

EXECUTIVE SESSION:

#09-300 Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 6:04 p.m. from this regular meeting of June 23, 2009 as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of:

1. (e) promotion or demotion of a public employee or official
3. a conference with the law director or other retained counsel concerning pending or imminent court action
4. preparing for, conducting or reviewing negotiations or bargaining sessions with public employees

Seconded by Member Leno.
Vote: Member Bossart, Absent; Member Leno, yes; Chairman Giavasis, yes.

#09-301 Motion was made by Chairman Giavasis to return to public session at 6:52 p.m.

Seconded by Member Leno.
Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, yes.

REGULAR MEETING

OPENING: The regular meeting was called to order at 7:00 p.m. by President Giavasis who led the pledge of allegiance.

ATTENDANCE:

Louis Giavasis, Albert Leno, II, Claude Shriver, Lisa Campbell, Eric Williams, Donald Snyder, Todd Alexander, Paul Birk, Chuck Kegley and Steve Peroz. Pam Bossart, John Sabo and Joe Iacino were on vacation. Media present: **Betty O'Neil-Roderick**, Akron Beacon Journal and Cal Peters from WHBC.

AGENDA: The following were additions to the agenda: Administrator #2 – Property Tax Reimbursement; Bicentennial Update #1 - Update and Safety Meeting; Law Director #1 – Consultant Contract. The agenda was accepted.

SHERIFF'S REPORT:

1. No report however Mr. Leno brought up that he has had some complaints that people are cutting thru on Shelley Avenue since Applegrove is closed and under construction. Mrs. Campbell also asked the Sheriff to into the cost of a trailer and perhaps the Township could own their own trailer and put this on different sites to curtail speeding so forth.

UNFINISHED BUSINESS:

NEW BUSINESS:

1. 25th Street NE Stormsewer Project Update
Mrs. Campbell reported this came in at 62% lower than expected which again is saving the Township a considerable amount of money as we had set aside \$100,000.00 for that project.

BICENTENNIAL UPDATE:

1. Update of Events and Safety Meeting – Mr. Campbell reported the Cruise-In was a great success. There were 1,000 people in attendance. The next event will be July 18th. He has had a meeting with the safety committee and has had the fire works specialist at

2600 Easton St. NE
Canton, OH 44721

Page 2 of 15
June 23, 09

the site. He wanted to mention that all departments are cooperating 100%. He realizes it is a lot of work and he greatly appreciates that everyone is giving 100% of their effort in working together.

FISCAL OFFICER’S REPORT:

1. Pending Warrants

#09-302 Motion by Member 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 \$92,323.29 as attached hereto and made a part of these minutes.
Seconded by Chairman Giavasis.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, Absent.

2. Regular Payroll

#09-303 Motion by Chairman 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 Member Leno.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, Absent.

3. Medical Claims

#09-304 Motion by Member 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 and Benefit Services Inc.:

<u>DATE</u>	<u>WARRANT</u>	<u>AMOUNT</u>
06/16/09	15845 (AultCare)	\$ 8,454.88
06/19/09	15860 (Benefit Services Inc.)	2,373.33
06/23/09	15861 (AultCare)	3,655.06

Seconded by Chairman Giavasis.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, Absent.

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

5. EMS Refund

#09-305 Motion by Chairman Giavasis,
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>
Gordon Food Service (for Billie Waybright)	\$ 440.00
Anne Moore	68.05

Seconded by Member Leno.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, Absent.

6. Set Budget Hearing

#09-306 Motion by Member Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to set a public hearing for the 2010 Plain Township Budget on July 28, 2009 at 7:30 p.m. and to further authorize the Plain Township Fiscal Officer to publish a

2600 Easton St. NE
Canton, OH 44721

Page 3 of 15
June 23, 09

notice of Public Hearing in the Repository at least ten days prior to the hearing.

Seconded by Chairman Giavasis.

Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, Absent.

- #09-307 7. Zoning Board Payment
Motion by Member 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 January 1, 2009 through June 30, 2009 at the rate of \$50 per meeting for a total of \$300.00.
Seconded by Chairman Giavasis.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, Absent.

ADMINISTRATOR:

- #09-308 1. Benefits Services Agreement
Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter into the attached Administrative Services Agreement for 2009-2010 contract period with Benefit Services (a division of Medical Mutual Services, LLC).
Seconded by Member Leno.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, Absent.
2. Property Tax Reimbursement
Mrs. Campbell said invoices will be sent to the City of Canton for \$2,438.89 and to the City of North Canton in the amount of \$28,357.13 for annexed properties under the CEDA agreements.

FIRE DEPARTMENT:

- #09-309 1. Purchase of Fuel
Motion by Member Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase of gasoline, oil and diesel fuel at a cost not to exceed \$20,000.00 to be taken from Account #2111-4220-420-3070.
Seconded by Chairman Giavasis.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, Absent.
- #09-310 2. Purchase of Ice Machine for Fire Station #1
Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase from RSC of an ice machine for Station #1 in an amount not to exceed \$3,000 to be taken from Account #2111-4760-740-0000.
Seconded by Member Leno.
Discussion: Chairman Giavasis wanted to know why this could not be repaired. Mr. Kegley explained the honeycomb portion of the unit was deteriorated due to the calcium in the water and there was no guarantee if we would put \$800 to \$1,000 into the machine it would continue to work for very long.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, Absent.

2600 Easton St. NE
Canton, OH 44721

Page 4 of 15
June 23, 09

- #09-311 3. Purchase of Installation for SCBA Refilling Equipment
Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize purchase of cyclinders, hardware, regulators and installation for Self-Contained Breathing Apparatus (SCBA) Refilling Equipment from Breathing Air Systems Division of Sub-Aquatics, Inc. per the attached proposal in an amount not to exceed \$11,000.00 from Account #2111-4760-740-0000.
Seconded by Member Leno.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, Absent.

- #09-312 4. Aerial Ladder Test
Motion by Member Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize Diversified Inspections/ITL to test the aerial ladder and up to 1000 feet of ground ladders on all trucks per the attached proposal in an amount not to exceed \$3,000.00 to be paid from Fund #2111-4220-323-5040.
Seconded by Chairman Giavasis.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, Absent.

ROAD DEPARTMENT:

- #09-313 1. Purchase of Fuel
Motion by Member Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase of gasoline, oil and diesel fuel at a cost not to exceed \$15,000.00 from Fund 2021-4330-420-3070.
Seconded by Chairman Giavasis.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, Absent.

- #09-314 2. **“No Parking” Signs on Diamond Road**
Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the temporary posting of **“No Parking” signs along both sides of Diamond Road from Middlebranch Road to Emerald Street starting Friday, July 17th, 2009 to Monday, July 20th, 2009.**
Seconded by Member Leno.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, Absent.

- #09-315 3. **“No Parking” Signs on Edelweiss Avenue**
Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the temporary posting of **“No Parking” signs along both sides of Edelweiss Avenue from Middlebranch Road to Amsel Avenue starting Friday, July 17th, 2009 to Monday, July 20th, 2009.**
Seconded by Member Leno.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, Absent.

ZONING DEPARTMENT:

2600 Easton St. NE
Canton, OH 44721

#09-316

1.. Nuisance Abatements

a. 3176 Diamond Street NE
Motion by Chairman Giavasis,
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 3176 Diamond Street NE, Stark County, Ohio (Parcel #52-00274) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent June 11, 2009 **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 Member Leno.
Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

#09-317

b. 2715 Dorothy Avenue NE
Motion by Chairman Giavasis,
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 2715 Dorothy Avneue NE, Stark County, Ohio (Parcel #52-07150) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director **was sent June 11, 2009 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

2600 Easton St. NE
Canton, OH 44721

Page 6 of 15
June 23, 09

Plain Township.

Seconded by Member Leno.

Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

- #09-318
- c. Vacant Lot #7 on Middlebranch Avenue NE – Junk Cars
Motion by Chairman Giavasis,
WHEREAS, a public hearing was held on June 23, 2009 by the Board of Trustees regarding the Junk Motor Vehicle(s) at Vacant Lot #7 on Middlebranch Avenue NE, Stark County, Ohio (Parcel #52-15463) and
WHEREAS, Van Flickinger, has failed to demonstrate satisfactory progress in correcting the violations at the above property; and
WHEREAS, the Plain Township Board of Trustees have 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. A Junk Motor Vehicle(s) constitutes a nuisance under Ohio Revised Code Section 505.173, and
 2. The nuisance shall be abated or removed according to the procedures outlined in ORC Section 505.173, and
 3. Notice of this decision will be provided to the property owners
 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 Member Leno.

Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

- #09-319
- d. Vacant Lot #7 on Middlebranch Avenue NE – Grass/Trash
Motion by Chairman Giavasis,
WHEREAS, Ohio Revised Code Section 505.87 authorizes the Board of Trustees to provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from land in the Township if the Board determines that the property owners maintenance of such vegetation, garbage, refuse and other debris constitutes a nuisance; and
WHEREAS, a complaint was filed and processed regarding a nuisance property condition at Vacant Lot #7 on Middlebranch Avenue NE, Stark County, Ohio (Parcel #52-15463) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director **was sent June 10, 2009 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 Member Leno.

2600 Easton St. NE
Canton, OH 44721

Page 7 of 15
June 23, 09

Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

#09-320

- e. 3220 Middlebranch Avenue NE – Junk Cars
Motion by Chairman Giavasis,
WHEREAS, a public hearing was held on June 23, 2009 by the Board of Trustees regarding the Junk Motor Vehicle(s) at 3220 Middlebranch Avenue NE, Stark County, Ohio (Parcel #52-15408) and
WHEREAS, Van Flickinger, has failed to demonstrate satisfactory progress in correcting the violations at the above property; and
WHEREAS, the Plain Township Board of Trustees have 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. A Junk Motor Vehicle(s) constitutes a nuisance under Ohio Revised Code Section 505.173, and
 2. The nuisance shall be abated or removed according to the procedures outlined in ORC Section 505.173, and
 3. Notice of this decision will be provided to the property owners
 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 Member Leno.

Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes

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#09-321

- f. 3220 Middlebranch Avenue NE – Grass/Trash
Motion by Chairman Giavasis,
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 3220 Middlebranch Avenue NE, Stark County, Ohio (Parcel #52-15408) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent June 10, **2009 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 Member Leno.

Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

2600 Easton St. NE
Canton, OH 44721

Page 8 of 15
June 23, 09

09-322

- g. 3300 Middlebranch Avenue NE
Motion by Chairman Giavasis,
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 3300 Middlebranch Avneue NE, Stark County, Ohio (Parcel #52-07896) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent June 10, **2009 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 Member Leno.

Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

#09-323

- h. 3521 Millvale Avenue NE
Motion by Chairman Giavasis,
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 3521 Millvale Avenue NE, Stark County, Ohio (Parcel #52-16400) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent June 9, **2009 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.

2600 Easton St. NE
Canton, OH 44721

Page 9 of 15
June 23, 09

Seconded by Member Leno.
Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

#09-324

- i. 2405 40th Street NE
Motion by Chairman Giavasis,
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 2405 40th Street NE, Stark County, Ohio (Parcel #52-03069) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director **was sent June 11, 2009 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 Member Leno.
Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

#09-325

- 2. Nuisance Payments
 - a. Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 3077 Chaucer Drive NE (Parcel #52-12204) to abate the nuisance on this property (Resolution #09-280) on June 9, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$144.17; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$245.85;
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 \$390.02 to be placed on **the property owner’s tax duplicate.**

Seconded by Chairman Giavasis.
Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

#09-326

- b. 6544 Chesham Drive NE
Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 6544 Chesham Drive NE (Parcel #52-05089) to abate the nuisance on this property (Resolution #09-281) on June 9, 2009; and

2600 Easton St. NE
Canton, OH 44721

Page 10 of 15
June 23, 09

WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$504.56; and
 WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$213.85;
 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 \$718.41 to be placed on the **property owner's tax duplicate.**
 Seconded by Chairman Giavasis.
 Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

#09-327 c. 6575 Chesham Drive NE
 Motion by Member Leno,
 WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 6575 Chesham Drive NE (Parcel #52-03029) to abate the nuisance on this property (Resolution #09-282) on June 9, 2009; and
 WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$483.51; and
 WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$201.05;
 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 \$684.56 to be placed on **the property owner's tax duplicate.**
 Seconded by Chairman Giavasis.
 Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

#09-328 d. Vacant Lots #64-65 on Dorothy Avenue NE
 Motion by Member Leno,
 WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at Vacant Lot #64 & #65 on Dorothy Avenue NE (Parcel #52-17219) to abate the nuisance on this property (Resolution #09-283) on June 9, 2009; and
 WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$456.77; and
 WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$206.65;
 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 \$663.42 to be placed on the **property owner's tax duplicate.**
 Seconded by Chairman Giavasis.
 Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

#09-329 e. 4692 Magnolia Avenue NE
 Motion by Member Leno,
 WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 4692 Magnolia Avenue NE (Parcel #52-01934) to abate the nuisance on this property (Resolution #09-238) on June 2, 2009; and

2600 Easton St. NE
Canton, OH 44721

Page 11 of 15
June 23, 09

WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$558.60; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$264.25;
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 \$822.85 to be placed on **the property owner's tax duplicate.**

Seconded by Chairman Giavasis.

Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

- #09-330 f. 2910 Shortridge Avenue NE
Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2910 Shortridge Avenue NE (Parcel #52-00186) to abate the nuisance on this property (Resolution #09-239) on June 2, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$600.64; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$229.05;
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 \$829.69 to be placed on **the property owner's tax duplicate.**

Seconded by Chairman Giavasis.

Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

- #09-331 g. Vacant Lot #2-4 on Whipple Avenue NW
Motion by Member Leno,
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 NW (Parcel #52-15317) to abate the nuisance on this property (Resolution #09-222) on May 26, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$509.39; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$196.43;
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 \$705.82 to be placed on **the property owner's tax duplicate.**

Seconded by Chairman Giavasis.

Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

- #09-332 h. Vacant Lot of 2.53 Acres on Whipple Avenue NW
Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at Vacant Lot of 2.53 Acres on Whipple Avenue NW (Parcel #55-02008) to abate the nuisance on this property (Resolution #09-223) on

2600 Easton St. NE
Canton, OH 44721

Page 12 of 15
June 23, 09

May 26, 2009; and

WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$696.74; and

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$201.05;

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 \$897.79 to be placed on **the property owner's tax duplicate.**

Seconded by Chairman Giavasis.

Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

- #09-333 i. 1314 30th Street NE
Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 1314 30th Street NE (Parcel #52-02325) to abate the nuisance on this property (Resolution #09-240) on June 2, 2009; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$323.33;
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 \$323.33 to be placed on **the property owner's tax duplicate.**
Seconded by Chairman Giavasis.
Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

- #09-334 j. 2618 31st Street NE
Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2618 31st Street NE (Parcel #52-08220) to abate the nuisance on this property (Resolution #09-228) on May 26, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$636.32; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$209.23;
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 \$845.55 to be placed on **the property owner's tax duplicate.**
Seconded by Chairman Giavasis.
Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

- #09-335 k. 2825 31st Street NE
Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2825 31st Street NE (Parcel #52-10337) to abate the nuisance on this property (Resolution #09-229) on May 26, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$338.21; and

2600 Easton St. NE
Canton, OH 44721

Page 13 of 15
June 23, 09

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$207.63; 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 \$545.84 to be placed on **the property owner's tax duplicate.**

Seconded by Chairman Giavasis.
Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

#09-336

- i. Vacant Lot #5 on 50th Street NW
Motion by Member Leno,
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 #09-230) on May 26, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$122.04; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$201.05; 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 \$323.09 to be placed on **the property owner's tax duplicate.**
Seconded by Chairman Giavasis.
Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

#09-337

- m. Vacant Lot #6 on 50th Street NW
Motion by Member Leno,
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 the nuisance on this property (Resolution #09-231) on May 26, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$216.54; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$201.05; 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 \$417.59 to be placed on the **property owner's tax duplicate.**
Seconded by Chairman Giavasis.
Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

#09-338

- n. Vacant Lot #7 on 50th Street NW
Motion by Member Leno,
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 #09-232) on May 26, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for

2600 Easton St. NE
Canton, OH 44721

Page 14 of 15
June 23, 09

said abatement through the services of Plain Township Maintenance Department at a cost of \$472.32; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$201.05; 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 \$673.37 to be placed on the **property owner's tax duplicate**.
Seconded by Chairman Giavasis.
Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

PARKS & FACILITIES:

1. Ultimate Frisbee Tournament

#09-339 Motion by Member Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to allow Twelve Frisbees to hold an Ultimate Frisbee Tournament on Field #8 at Diamond Community Park on July 5, 2009.
Seconded by Chairman Giavasis.
Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

LAW DIRECTOR:

1. Consultant Contract

#09-340 Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter into the attached contract and to authorize Lisa Sabina-Campbell to sign on behalf of the Board with Clemens, Nelson and Associates, Inc. for labor and employment consulting services.
Seconded by Member Leno.
Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

CENTRAL MAINTENANCE:

No Report

COMMUNICATIONS:

1. Stark County Safety Council 2008 Achievement Award
Lisa presented the Board with this award that was presented to Plain Township.

CONCERNS OF CITIZENS:

None

CONCERNS OF FISCAL OFFICER:

None

APPROVAL OF MINUTES:

2600 Easton St. NE
Canton, OH 44721

Page 15 of 15
June 23, 09

- 1. Regular Meeting June 9, 2009

#09-341 Motion by Member 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 9, 2009 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 9, 2009 as presented.
Seconded by Member Leno.
Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, Yes.

CONCERNS OF TRUSTEES:

#09-342 1. Employee Promotions
Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trsutees, Stark County, Ohio to promote Rob Ramey to the position of Firefighter/Paramedic Class I, and Eric Haines to the position of Captain effective at 7:00 a.m. June 28, 2009. Wages and benefits to be in accordance with the collective bargaining agreement.
Seconded by Member Leno.
Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, Yes.

ADJOURNMENT:

#09-343 Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 7:33 p.m.
Seconded by Member Bossart.
Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, yes.

Absent

Pamela S. Bossart
Trustee

Louis P. Giavasis
Trustee

Albert P. Leno, II
Trustee

ATTEST: _____
Claude W. Shriver, II
Fiscal Officer