

REGULAR MEETING

OPENING: The regular meeting was called to order at 7:00 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, Joe Iacino, Todd A. Alexander, Chuck Kegley and Steve Peroz. Media present: Natalie Lariccia, the Repository and Betty O'Neil-Roderick, Akron Beacon Journal.

AGENDA: Added to the Agenda – Sheriff #1 – 35th & Roosevelt and Park #2 – Lease of Barn. The Agenda was accepted.

SHERIFF'S REPORT:

- 1. 35th & Roosevelt – **Mr. Iacino gave the Sheriff's report saying** people are speeding at 35th & Roosevelt.

UNFINISHED BUSINESS:

- #08-223 1. 25th Street Storm Sewer Project
Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter into the attached agreement with the Board of Stark County Commissioners.
Seconded by Mr. Leno.
Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.
- 2. Safety Resource Office – held to next meeting. Mr. Giavasis has a meeting with the Mayor of the City of Canton and their safety director to discuss their participation.

NEW BUSINESS:

- 1. Health District Chargeback – correspondence from the Stark County Auditor stating the chargeback to subdivisions for 2009 will increase 3%.

FISCAL OFFICER'S REPORT:

#08-224 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 \$86,189.34 as attached hereto and made a part of these minutes.
Seconded by Mrs. Bossart.
Vote: Mr. Leno, yes; Mrs. Bossart, yes Mr. Giavasis, yes.

#08-225 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 \$220,000.00.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

#08-226 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>
05/20/2008	13288	\$ 8,153.62
05/27/2008	13298	4,077.77

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Seconded by Mr. Leno.

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

- 4. The Investment report was given. It was accepted by the Board with no questions.

ADMINISTRATOR:

No report

FIRE DEPARTMENT:

No report

ROAD DEPARTMENT:

- 1. Stormwater Report – Mr. Iacino said they would be installing **“Nyloplast” kits in the basins within the Road Garage** which catches solid sediments and keeps it from going into the water system.
- 2. List Bids – 2008 Paving and Road Repair Project
Bids were received from Central-Allied, JD Mining, Northstar Asphalt, Shelly Company and Superior Paving and are attached to and made a part of these minutes.
- 3. Award Bids – 2008 Paving and Road Repair Project

#08-227

Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to award the 2008 Plain Township Paving and Road Repair Project: Application of 448 Asphalt, Concrete and Pavement Markings for the project to Northstar Asphalt, Inc. as the lowest responsible bidder with the following prices:

<u>MATERIAL</u>	<u>UNIT BID</u>
Grinding	\$.49
Tack Coat	\$.95
Cover Aggregate	\$.01
301 Asphalt	\$ 43.00
448 Asphalt	\$ 43.00
Centerline Marking (Mile)	\$ 970.00
Edge Line (Mile)	\$ 600.00
Curb & Gutter Replace (LF)	\$ 34.00
Turn Arrows (each)	\$ 80.00
Protected Left Turn Lane (FT)	\$ 1.00
(Channel Lines) 8”	\$ 1.00
Cross Walks – 10”	\$ 2.30

Seconded by Mr. Leno.

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

- 4. Sign Contract – 2008 Paving and Road Repair Project

#08-228

Motion by Mrs. Bossart,
WHEREAS, the Plain Township Board of Trustees has awarded a bid for the 2008 Plain Township Paving and Road Repair Project: Application of 448 Asphalt, Concrete and Pavement Markings for the project to Northstar Asphalt, Inc. (Resolution #08-190) and; WHEREAS, the contract has been prepared according to the terms and conditions of the bid specifications for the 2008 Plain Township Paving and Road Repair Project: Application of 448 Asphalt, Concrete and Pavement Markings;
NOW, THEREFORE BE IT HEREBY RESOLVED by the Plain Township Board, Stark County, Ohio to authorize the execution of the contract with Northstar Asphalt, Inc. for the 2008 Plain Township Paving and Road Repair Project: Application of 448 Asphalt, Concrete and Pavement Markings; the language of which contract is incorporated by references as if fully rewritten herein; and

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BE IT FURTHER RESOLVED by the Plain Township Board of Trustees to authorize payments to Northstar Asphalt, Inc. upon satisfactory performance of the terms of this contract.

Seconded by Mr. Leno.

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

- 5. 20th Street and Koran Street Traffic Volumes – recommendations from the Stark County Engineer had two options with the second one favored by Mr. Iacino. This would have a supplemental sign attached the existing speed limit signs. Though it was not enforceable, the Board thought this was a start and if they need to do something further they could in the future.

ZONING DEPARTMENT:

- 1. Nuisance Abatements
 - #08-229 a) 6717 Amsel Avenue NE
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 6717 Amsel Avenue NE, Stark County, Ohio (Parcel #52-07859) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was **sent May 9, 2008 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. 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. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.

- #08-230 b) 2117 Blake Avenue NW
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 2117 Blake Avenue NW, Stark County, Ohio (Parcel #52-10835) and
WHEREAS, a certified notice providing the property owners with seven (7) days to address the matter with the Zoning Director was **sent May 15, 2008 and returned “Unable to Forward”**; and
WHEREAS, the Zoning Director has provided evidence of a nuisance condition on the property;

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

#08-231

c) 6544 Chesham Drive NE

Motion by Mrs. Bossart,

WHEREAS, a public hearing was held on May 27, 2008 by the Board of Trustees regarding the property conditions at 6544 Chesham Drive NE, Stark County, Ohio (Parcel #52-05089) and WHEREAS, Rose Perry, 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. 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. Giavasis.

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

#08-232

d) Vacant Lot #3 on Edgedale Avenue NE

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 Vacant Lot #3 on Edgedale Avenue NE, Stark County, Ohio (Parcel #52-03426) and

WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director **was sent May 15, 2008 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. 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

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within Plain Township.

Seconded by Mr. Giavasis.

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

#08-233

e) 7917 Market Avenue N

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 7917 Market Avenue N, Stark County, Ohio (Parcel #52-11853) and

WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director **was sent May 20, 2008 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. 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. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.

#08-234

f) 1450 Skyway Street NE

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 1450 Skyway Street NE, Stark County, Ohio (Parcel #52-06452) and

WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 15, **2008 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. 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.

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#08-235 g) Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.
 Vacant Lot #2-4 on Whipple Avenue NW
 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 Vacant Lot #2-4 on Whipple Avenue NW, Stark County, Ohio (Parcel #52-15317) and
 WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director **was sent May 20, 2008 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. 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.

#08-236 h) Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.
 Vacant Lot of 2.53 acres on Whipple Avenue NW
 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 Vacant Lot of 2.53 acres on Whipple Avenue NW, Stark County, Ohio (Parcel #52-02008) and
 WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director **was sent May 20, 2008 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. 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. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.

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#08-237 i) 2095 Windham Street NE
 Motion by Mrs. Bossart,
 WHEREAS, a public hearing was held on May 27, 2008 by the Board of Trustees regarding the property conditions at 2095 Windham Street NE, Stark County, Ohio (Parcel #52-13271) and
 WHEREAS, Michael Coytk, 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. 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. Giavasis.
Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.

#08-238 j) 1600 30th Street NE
 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 1600 30th Street NE, Stark County, Ohio (Parcel #52-19055) and
 WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 15, 2008 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. 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. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.

#08-239 k) Vacant Lot #5 on 50th Street NW
 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

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nuisance property condition at Vacant Lot #5 on 50th Street NW, Stark County, Ohio (Parcel #52-02529) and WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 20, **2008 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. 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. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.

#08-240

i)

Vacant Lot #6 on 50th Street NW
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 Vacant Lot #6 on 50th Street NE, Stark County, Ohio (Parcel #52-02530) and WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director **was sent May 20, 2008 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. 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. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.

#08-241

m)

Vacant Lot #7 on 50th Street NW
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 Vacant Lot #7 on 50th Street NW, Stark County, Ohio (Parcel #52-02531) and

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WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director **was sent May 20, 2008 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. 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. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.

PARKS & RECREATION:

1. Shelter Donation – Mr. Alexander said that he was contacted by a Carl Weiss from the Junior Order of Mechanics. It is a fraternal organization that is very old and is probably going to be non-sufficient in the future. They have so money that is left over and they would like to donate the construction of a shelter. The Board will look into this to see if we could get this done this year on the new Schneider Street property.
2. Lease of Barn – Mr. Alexander said that the Jazz Dolls would like to lease the upstairs of the barn to put a studio in it. There was minor discussion as to heating, etc. and if they would have to move equipment. It was suggested that he take Chief Sabo over to look at the situation and also talk to Eric Williams about any legal responsibilities.

LAW DIRECTOR:

#08-242

1. Objection to Annexation

**RESOLUTION OBJECTING TO
ANNEXATION PETITION
Board of Trustees
Plain Township, Stark County, Ohio**

RESOLUTION OBJECTING TO PETITION TO ANNEX
0.247 ACRES, MORE OR LESS
FROM PLAIN TOWNSHIP, STARK COUNTY, TO THE CITY OF CANTON

Mrs. Bossart moved the adoption of the following resolution:
WHEREAS, the Plain Township Board of Trustees is the chief legislative body of the Township;
WHEREAS, a petition has been filed with the Stark County Board of Commissioners to annex approximately 0.247 acres in Plain Township, Stark County, to the City of Canton;
WHEREAS, the Stark County Board of Commissioners shall review the said petition with the filed, written objection of a township or municipality; and the Plain Township Board of Trustees has retained the law firm of Pelini, Campbell, Williams and Traub LLC to represent the Board at the petition review;
NOW, THEREFORE, BE IT RESOLVED, that the Plain Township Board of Trustees objects to the said proposed annexation based **upon the petition’s failure to meet the conditions specified in OH ST S 709.23(E)**:

- (1) The petition meets all the requirements set forth in, and

was filed in the manner provided in, section 709.021 of the Revised Code.

- (2) The persons who signed the petition are owners of the real estate located in the territory proposed for annexation and constitute all of the owners of real estate in that territory.
- (3) The territory proposed for annexation does not exceed five hundred acres.
- (4) The territory proposed for annexation shares a contiguous boundary with the municipal corporation to which annexation is proposed for a continuous length of at least five per cent of the perimeter of the territory proposed for annexation.
- (5) The annexation will not create an unincorporated area of the township that is completely surrounded by the territory proposed for annexation.
- (6) The municipal corporation to which annexation is proposed has agreed to provide to the territory proposed for annexation the services specified in the relevant ordinance or resolution adopted under division (C) of this section.
- (7) If a street or highway will be divided or segmented by the boundary line between the township and the municipal corporation as to create a road maintenance problem, the municipal corporation to which annexation is proposed has agreed as a condition of the annexation to assume the maintenance of that street or to otherwise correct the **problem. As used in this section, “street” or “highway” has the same meaning as in section 4511.01 of the Revised Code.**

The Plain Township Board of Trustees authorizes and appoints all Board members, administrators and others to appear and speak on behalf of the Board of Trustees at the review regarding said annexation.

Mr. Leno seconded the motion, and the roll was called on the question of its adoption. The vote was as follows:

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

CENTRAL MAINTENANCE:

- 1. Auction Results – Mr. Kegley went over very fine results from the auction. The Township netted a little over \$34,000 on the auction. He was thanked for a job very well done. He thanked the Trustees for their attendance and taking part in the auction.

COMMUNICATIONS:

- 1. Ohio Department of Transportation – regarding transportation conversation and issues facing county and state governments with transportation.
- 2. Stark County Engineer – preliminary meeting for the replacement of the Werner Church Bridge. The meeting will be held on June 18th at 1:00 P.M.
- 3. SCRPC/SCATS – Consolidated Plan Consultation Meetings – meetings with regard to housing needs in the future and also included is a survey they would like filled out by Plain Township regarding what our housing needs presently are.
- 4. SCRPC/SCATS – Notice of Public Hearing – dates of meetings with regards to subdivision regulations.

CONCERNS OF CITIZENS:

APPROVAL OF MINUTES:

- #08-243 1. May 13, 2008
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 May 13, 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 May 13, 2008 as presented.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

EXECUTIVE SESSION:

- #08-244 Motion by Mrs. Bossart
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 7:36 p.m. from this regular meeting of May 27, 2008 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
 (f) compensation of a public employee or official
3. a conference with the law director or other retained counsel concerning pending or imminent court action
Seconded by Mr. Giavasis.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

- #08-245 Motion was made by Mrs. Bossart to return to public session at 7:50 p.m.
Seconded by Mr. Leno.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

ANNOUNCEMENTS:

- #08-246 1. Nathan Floom
Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to hire Nathan Floom as summer employee effective June 2, 2008 at a rate of \$7.50 per hour with no benefits.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

- #08-247 2. Teresa Santora
Motion by Mrs. Bossart,
WHEREAS, Teresa Santora, Road Department Secretary, completed her probation period on May 4th, 2008;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjust Teresa Santora’s hourly pay rate to **\$13.25 per hour retroactive to May 4, 2008.**
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

ADJOURNMENT:

- #08-248 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 7:51 p.m.
Seconded by Mrs. Bossart.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

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Pamela S. Bossart
Trustee

Louis P. Giavasis
Trustee

Albert P. Leno, II
Trustee

ATTEST: _____
Claude W. Shriver, II
Fiscal Officer