

REGULAR MEETING

OPENING: The regular meeting was called to order at 8:00 p.m. by President Giavasis, who led the staff and audience in the pledge of allegiance.

ATTENDANCE:

Pamela Bossart, Louis Giavasis, Albert Leno, II, Jo Ellen Reikowski, Eric Williams, Lisa Sabina-Campbell, Joe Iacino, Steve Peroz, John Sabo, Chuck Kegley.

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

AGENDA: Mr. Leno added "Sapphire & Garnet" to Sheriff's Report. Agenda accepted as presented.

FISCAL OFFICER PRO TEM:

#07 - 064 Motion by Mr. Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to appoint Jo Ellen Reikowski as Fiscal Officer Pro Tem.

Seconded by Mrs. Bossart.

Discussion: Mr. Giavasis said that Mr. Shriver had a prior commitment. Mrs. Reikowski stated that Mr. Shriver had a previous commitment to attend a Professional Seminar to receive credit by the Ohio Funeral Director's Association, of which he is past President, and he regrets that this was a conflict. He also wanted the Board to know that he attended the Stark County Meeting on the Pandemic Flu through the Funeral Director's Association and he will be on a panel and keep the Board informed.

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

SHERIFF'S REPORT:

1. Sapphire & Garnet – Mr. Leno said he has received a complaint about people not stopping at the stop sign. He brought it up as a safety issue.

UNFINISHED BUSINESS:

1. Park Farms - Sam Sliman and Chris Pastore were in attendance. Mr. Williams reviewed changes in the contract, covered payments to the Township and changed the term "Plant" to "Facilities." He thanked Mr. Giavasis for his open-mindedness and Chris Pastore for helping to put this together. This will be discussed in Executive Session.

FISCAL OFFICER'S REPORT:

1. Pending Warrants –

#07 - 065 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 \$406,043.86 as attached hereto and made a part of these minutes.

Seconded by Mrs. Bossart.

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

FISCAL OFFICER’S REPORT (continued):

2. Regular Payroll –

#07 - 066 Motion by Mr. Leno,
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; Mrs. Bossart, yes; Mr. Giavasis, yes.

3. Payment of Medical Claims –

#07 - 067 Motion by Mrs. Bossart,
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>
01/30/07	10135	\$11,301.10
02/06/07	10142	\$534.37
02/15/07	10242	\$15,404.42

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

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

5. Transfer of Funds

#07 - 068 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>
1000-4910-910-0000 Operating Transfers– Out General Fund	2081 – Police District Fund	\$84,802.71

NOW, THEREFORE BE IT FURTHER RESOLVED, by the Plain
Township Board of Trustees upon certification by the Stark County
Auditor to appropriate \$84,802.71 to 2081-4210-370-6100 –
Contracts.
Seconded by Mrs. Bossart.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

6. Ohio Division of Liquor Control – Lucky Star on Louisville – It
was discussed if this was a dry area and whether voter approval
was needed. This will be checked before the next meeting.

7. Refund of Overpayments for EMS

#07 - 069 Motion by Mr. Leno,
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>
Diane Mackenzie	\$720.00

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

ADMINISTRATOR:

1. The Stormwater Report was given; there were no questions.
2. Vacation of Roadways – A public hearing is set for February 28, 2007 at 2:00 p.m.
3. MS4 Annual Report -

#07 - 070

Motion by Mrs. Bossart,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize ME Companies to update the SWMP NPDES Permit and work with the Township to continue development of the program at a cost of \$2,500.00 to be paid from fund # 1000-4390-316-0000.
 Seconded by Mr. Leno.
 Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

4. CAC Recommendation Meeting – CDBG application Review Meeting February 22, 2007 at 7:00 p.m. The Board asked Mr. Peroz to represent Plain Township as that is the same night as the Township Association meeting.
5. Appoint Members to Stark County Regional Planning -

#07 - 071

Motion by Mr. Giavasis,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to appoint Trustees Louis P. Giavasis, Albert P. Leno II, and Pamela S. Bossart as members of the Stark County Regional Planning Commission representing Plain Township.
 BE IT FURTHER RESOLVED to appoint Lisa Sabina-Campbell and Steve Peroz as alternate members of the Stark County Regional Planning Commission.
 Seconded by Mrs. Bossart.
 Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

FIRE DEPARTMENT:

1. The Monthly Report was given; there were no questions.
2. Attendance at Bowling Green Fire School -

#07 - 072

Motion by Mrs. Bossart,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the attendance of up to 5 people at the Ohio State Fire School in Bowling Green on May 7, 2007, to May 11, 2007 and to approve lodging, registration, mileage, meals, parking, etc., in an amount not to exceed \$5,000.00 to be taken from Account # 2111-4220-318-000.
 Seconded by Mr. Giavasis.
 Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

FIRE DEPARTMENT (continued):

- 3. Attendance to Ohio Fire Chiefs Conference

#07 - 073 Motion by Mr. Giavasis,
 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 Chief's Conference in Columbus, Ohio from July 20, 2007, to July 25, 2007 for lodging, registration, mileage, meals, parking, etc., in an amount not to exceed \$1,500.00 to be taken from Account # 2111-4220-318-000.
 Seconded by Mr. Leno.
 Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

ROAD DEPARTMENT:

- 1. The Monthly Report was given; there were no questions.
- 2. Purchase of Fuel -

#07 - 074 Motion by Mrs. Bossart,
 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 \$15,000.00 from Fund 2021-4330-420-3070.
 Seconded by Mr. Leno.
 Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

- 3. Stark County Designation of Roads – Transferring of 20th St., Lakeside and Diamond to Plain Township and Applegrove to Stark County.
- 4. Purchase of Sign Materials -

#07 - 075 Motion by Mr. Leno,
 BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase of sign materials from Signs and Blanks in an amount not to exceed \$1,094.06 from Fund #2141-4330-420-4050.
 Seconded by Mr. Giavasis.
 Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

ZONING DEPARTMENT:

- 1. The Monthly Report was given; there were no questions.
- 2. Zoning Fees -

#07 - 076 Motion by Mr. Giavasis,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to accept the attached zoning fees to be enforced by the Plain Township Zoning Department effective immediately.
 Seconded by Mr. Leno.
 Discussion: Zoning Director, Mr. Peroz said he presented proposed changes at the prior meeting for review. Mrs. Sabina-Campbell mentioned the decrease in income due to permits being down. The Board asked that the fees be posted and put on the website.
 Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

ZONING DEPARTMENT (continued):

3. SCRPC Annual Dinner Meeting

#07 - 077

Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize any Zoning Department Staff, Administrator, Fiscal Officer, Law Director, members of the Board of Trustees, members of the Plain Township Board of Zoning Appeals, and members of the Plain Township Zoning Commission to attend the Stark County Regional Planning Annual Dinner Meeting on Friday, March 23, 2007 at Skyland Pines Rustic Lodge and to further authorize payment of \$25.00 per person to the RPC Seminar and Meeting Fund in an amount not to exceed \$500.00.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

PARKS & RECREATION:

1. The Monthly Report was given by Mrs. Sabina-Campbell because Mr. Alexander was out of town. She said that Derrick has been doing an excellent job of filling in. With the Jackson Soccer Dome damage, he has filled all of our open slots.

2. Refund Soccer Fees

#07 - 078

Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the refund as follows:

John Gonzalez 98 Everhard Rd. Canton, OH 44705	\$120.00
Tim Morris 3944 Oakridge NE Louisville, OH 44641	\$63.00
Jen Flory 2133 Briarwood Louisville, OH 44641	\$63.00
Pete Vandervaart 9819 Well Spring Ave. North Canton, OH 44720	\$31.00
Brian Beck 7221 Elmhurst Ave. North Canton, OH 44720	\$63.00
Eugene Opryszko 2054 Windham St. NE Canton, OH 44721	\$63.00

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

3. Grant Update – Mrs. Sabina-Campbell informed the Board that the Parks Director found out not as much will be available in Grant monies, so the scope of the grant was rewritten for \$33,500.00 to cover the cost of extending the water and electricity. The restroom/concession facility would be done in phases.

LAW DIRECTOR:

1. Economic Development – Mr. Williams plans to provide information on tailoring ways to develop Community Investment areas and plans to entice business into the area. He informed the Board the Road Levy was filed, accepted, and will be on the May ballot.

CENTRAL MAINTENANCE:

1. Monthly Report was given; there were no questions.
2. Purchase of DVIR Log Books and Training Package -

#07 - 079

Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase of DVIR log books and DVIR training package to bring the township’s transportation into the first step of safety compliance from J. J. Keller & Associates in an amount not to exceed \$765.83 from fund #3031-4330-599-0000.
 Seconded by Mr. Leno.
 Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

3. Purchase of Vehicles for all Departments – Mr. Kegley discussed his plans to look into purchasing several vehicles for the Road and Fire departments, along with a truck and trailer for the Building, Grounds and Maintenance through state purchasing.

COMMUNICATIONS:

1. Waste Management – Notice of price increases and shorter hours.
2. Sewer District – A meeting is scheduled for February 22, 2007 at 6:30 p.m. in response to a sanitary sewer petition for the Holly Hills area.
3. Ohio EPA – A complaint was received regarding construction at the Columbus/Harmont Intersection and pollution from Stormwater runoff.
4. Reifsnyder Park/Park Poultry Annexation – Stark County Commissioners approval.
5. Local Government Officials’ Conference will be held on April 3, 4, 2007 in Columbus.
6. Ohio Department of Health – New smoking ban regulations.

CONCERNS OF CITIZENS:

1. Mike Vesely -

#07 - 080

Motion by Mr. Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to refund \$161.62 to Mike Vesely owner of vacant lot #110 on York Ave. parcel #52-10241.
 Seconded by Mr. Giavasis.

CONCERNS OF CITIZENS (continued):

Discussion: Mike Vesely, owner of vacant lot #110 on York Ave. NE (parcel # 52-10241) is seeking reimbursement of a special assessment placed on his property taxes. He said a neighbor helped him mow the property on May 26, 2006 and then received a bill for our Maintenance department mowing it again on June 6, 2006. He has a problem with neighbors dumping rubbish on the property and then they complain. Joe Bourquin, Assistant Zoning Inspector, has helped in turning this into the Sheriff.

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

2. Bret Geiger – Owner of duplexes at 2528 – 2530 43rd St. NW wanted to bring the Board’s attention that cars are parking on both sides of the street and is concerned that emergency vehicles would not be able to get through. The Road Department will look into this.

APPROVAL OF MINUTES:

#07 - 081 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 23, 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 23, 2007 as presented.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

#07 - 082 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 30, 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 special meeting held January 30, 2007 as presented.
Seconded by Mrs. Bossart.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

EXECUTIVE SESSION:

#07 - 083 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 8:56 p.m. from this regular meeting of February 15, 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 Mr. Leno.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

#07 - 084 Motion by Mr. Giavasis to return to regular session at 9:12 p.m.

Seconded by Mrs. Bossart.

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

ANNOUNCEMENTS:

#07 - 085 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio, to approve the annexation agreement with the City
of Canton for the Park Farms annexation as attached.
Seconded by Mrs. Bossart.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

EXECUTIVE SESSION:

#07 - 086 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio to adjourn to executive session at 9:14 p.m. from
this regular meeting of February 15, 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 - 087 Motion by Mr. Giavasis to return to regular session at 10:58 p.m.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

#07 - 088 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio to adopt the following policy for calculation of
overtime pay for non-contractual employees:
Overtime will be paid for work in excess of forty hours worked in one
workweek. Hours not worked but paid for because of holiday, vacation,
sick time or personal time shall be considered as hours worked in
calculation of the forty hour workweek.
Seconded by Mrs. Bossart.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

ADJOURNMENT:

#07 - 089 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio to adjourn at 11:00 p.m.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

Pamela S. Bossart
Trustee

Louis P. Giavasis
Trustee

Albert P. Leno, II
Trustee

PLAIN TOWNSHIP BOARD OF TRUSTEES

2600 Easton St. NE
Canton, OH 44721

Regular

Page 9 of 9
February 15, 07

ATTEST: _____

Jo Ellen Reikowski
Fiscal Officer Pro Tem