

2600 Easton St. NE
Canton, OH 44721

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June 24, 08

WORK SESSION

ATTENDANCE:

Pamela Bossart, Louis Giavasis, Albert Leno, II, Claude Shriver, Lisa Campbell, Eric Williams, Todd A. Alexander, Joe Iacino, Chuck Kegley Steve Peroz and Donald Snyder in the absent of Chief Sabo. Media present: Cal Peters, WHBC. Also present was Bob Fonte with Stark County Parks.

The Board had general discussion regarding the survey that was taken at the open house regarding the Schneider Road Park. It was pointed out that 41 people would like to have walking and fitness trails; 39 people would like to have a pond; 35 people picnic shelters; 33 nature trails; 31 people an amphitheater; 27 a splash park with fountains; 27 wetland preservation area; 24 tennis/basketball courts; 24 disc golf; 23 a dog park; 21 a skate park; 21 traditional playgrounds; 20 a climbing playground; 10 a monument/patio overlook; and 7 a sculpture wall. During detailed discussion, it was discussed the possibility for restrooms in the future. Mr. Fonte suggested to give the consultants what direction we would like to go so we could have all the items we were interested in on behalf of the Township laid out and mapped out. The items he was going to tell the consultants to look into would be the walking/fitness trails, the pond, the picnic shelters, nature trails and the amphitheater and also the traditional-type playground, parking and restroom facilities. Once this is all put together the Board agreed that they would like to have another open house to go back to the people to see what they thought of the total layout. Mr. Fonte also suggested that it is much easier to add the restrooms later but it is very important that some people would want restrooms once they have the facilities in place with running water and restrooms. He also talked about the connection **of the trails at the east side and in conjunction with Rice's and the Church** who are cooperating in putting this plan together. The Board agreed that they want to get something mapped out and started with at least a couple of shelters because they have one entity that is willing to donate a shelter presently.

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 Shriver, Lisa Campbell, Eric Williams, Todd Alexander, Joe Iacino, Chuck Kegley and Steve Peroz. Media present: Natalie Lariccia, the Repository; Cal Peters, WHBC and **Betty O'Neil**-Roderick, Akron Beacon Journal.

AGENDA: Added to the Agenda – Concerns of Trustees - #1 – Whitewood Plaza by Mr. Giavasis. The Agenda was accepted.

SHERIFF'S REPORT:

1. Judy Bishoff – a complaint regarding an attack on her Chihuahua dog by two dogs in her neighborhood. After detailed discussion by Sgt. Curry who was present, it was decided if she had on film and dated these dogs were on her property, it could be used as probable cause and issue a citation.

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2. Home Rule Tickets – The Sheriff reported to be out of Home Rule tickets. They have been reordered and Sgt. Curry was **asked to check to see if there was a supply at the Sheriff's Office.**
3. Alpine Community Park - A complaint on June 17th about a man and a motorized wheelchair harassing a lady in the park talking about the Township becoming a city to the point that when she went home he was in her garage.
4. 3906 Linda Street NW – Mr. Rick Schlemmer of 3918 Linda Street NW was present to talk about three dogs that are next to his home who continually bark. The people leave them out when they go away. He had other neighbors with him that registered the complaint. He was told as well as Judy Bishoff to call the Sheriff every chance they could and the people would be cited under our Home Rule Resolution and fined. The first fine is \$25, the second \$100. The can be fined consecutively and should take heed after they run the fines up.
5. Joe Deem of 911 Bellview NE – was present to file a complaint about motorcycles and speeding at random hours on Bellview. Also fireworks and bonfires by his neighbors. He was told to call the Fire Department regarding the bonfires which he says go 40 feet in the air and are 20 x 20. It is illegal to burn treated wood and trees and so forth. He was advised to call the Sheriff and Fire Department for assistance.

UNFINISHED BUSINESS:

1. Liquor Permit – MSO Leasing – the Trustees will not request a hearing.

NEW BUSINESS:

1. Stark County Dog Warden – Evert Gibson was present to introduce himself and go over some statistics that are going on **with the dog warden's office in the County. Special interest was noted that livestock owners who have livestock killed, the Dog Warden will investigate as to whether they were killed by coyote or not. He gave the necessary parameters that are necessary to be reimbursed.**

CONCERNS OF CITIZENS:

1. Doug Kampfer of 1601 Steiner NW – has been a resident for 18 yrs and cited Section 504 of Ohio Revised Code regarding noise and said a neighbor, David Crowder who owns 20-25 acres near him has constant construction noise, cutting of trees, dredging and cleaning wetlands, chain saws, heavy equipment noise going on in the evenings, Saturdays, Sundays and well into the evenings. He is asking for some relief from the Trustees. His second concern is that Mr. Crowder has requested the flood plan variance and he has flood concerns for himself and residents of the cul-de-sac on Steiner. After detailed discussion, Mr. Williams said that he would talk to him privately in regard regarding the possibility of taking care of the complaint. Mr. Williams will be in contact with Mr. Kampfer this week to further discuss this allegation and complaint.
2. Robert Robertson of 1248 Chelmsford Ave. N.E asked about the possibility of the City of Canton extending water to the residents that want it. They are doing a sewer project and he felt that it made sense to do this all at once. Mr. Giavasis stated that he personally had given the request to the Mayor of Canton and he had not gotten back to him. Mr. Leno stated that he would contact Tom Bernabei, Canton City Safety Director, to coordinate a meeting for himself, Lisa Campbell and Mr. Robertson to discuss

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the water issue.

NEW BUSINESS (continued):

- #08-288 2. Pinnacle Press – Summer 2008 Newsletter
Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the printing of Issue 2, Summer 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 Mrs. Bossart.
Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.
- #08-289 3. United States Postal Service – Summer 2008 Newsletter
BE IT HEREBY RESOLVED by the Plain Township Trustees, Stark County, Ohio to authorize the purchase of postage for the distribution of Issue 2, Summer 2008 of the Plain Township Newsletter by the United States Postal Service in the amount of \$2,827.38 to be paid from Fund #1000-4110-342-0000.
Seconded by Mrs. Bossart.
Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.
- #08-290 4. AultCare Contract Renewal
Motion by Mrs. Bossart,
WHEREAS, the Plain Township Board of Trustees has entered into an agreement with AultCare Corporation, located at 2600 Sixth Street SW, Canton, Ohio to provide medical coverage for Plain Township employees since June 1993 (Resolution #93-318); AND WHEREAS, the Plan was amended effective April 1, 2006 (Resolution #06-159);
NOW BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to continue this coverage and authorize the execution of the contract with AultCare Corporation for medical, dental, vision and prescription coverage for the period beginning June 1, 2008.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

FISCAL OFFICER’S REPORT:

- #08-291 1. Pending Warrants
Motion by Mrs. Bossart,
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 \$102,979.63 as attached hereto and made a part of these minutes.
Seconded by Mr. Leno.
Vote: Mrs. Bossart, yes; Mr. Giavasis, yes; Mr. Leno, yes.
- #08-292 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 \$220,000.00.
Seconded by Mrs. Bossart.
Vote: Mrs. Bossart, yes; Mr. Giavasis, yes; Mr. Leno, yes.
- #08-293 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>
06/17/2008	13475	\$11,387.98
06/24/2008	13493	13,752.18

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Seconded by Mr. Leno.

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

4. The investment report for May 2008 was given. It was accepted by the Board with no questions.

5. EMS Refund

#08-294

Motion by Mr. Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize a refund as follows for overpayments for Emergency Medical Services as requested by Ohio Billing, Inc.:

<u>PAYABLE TO</u>	<u>AMOUNT</u>
Joseph Ehret	\$670.00

Seconded by Mrs. Bossart.

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

6. Fire Escrow Deposit – Wheeland

#08-295

Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the release of insurance proceeds being retained for a loss caused by fire on December 15, 2007 at 3029 27th Street NW in the amount of \$6,000.00 payable to Greg C. Wheeland as authorized by Inspector Slabaugh, Bureau of Life Safety and Records.

Seconded by Mrs. Bossart.

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

7. Transfer of Funds

#08-296

Motion by 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>
<u>Administration</u>		
2081-4210-323-0000 – Repairs	2081-4210-381-0000 – Property Ins.	\$ 624.00

Seconded by Mrs. Bossart.

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

ADMINISTRATOR:

1. Plain Local Schools – A letter from Jim Aquilo thanking the Township for cooperation in the past and also asking for some crosswalk striping. Mr. Iacino said they will do that on the Township roads but would not on the County or Canton City streets involved.

FIRE DEPARTMENT:

1. Refund of EMS Overpayment

#08-297

Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize a refund for overpayment for Emergency Medical Services to Tammy Mayle, Rt. 2, Box 366A, Grafton, WV 26354 in the amount of \$10.00.

Seconded by Mr. Giavasis.

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

ROAD DEPARTMENT:

1. Tree on Bellview & Beverly – A resident claimed that the tree was damaged by the Road Department during the Bellview storm sewer project over 3 years ago. It was an elm tree so there is also the concern of elm tree disease. The law director stated that the burden of proof concerning the tree was upon the resident to show what was causing the tree to die.

ZONING DEPARTMENT:

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- 1. Notice of Public Hearing – Mr. Peroz announced the Plain Township Board of Zoning Appeals will hold a hearing on Wednesday, July 2nd at 7 pm to hear Appeal #1196-08-A – a hearing to revoke a Conditional Use Permit for a Home Occupation.
- 2. Nuisance Payments
 - #08-297 a) 6717 Amsel Avenue NE
Motion by Mr. Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 6717 Amsel Avenue NE (Parcel #52-07859) to abate the nuisance on this property (Resolution #08-229) on May 27, 2008; and WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$539.15; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$198.63; 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 \$737.78 to be placed on the **property owner’s tax duplicate**.
Seconded by Mrs. Bossart.
Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.
 - #08-299 b) 2117 Blake Avenue NW
Motion by Mr. Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2117 Blake Avenue NW (Parcel #52-10835) to abate the nuisance on this property (Resolution #08-230) on May 27, 2008; and WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$252.63; and 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 \$252.63 to be placed on the **property owner’s tax duplicate**.
Seconded by Mrs. Bossart.
Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.
 - #08-300 c) Vacant Lot #3 on Edgedale Avenue NE
Motion by Mr. Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at Vacant Lot #3 on Edgedale Avenue NE (Parcel #52-03426) to abate the nuisance on this property (Resolution #08-232) on May 27, 2008; and WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$195.12; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$203.25; 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 \$398.37 to be placed on the **property owner’s tax duplicate**.

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- #08-301 d) 7917 Market Avenue N
 Motion by Mr. Giavasis,
 WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 7917 Market Avenue N (Parcel #52-11853) to abate the nuisance on this property (Resolution #08-233) on May 27, 2008; and WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$352.43; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$202.63; 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 \$555.06 to be placed on the **property owner's tax duplicate**.
 Seconded by Mrs. Bossart.
 Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.

- #08-302 e) 1450 Skyway Street NE
 Motion by Mr. Giavasis,
 WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 1450 Skyway Street NE (Parcel #52-06452) to abate the nuisance on this property (Resolution #08-234) on May 27, 2008; and WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$617.95; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$198.63; 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 \$816.58 to be placed on the **property owner's tax duplicate**.
 Seconded by Mrs. Bossart.
 Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.

- #08-303 f) Vacant Lot #2-4 on Whipple Avenue NW
 Motion by Mr. Giavasis,
 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 (Parcel #52-15317) to abate the nuisance on this property (Resolution #08-235) on May 27, 2008; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$232.51; WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$77.50; 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 \$310.01 to be placed on the **property owner's tax duplicate**.
 Seconded by Mrs. Bossart.
 Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.

- #08-304 g) Vacant Lot 2.53 acres on Whipple Avenue NW

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Motion by Mr. Giavasis,
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 #08-236) on May 27, 2008; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$235.16;

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$77.50;

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 \$312.66 to be placed on the **property owner's tax duplicate.**

Seconded by Mrs. Bossart.

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

#08-305

h) 1600 30th Street NE

Motion by Mr. Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 1600 30th Street NE (Parcel #52-19055) to abate the nuisance on this property (Resolution #08-238) on May 27, 2008; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$460.76; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$216.63

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 \$677.39 to be placed on the **property owner's tax duplicate.**

Seconded by Mrs. Bossart.

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

#08-306

i) Vacant Lot #5 on 50th Street NW

Motion by Mr. Giavasis,
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 #08-239) on May 27, 2008; and WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$202.93; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$77.50;

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 \$280.43 to be placed on the **property owner's tax duplicate.**

Seconded by Mrs. Bossart.

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

#08-307

j) Vacant Lot #6 on 50th Street NW

Motion by Mr. Giavasis,
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

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the nuisance on this property (Resolution #08-240) on May 27, 2008; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$223.97; and

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$77.50;

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 \$301.47 to be placed on the **property owner's tax duplicate.**

Seconded by Mrs. Bossart.

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

#08-308

k) Vacant Lot #7 on 50th Street NW

Motion by Mr. Giavasis,

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 #08-241) on May 27, 2008; and WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$199.18; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$77.50;

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 \$276.68 to be placed on the **property owner's tax duplicate.**

Seconded by Mrs. Bossart.

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

#08-309

3. Nuisance Abatements

a) Vacant Lot #64 and #65 on Dorothy Avenue NE

Motion by Mrs. Bossart,

WHEREAS, a public hearing was held on June 24, 2008 by the Board of Trustees regarding the property conditions at Vacant Lot #64 and #65 on Dorothy Avenue NE, Stark County, Ohio (Parcel #52-17219) and

WHEREAS, Dan Shundry 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. Leno.

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

#08-310

b) 2526 Dorothy Avenue NE

Motion by Mrs. Bossart,

WHEREAS, a public hearing was held on June 24, 2008 by the Board of Trustees regarding the property conditions at 2526

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Dorothy Avenue NE, Stark County, Ohio (Parcel #52-10103) and WHEREAS, Joseph & Robin Hamric, 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. Leno.

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

#08-311

c) 2748 Englewood Drive 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 2748 Englewood Drive NE, Stark County, Ohio (Parcel # 52-02537) and

WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent June 13, 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. Leno.

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

#08-312

d) 6252 Melody Road 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 6252 Melody Road NE, Stark County, Ohio (Parcel # 52-1877) and

WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director

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was sent June 6, 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. Leno.

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

#08-313

e) 2230 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 2239 Whipple Avenue NW, Stark County, Ohio (Parcel # 52-16570) and

WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent June 6 and June 16, 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. 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. Leno.

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

#08-314

f) 2020 26th Street NE

Motion by Mrs. Bossart,

WHEREAS, a public hearing was held on June 24, 2008 by the Board of Trustees regarding the property conditions at 2020 26th Street NE, Stark County, Ohio (Parcel #52-07630) and

WHEREAS, Rhoda Mayberry 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

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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. Leno.

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

PARKS & RECREATION:

No Report

LAW DIRECTOR:

1. GlenOak Soccer Boosters Concessions
#08-315 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 GlenOak Soccer Booster Club.

Seconded by Mr. Giavasis.

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

2. Addendum to Ohio Enterprise Zone Agreement
#08-316 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter into the attached addendum to Ohio Enterprise Zone Agreement RE: Patent Health.

Seconded by Mr. Leno.

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

CENTRAL MAINTENANCE:

No Report

COMMUNICATIONS:

1. Canton Regional Chamber of Commerce – Special Reception for Elected Officials on Wednesday, June 25, 2008
2. Stark County Board of Elections – will be conducting an assessment of all poll locations for handicap accessibility.
3. **Citizens’ Advisory Council** – Meeting minutes including a section by Mike Rehfus on the cleaning of the Zimber Ditch
4. Ohio Township Association – OTARMA is offering free online training courses.

CONCERNS OF TRUSTEES:

1. Whitewood Plaza - Mr. Giavasis announced that on July 7th the new drivers examination and title office area will be opened in the plaza by the new Fishers on Cleveland Avenue North.

APPROVAL OF MINUTES:

1. June 10, 2008
#08-317 Motion by Mr. 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 June 10, 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 June 10, 2008 as presented.

Seconded by Mr. Leno.

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

2600 Easton St. NE
Canton, OH 44721

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EXECUTIVE SESSION:

- #08-318 Motion by Mrs. Bossart
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 9:00 p.m. from this regular meeting of June 24, 2008 as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of:
 - 1.(b) appointment of a public employee or official
 - (c) dismissal of a public employee or official
 - (d) discipline 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. Leno.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.
- #08-319 Motion was made by Mrs. Bossart to return to public session at 9:48 p.m.
Seconded by Mr. Giavasis.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

ANNOUNCEMENTS:

- 1. James Repace
- #08-320 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to terminate the employment of Mr. James Repace, an employee in the Maintenance Department, effective immediately.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

ADJOURNMENT:

- #08-321 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 9:49 p.m.
Seconded by Mrs. Giavasis.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

Pamela S. Bossart
Trustee

Louis P. Giavasis
Trustee

Albert P. Leno, II
Trustee

ATTEST: _____
Claude W. Shriver, II
Fiscal Officer