

**WORK SESSION**

**ATTENDANCE:**

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

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

Lawrence D. Sulzer spoke on the topic of barn restoration. He is the founder of Barn Works. He also has LDS Consultants. He had walked through the barn at Community Park. He said that we had a great opportunity. It was a saw-cut building, had hand-hewn beams, five bays, and was an earlier 20<sup>th</sup>-century bank barn. His expertise is in preservation architecture planning and traditional architecture. He was a preservation planner for Shaker Heights, Ohio, near Cleveland, a historic area. He presently lives in Peninsula. He also has a great interest in rural preservation. Mr. Sulzer went over several of his projects and showed the Board several pictures of projects that he has completed, and gave the Board a lot of input and ideas how to preserve the barn. He said that the Township should be good stewards of the barn, which simply meant keep it in good repair, and keep it as authentic as possible. He said that he is certainly available for any future work that we might have. He was very excited about the land purchase on Schneider Street and said that Plain Township should be very proud of the parks system they have and the opportunities in the future that they have in developing the land that they have acquired.

**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, Eric Williams, Lisa Sabina-Campbell, Joe Iacino, Steve Peroz, John Sabo, Todd A. Alexander, Chuck Kegley.

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

**AGENDA:** The agenda was presented. Mr. Leno added under Sheriff #1– Stop Sign at Hunters Ridge and Wyndham, and #2 – 3919 Harrison Ave. Mr. Shriver added #3 – False Alarms.

**SHERIFF'S REPORT:**

Mr. Leno said that he had complaints about the running of a stop sign at Hunters Ridge and Wyndham, and also had a complaint about a box trailer being parked at 3919 Harrison, inhibiting the view for people pulling out.

**SHERIFF'S REPORT:** (continued)

Mr. Shriver mentioned that an individual is once again on the false alarm list. This individual had attended a couple of meetings and spent time with him in the Fiscal Officer's office, and also with the Law Director, and he is concerned that she doesn't understand what is going on with her alarm system. He asked if the Sheriff's Department or someone could intervene to contact a family member or someone, so that they could get this straightened out. He said that it appears that this is going to be an ongoing problem. She has had eight false alarms so far, and has not paid for any of them, and also claims that someone has her clicker and is setting this off.

**UNFINISHED BUSINESS:**

- 1. Schneider St. Engineering Scope –

#07-039 Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize ME Companies to do a drainage investigation for Schneider Street/Deborah Street at a cost of \$3,850.00, to be paid from Account #1000-4330-790-0000.  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

**NEW BUSINESS:**

- 1. Stark County Regional Planning Commission Dues –

#07-040 Motion by Mrs. Bossart,  
WHEREAS, on December 7, 1999 (Resolution #99-666) the Plain Township Board of Trustees resolved that it is in the Township's best interest to join the Stark County Regional Planning Commission;  
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the payment of \$3,000.00 in membership dues to the Stark County Regional Planning Commission for the year 2007.  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

- 2. False Alarms –

#07-041 Motion by Mrs. Bossart,  
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	#
McDonalds	3934 Everhard Rd. NW	8th
SpeedFoods	3002 Market Ave. N.	9th
Pizza Oven	1601 30th St. NE	5th, 6th, 7th
Advance Auto Parts	4210 Whipple Ave. NW	4th, 5th, 6th
Family Care Center	4319 Hills & Dales Rd. NW	4th
Fisher Foods	8100 Cleveland Ave. NW	4th
Dad's Car Care	8244 Cleveland Ave. NW	4th
Donald Schneider	3040 Sussex St. NW	4th

**NEW BUSINESS:** (continued)

Margaret Baumbaugh 3533 Blackburn Rd. NW 7th and 8th  
Sue Clark 4636 Orchard Dale Dr. NW 7th

NOW THEREFORE BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to direct the Plain Township Fiscal Officer 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 Fiscal Officer 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 Fiscal Officer 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. Giavasis.

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

- 3. Municipal Publications Map – Mrs. Sabina-Campbell wanted the Board to know that our map, which is dated 2004, is three years old right now. What we have done in the past is to not do one issue of the newsletter, and use that money to send our community map.

**FISCAL OFFICER’S REPORT:**

- 1. Pending Warrants –

#07-042

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 \$47,538.48 as attached hereto and made a part of these minutes.

Seconded by Mrs. Bossart,

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

- 2. Regular Payroll –

#07-043

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; Mrs. Bossart, yes; Mr. Giavasis, yes.

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

3. Payment of Medical Claims –

#07-044

Motion by  
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>
01/16/2007		\$10,454.16
01/23/2007		6,008.21

Seconded by

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

4. The Investment report was given. Mrs. Bossart asked what plans were being made for the investment of the CD that is coming due in February. Mr. Shriver said that he and Mrs. Reikowski would confer over what funds are needed and how much money would be reinvested as interim funds.

5. Permanent Appropriations –

#07-045

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, 2007, 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.

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

**ADMINISTRATOR:**

1. Tax Incentive Review Council -

#07-046

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 Bossart and Albert P. Leno 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 Lisa Sabina-Campbell as alternate member to the Tax Incentive Review Council.

Seconded by Mrs. Bossart.

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

**ADMINISTRATOR:** (continued)

- 2. Creation of Hoover Township – a resolution from the Stark County Commissioners with regard to the creation of Hoover Township. Mr. Giavasis explained why that was important to Plain Township. We would be representing ourselves and not be part of future problems with annexation issues, since North Canton was no longer within Plain Township. Also, the residents of North Canton would no longer be able to cast a vote for Trustees or Fiscal Officer. They would stand totally alone.
- 3. Community Open House – Mrs. Sabina-Campbell went over the Community Open House scheduled for February 20.
- 4. Refund for Property Clean-up –

#07-047

Motion by Mr. Giavasis,  
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the refund of \$276.80 to Fred C. Nero, 4404 Lakeridge Dr. NE, Canton, OH 44714, for overpayment of a nuisance abatement for the property at Martindale Rd. NE.  
 Seconded by Mr. Leno.  
 Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

- 5. Reserve Account – Capital Equipment/Park Development Fund-

#07-048

Motion by Mrs. Bossart,  
 WHEREAS, Ohio Revised Code §5705.13 permits political subdivisions to establish via ordinance a Capital Projects Fund for the purpose of accumulating resources for the acquisition, construction or improvement of fixed assets of a subdivision;  
 WHEREAS, the Plain Township Trustees wishes to establish a Capital Projects Fund for the above-described purposes;  
 NOW THEREFORE BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, shall hereby establish a Capital Projects Fund as follows:  
 the source of the monies shall be from the General Fund,  
 1. the amount of monies to be deposited into the Capital Projects Fund is \$75,000.00,  
 2. this Capital Projects Fund shall exist for a time period not to exceed ten (10) years,  
 3. the fixed assets to be acquired, constructed or improved with the monies shall be identified as Park Development Fund.  
 BE IT FURTHER RESOLVED that the Plain Township Fiscal Officer shall hereby be authorized to certify the establishment of the Park Development Fund to the Stark County Auditor and to the Auditor of the State of Ohio.  
 BE IT FURTHER RESOLVED that the Plain Township Fiscal Office shall hereby be authorized to transfer \$75,000 from the General Fund into the Capital Projects Fund as follows:  
 A. the name of the Capital Projects Fund shall be Capital Equipment – Park Development Fund,  
 B. the funds shall originate from “1000-4910-910-0000 – General Fund”,  
 C. the account that the funds shall be deposited into is “4904-4990-930-0000 – Park Development”,  
 D. the transfer of said funds shall be certified to the Stark County Auditor.  
 Seconded by Mr. Giavasis,  
 Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

**FIRE DEPARTMENT:**

1. Accuglobe E9-1-1 Annual Maintenance Fee –

#07-049

Motion by Mr. Leno,  
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,  
 Stark County, Ohio, to authorize payment to Digital Data Technologies,  
 Inc. for the AccuGlobe E9-1-1 Annual Maintenance Fee for one seat  
 and one server in the amount of \$1,190.00 to be taken from Fund  
 #2111-4220-599-0000.

Seconded by Mrs. Bossart.

Discussion: Chief Sabo went over a detailed explanation of AccuGlobe and the ability for it to recognize a cell phone through the 911 system.

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

**ROAD DEPARTMENT:**

1. The Annual Report was given and will be sent on to the State.

**ZONING DEPARTMENT:**

1. Fee Changes – the fee changes were discussed and put on hold until a future meeting when the Board has had time to review them.

**PARKS & RECREATION:**

1. Grant Proposal – Mr. Alexander went over a grant proposal that is in the process and said that the good news is it will make it in time.
2. Challenger League – Mr. Alexander went over the Challenger League. He has met a person he would like to bring to the Township for further discussion.

**CENTRAL MAINTENANCE:**

1. Purchase of Tire Changer, Balancer & Kit –

#07-050

Motion by Mr. Leno,  
 BE IT HEREBY RESOLVED, by the Plain Township Board of  
 Trustees, Stark County, Ohio, to authorize the purchase of a tire  
 changer, balancer and kit from Myers Tire Supply in an amount not  
 to exceed \$10,036.00 from the following funds:

- #2031-4330-740-0000 \$5,018.00
- #2111-4760-740-0000 \$5,018.00

Seconded by Mr. Giavasis.

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

**CENTRAL MAINTENANCE:** (continued)

2. Purchase of Scanner -

#07-051

Mrs. Bossart,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase of a 6.4 Solus Elite Scanner in an amount not to exceed \$3,695.00 from Doug Poole from the following funds:

- #2031-4330-430-0000 \$1,847.50
- #2111-4220-430-0000 \$1,847.50

Seconded by Mr. Giavasis.

Discussion: Mr. Kegley went over in detail the process and the function of both these pieces of equipment, and how it would bring savings to the Township, not only in manpower and labor hours, but also in the downtime of equipment.

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

**COMMUNICATIONS:**

1. Stark County Engineer – regarding a meeting with the Road Superintendents on March 2.
2. Elected Officials Academy Managing Services – a program to be held on February 14 through March 14, and another program to be held April 4 through May 2, through the Kent State University.
3. Stark County Health Department – announcing an Emergency Preparedness meeting, planning for Pandemic Influenza, involving several aspects and also concerns regarding Mass Deaths, such as pronouncing people dead in their homes, collection and transportation of bodies, etc. This is going to be held on February 1, 2007. The Fiscal Officer, Mr. Shriver, will be attending to represent Plain Township at this meeting.
4. Historical Society 1<sup>st</sup> Annual Dinner – an invitation to the annual dinner on the 19<sup>th</sup> of February, at 6:30 p.m. It will be held at Chateau Michele, formerly The Pines Restaurant, at a cost of \$20.00 per person.
5. Waste Management – an after-hours premium will be in effect from 4:00 p.m. to 6:00 p.m. daily, and will be assessed at \$5.00 per ton.

**CONCERNS OF CITIZENS:**

Mr. Fred Nero was present, representing the property at 4137 Martindale Rd. He said that he received an amount on his tax duplicate of \$3,742.08 for an abatement clean-up. He felt that the charges were extreme. He did not do the dumping on the property. Mr. Giavasis went over a complete file on this property, showing the different times that he was notified, each time prior to the abatement clean-up. He explained the abatement process, as well as did our Law Director, Mr. Williams. Mr. Nero still felt that it was excessive, and wanted to know if, as a taxpayer, he already bought this equipment, why he was paying for it again. It was explained to him that the equipment was taken from public use on to private property. It would be similar if he rented the equipment. The Board sympathized with him that it was expensive, but he had the opportunity to clean it up on his own. However, he took

**CONCERNS OF CITIZENS:** (continued)

it for granted that the Township would clean it up and it wouldn't cost much more than what he had been quoted by Mr. Gonzalez, from GonzOil, which was \$600.00.

Dawn Pegg, on Lindford Ave., said that as far as she was concerned, Mr. Nero got off easy. Kids were going back there and were building a fire pit out of bricks, and had they sparked a fire at that oil well, there could have been a real catastrophe and it would have been very serious.

Mr. Nero thanked the Board, but also wanted to know what he could do to get some type of easement in the pain of paying this. He was told to talk to Mr. Zeigler; possibly they would set up some type of payment plan.

**APPROVAL OF MINUTES:**

- #07-052 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 9, 2007 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 9, 2007 as presented.  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

**EXECUTIVE SESSION:**

- #07-053 Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 8:08 p.m. from this regular meeting of January 23, 2007 as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of: employment 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 Mrs. Bossart.  
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.
- #07-054 Motion by Mr. Giavasis to return to regular session at 10:23 p.m.  
Seconded by Mrs. Bossart.  
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

**ANNOUNCEMENTS:**

- #07-055 Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to appoint Kent State University student intern Anthony Piccari to a temporary volunteer position to volunteer in the Parks and Recreation Department effective at 12:01 a.m., January 30, 2007, for a minimum of 60 volunteer hours.  
Seconded by Mr. Leno.  
Discussion: Mrs. Bossart abstained from voting due to the fact that Anthony Piccari is related to her.  
Vote: Mr. Leno, yes; Mrs. Bossart, abstained; Mr. Giavasis, yes.

**PLAIN TOWNSHIP BOARD OF TRUSTEES**

**2600 Easton St. NE  
Canton, OH 44721**

**Regular**

**Page 9 of 10  
January 23, 07**

**ANNOUNCEMENTS:** (continued)

#07-056 Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,  
Stark County, Ohio to adopt the attached amended job descriptions for  
Mechanic, Coordinating Mechanic, Building and Grounds  
Maintenance Coordinator, and Building and Grounds Maintenance.  
Seconded by Mrs. Bossart.  
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

#07-057 Motion by Mr. Giavasis,  
WHEREAS, on May 9, 2006 (Resolution #06-253), the Plain Township  
Board of Trustees, Stark County, Ohio approved the negotiated  
contract with and between the Plain Township Board of Trustees and  
the Utility Workers Union of America, AFL-CIO Local 561, having its  
effective dates from April 1, 2006 to March 31, 2009;  
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain  
Township Board of Trustees, Stark County, Ohio to amend Article 24,  
Section C to read as follows:  
A safety work boot reimbursement of up to \$150 per calendar year  
shall be provided to all members of the bargaining unit upon  
presentation of a receipt to the Finance Director. To be eligible for  
reimbursement, the safety work boots must have waterproof uppers  
and oil resistant soles.  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

#07-058 Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,  
Stark County, Ohio to enter into the attached Contract for Police  
Services from January 24, 2007 through December 31, 2007 as set  
forth in the attached Contract which is hereby incorporated herein by  
reference.  
Seconded by Mrs. Bossart.  
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

**ADJOURNMENT:**

#07-059 Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,  
Stark County, Ohio to adjourn at 10:26 p.m.  
Seconded by Mrs. Bossart.  
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

\_\_\_\_\_  
Pamela S. Bossart  
Trustee

\_\_\_\_\_  
Louis P. Giavasis  
Trustee

\_\_\_\_\_  
Albert P. Leno, II  
Trustee

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