

REGULAR MEETING

OPENING: The regular meeting was called to order at 7:00 p.m. by President Giavasis, who led the pledge of allegiance and introduced the newest Trustee, Scott Haws to the audience.

ATTENDANCE:
Louis Giavasis, Albert Leno, II, Scott Haws, 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 Edd Pritchard, the Repository.

AGENDA: The agenda was accepted as presented.

ELECTION OF OFFICERS:

1. Elect President of the Board of Trustees
#10-001 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to nominate and elect Louis Giavasis President of the Plain Township Board of Trustees.
Seconded by Mr. Haws.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

2. Elect Vice President of the Board of Trustees
#10-002 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to nominate and elect Scott Haws Vice President of the Plain Township Board of Trustees.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

BEGINNING OF YEAR RESOLUTIONS:

1. Roberts Rules of Order
#10-003 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to abide by Parliamentary Law **and to conduct meetings according to Robert’s Rules of Order.**
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

2. Board of Trustees Meeting
#10-004 Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that the time and place of Board of Trustees meetings shall be on the second and fourth Tuesdays of each month in 2010 at 7:00 p.m. in the Township Hall, except as stated below; and
BE IT FURTHER RESOLVED by the Plain Township Board of Trustees to hold a work session on the second Tuesday of each month at 6:20 p.m. in the Township Hall, except as stated below; and
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

3. Retain Employees

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- #10-005 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that all full-time and part-time employees are retained until the first meeting in 2011, except as the Board may act as provided by law.
Seconded by Mr. Haws.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

- #10-006 4. Work Rules & Policies
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to continue in effect all work rules and policies in effect on December 31, 2009 with the addition of those attached, unless otherwise amended, altered or deleted during the year, during 2010 and up to and including the first Plain Township Board of Trustees meeting of 2011.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

- #10-007 5. Holiday
Motion by Mr. Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio the following holidays will be provided to and observed by all full-time personnel:

Martin Luther King Day	Monday, January 18, 2010
Presidents' Day	Monday, February 15, 2010
Memorial Day	Monday, May 31, 2010
Independence Day	Monday, July 5, 2010
Labor Day	Monday, September 6, 2010
Columbus Day	Monday, October 11, 2010
Veterans Day	Thursday, November 11, 2010
Thanksgiving Day	Thursday, November 25, 2010
Christmas Day	Friday, December 24, 2010
New Year's Day	Friday, December 31, 2010

These holidays are established by State Law (511.10 ORC) and may be changed by the Ohio Legislature. When said holiday falls on a Saturday or Sunday and is being observed on Friday or Monday, Firefighter/Paramedics and Radio Operators will receive overtime pay for work performed on the actual holiday, as opposed to the Monday or Friday date. The foregoing **applies to New Year's Day, Independence Day, Veterans Day** and Christmas Day.
By negotiated contract with the Utility Workers Union of America, AFL-CIO 561, Article 16, Section B, when Christmas Eve falls on a normally scheduled workday, employees will receive four hours of paid holiday pay.
BE IT FURTHER RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to observe Friday, November 26, 2010, the day after Thanksgiving, as a holiday, as provided by Resolution #04-120.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

- 6. Mutual Aid

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- #10-008 Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that the Plain Township Fire Department will extend Mutual Aid to any other Fire Department or EMS Service.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

- #10-009 7. Stark Arson Task Force
Motion by Mr. Giavasis,
WHEREAS, for the benefit of the residents of Plain Township, this Board is desirous of promoting a better understanding and coordination of the various fire and law enforcement agencies within Stark County and the public in order to combat the crime of arson; and
WHEREAS, the Board is also desirous of encouraging and developing the coordination of the team approach in the investigation of arson cases and in helping to establish criteria to promote efficient and effective prosecutions of the crime of arson; and
WHEREAS, it is necessary to coordinate a team of certain qualified personnel as designated by various police, fire, and crime lab departments within Stark County to assist the **Stark County Prosecutor’s Office to accumulate and to coordinate all** evidence necessary for presentation in criminal proceedings involving the crime of arson; and
WHEREAS, the Stark County Joint Fire Investigation Unit is a county-wide task force created to support any fire department, law enforcement agency or prosecutor in the investigation of any accidental, suspicious or fatal fire; and
NOW, THEREFORE, BE IT RESOLVED that this Board hereby authorizes the Fire Department to provide assistance to other political subdivisions within Stark County through participation in the Stark County Joint Fire Investigation Unit. The Fire Chief shall establish orders authorizing training, personnel deployment and procedures for the foregoing purpose.
Seconded by Mr. Haws.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

- #10-010 8. Workers Compensation
Motion by Mr. Haws,
WHEREAS, Plain Township desires to provide Workers’ Compensation coverage to individuals who perform work for Plain Township yet are not employees of Plain Township; and
WHEREAS, the State of Ohio Bureau of Workers’ Compensation offers contract coverage for individuals who perform work for a public entity yet do not receive compensation from the public entity; and
WHEREAS, the cost of contract coverage is based on the total number of man-**hours worked multiplied by the State Workers’** Compensation rate multiplied by the Plain Township discount rate multiplied by the minimum wage established by law;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter into a contract coverage agreement with the State of Ohio Bureau of **Workers’ Compensation for the calendar year 2010.**
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

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- #10-011 9. Insurance Benefits
 Motion by Mr. Haws,
 WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio to continue all insurance benefits to all elected officials and full-time employees until the first meeting in 2011, unless such plans are amended in collective bargaining or as otherwise provided by law.
 Seconded by Mr. Leno.
 Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

- #10-012 10. Stark County Council of Governments
 Motion by Mr. Giavasis,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to appoint Scott Haws as representative to the Stark Council of Governments and to appoint Louis Giavasis as alternate representative for 2010.
 Seconded by Mr. Leno.
 Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

- #10-013 12. Request Advance Taxes
 Motion by Mr. Giavasis,
 WHEREAS, the Plain Township Board of Trustees may expedite the receipt of revenue by submitting the Request for Advance of Taxes Collected according to O.R.C. Section 321.34; WHEREAS, the Plain Township Board of Trustees authorized the submission of this form in 1995 (Resolution #95-20); and WHEREAS, the timely receipt of revenue provides for the use of funds in advance of the usual disbursement by Stark County;
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the submission of a Request for Advance of Taxes Collected at this meeting and at the subsequent regular monthly meetings of the Board of Trustees in 2010.
 Seconded by Mr. Leno.
 Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

- #10-014 12. Stark Hazardous Response
 Motion by Mr. Leno,
 WHEREAS, for the benefit of the residents of Plain Township this Board is desirous of promoting a better understanding and coordination of the various fire agencies within Stark County and the public in order to combat the release of hazardous chemicals; and
 WHEREAS, this Board is also desirous of encouraging and developing the coordination of the team approach in the response to hazardous chemical spills or releases and in helping to establish criteria to promote efficient and effective mitigation of these spills or releases; and

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WHEREAS, it is necessary to coordinate a team of certain qualified personnel as designated by various fire departments and communities within Stark County to assist in the identification, mitigation and cost recovery of these spills or releases; and

WHEREAS, the Stark County Hazardous Materials Response Team is a countywide task force created to support any fire department and/or community with these incidents.

NOW, THEREFORE, BE IT RESOLVED that this Board hereby authorizes the Fire Department to provide assistance to other political subdivisions within Stark County through participation in the Stark County Hazardous Materials Response Team (SCHMRT – HAZMAT) which is a voluntary organization of fire department personnel from various political subdivisions within Stark County established for the purpose of providing mutual assistance and advice concerning the treatment and containment of hazardous incidents and spills. The Fire Chief shall establish orders, authorizing training, personnel deployment and procedures for the foregoing purpose.

Seconded by Mr. Giavasis.

Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

#10-015

13. Zoning Assistant Overtime

Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that the full-time Zoning Assistant be paid a minimum of two (2) hours at one and one half (1-1/2) times her regular hourly rate for each Zoning Commission or Zoning Board of Appeals meeting attended.
Seconded by Mr. Leno.

Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

#10-016

14. Refreshments

Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the paying of costs for refreshments provided to those attending Township Association, Zoning Inspectors, Fire Chiefs and other intergovernmental meetings that are hosted by Plain Township in the year 2010.

Seconded by Mr. Leno.

Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

15. Coffee

Motion Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase of coffee for Plain Township officers, employees and other persons present at Township buildings.

Seconded by Mr. Leno.

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Discussion: This was tabled. Mr. Haws said that \$5200.00 was spent the past year on coffee. He recommended that the Township collectively purchase the equipment for the various departments and provide a one month supply of coffee. Following that the department associates would prepare, contribute and manage their own coffee funds. Since he was offering to do this for one month, it was decided to table this until costs were put together to see what the various equipment would cost for each department. Mr. Haws pointed out it would not cost \$5,200 to purchase the coffee makers.

SHERIFF'S REPORT:

No complaints and no report.

UNFINISHED BUSINESS:

1. Beverly/Stonewall Expansion
Nancy Molnar of 6530 Beverly NE was present again to talk about the problems with the road and the backing up of the garbage trucks. After detailed discussion and her submission of a letter to the Board, Mr. Haws said that the other neighbors in the area should have the notice given to them to talk about this. Mr. Leno agreed. Mr. Giavasis said the search for the variance would continue and wants to look into this as he wonders why the area of Stonewall was never completed. There will be a work session at the next meeting to have the neighbors involved present to discuss the solution and to include the possible hiring of a civil engineer to look at the area.

#10-017

2. Exposito/Cline Easement Agreement
Motion by Mr. Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter into an agreement with Ben Exposito & Jeannie Cline per the attached easement purchase agreement in an amount not to exceed \$3,145.00 and to authorize payment from fund #1000-4330-790-0000.
Seconded by Mr. Haws.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

NEW BUSINESS:

None

FISCAL OFFICER'S REPORT:

#10-018

1. Pending Warrants
Motion by Mr. Haws,
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 \$237,866.97 as attached hereto and made a part of these minutes.
Seconded by Mr. Leno.
Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mr. Haws, yes.

#10-019

2. a) Regular Payroll
Motion by Mr. Leno,
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. Giavasis.
Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mr. Haws, yes.

#10-020

3. Medical Claims
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,

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Stark County, Ohio to authorize payment for the following medical claims as provided by Benefit Services:

<u>DATE</u>	<u>WARRANT</u>	<u>AMOUNT</u>
12/31/2009	17171	\$2,888.81
01/11/2010	17177	19,647.65
01/12/2010	17243	15,586.41

Seconded by Mr. Leno.

Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mr. Haws, yes.

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

#10-021

5. Transfer of Funds
Motion by Mr. Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the following transfer of funds retroactive to December 31, 2009:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
<u>Fire Department</u>		
2281-4230-599-0000 - Other Expenses	2281-4230-370-6310 - EMS Billing	\$ 205.00
<u>Road Department</u>		
2031-4330-190-9060 - Salaries – OT	2031-4330-211-0000 - OPERS	2,655.13
<u>Diamond Park</u>		
2901-4610-599-0000 - Other Expenses	2901-4610-190-9160 - Salaries – Rec Supr	223.92

Seconded by Mr. Giavasis.

Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

6. Legends – Department of Liquor Control
Will be returned not requesting a hearing.

ADMINISTRATOR:

#10-022

1. Township Hall Rules
Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adopt the attached revised Township Hall Rules.

Seconded by Mr. Haws.

Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

#10-023

2. Cellular Telephone Recycle Program
Motion by Mr. Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio, support and encourage the residents of Plain Township to recycle whenever possible; and
WHEREAS, the Board of Trustees exemplify the spirit of recycling by providing a centrally located recycling and composting “drop-off site” at the Township yard waste drop-off site behind Fire Station #4 and the Diamond Community Park drop-off site; and
WHEREAS, the Board of Trustees would like to enhance these efforts by establishing a convenient “drop-off site” for the collection and recycling of used or broken cell phones diverting them from the local landfill at the Township hall; and
WHEREAS, this type of program provides an obvious environmental benefit and will generate revenue to defray some of the park development costs.

NOW, THEREFORE, be it resolved by the Board of Trustees of Plain Township, Stark County, Ohio that:

The Plain Township Trustees agree to enter into an agreement

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with Jeremy Graber of 379 Heritage Avenue, Canal Fulton, OH 44614 for the purpose of implementing a cell phone recycling **program to better serve the Township's residential and business** community.

Seconded by Mr. Haws

Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

FIRE DEPARTMENT:

1. Monthly report was given. Mr. Sabo suggested the report be reviewed at their leisure and to call him if they have any questions. The Board thought that was a good idea. Furthermore, Mr. Haws anything put forth electronically on a CD, saving trees **and being more "green happy" would be fine with him.**
- #10-024 2. Legal Collection Services
Motion by Mr. Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that the Plain Township Fire Department is authorized to renew the attached contract with Pelini Campbell Williams & Traub LLC for legal collection services.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.
- #10-025 3. Allen & Hartzell, Inc.
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize payment to Allen and Hartzell, Inc. for the supplemental insurance policy in the amount of \$5,603.00 to be taken from Account #2111-4220-222-0000.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.
- #10-026 4. Fuel Purchases
Motion by Mr. Giavasis,
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 \$18,000.00 to be taken from Account #2111-4220-420-3070.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, yes.
- #10-027 5. **Volunteer Firefighters' Dependents Fund**
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to appoint Mr. Leno as Chairman and appoint Mr. Leno and Mr. Haws as Board Members for Plain **Township on the Volunteer Firefighters' Dependents Fund Board.**
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mr. Haws, yes.
- #10-028 6. Instructors Conference
Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the attendance for up to **four people to the Fire Department Instructors' Conference in Indianapolis, Indiana on April 19-24, 2010. This is to include registration, lodging, meals, mileage, etc per the Township's Purchase Order and Travel Policy Guidelines.**
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

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- #10-029 7. Health Club Membership – Jeremy Guenther
Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of
Trustees, Stark County, Ohio to reimburse Jeremy Guenther
\$350.00 for his Health Club Membership according to Provision
37 of the Collective Bargaining Agreement to be taken from
Account #2111-4220-599-0000.
Seconded by Mr. Haws.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

ROAD DEPARTMENT:

1. Monthly Report was given. Mr. Iacino stated the same as Mr.
Sabo that his monthly report should be reviewed by the Board
and if they should have question, to please call him.
2. 2009 Yearly Report was given and will be filed with the County
Engineer. **This details his entire year's work within the Plain
Township Road Department.**
- #10-030 3. Purchase of Sweeper
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of
Trustees, Stark County, Ohio to authorize the purchase of a
Pelican P Dual 3 wheel street sweeper, State Term Bid
#7723500206 from Jack Doheny Supplies in the amount of
\$152,439.30 to be taken from Fund #2021-4330-740-0000.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.
- #10-031 4. Purchase of Fuel
Motion by Mr. Haws,
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 Mr. Leno.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.
5. Ashford Glen
This was tabled to the next meeting. Mr. Giavasis said that this
individual had called him and he invited her to the next meeting
so he felt it was only fair for her to be present to address the
Board. It was discussed that this piece of roadway was vacated at
the resident's request at the time.
6. 2009 Township Mileage
Our Township road mileage is now 173.130 miles.

ZONING DEPARTMENT:

- #10-032 1. Monthly Report was given.
2. Government Law Seminar
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of
Trustees, Stark County, Ohio to authorize any Zoning
Department Staff, Administrator, Fiscal Officer, Law Director,
members of the Board of Trustees, members of the Plain
Township Board of Zoning Appeals and members of the Plain
Township Zoning Commission to attend the Stark County
Governmental Law Seminar on Saturday, February 20, 2010 at
the Holiday Inn – Belden Village and to further authorize

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payment of \$25.00 per person to the RPC Seminar and Meeting Fund in an amount not to exceed \$550.00

Seconded by Mr. Leno.

Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

PARKS & RECREATION:

1. Monthly Report was given.
2. **Concession's Report**
Todd gave a detailed attached report for the concessions for this year showing they grossed \$42,153.50 showing a net profit of \$16,674.69. He said he has plans to meet with the Health Department to expand the concession service at the Diamond Complex. He also stated that we have state of the art electric and water facilities and is looking forward to this coming year in the parks facilities and programs. He reported this year he had 40 programs. Also present was Joyce Ichikawa who operates the concessions. Along with Todd, she was thanked by the Board for doing a terrific job. Joyce also said that she felt Todd had brought a lot of excitement and new programs to the Parks Department and they are looking forward to this next year.

#10-033

3. **"3v3 Indoor Soccer Tournament**
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to allow the Plain Township Parks **Department to host a Presidents' Day 3 v 3 Indoor Soccer Tournament** on February 15, 2010. Each team will pay a \$90.00 registration fee, which will include a minimum of three games.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

LAW DIRECTOR:

No Report

CENTRAL MAINTENANCE:

1. Monthly Report was given along with a verbal report by Mr. Kegley and the Board thanked him for a job well done.

COMMUNICATIONS:

1. Thank You – Christena Bergemann thanked the Board for the speed limit study on Kirby Avenue.
2. Grace Baptist Church – an invitation for their building expansion completion celebration to be held on January 31st.
3. SCTA Meeting – notice of meeting on January 21, 2010
4. Ron Manes – with Aultman Hospital detailed an EMS call on Christmas Eve in Plain Township where a man was actually deceased and then brought back due to using new methods and equipment used by the Plain Township squad, the ability to communicate with the hospital ahead of time. The family was **quoted in the letter as saying "this was a Christmas miracle" and they thanked everyone involved in saving this man's life.** Chief Sabo said this is the result of everything coming together at once. A result of good planning, owning the equipment and being able to supply that equipment to our residents in such a need as this.
5. Pike Township – asking for support by resolution that the EPA not take \$7 million of the \$10 million settlement fine imposed against

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Countywide Landfill and disburse only \$3 million to the localities who were most impacted by this landfill. Mr. Giavasis said he had no problem in supporting this as in the past when he was putting together documentation against the Ohio Public Utilities Commission about the electric rate increase he also received support from other townships including Pike Township.

CONCERNS OF CITIZENS:

1. A young lady was present who had the Trustees sign a paper stating that she was at the meeting.
2. Bob Brennaman – 4133 Plain Center NE and wanted to support Mr. Haws in curtailing spending mentioning that a lot of people in the Township are laid off and out of work. He looked over and saw a coffee cup and said he pays 70 cents for coffee that size and thought that was a good idea. Secondly, he wanted to know what was going on in the Plain Township incorporation efforts as he is against it. Mr. Giavasis said there was a meeting recently and there is an outside group that will be putting together everything needed to go against this effort to incorporate the Township.

CONCERNS OF TRUSTEES:

None

CONCERNS OF FISCAL OFFICER:

None

APPROVAL OF MINUTES:

- #10-034
1. Regular Meeting December 22, 2009
Motion by Mr. Haws,
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 December 22, 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 December 22, 2009 as presented.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, Yes.

EXECUTIVE SESSION:

- #10-035
- Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 8:30 p.m. from this regular meeting of January 12, 2010 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
(d) discipline 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
 4. preparing for, conducting or reviewing negotiations or bargaining sessions with public employees
- Seconded by Mr. Haws.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

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#10-036 Motion was made by Mr. Giavasis to return to public session at 9:08 p.m.
Seconded by Mr. Haws.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

ANNOUNCEMENTS:

#10-037 1. James McVay
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to reappoint James McVay to the Plain Township Board of Zoning Appeals for a five (5) year term commencing January 1, 2010 and expiring December 31, 2014.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mr. Haws, yes.

#10-038 2. Terry Seeberger
Motion by Mr. Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to reappoint Terry Seeberger to the Plain Township Board of Zoning Commission for a five (5) year term commencing January 1, 2010 and expiring December 31, 2014.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mr. Haws, yes.

#10-039 3. Todd Galloway
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to appoint Todd Galloway to the Plain Township Zoning Commission as an Alternate to fill the unexpired term created by the resignation of Larry Pulka. This term expires December 31, 2013.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mr. Haws, yes.

ADJOURNMENT:

#10-040 Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 9:11 p.m.
Seconded by Mr. Giavasis.
Vote: Mr. Haws, yes; Mr. Leno, yes; Mr. Giavasis, yes.

Louis P. Giavasis
Trustee

Albert P. Leno, II
Trustee

Scott Haws
Trustee

ATTEST: _____
Claude W. Shriver, II
Fiscal Officer