

WORK SESSION

ATTENDANCE:

Pamela Bossart, Louis Giavasis, Albert Leno, II, Claude Shriver, Lisa Campbell, John Sabo, Todd A. Alexander, Steve Peroz, Joe Iacino, Chuck Kegley and Jo Ellen Reikowski, Finance Director.
Media: None

Craig Mottice of Huntington Insurance was the featured speaker and went over the differences of Ohio Health Choice and AultCare as to our health program. He gave a very detailed description of our present health care program with AultCare and ultimately said we did have the possibility of saving \$100,000 in claims if we did make the change and that the change could include allowing our participants to use hospitals in Summit County and Cuyahoga County. He said the costs to use facilities outside of Stark County would be greater taking away some of the savings. Mr. Mottice **talked about “lasering” by reinsurance companies. Currently this is not being done by McKinley Life Insurance nor Ohio Health Choice’s reinsurance company. But he has heard that McKinley might start doing this.** This is where members who have higher claims would be charged a higher for reinsurance. He said he is not in favor is this and if it did happen to Plain Township, he would recommend a change.

EXECUTIVE SESSION:

#08-739 Motion by Mrs. Bossart
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 6:48 p.m. from this regular meeting of October 28, 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
- (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.

#08-740 Motion was made by Mrs. Bossart to return to public session at 6:59 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 7:00 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, John Sabo, Todd Alexander, Joe Iacino, Chuck Kegley and Steve Peroz. Media present: Cal Peters, WHBC, **Betty O’Neil**-Roderick, Akron Beacon Journal and Natalie Lariccia, the Repository.

AGENDA: The Agenda was as accepted as presented.

SHERIFF’S REPORT:

- 1. Speeding in Kings Creek – after school high school students are using Beverly as a cut through from Schneider to 55th Street according to Mr. Giavasis. Sergeant Weisbern said that he would try to get the service officer of the school, Chad Smith out there in his cruiser as much as possible to get this under control.

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UNFINISHED BUSINESS:

- 1. Stark County Park District
Director Bob Fonte was present to discuss the updated scope of service and approval of Schneider Park program and also to talk about the Marquardt connector trail. He had plans for a sidewalk on Marquardt Avenue and had already looked at the other alternatives that were mentioned by the residents there. They were longer and would cost more dollars. He is recommending a five foot grass berm, a six foot wide sidewalk and recommends that the Township purchase the right-of-way so the residents could not be involved in a lawsuit should there be one in the future. It would also protect the Township from environmental issues with the park because it is a sidewalk they are talking care of and it would also provide that the Township would be allowed to approve any signage or anything else that would be placed along the sidewalk. The Board will look at the final plans for these items and approve them at the next meeting when the final contract is provided to them.

NEW BUSINESS:

- #08-741 1. September 2008 False Alarms
Motion by Mr. Giavasis,
WHEREAS, the Plain Township Board of Trustees has authorized charges for false alarms from an automatic security alarm system in excess of three (3) false alarms within a calendar year pursuant to its authority under Ohio Revised Code Section 505.511 (Resolution #06-568) in the following amounts: for the fourth **false alarm...\$50.00; for the fifth false alarm...\$100.00; for all false alarms in any calendar year occurring after the fifth false alarm...\$150.00; and**

WHEREAS, the Plain Township Board of Trustees has been duly notified by the Stark County Sheriff, under contract to Plain Township, that an excess of three (3) responses to such alarms have been made at the following businesses and/or residences:

NAME	ADDRESS	#	AMOUNT
Edgewood Community	6852 Market Ave N	4	\$ 50.00
BP Procure	5020 Whipple Ave	5,6,7	\$400.00
Schumacher Homes	2715 Wise Ave NW	6	\$150.00
Holy Trinity Lutheran Ch	2551 55 th St NE	5,6	\$300.00
Stark County Education	2100 38 th St NW	9	\$150.00
Spee-D-Foods	3002 Market Ave N	8	\$ 150.00
Eller Media Company	4001 Cleveland Av NW	4	\$ 50.00
Gastroenterology SPE	2756 Fulton Dr NW	4	\$ 50.00
McDonalds	2628 Easton St NE	4	\$ 50.00
Bethany United Methodist	3906 Easton St NE	5	\$100.00
Advanced Storage	4050 Whipple Ave NW	5	\$100.00
First Christian Church	6900 Market Ave N	7	\$150.00

NOW THEREFORE BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to direct the Plain Township Fiscal Officer to send a Notice of Bill for Excess False Alarms to the locations identified above; and in the event that any bill noted above is not paid within thirty (30) days of the date of such notice;

BE IT FURTHER RESOLVED to direct the Plain Township Fiscal Officer to send a notice by certified mail to the manager and the owner, if different, of the real estate of which the commercial establishment is a part, or to the occupant, lessee, agent or tenant and to the owner, if different, of the real estate of which the residence is a part, stating that failure to pay the bill within 30 days, or to show just cause why the bill should not be paid, will result in the assessment of a lien upon the real estate in the above-

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stated amount.

BE IT FURTHER RESOLVED that if payment is not made within 30 days, or just cause shown, then the Fiscal Officer shall cause the above-stated amounts for each false alarm in excess of three (3) per year to be entered upon the tax duplicates of each location as a lien upon said real estate from the date of entry, which shall **be collected as other taxes and returned to the Township's General Fund.**

Seconded by Mrs. Bossart.

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

#08-742

2. 9-1-1 Planning Committee

Motion by Mr. Giavasis,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adopt the following resolution.

WHEREAS, the 9-1-1 Planning Committee shall appoint a 9-1-1 Technical Advisory Committee to assist it in planning the countywide 9-1-1 system; and

WHEREAS, as directed by the Ohio Revised Code, the Advisory Committee shall include at least one fire chief and one police chief serving in the county, the county sheriff, a representative of the state highway patrol selected by the patrol, one representative of each telephone company in each case selected by the telephone company represented, the director/coordinator of emergency management and a member of a board of township trustees selected by a majority of boards of township trustees; and

WHEREAS, John Arnold, trustee from Lake Township, has already been appointed by a majority of townships to serve on the 9-1-1 Planning committee; and

WHEREAS, this appointment qualifies John Arnold to serve on the 9-1-1 Technical Advisory Committee;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees to support the above appointment of John Arnold.

Seconded by Mrs. Bossart.

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

FISCAL OFFICER'S REPORT:

#08-743

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 \$183,405.31 as attached hereto and made a part of these minutes.

Seconded by Mr. Giavasis.

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

#08-744

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 \$220,000.00.

Seconded by Mr. Leno.

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

#08-745

3. Medical Claims

Motion by Mr. Leno,

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>
10/21/2008	14290	\$11,057.52
10/28/2008	14308	8,620.39
09/09/08	13989	11,200.31

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Seconded by Mrs. Bossart.

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

4. Investment Report – was given and approved by the Board with no questions.

5. EMS Refund

#08-746

Motion by Mrs. Bossart,
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>
William Johnson	\$25.00

Seconded by Mr. Leno.

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

6. Transfer of Funds

#08-747

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

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
<u>Administration</u> 1000-4390-370-0000 Cont Service - Water	1000-4210-740-0000 Mach. & Equipment	\$ 6,315.66
<u>Fire Department</u> 2111-4760-740-0000 – Machinery & Equipment	2111-4220-420-3040 – Supplies - Tires	800.00

Seconded by Mrs. Bossart.

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

7. Longevity Payments

a) Firefighters

#08-748

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

b) Non-Bargaining Unit

#08-749

Motion by Mr. Leno,
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 Mrs. Bossart.

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

ADMINISTRATOR:

1. Drug Free Workplace Program

Mrs. Campbell reported that we finished our second annual drug free workplace attendance that there is one make-up session due to be completed this year.

2. Form 300

Lisa review Form 300 used for the Drug Free Workplace program in the area where someone is being suspected of being in violation of the program.

3. Bicentennial Update

Lisa gave an update on the Bicentennial festivities. She said information would be placed on our website about the Township festival. She announced there would be a dinner on January 27th, 2009 and that Jamie was going to be doing the invitations as they are submitted to her for the dinner.

FIRE DEPARTMENT:

- #08-750 1. Purchase of Self-Contained Breathing Apparatus Equipment
Motion by Mr. Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize purchase of miscellaneous self-contained breathing apparatus equipment (SCBA) from Warren Fire Equipment, Inc. in an amount not to exceed \$9,000.00 from Account #2111-4220-420-3100.
Seconded by Mrs. Bossart.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.
Notice to Abate Hazardous Condition at 3308 Middlebranch Road NE was given to the Trustees to be signed and then the property will be removed.
- #08-751 2. Ladder #3
Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the repair and labor for Ladder 3 for replacement of front springs by Superior Springs in an amount not to exceed \$2,500.00 from Account #2111-4220-323-5040.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.
- #08-752 3. Purchase of Tires
Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase of tires from North Central Tire in an amount not to exceed \$3,750.00 to be taken from Account #2111-4220-420-3040.
Seconded by Mrs. Bossart.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

ROAD DEPARTMENT:

- #08-753 1. Purchase of Snow Plow Blades
Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase and delivery of snow plow blades from Chemung Supply not to exceed the amount of \$4269.80 from fund #2031-4330-420-3050.
Seconded by Mrs. Bossart.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.
- 2. Stark County Salt Supply
Joe gave the Board information on the Stark County salt Supply saying that we got our bid in with the County early but it still went up \$4 per ton. He also asked the Trustees with regard as to what they would like to do this year in the event there is a harsh winter whether they would like to do the salt mixed with grit. Mr. Leno was against using grit or sand. There is a possibility they will wait to plow snow until it exceeds 2 inches. They will wait to see what happens with discussions in the future.

ZONING DEPARTMENT:

- #08-754 1. Nuisance Abatements
a) 6967 Deer Trail 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

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WHEREAS, a complaint was filed and processed regarding a nuisance property condition at 6967 Deer Trail Avenue NE, Stark County, Ohio (Parcel # 52-18258) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent October 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. 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.**

#08-755

b) 4320 Lesh Street NE

Motion by Mrs. Bossart,

WHEREAS, a public hearing was held on October 28, 2008 by the Board of Trustees regarding the property conditions at 4320 Lesh Street NE, Stark County, Ohio (Parcel #52-14428); and
WHEREAS, Wilma Roberts, 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.**

2. Board of Commission Resignation

A letter of resignation was received from Gary A. Zink stating that he was resigning after 34 years of service as he has moved out of the Township. Mr. Giavasis stated that it might be nice to get Mr. Zink a plaque for his long dedicated service. Mr. Shriver suggested that the Trustees go together and purchase it and present it to his son who could forward it to him in Florida.

PARKS & RECREATION:

1. Community CPR
Todd gave an update on the Community CPR program saying it was a great success.
2. Internationals Tournament
Todd reported that this tournament was a wonderful and great success again this year.
3. Toys for Tots
Todd attended a meeting for Toys for Tots and he would like to

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recommend that the Township take part in this. He would be glad to deliver the toys that are brought in on December 11th to the facility collecting them. There will be a flyer available for the employees.

LAW DIRECTOR:

#08-756 1. Annexation
Motion by Mr. Leno,
WHEREAS, the City of Canton has filed an Annexation Petition **entitled the “Eslich Annexation” with the Board of Stark County Commissioners** on or about October 7, 2008; and
WHEREAS, the Plain Township Board of Trustees, pursuant to the Ohio Revised Code, wishes to object to this annexation; and
WHEREAS, the City of Canton deemed this annexation an **“Expedited Type II Annexation”**; and
WHEREAS, pursuant to the Ohio Revised Code, Plain Township Board of Trustees wishes to formally and by resolution object to this proposed annexation; and
NOW, THEREFORE BE IT RESOLVED that the Board of Trustees for Plain Township, Stark County, Ohio does hereby formally and pursuant to the Ohio Revised Code, object to the **proposed “Eslich Annexation”**. This objection is based upon the following:

- (1) **the City of Canton’s petition does not meet all of the** technical requirements required by the Ohio Revised Code,
- (2) the petition was not properly filed,
- (3) the petition does not contain the signatures of all the property owners in the area proposed to be annexed,
- (4) the territory proposed to be annexed does not share a common boundary with the municipality for a continuous length of at least 5% of the perimeter of the territory proposed to be annexed,
- (5) the annexation will create an unincorporated area of the Township that is completely surrounded by the area proposed to be annexed,
- (6) the municipality has not agreed to provide the area proposed to be annexed a service as specified in a Municipal Services Statement,
- (7) a street or highway will be divided by the boundary between a municipality and the Township, so as to create a road maintenance problem, and the municipality has not agreed as a condition for an annexation to assume road maintenance responsibility or to otherwise correct the problem.

BE IT FURTHER RESOLVED that the Board of Trustees for Plain Township, Stark County, Ohio do hereby formally object **as set forth above to the City of Canton’s proposed annexation** filed on October 7, 2008 with the Stark County Commissions.

Seconded by: Mrs. Pamela S. Bossart.

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

CENTRAL MAINTENANCE:

No Report

COMMUNICATIONS:

- 1. Canton First Church of the Nazarene
Their 16th Annual Veterans Appreciation Service will be held on November 9, 2008 at 6 pm. Guest Speaker will be LTC (Ret.) Brian **Birdwell who is a survivor of the terrorist’s attach on the Pentagon** on September 11, 2001.

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- 2. 3838 Easton Street NE
A thank you to the Paramedics from Wayne & Mabel Shammo for their quick response.
- 3. Judy Pocock
A thank you to Todd for the recent CPR Class held at Diamond.
- 4. Dominion
Notification of a natural gas pipeline replacement within the Township.

CONCERNS OF CITIZENS:

None

CONCERNS OF TRUSTEES:

- 1. AEP Rate Increase
Mr. Giavasis stated at a recent meeting which the Board was not notified of, it was discussed that electric rates would be increasing 52% over the next three years. He recommended that the Board send a letter to the Public Utilities Commission stating their disapproval of this hefty increase and that he felt that it was absurd.

APPROVAL OF MINUTES:

- #08-757 1. October 14, 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 October 14, 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 October 14, 2008 as presented.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, Abstain.

EXECUTIVE SESSION:

- #08-758 Motion by Mrs. Bossart
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 7:59 p.m. from this regular meeting of October 28, 2008 as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of:
 - 2. (b) appointment 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.

- #08-759 Motion was made by Mrs. Bossart to return to public session at 9:22 p.m.
Seconded by Mr. Leno.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

ANNOUNCEMENTS:

- #08-760 1. Amending Resolution #08-664
Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to amend Resolution #08-664 as follows:
BE IT ALSO RESOLVED to adopt the attached resolution authorizing Plain Township to pick up the statutorily required contribution to the Ohio Public Employee Retirement System for all non-contractual full-time employees.
Seconded by Mr. Giavasis.
Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.
- 2. Property acquisition at Diamond and Middlebranch NE

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#08-761

Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED that the Plain Township board of Trustees, Stark County, Ohio to begin eminent domain proceedings with regard to the property hereinafter identified as the **“Middlebranch-Diamond Property” located at 7995 Middlebranch Avenue NE, Canton, Ohio 44721.**

WHEREAS, the Plain Township Board of Trustees are strongly concerned with draining and parking lot issues with regard to the Diamond Community Park; and

WHEREAS, the Plain Township Board of Trustees is authorized to acquire private property for public use through the exercise of eminent domain; and

WHEREAS, the Township has determined that certain parcels of land must be acquired to accommodate public uses and purposes identified in the foregoing recitals, collectively referred to herein as **“Public Uses and Purpose”**; and

WHEREAS, the Township has extended an offer to the property owner to purchase the property which is the subject of this resolution for its market value; and

WHEREAS, the Township desires to acquire the property described below through the exercise of its power of eminent domain for the Public Use and Purposes, including without limitation, to improve and develop the Middlebranch-Diamond property, and to alleviate draining and parking lot issues with regard to Diamond Community Park;

NOW, THEREFORE, IT IS RESOLVED by the Plain Township Board of Trustees:

Section 1. The Plain Township Board of Trustees finds and determines that the public interest requires the acquisition, and immediate occupancy as may be necessary, of the parcels of real estate located in Plain Township and identified as parcel number 52-17498, for the Public Uses and Purposes described above, and for

other lawful and legitimate public uses and purposes.

Section 2. The property to be affected by the action taken in Section 1 above is owned by John Variola. The affected property is located at the following address in Plain Township, Stark County, Ohio; parcel number 52-17498.

Section 3. The proposed taking and the Public Uses and Purposes are planned and located in a manner that will be most compatible with the greatest public good and the least private injury; the Public Uses and Purposes are authorized by law; and the proposed taking is necessary for Public Uses and Purposes;

Section 4. The Board of Trustees is authorized and directed, on behalf of Plain Township:

- a. To acquire in the name of Plain Township, fee interests or easements in the real property as set forth herein, by purchase if a reasonable purchase price **consistent with the Township’s appraisal value can be** negotiated, or by eminent domain proceedings.
- b. To prepare and prosecute such proceeding or proceedings in the proper court having jurisdiction thereof as is necessary for such acquisition.
- c. To obtain from the court an order permitting the Township to take immediate possession and use of said real property and easements affecting said real property, as may be necessary or helpful, for the purposes herein described.
- d. To use the services of counsel as necessary or helpful,

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to accomplish these directives.

Section 5. This resolution shall take effect immediately.

Seconded by Mr. Giavasis.

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

ADJOURNMENT:

#08-762 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio to adjourn at 9:15 p.m.
Seconded by Mr. Leno.
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