

2600 Easton St. NE
Canton, OH 44721

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January 11, 05

WORK SESSION

ATTENDANCE:

Pamela Bossart, Louis Giavasis, Albert Leno, II, Claude W. Shriver, II, Mark Cozy, Eric Williams, Joe Iacino, Sam Tuttle, Michelle Mahoney, John Sabo.
Media present: None.

The work session was convened at 6:20 p.m. The topic was Patent Health. It was noted that Lauren Sabrio from Central Catholic High School was a guest in the audience. Eric Williams introduced the work session topic and introduced Attorney Randall Hunt, who represented Patent Health, along with Wayne Knabel, who is the Chief Financial Officer representing Patent Health, also Universal Syndications and Universal Media. Mr. Hunt explained that this organization will be located at 3939 Everhard Road, which is the old Gold Circle Mall. He said that there would be extensive improvements made to the property, from the low end of \$4,150,000 to \$6,650,000. He also stated that it would create approximately 155 full-time jobs over a three-year period, with a payroll of \$4,790,000 and 50 temporary jobs with a payroll of \$830,000. This entire organization is under the direction of Rodney Napier. Mr. Wayne Knabel then spoke and gave a company overview of the various products and their origin. He also talked about universal syndicates, which would be the marketing of coins and currencies. He also went over some small poster-type maps of improvements to the property, the painting, etc. and talked about future leases for office space.

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, II, Claude W. Shriver, II, Mark Cozy, Eric Williams, Joe Iacino, Sam Tuttle, Michelle Mahoney, John Sabo.
Media present: Natalie Lariccia, the Repository; Betty O'Neill-Roderick, Akron Beacon Journal.

AGENDA: The agenda was presented. Mr. Tuttle asked to add #2 to Parks, entitled Ohio Police and Fire Games. Mr. Williams asked that Patent Health be removed, since it was discussed during the work session.

ELECTION OF OFFICERS:

#05-001 Motion by Mr. Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to nominate and elect Louis P. Giavasis President of the Plain Township Board of Trustees.
Seconded by Mrs. Bossart.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

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ELECTION OF OFFICERS:

- #05-002 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio to nominate and elect Albert P. Leno II Vice President
of the Plain Township Board of Trustees.
Seconded by Mrs. Bossart.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

BEGINNING YEAR RESOLUTIONS:

- #05-003 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio to abide by Parliamentary Law and to conduct
meetings according to Robert's Rules of Order.
Seconded by Mr. Leno.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.
- #05-004 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio that the time and place of Board of Trustees meetings
shall be on the second and fourth Tuesdays of each month in 2005 at 7:00
p.m. in the Township Hall; and
BE IT FURTHER RESOLVED by the Plain Township Board of Trustees to
hold a work session on the second Tuesday of each month at 6:20 p.m. in
the Township Hall.
Seconded by Mr. Giavasis.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.
- #05-005 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio that all full-time and part-time employees are retained
until the first meeting in 2006, except as the Board may act as provided by
law.
Seconded by Mr. Leno.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.
- #05-006 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio to continue in effect all work rules and policies in effect
on December 31, 2004, unless otherwise amended, altered or deleted
during the year, during 2005 and up to and including the first Plain
Township Board of Trustees meeting of 2006.
Seconded by Mr. Giavasis.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.
- #05-007 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio that the full-time Zoning Secretary be paid a minimum
of two (2) hours at one and one half (1-1/2) her regular hourly rate for each
Zoning Commission or Zoning Board of Appeals meeting attended.
Seconded by Mr. Leno.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.
- #05-008 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio that all volunteer fire department personnel at Stations
1, 2, 3, 4, and 5 are retained until the first meeting in 2006 and that their
compensation shall be established and paid as follows:

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BEGINNING YEAR RESOLUTIONS: (continued)

1. Provide to each volunteer member at every station a flat fee of \$25 per quarter not to exceed \$10,000 in 2005.
2. Provide additional compensation to individual fire fighters based on a points system to reflect participation in the activities and efforts of the Plain Township Fire Department.
3. Continue the accounting system to award points to volunteer fire fighters for participation in the Plain Township Fire Department.
4. Provide \$110,000 to fund the compensation program in 2005.
5. Compensation to the individual firefighters shall be made following the end of each quarter in accordance with the attached plan.
6. The Clerk will maintain the records of the end-of-quarter reports.
7. The Fire Department will continue to provide the attached schedule of points and an explanation of the compensation plan to all current and new fire fighters.

Seconded by Mrs. Bossart.

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

#05-009

Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that the Plain Township Fire Department will extend Mutual Aid to any other Fire Department or EMS service.

Seconded by Mr. Leno.

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

#05-010

Motion by Mr. Giavasis,
WHEREAS, for the benefit of the residents of Plain Township, this board is desirous of promoting a better understanding and coordination of the various fire and law enforcement agencies within Stark County and the public in order to combat the crime of arson; and
WHEREAS, this board is also desirous of encouraging and developing the coordination of the team approach in the investigation of arson cases and in helping to establish criteria to promote efficient and effective prosecutions of the crime of arson; and
WHEREAS, it is necessary to coordinate a team of certain qualified personnel as designated by various police, fire and crime lab departments within Stark County to assist the Stark County Prosecutor's Office to accumulate and to coordinate all evidence necessary for presentation in criminal proceedings involving the crime of arson; and
WHEREAS, the Stark County Joint Arson Task Force is a county-wide task force created to support any fire department, law enforcement agency or prosecutor in the investigation of any accidental, suspicious or fatal fire; and
WHEREAS, this board is authorized to enter into a contract with the Stark County Joint Arson Task Force by virtue of Ohio Revised Code Section 167.01, et seq.

NOW, THEREFORE, BE IT RESOLVED that this board is hereby authorized to enter into a contract with the Stark County Joint Arson Task Force beginning January 7, 2005 and continuing until January 7, 2006.

Seconded by Mrs. Bossart.

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

#05-011

Motion by Mrs. Bossart,
WHEREAS, Plain Township desires to provide workers' compensation coverage to individuals who perform work for Plain Township yet are not employees of Plain Township; and
WHEREAS, the State of Ohio Bureau of Workers' Compensation offers contract coverage for individuals who perform work for a public entity yet do not receive compensation from the public entity; and

BEGINNING YEAR RESOLUTIONS: (continued)

WHEREAS, the cost of contract coverage is based on the total number of man-hours worked multiplied by the state workers' compensation rate multiplied by the Plain Township discount rate multiplied by the minimum wage established by law;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter into a contract coverage agreement with the State of Ohio Bureau of Workers' Compensation for calendar year 2005.

Seconded by Mr. Giavasis.

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

#05-012

Motion by Mr. Giavasis,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to continue all insurance benefits to all elected officials and full-time employees until the first meeting in 2006, unless such plans are amended in collective bargaining or as otherwise provided by law.

Seconded by Mrs. Bossart.

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

#05-013

Motion by Mr. Giavasis,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to appoint Pamela S. Bossart as representative to the Stark Council of Governments and to appoint Albert P. Leno II as alternate representative for 2005.

Seconded by Mrs. Bossart.

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

#05-014

Motion by Mr. Giavasis,

WHEREAS, the Plain Township Board of Trustees may expedite the receipt of revenue by submitting the Request for Advance of Taxes Collected form #A44-4;

WHEREAS, the Plain Township Board of Trustees authorized the submission of this form in 1995 (Resolution #95-20); and

WHEREAS, the timely receipt of revenue provides for the use of funds in advance of the usual disbursement by Stark County;

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the submission of a Request for Advance of Taxes Collected at this meeting and at the subsequent regular monthly meetings of the Plain Township Board of Trustees in 2005.

Seconded by Mr. Leno.

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

#05-015

Motion by Mrs. Bossart,

WHEREAS, for the benefit of the residents of Plain Township, this board is desirous of promoting a better understanding and coordination of the various fire agencies within Stark County and the public in order to combat the release of hazardous chemicals; and

WHEREAS, this board is also desirous of encouraging and developing the coordination of the team approach in the response to hazardous chemical spills or releases and in helping to establish criteria to promote efficient and effective mitigation of these spills or releases; and

WHEREAS, it is necessary to coordinate a team of certain qualified personnel as designated by various fire departments and communities within Stark County to assist in the identification, mitigation and cost recovery of these spills or releases; and

WHEREAS, the Stark County Hazardous Materials Response Team is a county-wide task force created to support any fire department and/or community with these incidents;

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BEGINNING YEAR RESOLUTIONS: (continued)

NOW, THEREFORE, BE IT RESOLVED that this board hereby authorizes the Fire Department to provide assistance to other political subdivisions within Stark County through participation in the Stark County Hazardous Materials Response Team (SCHMRT - HAZMAT) which is a voluntary organization of fire department personnel from various political subdivisions within Stark County established for the purpose of providing mutual assistance and advice concerning the treatment and containment of hazardous incidents and spills. The Fire Chief shall establish orders authorizing training, personnel deployment and procedures for the foregoing purpose.

Seconded by Mr. Giavasis.

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

#05-016

Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase of coffee for Plain Township officers, employees and other persons present at Township buildings.

Seconded by Mrs. Bossart.

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

#05-017

Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the paying of costs for refreshments provided to those attending Township Association, Zoning Inspectors, Fire Chiefs and other intergovernmental meetings which are hosted by Plain Township in the year 2005.

Seconded by Mr. Giavasis,

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

#05-018

Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio the following holidays will be provided to and observed by all full-time personnel:

Martin Luther King Day	Monday, January 17, 2005
Presidents' Day	Monday, February 21, 2005
Memorial Day	Monday, May 30, 2005
Independence Day	Monday, July 4, 2005
Labor Day	Monday, September 5, 2005
Columbus Day	Monday, October 10, 2005
Veterans Day	Friday, November 11, 2005
Thanksgiving Day	Thursday, November 24, 2005
Christmas Day	Monday, December 26, 2005
New Year's Day	Monday, January 2, 2006

These holidays are established by State Law (511.10 ORC) and may be changed by the Ohio Legislature.

When said holiday falls on a Saturday or Sunday and is being observed on Friday or Monday, Firefighter/Paramedics and Radio Operators will receive overtime pay for work performed on the actual holiday, as opposed to the Monday or Friday date. The foregoing applies to New Year's Day, Independence Day, Veterans Day, Christmas Day.

BE IT FURTHER RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to observe Friday, November 25, 2005, the day after Thanksgiving, as a holiday, as provided by Resolution #04-120.

Seconded by Mr. Leno.

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

SHERIFF'S REPORT:

Sgt. Maskaluk was present, along with Detective Stantz. Mr. Cozy made the Board aware of damage to the property at the rear of the Township Hall by a van turving the area. There was also a noise complaint via the Internet from Mr. Spring at 1919 Broad Ave. NW. regarding loud cars. The Board will look into Perry Township's noise resolution to see if it would have any help to us here in Plain.

UNFINISHED BUSINESS:

1. Patent Health – removed from agenda.
2. Wellington Woods Phase I Boulevard – a letter from Denny Clutter, from Wellington Woods, talking about and including a photo of an island in the area that makes it difficult for him to get in and out of his driveway. He stated that he is willing to remove part of the island at his own expense depending on the cost. Mr. Iacino will get private contractors to give a cost and get back to Mr. Clutter.

NEW BUSINESS:

1. Yard Waste Drop-off – due to the mild weather and a lot of rain and storms, the Trustees have decided to leave it open through the month of January.
2. Bellview St. Extension – Regional Planning has denied the variance to extend Bellview St. Mr. Cozy explained that the Township is obligated to build 100 feet of road. He felt that it should be designed by the same engineering firm, GBC. Mr. Giavasis said that there is no hurry for this. Certainly we could get costs together, but we should also wait and see what changes are going to come to the development on that part towards Easton St.
3. False Alarms –

#05-019

Motion by Mr. Giavasis,
 WHEREAS, the Plain Township Board of Trustees has authorized a charge of twenty-five dollars (\$25.00) for each false alarm from an automatic security alarm system in excess of three (3) false alarms within a calendar year pursuant to its authority under Ohio Revised Code Section 505.511 (Resolutions #95-96); and
 WHEREAS, the Plain Township Board of Trustees has been duly notified by the Stark County Sheriff, under contract to Plain Township, that an excess of three (3) responses to such alarms have been made at the following businesses and/or residences:

NAME	ADDRESS	#
K Mart	3801 Harmont Ave. NE	7th
Schumacher Homes	2715 Wise Ave. NW	16 th , 17 th
Holy Trinity Lutheran Church	2551 55th St. NE	4th
Schumacher Homes	2481 Wise Ave. NW	5 th , 6 th
Labor Ready	719 30th St. NE	13th
Easter Oh Assoc United	2560 Clearview Av. NW	4th
Gash Construction	4526 Louisville St. NE	4th
Speedway	2570 Easton St. NE	5th
Family Dollar	4101 Cleveland Av. NW	4th
Aultworks Occupation	3730 Whipple Ave. NW	4th, 5 th , 6 th
Deckard Excavating	3413 Middlebranch NE	6th
Aldi's	2725 Maret St. NE	5th
Wagler Homes	6864 Birchbark Ave. NE	4th

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NEW BUSINESS: (continued)

Quick Stop	4235 Middlebranch NE	4th
Mary Immel	1000 39th St. NE	4th
Lee Columber	5325 Aster Ave. NE	6th
Steve Renkert	3720 20th St. NW	4th
Antonios Chrys	5828 Frazer Ave. NW	4th

NOW THEREFORE BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to direct the Plain Township Clerk to send a Notice of Bill for Excess False Alarms to the locations identified above; and

In the event that any bill noted above is not paid within thirty (30) days of the date of such notice;

BE IT FURTHER RESOLVED to direct the Plain Township Clerk to send a notice by certified mail to the manager and the owner, if different, of the real estate of which the commercial establishment is a part, or to the occupant, lessee, agent or tenant and to the owner, if different, of the real estate of which the residence is a part, stating that failure to pay the bill within 30 days, or to show just cause why the bill should not be paid, will result in the assessment of a \$25.00 lien upon the real estate.

BE IT FURTHER RESOLVED that if payment is not made within 30 days, or just cause shown, then the Clerk shall cause the sum of \$25.00 for each false alarm in excess of three (3) per year to be entered upon the tax duplicates of each location as a lien upon said real estate from the date of entry, which shall be collected as other taxes and returned to the Township general fund.

Seconded by Mr. Leno.

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

CLERK’S REPORT:

1. Pending Warrants –

#05-020 Motion by Mr. Leno,
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 \$215,104.50 as attached hereto and made a part of these minutes.
Seconded by Mr. Giavasis.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

2. Regular Payroll –

#05-021 Motion by Mr. Giavasis,
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 \$125,000.00.
Seconded by Mr. Leno.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

3. Payment of Medical Claims –

#05-022 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>
01/05/05	EFT 50001	\$9,438.01
01/11/05	EFT 50057	9,347.39

Seconded by Mr. Giavasis.

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

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CLERK’S REPORT: (continued)

- 4. The Financial Report was given. There were no questions.
- 5. Refund of EMS Overpayments –

#05-023

Motion by Mr. Giavasis,
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
Curt Moore	\$325.41

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

- 6. Bonding of Clerk – Mr. Shriver explained that there was a House Bill enacted that required the Clerk to have a \$250,000 bond. He turned that portion of the meeting over to Attorney Williams, who said that after reading the rule, he felt that it would be in the Township’s best interest to go ahead and pay for the bond at this time, though it could be argued either way. He asked Mr. Shriver how he felt. Mr. Shriver said he was comfortable with the Law Director’s opinion.

ADMINISTRATOR:

- 1. The Computer Systems Manager Monthly Report was given; there were no questions.
- 2. Tax Incentive Review Council –

#05-024

Motion by Mr. Giavasis,
WHEREAS, Plain Township currently is a participant in an enterprise zone with other jurisdictions; and
WHEREAS, the Ohio Revised Code requires a tax incentive review council to organize and review existing tax incentive agreements and recommend changes to the Ohio Department of Development; and
WHEREAS, two members are required to be appointed from each township within the zone;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, that Pamela S. Bossart and Louis P. Giavasis be appointed to represent Plain Township on the Tax Incentive Review Council; and
BE IT FURTHER RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to appoint Albert P. Leno, II and Mark A. Cozy as alternate members to the Tax Incentive Review Council.
Seconded by Mr. Leno.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

- 3. Reemsnyder Ditch Storm Sewer Design Project – there is a design problem and they are saying that the project should be taken all the way to Avondale School and it might entail additional dollars. The Board is willing to do this if it solves the problem, especially with regard to Mrs. Kaczmarzky, who has been in the Township and has had severe flooding problems. Mr. Cozy will keep the Board up to date on the progress.

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ADMINISTRATOR: (continued)

- 4. Sheriff's Deputy Cruiser Trade-Ins –

#05-025

Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, that in conjunction with Resolution #04-529, a copy of which is attached hereto, the Board of Trustees authorizes the trade-in of the following vehicles:

- VIN #2FALP71W3TX136039
- VIN #2FALP71W1TX136038
- VIN #2FALP71W1TX136041
- VIN #2FALP71WXTX136040
- VIN #2FALP71W3TX136042
- VIN #2FALP71W3TX212990

Seconded by Mr. Leno.

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

- 5. Mount Pleasant Culvert – Lake Township wants to know if we will participate in some work in the Mount Pleasant culvert, which is on their side which they maintain. We need to see what ramifications this will have on Plain Township and if in fact it will cause additional flooding to our residents. However, we will look into the possibility of helping them with this.

FIRE DEPARTMENT:

- 1. The Monthly Report was given; there were no questions.
- 2. Attendance at Jackson Fire School –

#05-026

Motion by Mr. Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the attendance to the Jackson Township Fire School on February 12 and 13, 2005, in the amount of \$2,000.00.

Seconded by Mr. Giavasis.

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

- 3. Attendance at FDIC –

#05-027

Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the attendance for up to four people to the Fire Department Instructors' Conference in Indianapolis, Indiana on April 11 – 16, 2005. This is to include registration, lodging, meals, mileage, etc. in accordance with current township policy not to exceed \$3,500.00.

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.

ROAD DEPARTMENT: (continued)

- 2. 30th Street Speed Zone –

#05-028

Motion by Mr. Giavasis,
 WHEREAS, a request has been made to this Board that the statutory vehicular speed limit established by Sec. 4511.21, Revised Code of Ohio is greater than that considered reasonable and safe on 30th Street between Harrisburg Road and Sahara Ave., Plain Township, Stark County, Ohio.

WHEREAS, this Board has caused to be made a traffic engineering investigation upon the section of road described above; and
 WHEREAS, it is the belief of this Board that such investigation confirms the allegation that the statutory speed limit of 45 mph is unrealistic;
 NOW THEREFORE, BE IT RESOLVED by the Plain Township Trustees of Stark County, Ohio that:

Section 1. By virtue of the provisions of Sec. 4511.21, Revised Code of Ohio, the Director of Transportation is hereby requested to review the engineering and traffic investigation and to determine and declare a reasonable and safe prima facie speed limit on 30th St. between Harrisburg Road and Sahara Ave., Plain Township, Stark County, Ohio.

Section 2. That when this Board is advised that the Director of Transportation has determined and declared a reasonable and safe speed limit on the section of road described in Section 1 hereof, standard signs, properly posted and giving notice thereof will be erected.

Seconded by Mr. Leno.

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

ZONING DEPARTMENT:

- 1. The Monthly Report was given; there were no questions.
- 2. Zoning Amendment 535-05A - Mrs. Mahoney set a special meeting for January 13 at 12:00 p.m. and also set a special meeting for February 1, 2005 at 7:00 p.m. regarding the Zoning Amendment.

PARKS & RECREATION:

- 1. The Monthly Report was given; there were no questions.
- 2. Ohio Police & Fire Games – Mr. Tuttle said that he was contacted by Jim Gudari from the Ohio Police and Fire Games, which also have an indoor soccer included in their program, and asked that we would donate our soccer facility. Mr. Tuttle said he did not obligate the Township, but he'd have to look into the dates and he would keep the Board apprised as to the possibility of this happening.

PLANNING:

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

COMMUNICATIONS:

- 1. Stark County Regional Planning Commission – setting a meeting for land use and transportation plan.
- 2. Solid Waste Authority – setting a meeting for February 3, 2005.

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CONCERNS OF CITIZENS:

Mr. Bryan Ashman, of 1884 Summerchase Cir. NE, was present to question the Zoning Amendment that would be coming up. He said that he had a concern and wanted to know what the expectation is of Plain Township and the reason for the change in lot sizes, and how this will impact existing plots that are owned by developers. Mr. Giavasis said that the Board ultimately has control of the zoning, and that at least for himself he wanted to maintain as much open area as we could. He also said that in keeping intact with the Clean Water Act that is before us, these steps would be necessary. Mr. Ashman said that he had a serious concern over the increase in the lot size as an engineer and as a resident, and that he would be present at the hearing. Mr. Giavasis said that he was more than welcome to come to the hearing, but ultimately the final jurisdiction would stay with the Board of Trustees. Mr. Cozy also indicated that the power to zone for general welfare was taken away by the State of Ohio and the Board had no choice but to get involved to protect the other citizens of the Township.

APPROVAL OF MINUTES:

#05-029 Motion by Mr. Giavasis,
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 December 28, 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 December 28, 2004 as presented.
Seconded by Mrs. Bossart.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

EXECUTIVE SESSION:

#05-030 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 8:15 p.m. from this regular meeting of January 11, 2005 as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of: preparing for, conducting or reviewing negotiations or bargaining sessions with public employees.
Seconded by Mr. Leno.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

#05-031 Motion by Mr. Giavasis to return to regular session at 8:47 p.m.
Seconded by Mr. Leno.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

ADJOURNMENT:

#05-032 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 8:48 p.m.
Seconded by Mr. Leno.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

Pamela S. Bossart
Trustee

Louis P. Giavasis
Trustee

Albert P. Leno, II
Trustee

ATTEST: _____
Claude W. Shriver, II, Clerk