

WORK SESSION

ATTENDANCE:

Pamela Bossart, Louis Giavasis, Albert Leno, II, Claude W. Shriver, II, Eric Williams, Lisa Sabina-Campbell, Joe Iacino.

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

Mr. Mike Rekestis, from ME Companies, was present. Mr. Rekestis went over our capital improvement plan, and prioritized for the Board the various projects that were in the works, which included Fulton East (Everhard to Hills & Dales) Columbus/Harmont Intersection, Applegrove East - Phases 2 and 3, Market/Schneider Intersection, Lindford Avenue Storm Sewer, Brookhaven Storm Sewer, Stonehedge Culvert with regard to State Route 43, 30th Street Storm Sewer from Royal to Regent (a Canton City project in 2008), 25th Street Storm Sewer, Pickett Street Culvert and Ditch, Mt. Pleasant St./State Route 43, Reemsnyder Ditch and Storm Sewer north of Fulton Rd., Avondale Outlet south of Fulton, Schrantz/Slusser Ditch at Bretton Street, Easton St./Firestone Ave., and Steiner Heights Storm Sewer. Some projects are projected out into 2010 and 2011; however, they did prioritize the projects. The need for this was to also help declare the necessity of placing our road levy back on to the ballot. Mr. Rekestis did state that we have had some success stories: the Bellview Storm Sewer Project, which was done by our department, and correction of the Graber Farm flooding problem. There was more discussion on the prioritizing of the projects and the future costs and how they may increase as they are shoved backwards. Mr. Iacino did point out that even if we just replaced the levy we have, some of the projects would be pushed back as they are presently.

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-Campbell, Joe Iacino, Steve Peroz, John Sabo, Todd Alexander.

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

AGENDA: Approved as prepared.

SHERIFF'S REPORT:

1. Snow Procedure - Mr. Iacino requested that the Sheriff's Department call him during the night when the roads become hazardous so that he can call the crews out to do ice treatment.

UNFINISHED BUSINESS:

1. Stonehedge Drainage-

#06-636 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio to authorize ME Companies to provide engineering
services for Phase II of the Stonehedge Drainage Project, at a cost of
\$8,000.00, 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 –

#06-637 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 \$160,968.86 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. a. Regular Payroll –

#06-638 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 Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

b. Volunteer Payroll –

#06-639 Motion by Mr. Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio to authorize payment of the volunteer payroll for
the 4th Quarter 2006 in an amount not to exceed \$30,000.00.
Seconded by Mrs. Bossart.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

3. Payment of Medical Claims –

#06-640 Motion by Mr. Giavasis,
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>
12/06/06	EFT 61515	\$12,397.10
12/12/06	EFT 61577	10,477.78

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

4. The Financial report was given and accepted by the Board. There were no questions.

FISCAL OFFICER’S REPORT: (continued)

5. Fire Escrow Release –

#06-641

Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the release of insurance proceeds being retained for a loss caused by fire on June 27, 2006 at 6010 Firestone NE, Canton, OH 44721 in the amount of \$16,520.00 payable to Estate of Joseph Hodapp, c/o Sheri VanSchoyver at 6961 Thicket Street NW, Canton, OH 44708 as authorized by Thomas M. McCallin, Captain, Bureau of Life Safety and Records.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

6. Transfer of Funds –

#06-642

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:
FROM TO AMOUNT
03-A-04 – Tools & Equipment 03-A-06 – Repairs \$ 700.00
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

7. Records Commission –

#06-643

Motion by Mr. Leno,
WHEREAS, the Plain Township Records Commission met on December 12, 2006 at 6:50 p.m. in accordance with Ohio Revised Code Sections 149.42 and 149.43 and was presented a Certificate of Records Disposal (Form RC-3); and
WHEREAS, the Plain Township Records Commission approved this form;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to approve the attached Certificate of Records Disposal (Form RC-3); and
BE HEREBY FURTHER RESOLVED by the Plain Township Board of Trustees to authorize the Plain Township Fiscal Officer to submit this form to the Ohio Historical Society and Auditor of State, Bureau of Inspection and Supervision for approval.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

8. Amended Certificate & Appropriation of Funds –

#06-644

Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the Plain Township Clerk to request an Additional Amended Certificate of Estimated Resources from the Stark County Auditor for additional revenue of \$112,256.80 received as follows:
01 – General Fund \$ 77,605.28
04 – Road & Bridge Fund 1,501.61
14 – Miscellaneous – Diamond Park 22,149.91
17 – (Expendable) Trust – Deposits 11,000.00

FISCAL OFFICER’S REPORT: (continued)

AND BE IT HEREBY FURTHER RESOLVED, by the Plain Township Board of Trustees, upon certification by the Stark County Auditor to appropriate these funds as follows:

01-A-26B – Other Exp – Salaries – Fiscal Office \$	2,500.00
01-B-04 – Utilities	2,000.00
01-B-08 – Other Expenses	2,000.00
01-E-01 – Contracts	250.00
01-J-01 – Salaries and Fees	2,000.00
01-A-26e – Other Expenses	68,855.28
04-A-09 – Utilities	1,501.61
14-A-01 – Salaries	10,000.00
14-A-05D – Supplies – Fuel	500.00
14-A-06 – Repairs	500.00
14-A-08 – Other Expenses	11,149.91
17-A-01 – Payouts – Deposits Returned	11,000.00

Seconded by Mr. Leno.

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

9. Zoning Board Payments –

#06-645

Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize payment to members of the Plain Township Boards of Zoning Appeals and Zoning Commission for the period of July 1, 2006 through December 31, 2006 at the rate of \$50 per meeting for a total of \$600.00

Seconded by Mrs. Bossart.

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

ADMINISTRATOR:

1. The Stormwater Report was given. Mrs. Sabina-Campbell went over a letter she and Mr. Iacino put together and sent to businesses in the area, with some website information and some stormwater information that would help explain to them and determine whether they were in need of an industrial permit.
2. The Buildings & Grounds Maintenance Coordinator Monthly Report was given; there were no questions.
3. Result of Election on Tax Levy – result from the Board of Elections regarding the Road Levy.
4. Stormwater Annual Discharge Fee –

#06-646

Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize payment to Treasurer, State of Ohio for the Annual Discharge Fee for Stormwater in the amount of \$2,200.00, to be paid from Fund # 01-A-26E.

Seconded by Mr. Leno.

Discussion: It has not been determined what we receive for this at this point.

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

5. Liquor Permits – correspondence from Sheriff Swanson, saying that they did not have any problem with any of our liquor permit holders within the Township.

FIRE DEPARTMENT:

- 1. The Monthly Report was given; there were no questions.
- 2. Stark County Memorandum of Understanding -

#06-647

Motion by Mrs. Bossart,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize John A. Sabo, Fire Chief, to enter into the attached Memorandum of Understanding for the Mass Casualty Decontamination Trailers with the Stark County Board of Commissioners.
 Seconded by Mr. Giavasis.
 Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

ROAD DEPARTMENT:

- 1. The Monthly Report was given; there were no questions.
- 2. Road Levy –
 - a. 1.5-mill Renewal –

A RESOLUTION DECLARING IT NECESSARY TO SUBMIT THE QUESTION OF RENEWING A TAX LEVY FOR THE PURPOSE OF PROVIDING FOR THE GENERAL CONSTRUCTION, RECONSTRUCTION, RESURFACING, AND REPAIR OF STREETS, ROADS AND BRIDGES IN THE PLAIN TOWNSHIP ROAD DISTRICT, PLAIN TOWNSHIP, STARK COUNTY, OHIO, PURSUANT TO SECTION 5705.191 OF THE REVISED CODE

#06-648

Motion by Mr. Giavasis,
 WHEREAS, upon due investigation and consideration, the Board has determined that the amount of taxes which may be raised within the ten (10) mill limitation in and for the Plain Township Road District, Plain Township, Stark County, Ohio, for the next five (5) years will be insufficient to provide an adequate amount for the necessary requirements for said Plain Township Road District for the purpose of providing for the general construction, reconstruction, resurfacing, and repair of streets, roads and bridges in the Plain Township Road District, Plain Township, Stark County, Ohio, and that the question of renewing such tax should be submitted to the electors in said Plain Township Road District; in accordance with Sections 5705.191 of the Revised Code; and
 WHEREAS, pursuant to Section 5705.191 of the Revised Code, the Board has determined that there should be submitted to the electors of the District at the general election to be held on May 8, 2007, the question of renewing a tax of one and one-half (1.5) mills outside the ten (10) mill limitation, which amounts to fifteen cents (15¢) for each one hundred dollars (100) of valuation, for a period of five (5) years, tax years 2007, 2008, 2009, 2010 and 2011 for the purpose of providing for general construction, reconstruction, resurfacing and repair of streets, roads and bridges in the Plain Township Road District, Plain Township, Stark County, Ohio.
 NOW, THEREFORE BE IT RESOLVED, by the Plain Township Board of Trustees that a copy of this Resolution shall be immediately certified to the County Auditor of the County of Stark, and this Board hereby requests that the County Auditor certify (a) the total current tax valuation of the Road District and (b) the dollar amount of revenue that would be generated by the rate of 1.5 mills for each \$1.00 of tax valuation.

ROAD DEPARTMENT: (continued)

BE IT FURTHER RESOLVED that it is found and determined that all formal actions of this Board concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board, and that all deliberations of this Board that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

This resolution shall be in full force and effect from and immediately upon its adoption.

Seconded by Mrs. Bossart.

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

b. 1-5-mill Replacement –

A RESOLUTION DECLARING IT NECESSARY TO SUBMIT THE QUESTION OF REPLACING A TAX LEVY FOR THE PURPOSE OF PROVIDING FOR THE GENERAL CONSTRUCTION, RECONSTRUCTION, RESURFACING, AND REPAIR OF STREETS, ROADS AND BRIDGES IN THE PLAIN TOWNSHIP ROAD DISTRICT, PLAIN TOWNSHIP, STARK COUNTY, OHIO, PURSUANT TO SECTION 5705.191 AND 5705.192 OF THE REVISED CODE

#06-649

Motion by Mrs. Bossart,

WHEREAS, upon due investigation and consideration, the Board has determined that the amount of taxes which may be raised within the ten (10) mill limitation in and for the Plain Township Road District, Plain Township, Stark County, Ohio, for the next five (5) years will be insufficient to provide an adequate amount for the necessary requirements for said Plain Township Road District for the purpose of providing for the general construction, reconstruction, resurfacing, and repair of streets, roads and bridges in the Plain Township Road District, Plain Township, Stark County, Ohio, and that the question of replacing such tax should be submitted to the electors in said Plain Township Road District; in accordance with Sections 5705.191 of the Revised Code; and

WHEREAS, pursuant to Section 5705.191 of the Revised Code, the Board has determined that there should be submitted to the electors of the District at the general election to be held on May 8, 2007, the question of replacing a tax of one and one-half (1.5) mills outside the ten (10) mill limitation, which amounts to fifteen cents (15¢) for each one hundred dollars (100) of valuation, for a period of five (5) years, tax years 2007, 2008, 2009, 2010 and 2011 for the purpose of providing for general construction, reconstruction, resurfacing and repair of streets, roads and bridges in the Plain Township Road District, Plain Township, Stark County, Ohio.

NOW, THEREFORE BE IT RESOLVED, by the Plain Township Board of Trustees that a copy of this Resolution shall be immediately certified to the County Auditor of the County of Stark, and this Board hereby requests that the County Auditor certify (a) the total current tax valuation of the Road District and (b) the dollar amount of revenue that would be generated by the rate of 1.5 mills for each \$1.00 of tax valuation.

ROAD DEPARTMENT: (continued)

BE IT FURTHER RESOLVED that it is found and determined that all formal actions of this Board concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board, and that all deliberations of this Board that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

This resolution shall be in full force and effect from and immediately upon its adoption.

Seconded by Mr. Leno.

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

ZONING DEPARTMENT:

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

2. Resignation of Zoning Board of Appeals Member –

#06-650

Motion by Mrs. Bossart,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to accept the resignation of Plain Township Zoning Board of Appeals member Fred Rossetti effective immediately.

Seconded by Mr. Giavasis.

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

3. Resignation of Zoning Commission Member –

#06-651

Motion by Mrs. Bossart,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to accept the resignation of Plain Township Zoning Board of Commissions member Janel Newell effective immediately.

Seconded by Mr. Giavasis.

Discussion: Mrs. Bossart suggested a letter be sent to both individuals thanking them for their service.

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

PARKS & RECREATION:

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

2. Diamond in the Snow – Mr. Alexander reported there were few people that showed up for the Diamond in the Snow program. Due to the nice weather, they were probably doing a lot of yard work. However, he said that will not deter him from his future ambition and marketing our park programs.

3. Purchase of Cabinet –

#06-652

Motion by Mr. Giavasis,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase of a cabinet for computer equipment from Himebaugh Consulting for an amount not to exceed \$1,200.00, to be paid from Fund #14-A-04.

Seconded by Mrs. Bossart.

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

COMMUNICATIONS:

1. Stark County Recorder – we need to comply and send our zoning resolutions to the Recorder’s office, which we have been doing.

CONCERNS OF CITIZENS:

Irene Kutz – there was a video showing flooding at her home. She lives at 1316 Schneider NW and has had water problems since 1998 when her home was built. She has had two very severe flooding problems to the point that she had to replace her furnace and water heater and tear the drywall out of her basement.

Tammy Reeves, Of 1324 Schneider, also was here to express the problems with the flooding in that area, as was Robert Maciag, of 1127 Deborah St. The Trustees said that they would work with these individuals to see what can be done, and that our engineer, from ME Companies, was going to put together a program to see if our Road Department can do something to alleviate the problems for these residents. To date they have not gotten any satisfaction at all from the County, other than a letter telling them that they had no money to clean out any ditches.

Roy Barr, of 1211 39th St. NW, the owner of Meadowlake Golf Course, was present to discuss flooding that is going on. He pointed out to the Trustees that the City of Canton has plans to pave west of his property and put in some culvert. He said that the culvert going across his golf course is 48-inch and needs to be changed to 60-inch. He is looking for help with funding. He has talked to Congressman Regula’s office, to see if there is any money from FEMA. He felt that it was very important that the City of Canton, Plain Township and himself get together with some type of solution. He was not going to stand by and let the City of Canton pour more water onto his property. Mr. Iacino pointed out that that was not legal, and if they did a project, they could not have any more water coming on to the property after the project than was going on to the property before the project was started. Mr. Iacino will contact the Canton City Engineer to find out exactly what the story is, and to see, additionally, if there has been any thought of retention basins to alleviate this problem. Mr. Barr said he would be leaving town on the 26th. Mr. Giavasis said that the Board will be in touch with him to let him know if there is anything at all the Board can do. Certainly they will try to help alleviate this problem.

Andy Coccoli, of 3926 Willowdale, said that it is definitely a problem in that area, and we need to watch what the City is doing uphill, because everything is getting dumped down around the golf course and on these residents.

APPROVAL OF MINUTES:

#06-653 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 November 28, 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 November 28, 2006 as presented.
 Seconded by Mr. Giavasis.
 Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

EXECUTIVE SESSION:

- #06-654 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio to adjourn to executive session at 8:03 p.m. from
this regular meeting of December 12, 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; 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; preparing for, conducting or reviewing negotiations or
bargaining sessions with public employees.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.
- #06-655 Motion by Mrs. Bossart to return to regular session at 9:58 p.m.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

ANNOUNCEMENTS:

- #06-656 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio, to authorize the hiring of Pastor Robert Miller of
Bethany United Methodist Church and Pastor Timothy McCollum of
Werner United Methodist Church as the Plain Township Fire
Department Chaplains whose duties are defined on the attached job
description.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.
- #06-657 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio, to authorize payment to Joe Snyder of \$9.00 per
hour for cleaning at the Diamond Community Park, in addition to the
regular weekly amounts paid to him by the Parks Department and in
addition to the weekly amount paid to him for opening and closing the
gate at the yard waste recycling site.
Seconded by Mrs. Bossart.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.
- #06-658 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio to authorize the placement of an advertisement in
the Canton Repository for positions on the Board of Zoning Appeals
and the Zoning Commission.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

PLAIN TOWNSHIP BOARD OF TRUSTEES

2600 Easton St. NE
Canton, OH 44721

Regular

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December 12, 06

ADJOURNMENT:

#06-659 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio to adjourn at 10:00 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