

2600 Easton St. NE  
Canton, OH 44721

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June 29, 10

**SPECIAL MEETING**

**ATTENDANCE:**

Scott Haws, Albert Leno, Lisa Campbell, John Sabo, Eric Williams, Steve Peroz and Jo Ellen Reikowski. Absent: Louis Giavasis and Claude Shriver.

**FISCAL OFFICER PRO TEM:**

#10-392 Motion by Mr. Leno,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to appoint Jo Ellen Reikowski as Fiscal Officer Pro Tem.  
Seconded by Mr. Haws.  
Vote: Mr. Leno, yes; Mr. Haws, yes, Mr. Giavasis, Absent.

**OPENING:**

The Special Meeting was called to order at 4:32 p.m. by Vice-Chairman Haws who dispensed with the pledge of allegiance.

**ZONING:**

- 1. Nuisance Abatements
- #09-393 a) 7815 Chatham Avenue NW – Grass  
Motion by Mr. Leno,  
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 7815 Chatham Avenue NW, Stark County, Ohio (Parcel #55-02171) and  
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent June 21, 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, controlled, 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, Absent.
- #09-394 b) 3292 Northern St NE – Junk Cars  
Motion by Mr. Leno,  
WHEREAS, a public hearing was held on June 29, 2010 by the Board of Trustees regarding the Junk Motor Vehicle(s) at 3292 Northern Street NE, Stark County, Ohio (Parcel #52-09612) and

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WHEREAS, Carl & Earline Robinson Jr. have failed to demonstrate satisfactory progress in correcting the violations at the above property; and  
 WHEREAS, the Plain Township Board of Trustees have provided the owner(s) of the property with notice and opportunity to be heard on this matter;  
 NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that:

1. A Junk Vehicle(s) constitutes a nuisance under Ohio Revised Code Section 505.173 and
2. The nuisance shall be abated or removed according to the procedures outlined in ORC Section 505.173, and
3. Notice of this decision will be provided to the property owners.
4. Instruct and authorize the Plain Township Fiscal Officer to prepare and publish notice of this decision by publication in a newspaper of general circulation within Plain Township.

Seconded by Mr. Haws.

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

#10-395

- 2. Nuisance Payments
- a) 3203 Cliftmont Avneue 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 3203 Cliftmont Avneue NE (Parcel #52-14412) to abate the nuisance on this property (Resolution #10-300) on June 8, 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 \$1,289.22; 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 \$1,532.15  
**to be placed on the property owner's tax duplicate.**

Seconded by Mr. Leno.

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

#10-396

- b) 2618 Dorothy Avenue 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 2618 Dorothy Avenue NE (Parcel #52-15263) to abate the nuisance on this property (Resolution #10-301) on June 8, 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 \$592.14; and  
 WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$214.93;

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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 \$807.07 to be **placed on the property owner's tax duplicate.**

Seconded by Mr. Leno.

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

- #10-397      c) Vacant Lot #241 on Harmon 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 Vacant Lot #241 on Harmon Street NE (Parcel #52-02834) to abate the nuisance on this property (Resolution #10-302) on June 8, 2010; and  
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of the Plain Township Maintenance Department at a cost of \$250.47; and  
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$214.93;  
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 \$465.40 to be **placed on the property owner's tax duplicate.**  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, Absent.
- #10-398      d) 1707 32<sup>nd</sup> Street 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 1707 32<sup>nd</sup> Street NE (Parcel #52-03759) to abate the nuisance on this property (Resolution #10-305) on June 8, 2010; and  
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$219.54;  
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 \$219.54 to be **placed on the property owner's tax duplicate.**  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, Absent.
- #10-399      e) 2109 41<sup>st</sup> Street 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 2109 41<sup>st</sup> Street NW (Parcel #52-01958) to abate the nuisance on this property (Resolution #10-306) on June 8, 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 \$436.17; and

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WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$111.40; 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 \$547.57 to **be placed on the property owner's tax duplicate.**

Seconded by Mr. Leno.

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

#10-400

- f) 2235 43<sup>rd</sup> Street 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 2235 43<sup>rd</sup> Street NW (Parcel #52-05017) to abate the nuisance on this property (Resolution #10-307) on June 8, 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 \$473.88; 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 \$716.81 to **be placed on the property owner's tax duplicate.**  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, Absent.

#10-401

- g) 2140 45<sup>th</sup> Street 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 2140 45<sup>th</sup> Street NE (Parcel #52-00963) to abate the nuisance on this property (Resolution #10-308) on June 8, 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 \$232.01; and  
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$220.53; 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 \$452.54 to **be placed on the property owner's tax duplicate.**  
Seconded by Mr. Leno.  
Vote: Mr. Leno, yes; Mr. Haws, yes; Mr. Giavasis, Absent.

#10-402

- h) 2207 47<sup>th</sup> Street 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 2207 47<sup>th</sup> Street NE (Parcel #52-01928) to abate the

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nuisance on this property (Resolution #10-309) on June 8, 2010; and  
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$208.26;  
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 \$208.26 to **be placed on the property owner's tax duplicate.**

Seconded by Mr. Leno.

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

**EXECUTIVE SESSION:**

#10-403 Motion by Mr. Haws,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 4:35 p.m. from this special meeting of June 29, 2010 as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of:

- 1. (b) employment of a public employee or official  
(f) compensation of a public employee or official

Seconded by Mr. Leno.

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

#10-404 Motion was made by Mr. Haws to return to public session at 5:01 p.m.

Seconded by Mr. Leno.

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

**ANNOUNCEMENTS:**

#10-405 Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio agree to abide by the Plain Township employee handbook and various employee negotiated contracts and not grant variances to the handbook and employee contracts;  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees to authorize Chief John Sabo to explore additional avenues regarding allowance for employee sick leave.

Seconded by Mr. Leno.

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

**ADJOURNMENT:**

#10-406 Motion by Mr. Leno,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 5:02 p.m.

Seconded by Mr. Haws.

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

Absent

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Louis P. Giavasis  
Trustee

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Albert P. Leno, II  
Trustee

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Scott M. Haws  
Trustee

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