

2600 Easton St. NE
Canton, OH 44721

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January 25, 05

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, Mary Lee Sponseller.

Media present: Cal Peters, WHBC; Natalie Lariccia, the Repository; Betty O'Neill-Roderick, Akron Beacon Journal.

AGENDA: Approved as prepared.

SHERIFF'S REPORT:

Detective C. J. Stantz and Deputy Wedman were present. A four-way stop sign was discussed at the intersection of Frazer, Jennifer and Vincent. Mr. Iacino felt that in his opinion a four-way stop would be more ignored than it is presently. He also felt that the problem is on the north-south stretch of Frazer. The Sheriff's Department will put patrols over there as needed to let people know that this is a violation and provide the necessary citations to motorists.

Mr. Charles Miles, of 5677 Wiclif, also registered a complaint with the Sheriff's Department about running of the stop sign at Chaucer and Wiclif in Sherwood Village. The deputy present said that they have patrols there and have issued some citations and would continue to get them over that way as time permitted.

UNFINISHED BUSINESS:

1. Property Maintenance Code – Mr. Cozy said Mr. Giavasis asked that this be placed on the agenda due to a recent house bill that has passed that will be used to implement such a code. Mrs. Sponseller said that, as far as she could tell from the new bill, it had to do with a building code and since Stark County now has a residential building code doubt the township could adopt one. Mrs. Sponseller also said that Perry Township has a maintenance code for commercial properties and we could get a copy of that. Mr. Giavasis said that we should seriously look into doing something. This was talked about in 1993 and in 1996, and every time something comes up, we talk about implementing something and have not done it. It is time to implement something under our home rule resolution. The Board agreed, and our Law Department will look into this.
2. Wellington Woods Boulevard – Mr. Leno went to see this situation at Mr. Clutter's home and said that he has a changed view. He said it is very difficult to get out of the driveway. He said that he talked with Mr. Lemmon. Mr. Lemmon said that he would share in the cost to fix the problem. The Board said that we need to get the cost together first. Mr. Iacino said that he received an e-mail from Mr. Clutter asking that 12 feet of the island be removed. The Board will get all costs together before making a final decision.

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CLERK’S REPORT:

1. Pending Warrants –

#05-037 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 \$707,281.98 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. Regular Payroll –

#05-038 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 \$125,000.00.
Seconded by Mr. Leno.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

3. Payment of Medical Claims –

#05-039 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>
01/19/05	EFT 50058	\$8,176.41
01/25/05	EFT 50113	17,058.48

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

4. The Investment Report was given. There were no questions.

5. Refund of EMS Overpayments –

#05-040 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.:

<u>PAYABLE TO</u>	<u>AMOUNT</u>
ODJFS (for Dianna Felicinno)	\$169.60
ODJFS (for Daniel K. Davis)	96.35
ODJFS (for Steve L. Masters)	173.50
ODJDS (for Tiffany N. Thorn)	173.50
Regina J. Elmerick	450.00
QualChoice (for Carol Brown)	394.40
James Swierczek	426.00
Hometown/Secure Care (for Melissa R. Miller)	484.00
One Health Plan (for Anna V. Sallie)	416.80

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

6. Division of Liquor Control –

- a. Agency Contract – held over until the next meeting.
- b. Liquor License Application - held over until the next meeting.

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CLERK’S REPORT: (continued)

7. 2005 Permanent Appropriations –

#05-041

Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that to provide for the current expenses and other expenditures of said Board of Trustees, during the fiscal year, ending December 31, 2005, the attached sums be and the same are hereby set aside and appropriated for the several purposes for which expenditures are to be made for and during said fiscal year as attached to and made a part of these minutes.

Seconded by Mrs. Bossart.

Discussion: The Board wished to thank, as did Mr. Cozy and John Sabo and other staff, Jo Ellen Reikowski for her hard work and timeless effort in preparing the appropriations and simplifying it, especially in the area of the Fire Department’s line items. Mr. Shriver also noted that Mrs. Reikowski has been here very early in the morning working on this, and the Board appreciates, as do all department heads, her hard work on the project.

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

ADMINISTRATOR:

- 1. Lexington Farms Boulevard – Chief Sabo reviewed a map of the proposed boulevard design for the allotment; he noted that 20 lots would be on this. He said that it would be a major problem for various reasons, one being that many residents would pull out onto the street and go the wrong way to avoid the length of going all the way around. The Board agreed and stated that the developer would need to come up with another design.

FIRE DEPARTMENT:

1. Attendance at National Fire Academy –

#05-042

Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the attendance to the National Fire Academy on June 24, 25, and 26, 2005, for up to 15 people sponsored by the Ohio Society of Fire Service Instructors (OSFSI) in an amount not to exceed \$2,250.00.

Seconded by Mr. Leno.

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

2. Cardio Quick Patch Cables –

#05-043

Motion by Mr. Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase of 40 cases of Cardio Quick Patch 12 lead monitor cables from CardioQuickSys, LLC. in an amount not to exceed \$10,000. This is for a bulk price purchase with Jackson Township Fire Department and other area fire and EMS agencies who will pay us back based on the amounts they select from the 40 cases.

Seconded by Mrs. Bossart.

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

FIRE DEPARTMENT: (continued)

3. Attendance to Ohio Fire Chiefs Conference –

#05-044 Motion by Mrs. Bossart,
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 Columbus, Ohio from July 16 - 20, 2005 for registration, meals, lodging and travel in an amount not to exceed \$1,350.00.
Seconded by Mr. Giavasis.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

4. Weather Stripping Replacement at Station #1 –

#05-045 Motion by Mr. Leno.
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the installation of weather stripping on six garage bay doors at Station #1 by Accurate Door Systems in the amount of \$1,014.36.
Seconded by Mrs. Bossart.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

5. Purchase of Ambulances - Mr. Sabo said that he is moving forward with the state bid contract for the ambulance purchases. They will seek two contracts: one for the chassis and one for the box. This will be saving about \$4,000 on costs on each of the chassis. He will keep the Board informed as to the progress.

6. Repair of Generator –

#05-046 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the completion of the repair to the generator at Station #5 by Buckeye Power Sales in an amount not to exceed \$1,100.00.
Seconded by Mrs. Bossart.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

ROAD DEPARTMENT:

1. The Annual Road Report was presented.
2. Purchase of Dodge Durango –

#05-047 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, to authorize the purchase of a 2004 Dodge Durango ST 4x4 from Kempthorn Automall, Canton, Ohio, at a cost of twenty-two thousand seven hundred sixty-five dollars and sixty cents (\$22,765.60).
Seconded by Mr. Giavasis.
Discussion: The other truck that this will replace will be moved over to Parks & Recreation.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

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ROAD DEPARTMENT: (continued)

3. Stop Sign – Willowbrook and 38th –

#05-048

Motion by Mr. Leno,
 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 the recommendation of the Road Superintendent:

Southbound on Willowbrook St NE @ 38th Street NE

Seconded by Mr. Giavasis.

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

4. Snow Ban Parking Ticket – Mr. Iacino said that he had talked to Jo Ellen in the Clerk’s office, and she felt that probably approximately fifty percent of these \$5.00 tickets were being paid. He wanted to know where the Board wanted to go from here, because it is a problem. The Board felt that they were permitted and Joe had the authority to call a wrecking company to tow these cars to their individual impound lots. Mr. Giavasis said it would be wise to contact three wrecking companies so that the work is distributed evenly. Mr. Leno agreed. The Board also stated that Captain Perez had told them that if the signs were posted, the vehicles could be towed away. In many cases, people don’t hear it on the radio or read in the paper that a snow ban is in effect. Mr. Williams will review this and his file and get back to the Board expeditiously and to Joe Iacino as to what he can do with regard to going ahead and having the vehicles towed.

5. Purchase of Snow Plow Blades –

#05-049

Motion by Mr. Giavasis,
 BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, to authorize the purchase of 30 snow plow blades from Gledhill Road Machinery not to exceed the amount of \$5,120.00 from Fund 4-A-5. Seconded by Mrs. Bossart.

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

Mr. Leno asked Mr. Iacino how many complaints he gets about Middlebranch, Easton and Martindale not being plowed in a timely fashion. Mr. Iacino indicated that he does get complaints because people do not realize these are County roads. Mr. Leno would like to see some type of agreement worked out with the County that we take care of these roads because all of the people coming on to them live in Plain Township. Mr. Giavasis agreed, and the Board will try to talk to Mr. Rehfus at an upcoming meeting at the County Engineer’s office to see if there would be some type of trade-off if our people took care of those roads, the County could help us out with another situation within the Township.

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ZONING DEPARTMENT:

1. Nuisance Abatement – 5677 Wiclif NE – Mr. Charles Miles was present and said that he is working on it but with the snow and so forth and the weather, it is a little hard to do. Mr. Giavasis said they appreciated him being present and that they would give him two weeks to get it cleaned up, since he did appear before the Board. He said that Mrs. Mahoney would be out to take pictures. Mr. Miles said that he did not like people taking pictures of his property, it was invasion. Mr. Giavasis said if she could not take the pictures, they would go ahead and abate the property this evening and he would have seven days to correct the problem. Mr. Miles said that he would allow her to take pictures one time.

PARKS & RECREATION:

1. Ohio Police and Fire Games – Mr. Tuttle indicated that on June 16 the indoor soccer arena would be donated to the Ohio Police and Fire Games from 10:00 a.m. to 10:00 p.m. and nothing is interfering with that. He wanted an okay from the Board, which he did receive.

COMMUNICATIONS:

1. Stark County Engineer – announcement regarding upcoming meetings February 18, with the road superintendents and on February 19 with the trustees and clerks of the townships.
2. The Canton Exchange Club – announcing a Crime Prevention Breakfast on February 1.
3. Linda and Frank Stranan – thanking the Road Department for the fine job that was done on the 29th Street Sewer Project.
4. Michael Harvan – regarding no parking signs that he was concerned about.

CONCERNS OF CITIZENS:

Charles Miles, of 5677 Wiclif, wanted to know if there was anything against people putting snow in the middle of the road after the roads were plowed. Mr. Iacino said this is considered a hazard and it is not legal, and as they see this happening, they tell the people about it. Mr. Miles asked Mr. Iacino to please come down Wiclif the next time it snows after they have plowed and look at all the snowplows that are cleaning driveways and pushing the snow out into the road.

Helen Meister, of 1128 Spangler NE, also said that they can't plow around her house because of the plows parked in the area. Mr. Giavasis reminded her that the Board will be working on this and implementing some type of tow-away procedure to follow up on their no parking snow ban.

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CONCERNS OF CITIZENS: (continued)

Fred Rossetti, of 2048 Mt. Pleasant, talked about flooding on Mt. Pleasant, as he has in the past. He said that he now has a neighbor being sued by another bullheaded neighbor who has a 30-inch culvert. The neighbor wants him to have a larger culvert. Since this neighbor is being sued by the other neighbor and will have attorney costs, etc., they have decided to sue the Township. Mr. Rossetti told them they might as well sue Lake Township as well. He just wanted to let the Board know that there is a problem perpetuating itself and going on and that we should be aware of it. Mr. Iacino mentioned that there are very large high-pressure gas lines in that area and that is one reason it is difficult in some places to get any larger culverts in place.

APPROVAL OF MINUTES:

#05-050 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 11, 2005 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 11, 2005 as presented.
Seconded by Mr. Giavasis.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

#05-051 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 special meeting held January 13, 2005 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 special meeting held January 13, 2005 as presented.
Seconded by Mrs. Bossart.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

EXECUTIVE SESSION:

#05-052 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 8:17 p.m. from this regular meeting of January 25, 2005 as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of: employment of a public employee or official; discipline of a public employee or official; promotion or demotion of a public employee or official; compensation of a public employee or official; the purchase of real, personal, tangible or intangible property; 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.

#05-053 Motion by Mr. Giavasis to return to regular session at 10:27 p.m.
Seconded by Mrs. Bossart.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

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ANNOUNCEMENTS:

#05-054 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio, to adopt the attached job description for the Computer
Systems Manager, effective January 25, 2005.
Seconded by Mrs. Bossart.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

#05-055 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees,
Stark County, Ohio, to promote Jason Pappas from Operator III to
Operator II at a new pay rate of \$16.78 per hour to be prorated to 1-2-05
per the Utility Workers Union of America, AFL-CIO, 561 Contract.
Seconded by Mrs. Bossart.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

ADJOURNMENT:

#05-056 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio to adjourn at 10:30 p.m.
Seconded by Mr. Giavasis.
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