

**WORK SESSION**

**ATTENDANCE:**

Pamela Bossart, Louis Giavasis, Albert Leno, II, Claude Shriver, Lisa Campbell, Eric Williams, John Sabo, Todd A. Alexander, Steve Peroz, and Joe Iacino. Also in attendance was Rick Campbell, President of the Plain Township Bicentennial Administrative Committee. Media: None

The work session was an update on the Bicentennial Celebration 2009. Mr. Campbell stated that he met with the Plain Township Historical Society which is very hard energetic working group of people looking forward to all of the festivities that will be put together. He also acknowledged Tom Kolp and Beth Davis as people who will be involved as key individuals in the planning of the bicentennial festivities. One question from the meeting was what would happen to the additional dollars and Mr. Campbell said the dollars would be used to reimburse the Township for any expenses they have. Lisa pointed out that some of the expenses we would incur would be the Road Department going out and prepping the road and setting up any barricades and so forth for the parade. Mr. Campbell said he also met with three different companies that were contacted about the fireworks. He said they talked about a petting zoo and horse rides. The parade would start at 11 a.m. at Edelweiss and Middlebranch and go to the Diamond Community Center. He also had downloaded and put on disk all of the historical photos in possession of the Historical Society thru the help of Dawn Pegg. The parade and festivities will be held on July 18<sup>th</sup>. The dinner starting off the bicentennial festivities will be held on January 27<sup>th</sup>.

**EXECUTIVE SESSION:**

#08-807

Motion by Mrs. Bossart

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 6:53 p.m. from this regular meeting of December 9, 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
- (g) investigation of charges or complaints against a public employee, official, licensee, or regulated individual
- 2. (a) the purchase of real, personal, tangible or intangible property
- 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.

#08-808

Motion was made by Mrs. Bossart to return to public session at 7:01 p.m.

Seconded by Mr. Giavasis.

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

**REGULAR MEETING**

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

**ATTENDANCE:**

Pamela Bossart, Louis Giavasis, Albert Leno, II, Claude Shriver, Lisa Campbell, Eric Williams, John Sabo, Todd Alexander, Joe Iacino,

2600 Easton St. NE  
 Canton, OH 44721

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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. **‘No Parking’ Signs on Broad Street**  
 There was discussion as to whether the signs were giving direction to parking in the right-of-**way or not. The Sheriff’s** representative present said it was questionable and possibly the signs should be moved out to the edge of the road. Lisa said the large parking lot west of the high school during the playoffs was closed and opened only for VIPs and it was mostly empty and no one knew it. The city schools did not correlate that with the Township and the reason this was a problem during the playoffs. Discussion resumed with the Board and the Sheriff personal regarding the use of the right-of-way and entitlement of the residents to park in front of their homes. The will look into this if the problem continues. Joe Iacino is also going to **look to see how long the particular sign that says ‘No Parking Anytime’ has been up. The newer signs** that were put up state **‘No Parking During Fawcett Stadium Activities’**. Lisa thanked **the deputies present from the Sheriff’s department for their** help with the recent dog situation in the Township.

**UNFINISHED BUSINESS:**

1. **Veteran’s Memorial Bench**  
 #08-809 Motion by Mrs. Bossart,  
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize using estate tax dollars to purchase a memorial bench honoring all veterans from Plain Township in the amount of \$3,500.00 from Fund #1000-4110-599-0000.  
 Seconded by Mr. Leno.  
 Discussion: Mr. Leno made a comment about the design. Lisa pointed out that we would be able to do our own design on the bench which is to be placed in honor of all veterans.  
 Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.

**NEW BUSINESS:**

1. 2008 Winter Newsletter  
 a) Pinnacle Press  
 #08-810 Motion by Mrs. Bossart,  
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to pay Pinnacle Press, Inc. for the printing of the 2008 Plain Township Winter Newsletter in an amount not to exceed \$3,000.00 from Fund #1000-4110-344-0000.  
 Seconded by Mr. Leno.  
 Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.
- b) U. S. Postal Service  
 #08-811 Motion by Mr. Leno,  
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to pay the United States Postal Service for postage for the 2008 Plain Township Winter Newsletter from Fund #1000-4110-342-0000 in an amount not to exceed \$3,000.00.  
 Seconded by Mrs. Bossart.  
 Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.
2. Stark County Engineer 2009 Speed Zone Study

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#08-812 Motion by Mrs. Bossart,  
 WHEREAS, a request has been made to this Board that the statutory vehicular speed limit established by Sec. 4511.21, Revised Code of Ohio is greater than that considered reasonable and safe on Kirby Avenue between Rt. 62 and Columbus Road;  
 WHEREAS, this Board has caused to be made an engineering and traffic investigation upon the section of road described above; and  
 WHEREAS, it is the belief of this Board that such investigation confirms the allegation that the statutory speed limit of 45 mph is unrealistic;  
 NOW THEREFORE, BE IT RESOLVED by the Board of Trustees of Plain Township, Stark County, Ohio that:  
 Section 1. By virtue of the provisions of Sec. 4511.21, Revised Code of Ohio the Director of Transportation is hereby requested to review the engineering and traffic investigation and to determine and declare a reasonable and safe prima-facie speed limit on Kirby Avenue between Rt. 62 and Columbus Road, Plain Township, Stark County, Ohio.  
 Section 2. That when this Board is advised that the Director of Transportation has determined and declared a reasonable and safe speed limit on the section of road described in Section 1 hereof, standards signs, properly posted and giving notice thereof will be erected.  
 Seconded by Mr. Giavasis.  
 Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.

**FISCAL OFFICER’S REPORT:**

#08-813 1. Pending Warrants  
 Motion by Mr. Leno,  
 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 \$92,928.73 as attached hereto and made a part of these minutes.  
 Seconded by Mrs. Bossart.  
 Vote: Mrs. Bossart, yes; Mr. Giavasis, yes; Mr. Leno, yes.

#08-814 2. a) 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.

#08-815 b) Volunteer Payroll  
 Motion by Mrs. Bossart,  
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize payment of the volunteer payroll for the 4<sup>th</sup> Quarter 2008 in an amount not to exceed \$30,000.00  
 Seconded by Mr. Leno.  
 Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.

#08-816 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>
12/02/08	14578	\$8,868.13
12/09/08	14679	9,733.12

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

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

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questions.  
5. Transfer of Funds  
#08-817 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>		
1000-4110-599-0000 – Other Expense	1000-4110-220-0000 Life Ins	\$ 1.00
1000-4120-730-0000 – Imp of Sites	1000-4110-599-0000 –Other Exp	3,500.00
1000-4130-599-0000 – Other Expense	1000-4130-190-9010 – Salary	2,200.00
1000-4130-410-0000 – Supplies	1000-4130-190-9030 – Salary	300.00
<u>Road Department</u>		
2031-4330-790-0000 – Contracts	2031-4330-213-0000 – Medicare	900.00
2031-4330-790-0000 – Contracts	2031-4330-319-6002 – Computer	1,000.00
<u>Fire Department</u>		
2111-4760-740-0000 – Machinery & Equipment	2111-4220-190-9080 – Salaries - Holiday Overtime	2,000.00
2111-4760-740-0000 – Machinery & Equipment	2111-4220-213-0000 – Medicare	1,300.00
2111-4760-740-0000 – Machinery & Equipment	2111-4220-420-3060 – Supplies - Vehicle Parts	2,000.00
2281-4230-740-0000 – Machinery & Equipment	2281-4230-420-0000 – Operating Supplies	2,000.00

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

6. Records Commission  
#08-818 Motion by Mr. Giavasis,  
WHEREAS, the Plain Township Records Commission met on December 9, 2008 at 6:50 p.m. in accordance with Ohio Revised Code Sections 149.42 and 149.43 and was presented with Form RC-2 – Schedule of Records Retention and Disposition and Form RC-3 Certificate of Records Disposal; and  
WHEREAS, the Plain Township Records Commission approved these forms;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to approve the attached Schedule of Records Retention and Disposition (Form RC-2) and Certificate of Records Disposal (Form RC-3); and  
BE IT HEREBY FURTHER RESOLVED by the Plain Township Board of Trustees to authorize the Plain Township Fiscal Officer to submit these forms to the Ohio Historical Society and Auditor of State, Bureau of Inspection and Supervision for approval.  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

7. Zoning Board Payments  
#08-819 Motion by Mr. Leno,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize payment to members of the Plain Township Boards of Zoning Appeals and Zoning Commission for the period of July 1, 2008 through December 31, 2008 at the rate of \$50 per meeting for a total of \$750.00.

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

8. Sick Pay Bonus – Firefighters  
#08-820 Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to approve sick pay bonus as stated in the negotiated contract for the members of the Plain Township Firefighters Association as follows:

<u>Name</u>	<u>Amount</u>
Stephen Ash	\$ 0.00
Scott Bauer	0.00

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Matt DeCosta	250.00
Michael Evans	0.00
Jeremy Guenther	0.00
Eric Haines	150.00
Craig Hamilton	500.00
Ben Hershberger Jr.	250.00
Howard Hershberger	250.00
Michael Hill	0.00
Alex Hoce	0.00
Jack Jackson	0.00
Scott Jackson	0.00
Michael Kamp	0.00
Joseph Kieffer	0.00
John F. Klingman	0.00
Jason Kuhn	250.00
Michael Lowmiller	0.00
Brandon Mackall	0.00
Zak Magee	0.00
Bill Meers	0.00
Richard Morabito	0.00
Robert Morton	250.00
Kyle Nussbaum	0.00
Jeff Pierpont	250.00
Robert Ramey	0.00
Adam Reardon	0.00
William Reed Jr.	500.00
Charles Shalenberger	500.00
Robert Skolmutch	0.00
Troy Slabaugh	500.00
Kevin Vandegrift	0.00
Christopher Villard	0.00
Paul Weigand	0.00
Eric Wiedlebacher	0.00
Douglas Woodyard	500.00
Gregg Wright	<u>250.00</u>
Total:	\$4,400.00

Seconded by Mrs. Bossart.

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

- 9. Internal Audit Committee Report  
Minutes were presented by Mr. Shriver and there was a brief discussion as to different areas that could be looked at and especially at the year opening resolutions in January to see where some cuts could be made in some very obvious areas.

**ADMINISTRATOR:**

- 1. Rain Barrels – December 29, 2008  
Mrs. Campbell stated that we had purchased rain barrels from Stark Soil and that Girl Scouts will be painting the rain barrels.
- 2. Rain Garden Workshop on April 18, 2009  
Mrs. Campbell said that Alpine and Diamond parks were selected by Stark Soil and Water to use as workshops to demonstrate to the public on how to put in rain gardens.
- 3. Small Business Server  
Motion by Mrs. Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase of an exchange server from Ossa Technology Solutions in the amount of \$14,859.97 from Fund #1000-4110-319-0000.  
Seconded by Mr. Leno.  
Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.

#08-821

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**FIRE DEPARTMENT:**

- 1. Monthly report was given
- 2. **Volunteer Firefighters’ Dependents Fund Board**  
#08-822 Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to appoint Albert P. Leno II as Chairman and Louis P. Giavasis Board Member and Albert P. Leno II as Board Member for Plain Township on the Volunteer **Firefighters’ Dependents Fund Board.**  
Seconded by Mrs. Bossart.  
Vote: Mr. Leno, yes; Mr. Giavasis, yes, Mrs. Bossart, yes.
- 3. Retirement of Gerry Noble, Volunteer Firefighter  
Chief Sabo said he would get back with the Board with regard to some things that might be done as Gerry was a very dedicated volunteer firefighter and was exceptional when it came to that area of the department. He had over 30 years of fire service with Plain Township.

**ROAD DEPARTMENT:**

- 1. Monthly Report was given.
- 2. Stormwater Report  
Joe Iacino went over the new storm water report and permit changes. He indicated the expense and enforcement of this whole project will be increased. He did state that when the new permit **comes out, we will still remain under the “08” restrictions for the remainder of our period.**
- 3. Plain Local Schools  
A request from Plain Local Schools to continue salting their lots. Mr. Iacino pointed out that Plain Local School is charged so it covers the driver and our time as well as the salt.

**ZONING DEPARTMENT:**

- 1. Monthly Report was given.

**PARKS & RECREATION:**

- 1. Monthly Report was given
- 2. Barn Project  
Mr. Alexander stated that the barn project was completed and it looks very nice.

**LAW DIRECTOR:**

- 1. Stark Parks Development Agreement  
#08-823 Motion by Mr. Leno,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter into the attached agreement with Stark County Park District.  
Seconded by Mrs. Bossart.  
Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.
- 2. Stark Parts Agreement  
#08-824 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 Stark County Park District.  
Seconded by Mr. Leno.  
Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mrs. Bossart, yes.
- 3. Amend Home Rule Resolution #92-517  
#08-825 Motion by Mrs. Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to amend Home Rule Resolution

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#92-517 part (C ) to state:

Whoever violated this section is subject to a fine of \$25.00 for the first violation, a fine of \$100.00 for the second violation, and a fine of \$300.00 for the third and each subsequent violation.

Seconded by Mr. Leno.

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

**CENTRAL MAINTENANCE:**

- 1. Monthly Report was given
  - 2. Mechanics Work Order Program
- #08-826 Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase and installation of the mechanics new computer work order program from Agileware Solutions in the amount not to exceed \$1,700.00 to be divided between Administration, Road, Fire and Parks Departments.  
Seconded by Mrs. Bossart.  
Vote: Mrs. Bossart, yes; Mr. Leno, yes; Mr. Giavasis, yes.

**COMMUNICATIONS:**

- 1. Stark County Health Department  
A thank you for use of the Community Room at Diamond Park for their annual staff meeting.
- 2. PUCO  
**Acknowledgement of receipt of Plain Township’s letter regarding American Electric Power’s rate hike.**

**CONCERNS OF CITIZENS:**

None

**CONCERNS OF TRUSTEES:**

None

**CONCERNS OF FISCAL OFFICER:**

None

**APPROVAL OF MINUTES:**

- 1. Regular Meeting November 25, 2008  
#08-827 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 November 25, 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 November 25, 2008 as presented.  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, Yes.
- 2. Special Meeting December 2, 2008  
#08-828 Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to waive the reading of the minutes of the special meeting held December 2, 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 special meeting held December 2, 2008 as presented.  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mrs. Bossart, Abstain; Mr. Giavasis, yes.

**EXECUTIVE SESSION:**

- #08-829 Motion by Mrs. Bossart  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,

2600 Easton St. NE  
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Stark County, Ohio to adjourn to executive session at 8:04 p.m. from this regular meeting of December 9, 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
- 2. (a) the purchase of real, personal, tangible or intangible property
- 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.

#08-830 Motion was made by Mrs. Bossart to return to public session at 8:52 p.m.

Seconded by Mr. Leno.

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

**ANNOUNCEMENTS:**

#08-831 1. Reappoint Board of Zoning Appeals Member – Jeff Sutton  
Motion by Mrs. Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to (re)appoint Jeff Sutton as an alternate member of the Board of Zoning Appeals for a five (5) year term commencing January 1, 2009 and expiring December 31, 2013.

Seconded by Mr. Leno.

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

#08-832 2. Reappoint Board of Zoning Appeals Member – Robert Soles  
Motion by Mrs. Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to (re)appoint Robert Soles to the Board of Zoning Appeals for a five (5) year term commencing January 1, 2009 and expiring December 31, 2013.

Seconded by Mr. Leno.

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

#08-833 3. Marty Neel  
Motion by Mrs. Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to increase the hourly rate of pay for Marty Neel from \$10.50 to \$11.50 per hour effective immediately.

Seconded by Mr. Leno.

Vote: Mr. Leno, yes; Mr. Giavasis, no; Mrs. Bossart, yes.

**ADJOURNMENT:**

#08-834 Motion by Mr. Leno,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 8:54 p.m.

Seconded by Mrs. Bossart.

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

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Pamela S. Bossart  
Trustee

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Louis P. Giavasis  
Trustee

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Albert P. Leno, II  
Trustee

ATTEST: \_\_\_\_\_  
Claude W. Shriver, II  
Fiscal Officer