

WORK SESSION

Attendance: Scott Haws, Louis Giavasis, Albert Leno, II, John Sabo, Joe Iacino, Chuck Kegley, Todd Alexander, Lisa Campbell, JoEllen Reikowski, Eric Williams and Steve Peroz. Absent: Claude Shriver. No media was present.

Lisa Campbell introduced Bob Fisher, Rich DeLaat, and Lisa Brown with Huntington Insurance. Mr. Fisher explained Plain Township is a smaller, self-insured entity where the Township pays claims, buys reinsurance and makes payment of fees. By purchasing reinsurance, the risk is reduced. He reviewed a summary of markets surveyed and mentioned many re-insurers declined to quote. Then he presented a chart of the quotes received, compared with the current costs. He mentioned they were able to renegotiate the renewal with Benefit Services and Sun Life. There was also another quote from BSI using American National as the reinsurer. The other quote was from AultCare. Bob discussed lasering stating BSI with Sun Life would not laser at renewal. The quote from BSI with American National might have a \$100,000 laser on one employee. AultCare's quote would have up to a 67% cap at renewal. A special meeting will be held on Friday at 12 p.m. to further discuss the insurance. Lisa thanked Huntington Insurance for all their work in putting this together.

EXECUTIVE SESSION:

- #10-193 Motion by Mr. Giavasis
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 6:44 p.m. from this regular meeting of May 11, 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
 - (e) promotion or demotion of a public employee of official
 - (f) compensation of a public employee or official
 3. a conference with the law director or other retained counsel concerning pending or imminent court action
 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.

- #10-194 Motion was made by Mr. Giavasis to return to public session at 7:04 p.m.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

OPENING: The regular meeting was called to order at 7:04 p.m. by President Giavasis who led the pledge of allegiance.

ATTENDANCE:

Scott Haws, Louis Giavasis, Albert Leno, II, Lisa Campbell, Jo Ellen Reikowski, Eric Williams, John Sabo, Joe Iacino, Chuck Kegley, Todd Alexander and Steve Peroz. Absent: Claude Shriver. Media present: Edd Pritchard, Repository and **Betty O'Neil**-Roderick, Akron Beacon Journal (arrived at 7:40 pm).

FISCAL OFFICER PRO-TEM:

- #10-195 Motion by Mr. Giavasis.
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to appoint JoEllen Reikowski as Fiscal Officer Pro

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Tem.

Seconded by Mr. Leno.

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

AGENDA:

Added to the Agenda under Sheriff was #2 - Plain Center Noise Concerns, #3 – 42nd & Market Avenue by Mr. Giavasis and #4 – Pebblebrook Allotment; to Central Maintenance #3 – GovDeals and #4 – Letter offer for Street Sweeper. Agenda was accepted with these additions.

SHERIFF'S REPORT:

1. Steiner Heights – Amarillo, Markley, Brushmore
Lisa said the main complaint is a 3 wheeler using these streets and speeding. Residents are concerned about an accident. The Sheriff deputies will look into this.
2. 4133 Plain Center Noise Concerns
Mr. Brennaman of 4133 Plain Center was present to voice his complaints about the loud noise from music coming from Meadowlake Golf Course Clubhouse. Mr. Leno asked the next time he is bothered by the noise he needs to call the Sheriff and Trustees. The deputies can not take action unless complaints are filed. Lisa said she will more than likely start getting calls from other residents as the weather gets warmer.
3. 42nd and Market Ave.
Mr. Giavasis said this is inside the City of Canton but he was concerned when he saw a Plain Township cruiser having a vehicle pulled over. Sgt. Curry explained there could have been a number of reasons for this and part of the east side of the roadway is in Plain Township and officers have arrest authority outside the Township. Lou said questions from citizens can arise when they see this.
4. Pebblebrook Allotment
Detective Hostetler said he is going on Wednesday to interview someone who was arrested for possible break-ins and possession of vehicles stolen from this allotment. Lou suggested that they meet with residents to reassure them and **to remind them that the residents are the “eyes” in the neighbor** and this helps the deputies.

UNFINISHED BUSINESS:

1. Fire Station Planning
Chief Sabo wants to keep dialog moving on potential construction of the fire station. He would like to have questions put on paper and to hold another work session. Chief Sabo added nothing can be done at this point until the soil and boring tests come back. The Trustees scheduled a work session for the June 8th meeting at 6 p.m. to discuss this farther.

NEW BUSINESS:

- 10-196 1. Job & Family Services – Work Experience Program
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter into the attached Work Experience Agreement with the JOBS DIVISION of the Stark County Department of Job and Family Services. The Work Experience program is a work activity, performed in return for

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welfare, that provides an individual with an opportunity to acquire the general skills, training, knowledge and work habits necessary to obtain employment. This Work Experience program will be under the supervision of Todd Alexander, Parks and Maintenance Director, and Joe Iacino, Highway Superintendent, Lisa Sabina-Campbell, Administrator.

Seconded by Mr. Giavasis

Discussion: Lisa said this would be beneficial to the Township and to the workers who would obtain employment work experience so they can receive their benefits. She said they would begin with the Parks Department and Maintenance and expand to the Road Department. Mr. Haws asked about term length, monetary obligations and discipline. Lisa responded there are no employment obligations if someone doesn't work out, they are sent back; there are no monetary expenses and if there are discipline issues, we need to call Stark County Department of Job and Family Services. Todd felt this program would be more successful than using Community Service people who just want to get through their punishment period. These people want to obtain job experience and want to work to keep their benefits. He felt they would be a huge asset in nuisance abatements.

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

FISCAL OFFICER'S REPORT:

#10-197 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 \$247,298.74 as attached hereto and made a part of these minutes.
Seconded by Mr. Leno.
Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mr. Haws, yes.

#10-198 2. Regular Payroll
Motion by 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 Mr. Haws.
Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mr. Haws, yes.

#10-199 3. Medical Claims
Motion by Mr. Haws,
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 Benefit Services:

<u>DATE</u>	<u>WARRANT</u>	<u>AMOUNT</u>
04/27/2010	17917	\$ 16,748.20
05/11/2010	18010	\$ 286,839.97

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

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

#10-200 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:

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

- 2. Illicit Discharge Workshop – June 2, 2010
Lisa said this workshop will be present by Bethany Perkowski with the Stark County Health Department and Nick Hammer will be available for questions.

FIRE DEPARTMENT:

- 1. Monthly Report was given

ROAD DEPARTMENT:

- 1. Monthly Report was given
Mr. Haws said he felt some of the entrance signs (to Plain Township) need to be replaced. Joe said they have replaced a few.
- #10-204 2. Retirement of Mechanic – Louis Eslich
Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED, by the Plain Township Board of **Trustees, Stark County, Ohio, to accept Louis Eslich’s retirement** after over 30 years of service with the Township. Effective May 1st, 2010.
Seconded by Mr. Haws.
Discussion: Mr. Giavasis said you have to admire Lou’s sense of humor and the fact he is a very talented person. The Board wishes him the best in his retirement.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.
- #10-205 3. Advertisement for Bids and Paving and Road Repair
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to direct the Plain Township Fiscal Officer to place an Advertisement for Bids for the Plain Township 2010 Paving and Road Repair Project in a newspaper published in Stark County and of general circulation in the Township on May 14th and May 25th, 2010 in the Repository with bids to be received on the day of June 3rd, 2010 by 1:30 p.m.
Seconded by Mr. Giavasis.
Vote: Mr. Haws, yes; Mr. Leno, yes; Mr. Giavasis, yes.
- 4. Race Update
Joe said he prepared a summary of a recent 5K Race reporting problems with streets having to be closed. He said the race went good and the problems were with residents living on the streets that were closed during the race. They did not want to comply and created unsafe conditions for the race participants. They were given sufficient notice of this event. It was suggested having the race organizers have a deputy at these events to prevent this in the future.
- 5. Speed Limit Revision – Kirby Ave.
The speed zone study for Kirby Avenue came back at 40 mph. The Board asked if this could be appealed as they felt this was unsafe.
- #10-206 6. 2010 Crack Sealing Program
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to contract with GT Contracting Inc. for the 2010 Crack Sealing Program, not to exceed the amount of \$22,160 from Fund #2031-4330-790-0000.

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Seconded by Mr. Leno.
Discussion: Mr. Iacino said we are extending the life of our roads with the crack sealing applications. He has used both companies that submitted bids and both are very reliable.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mr. Haws, yes.

#10-207 7. Scrap Metal
Motion by Mr. Haws,
WHEREAS, Ohio Revised Code Section 505.10(A) provides that the Board of Trustees may sell property at private sale, if the Board determines that: 1) The property is no longer needed; and 2) The value of the property is less than \$2,500.00; and
WHEREAS, the Township has accumulated scrap metal which it no longer needs and which has a salvage value less than \$2,500.00;
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that said scrap metal may be sold.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mr. Haws, yes.

ZONING DEPARTMENT:

#10-208 1. Monthly Report was given
2. Nuisance Abatement
a) 5735 Beverly Ave NE
Motion by Mr. Giavasis,
WHEREAS, a public hearing was held on May 11, 2010 by the Board of Trustees regarding the property conditions at 5735 Beverly Avenue NE, Stark County, Ohio (Parcel #52-17379) and
WHEREAS, Gene & Louise Myers, have failed to demonstrate satisfactory progress in correcting the violations at the above property; and
WHEREAS, the Plain Township Board of Trustees has provided the owner(s) of the property with notice and opportunity to be heard on this matter;
NOW, THERFORE, 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. The nuisance shall be abated or removed according to the procedures outlined in ORC Section 505.87, and
3. Notice of this decision will be provided to the property owners and any holders of liens of record thereon.
Seconded by Mr. Haws.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

#10-209 b) 2102 Blake Ave. NW
Motion by Mr. 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 2102 Blake Avenue NW, Stark County, Ohio (Parcel #52-05210) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent April 29, 2010 and returned "Unable to Forward"; and

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WHEREAS, the Zoning Director has provided evidence of a nuisance condition on the property,
NOW, THERFORE, 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. The nuisance shall be abated or removed according to the procedures outlined in ORC Section 505.87, and
3. 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 Mr. Haws.

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

#10-210

c) 2133 Broad Ave NE
Motion by Mr. 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 2133 Broad Avenue NW, Stark County, Ohio (Parcel #52-03526) and

WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director **was sent April 29, 2010 and returned "Unable to Forward"; and** WHEREAS, the Zoning Director has provided evidence of a nuisance condition on the property,

NOW, THERFORE, 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. The nuisance shall be abated or removed according to the procedures outlined in ORC Section 505.87, and
3. 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 Mr. Haws.

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

#10-211

d) 3707 Dauphin Drive NE
Motion by Mr. Giavasis,

WHEREAS, a public hearing was held on May 11, 2010 by the Board of Trustees regarding the property conditions at 3707 Dauphin Drive NE, Stark County, Ohio (Parcel #52-07183) and WHEREAS, Michael Kurylo, has failed to demonstrate satisfactory progress in correcting the violations at the above property; and

WHEREAS, the Plain Township Board of Trustees has provided the owner(s) of the property with notice and opportunity to be heard on this matter;

NOW, THERFORE, 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

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3. The nuisance shall be abated or removed according to the procedures outlined in ORC Section 505.87, and
4. Notice of this decision will be provided to the property owners and any holders of liens of record thereon.

Seconded by Mr. Haws.

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

#10-212

e) 8035 Mt. Pleasant Lane NE
Motion by Mr. 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 8035 Mt. Pleasant Lane NE, Stark County, Ohio (Parcel #52-03147) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent April 29,2010 **and returned “Unable to Forward”**; and
WHEREAS, THE Zoning Director Has provided evidence of a nuisance condition on the property;
NOW, THERFORE, 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
3. The nuisance shall be abated 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 Mr. Haws.

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

#10-213

f) 3223 Regent Ave NE
Motion by Mr. 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 3223 Regent Avenue NE, Stark County, Ohio (Parcel #52-03204) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director **was sent April 28,2010 and returned “Unable to Forward”**; and
WHEREAS, THE Zoning Director Has provided evidence of a nuisance condition on the property;
NOW, THERFORE, 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
3. The nuisance shall be abated or removed according to

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- 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 Mr. Haws.

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

#10-214

- g) 7231 Rolling Ridge Road NE
Motion by Mr. 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 7231 Rolling Ridge NE, Stark County, Ohio (Parcel #52-11026) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director **was sent May 3, 2010 and returned “Unable to Forward”**; and
WHEREAS, THE Zoning Director Has provided evidence of a nuisance condition on the property;
NOW, THERFORE, 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. The nuisance shall be abated or removed according to the procedures outlined in ORC Section 505.87, and
 3. 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 Mr. Haws.

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

#10-215

- h) Vacant Lot #2-4 on Whipple Ave NW
Motion by Mr. Giavasis,
WHEREAS, a public hearing was held on May 11, 2010 by the Board of Trustees regarding the conditions at Vacant Lot #2-4 acres on Whipple Avenue NW, Stark County, Ohio (Parcel #52-15317) and
WHEREAS, Soon Ho Kim, has failed to demonstrate satisfactory progress in correcting the violations at the above property; and
WHEREAS, the Plain Township Board of Trustees has provided the owner(s) of the property with notice and opportunity to be heard on this matter;
NOW, THERFORE, 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. The nuisance shall be abated or removed according to the procedures outlined in ORC Section 505.87, and
 3. Notice of this decision will be provided to the property owners and any holders of liens of record thereon.

Seconded by Mr. Haws.

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

#10-216

- i) Vacant Lot of 2.53 acres on Whipple Ave NW
Motion by Mr. Giavasis,
WHEREAS, a public hearing was held on May 11, 2010 by the

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Board of Trustees regarding the conditions at Vacant Lot 2.53 acres on Whipple Avenue NW, Stark County, Ohio (Parcel #55-02008) and

WHEREAS, Soon Ho Kim, has failed to demonstrate satisfactory progress in correcting the violations at the above property; and WHEREAS, the Plain Township Board of Trustees has provided the owner(s) of the property with notice and opportunity to be heard on this matter;

NOW, THERFORE, 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. The nuisance shall be abated or removed according to the procedures outlined in ORC Section 505.87, and
3. Notice of this decision will be provided to the property owners and any holders of liens of record thereon.

Seconded by Mr. Haws.

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

#10-217

j) 2315 26th St. NE

Motion by Mr. 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 2315 26th Street NE, Stark County, Ohio (Parcel #52-03509) and

WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director **was sent April 28, 2010 and returned "Unable to Forward"; and** WHEREAS, THE Zoning Director Has provided evidence of a nuisance condition on the property;

NOW, THERFORE, 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. The nuisance shall be abated or removed according to the procedures outlined in ORC Section 505.87, and
3. 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 Mr. Haws.

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

#10-218

k) 1600 30th St. NE

Motion by Mr. 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 1600 30th Street NE, Stark County, Ohio (Parcel #52-19055) and

WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director

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was sent April 29, 2010 and returned “Unable to Forward”; and
WHEREAS, THE Zoning Director Has provided evidence of a nuisance condition on the property;
NOW, THERFORE, 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. The nuisance shall be abated or removed according to the procedures outlined in ORC Section 505.87, and
3. 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 Mr. Haws.

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

#10-219

l) 2504 31st St. NE
Motion by Mr. 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 2504 31st Street NE, Stark County, Ohio (Parcel #52-10341) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director **was sent April 29, 2010 and returned “Unable to Forward”;** and
WHEREAS, THE Zoning Director Has provided evidence of a nuisance condition on the property;
NOW, THERFORE, 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. The nuisance shall be abated or removed according to the procedures outlined in ORC Section 505.87, and
3. 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 Mr. Haws.

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

#10-220

m) 1624 34th St. NE
Motion by Mr. 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 1624 34th Street NE, Stark County, Ohio (Parcel #52-07448) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director **was sent April 30, 2010 and returned “Unable to Forward”;** and
WHEREAS, THE Zoning Director Has provided evidence of a nuisance condition on the property;

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NOW, THERFORE, 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. The nuisance shall be abated or removed according to the procedures outlined in ORC Section 505.87, and
- 3. 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 Mr. Haws.

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

#10-221

n) 2512 47th St. NE

Motion by Mr. 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 2512 47th Street NE, Stark County, Ohio (Parcel #52-08118) and

WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director **was sent May 4, 2010 and returned "Unable to Forward"; and**

WHEREAS, THE Zoning Director Has provided evidence of a nuisance condition on the property;

NOW, THERFORE, 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 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 Mr. Haws.

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

#10-222

o) Vacant Lot #5 on 50th St NW

Motion by Mr. Giavasis,

WHEREAS, a public hearing was held on May 11, 2010 by the Board of Trustees regarding the conditions at Vacant Lot #5 on 50th Street NW, Stark County, Ohio (Parcel #52-02529) and

WHEREAS, Soon Ho Kim, has failed to demonstrate satisfactory progress in correcting the violations at the above property; and WHEREAS, the Plain Township Board of Trustees has provided the owner(s) of the property with notice and opportunity to be heard on this matter;

NOW, THERFORE, 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. The nuisance shall be abated or removed according to the procedures outlined in ORC Section 505.87, and
- 3. Notice of this decision will be provided to the property

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owners and any holders of liens of record thereon.

Seconded by Mr. Haws.

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

#10-223

p) Vacant Lot #6 on 50th St. NW

Motion by Mr. Giavasis,

WHEREAS, a public hearing was held on May 11, 2010 by the Board of Trustees regarding the conditions at Vacant Lot #6 on 50th Street NW, Stark County, Ohio (Parcel #52-02530) and WHEREAS, Soon Ho Kim, has failed to demonstrate satisfactory progress in correcting the violations at the above property; and WHEREAS, the Plain Township Board of Trustees has provided the owner(s) of the property with notice and opportunity to be heard on this matter;

NOW, THERFORE, 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. The nuisance shall be abated or removed according to the procedures outlined in ORC Section 505.87, and
3. Notice of this decision will be provided to the property owners and any holders of liens of record thereon.

Seconded by Mr. Haws.

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

#10-224

q) Vacant Lot #7 on 50th St. NW

Motion by Mr. Giavasis,

WHEREAS, a public hearing was held on May 11, 2010 by the Board of Trustees regarding the conditions at Vacant Lot #7 on 50th Street NW, Stark County, Ohio (Parcel #52-02531) and WHEREAS, Soon Ho Kim, has failed to demonstrate satisfactory progress in correcting the violations at the above property; and WHEREAS, the Plain Township Board of Trustees has provided the owner(s) of the property with notice and opportunity to be heard on this matter;

NOW, THERFORE, 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. The nuisance shall be abated or removed according to the procedures outlined in ORC Section 505.87, and
3. Notice of this decision will be provided to the property owners and any holders of liens of record thereon.

Seconded by Mr. Haws.

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

PARKS & FACILITIES:

1. Monthly Report was given

#10-225

2. High School Soccer Combine

Motion by Mr. Haws,

BE IT HEREBY RESOLVED, the plain Township Board of Trustees, Stark County, Ohio to authorize International Soccer Network to used Diamond Community Park for a two-day high school soccer combine on July 16th and July 17th, 2010, at the cost of \$40.00 per hour for the combine workouts, and an additional \$40.00 per game.

Seconded by Mr. Giavasis.

Discussion: Todd informed the Board this program is normally held in Columbus but they moved it to our Diamond facility this

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year.

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

LAW DIRECTOR:

1. No Report

CENTRAL MAINTENANCE:

1. Monthly Report was given.
2. Speed Trailer
On Monday, May 17th at 3 p.m. five Township employees will be trained on the operation of the speed trailer. It has been tested on Rt 62 and Cathy Drive with good results. It is simple to load. After training it will be placed on Peachmont, Burkey and Orion.

#10-226

3. GovDeals
Motion by Mr. Haws,
WHEREAS, Plain Township has surplus property which from time to time will be sold; and
WHEREAS, Plain Township wishes to maximize revenue from the sale of surplus property; and
WHEREAS, an on-line auction service known as GovDeals has been developed and is specifically designed to assist municipal and county governments in the sale of its surplus property; and
WHEREAS, Plain Township must sign an agreement with, and register to use GovDeal services, and shall be obligated to pay for the service; and
WHEREAS, while entering into an agreement with GovDeals to sell certain surplus properties does not require the Township to use its services for all sales, if they are chosen for the sale process, Plain Township cannot market the surplus properties through other sources simultaneously;
WHEREAS, Plain Township can reserve the right to reject all bids; and
WHEREAS, after review of the agreement provided by GovDeals, a copy of which is attached hereto, the Plain Township Board of Trustees has determined that this is an acceptable alternative means to sell surplus property and that said alternative should be available to the Township;
NOW, THEREFORE, BE IT RESOLVED that the Plain Township Board of Trustees, Stark County, Ohio hereby resolve **to enter into the Seller’s Agreement with GovDeals.**

Seconded by Mr. Giavasis.

Discussion: Mr. Kegley reported many townships use this website as a means of selling equipment and other items. The Township will only be charged when an item is sold. We have the option to reject bids or put a reserve on the price. There are several older vehicles that we might place on this site: 1999 Dodge, 1997 Chevy Tahoe, two Water Rescue trucks and two squads.

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

4. Letter of Offer for Street Sweeper

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Mr. Kegley said this was an FYI for the Trustees. Canton Township submitted a letter offering \$6,000 for our older street sweeper. Mr. Iacino and Mr. Kegley both feel this machine is work \$10,000. Joe said he advised them when they submitted the letter he felt their bid was too low. Chuck said he could list it on the GovDeals website for seven days.

COMMUNICATIONS:

No report

CONCERNS OF CITIZENS:

1. Judith Pocock of 4207 Plain Center Road inquired about the Township having to pay for the recent election expenses for the **“City of Plan” issue on the ballot. Mr. Giavasis explained that either the “city of Plain” or the Township would have had to pay for the cost. If it passed, the “city” would have paid and if it failed, the Township is responsible for the payment.** Because there were other issues on the ballot the issue only cost about \$600 per precinct. Mr. Barr collected enough signatures of registered Township voters so the Township had to place it on the ballot. It lost by 96.4%.
2. Robert Brennman – 4133 Plain Center asked if a speed study could be done on Martindale at Plain Center. Mr. Iacino said the County would pay for this and it would take about one year.

CONCERNS OF TRUSTEES:

None

CONCERNS OF FISCAL OFFICER:

None

APPROVAL OF MINUTES:

- #10-227 1. Regular Meeting April 27, 2010
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 meeting held April 27, 2010 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 regularly held meeting April 27, 2010 as presented.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, Yes.

EXECUTIVE SESSION:

- #10-228 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 8:33 p.m. from this regular meeting of May 11, 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
(c) discipline of a public employee or official
(d) promotion or demotion of a public employee or official
(e) compensation of a public employee or official
 3. a conference with the law director or other retained

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- counsel concerning pending or imminent court action
- 4. preparing for, conduction or reviewing negotiations or bargaining sessions with public employees

Seconded by Mr. Haws.

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

#10-229

Motion was made by Mr. Giavasis to return to public session at 9:29 p.m.

Seconded by Mr. Leno.

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

ANNOUNCEMENTS:

- 1. Employ Jeffery A. Evans

#10-230

Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to hire Jeffery A. Evans as a mechanic to be paid commensurate with current union wage rates, effective May 24th, 2010. Contingent upon a successful completion of pre-employment drug test per Plain Township's **current drug and alcohol policy** and a physical examination and an interview with the Plain Township Board of Trustees. In addition as per the collective bargaining agreement with Local 561 of The Utility Workers of America, shall be a 90 day probation period ending August 22nd, 2010.

Seconded by Mr. Leno.

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

ADJOURNMENT:

#10-231

Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 9:31 p.m.

Seconded by Mr. Haws.

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

Scott M. Haws Trustee	Louis P. Giavasis Trustee	Albert P. Leno, II Trustee
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ATTEST: _____
Jo Ellen Reikowski
Fiscal Officer Pro Tem