

2600 Easton St. NE
Canton, OH 44721

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July 11, 06

WORK SESSION

ATTENDANCE:

Pamela Bossart, Albert Leno, II, Claude W. Shriver, II, Eric Williams, Lisa Sabina, Joe Iacino, Steve Peroz, John Sabo.
Media present: Cal Peters, WHBC.

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

Mr. Robert Fonte, from Stark Parks, was present to explain present developments and future developments with the Stark Trail System. Mr. Fonte went over what was developing in Plain Township and went over the five and one-half mile Canton Loop Trail, which will eventually come into Plain Township, connecting at Arboretum. It will then continue north to the Zimber Ditch.

They are also in the process of finishing the one mile loop along Plain Center Avenue, which will go south to connect to Reifsnnyder Park. They are involved in a joint project with the City to get through to East Point, which is near Plain Township, and also a connecting trail from the Hoover property through to Washington Square to extend over to Marquardt, which is in Plain Township.

He also discussed the Devon property, which was a paper street that was going to be vacated. He informed the Board that the homeowners along that street want to petition again to vacate it, and asked that the Board not support the vacation of the Devon property, as this part of the trail would connect the two high schools and the possibility of a trail underneath Easton Street. He also talked about the Applegrove plan for the eastern part of the connection.

He informed the Board that they had a purchase agreement for the old schoolhouse at the corner of 55th and Harmont, which is still occupied by the family, and they will have the right to remain there until they are not able to take care of it, or it becomes part of the family estate, but it would be owned by the parks system.

He said that they had a recent meeting with Lake Township, who a number of years ago did not seem too interested, but they are showing more interest than they previously had. One of the goals involving Lake Township would be to connect to Hartville by going up and connecting to the Quail Hollow park system. He also added that south from the Saratoga development in Plain Township would be connected to the Plain Township Park and eventually to the Central Allied property. The Sanctuary property in North Canton would go north to the airport as planned.

Discussion also ensued regarding the log cabin at 55th and Columbus. He indicated that a possible interim solution to this building since it has to be moved and the Parks do not presently have enough land would be if it were taken down properly and the sections numbered, they might have property to store it on until it could be re-erected. The Board thanked Mr. Fonte for his presentation.

EXECUTIVE SESSION:

#06-366 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 6:42 p.m. from this regular meeting of July 11, 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; the purchase of real, personal, tangible or intangible property; a conference with the law director or other retained counsel concerning pending or imminent court action.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

#06-367 Motion by Mrs. Bossart to return to regular session at 6:58 p.m.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

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, Lisa Sabina, Joe Iacino, Steve Peroz, John Sabo.
Media present: Cal Peters, WHBC; Natalie Lariccia, the Repository; Betty O'Neill-Roderick, Akron Beacon Journal.

AGENDA: The agenda was presented. Mrs. Sabina added Sheriff #5 - 1919 Broad Ave.

SHERIFF'S REPORT:

1. Harmon Speeding - there was talk by Mr. Iacino about speeding on Harmon. He said that he had checked into it, and it was posted in 1967 at 25 mph. The Sheriff's Department said that they would get on this and start issuing some citations to get people slowed down on Harmon St.
2. 33rd St. NE - there is a complaint of individuals knocking on doors and running. The individual with the complaint said that the Sheriff was out and had no more than left than somebody knocked on the door and ran away. They seem to be picking on the elderly.
3. Griffith Street - soliciting of some type of cleaner. The Sheriff indicated that the people were probably legitimately selling something but were not aware of the fact they needed to get a permit from Plain Township.
4. Speeding on Beverly - a complaint registered by a citizen. Mr. Giavasis said he has witnessed this speeding at various times and a lot of times it involves a maroon Nissan Sentra.
5. 1919 Broad Ave. – a noise complaint emailed to Mrs. Sabina. This man said that he is going to handle it in his own way and get up earlier than the people causing noise and rev up his own cars and handle it himself by retaliating with his own noise.

UNFINISHED BUSINESS:

- 1. Aster Road - a video was shown of a flooding problem.

#06-368 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize Dickerson Contracting to clean and clear ditch, install riprap stone to maintain banks, and open window to catch basin wider for more water capacity on Aster Rd. for an amount not to exceed \$3,600.00, to be paid from Fund #01-M-04.
Seconded by Mrs. Bossart.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

FISCAL OFFICER’S REPORT:

- 1. Pending Warrants –

#06-369 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 \$246,140.32 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 –

#06-370 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 \$150,000.00.
Seconded by Mrs. Bossart.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

- 3. Payment of Medical Claims –

#06-371 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>
07/05/06	EFT 60811	\$14,009.27
07/11/06	EFT 60862	6,133.51

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

- 4. The Financial report was given and accepted by the Board.

- 5. Transfer of Funds –

#06-372 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>
01-A-26e – Other Expenses	01-B-08 – Other Expenses	\$4,200.00

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

ADMINISTRATOR:

- 1. Storm Water Report - Mrs. Sabina said this will part of the agenda in the future. The reports give information as to what causes storm water pollution from dirt, oil, grease, pesticides, lawn clippings and fertilizers.
- 2. The Computer Systems Manager Monthly Report was given; there were no questions.
- 3. 911 Planning Committee -

#06-373 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to recommend to the Stark County Board of Commissioners that Steve Meeks of Jackson Township be appointed to fill the "at large" township trustee position on the 9-1-1 Planning Committee.
 Seconded by Mr. Giavasis.
 Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

FIRE DEPARTMENT:

- 1. The Monthly Report was given; there were no questions.
- 2. 4235 Middlebranch NE Update -regarding the open pit. Chief Sabo explained that the Fire Department has no jurisdictional authority; however, since it is an open area of ground, it did fall under OSHA of Ohio. They have two categories, either active or dormant, and this is active because they are in the process of completing it. Basically what is holding up this project is delivery of the dispensers.
- 3. CO Monitors -

#06-374 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase of three 4 Function Atmospheric Monitors for Engine 1, Engine 5 and Ladder 3, from Hazco Services in an amount not to exceed \$4,300 to be taken from Account 10-A-08.
 Seconded by Mr. Leno.
 Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

ROAD DEPARTMENT:

- 1. The Monthly Report was given.
- 2. Hall of Fame Temporary No Parking Signs -

#06-375 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the posting of temporary "No Parking" signs on both sides on the following streets: Broad Ave. NW from Fulton Road NW to 17th St NW; Clarendon Ave. NW from the City Limits to Fulton Rd NW; Clearview Ave. NW from the City Limits to Fulton Road NW; Blake Ave. NW from the City Limits to Fulton Rd NW; Barr Ave NW from the City Limits to Fulton Rd NW; all of Woodward Pl NW; 25th St NW from Clarendon Ave NW to Broad Ave NW; 21st St. NW from Blake Ave. NW to Broad Ave NW; 19th St. NW from Broad Ave NW to the Stadium; and 17th St. NW from Broad Ave. NW to the parking lot. The above "No Parking" signs will be posted on August 4, 2006 and removed August 7, 2006.
 Seconded by Mrs. Bossart.
 Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

ROAD DEPARTMENT: (continued)

3. Computer Workstation Upgrades -

#06-376

Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase of two computer workstations from Dell for an amount not to exceed \$3,000.00, to be paid from Fund #11-A-04. Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

4. Storm Damage List – submitted by Joe Iacino. He said that he wanted to add the new school property to it. They had some severe flooding problems caused by the parking lot areas. Joe said that this needs to be corrected now, obviously before winter. Lou Giavasis had taken pictures over to the Superintendent to show him what the problem was, and stated that he explained to him that this was a school-generated problem. It certainly was not a problem for Plain Township to handle. Mr. Thomas, the new Superintendent, said that he would get with their engineers immediately. Joe also wanted to add to the list Brookhaven Circle. He contacted ME to see if we can do the engineering on that project. He also talked about Chesham and Pemberton, and added that that was fixed as of this morning. He also discussed Englewood and Chaucer, which is an off-road ditch problem.

ZONING DEPARTMENT:

1. The Monthly Report was given.
2. Payment & Certification of Nuisance Abatements –

#06-377

Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize certification and payment of nuisance abatement resolutions as attached.
Seconded by Mrs. Bossart.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

3. Nuisance Abatements -

#06-378

Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize nuisance abatement resolutions as attached.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

4. Reimbursement for Conditional Use Permit -

#06-379

Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize a reimbursement to Jim Fisk, formerly of 1652 Applegrove Street NW, North Canton, OH 44720 now residing at 3755 Rolling Ridge Road NE, North Canton, Ohio 44721 in the amount of \$41.67 for the Conditional Use Permit #864 issued this year for a home occupation – roofing business at 1652 Applegrove Street NW as authorized by Steve Peroz, Zoning Director.

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ZONING DEPARTMENT: (continued)

Discussion: Mr. Leno asked if Mr. Peroz had determined whether we are, in fact, to reimburse this money. He said it has never been done before. He just prorated it. Mr. Leno continued to ask questions and it was determined that this was not a fee for the length of use, but a fee for the application and for the procedures, as pointed out by Mr. Williams. That being said, it was denied to reimburse this fee for the permit that was taken out in the first place.

Seconded by Mr. Giavasis.

Vote: Mr. Leno, no; Mr. Giavasis, no; Mrs. Bossart, no.

PARKS & RECREATION:

- 1. The Monthly Report was given. It was pointed out by Mrs. Sabina that the mosquito larvacide program will begin at the end of July.

LAW DIRECTOR:

- 1. Report on Edelweiss - a letter to Plain Township from the Stark County Prosecuting Attorney, saying that Plain Township was a victim of a crime. Apparently some individuals have spray-painted the street on Edelweiss. Mr. Iacino said that it would take approximately \$300 to \$400 to get this off the street. Mr. Williams said that he and Mr. Iacino would fill out the form and turn it in to the Prosecuting Attorney.

COMMUNICATIONS:

- 1. Roger Cameron - he was annexed into North Canton and wants to come back into Plain Township. Mrs. Sabina said that townships are in no situation to annex property. He would have to go before a North Canton City Council and they would have to unanimously vote. That probably would not happen. Mr. Cameron also stated that if there was anybody in the Township that wanted to become part of a city, they should contact him first. He can tell them about all of the empty promises.
- 2. Stark County Metropolitan Sewer District - a notice to the property owners of a sewer petition and information as to cost, etc. for informed decisions by those citizens that will be affected.

CONCERNS OF CITIZENS:

Dawn Pegg, of 4525 Lindford Ave. NE, wanted to know when there would be mosquito spraying in her area. She lives by the ball fields near Barr School. She was informed that those are in the City, and the County does the spraying.

Loretta Wagner, of 2621 42nd St. NE, said she has had a flooding problem for 18 years and she would like to get rid of the water out of her yard. Mr. Iacino said that the Brookhaven Storm Sewer Project will alleviate the water before it goes down Neil Circle and goes into her property. Those engineers are working on that presently.

Mr. Pete Shaw, of 1323 Stone Crossing, showed the Board pictures of flooding problems at his driveway, and where it is eroding his drive. Joe Iacino is going to talk to Joe Underwood to see if that development's retention ponds and so forth are doing what they should be doing.

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CONCERNS OF CITIZENS: (continued)

Sharon Gingrich, of 813 Stone Crossing NE, is concerned about the drainage and where it is going. It should be cleaned out periodically because she had a backup in her home. Mr. Iacino said that the backup in her home would have nothing to do with it, because her drains in her home should not be hooked up to the stormwater, or it is an illegal hookup. It was probably sanitary sewer. She stated that whoever fixed it said that it was caused by vandalism. Mr. Iacino assured her that the Road Department keeps that area clean and will see that those catch basins are cleaned at all times.

Don Dasco, of 6721 Bridgestone Cir., has a development concern with Wagler Homes, who has roads which he is using on his property. He has one that is chained at night. He would like to see it chained during the day. Mr. Iacino said we really didn't have any right to tell him what to do on his property; however, we would have the right to force him to put in silt fences and keep the mud and silt from coming on to the roads. He will be in touch with Mr. Wagler.

Roy Barr, of 1211 39th St. NE, wanted to know if this was the last meeting before the Diano Annexation meeting. He was told, yes, it was, and he wanted to know what the Board's stand was. Mr. Williams said that the stand is exactly what it always has been in the past they oppose all annexations. He wanted to know if they had had time to review the packet from the New Franklin and Jackson information given on townships becoming a city. Mrs. Bossart explained to Mr. Barr that, speaking for herself, she liked the township form of government and that is why she ran for it in the first place. She said if the Township wants to become a city, she felt it was necessary for a citizens' group to get active and put it on the ballot. Mr. Giavasis agreed with Mrs. Bossart as to the present form of government and said that he applauded Mr. Barr's efforts, but he, for one, was not in a position to oppose or propose the idea of Plain Township becoming a City. The Board will make the Township Hall available for them to meet.

Ardy Sadeghi, of 1701 Amarillo St., also had drainage problems at his home. Gary Connor and Joe Iacino were out there. Joe did say that these pipes in this area and this drainage system might be at least 50 years old and they were unable to get easements that would be able to correct the problem. However, a possible temporary fix would be to enlarge the manhole that exists now to hold more capacity of water. Mr. Iacino emphasized that this would be a temporary fix. The Board asked him to look into that to see what the possible costs would be.

APPROVAL OF MINUTES:

#06-380

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 June 13, 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 June 13, 2006 as presented.

Seconded by Mr. Giavasis.

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

APPROVAL OF MINUTES:

#06-381 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 special meeting held June 20, 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 special meeting held June 20, 2006 as presented.
 Seconded by Mr. Leno.
 Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

#06-382 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 June 27, 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 June 27, 2006 as presented.
 Seconded by Mr. Leno.
 Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

EXECUTIVE SESSION:

#06-383 Motion by Mrs. Bossart,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 8:21 p.m. from this regular meeting of July 11, 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; a conference with the law director or other retained counsel concerning pending or imminent court action.
 Seconded by Mr. Giavasis.
 Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

#06-384 Motion by Mrs. Bossart to return to regular session at 11:38 p.m.
 Seconded by Mr. Leno.
 Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

ANNOUNCEMENTS:

#06-385 Motion by Mrs. Bossart,
 WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio, hereby adjusts the salary of Joe Iacino, Road Superintendent, to a base of \$60,000 per year.
 Seconded by Mr. Leno.
 Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, no.

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ADJOURNMENT:

#06-386 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark
County, Ohio to adjourn at 11:40 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
Fiscal Officer