

2600 Easton St. NE
Canton, OH 44721

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November 12, 08

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: **Betty O'Neil**-Roderick, Akron Beacon Journal and Natalie Lariccia, the Repository.

AGENDA: The Agenda was approved as presented.

SHERIFF'S REPORT:

- 1. Speeding at 6876 Firestone NE – The sheriff was not present for the meeting but Lisa will forward this complaint.

UNFINISHED BUSINESS:

- 1. Pembroke Water Project
Mr. Robert Robertson of 1248 Chelmsford St. in Pembroke was present. Lisa announced there will be a meeting in the Township Hall on November 19th with the residents from Pembroke and Canton City officials regarding the extension of the water project into Pembroke. Mr. Robertson gave a letter to the Trustees talking about an agreement and declaration of covenant. Mr. Leno said that paragraph in itself was pathetic. The Board discussed this with Mr. Robertson and basically told him if the residents signed this covenant agreement that if and when the city wanted to annex the area they could simply threaten to turn off their water. Mr. Williams agreed that this is the new way of their method of operating. Mr. Leno asked the Board if he could go forward and talk with Mr. Bernabei and talk to the city to see if this could be removed. Lisa said she is going to set a meeting with Mr. Jim Perks from Consumer Water and also that we should possibly talk with North Canton regarding getting these people water without the annexation hanging over their head. They will keep Mr. Robertson informed as well as he will keep the Board informed with the progress.

- 2. Schneider Park Project Phase II
Mr. Leno, Todd and Lisa met with Mr. Bob Fonte and went over the updated scope for the Schneider Street Park line-by-line and it was also approved by our Law Director.

#08-765

Motion by Mr. Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio approved Resolution #08-019 to enter into the agreement with the Stark County Park District to pay for the Township portion for design services; and

WHEREAS, the scope of services has changed; and
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees to approve the changes as attached.

Seconded by Mrs. Bossart.

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

NEW BUSINESS:

- 1. Mr. Gary Zink
The Board of Trustees presented Mr. Zink with a plaque of appreciation. Mr. Zink served on the Zoning Commission from 1974 to 2008 dedicating 34 years to the Zoning Board. He said that he learned a lot over the years, enjoyed it and has really seen the Township grow. He received applause from the audience and thanked the Board their accommodation and plaque.

FISCAL OFFICER’S REPORT:

#08-766 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 \$249,608.27 as attached hereto and made a part of these
minutes.
Seconded by Mr. Giavasis.
Vote: Mrs. Bossart, yes; Mr. Giavasis, yes; Mr. Leno, yes.

#08-767 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.

#08-768 3. 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>
11/04/2008	14358	\$13,580.59
11/12/2008	14399	13,597.10

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

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

#08-769 5. Transfer of Funds
Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of
Trustees, Stark County, Ohio to authorize the following transfer
of funds:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
<u>Administration</u> 1000-4390-370-0000 Cont Service - Water	1000-4420-370-0000 General Health	\$ 6,578.00
<u>Fire Department</u> 2111-4760-740-0000 – Machinery & Equipment	2111-4220-323-0000 – Repairs & Maintenance	9,500.00
2111-4760-740-0000 – Machinery & Equipment	2111-4220-599-0000 – Other Expense	8,000.00
<u>Road Department</u> 2021-4330-360-0000 – Contracts	2021-4330-323-0000 – Repairs & Maintenance	1,500.00
2021-4330-360-0000 – Contracts	2021-4330-420-0000 – Materials	5,000.00
2021-4330-360-0000 – Contracts	2021-4330-420-3070 – Supplies - Fuel & Oil	5,000.00
2021-4330-360-0000 – Contracts	2021-4330-740-0000 – Tools & Equipment	3,000.00
2031-4330-790-0000 – Contracts	2031-4330-420-3020 – Supplies - Hydraulics	2,500.00
2031-4330-790-0000 – Contracts	2031-4330-420-3030 – Supplies - Sweeper/Vactor	3,500.00
2031-4330-790-0000 – Contracts	2031-4330-420-3060 – Supplies - Vehicle/Trucks	2,500.00
2031-4330-790-0000 – Contracts	2031-4330-322-0000 – Garbage/ Trash	1,000.00
2031-4330-790-0000 – Contracts	2031-4330-341-0000 – Telephone	2,500.00
2031-4330-790-0000 – Contracts	2031-4330-351-0000 – Electricity	2,000.00
2031-4330-790-0000 – Contracts	2031-4330-599-0000 – Other Exp.	5,000.00
2031-4330-790-0000 – Contracts	2031-4330-740-0000 – Machinery & Equipment	1,200.00
2141-4330-360-0000 – Contracts	2141-4330-420-4040 – Asphalt	1,000.00
2141-4330-360-0000 – Contracts	2141-4330-420-4050 – Signs	500.00
2141-4330-360-0000 – Contracts	2141-4330-420-4060 – Gravel	1,000.00
<u>Parks Department</u> 1000-4610-323-0000 – Repairs	1000-4610-599-0000 – Other Exp.	1,000.00
1000-4610-323-0000 – Repairs	1000-4610-420-0000 – Supplies	\$ 1,000.00

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- #08-770 6. Release of Fire Escrow – Croxton
 Motion by Mr. Leno,
 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 February 6, 2008 at the home of Elaine Croxton of 8088 Turquoise NE in the amount of \$6,000.00. The check is to be made payable to Elaine Croxton as authorized by Inspector Slabaugh, Bureau of Life Safety and Records.
 Seconded by Mr. Giavasis.
 Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

ADMINISTRATOR:

- #08-771 1. Stormwater Report
 Mrs. Campbell gave a report on stormwater ponds and wetlands in winter months.
- #08-771 2. Amend Travel Policy
 Motion by Mrs. Bossart,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to amend Resolution #07-531 to read as follows:
Meals
 When traveling outside a sixty-mile radius of Plain Township, actual reasonable meal cost for breakfast, lunch, and dinner is reimbursable with receipts required if staying overnight or attending a meeting that extends beyond 7:00 p.m. Breakfast, lunch, and dinner expenses may also be reimbursed with **itemized receipts that show specific items purchased** when an employee is traveling and returns the same day, if travel requirements are such that the employees cannot meet the **“normal” breakfast, lunch and dinner hour at home or back at work.**
 Seconded by Mr. Giavasis.
 Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.
- #08-772 3. Ohio Township Association Winter Conference
 Motion by Mr. Leno,
 BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to authorize the Trustees, Fiscal Officer, Administrator, and Department Heads to attend the Ohio Township Association Winter Conference in Columbus, Ohio on February 4-7, 2009; and to authorize payment of \$40 pre-registration fee, lodging and reimbursement for food, mileage and parking for those attending.
 Seconded by Mrs. Bossart.
 Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis.
- #08-772 4. Insurance Questionnaire
 Mrs. Campbell reviewed an insurance questionnaire that was put together by the Finance Director designed to help reduce insurance costs within the Township.

FIRE DEPARTMENT:

- #08-773 1. Purchase of Protective Clothing
 Motion by Mr. Leno,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize purchase of 26 Globe EXTREME Fire Fighting suits from Finley Fire Equipment in an amount not to exceed \$49,750.00 from Account #2111-4220-420-3100.
 Discussion: Chief Sabo said that half of this clothing will be

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purchased this year and the other half next year to eliminate having to bid as it is so costly. He indicated that this item is not available on State bid.

Seconded by Mrs. Bossart.

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

ROAD DEPARTMENT:

- 1. Monthly Report was given.
 - 2. United Rotary Brush Corp. – Purchase of Brooms
- #08-774 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase of Main Inside Brooms for Sweeper from United Rotary Brush Corp. in the amount of \$2,086.33 from Fund #2031-4330-420-3030.
Seconded by Mr. Leno.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

ZONING DEPARTMENT:

- 1. Monthly Report was given.
 - 2. Nuisance Payments
- #08-775 a) 6967 Deer Trail Avenue NE
Motion by Mr. Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 6967 Deer Trail Avenue NE (Parcel #52-182258) to abate the nuisance on this property (Resolution #08-754) on October 28, 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 \$405.08; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$229.85;
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 \$634.93 to be placed on the **property owner’s tax duplicate**.
Seconded by Mrs. Bossart.
Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, **yes**.
- #08-776 b) 4320 Lesh Street NE
Motion by Mr. Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 4320 Lesh Street NE (Parcel #52-14428) to abate the nuisance on this property (Resolution #08-755) on October 28, 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 \$406.66; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$138.05;
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 \$544.71 to be placed on the **property owner’s tax duplicate**.
Seconded by Mrs. Bossart.
Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.
- 3. Central-Allied Enterprises, Inc.
Mr. Peroz said provided information that Central-Allied

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Enterprises will 155.2 additional acres added for sand and gravel mining. Mr. Peroz talked with George Braden from the company and he said that years from now there will be another lake opposite the lake on Harmont now. But it would be along time from the present day.

PARKS & RECREATION:

- 1. Monthly Report was given.

LAW DIRECTOR:

- 1. Canton Auto Annexation
Mr. Williams presented the Board with the Canton Auto Annexation that will be an Expedited Type 2 annexation and asked the Board how they wanted him to proceed. The Board said they did want him to put together the necessary documents to fight the annexation. He will have that ready by the next meeting.

CENTRAL MAINTENANCE:

- 1. Monthly report was given.
- 2. Fire Station #4 Roof Repair
Mr. Kegley discussed the roof repairs for Fire Station #4. There were two bids submitted. One from Kraiger Construction Company LLC in the amount of \$17,882.51 and the other from Pinnacle Roofing in the amount of \$23,200.00. The company receiving the bid will need to work with the insurance company.

#08-777

Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize repairs to the Plain Township Fire Station #4 at 2855 Easton Street NE by Kraiger Construction Company LLC not to exceed the amount of \$17,882.51 (payment made by Plain Township insurance carrier) with Plain Township paying the deductible in the amount of \$1,000.00.

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

COMMUNICATIONS:

- 1. Deer Trail Residence
A thank you to the Township and Jay Metzger and his crew for cleaning up a residence on Deer Trail Avenue from Claude W. Shriver.

CONCERNS OF CITIZENS:

None

CONCERNS OF TRUSTEES:

| | None

CONCERNS OF FISCAL OFFICER:

None

APPROVAL OF MINUTES:

- 1. October 28, 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 28, 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 28, 2008 as presented.

#08-778

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

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- #08-779 2. November 3, 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 28, 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 28, 2008 as presented.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, Abstain.

EXECUTIVE SESSION:

- #08-780 Motion by Mrs. Bossart
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 8:00 p.m. from this regular meeting of November 12, 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.
- #08-781 Motion was made by Mrs. Bossart to return to public session at 9:32 p.m.
Seconded by Mr. Leno.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

ANNOUNCEMENTS:

- #08-782 1. Fire Evaluation Process
Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to direct the Fire Chief to establish an evaluation process to determine promotions for the positions of Class I Firefighter/Paramedic and/or Career Captain as defined in the current Collective Bargaining Agreement. This evaluation process and requirements shall include but not necessarily be limited to:
1.The Annual Physical Skill assessment as defined in the Collective Bargaining Agreement Appendix F with the annual requirements for all promotions as defined in Provision 37.
2. Review of training and absentee history including outside certifications.
3. Oral, Written and/or Practical Competencies.
4. Minimum 3 year consecutive full time service employment period with Plain Township Fire Department.
5. Any additional required certifications defined by the Fire Chief and the amount of time to be completed as explained in the Oral Evaluation.
6. 18 hours minimum per year of off-duty township-related practical training or off duty battalion training that is not held on a scheduled shift.
7. A one year probationary period for these positions.
Upon the completion of the evaluation the Chief will provide the Board with his written recommendations for the promotions for our appointment considerations.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

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- #08-783 2. Mike Pfouts
Motion by Mrs. Bossart,
WHEREAS, Mike Pfouts, Building and Grounds & Maintenance Department has successfully completed a probationary period of 90 days as of November 9, 2008.
Seconded by Mr. Giavasis.
Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.
- #08-784 3. Michael Farmer
Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to hire Michael Farmer as a part-time Soccer Supervisor for the Parks Department at \$9.00 per hour effective as of November 21, 2008.
Seconded by Mr. Leno.
Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.
- #08-785 4. Louis DeSarro
Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio in accordance with the Progression Schedule agreed upon in the Utility Workers of America Local 561, to promote Louis DeSarro to an Operator/Laborer IV after successfully completing a 90-day probation period at a rate of \$17.08/hr effective November 18, 2008.
Seconded by Mr. Leno.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.
- #08-786 5. Job Descriptions
Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to accept the following job descriptions:

 - PARKS, GROUNDS & FACILITIES DIRECTOR
 - PARKS, GROUNDS & FACILITIES FOREMAN (BLDGS)
 - PARKS, GROUNDS & FACILITIES FOREMAN (TURF)
 - PARKS, GROUNDS & FACILITIES MAINTENANCE
 BE IT HEREBY FURTHER RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that Resolution #95-126 Section 2 be amended to include these job descriptions.
Seconded by Mr. Leno.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.
- #08-787 6. Derrick Edinger
Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjust Derrick Edinger's salary from \$15.75/hour to \$17.50 effective November 30, 2008. This increase is to reflect the additional duties and job responsibilities as the PARKS, GROUNDS & FACILITIES FOREMAN (TURF).
Seconded by Mr. Leno.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, no.
- #08-788 7. Todd Alexander
Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjust Todd Alexander's salary to \$52,000.00 effective November 30, 2008. This increase is to reflect the additional duties and job responsibilities as the PARKS, GROUNDS & FACILITIES DIRECTOR. The salary shall be shared equally between the Administration Department, Fire Department and Road Department.
Discussion: Mr. Leno said that both employees (Resolutions #08-787 and #08-788) would be assuming a lot more responsibilities in their job descriptions and the increase in wages was warranted because they will help the Township in many other ways. This is a

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good plan with the additional responsibility they are taking on.
Seconded by Mr. Leno.
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, no.

ADJOURNMENT:

#08-789 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio to adjourn at 9:37 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