

WORK SESSION**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.

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

Laura Blane was present to discuss the Market Court Street Project, which will entail a sidewalk that will be six feet wide. Robert Font from Stark Parks was also present, along with Bill Molson from MS Consultants, to share a flowchart with the trustees and discuss the park design. Mr. Molson commented that a dog park might inhibit other facilities at the park in the future. After detailed discussion, Mr. Molson and Mr. Font will be contacting the Board regarding further planning and possible grants in the future. Mr. Font also informed the board of the status of the barn that was damaged by a fire. A payment for clearing the site was received; however, the check was addressed incorrectly, causing them to miss the deadline. A replication of the barn will be built for use by the Parks and Recreation Department.

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; Tony McCune, Observer Reporter.

AGENDA: The following items were added to the agenda:
Sheriff's Report # 4 – Speeding on Spangler Road
New Business # 3 – Newbridge Street NW

SHERIFF'S REPORT:

1. Quarterly Review – Sheriff Timothy Swanson was present to **deliver the Stark County Sheriff's Department Quarterly Review**. There were 5,651 calls for service within Plain Township. There were 1,605 incident reports, down by 13 percent. Citations were up by 14.6 percent, with 1,210 tickets. Accidents were down by 45 percent or 225. False alarms were down 19 percent. Vehicle maintenance ranged between 1 cent and 67 cents per mile. They have 5 cruisers with 37,600 miles, 6 cruisers is 32,640 miles, and 8 cruisers with 120,000 miles. In the Detective Bureau, Sheriff Swanson stated that Detective Hostetler has been doing a great job, closing numerous cases and making several arrests. A report on our K-9 Unit was given. Ollie, the police dog, has been doing a great job in and out of Plain Township. Sheriff Swanson stressed the importance of renewing the police levy, which will be the same cost for the same service.

SHERIFF'S REPORT CONTINUED:

2. Speeding on Bentler Road – Drivers are reported to be moving as quickly as 75 miles per hour, usually in the late afternoons and early evenings.
3. Ticket Protest – A woman who received a ticket for allowing her dog to run at large included a note stating that she is paying her ticket under protest. The note also declared that the animal, a puppy of 6 months, was being taunted by children in the **neighborhood. After further investigation, the Sheriff's** Department discovered that the dog actually chased a neighbor until he was forced to jump onto a parked vehicle to protect himself. Since this is not the first incident that has occurred with these residents and their dogs the Board was confident that the ticket is legit and should be paid.
4. Speeding on Spangler Road – An additional complaint was called in, stating that the speeding problem is still ongoing. Further investigation is taking place to see what can be done to fix the problem.

UNFINISHED BUSINESS:

1. Fundware Software Contract Renewal – Mr. Craig Held was present with a very detailed description and a handout for the trustees to review, answering each of their questions from the last Board Meeting. The Board had a couple of additional questions that Mr. Held will answer after he gathers more information. Mr. Giavasis asked if training someone new on this software would be difficult, in the case of an emergency that Mrs. Reikowski, Financial Director, would not be available to run the program. Mr. Held admitted that the Township is in a vulnerable position, since Mrs. Reikowski is the only individual that can run the software. The company offers a Shadowing Program, in which they will send a representative to the office to work with another employee to run the software and perform the necessary tasks. He stressed that anyone hired into the office should have a background in basic accounting principals. Mr. Held will gather the necessary information, and answer to the Board at the next meeting.
2. Picket Street – A quote was received from the Stark County Engineers regarding the Phase II program for Picket Street. Mr. Iacino was concerned that this might not solve the problem and wanted to know if anything has been alleviated after the north side was cleaned. Mr. Giavasis said that he has been informed that there has been some improvement. The Board will continue to review the information until a decision can be made.

NEW BUSINESS:

1. Stark County Metropolitan Sewer District – A public hearing will be held on November 11, 2007 at 6:30 p.m.
2. Purchase of Computer Monitors

#07-614

Motion by Mrs. Bossart

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase of nine computer monitors from Dell Computers under State Contract #40305 for the amount of \$2,314.26 to be paid as follows:

- \$1,285.70 from Fund # 1000-4110-430-0000;
- \$771.42 from Fund # 2031-4330-740-0000; and
- \$257.14 from Fund # 1000-4120-740-0000.

Seconded by Mr. Leno

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

3. Newbridge Street NW – Mr. Iacino and Chief Sabo were contacted about a road that the residents would like to have vacated. Chief Sabo stated that he supports any decision made by the North Canton Police and Fire Chiefs, as it is their decision to make.

FISCAL OFFICER’S REPORT:

1. Pending Warrants –

#07-615

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 \$423,384.04 as attached hereto and made a part of these minutes.

Discussion: Mrs. Bossart asked what the \$330,000 amount on the warrant list was. Mrs. Reikowski explained that the amount will be transferred to cover our hospitalization and medical insurance fund.

Seconded by Mr. Leno

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

2. Regular Payroll –

#07-616

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 –

#07-617

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>
10/16/07	11809	\$15,994.23
10/23/07	11878	\$1,221.13

Seconded by Mr. Giavasis

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

FISCAL OFFICER’S REPORT CONTINUED:

4. The Financial report was given. Mr. Shriver pointed out that there was over \$370,000.00 of interest income from the interim fund investments. Mrs. Bossart asked if the interest would be spread to the departments; it was pointed out that it is not permitted by law.

5. Transfer of Funds

a) Zoning Fund

#07-618

Motion by Mr. Leno
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the following the transfer of funds and to authorize the Plain Township Fiscal Officer to certify this transfer to the Stark County Auditor:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
1000-4910-910-0000	2081 – Zoning Fund	\$ 12,000.00

Seconded by Mr. Giavasis

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

b) Intrafund

#07-619

Motion by Mrs. Bossart
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	1000-4110-221-0000	\$ 51,220.00
1000-4610-190-9010	1000-4610-211-0000	1,000.00
1000-4610-190-9010	1000-4610-420-0000	500.00
1000-4610-190-9010	1000-4610-599-0000	1,000.00
2141-4330-360-0000	2141-4330-323-0000	12,000.00

Seconded by Mr. Leno

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

6. Longevity Pay

a) Firefighters

#07-620

Motion by Mr. Giavasis
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the benefits of longevity pay to members of the Plain Township Firefighters Association who meet the requirements of the attached schedule.

Seconded by Mrs. Bossart

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

b) Non-Bargaining

#07-621

Motion by Mrs. Bossart
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the benefits of longevity pay to all non-bargaining unit employees who meet the requirements of the attached schedule.

Seconded by Mr. Giavasis

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

ADMINISTRATOR:

- 1. Stark County Engineers Right of Way

#07-622

Motion by Mr. Giavasis

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the payment of \$47,709.00 to the Stark County Engineers for the right of way parcel purchases in conjunction with the Applegrove Street Widening Project as agreed on February 26, 2002 in Resolution # 02-097 and amended on October 14, 2003 in Resolution # 03-537. Discussion: Mrs. Campbell stated that they did some research regarding the option of constructing Applegrove Street into a highway with three lanes instead of four. Looking into the future, the entire project would essentially have to be paid for twice if only three lanes were constructed and it is discovered later that four lanes are needed. Mrs. Campbell wanted to make it clear that this project is being viewed in a twenty-year-window, and they are planning the construction to see fit for the traffic needs of that area for the next twenty years.

Seconded by Mrs. Bossart

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

- 2. 30th Street Bid Results – Mr. Iacino stated that this project was constructed under budget, and he will get the information to the Commissioners immediately.
- 3. Drug Free Workplace Makeup Session – November 20, 2007
- 4. Law Enforcement Liability

FIRE DEPARTMENT:

- 1. Renewal of Annual ACS Firehouse Solutions Software

#07-623

Motion by Mr. Leno

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to renew the annual ACS Firehouse Solutions Software maintenance agreement in the amount of \$2,020.00 to be paid from the 2111-4220-323-0000 account.

Seconded by Mr. Giavasis

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

- 2. Sale of Obsolete Fire Equipment

#07-624

Motion by Mrs. Bossart

WHEREAS, Ohio Revised Code Section 505.101 provides that the Board of Township Trustees may by resolution enter into a contract, without advertising or bidding, for the sale of equipment to any department, agency, or political subdivision of the State, so long as the resolution shall set forth the purchased price for the equipment; and describe the equipment to be sold; and

WHEREAS, Plain Township Fire District Chief John A. Sabo has recommended the sale of one (1) 1981 Ford Pierce Pumper Vehicle Serial #1FDYK90R4BVJ09642 and attached equipment to the Stark State College of Technology, said equipment being obsolete and no longer suitable for the purposes of the Plain Township Fire District; and

FIRE DEPARTMENT CONTINUED:

WHEREAS, Stark State College of Technology is a department, agency or political subdivision of the State as contemplated by O. R. C. 505.101; and

WHEREAS, contingent upon the execution of a valid sales contract and acceptance of said equipment, as above described, by the Stark State College of Technology for the sum of One Dollar (\$1.00) and other valuable consideration;

NOW, THEREFORE, BE IT RESOLVED that contingent upon the execution and acceptance of a valid sales contract by the Stark State College of Technology that the Plain Township Board of Trustees does sell, convey, transfer and assign one (1) 1981 Ford Pierce Pumper Vehicle Serial #1FDYK90R4BVJ09642 and attached equipment to the Stark State College of Technology, a department, agency or political subdivision of the State.

Seconded by Mr. Giavasis

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

ROAD DEPARTMENT:

- 1. Stop Sign at Gloucester Drive and Huntcliffe Drive

#07-625

Motion by Mr. Giavasis

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, PURSUANT TO THE AUTHORITY OF THE Ohio Revised Code Section 4511.10, that a traffic control device in the form of a stop sign be placed at the following intersections based upon the recommendation of the Road Superintendent at: Gloucester Drive NE and Huntcliffe Drive NE.

Seconded by Mr. Leno

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

ZONING DEPARTMENT:

- 1. Notice of Public Hearing
- 2. Nuisance Payments

a) 2446 Cathy Drive NE

#07-626

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 #52-07395) to abate the nuisance on this property (Resolution #07-568) on September 25, 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 \$260.71; and

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$193.25;

ZONING DEPARTMENT CONTINUED:

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 \$453.96 to be placed on the property owner's tax duplicate.

Seconded by Mr. Leno

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

b) 708 Spangler Street NE

#07-627

Motion by Mrs. Bossart

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 708 Spangler Street NE (Parcel #52-05335) to abate the nuisance on this property (Resolution #07-605) on October 9, 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 \$196.81; and

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$290.00;

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 \$486.81 to be placed on the property owner's tax duplicate.

Seconded by Mr. Leno

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

c) Vacant Lot # 2, 3, & 4 on Whipple Avenue NW

#07-628

Motion by Mrs. Bossart

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at Vacant Lot #2 - #4 on Whipple Avenue NW (Parcel #52-15317) to abate the nuisance on this property (Resolution #07-569) on September 25, 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 \$195.29; and

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$75.50;

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 \$270.79 to be placed on the property owner's tax duplicate.

Seconded by Mr. Leno

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

ZONING DEPARTMENT CONTINUED:

d) Vacant Lot of 2.53 Acres on Whipple Avenue NW

#07-629

Motion by Mrs. Bossart
 WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at Vacant Lot 2.53 acres on Whipple Avenue NW (Parcel #55-02008) to abate the nuisance on this property (Resolution #07-570) on September 25, 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 \$241.30; and
 WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$75.50;
 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 \$316.80 to be placed on the property owner's tax duplicate.
 Seconded by Mr. Leno
 Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

e) Vacant Lot # 5 on 50th Street NW

#07-630

Motion by Mrs. Bossart
 WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at Vacant Lot #5 on 50th Street NW (Parcel #52-02529) to abate the nuisance on this property (Resolution #07-571) on September 25, 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 \$86.11; and
 WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$75.50;
 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 \$161.61 to be placed on the property owner's tax duplicate.
 Seconded by Mr. Leno
 Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

ZONING DEPARTMENT CONTINUED:

f) Vacant Lot # 6 on 50th Street NW

#07-631

Motion by Mrs. Bossart
 WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at Vacant Lot #6 on 50th Street NW (Parcel #52-02530) to abate the nuisance on this property (Resolution #07-572) on September 25, 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 \$74.67; and
 WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$75.50;
 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 \$150.17 to be placed on the property owner's tax duplicate.
 Seconded by Mr. Leno
 Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

g) Vacant Lot # 7 on 50th Street NW

#07-632

Motion by Mrs. Bossart
 WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at Vacant Lot #7 on 50th Street NW (Parcel #52-02531) to abate the nuisance on this property (Resolution #07-573) on September 25, 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 \$125.64; and
 WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$75.50;
 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 \$201.14 to be placed on the property owner's tax duplicate.
 Seconded by Mr. Leno
 Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

ZONING DEPARTMENT CONTINUED:

h) 4505 Middlebranch Avenue NE - Car

#07-633

Motion by Mrs. Bossart
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 4505 Middlebranch Avenue NE (Parcel number # 52-04558) to abate the nuisance on this property (Resolution #07-603) on October 9, 2007; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$134.50;
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 \$134.50 to be placed on the property owner's tax duplicate.
Seconded by Mr. Leno
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

i) 4505 Middlebranch Avenue NE - Grass

#07-634

Motion by Mrs. Bossart
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 4505 Middlebranch Avenue NE (Parcel #52-04558) to abate the nuisance on this property (Resolution #07-604) on October 9, 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 \$206.31; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$203.75;
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 \$410.06 to be placed on the property owner's tax duplicate.
Seconded by Mr. Leno
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

ZONING DEPARTMENT CONTINUED:

3. Nuisance Abatements

a) 7902 Fox Run Avenue NW

#07-635

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 7902 Fox Run Avenue NW, Stark County, Ohio (Parcel # 55-01220) and
WHEREAS, certified notices providing the property owner with seven (7) days to address the matter with the Zoning Director were sent on October 16, 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) 7171 Laurelview Circle NE

#07-636

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 7171 Laurelview Circle NE, Stark County, Ohio (Parcel # 52-06437) and
WHEREAS, certified notices providing the property owner with seven (7) days to address the matter with the Zoning Director were sent on October 4, 2007 and returned "Unable to Forward"; and
WHEREAS, the Zoning Director has provided evidence of a nuisance condition on the property;

ZONING DEPARTMENT CONTINUED:

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. 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.

PARKS & RECREATION:

1. Soccer Supervisors – Amend Resolution #07-606

#07-637

Motion by Mr. Giavasis

WHEREAS, on October 9, 2007, (Resolution # 07-606), Michael Lasick was hired at the hourly rate of \$7.00; and

WHEREAS, the hourly rate listed in the resolution was not correct;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to amend Resolution # 07-606 as follows:

The following hourly rates paid to part-time recreation supervisors as follows: Michael Lasick to \$7.10.

Seconded by Mrs. Bossart

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

2. Adult CPR – Mr. Alexander wanted to thank the Fire Department for their work with the Adult CPR classes at the Diamond Community Center.
3. Community Soccer Club – A letter from Mr. Alexander to the Community Soccer Club, thanking them for reimbursing the Parks and Recreation Department for the soccer goals that are being purchased.
4. Purchase of Fertilizer

#07-638

Motion by Mrs. Bossart

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase of fall fertilizer from Lesco for \$1,116.00 to be paid from Fund # 2901-4610-420-3220.

Seconded by Mr. Leno

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

PARKS & RECREATION CONTINUED:

- 5. Purchase of Grass Seed

#07-639

Motion by Mr. Giavasis
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio To authorize the purchase of grass seeds from BesTurf for \$2325.00 to be paid from Fund # 2901-4610-420-3210.
 Seconded by Mrs. Bossart
 Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

- 6. Indoor Soccer Tournament

- 7. Revised Indoor Soccer Rules

#07-640

Motion by Mr. Leno
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adopt the following Indoor Soccer Rules and Regulations policy for the Diamond Sports Complex.
 Seconded by Mr. Giavasis
 Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

- 8. Midwest USTA Tennis 36-60 Grant – Mr. Alexander is to be commended for being awarded a \$1,000 grant from the United States Tennis Association.

LAW DIRECTOR:

- 1. Property Tax Reimbursement – A letter written by Mr. Williams, Law Director, stated that we have not received our funds this year for that agreement.

CENTRAL MAINTENANCE:

- 1. Repair of Damaged Garage Door

#07-641

Motion by Mr. Leno
 BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize payment to Action Door for the repairs to the overhead garage door and the building in an amount of \$2,760.00 from Fund #2141-4330-360-0000.
 Seconded by Mr. Giavasis
 Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

- 2. Purchased of Snow Plow

#07-642

Motion by Mrs. Bossart
 BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize payment to Terry’s Truck & Trailer for the purchase and installation of one Boss **7’6” Super Straight Steel Snowplow with SmartHitch 2 on the** 2007 Chevrolet ½ Ton Silverado in the amount of \$3,632.99 from Fund # 2031-4330-740-0000.
 Seconded by Mr. Leno
 Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

CENTRAL MAINTENANCE CONTINUED:

3. Repair Transmission for Truck # 8

#07-643

Motion by Mr. Giavasis
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize Western Branch Diesel, Inc. to repair the transmission for Truck # 8 in the amount of \$5,599.55 from Fund # 2141-4330-420-0000.
Seconded by Mrs. Bossart
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

4. Repair Transmission for Truck # 17

#07-644

Motion by Mr. Leno
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize Western Branch Diesel, Inc. to repair the transmission for Truck # 17 in the amount of \$5,599.55 from Fund # 2141-4330-420-0000.
Seconded by Mrs. Bossart
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

COMMUNICATIONS:

1. Edgewood Community Center – An e-mail was received from Mr. Roshong claiming that the events at the Edgewood Community Center have ended, and apologizing for upsetting some people with the loud music. Mr. Leno pointed out that they are now having Sunday services at the facility, and he does not feel that the problems are over. The music can still be heard outside of the facility.
2. Office of Compliance Assistance and Pollution Prevention – A schedule of workshops are planned for November 2007 through March 2008.
3. Stark-Tuscarawas-Wayne Joint Solid Waste Management District – A notification with information regarding a grant for drop-off programs. Mrs. Campbell and Mr. Iacino will do some research to see if this grant may apply to our drop-off areas.

CONCERNS OF CITIZENS:

Mr. Mark Norcia of 6515 Sawburg Circle was present and voiced a concern about the Fundware presentation that was discussed earlier. He asked the trustees if they had heard Mr. Held state that the Township is in a vulnerable position, being that Mrs. Reikowski is the only employee who knows how to use the software. He also pointed out that Mrs. Reikowski has only had 37 out of 80 hours of training. Mr. Shriver stated that he realizes that Mr. Norcia is a candidate for election and that the Board Meetings are not the time or place for a platform for election campaigns. Mr. Shriver reminded Mr. Giavasis that two years ago, in a similar situation, he informed Mr. Newell that he was no longer permitted to continue that type of discussion and the Law Director agreed. Mr. Giavasis did caution Mr. Norcia to address the Board and not the Fiscal Officer. Mr. Norcia went on to say that he was concerned about the Fundware program, and the idea that only one person has the knowledge to operate it.

CONCERNS OF CITIZENS CONTINUED:

Mr. Shriver pointed out that Mr. Held already discussed a Shadow Program available for any situation in which Mrs. Reikowski might not be available to run the software. The Fiscal Office is planning for additional personnel with a background in accounting. The previous individual that was hired came highly recommended, but did not work out. The Fiscal Department is taking the proper precautions to be sure that a similar incident does not occur.

APPROVAL OF MINUTES:

#07-645 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, October 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, October 9, 2007 as presented.
Seconded by Mr. Leno
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

EXECUTIVE SESSION:

#07-646 Motion by Mr. Giavasis
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 8:55 p.m. from this regular meeting of October 23, 2007 as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of:
1. (a) appointment of a public employee or official
(b) employment of a public employee or official
(d) discipline of a public employee or official
(e) promotion or demotion of a public employee or official
(f) compensation of a public employee or official
(g) investigation of charges or complaints against a public employee, official, licensee, or regulated individual
3. a conference with the law director or other retained counsel concerning pending or imminent court action
4. 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.

#07-647 Motion by Mr. Giavasis to return to regular session at 10:30 p.m.
Seconded by Mrs. Bossart
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

ADJOURNMENT:

#07-648 Motion by Mrs. Bossart
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 10:31 p.m.
Seconded by Mr. Giavasis
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

PLAIN TOWNSHIP BOARD OF TRUSTEES

2600 Easton St. NE
Canton, OH 44721

Regular

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October 23, 07

Pamela S. Bossart
Trustee

Louis P. Giavasis
Trustee

Albert P. Leno, II
Trustee

ATTEST: _____
Claude W. Shriver, II
Fiscal Officer