

## **2-10-04 WORK SESSION**

### **ATTENDANCE:**

Pamela Bossart, Louis Giavasis, Albert Leno, Claude W. Shriver, II, Mark Cozy, Eric Williams, Joe Iacino, Mike Sherrard, Joe Bourquin, John Sabo, Mary Lee Sponseller.  
Media present: None.

President Giavasis convened the work session at 6:20 p.m.

Stonehedge #7 was discussed. Mr. Iacino said that we had been asked to take the performance bond and release it on Stonehedge #7, that there were concerns over flooding and grading issues, and many resident complaints. Mr. Joe Underwood, an engineer from Stark County Regional Planning, was present, and displayed charts for the Board to look at prior to construction showing the topography of the land and the way the water flowed prior to any construction. He also said that the swale was designed because in May there was a flooding problem because a lot of the yards were not matured. However, he does believe that the swale will handle it if a catch basin is put in place and tied into a sewer at the end where the swale levels out and gets flat. However, his true belief is that it probably should be designed as originally planned to allow a slow sheet of water to drain into the yards and that also would work. However, he did not feel that the developer would want to disrupt the ground again, and his opinion was, if the swale were to stay, it is a must that we place the catch basin there to catch the water at the end where it levels off and take it into a sewer rather than having it run into the street. Mr. Iacino was concerned as to who would undertake this expense. Mr. Underwood said that he most probably could get the developer to do it, especially since we were not going to take over the street and release the bond.

## **REGULAR MEETING**

**OPENING:** The regular meeting was called to order at 7:00 p.m. by President Giavasis, who led the staff and audience in the pledge of allegiance.

### **ATTENDANCE:**

Pamela Bossart, Louis Giavasis, Albert Leno, Claude W. Shriver, II, Mark Cozy, Eric Williams, Joe Iacino, Mike Sherrard, Joe Bourquin, John Sabo, Mary Lee Sponseller.  
Media present: Natalie Lariccia, the Repository.

**AGENDA:** Mary Lee Sponseller added a proposed zoning amendment as New Business #1.

**SHERIFF'S REPORT:**

C. J. Stantz and Lt. Shankle were present. There were no concerns. However, Pam James, of 1312 Schneider Rd. NE was present to share a concern over Market and 55<sup>th</sup> St. and read a letter requesting a study be put together talking about the right-hand lane going north merging into the left, and she felt that this should be a right-hand turn lane only, as it is going to cause an accident.

**UNFINISHED BUSINESS:**

1. Phone Add-ons -

- #04-154 Motion by Mrs. Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase of additional phone equipment from Himebaugh Consulting, Inc. in an amount not to exceed \$3,400.00;  
BE IT FURTHER RESOLVED that the cost be divided as follows:  
not to exceed \$750.00 from Fund 11-A-04 (Road Department) for one additional phone and one horn; and not to exceed \$2,650.00 from Fund 10-A-08 (Fire Department) for six additional phones and three horns.  
Seconded by Mr. Leno.  
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

**NEW BUSINESS:**

1. Proposed Zoning Amendment –

- #04-155 Motion by Mrs. Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to forward the proposed amendment to the Plain Township Zoning Resolution as attached hereto, to the Plain Township Zoning Commission, which would remove “Adult Entertainment Uses” from B-2 and I-1 Districts and would permit such uses only as conditionally permitted in the I-2 General Industrial District.  
Seconded by Mr. Giavasis.  
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

**CLERK’S REPORT:**

1. 1. Pending Warrants –

- #04-156 Motion by Mr. Giavasis,  
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 \$669,497.72 as attached hereto and made a part of these minutes.  
Seconded by Mr. Leno.  
Vote: Mrs. Bossart, yes ; Mr. Leno, yes; Mr. Giavasis, yes.

2. 2. Regular Payroll –

- #04-157 Motion by Mrs. Bossart,  
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 \$110,000.00.**

**Seconded by Mr. Leno.**

**Vote: Mrs. Bossart, yes ; Mr. Leno, yes; Mr. Giavasis, yes.**

**CLERK'S REPORT:** (continued)

3. 3. Payment of Medical Claims –

#04-158 Motion by Mr. Leno,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,  
Stark County, Ohio to authorize payment for the following medical claims  
as provided by AultCare:

<u>DATE</u>	<u>WARRANT</u>	<u>AMOUNT</u>
02/03/04	EFT 40110	\$3,088.62
02/10/04	EFT 40164	6,953.85

Seconded by Mr. Giavasis.

Vote: Mrs. Bossart, yes ; Mr. Leno, yes; Mr. Giavasis, yes.

4. The Financial Report was given. There were no questions. Mr. Shriver did point out that there is an interim fund investment coming due on February 17.

5. Release of Insurance Proceeds –

#04-159 Motion by Mr. Leno,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,  
Stark County, Ohio, to authorize a release of insurance proceeds being  
retained for a loss caused by fire at 7816 Chatham Avenue NW on August  
4, 2003 in the amount of \$10,000.00 to Gayle M. McCleary, 7816  
Chatham Avenue NW, North Canton, OH 44720 as authorized by Thomas  
M. McCallin, Captain, Division of Life Safety and Records.

Seconded by Mr. Giavasis.

Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

6. Transfer of Funds –

#04-160 Motion by Mr. Giavasis,  
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>
04-C-03 – Contracts	04-B-02 – Materials	\$71,000.00

Seconded by Mrs. Bossart.

Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

7. Refund of EMS Overpayment –

#04-161 Motion by Mrs. Bossart,  
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.:

PAYABLE TO	AMOUNT
Robert T. Krauss	\$468.90
Seconded by Mr. Leno.	
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.	

**ADMINISTRATOR:**

1. The Computer Systems Manager Monthly Report was given; there were no questions.

**ADMINISTRATOR:**

2. Spring Newsletter –

#04-162

Motion by Mrs. Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,  
Stark County, Ohio, to authorize the printing and distributing of Issue 1,  
Spring 2004 of the Plain Township Newsletter by Pinnacle Press at a cost  
not to exceed \$6,000.00.

Seconded by Mr. Giavasis.

Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

**FIRE DEPARTMENT:**

1. The Monthly Report was given; there were no questions.

2. SCBA Recalibration –

#04-163

Motion by Mr. Leno,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,  
Stark County, Ohio, to authorize repair, annual testing and parts for self-  
contained breathing apparatus from Warren Fire Equipment in an amount  
not to exceed \$3,500.00.

Seconded by Mr. Giavasis.

Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

3. Maintenance Contract for Logger –

#04-164

Motion by Mrs. Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,  
Stark County, Ohio to authorize approval for the annual maintenance  
contract with Stephen Campbell and Associates for the CR-310 TEAC VHS  
Logger and DIR911D single instant recall in the amount of \$1,005.00.

Seconded by Mr. Giavasis.

Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

4. Attendance at Ohio Fire Chiefs' Conference –

#04-165

Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,  
Stark County, Ohio, to authorize the attendance for Chief Sabo to the Ohio  
Fire Chiefs' Conference in Huron, Ohio from July 15 – 21, 2004 for  
registration, meals, lodging and travel in an amount not to exceed  
\$1,350.00 and to authorize payment for the minimum amount necessary  
for room confirmation in an amount not to exceed \$150.00.

Seconded by Mr. Leno.

Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

**ROAD DEPARTMENT:**

1. The Monthly Report was given; there were no questions.
2. Purchase of Fuel –

#04-166 Motion by Mrs. Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,  
Stark County, Ohio, to authorize the purchase of gasoline, oil and diesel  
fuel at a cost not to exceed \$8,000.00.  
Seconded by Mr. Giavasis.  
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

**ROAD DEPARTMENT: (continued)**

3. 55<sup>th</sup> St. Speed Limit – Joe Iacino wanted the Board to know that  
the speed study for 55<sup>th</sup> St. had been completed. The signs were  
ordered and are installed and the Sheriff's Department has been  
notified of the change.
4. Purchase of Tires –

#04-167 Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,  
Stark County, Ohio, to authorize the purchase of tires from North Canton  
Tire under the state purchasing bid not to exceed an amount of four  
thousand eight dollars and two cents (\$4,008.02) out of Fund 4-A-5D.  
Seconded by Mr. Leno.  
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

**ZONING DEPARTMENT:**

1. The Monthly Report was given. Mr. Bourquin pointed out some  
highlights and said that there are four new homes scheduled to be  
built and permits were taken in January of this year.
2. Waive Zoning Fees – Taft School –

#04-168 Motion by Mrs. Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,  
Stark County, Ohio, to waive the payment of any and all zoning fees  
necessary for an elevator addition at Taft Middle School, 3829 Guildford  
Road NW; and  
BE IT FURTHER RESOLVED that the placement of the structure must  
still comply with all other requirements and restrictions of the Plain  
Township Zoning Resolution.

Seconded by Mr. Leno.

Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis.

**PARKS & RECREATION:**

1. The Monthly Report was given; there were no questions.

**PLANNING:**

1. The Monthly Report was given.

**COMMUNICATIONS:**

1. Richard and Christine Whitlatch, of 58<sup>th</sup> St. NE, are concerned about water problems in front of and in their front lawn.
2. Gary D. Zeigler, Stark County Treasurer – regarding House Bill 127, which was passed and will become effective March 11, 2004, and will allow townships to acquire delinquent and run-down properties at favorable terms.
3. Stark County Health Department – regarding the District Advisory Council on March 4, 2004.
4. Stark County Engineer – regarding a meeting to be held on March 25, 2004, for the Columbus/Harmont improvement project.

## **CONCERNS OF CITIZENS:**

Linda Stranan, of 800 29<sup>th</sup> St. NE, was present with several other citizens concerned about the flooding in the area. She said that they had noted some stakes and wanted to know when something was going to be done. Mr. Cozy said that the design plan had been contracted with Cooper and Associates and should be done very shortly and then we will get a meeting with the City of Canton for the completion of the study and it should be very soon and hopefully the City of Canton will take part in this with Plain Township. He will let Mrs. Stranan and the other neighbors know when the plan is designed so that they can look at it.

## **APPROVAL OF MINUTES:**

#04-169 Motion by Mrs. Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to waive the reading of the minutes of the regular meeting held January 27, 2004 and make them a 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 regular meeting held January 27, 2004 as presented.  
Seconded by Mr. Giavasis.  
Vote: Mrs. Bossart, yes ; Mr. Leno, yes; Mr. Giavasis, yes.

## **EXECUTIVE SESSION:**

#04-170 Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 7:50 p.m. from this regular meeting of February 10, 2004 as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of: compensation of a public employee or official; preparing for, conducting or reviewing negotiations or bargaining sessions with public employees.  
Seconded by Mrs. Bossart.  
Vote: Mrs. Bossart, yes ; Mr. Leno, yes; Mr. Giavasis, yes.

#04-171 Motion by Mr. Giavasis to return to regular session at 9:27 p.m.  
Seconded by Mrs. Bossart.  
Vote: Mrs. Bossart, yes ; Mr. Leno, yes; Mr. Giavasis, yes.

## **ADJOURNMENT:**

#04-172 Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 9:28 p.m.

Seconded by Mr. Leno.

Vote: Mrs. Bossart, yes ; Mr. Leno, yes; Mr. Giavasis, yes.

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Pamela S. Bossart  
Trustee

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Louis P. Giavasis  
Trustee

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Albert P. Leno, II  
Trustee

ATTEST: \_\_\_\_\_  
Claude W. Shriver, II  
Clerk