

2600 Easton St. NE  
Canton, OH 44721

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March 25, 08

<b>WORK SESSION</b>	
<b>ATTENDANCE:</b>	
	Pamela Bossart, Louis Giavasis, Albert Leno, II, Claude W. Shriver, II, Lisa Sabina-Campbell, Todd A. Alexander, Chuck Kegley and Steve Peroz. Media present: Natalie Lariccia, the Repository and Cal Peters, WHBC.
	President Bossart convened the work session on March 25, 2008 at 6:20 p.m. The Plain Township Historical Society representatives were available. Mr. Tom Pieper, the President turned the meeting over to Dave Buele who said he had been drafted as the co-chairman of the bi-centennial celebration. He indicated that he had met with Chris Smith with Plain Local Schools and Chip Condi who is working on a Stark County celebration. He went over some highlights and the target list of things that the Historical Society would like to see done. There was general discussion about the celebration and who would be chairing the various events and how the entire celebration would fall together.
<b>EXECUTIVE SESSION:</b>	
#08-116	Motion by Mrs. Bossart, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 6:45 p.m. from this regular meeting of March 25, 2008 as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of: 1. (b) employment of a public employee or official (e) promotion 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 Seconded by Mr. Giavasis. Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.
#08-117	Motion was made by Mrs. Bossart to return to public session at 7:01 p.m. Seconded by Mr. Giavasis. Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

**REGULAR MEETING**

**OPENING:** The regular meeting was called to order at 7:01 p.m. by President Bossart, who led the staff and audience in the pledge of allegiance.

**ATTENDANCE:**

Pamela Bossart, Louis Giavasis, Albert Leno, II, Claude W. Shriver, II, Eric Williams, Lisa Sabina-Campbell, Joe Iacino, John Sabo, Todd A. Alexander, Chuck Kegley and Steve Peroz.  
Media present: Natalie Lariccia, the Repository and Cal Peters, WHBC.

**AGENDA:** The agenda was presented. Mr. Shriver added #7 – Swearing in of Fiscal Officer to the Fiscal **Officer’s Report. The Agenda was approved.**

A moment of silence was observed for Joe Bourquin who passed away on March 20, 2008.

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**SHERIFF'S REPORT:**

No report.

**UNFINISHED BUSINESS:**

- 1. 26<sup>th</sup> Street Update - Mrs. Campbell gave an update on the meeting she and Joe Iacino attended regarding the 26<sup>th</sup> Street sewer project. She presented the phasing idea saying they are going to wait to see the new maps of the City of Canton, see how they feel about the phasing proposal and they will get back to the Board.

**NEW BUSINESS:**

- 1. Discussion of Regional 911, Dispatch Study – Chief Sabo went over a complete overview and talked about the consolidation of the 911 information as it is distributed. He also said he would not be in agreement with only one dispatcher for the entire area of fire. He feels that is a very strong danger. Mrs. Bossart commented that she is on this committee and that none of this at the present time was cut in stone. Mr. Giavasis went on to say that SCOG should be commended for getting us this far, **that back in the 90's he remembers this started and always died before it got anywhere.**  
Motion by Mr. Leno,

#08-118

**WHEREAS, the Stark Council of Governments “SCOG” and GeoComm Incorporation “GeoComm” entered into an agreement on September 25, 2007, for a report entitled Regional 99, Dispatch, Radio Study and Recommendations; and WHEREAS, the report was presented to SCOG and to the Board of Stark County Commissioners in January 2008, and the Board of County Commissioners adopted the attached resolution on February 7, 2008 supporting the recommendation from GeoComm.**

**BE IT RESOLVED THAT the Plain Township Board of Trustees recommends designating SCOG as the governing Agency responsible for carrying out the recommendations of the report which is incorporated herein.**

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

#08-119

- 2. Spring Newsletter  
Motion by Mrs. Bossart,  
**BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the printing and distributing of Issue 1, Spring 2008 of the Plain Township Newsletter by Pinnacle Press at a cost not to exceed \$6,500.00 to be paid from Fund #1000-4110-344-0000.**  
Seconded by Mr. Giavasis.  
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

**FISCAL OFFICER’S REPORT:**

- #08-120 1. Pending Warrants

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 \$ 226,898.54 as attached hereto and made a part of these minutes.**  
Seconded by Mr. Leno.

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

#08-121 2. Regular Payroll –

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. Giavasis.

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

#08-122 3. Payment of Medical Claims –

Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,  
Stark County, Ohio to authorize payment for the following medical  
claims as provided by AultCare:

<u>DATE</u>	<u>WARRANT</u>	<u>AMOUNT</u>
03/18/2008	12870	\$ 14,294.08
03/25/2008	12871	10,624.83

Seconded by Mr. Leno.

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

4. The investment report was given and was accepted.

5. Liquor Permit – **Kraus’ Pizza was held until the next meeting.**

6. Transfer of Funds

#08-123

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>
1000-4110-599-0000 – Other Expenses	1000-4110-430-0000 – Sm Tools & Equipment	\$ 2,000.00

Seconded by Mrs. Bossart.

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

7. Swearing In – Fiscal Officer – Mr. Shriver indicated to the Board  
that he had turned in his Oath of Office and that his Bond was in  
order and in the Fiscal Office.

**ADMINISTRATOR:**

1. Donation of Sick Leave Policy – Mrs. Campbell went over a  
donation of Sick Leave Policy in detail. The Board felt that this  
was a very good idea.

#08-124

Motion by Mrs. Bossart,  
BE IT HEREBY RESOLVED, by the Plain Township Board of  
Trustees, Stark County, Ohio to approve the following Donated  
Sick Leave Policy:

Sick Leave Donation

1.To receive donated sick leave, an employee must meet the  
following criteria to be eligible:

- a. The employee must be suffering from a serious illness or injury causing an extended absence from work, or whose spouse or minor child is suffering from the same, or in the event of the death of a

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- spouse or minor child.
  - b. The employee must have depleted or, will with the use of remaining sick leave hours, deplete his or her total available sick leave.
  - c. The employee must not have any documented sick leave abuse during the previous 3 years.
2. The employee who elects to donate sick leave recognizes and agrees that the donated leave shall be deducted from his/her accrued sick leave account and shall not be refunded.
  3. The donation of sick leave shall not be considered an **incident of absence or count against an employee's sick leave bonus.**
  4. Sick leave must be donated in 8 hour increments.
  5. A request for sick leave donation shall be submitted to the Department Head in writing on a designated form and shall be accompanied by documentation verifying the need for leave, including the time period during which the employee can reasonably be expected to be absent from work.
  6. All other requirements for the use of sick leave must be followed in the Employee Handbook when using donated sick leave.
  7. The donated sick leave will be converted to a dollar amount based on the hourly salary of the person donating the leave. This amount will then be converted back to hours based on the hourly salary of the person receiving the leave.

Seconded by Mr. Leno.

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

2. Yard Waste Recycling – this is a Home Rule resolution to allow us to enforce the illegal dumping by commercial vehicles at our yard waste sites.

#08-125

Motion by Mr. Leno,

WHEREAS, Ohio Revised Code (hereafter ORC) Section 504.04(A) (1) and (2) authorizes the Board of Trustees to exercise powers of local self-government in the Township and to adopt and enforce within the Township local police, sanitary and other similar regulations.

WHEREAS, ORC Section 504.05 authorizes the Plain Township Board of Trustees to impose a civil fine up to \$1,000 for the violation of a resolution adopted under ORC Section 504.04 which can be graduated based on previous violations and ORC Section 504.06 requires the adoption of a citation form.

WHEREAS, commercial businesses have been using the Plain Township yard waste drop off area which is limited to **NON-COMMERICAL USERS bringing their property's yard waste** to the drop off area.

BE IT HEREBY RESOLVED THAT, pursuant to the above statues, the Plain Township Board of Trustees hereby adopt the attached yard waste drop off area use legislation and fines for violations thereof, and further adopt the attached citation form and request the Township Fiscal Officer to publish the attached notice.

Seconded by Mr. Giavasis,

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

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**FIRE DEPARTMENT:**

1. Swearing in Ceremony – Mr. Sabo went into detail about the swearing in ceremony that will be held on Monday, March 31<sup>st</sup> at the Theater at Glen Oak High School.
  
- #08-126 2. Resignation - Shane Berger  
 Motion by Mr. Giavasis,  
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to accept the resignation of Shane Berger as a Plain Township Career Firefighter/Paramedic effective March 17, 2008 with regret.  
 Seconded by Mr. Leno.  
 Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.
  
- #08-127 3. Offer of Employment to Paul Weigand  
 Motion by Mr. Giavasis,  
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to extend an offer of employment to Paul Weigand for the position of Career Firefighter/Paramedic probationary contingent upon the successful completion of the **Township’s Medical Physical Examination.**  
 BE IT FURTHER RESOLVED to authorize a post-offer pre-employment physical examination for same.  
 Seconded by Mrs. Bossart.  
 Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart yes.
  
- #08-128 4. Sale of Vehicles  
 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 purchase 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) 1997 Chevrolet Astro Van Vehicle Serial #1GCDM19W3VB174370 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  
 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 HERBY 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) 1997 Chevrolet Astro Van Vehicle Serial #1GCDM19W3VB174370 to the Stark State College of Technology, a department, agency or political subdivision of the State.  
 Seconded by Mr. Leno.  
 Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

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### **ROAD DEPARTMENT:**

1. Pipe Repair  
#08-129 Motion by Mr. Leno,  
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase of **materials from Phoenix Stone (60 tons of 18"x24" Rock)** in conjunction with Canton City on repairs of Township culvert that drains into Canton city Park in the amount of \$1,200.00 (picked up) or \$1,500.00 (delivered) from Fund #2031-4330-420-4020. Seconded by Mr. Giavasis.  
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.
2. Purchase of International Cab and Chassis Trucks  
#08-130 Motion by Mr. Leno,  
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase three (3) International Cab & Chassis Trucks from International Truck & Engine Corporation under State Contract Bid #023-06 at \$59,127.00 each for the total amount of \$177,381.00 from Fund #2141-4330-740-0000.  
Seconded by Mrs. Bossart.  
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.
3. Purchase of Vactor  
#08-131 Motion by Mr. Leno,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase of a Vactor Model #2100, State Term Bid #7767000506 from Jack Doheny Supplies in the amount of \$324,320.15 to be made in 5 annual installments of \$64,864.03, first installment due on delivery date. The following four installments due yearly on the same day of the original delivery date from Fund 2021-4330-740-0000.  
Seconded by Mrs. Bossart.  
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.
4. Purchase of Tires and Supplies  
#08-132 Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase of Tires and Supplies from North Central Tire in the amount of \$3,490.14 from Fund #2031-4330-420-3040.  
Seconded by Mrs. Bossart.  
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

### **ZONING DEPARTMENT:**

1. Notice of Public Hearing – The Zoning Board of Appeals will meet on Wednesday, April 2, 2008 at 7 p.m. to hear Appeal #1194-08-A.

### **PARKS & RECREATION:**

1. Easter Egg Hunt Recap – Mr. Alexander gave a recap of the Easter Egg Hunt and thanked the different businesses within the Township for their contributions.
2. Concessions – Mr. Alexander asked that he be enabled to continue the concessions seven (7) days per week. There was concern about the high school booster club. Mr. Leno said that he had received phone calls from Board members and Booster Club members as

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well as did Mr. Giavasis. However, it is the conscientious of the Board, as Mrs. Campbell mentioned, that we should run it first to see what we are involved in before we would try to lease it out or to do any fundraising-type events. We need to find out how much **income it is going to bring in and the “ins and outs” actually** operating the concessions. Mr. Giavasis said that he explained this to a couple of Board members and also said that he would like to attend the next School Board meeting to go over it with the entire Board at their public meeting. He indicated that it is our responsibility to have any revenue within the Park, benefit the parks within Plain Township. The Plain Local Schools would not allow Plain Township to go in and take over their concessions at one of their football or basketball games on their property. We will look forward to more information on this in the future.

- #08-133

3. Purchase of Tractor  
Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase of a New Holland T2410 EHSS Tractor from Unkefer Equipment under State Term Contract #777515L for the total of \$20,434.41 to be paid as follows: \$10,000.00 from Fund #1000-4610-740-0000 and \$10,434.41 from Fund #2901-4610-740-0000.  
BE IT FURTHER RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase of a Woods BB72X Brush Cutter from Unkefer Equipment in the amount of \$1,855.00 to be paid from #2901-4610-740-0000.  
Seconded by Mrs. Bossart.  
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.
- #08-134

4. Adult Flag Football  
Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize exclusive rights to outdoor fields at Diamond Community Park to Mark Manos, Executive Director of the Ultimate 4 on 4 Flag Football will have exclusive rights to baseball fields April 6, 13, 20, 27, 2008; May 4, 11, 18, 25, 2008; July 4, 13, 20, 27, 2008; August 3, 10, 17, 24, 31, 2008; September 7, 14, 21, 28, 2008; October 5, 12, 19, 2008 from 9:00 a.m. until 3:00 p.m. and will pay \$22.50 per hour, and in addition, Mark Manos of Ultimate 4 on 4 Flag Football will supply the paint needed to mark the fields, the referees, and string.  
Seconded by: Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.
- 5. Park Entrance Signage – There was discussion with the Park entrance signage. Mr. Leno did not feel that it actually told the citizens that it was owned by the taxpayers. Mr. Alexander will look into this and some different ideas for signage at the Parks whether it is on a sign or on the buildings.

**LAW DIRECTOR:**

- 1. Tax Reimbursement – Mr. Williams cheerfully put forth a check for in excess of \$155,000 which is a tax reimbursement from North Canton and also indicated that there was payment underway and forth coming from the City of Canton due to us through the various tax agreements.

**CENTRAL MAINTENANCE:**

No report

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**COMMUNICATIONS:**

1. Stark County Regional Planning Commission – in regards to their Citizen Advisory Council (CAC), they would like to have the name of anyone showing an interest in the community.
2. A-1 Property Management – A thank you to the Plain Township Fire Department for their prompt response and professional dealings with a fire.
3. Little Eagle Kindergarten – a Thank You to Troy Slabaugh and fire personnel for unlocking a car for a woman whose baby was in a car seat inside.
4. Stark County Health Department – Annual Report
5. Thank You – Hall of Fame – A thank you to the Road Department
6. Canton Repository – Thank you notes that were posted in the Repository for the Road Department for superb job they did during the snowstorm.

**CONCERNS OF CITIZENS:**

None

**CONCERNS OF TRUSTEES:**

	None

**APPROVAL OF MINUTES:**

	1.	March 11, 2008
#08-135		Motion by Mrs. Bossart, BE IT HEREBY RESOLVED by the Plain Township Boar of Trustees, Stark County, Ohio to waive the reading of the minutes of the regular meeting held March 11, 2008 and make them 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 March 11, 2008 as presented. Seconded by Mr. Leno. Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

**EXECUTIVE SESSION:**

#08-136 Motion by Mrs. Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 8:19 p.m. from this regular meeting of March 25, 2008 as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of:

- 1.(b) employment of a public employee or official
- (e) promotion or demotion of a public employee or official
- (f) compensation of a public employee or official.

Seconded by Mr. Giavasis.

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

#08-137 Motion was made by Mrs. Bossart to return to public session at 8:55 p.m.

Seconded by Mr. Giavasis.

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

#08-138 1. Hire Anthony Piccari II  
Motion by Mrs. Bossart,  
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to hire Anthony Piccari II as a part-time Concession Stand Worker for the Parks and Recreation

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Department, effective April 12, 2008 with no benefits.  
Seconded by Mr. Giavasis.  
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

#08-139 2. Hire Paul Weigand  
Motion by Mrs. Bossart,  
WHEREAS, Paul Weigand has successfully completed the **Township’s assessment of the skills and medical physical needed** to perform essential job functions;  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that Paul Weigand be hired as of 12:01 a.m. March 31, 2008 as Type III Career Firefighter/Paramedic with twelve (12) month probationary period.  
Seconded by Mr. Leno.

#08-140 3. Luther Russert, Jr.  
WHEREAS, Luther Russert, Jr., Financial Assistant – Fiscal Office will successfully complete his probationary period on March 31, 2008;  
NOW THEREFORE BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjust Luther **Russert, Jr.’s salary to \$28,080 effective March 31, 2008.**  
Seconded by Mr. Leno.

#08-141 4. Working Foreman – Paul Birk  
Motion by Mrs. Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to temporarily assign Paul Birk to the position of Working Foreman in the Road Department for a period of time not to exceed 120 days effective March 17<sup>th</sup>, 2008 at an hourly rate of \$21.26.  
Seconded by Mr. Leno.  
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

**ADJOURNMENT:**

#08-142 Motion by Mrs. Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 8:57 p.m.  
Seconded by Mr. Leno .  
Vote: Mrs. Bossart, yes; Mr. Leno, 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