

**WORK SESSION**

**ATTENDANCE:**

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

Media present: Natalie Lariccia, **the Repository**; **Betty O'Neill-Roderick**, Akron Beacon Journal; Tony McCune, Observer Reporter.

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

**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, Don Snyder, Todd A. Alexander.

Media present: Natalie Lariccia, **the Repository**; **Betty O'Neill-Roderick**, Akron Beacon Journal; Tony McCune, Observer Reporter.

**AGENDA:** The following items were added to the agenda:

**Sheriff's Report #3. 8286 Sapphire NE**

**Sheriff's Report #4. 40<sup>th</sup> & 41<sup>st</sup> Street NE**

**SHERIFF'S REPORT:**

Sheriff Timothy Swanson was present to go over the various areas of concern with the possibility of putting the Police Levy on the November ballot. He stated that our two choices are basically to add an additional levy—a renewal, or a new levy with additional mills— or a replacement levy. The difference between the two was explained as a renewal would renew at the property tax value that was in effect five years ago, and a replacement would be figured on the present property tax value. If nothing is done, we will not be collecting any money for the year 2008 in December.

The Sheriff explained in detail that the contract covers a variety of things including officers, training, and automobiles. He suggested that the 2.25 replacement would provide what they need at the present contract rate. Mr. Mike Hubble of 3891 Orion Street NW asked if there were any other tax issues that would be on the ballot that may conflict with the Policy Levy. He was informed that the Plain Local School Levy would be on the ballot. It was explained that most people feel negatively towards taxes and would most likely vote against both levies.

It was suggested that the most fiscally responsible method is to contract for police services and not for the township to have our own police department. It was pointed out that Perry spends \$4.6 million annually on their police department, and that Jackson spends \$8 million. The current contract between the **Stark County Sheriff's Department and Plain Township is only \$1.3 million annually.** Plain Township is currently not responsible for its own police station, jail, or training of officers.

**SHERIFF'S REPORT CONTINUED:**

Sheriff Swanson stated that future public discussions regarding the Police Levy will be held at the next Board of Trustees Meeting. He suggested that those present encourage friends and neighbors of Plain Township to attend future meetings.

1. Transient Vendors – Mrs. Campbell stated that she sent a copy of **our Transient Vendor resolution to the Stark County Sheriff's Department. The Sheriff's Department is to be notified when** someone takes out a permit so that they will know who is doing things illegally and who has the proper certification from our Zoning Department.
2. Speeding on Morris Avenue between 30<sup>th</sup> & 34<sup>th</sup> Streets – the **Sheriff's Department will** look into this.
3. 3286 Sapphire Avenue NE – Ms. Sharon LaMotta was present with fellow neighbors to voice complaints of their neighbors on Zircon Street who have been stealing firewood, having large bonfires, throwing things into their yards, and destroying other parts of their properties. Sheriff Swanson said that they will try to—at the very least—speak to the parents of the children that are doing the serious damage.
4. 40<sup>th</sup> & 44<sup>th</sup> Street – An aggressive dog from this neighborhood has the tendency to break loose at times, and has been seen attacking other dogs. One woman had to take her dog to the vet for stitches, and there is a concern that this dog may attack children in the future. Due to our home rule resolution, the Sheriff will be looking into this matter.

**UNFINISHED BUSINESS:**

1. Habitat for Humanity – Due to the fact that the Board of Trustees agreed that the township is not interested in the properties, the Habitat for Humanity organization is permitted to seek interest in them.

**NEW BUSINESS:**

- #07-410      1. Upgrade to Phone System -

Motion by Mr. Giavasis  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize upgrades to the telephone/voice mail system by Always Better Communications in an amount not to exceed \$720.00, to be paid as follows:  
\$360.00 from Fund #2111-4220-341-0000  
\$120.00 from Fund #1000-4120-323-0000  
\$120.00 from Fund #2031-4330-341-0000  
\$120.00 from Fund #2901-4610-323-0000  
Seconded by Mr. Leno  
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

**FISCAL OFFICER’S REPORT:**

#07-411 1. Pending Warrants –

Motion by Mr. Leno  
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 \$41,927.02 as attached hereto and made a part of these minutes.  
Seconded by Mrs. Bossart  
Vote: Mr. Leno, yes; Mrs. Bossart, yes Mr. Giavasis, yes.

#07-412 2. Regular Payroll –

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

#07-413 3. Payment of Medical Claims –

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>
7/17/2007	11229	\$8,708.68
7/24/2007	11305	\$6,112.46

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.

#07-414 5. OPERS -

Motion by Mr. Giavasis  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio on April 3, 1995 passed Resolution #95-126 resolving to “pick-up” payment to the Public Employees Retirement System by the various listed job classifications;

BE IT HERE RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that Resolution #95-126, Section 2, be amended by adding the following positions to be included to the job classifications:

- Administrative Assistant
- Building and Grounds Foreman
- Central Maintenance Director
- Park Foreman
- Park Maintenance I
- Road Department Administrative Assistant

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

6. Ohio Division of Liquor Control – Off the Beaten Path Gifts –  
a) To be discussed 8/14/2007  
b) To be discussed 8/14/2007  
c) To be discussed 8/14/2007

**FISCAL OFFICER’S REPORT CONTINUED:**

#07-415           7.       Transfer of Funds -

Motion by Mr. Leno

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the following transfer of funds:

FROM	TO	AMOUNT
1000-4120-420-3080	1000-4120-430-0000	\$ 1,000.00
Maintenance	Small Tools & Equipment	

Seconded by Mrs. Bossart

Discussion: Mrs. Campbell explained to those present that the small tools were purchased for the maintenance personnel who will be fixing our heating and air-conditioning units in the building. She had a list of the tools purchased available.

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

**ADMINISTRATOR:**

1. MS4 Information System – A flyer from the Stark Soil & Water Conservation District regarding an informational session to be held July 25, 2007 discussing the EPA Phase Two Program. Mrs. Campbell and Mr. Iacino are scheduled to attend this meeting.
2. Managing Electronic Mail – It is suggested that everyone review the guidelines for e-mail communication. This would fall under the Records Retention Program in the future.

**FIRE DEPARTMENT:**

#07-416           1.       Purchase of Fuel -

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 \$10,000.00, to be taken from Account # 2111-4220-420-3070.

Seconded by Mr. Giavasis

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

#07-417           2.       Purchase of Truck Topper -

Motion by Mr. Leno

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize Diversified Inspections/ITL to test the aerial ladder and up to 1000 feet of ground ladders on all trucks in an amount not to exceed \$2,000.00, to be paid from Fund #2111-4220-323-5040.

Seconded by Mr. Giavasis

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

#07-418           3.       Purchase of ExtendoBed System -

Motion by Mr. Leno

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase of an Extendo Bed from Extendo Bed Company, Inc. for (1) one 2007 Chevrolet Silverado Pick-up Truck in an amount not to exceed \$4,000.00 to be taken from Account #2111-4220-420-3060.

Seconded by Mr. Giavasis

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

**FIRE DEPARTMENT CONTINUED:**

- #07-419 4. Purchase of Graphics from Sign Pro -

Motion by Mr. Leno

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase and installation of lettering and graphics from Sign Pro for (2) two 2007 Chevrolet Silverado Pick-up **Truck's in an amount not to exceed \$2,800.00** to be taken from Account #2111-4220-420-3060.

Seconded by Mr. Giavasis

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

**ROAD DEPARTMENT:**

- #07-420 1. Advertise for Bids – Brookhaven Storm Sewer

Motion by Mr. Giavasis

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to direct the Plain Township Fiscal Officer to place an Advertisement for Bids for the BROOKHAVEN STORM SEWER PROJECT in a newspaper published in Stark County and of general circulation in the Township on July 27, 2007 and August 3, 2007, with bids to be received by 1:00 p.m. on August 17, 2007 and opened at 1:00 p.m. on August 17, 2007.

Seconded by Mr. Leno

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

- #07-421 2. Purchase of Truck Bed -

Motion by Mr. Giavasis

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase of an eight foot pickup truck bed for Truck #50 from Keiffer Auto Recyclers in an amount of \$1,500.00 from Fund #2141-4330-740-0000 (MACH, EQUIP, FURNITURE).

Seconded by Mrs. Bossart

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

- #07-422 3. **Temporary 'No Parking' Signs -**

Motion by Mr. Giavasis

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, **Stark County, Ohio to authorize the posting of 'No Parking During Bob Commings Stadium Events' signs on the following streets:**

GROVE STREET NE – Firestone Road NE to School Property

HOLLYDALE STREET NE – Schneider Road to Grove Street

MCDOWELL STREET NE – School Property to Woodcrest Avenue

GROVE STREET NE – School Property to Woodcrest Avenue NE

Seconded by Mr. Leno

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

**ZONING DEPARTMENT:**

1. Notice of Public Hearing – the Plain Township Zoning Board of Appeals will hold a public hearing on August 1 at 7:00 p.m.
2. BIA Committee Appointment – **The Builders’ Industry** Association has asked Plain Township Zoning Director, Mr. Steve Peroz, to serve on a committee to evaluate low-impact development. He has accepted the offer. The township is very proud to see Mr. Peroz being active with this concern.
3. Nuisance Payments -

#07-423

a) 2446 Cathy Drive NE

Motion by Mrs. Bossart

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2446 Cathy Drive NE (Parcel number # 52-07395) to abate the nuisance on this property (Resolution #07-393 on July 10, 2007; and

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$152.50;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of a Nuisance **certifying the total cost of \$152.50 to be placed on the property owner’s** tax duplicate.

Seconded by Mr. Giavasis

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

#07-424

b) 1454 Mt. Pleasant Street NE

Motion by Mrs. Bossart

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 1454 Mt. Pleasant Street NE (Parcel number #52-17882) to abate the nuisance on this property (Resolution #07-326) on June 12, 2007; and

WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$473.38; and

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$200.00;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$673.38 to be placed on the property owner's tax duplicate.

Seconded by Mr. Giavasis

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

**ZONING DEPARTMENT CONTINUED:**

4. Nuisance Abatements -
  - a. 2715 Dorothy Ave. NE -

#07-425

Motion by Mrs. Bossart,  
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 constitutes a nuisance; and  
WHEREAS, a complaint was filed and processed regarding a nuisance property condition at 2715 Dorothy Avenue NE, Stark County, Ohio (Parcel # 52-07150) and  
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent July 12, 2007 and returned "Unable to Forward"; 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. High grass and/or weeds constitutes a nuisance under Ohio Revised Code Section 505.87, and
2. Trash and/or debris constitutes a nuisance under Ohio Revised Code Section 505.87, and
3. The nuisance shall be abated, controlled, or removed according to the procedures outlined in ORC Section 505.87, and
4. Instruct and authorize the Plain Township Fiscal Officer 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; Mrs. Bossart, yes; Mr. Giavasis, yes.

- b. 2216 Markley St. NW -

#07-426

Motion by Mrs. Bossart  
WHEREAS, a public hearing was held on July 24, 2007 by the Board of Trustees regarding the property conditions at 2216 Markley Street NW, Stark County, Ohio (Parcel # 52-06872) and  
WHEREAS, Joseph Wilson Jr. and John Johnson, have failed to demonstrate satisfactory progress in correcting the violations at the above property; and  
WHEREAS, the Plain Township Board of Trustees has provided the owner(s) of the property with notice and opportunity to be heard on this matter;  
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that:

1. High grass and/or weeds constitutes a nuisance under Ohio Revised Code Section 505.87 and
2. Trash and/or debris constitutes a nuisance under Ohio Revised Code Section 505.87 and
3. The nuisance shall be abated, controlled, or removed according to the procedures outlined in ORC Section 505.87, and
4. Notice of this decision will be provided to the property owners and any holders of liens of record thereon.

Seconded by Mr. Leno

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

**ZONING DEPARTMENT CONTINUED:**

c. 919 Milford St. NE -

#07-427

Motion by Mrs. Bossart  
 WHEREAS, a public hearing was held on July 24, 2007 by the Board of Trustees regarding the property conditions at 919 Milford Street NE, Stark County, Ohio (Parcel # 52-15936) and  
 WHEREAS, Donald & Johanne Wagner, have failed to demonstrate satisfactory progress in correcting the violations at the above property; and  
 WHEREAS, the Plain Township Board of Trustees has provided the owner(s) of the property with notice and opportunity to be heard on this matter;  
 NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that:

1. High grass and/or weeds 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. Notice of this decision will be provided to the property owners and any holders of liens of record thereon.

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

d. 3301 Morris Ave. NE -

#07-428

Motion by Mrs. Bossart,  
 WHEREAS, a public hearing was held on July 24, 2007 by the Board of Trustees regarding the property conditions at 3301 Morris Avenue NE, Stark County, Ohio (Parcel # 52-13375) and  
 WHEREAS, Pamela Dekowski, has failed to demonstrate satisfactory progress in correcting the violations at the above property; and  
 WHEREAS, the Plain Township Board of Trustees has provided the owner(s) of the property with notice and opportunity to be heard on this matter;  
 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. Notice of this decision will be provided to the property owners and any holders of liens of record thereon.

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

#07-429

Motion by Mrs. Bossart,  
 WHEREAS, a public hearing was held on July 24, 2007 by the Board of Trustees regarding the Junk Motor Vehicles at 3301 Morris Avenue NE, Stark County, Ohio (Parcel # 52-13375) and  
 WHEREAS, Pamela Dekowski, has failed to demonstrate satisfactory progress in correcting the violations at the above property; and  
 WHEREAS, the Plain Township Board of Trustees have provided the owner(s) of the property with notice and opportunity to be heard on this matter;

**ZONING DEPARTMENT CONTINUED:**

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

1. A Junk Motor Vehicle/Vehicles constitutes a nuisance under Ohio Revised Code Section 505.173 and
2. The nuisance shall be abated or removed according to the procedures outlined in ORC Section 505.173, and
3. Notice of this decision will be provided to the property owners.

Seconded by Mr. Leno.

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

#07-430

5. Waiver of Fees – Plain Local Schools

Motion by Mr. Leno

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to waive the payment of any and all zoning fees necessary for the construction of the new Plain Local High School Score Board Sign on the property at 1801 Schneider Street NE.

Seconded by Mrs. Bossart

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

**PARKS & RECREATION:**

1. Tennis 36-60 – Mr. Alexander announced that there are fifteen reservations for the Tennis 36-60 Youth Program. The Board was very impressed with the progress of the program.
2. Succession at Schneider – Due to the succession of larger timber growth, Mr. Alexander has recommended brush-hogging the entire Schneider property this year.
3. Earth’N Wood Tour – Mr. Alexander and Mrs. Sweeney toured the recycling facility at **Earth ‘N Wood on July 11.**
4. Chuck Wagon Sign – Mr. Alexander proposed that a sign be put up at Diamond Community Park to reserve the area where the Chuck Wagon sits. The Board turned this down due to the fact that there may be different vendors in this area in the future.
5. Land Lab – A letter addressed to Plain Local Schools from the Plain Township Parks Director, Mr. Alexander, in support of the Land Lab that will be located across from the Schneider Park to be developed within the next five years.

**LAW DIRECTOR:**

#07-431 1. Home Rule Resolution -

Motion by Mr. Leno

WHEREAS, Ohio Revised Code §504.04 authorizes the Plain Township Board of Trustees to exercise powers of local self government and to adopt and enforce within the Township local police, sanitary, and other similar regulations; and

WHEREAS, Ohio Revised Code §504.05 authorizes the Plain Township Board of Trustees to impose a civil fine for a violation of a resolution adopted under Ohio Revised Code §504; and

WHEREAS, it has been determined that the parking and storage of commercial construction equipment, semi-tractors and/or tractor trailers, and all other commercial vehicles that exceed 26 feet in total length in any residential district within Plain Township has a potential to be a safety hazard within the Township; and

NOW THEREFORE, BE IT RESOLVED by the Board of Trustees of Plain Township, County of Stark, State of Ohio, pursuant to Chapter 504 of the Ohio Revised Code and within the authority of limited-self government that the following legislation is hereby adopted regulating the parking or storage of commercial construction equipment, semi-tractors and/or tractor trailers, and all other commercial vehicles that exceed 26 feet in total length in any residential district within Plain Township, and the corresponding fines for a violation thereof must take effect and to be enforced from and after the earliest period allowed by law:

Chapter 1100 - Parking and Storage of Certain Types of Vehicles and Equipment

Section 1101 - Prohibition on the Parking and Storage of Certain Types of Vehicles and Equipment Within any Residential District Within the Township

a) No person or entity shall park or store, or cause to be parked or stored, any commercial construction equipment, semi-tractor and/or tractor trailers, and/or any other commercial vehicle in excess of 26 feet in total length in any residential district within Plain Township.

b) Whoever violates this Section is subject to a fine of \$25 for the first violation, and a fine of \$100 for the second and each subsequent violation.

BE IT FURTHER RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, that this resolution be duly recorded and authenticated by the signature of the Fiscal Officer and the Plain Township Board of Trustees shall hereby advise the Fiscal Officer to publish same in a newspaper of general circulation within the Township according to the requirements of Ohio Revised Code §504.11 and §504.12;

Seconded by Mr. Giavasis

Discussion: Mr. Williams pointed out that although this will satisfy those in the Laurel Ridge development that were concerned, there will be those who were not doing anything obnoxious with their vehicles that will be unhappy. However, the Sheriff will not be patrolling specifically for this issue, and this resolution will not go into affect for at least thirty days.

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

**LAW DIRECTOR CONTINUED:**

#07-432            2. No Through Traffic Concerns

Motion by Mr. Giavasis

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, **Stark County, Ohio to authorize the REMOVAL of “Through Traffic Prohibited” signs posted by the Plain Township Trustees throughout Plain Township.**

Seconded by Mrs. Bossart

Discussion: After meeting with the Stark County Prosecutor, Mr. Frank Forchione, Mr. Williams brought to the attention of those present that **the “No Through Traffic” signs are not enforceable. Mr. Giavasis** admitted that he had acted prematurely in his decision to post these signs, although he was trying to do what was right. Mr. Leno asked the **deputy present if all deputies of the Stark County Sheriff’s Department** would be aware that these signs are not enforceable; those who are not aware may distribute citations accordingly. Mr. Shriver pointed out that these citations would be thrown out of the Municipal Court, and the township would still be incurring the expenses from the court for the portion paid on a yearly basis. Mr. Leno stated that after hearing this discussion, he feels the **“No Through Traffic” signs should be** taken down. Mr. Giavasis went on to discuss that it is unfair for tax paying citizens of Plain Township to not have access to the street since their taxes are paying for the maintenance of them. Mr. John Edwards of 3919 Daventry Street was present and agreed with Mr. Giavasis; however, he felt that this was not a temporary problem. Mr. Giavasis realized that the Board needs to continue discussion with the Ohio Department of Transportation after the construction to decide how we will continue to help this neighborhood deal with the influx of traffic. Mr. Leno shared that he realizes that there are irresponsible citizens who break traffic laws and drive at a high rate of speed, and Mr. **Giavasis suggested that the Sheriff’s Department** should keep patrols in the area as often as possible when they are not dealing with emergencies. Mrs. Bossart asked if the speed trailer had been stationed in this area, and suggested that it be stationed there more often to help this neighborhood deal with the traffic problem. Mr. and Mrs. Edwards are concerned that the influx of traffic may continue after the **construction. Mr. Leno kindly asked that they inform the Sheriff’s Department**, who will be able to help them. The deputy present suggested that they get the license plate number of any continuous speeders and that they would be happy to pay them a visit. Mr. Giavasis said that the Board will help in any way they can to alleviate this problem. During construction, the Board will continue discussion with the Ohio Department of Transportation, who sets the traffic laws, **to discuss how this problem may be solved. The “No Through Traffic” signs throughout Plain Township will be removed.**

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

**COMMUNICATIONS:**

1. Stark Soil and Water Conservation District Newsletter.
2. The Stark County Regional Planning Commission will hold a meeting on August 7, 2007.

**COMMUNICATIONS** (continued)

3. A letter from Mr. and Mrs. Trissel, of 6636 Amsel Avenue, was **presented. Mr. and Mrs. Trissel have requested that a 'No Parking' sign** be placed in front of their mailbox. Mr. Iacino explained to those present that the Boards have never done this in the past and that if a sign is placed there must be a petition from the whole neighborhood. Mrs. Campbell pointed out that the United States Postal Service should be notified and the Board agreed that it was **the USPS's job to take care of this matter.**

**CONCERNS OF CITIZENS:**

1. 7121 Kirby Avenue NE – A resident complained that a neighbor has been putting debris on his/her property. It was decided that the Stark County Health Department along with Zoning Director, Mr. Peroz, will investigate this property and take recent photographs. It was suggested that the resident should also take some photographs. This is mostly a civil matter, but the Plain Township Zoning Department will try to assist the situation as an abatement issue.

**APPROVAL OF MINUTES:**

- #07-433 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 regular meeting held July 24, 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 July 24, 2007 as presented.  
Seconded by Mrs. Bossart  
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

**EXECUTIVE SESSION:**

- #07-434 Motion by Mr. Giavasis  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 9:26 p.m. from this regular meeting of July 24, 2007 as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of:  
1. (a) employment of a public employee or official  
(b) compensation of a public employee or official  
2. a conference with the law director or other retained counsel concerning pending or imminent court action  
Seconded by Mrs. Bossart  
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.
- #07-435 Motion by Mr. Giavasis to return to regular session at 10:57 p.m.  
Seconded by Mrs. Bossart  
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

**ANNOUNCEMENTS:**

#07-436 Motion by Mr. Giavasis  
WHEREAS, Marty Neel, Maintenance I - Parks Department, has successfully completed a probationary period of 90 days as of July 17, 2007;  
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjust **Marty Neel's** hourly pay rate to \$10.50, effective July 17, 2007.  
Seconded by Mrs. Bossart  
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

**ADJOURNMENT:**

#07-437 Motion by Mrs. Bossart  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 10:58 p.m.  
Seconded by Mr. Giavasis  
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

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Pamela S. Bossart  
Trustee

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Louis P. Giavasis  
Trustee

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Albert P. Leno, II  
Trustee

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