

2600 Easton St. NE  
Canton, OH 44721

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June 8, 10

**WORK SESSION**

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

Chairman Giavasis opened the meeting at 6:23 p.m. and turned the meeting over to Mr. Leno who introduced Pastor Dave Pennington, senior pastor of City of Hope Church. Pastor Pennington had contacted Mr. Leno to ask what his Church could do to help the citizens of Plain Township so Mr. Leno suggested a work session with the Board. Pastor Pennington explained after ascertaining the needs of the Township, he would contact area businesses and other churches for help to fill these needs. Mrs. Campbell said she gets a lot of calls in the fall from elderly citizens who need help with raking leaves and snow removal and suggested volunteers could be used in the parks. Lisa said the township newsletter and Plain Paper could be used as marketing tools to get the word out. She feels at the beginning we need to focus on just one program. Lou suggested we set qualifications so just not anyone can apply. **Scott also felt volunteer groups could “adopt-a-street” to keep the area free of litter.** Joe Iacino also mentioned volunteers could be used to continue the storm water program of stenciling the storm sewers. Lou said 70% of the township residents are retirement age or older so there is a need for help. It was agreed that Lisa and Pastor Pennington would be the week of June 21<sup>st</sup> to develop a plan to help seniors and/or township residents in need. The work session closed at 7:48 p.m.

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

**ATTENDANCE:**

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

**FISCAL OFFICER PRO-TEM:**

#10-281 Motion by Mr. Haws.  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to appoint JoEllen Reikowski as Fiscal Officer Pro Tem.  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

**AGENDA:** The Agenda was presented. Lisa removed Unfinished Business #2; Joe added under the Road Department #7 – Canton Township Bid on Sweeper and Steve deleted #2A under Zoning. Agenda was accepted.

**SHERIFF’S REPORT:**

1. Thank You  
The Board thanked the Sheriff deputies for their outstanding job in apprehending the persons who vandalized Alpine Park. **Mr. Giavasis said the Sheriff’s department has had several accomplishments over the past few weeks and “hats off from the Board”.** Sgt. Curry said they have had a good relationship with the residents and the guys love working in Plain Township. It is the community giving leads and helping with solving crimes that helps.

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2. Dogs Running At Large – 2817 Croyden  
Mrs. Campbell said the problem is two Doberman dogs running at large and causing problems in the neighborhood. She did contact the Post Office and found that if the dogs are **out, mail is not delivered. The Sheriff's officers will respond to the homeowner with the dog warden present at the time.**
3. Speeding on Hunting Valley Street  
Mr. Iacino received a call about speeding on Hunting Valley and suggested the speed trailer be scheduled for this street.

**UNFINISHED BUSINESS:**

1. Stark County Sewer District – Applegrove Ave.  
Based on response to an information letter mailed to residents in **this area, the Stark County Engineer's Department has decided not to proceed with a neighborhood meeting for the sanitary sewer project at this time.** This area is west of Market Street and the next phase of widening.
- #10-282 2. Michael & Andrea Sommers – Easement  
Motion by My. Giavasis,  
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to enter into an agreement with Michael A. Sommers & Andrea Sommers per the attached easement purchase agreement in an amount not to exceed \$4,695.00 and to authorize payment from fund #1000-4330-360-6006.  
Seconded by Mr. Haws.  
Vote: Mr. Giavasis, yes; Mr. Haws, yes; Mr. Leno, yes.

**NEW BUSINESS:**

- #10-283 1. Parking Violations Clerk  
Motion by Mr. Leno,  
WHEREAS, the Plain Township Board of Trustees adopted noncriminal parking violations and requested the Canton Municipal Court to authorize the establishment of a Parking Violations Bureau for Plain Township (Resolution #92-353); and WHEREAS, the Canton Municipal Court approved the establishment of a Parking Violations Bureau in Plain Township; and  
WHEREAS, the Plain Township Board of Trustees appointed Mark A. Cozy, Administrator, as Violations Clerk (Resolution # 00-527); and  
WHEREAS, Lisa Sabina-Campbell has been appointed as Administrator;  
NOW, THEREFORE, BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark Count, Ohio to appoint Administrator, Lisa Sabina-Campbell as Parking Violations Clerk.  
Seconded by Mr. Haws.  
Vote: Mr. Giavasis, yes; Mr. Haws, yes; Mr. Leno, yes.
2. Mayor David Held – US Army Reserve Ceremony  
Lisa felt it was important a Trustee attend this Community Covenant signing ceremony. Mr. Giavasis said he would attend.
- #10-284 3. Use of Township Vehicles  
Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to adopt the attached Used of

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Township Vehicles Policy and add it to the Employee Handbook.  
Seconded by Mr. Leno.  
Vote: Mr. Giavasis, yes; Mr. Haws, yes; Mr. Leno, yes.

- #10-285 4. Township Meetings – Time Change  
Motion by Mr. Giavasis,  
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 6:00 p.m. in the Township Hall, effective immediately; 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 5:30 p.m. in the Township Hall.  
Seconded by Mr. Haws.  
Discussion: This resolution is to change the time of the meeting not the day. Mr. Giavasis when he was elected to the Board, meetings were held on Monday evenings and were changed to accommodate his work schedule. Scott asked about the time of the work session said he would have a hard time making it by 5:20 p.m. The Board decided to begin the work sessions at 5:30 p.m. Lisa will post this information on the Township website and in the Plain Paper.  
Vote: Mr. Giavasis, yes; Mr. Haws, yes; Mr. Leno, yes.

**FISCAL OFFICER’S REPORT:**

- #10-286 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 \$225,362.53 as attached hereto and made a part of these minutes.  
Seconded by Mr. Leno.  
Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mr. Haws, yes.

- #10-287 2. 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. Haws.  
Vote: Mr. Giavasis, yes; Mr. Leno, yes; Mr. Haws, yes.

- #10-288 3. Medical Claims  
Motion by Mr. 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 Benefit Services:  

<u>DATE</u>	<u>WARRANT</u>	<u>AMOUNT</u>
05/25/2010	18076	13,435.79
06/03/10	18090	34,363.43

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

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

- #10-289 5. Stop Loss Insurance Premiums  
Motion by Mr. Haws,  
BE IT HEREBY RESOLVED by the Plain Township Board of

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Trustees, Stark County, Ohio to approve payment to American National Insurance company % Bardon Insurance Group in the amount of \$18,367.69 as the initial first month payment for out Stop Loss Insurance Coverage through Benefit Services.  
Seconded by Mr. Leno.  
Vote: Mr. Giavasis, yes; Mr. Haws, yes; Mr. Leno, yes.

#10-290

- 6. 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:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
<b>Road Dept</b>		
2031-4330-420-4020- Materials	2031-4330-341-0000- Phone Exp.	\$
7000.00		
2031-4330-790-0000- Contracts	2031-4330-420-3020- Supplies -	
3,000.00		
	Hydraulics & Springs	
2031-4330-790-0000- Contracts	2031-4330-420-3060- Supplies -	3,500.00
	Vehicle Truck Parts	

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

**ADMINISTRATOR:**

#10-291

- 1. M.E. Companies – Schneider Park  
Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to enter into a work agreement with M.E. Companies for (2) easement acquisitions, site plan final approval and construction monitoring for Schneider Community Park Phase I, not to exceed the amount of \$10,000 from fund #4904-4990-730-0000.  
Seconded by Mr. Leno.  
Vote: Mr. Giavasis, yes; Mr. Haws, yes; Mr. Leno, yes.

#10-292

- 2. List Bid – Schneider Park  
Motion by Mr. Haws,  
1. LIST BIDS: 2010 Schneider Street Park Development Project. Bids were received from Wenger Excavating; Central Allied Enterprises; Lockhart Company; Dennis Alber Excavating and are attached to and made a part of these minutes.  
Seconded by Mr. Leno.  
Discussion: Mr. Giavasis asked if we followed the “**Best Bidder Profile**” and Mrs. Campbell assured him that we did.  
Vote: Mr. Giavasis, yes; Mr. Haws, yes; Mr. Leno, yes.

#10-293

- 3. Award Bid – Schneider Park  
Motion by Mr. Leno,  
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to award the 2010 Schneider Street Park Development Project to **Lockhart Concrete Company** as the lowest responsible bidder with the attached to end and made a part of these minutes.  
Seconded by Mr. Haws.  
Discussion: Lisa said she Joe Iacino and Tood Alexander went over the bids to make sure the bidder packets were complete. Then they went through them again with Rich LaRocco. References and the performance bond were checked with by the Law Director.

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

#10-294

4. Sign Contract – Schneider Park  
Motion by Mr. Leno,  
WHEREAS, the Plain Township Board of Trustees has awarded a bid for the 2010 Schneider Street Park Development Project and; WHEREAS, the contract has been prepared according to the terms and conditions of the bid specifications for the 2010 Schneider Street Park Development Project;  
NOW, THEREFORE, BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the execution of the contract with Lockhart Concrete Company 800 West Waterloo Road, Akron OH 44314; the language of which contract is incorporated by references as if fully rewritten herein; and  
BE IT FURTHER RESOLVED by the Plain Township Board of Trustees to authorize payments to Lockhart Concrete Company, upon satisfactory performance of the terms of this contract.  
TOTAL ESTIMATED BID AMOUNT: **\$534,971.75**  
ALTERNATE BID of: **\$8,025.00**  
Seconded by Mr. Haws.  
Discussion: Mrs. Campbell said this contract is \$100,000 lower **than the engineer’s bid**. Mr. Leno said this is Phase 1 and is for the playground equipment, parking lot and dog park. Todd said that dirt removed during the construction will be stored on site near the trees on the west side. We did receive a grant for the playground equipment and will be reimbursed towards the end of the year. The dog park which was mentioned in the mini-master plan has been lacking in our parks. He said the next step is the pre-construction meeting. Todd is also looking for an Eagle Scout that needs a project as there will be plenty of opportunities in the Parks. Stark Parks will help put in a trail systems on the west side of the park next year.  
Vote: Mr. Giavasis, yes; Mr. Haws, yes; Mr. Leno, yes.

**FIRE DEPARTMENT:**

#10-295

1. Monthly Report was given
2. Tuition Reimbursement – Stephen Ash  
Motion by Mr. Haws,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to grant the request for tuition reimbursement of Stephen Ash attached hereto and authorize payment in an amount not to exceed \$500.00 to be taken from account #2111-4220-599-0000  
Seconded by Mr. Leno.  
Vote: Mr. Giavasis, yes; Mr. Haws, yes; Mr. Leno, yes.
3. Soil Boring Report  
Chief Sabo introduced Matt Sutter and Melinda Smith with Harris/Day Architects and turned the meeting over to Matt. Mr. Sutter said the NE corner of the Schneider property has water 9-14 feet below the surface meaning it would be cost-prohibitive to put in a basement. There is plenty of room for them to go up or expand. Storage was planned for the basement area. Chief Sabo explained ISO credits for insurance purposes saying existing stations have an area of coverage of 1-1/2 miles and coverage for ladder trucks is 2-1/2 miles. Moving the new ladder truck to the new planned station will give better coverage to the township. If there was an agreement with North Canton for their ladder truck,

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we would receive credit for that coverage. He went on to say that to get 100% credit, a ladder truck has to respond to all structure fires. Insurance premiums are adjusted for this credit but there is not much difference in residential areas while there is a greater difference for commercial buildings. The discussion then went to the design of the building. Mr. Sutter will put together ideas so the building will fit in with the park theme. A special work session will be held on Wednesday, June 23, 2010 at 6:00 p.m. to discuss the blueprint of the fire station.

**ROAD DEPARTMENT:**

1. Monthly Report was given
2. List Bids – 2010 Paving  
Bids were received from Central Allied, Shelly Co, Northstar Paving, Superior Paving, J&D Mining are attached to and made a part of these minutes.

#10-296

3. Award Bid – 2010 Paving  
Motion by Mr. Haws,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to award the 2010 Plain Township Paving and Road Repair Project: Application of 448 Asphalt, Concrete and Pavement Markings for the project to Central Allied. As the lowest responsible bidder with the following prices:

Estimated Qty:	Material:	Unit Bid:
157,482.66	Grinding	\$0.63
12,882.13	Track Coat	\$1.45
50	Cover Aggregate	\$0.01
431.60	301 Asphalt	\$43.00
13,035.11	448 Asphalt	\$55.00
1.50	Centerline Marketing (Mile)	\$1,275.00
2.48	Edge Line (Mile)	\$830.00
72	<b>24” Stop Bars</b>	\$4.50
1,370	Parking Lot Paving (Tons)	\$53.00

**TOTAL BID AMOUNT: \$930,288.42**

Seconded by Mr. Leno.  
Discussion: Mr. Iacino said the bids came in this year lower than anticipated. Included in the bid was the paving of the parking lots at Diamond and Alpine Parks.  
Vote: Mr. Giavasis, yes; Mr. Haws, yes; Mr. Leno, yes.

#10-297

4. Sign Contract – 2010 Paving  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees has awarded a bid for 2010 Plain Township Paving and Road Repair Project: Application for 448 Asphalt, Concrete and Pavement Markings for the project to Central Allied and; WHEREAS, the contract has been prepared according to the terms and conditions of the bid specifications for the 2010 Plain Township Paving and Road Repair Project; Application of 448 Asphalt, Concrete and Pavement Markings;  
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the execution of the contract with Central Allied for the 2010 Plain

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Township Paving and Road Repair Project: Application of 448 Asphalt concrete and Pavement Markings; the language of which contract is incorporated by references as if fully rewritten herein; and BE IF FURTHER RESOLVED by the Plain Township Board of Trustees to authorize payments to Central Allied upon satisfactory performance of the terms of this contract. Total estimated amount **\$930,288.42**  
Seconded by Mr. Leno  
Vote: Mr. Haws, yes; Mr. Leno, yes; Mr. Giavasis, yes.

#10-298

5. Fenwick Concrete Gutter Replacement  
Motion by Mr. Leno,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to contract with Dickerson Construction to replace Concrete Curb and Gutter on Fenwick at \$14.50/LF. Not to exceed the amount of \$10,500.00 from Fund #2031-4330-790-0000.  
Seconded by Mr. Giavasis.  
Discussion: In the past this was included with the paving project. This year Mr. Iacino got quotes that were much less than what we have in the past. He said the Road employees will do the dig outs.  
Vote: Mr. Haws, yes; Mr. Leno, yes; Mr. Giavasis, yes.

6. Bambi Street – Off Road Drainage Complaint  
Mr. Iacino said there is a drainage easement but no one will take claim to it. He said it is up to the Board if they want to do anything. This involves about 1,000 feet and this is not the first or only allotment where homeowners have filled in the swell by putting up fences, filling in or putting up sheds that causes the floods. Lisa said the County stopped putting in easements so they **didn't have to take responsibility**. There are also overlapping easements and not much can be done. The estimated cost to fix this problem is \$50,000. The County has shut off all funds for off **road ditching. Mr. Leno said we can't fix one area and not others** when it is not our road that is causing the flooding. Joe agreed to talk to the resident and offer suggestions on how to solve the problem and what the options are.

7. Bid On Sweeper  
Joe said he received a call from the Highway Superintendent with Canton Township saying they are willing to offer \$8,000.00. Mr. Kegley feels we should have \$8,500. The Board said it is not doing anyone any good sitting and asked that Joe get the offer in writing.

**ZONING DEPARTMENT:**

#10-299

1. Monthly Report was given  
2. Nuisance Abatement  
a) 2663 Chaucer Drive NE – Deleted  
b) 2001 Clearview Avenue NW  
Motion by Mr. Haws,  
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 2001 Clearview Avenue NW,

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Stark County, Ohio (Parcel #52-04104) and WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 26, **2010 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. 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. Leno.

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

#10-300

c) 3203 Clifftmont Avenue NE  
Motion by Mr. Haws,  
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 3203 Clifftmont Avenue NE, Stark County, Ohio (Parcel #52-14412) and WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent June 1, **2010 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 Mr. Leno.

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

#10-301

d) 2618 Dorothy Avenue 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 2618 Dorothy Avenue NW, Stark

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County, Ohio (Parcel #52-15263) and WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 27, **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.

Secoded by Mr. Haws.

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

#10-302

e) Vacant Lot #241 on Harmon Street NE  
Motion by Mr. Haws,  
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 #241 on Harmon Street NE, Stark County, Ohio (Parcel #52-02834) and WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director **was sent June 1, 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.

Secoded by Mr. Leno.

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

#10-303

f) 3049 21<sup>st</sup> Street NW  
Motion by Mr. Haws,  
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 3049 21<sup>st</sup> Street NW, Stark County, Ohio (Parcel #52-05831) 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 May 26, **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. Leno.

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

#10-304

g) 2565 31<sup>st</sup> Street NE  
Motion by Mr. Haws,  
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 2565 31<sup>st</sup> Street NE, Stark County, Ohio (Parcel #52-06690) 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. Leno.

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

#10-305

h) 1707 32<sup>nd</sup> Street NE  
Motion by Mr. Haws,  
WHEREAS, a public hearing was held on June 8, 2010 by the Board of Trustees regarding the conditions at 1707 32<sup>nd</sup> Street NE, Stark County, Ohio (Parcel #52-03759) and WHEREAS, Stephen Kambrick, 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

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- 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. Leno.

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

- #10-306
- i) 2109 41<sup>st</sup> Street NW  
Motion by Mr. Haws,  
WHEREAS, a public hearing was held on June 8, 2010 by the Board of Trustees regarding the conditions at 2109 41<sup>st</sup> Street NW, Stark County, Ohio (Parcel #52-01958) and  
WHEREAS, Kenneth & Belinda Hacker Jr., 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. Leno.

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

- #10-307
- j) 2235 43<sup>rd</sup> Street NW  
Motion by Mr. Haws,  
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 2235 43<sup>rd</sup> Street NW, Stark County, Ohio (Parcel #52-05017) and  
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director **was sent May 26,2010 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. Leno.

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

- #10-308
- k) 2140 45<sup>th</sup> St. NE  
Motion by Mr. Haws,  
WHEREAS, Ohio Revised Code Section 505.87 authorizes the Board of Trustees to provide for the abatement, control, or

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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 2140 45<sup>th</sup> St. NE, Stark County, Ohio (Parcel #52-00963) and  
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 25, 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. Leno.

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

#10-309

I) 2207 47<sup>th</sup> Street NE  
Motion by Mr. Haws,  
WHEREAS, a public hearing was held on May 11, 2010 by the Board of Trustees regarding the conditions at 2207 47<sup>th</sup> Street NE, Stark County, Ohio (Parcel #52-01928) and  
WHEREAS, Timothy Weir, 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
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. Leno.

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

#10-310

3. Nuisance Payments  
a) 5735 Beverly Ave NE  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 5735 Beverly Avenue NE (Parcel #52-17379) to abate the nuisance on this property (Resolution #10-208) on May 11, 2010; and  
WHEREAS the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$196.75  
NOW, THERFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the

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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 \$196.75 to be placed on the **property owner's tax duplicate.**

Seconded by Mr. Leno.

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

#10-311

b) 2102 Blake Ave NW  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2102 Blake Avenue NW (Parcel #52-05210) to abate the nuisance on this property (Resolution #10-209) on May 11, 2010; and WHEREAS the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$219.99; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$241.95; 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 \$461.94 to be placed on the **property owner's tax duplicate.**

Seconded by Mr. Leno.

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

#10-312

c) 2133 Broad Ave NW  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2133 Broad Avenue NW (Parcel #52-03526) to abate the nuisance on this property (Resolution #10-210) on May 11, 2010; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$399.82; 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 \$399.82 to be placed on **the property owner's tax duplicate.**

Seconded by Mr. Leno.

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

#10-313

d) 7844 Chatham Ave NW  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 7844 Chatham Avenue NW (Parcel #52-02183) to abate the nuisance on this property (Resolution #10-243) on May 25, 2010; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$303.15; 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 \$303.15 to be placed on the **property owner's tax duplicate.**

Seconded by Mr. Leno.

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

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- #10-314 e) 3707 Dauphin Dr NE  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 3707 Dauphin Drive NE (Parcel #52-07183) to abate the nuisance on this property (Resolution #10-211) on May 11, 2010; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$206.81; 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 \$206.81 to be placed on **the property owner's tax duplicate.**  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.
- #10-315 f) 2715 Dorothy Ave NE  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2715 Dorothy Avenue NE (Parcel #52-07150) to abate the nuisance on this property (Resolution #10-244) on May 25, 2010; and WHEREAS the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$309.23; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$241.95; 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 \$551.18 to be placed on the **property owner's tax duplicate.**  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.
- #10-316 g) 3900 Kaiser St NE  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 3900 Kaiser Street NE (Parcel #52-06026) to abate the nuisance on this property (Resolution #10-245) on May 25, 2010; and WHEREAS the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$822.85; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$133.80; 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 \$956.65 to be placed on **the property owner's tax duplicate.**  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.
- #10-317 h) 3908 Kaiser St NE  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 3908

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Kaiser Street NE (Parcel #52-06027) to abate the nuisance on this property (Resolution #10-246) on May 25, 2010; and WHEREAS the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$821.96; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$139.40; 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 \$961.36 to be placed on the **property owner's tax duplicate.**

Seconded by Mr. Leno.

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

#10-318

i) 3915 Kaiser St NE  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 3915 Kaiser Street NE (Parcel #52-06004) to abate the nuisance on this property (Resolution #10-247) on May 25, 2010; and WHEREAS the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$434.00; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$133.80; 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 \$567.80 to be placed on **the property owner's tax duplicate.**

Seconded by Mr. Leno.

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

#10-319

j) 3921 Kaiser St NE  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 3921 Kaiser Street NE (Parcel #52-06003) to abate the nuisance on this property (Resolution #10-248) on May 25, 2010; and WHEREAS the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$510.35; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$128.20; 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 \$638.55 to be placed on **the property owner's tax duplicate.**

Seconded by Mr. Leno.

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

#10-320

k) 3924 Kaiser St NE  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 3924 Kaiser Street NE (Parcel #52-06029) to abate the nuisance on

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this property (Resolution #10-249) on May 25, 2010; and WHEREAS the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$553.65; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$133.80; 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 \$687.45 to be placed on **the property owner's tax duplicate.**

Seconded by Mr. Leno.

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

- #10-321      l)      2617 Lakeside Ave NW  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2617 Lakeside Ave NW(Parcel #52-07846) to abate the nuisance on this property (Resolution #10-250) on May 25, 2010; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$297.55; 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 \$297.55 to be placed on the **property owner's tax duplicate.**  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

- #10-322      m)      8035 Mt. Pleasant Lane NE  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 8035 Mt. Pleasant Lane NE (Parcel #55-03147) to abate the nuisance on this property (Resolution #10-212) on May 11, 2010; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$308.75; 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 \$308.75 to be placed on **the property owner's tax duplicate.**  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

- #10-323      n)      3223 Regent Ave NE  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 3223 Regent Avenue NE (Parcel #52-03204) to abate the nuisance on this property (Resolution #10-213) on May 11, 2010; and WHEREAS the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$445.92; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$249.15; NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain

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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 \$695.07 to be placed on **the property owner's tax duplicate.**

Seconded by Mr. Leno.

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

#10-324

o) 2731 Rolling Ridge Rd NE  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2731 Rolling Ridge Road NE (Parcel #52-11026) to abate the nuisance on this property (Resolution #10-214) on May 11, 2010; and WHEREAS the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$392.20; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$230.75; 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 \$622.95 to be placed on **the property owner's tax duplicate.**

Seconded by Mr. Leno.

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

#10-325

p) Vacant Lot #2-4 on Whipple Ave NW  
Motion by Mr. Haws,  
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 #10-215) on May 11, 2010; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$127.80; 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 \$127.80 to be placed on the **property owner's tax duplicate.**

Seconded by Mr. Leno.

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

#10-326

q) 2315 26<sup>th</sup> St NE  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2315 26<sup>th</sup> Street NE (Parcel #52-03509) to abate the nuisance on this property (Resolution #10-217) on May 11, 2010; and WHEREAS the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$247.76; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$260.35; 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

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a Nuisance certifying the total cost of \$508.11 to be placed on  
**the property owner's tax duplicate.**

Seconded by Mr. Leno.

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

- #10-327 r) 1600 30<sup>th</sup> St NE  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 1600 30<sup>th</sup> Street NE (Parcel #52-19055) to abate the nuisance on this property (Resolution #10-218) on May 11, 2010; and  
WHEREAS the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$218.09; and  
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$244.53;  
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 \$462.62 to be placed on  
**the property owner's tax duplicate.**  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

- #10-328 s) 2504 31<sup>st</sup> St NE  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2504 31<sup>st</sup> Street NE (Parcel #52-10341) to abate the nuisance on this property (Resolution #10-219) on May 11, 2010; and  
WHEREAS the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$350.51; and  
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$258.75;  
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 \$609.06 to be placed on  
**the property owner's tax duplicate.**  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

- #10-329 t) 1626 33<sup>rd</sup> St NE  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 1626 33<sup>rd</sup> Street NE (Parcel #52-06546) to abate the nuisance on this property (Resolution #10-255) on May 25, 2010; and  
WHEREAS the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$305.79; and  
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$242.93;  
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 \$548.72 to be placed on

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**the property owner's tax duplicate.**

Seconded by Mr. Leno.

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

- #10-330 u) 1603 34<sup>th</sup> St NE  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 1603 34<sup>th</sup> Street NE (Parcel #52-10414) to abate the nuisance on this property (Resolution #10-256) on May 25, 2010; and  
WHEREAS the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$276.20; and  
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$247.55;  
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 \$523.75 to be placed on **the property owner's tax duplicate.**  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

- #10-331 v) 1624 34<sup>th</sup> St NE  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 1624 34<sup>th</sup> Street NE (Parcel #52-07448) to abate the nuisance on this property (Resolution #10-220) on May 11, 2010; and  
WHEREAS the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$288.96; and  
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$253.15;  
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 \$542.11 to be placed on **the property owner's tax duplicate.**  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

- #10-332 w) 2512 47<sup>th</sup> St NE  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2512 47<sup>th</sup> Street NE (Parcel #52-08118) to abate the nuisance on this property (Resolution #10-221) on May 11, 2010; and  
WHEREAS the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$814.54; and  
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$236.35;  
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 \$1,050.89 to be placed on **the property owner's tax duplicate.**

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

#10-333 x) Vacant Lot #5 on 50<sup>th</sup> St NW  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at Vacant Lot #5 on 50<sup>th</sup> Street NW (Parcel #52-02529) to abate the nuisance on this property (Resolution #10-222) on May 11, 2010; and  
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$127.80;  
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 \$127.80 to be placed on the **property owner's tax duplicate**.  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

#10-334 y) Vacant Lot #6 on 50<sup>th</sup> St NW  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at Vacant Lot #6 on 50<sup>th</sup> Street NW (Parcel #52-02530) to abate the nuisance on this property (Resolution #10-223) on May 11, 2010; and  
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$127.80;  
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 \$127.80 to be placed on **the property owner's tax duplicate**.  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

#10-335 z) Vacant Lot #7 on 50<sup>th</sup> St NW  
Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at Vacant Lot #7 on 50<sup>th</sup> Street NW (Parcel #52-02531) to abate the nuisance on this property (Resolution #10-224) on May 11, 2010; and  
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$127.80;  
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 \$127.80 to be placed on **the property owner's tax duplicate**.  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

**PARKS & FACILITIES:**

1. Monthly Report was given  
Mr. Haws on behalf of the Board thanked the Parks Department

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for getting the Alpine Park fixed after all the damage.

#10-336            2. Stark Parks – Agreement  
 Motion by Mr. Giavasis,  
 BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to enter into the attached Development Agreement Amendment with the Stark County Park District  
 Seconded by Mr. Haws.  
 Discussion: Mr. Alexander said the bulk of this is cost sharing with the ODOT Grant. \$40,000 of limestone from the grant will be material base for the parking lot and will be returned to Stark Parks for the trail that will be constructed in 2011. This will hold them to the deal.  
 Vote: Mr. Giavasis, yes; Mr. Haws, yes; Mr. Leno, yes.

#10-337            3. Boomerang Tournament  
 Motion by Mr. Giavasis,  
 BE IT HEREBY RESOLVED the Plain Township Board of Trustees, Stark County, Ohio to authorize USBA to use Diamond Community Park for a 3-day boomerang tournament on June 18<sup>th</sup> thru June 20<sup>th</sup>, 2010, at the cost of \$40.00 per hour.  
 Seconded by Mr. Haws.  
 Discussion: Mr. Gary Broadbent of 3204 38<sup>th</sup> Street NE was present and explained what this tournament is all about.  
 Vote: Mr. Giavasis, yes; Mr. Haws, yes; Mr. Leno, yes.

**LAW DIRECTOR:**

- 1. No Report

**CENTRAL MAINTENANCE:**

- 1. No Report

**COMMUNICATIONS:**

None

**CONCERNS OF CITIZENS:**

- 1. Rose Scott – 7269 Rolling Ridge  
 Ms. Scott asked what was progressing in the area of Rolling Ridge and Hillridge. Joe said he thought this was fixed but **found it wasn't and feels that it is collapsing. Ms. Scott said the** health department inspector was out and said it needs to be taken care of. Joe feels septic lines are causing the problem but we need to wait until the area dries out. He said he will meet with Rich LaRocco on Wednesday to get cost estimates. Then they will meet with the Health Department and put together a plan of action. The Board asked Ms. Scott to check back in about 4 weeks.
- 2. Richard Stucky – 5725 Sandalwood NE

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He was here to complain about a water problem he has had for seven years caused by water coming off the street. He said 57<sup>th</sup> Street has catch basins but 58<sup>th</sup> Street has none. He has talked with Mr. Iacino who is proposing to put in one catch basin in front of his property but he feels this will solve the problem for two homes and not the others on the street. Joe said this would catch the water where it is coming down the street and that he has not received complaints from others living in the area. Mr. Giavasis said he would look at this with Mr. Iacino.

3. Bob Brenneman – 4133 Plain Center  
Wanted to thank the Board for talking with the residents on Martindale. He said the owners are making the property more livable. His big concern was the wall on Plain Center and they are rebuilding the barn. Mr. Giavasis said this is a long process for these guys and when they cut down the brush it exposed what was really bad. It is an investment property for them and they want to fix it so people will be happy. Mr. Haws said the guys have a vision and the neighbors need to talk with them. They want to meet the neighbors.
4. Dave Zerby – 6658 North Lawn  
Mr. Zerby has concerns about the Oakwood Square parking lot **potholes. He said they couldn't be seen** when snow is on the ground or water is on the ground. He has estimated repairs of \$700 on his van for ball joints, tie rods, etc. He is trying to turn this claim into the owners of Oakwood Square Plaza but can not get valid phone numbers. He said they are currently in bankruptcy. Mr. Giavasis stated they did fill in the potholes for a portion along the stores and the plaza is in Chapter 11 for reorganization. He said there are issues between the former owner and the current owner causing this. He gave Mr. Zerby **Mr. Wilson's phone number. Mr. Zerby said it is convenient for him to shop at the plaza but can't.**
5. Collin Turner – 7478 Byron Circle  
Collin is an Eagle Scout and attended the meeting as part of his requirements. The Board praised him and wished him well.
6. Judy Dremann – 2937 21<sup>st</sup> Street NW  
Was at the meeting to ask how to get rid of a groundhog. Mr. Giavasis gave her information on a trapper. She talked about speeding on 21<sup>st</sup> Street and the Board will place 21<sup>st</sup> Street on the list for the speed trailer. Ms. Dremann lives next door to the nuisance property at 3005 21<sup>st</sup> Street and said the door has been kicked in. Mr. Giavasis said they will make sure the house is secure and thanked her for letting them know about it.

**CONCERNS OF TRUSTEES:**

None

**CONCERNS OF FISCAL OFFICER:**

None

**APPROVAL OF MINUTES:**

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- #10-338            1. Regular Meeting May 25, 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 May 25, 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 May 25, 2010 as presented.  
Seconded by Mr. Giavasis.  
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, Yes.

**EXECUTIVE SESSION:**

- #10-339            Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 9:37 p.m. from this regular meeting of June 8, 2010 as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of:
  - 1. (f) compensation of a public employee or official
  - 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.

- #10-340            Motion was made by Mr. Haws to return to public session at 10:27 p.m.  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, yes.

**ANNOUNCEMENTS:**

- 1. None

**ADJOURNMENT:**

- #10-341            Motion by Mr. Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 10:27 p.m.  
Seconded by Mr. Leno.  
Vote: Mr. Haws, yes; Mr. Leno, yes; Mr. Giavasis, yes.

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Scott M. Haws  
Trustee

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Louis P. Giavasis  
Trustee

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Albert P. Leno, II  
Trustee

ATTEST: \_\_\_\_\_  
Jo Ellen Reikowski  
Fiscal Officer Pro Tem