

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:

Pamela Bossart, Louis Giavasis, Albert Leno, II, Claude Shriver, Lisa Campbell, Eric Williams, John Sabo, Todd Alexander, Chuck Kegley and Steve Peroz. Joe Iacino was on vacation. Media present: Betty O’Neil-Roderick, Akron Beacon Journal.

AGENDA: The agenda was accepted as presented.

SHERIFF’S REPORT:

No Report

UNFINISHED BUSINESS:

#09-438 1. 2010 Budget
 Motion by Member Bossart,
 WHEREAS, the Plain Township Board of Trustees have held a public hearing on July 28, 2009 for the 2010 Plain Township Alternative Tax Budget; and
 WHEREAS, the Plain Township Board of Trustees continued the hearing on the 2010 Plain Township Alternative Tax Budget until the next meeting;
 NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adopt the 2010 Alternative Tax Budget for Plain Township as presented and to authorize the Plain Township Fiscal Office to submit two copies of this budge to the Stark County Auditor on or before August 20, 2009.
 Seconded by Member Leno.
 Lisa went over the changes and budgets and told the Board we were down approximately 12% from last year.
 Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

NEW BUSINESS:

- #09-439 1. Civil Site Engineering Services – Schneider Park
 Motion by Member Leno,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter into an engineering agreement with Hammontree & Associates, Ltd. for civil site engineering services for Schneider Community Park in the amount of \$11,600.00 from Fund #4904-4990-730-0000.
 Seconded by Member Bossart.
 Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.
- 2. 2009 Household Hazardous Waste Collection
 Lisa explained that this will now be held every other year due to budget constrains. It will be held this year on August 13-15 and on September 17-19.
- #09-440 3. False Alarms
 Motion by Chairman 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

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(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
Federated Auto Parts	2214 Columbus Rd NE	4 th	\$ 50.00
Spee-D-Foods	3302 Market Ave N	5 th	100.00
Open Door Baptist Church	7688 Market Ave N	4 th	50.00
First Christian Church	6900 Market Ave N	4 th	50.00
Gordon Popeko, Sr.	2305 44 th St NW	5 th , 6 th	250.00

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-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 Member Bossart.

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

4. Cops in Schools Agreement
This was put on hold. Mrs. Bossart commented that previously we had to add \$50,000 to our Police Fund she has voted against this **in the past and didn't feel it was a good idea that we support this at the present time.** The Board will take this into consideration and check with the City of Canton to see if they will take this on to help and check with the school board.

BICENTENNIAL UPDATE:

1. Update of Events
Mr. Campbell said he is working with SARTA and putting together the Historical Tour and that everything is coming along very well.

FISCAL OFFICER'S REPORT:

1. Pending Warrants

#09-441

Motion by Member 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 \$95,286.03 as attached hereto and made a part of these minutes.
Seconded by Member Leno.

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

2. Regular Payroll

#09-442

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 Bossart.

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

3. Medical Claims

#09-443

Motion by Chairman 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 and Medical Mutual:

<u>DATE</u>	<u>WARRANT</u>	<u>AMOUNT</u>
08/04/09	16166 (AultCare)	\$ 585.82
08/04/09	16167 (Medical Mutual)	18,341.43
08/10/09	16168 (Medical Mutual)	4,293.04
08/11/09	16169 (AultCare)	235.77

Seconded by Member Leno.

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

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

5. Transfer of Funds

#09-444

Motion by Member 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> 1000-4110-740-0000 – Mach/ Equip	1000-4120-420-3080 – Supplies/ Maintenance	\$ 2,000.00
<u>Parks</u> 2901-4610-740-0000 – Mach/ Equip	2901-4610-420-3040 – Supplies	5,000.00
2901-4610-740-0000 – Mach/ Equip	2901-4610-730-0000 – Imp of Sites	5,000.00

Seconded by Member Leno.

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

6. Fundware Software Agreement

#09-445

Motion by Member Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to renew the Annual Software Support Program (Contract #A-465-0818) as attached and made a part of these minutes for the period of October 2, 2009 to October 1, 2010 and to authorize payment to Software Systems Inc. of 5475 Route 8, Gibsonia, PA 15044 in the amount of \$4,000.00 to be taken from Fund 1000-4110-313-0000.
Seconded by Member Bossart.

Discussion: Mr. Giavasis asked if everything was working out okay with the accounting program. Both Mr. Shriver and Mrs. Campbell said it was and that Mrs. Reikowski was pleased with the program and had the attention of the people for the support work.

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

ADMINISTRATOR:

1. Employee Handbook

#09-446

Motion by Member Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adopt the attached Plain Township Employee Handbook effective immediately.
Seconded by Member Leno.
Discussion: Lisa went over various additions and changes.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

2. Employee Benefit Plan

#09-447

Motion by Member Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adopt the attached Plain Township Employee Benefit Plan from Benefit Services effective immediately.
Seconded by Chairman Giavasis.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

FIRE DEPARTMENT:

1. Monthly Report was given
2. Nuisance Abatement for 2701 26th Street NE

#09-448

Motion by Member Bossart,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2701 26th Street NE (Parcel #52-04114) to abate the nuisance on this property (Resolution #09-375) on July 14, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement the services of Plain Township Maintenance Department at a cost of \$261.07; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$87.50
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report to County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$348.57 to be placed on the **property owner's** tax duplicate as attached.
Seconded by Chairman Giavasis.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

ROAD DEPARTMENT:

1. Monthly Report was given

ZONING DEPARTMENT:

1. Monthly Report was given

PARKS & FACILITIES:

1. Monthly Report was given
2. 2009 Bothwell Cup
It was discussed this would be held October 16th through the 18th and would generate approximately \$12,000 to \$15,000 for the Township.

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- #09-449 3. Jackson Super Scrimmage
Motion by Member Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the Jackson High School Girls Soccer Boosters to host a Super Scrimmage at Diamond Community Park on August 15, 2009. Scrimmages will be held on Fields #6, #8, #9, #12 and #13 for \$26.00 per scrimmage.
Seconded by Chairman Giavasis.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

- #09-450 4. Ohio Power Company Additional Service
Motion by Member Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter into the attached agreements with Ohio Power Company for electric services in the total amount of \$5,255.87 from fund #2901-4610-730-0000.
Seconded by Member Giavasis.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

- 5. Schneider Street Property Shelter
Mr. Alexander said all permits were in order and they are ready to begin the construction as soon as the site is graded.

LAW DIRECTOR:

No Report

CENTRAL MAINTENANCE:

- 1. Monthly Report was given
- 2. Purchase of Chipper
There was general discussion on the need for the chipper. Mr. Kegley, when asked said we have used a chipper about 15 times in the last two years. He said we have borrowed one from Canton Township and also have paid \$165 per hour rental to rent a chipper. The Board has asked for documentation on usage for how much we need the chipper and will revisit this later.

COMMUNICATIONS:

- 1. Safe Communities of Stark County – information on alcohol-related crashes.
- 2. Mr. Jim Shannon – letter thanking the Road Department for their promptness in correcting a problem
- 3. Mercy Medical Center – a meeting on August 21st regarding Energy Star achievements
- 4. Mr. Neil Spring – regarding parking for HOF in his area and Fawcett Stadium

CONCERNS OF CITIZENS:

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1. Bob Brenneman of 4133 Plain Center NE was present to voice a complaint about the noise from bands at the Meadowlake Golf Course. Excessive band noise and so forth. He has tried to be very nice to the Barr family in keeping the doors closed. After detailed discussion, Mr. Brenneman was told to call the police. They are already on alert that this Sunday something will be taking place at 5 p.m. They are planning to have an outside band and he was told by the Trustees that we will enforce our noise ordinance and fine them as we can. We could also go one step further under State Law and process a disorderly conduct offense.
2. Judy Pocock – **4207 Plain Center NE said she doesn't hear the noise as severely as Mr. Brenneman but she can see where it can be a problem.** She also had questions about the property at 4001 Martindale Road. Mr. Giavasis said had been working with the Building Department. That property had sold recently and it is a slow process in getting it cleaned up. Mrs. Pocock **said she would be interested in seeing who owns it as she didn't notice that anything was being done.**

CONCERNS OF TRUSTEES:

CONCERNS OF FISCAL OFFICER:

APPROVAL OF MINUTES:

- #09-451
1. Regular Meeting July 28, 2009
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 July 28, 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 July 28, 2009 as presented.
Seconded by Member Leno.
Vote: Member Leno, yes; Member Bossart, Absent; Chairman Giavasis, yes.

ADJOURNMENT:

- #09-452
- Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 8:21 p.m.
Seconded by Member Leno.
Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, yes.

Pamela S. Bossart
Trustee

Louis P. Giavasis
Trustee

Albert P. Leno, II
Trustee

ATTEST: _____
Claude W. Shriver, II
Fiscal Officer