August 23, 2022, as presented.
Seconded by Mr. Haws

ADJOURNMENT:

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

#22-511 Motion by Mr. Sabo,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to adjourn at 7:27 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