

2600 Easton St. NE  
Canton, OH 44721

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March 28, 06

**WORK SESSION**

**ATTENDANCE:**

Pamela Bossart, Albert Leno, II, Claude W. Shriver, II, Eric Williams, Joe Iacino, Sam Tuttle, Steve Peroz, John Sabo.

President Bossart convened the work session at 6:20 p.m. The Plain Township Historical Society was present. Mr. Tom Pieper, the President, went over details of discovering and going through a log home that is located at the corner of Harmont and Columbus Rd. They had permission from the County to strip the siding, which ended up being about four layers of siding. It is owned by the Stark County Commissioners and Plain Township. The dilemma they are in is where to move the home. He was told that it is best to keep it as close to its original site as possible. It is possible that some land would be donated near this road widening project where this home could be set back out of the right-of-way. Dave Crowder was present and gave some advice as to the actual moving of the home. There were several businesses mentioned within the Township that can be contacted to see if they might be able to help out. Mr. Pieper also said that there is a basement in the home. He would like to see the flagstone rocks that are used for the foundation be salvaged and put back in place, therefore necessitating the digging of a foundation for the new location. The Township Trustees said that they would help in any way they can; however, they are not in a position to use any Township dollars for this. They would certainly volunteer their time in making phone calls and searching ways to get people to help with this project.

**REGULAR MEETING**

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

**ATTENDANCE:**

Pamela Bossart, Louis Giavasis, Albert Leno, II, Claude W. Shriver, II, Eric Williams, Joe Iacino, Sam Tuttle, Steve Peroz, John Sabo.  
Media present: Cal Peters, WHBC; Natalie Lariccia, the Repository; Betty O'Neill-Roderick, Akron Beacon Journal.

**AGENDA:** Approved as prepared.

**SHERIFF'S REPORT:**

1. Speeding on Orchardale – the Sheriff will get a cruiser out there.

**UNFINISHED BUSINESS:**

1. Advertise for Bids – Schneider Street –

#06-158 Motion by Mr. Leno,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to place an Invitation for Bids for the Schneider St. Project in a newspaper published in Stark County and of general circulation in the Township on April 4 and 11, 2006, with bids to be received by 4:00 p.m. on April 20, 2006 and opened at 4:00 p.m. on April 20, 2006.  
Seconded by Mrs. Bossart.  
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

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**UNFINISHED BUSINESS:** (continued)

2. Healthcare Insurance –

#06-159

Motion by Mr. Giavasis,  
WHEREAS, the Plain Township Board of Trustees has entered into an agreement with AultCare Corporation, located at 2600 Sixth Street SW, Canton, Ohio, to provide medical coverage for Plain Township employees since June 1993 (Resolution #93-318);  
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to enter into an agreement with AultCare Corporation for AultCare's 90% Purchasing Plan I Schedule of Benefits, as attached, which will replace our current schedule of benefits effective April 1, 2006; and  
BE IT FURTHER RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, that each insured employee shall contribute the following amounts per two-week pay period:  
\$10.00 from April 1, 2006 through March 31, 2007  
\$12.50 from April 1, 2007 through March 31, 2008  
\$15.00 from April 1, 2008 until further review by the Plain Township Board of Trustees  
Seconded by Mrs. Bossart.  
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

**FISCAL OFFICER'S REPORT:**

1. Pending Warrants –

#06-160

Motion by Mrs. Bossart,  
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 \$107,032.34 as attached hereto and made a part of these minutes.  
Seconded by Mr. Giavasis.  
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

2. Regular Payroll –

#06-161

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 \$150,000.00.  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

3. Payment of Medical Claims –

#06-162

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>
3/21/06	EFT 60365	\$5,505.77
3/28/06	EFT 60366	4,488.51

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

4. The Investment report was given and accepted by the Board. Mr. Shriver indicated that the investments are doing a little bit better at the present time.

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**FISCAL OFFICER’S REPORT:** (continued)

- 5. Dept. Of Liquor Control – Raisin Rack – held over for two weeks.

**ADMINISTRATOR:**

- 1. Yard Waste Recycling –

#06-163 Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize payment to Warstler Brothers Landscaping in the amount of \$50.00 per 40-yd container of yard waste for the Stark County yard waste program.  
Seconded by Mrs. Bossart.  
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

- 2. CDBG Grants – Mr. Iacino put together a spreadsheet showing the Community Development Block Grants for years 2006, 2007 and 2008, and the total funding available.

**FIRE DEPARTMENT:**

- 1. Purchase of Fuel -

#06-164 Motion by Mr. Leno,  
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 \$10,000.00, to be taken from Account #10-A-09F.  
Seconded by Mr. Giavasis.  
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

- 2. Maintenance Contract – Monitor/Defibrillators –

#06-165 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 Medtronic Physio-Control for preventive maintenance, batteries and repairs on the LifePak monitor/defibrillators in the amount of \$5728.50 from the 28-A-08B account.  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

**ROAD DEPARTMENT:**

- 1. Speed Zone Study – a letter from the County regarding our request for a speed zone study. It is due by April 14.
- 2. Stark County Sewer Department – regarding the manhole ring split that we will be participating in.

**ZONING DEPARTMENT:**

- 1. Nuisance Abatement – 6720 Stream Ave. NE -

#06-166 Motion by Mr. Leno,  
WHEREAS, Ohio Revised Code Section 505.87 authorizes the Board of Trustees to provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from land in the Township if the Board determines that the property owners maintenance of such vegetation, garbage, refuse and other debris

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constitutes a nuisance; and  
**ZONING DEPARTMENT:** (continued)

WHEREAS, a complaint was filed and processed regarding a nuisance property condition at 6720 Stream Avenue NE, Stark County, Ohio (Parcel # 52-13340) and

WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent February 23, 2006 and returned "Unclaimed"; and

WHEREAS, the Zoning Director has provided evidence of a nuisance condition on the property;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that:

1. Trash and/or debris constitutes a nuisance under Ohio Revised Code Section 505.87, and
2. The nuisance shall be abated, controlled, or removed according to the procedures outlined in ORC Section 505.87, and
3. Instruct and authorize the Plain Township Clerk to prepare and publish notice of this decision by publication in a newspaper of general circulation within Plain Township.

Seconded by Mr. Giavasis.

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

2. Printing of Zoning Book –

#06-167

Motion by Mrs. Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to appoint Stark County Regional Planning Commission to print the New Zoning Resolution Book and Zoning Maps at the cost of \$650 per 100 copies to come out of fund 13-A-3.  
Seconded by Mr. Leno.

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

**PARKS & RECREATION:**

1. Electric in Diamond Parking Lot – was held over to the next meeting. The Trustees feel that this is an expense they should not have to incur, due to the fact that the Chuckwagon only pays us \$500 a year. It was also pointed out that he is having trouble with his generator on his unit.

2. Purchase of Grass Seed –

#06-168

Motion by Mr. Leno,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase of grass seed from BesTurf in an amount not to exceed \$1,596.00, to be paid from Fund #14-A-05B.

Seconded by Mrs. Bossart.

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

**COMMUNICATIONS:**

1. United Way – regarding a campaign achievement award to the Plain Township Trustees.
2. CTI Environmental – a letter of thanks.
3. Stark Parks – about the preservation of the old barn near Werner Church Road where the track is going to go through.

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4. Pro Football Hall of Fame Festival – agenda for activities.

**COMMUNICATIONS:** (continued)

5. Ohio Military Reserve – regarding the possibility of putting an article in the newsletter.
6. SCRPC – regarding the cleanup from April 22 to May 14.
7. Plain Connection – regarding a meeting that was held March 26 regarding school funding.
8. Maria Bylicki – regarding a muskrat problem near her home.
9. SCRPC (Tax Incentive Review Council) – regarding Thakar Aluminum and Patent Health. They will continue on their tax incentive program.
10. Senator Kirk Schuring – thanking the Board for its letter regarding House Bill 299.

**CONCERNS OF CITIZENS:**

Sophie Michel, of 4724 Vernon Ave. NW, regarding a property she owns at 2926 Harrisburg NE. She indicated that they bought the property with the intention of putting in a drive-thru. However, that was turned down. Her son wants to get a dealer's license and there are several cars on the property. Mr. Peroz showed the Board pictures of the cars. Some are in pieces, have broken windshields, or doors missing. They obviously are junk vehicles. Mr. Williams gave a little history on the past conversations with Mrs. Michel, and said that one point they agreed to disagree. He said that obviously a dealer's license would not take care of the problem, as did Mr. Giavasis. A dealer's license was not going to make these cars operable. They really were junk vehicles. We will go ahead at the next meeting on April 11 and start the abatement process, knowing that she has a total of 30 days to remedy the problem. That remedy, according to the Board, is to remove the vehicles from the property.

**APPROVAL OF MINUTES:**

#06-169

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 March 14, 2006 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 March 14, 2006 as presented.

Seconded by Mr. Giavasis.

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

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**EXECUTIVE SESSION:**

#06-170 Motion by Mrs. Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,  
Stark County, Ohio to adjourn to executive session at 7:47 p.m. from  
this regular meeting of March 28, 2006 as authorized under Ohio  
Revised Code 121.22(G) for the purpose of the consideration of:  
appointment of a public employee or official; employment of a public  
employee or official; discipline of a public employee or official;  
compensation of a public employee or official; a conference with the  
law director or other retained counsel concerning pending or imminent  
court action; preparing for, conducting or reviewing negotiations or  
bargaining sessions with public employees.  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

#06-171 Motion by Mrs. Bossart to return to regular session at 10:40 p.m.  
Seconded by Mr. Giavasis.  
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

**ADJOURNMENT:**

#06-172 Motion by Mrs. Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,  
Stark County, Ohio to adjourn at 10:41 p.m.  
Seconded by Mr. Giavasis.  
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

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Pamela S. Bossart Trustee                      Louis P. Giavasis Trustee                      Albert P. Leno, II Trustee

ATTEST: \_\_\_\_\_  
Claude W. Shriver, II  
Fiscal Officer