

WORK SESSION

ATTENDANCE:

Pamela Bossart, Albert Leno, II, Claude W. Shriver, II, Eric Williams, Lisa Sabina-Campbell, Joe Iacino, Steve Peroz, John Sabo, Todd A. Alexander, Chuck Kegley.

Media present: Tony McCune, Observer Reporter.

Mrs. Bossart convened the work session at 6:20 p.m. Mr. Giavasis was running late. Rich Peterson, Nimishillen Township Fire Chief, was present, to go over the Best Bid Criteria. He went over it in detail and answered any Board questions. He felt that the future for Nimishillen Township on any of their projects would be better than what they just experienced when they built their new fire station. He said one area that it did not cover very well would be the individual contractors, such as the plumbers, the heating and air conditioning people, the electrician and the general contractor. Chief Sabo also pointed out that many times that is a problem because the plumber can't do anything because he is blaming the person from heating and air conditioning, etc. However, he said, it is a good start and should work out very well. We have copies of different bid criteria information and the Board is going to look it over and put one together to be used here in Plain Township.

EXECUTIVE SESSION:

#07-206 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 6:36 p.m. from this regular meeting of May 9, 2007 as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of: appointment of a public employee or official; employment of a public employee or official; compensation of a public employee or official; a conference with the law director or other retained counsel concerning pending or imminent court action.

Seconded by Mr. Leno.

Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, absent.

#07-207 Motion by Mr. Giavasis to return to regular session at 7:02 p.m.

Seconded by Mrs. Bossart.

Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

REGULAR MEETING

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

ATTENDANCE:

Pamela Bossart, Louis Giavasis, Albert Leno, II, Claude W. Shriver, II, Eric Williams, Lisa Sabina-Campbell, Joe Iacino, Steve Peroz, John Sabo, Todd A. Alexander, Chuck Kegley.

Media present: Natalie Lariccia, the Repository; Betty O'Neill-Roderick, Akron Beacon Journal; Tony McCune, Observer Reporter.

AGENDA: Approved as prepared.

SHERIFF'S REPORT:

1. Dogs Running at Large on Spangler – the Sheriff was present and took notes on this complaint.
2. Private Road – Mr. Peter Williams, of 4513 Harmont NE, and Jason Williams of 624 Arlington SW, were present to complain about a neighbor using a private road that goes to their house on Harmont. People go back the road to look at the lake. Also, he has had a confrontation with a neighbor on the corner of Harmont and their 13-year-old son, who cursed him and profusely told him off, using very foul language. The boy rides a motorbike up and down the street. Also, his mother came over and cursed at this man. The Sheriff said that what would help is if he posted No Trespassing signs on his property, and also find out from the Stark County Recorder on his deed what rights the people along that area have to that private road. Mrs. Sabina-Campbell gave him that phone number and is going to assist him in contacting someone at the Recorder’s office who can help him to decipher what use they might have of the road, so that the Sheriff can further assist him.
3. Grove St. was added to the agenda – a complaint of kids speeding; sometimes they are going as fast as 70 mph.

UNFINISHED BUSINESS:

1. Mailing of Municipal Publications Map -

#07-208

Motion by Mrs. Bossart,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the mailing of the 2007 Plain Township Map and Community Guide by Pinnacle Press at a cost not to exceed \$4,600.00, to be paid from Fund #1000-4110-599-0000.
 Seconded by Mr. Leno.
 Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

2. 1316 Schneider – Flooding – Mike Rekstis, from ME Consultants, was present, to go over the flooding problem at that property. He showed several maps explaining the situation, which entails approximately 77 acres. He also explained that years ago, before any development was there, this area was a drainage area and did accept water. He said that the process they used was fourfold. They look at the volume of the water, the capacity of the existing outlook, which is an 18-inch culvert, and the elevation of the waters, and options to reduce the flooding. They use a 2-year, 5-year, 10-year, 15-year, 20-year, 25-year, 50-year and 100-year storm system to put these equations together. The final outcome was that he would need approximately one-half acre, 2.5 feet deep, to hold more volume of water. The Township discussed going in and getting land from each individual and doing this. Our Law Director, Eric Williams, pointed out explicitly that it was not something the township could do without opening themselves up for future liability. If it was a fix that didn’t work, we would have future problems. Also, it is on private property and we do not have any easements. After detailed discussion, the Board agreed to continue talking with the County to see how they might be able to help these people. Basically, it was the developer’s fault in the first place to ever have developed the land on this flood plain area.

UNFINISHED BUSINESS: (continued)

3. Repair of Cruiser -

#07-209

Motion by Mrs. Bossart,
WHEREAS, on March 1, 2007, Trustees Bossart and Giavasis approved the repair of Sheriff's Cruiser #7650, damaged in an accident, in the amount of \$809.84; and
WHEREAS, additional parts and labor are needed to complete the repair;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the repair of Sheriff's Cruiser #7650 for the total amount of \$921.00 by General Body and Towing, to be paid from Fund #2081-4210-323-0000.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

4. North Canton Cooperative Agreement -

#07-210

Motion by Mr. Leno,
WHEREAS, on March 27, 2007 (Res. #07-149), the Plain Township Board of Trustees, Stark County, Ohio authorize an oral resolution regarding agreement for economic purposes contingent upon receiving a certified copy from the City of North Canton;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to execute the attached Agreement Between the City of North Canton and Plain Township.
Seconded by Mr. Giavasis.
Discussion: Mr. Giavasis said that they are negotiating right now also with Jackson Township, and this agreement, when it is signed, will merely mean that North Canton and Plain Township will sit down and negotiate with regard to annexations, etc.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

NEW BUSINESS:

1. Underground Storage Tanks Annual Fee Assessment -

#07-211

Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the payment of underground storage tank fees to the State of Ohio UST Fund in the amount of \$3,200.00, to be paid as follows: \$800.00 from 1000-4110-599-0000; \$800.00 from 2031-4330-599-0000; and \$1,600.00 from 2111-4220-599-0000.
Seconded by Mrs. Bossart.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

FISCAL OFFICER'S REPORT:

1. Pending Warrants -

#07-212

Motion by Mr. Giavasis,
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 \$241,319.24 as attached hereto and made a part of these minutes.
Seconded by Mrs. Bossart.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

FISCAL OFFICER’S REPORT: (continued)

2. Regular Payroll –

#07-213 Motion by Mrs. Bossart,
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 \$150,000.00.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

3. Payment of Medical Claims –

#07-214 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 AultCare:

<u>DATE</u>	<u>WARRANT</u>	<u>AMOUNT</u>
05/01/07	10720	\$7,779.80
05/08/07	10734	10,756.83

Seconded by Mrs. Bossart.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

4. The Financial report was given and accepted by the Board.

5. EMS Overpayment Refund -

#07-215 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio to authorize a refund as follows for overpayments
for Emergency Medical Services as requested by Ohio Billing, Inc.:

<u>PAYABLE TO</u>	<u>AMOUNT</u>
Joseph S. Hibbs	\$10.02

Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

6. Section 125 Compliance – 2007 -

#07-216 Motion by Mr. Leno,
WHEREAS, the Plain Township Board of Trustees entered into an
agreement with AultCare Corporation, located at 2600 Sixth Street
SW, Canton, Ohio to provide medical coverage for Plain Township
employees since June 1993 (Resolution #93-318);
WHEREAS, the Plain Township Board of Trustees entered into an
agreement with AultCare Corporation for AultCare’s 90% Purchasing
Plan I Schedule of Benefits effective April 1, 2006 (Resolution #06-
155);
WHEREAS, the Plain Township Board of Trustees resolved that each
insured employee shall contribute towards the cost of the medical
insurance beginning April 1, 2006 (Resolution #06-155);
WHEREAS, the Plain Township Board of Trustees adopted a Section
125 Premium Only Plan effective April 1, 2006 (Resolution 06-185
dated April 11, 2006);
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain
Township Board of Trustees, Stark County, Ohio that the form of
Amended Section 125 Premium Only Plan effective June 1, 2007 to
May 31, 2008 presented at this meeting is hereby approved and
adopted and that the proper officers of the Employer are hereby
authorized and directed to execute and deliver to the Administrator of

2600 Easton St. NE
Canton, OH 44721

the Plan one or more counterparts of the Plan.

FISCAL OFFICER’S REPORT: (continued)

RESOLVED, that the Administrator shall be instructed to take such actions that are deemed necessary and proper in order to implement the Plan, and to set up adequate accounting and administrative procedures to provide benefits under the Plan.

RESOLVED, that the proper officers of the Employer shall act as soon as possible to notify the employees of the Employer of the adoption of the Cafeteria Plan by delivering to each employee a copy of the summary description of the Plan in the form of the Summary Plan Description presented to this meeting, which form is hereby approved. Seconded by Mr. Giavasis.

Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

7. Transfer of Funds -

#07-217

Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the following transfer of funds:

From: 1000-4910-910-0000 – Operating Transfers-Out
To: 1000-4610-740-0000- Machinery & Equipment \$ 9,800.00

From: 2901-4610-730-0000 – Improvement of Sites
To: 2901-4610-740-0000 – Machinery & Equipment 12,000.00

Seconded by Mrs. Bossart.

Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

ADMINISTRATOR:

1. 30th St. Storm Sewer -

#07-218

Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County Ohio, to enter into the attached funding and implementation agreement with the Stark County Commissioners for the 30th Street, NE Storm Sewer Project to be funded under the County’s CDBG program in the amount of \$77,431.00.

Seconded by Mr. Giavasis.

Discussion: There was also a notice that we have received this \$77,431.00 from the Community Development Block Grant program for this project.

Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

2. Comprehensive Insurance Renewal -

#07-219

Motion by Mr. Giavasis,
WHEREAS, Plain Township Board of Trustees, Stark County, Ohio has property, casualty and vehicle insurance with Ohio Township Association Risk Management Authority (OTARMA);

AND WHEREAS, OTARMA is offering a renewal credit to Plain Township in the amount of \$13,716.00 and a CDL Credit of \$375.00;
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to accept OTARMA Insurance renewal rates for Plain Township’s Property, Casualty and Vehicle Insurance package for the period of May 5, 2007 through May 5, 2008 with a \$3,000,000 Liability Limit for the period in the amount of \$71,008.00 for a total cost of \$56,917.00 (less credits)

AND BE IT FURTHER RESOLVED to authorize payment to OTAMA %

2600 Easton St. NE
Canton, OH 44721

May 9, 07

OTARMA Service Center – 315 S. Kalamazoo Mall, Kalamazoo, MI
49007 to be distributed as follows:

ADMINISTRATOR: (continued)

- Administration – 10.5% - Code 1000-4110-381-0000
- Road Department - 26.0% - Code 2031-4330-381-0000
- Fire Department - 51.7% - Code 2111-4220-381-0000
- Park Department - 9.6% - Code 2901-4610-381-0000
- Police Department - 2.2% - Code 2081-4210-381-0000

Seconded by Mrs. Bossart.

Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

3. 2713 Radford St. - Mr. and Mrs. Pryce are asking the Township to fix 70 feet of pipe that is broken that goes through their yard. Mr. Giavasis pointed out that he is concerned that that is something we get into with the cost of repair and the possibility of North Canton annexing the property from Plain Township. Mr. Iacino will go out and look at this and bring back more information to the Board.

4. St. Michaels Senior Facility Project - a letter from Andrew Paul regarding a 100 unit assisted living building that was going to be built. The Board said this has to go through Regional Planning and then through our Zoning Board and then to the Board of Trustees, so it still has a long way to go, but they will watch it very closely.

5. Purchase of Truck -

#07- 220

Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase of one 2008 Ford F350 regular cab, DRW, 4x4 Pickup from 32 Ford Mercury under Ohio State Contract No. RS904407, at a price not to exceed \$19,653.50 to be paid equally from Fund 1000-4610-740-0000 and 2901-4610-740-0000. Seconded by Mr. Leno.

Discussion: this replaced the truck in the Parks Department that is in dire need of major repair.

Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

FIRE DEPARTMENT:

1. The Monthly Report was given; there were no questions.

2. Purchase of Fuel -

#07-221

Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase of gasoline, oil and diesel fuel at a cost not to exceed \$10,000.00, to be taken from Account # 2111-4220-420-3070.

Seconded by Mrs. Bossart.

Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

ROAD DEPARTMENT:

1. The Monthly Report was given; there were no questions.

ROAD DEPARTMENT:

2. Rental of Topsoil Screener -

#07-222

Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees,
Stark County, Ohio, to authorize the rental of a topsoil screener from
Processing and Recycling Equipment, LLC not to exceed \$3,000.00
from Fund 2031-4330-740-0000.

Seconded by Mrs. Bossart.

Discussion: Mr. Iacino said that we have plenty of topsoil sitting that
we could use, and he spends around \$3,000 to \$3,500 every year for
topsoil to put over the work they have done and repairs. We have
enough to last about three years if we could rent the screener to screen
it.

Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

3. Purchase of Storage Cover -

#07-223

Motion by Mr. Leno,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees,
Stark County, Ohio, to authorize the purchase of a Solar Guard
Oversized Garage for storage of materials from TekSupply not to
exceed \$2,600.00 from Fund 2141-4330-740-0000.

Seconded by Mr. Giavasis.

Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

4. Crack Sealing -

#07-224

Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees,
Stark County, Ohio, to hire G.T. Contracting, Inc. to do crack sealing of
Township roads per the attached list, in an amount not to exceed
\$24,000.00 from Fund 2021-4330-360-0000.

Seconded by Mr. Leno.

Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

Mr. Iacino wished to thank the Plain Township residents for passage of
the Road Levy.

ZONING DEPARTMENT:

1. The Monthly Report was given; there were no questions.

2. Nuisance Abatements -

a. 2617 Eaton Dr. NW -

#07-225

Motion by Mrs. Bossart,
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 2617 Eaton Drive NW, Stark County, Ohio
(Parcel # 52-04507) and

ZONING DEPARTMENT: (continued)

WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent April 24, 2007 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. Giavasis.

Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

b. 2748 Englewood Dr. NW -

#07-226

Motion by Mrs. Bossart,

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 2748 Englewood Drive NE, Stark County, Ohio (Parcel # 52-02537) and

WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 2, 2007 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. Giavasis.

Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

c. 6011 Firestone Rd. NE -

#07-227

Motion by Mrs. Bossart,

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

ZONING DEPARTMENT: (continued)

WHEREAS, a complaint was filed and processed regarding a nuisance property condition at 6011 Firestone Road NE, Stark County, Ohio (Parcel # 52-07787) and

WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 2, 2007 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. Giavasis.

Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

d. 919 Milford St. NE -

#07-228

Motion by Mrs. Bossart,

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 919 Milford Street NE, Stark County, Ohio (Parcel # 52-15936) and

WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 2, 2007 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. Giavasis.

Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

e. 1650 Spangler St. NE -

#07-229

Motion by Mrs. Bossart,

WHEREAS, a public hearing was held on May 9, 2007 by the Board of Trustees regarding the property conditions at 1650 Spangler Street NE, Stark County, Ohio (Parcel # 52-00452) and

WHEREAS, David Howard, has failed to demonstrate satisfactory progress in correcting the violations at the above property; and

ZONING DEPARTMENT: (continued)

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, 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. Notice of this decision will be provided to the property owners and any holders of liens of record thereon.

Seconded by Mr. Giavasis.

Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

3. Payment & Certification of Nuisance Abatement -

#07-230

Motion by Mrs. Bossart,

WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2405 40th Street NE (Parcel number #52-03069) to abate the nuisance on this property (Resolution #07-197) on April 24, 2007; and

WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$292.60; and

WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$198.50;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$491.10 to be placed on the property owner's tax duplicate.

Seconded by Mr. Giavasis.

Discussion: the Board wants to move forward to get that home under control and possibly boarded up and maybe even razed. Chief Sabo and our Law Director will get more information to the Board as to the progress of that situation.

Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

PARKS & RECREATION:

1. The Monthly Report was given; there were no questions.

2. Purchase of Fibrous Mulch -

#07-231

Motion by Mr. Leno,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase of playground mulch from David Williams & Associates for a total amount of \$3,025.00, to be paid as follows: \$605.00 from Fund #2901-4610-599-0000 for Diamond Park, and \$2,420.00 from Fund #1000-4610-599-0000 for Alpine Park.

Seconded by Mr. Giavasis.

Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

PARKS & RECREATION: (continued)

3. Purchase of Vectolex Mosquito Treatment -

#07-232

Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to purchase mosquito larvacide from the Stark County Health Department in the amount of \$390.00, which reflects a price of \$690.00, minus a discount of \$300.00, to be paid from Fund # 1000-4110-599-0000.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

4. Mosquito Program - Mr. Alexander said that Mr. Phil Revlock will be coming at 7:00 p.m. on June 27 to talk to residents about the mosquito program.

5. Concessions Agreement – Chuck Wagon -

#07-233

Motion by Mr. Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to enter into an agreement with Bill Kessler, owner of the Chuck Wagon, to provide concessions at the Diamond Community Park, a copy of which agreement is attached hereto and made a part of the record.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

6. World League Wrestling -

#07-234

Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the use of the Diamond Sports Complex by the World League of Wrestling on for three hours on June 23, 2007.
BE IT FURTHER RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that fees for use of the building will be \$450.00, plus 10% gross of concession sales.
BE IT FURTHER RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that the league will purchase a transient vendor permit, and will also hire two deputy Sheriffs for three hours and will have several volunteers on hand to help.
Approximately seven matches will take place in those three hours. The league will remove all equipment and items from building by 11:30 that evening.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

7. Refund for Preschool Program Fees -

#07-235

Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the refund of preschool program fees in the amount of \$15.00 to Laura Karls, 3318 Mehaffie Dr., Canton, OH 44721.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

PARKS & RECREATION: (continued)

8. Purchase of Cooler -

#07-236

Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio to authorize the purchase of a cooler from Rizzi
Distributors, Inc. for an amount not to exceed \$2,500.00, to be paid
from Fund #2901-4610-740-0000.

Seconded by Mr. Giavasis.

Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

LAW DIRECTOR:

1. East Harmont Annexation Area – Mr. Williams presented the Board with the resolution from the City of Canton.

CENTRAL MAINTENANCE:

1. The Monthly Report was presented.
2. Air Conditioning for Loader -

#07-237

Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees,
Stark County, Ohio, to authorize the purchase of an air conditioning
unit from Nortrax Equipment for the 2003 544 John Deere loader not
to exceed \$5,200.00 from Fund 2021-4330-740-0000.

Seconded by Mr. Giavasis.

Discussion: Mrs. Bossart said that when they use this loader at our recycling piles, there is a lot of mold and dust that comes in the doors of the loader. It is actually a health problem, and some of the men are experiencing some breathing problems. The Board unanimously approved the air conditioning to be placed in the loader.

Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

COMMUNICATIONS:

1. Judy Pocock - a thank you for putting up the Deer Crossing signs.
2. Stark County Metropolitan Sewer District – regarding the installment of a trunk line, and various numbers to contact them.
3. Stark County Safety Council – regarding a Safety Council Awards Banquet, to be held May 16, at Kent Stark Campus.
4. Canton Municipal Court – regarding their annual report.

CONCERNS OF CITIZENS:

Barry J. Devo – a letter regarding noise that he has tracked coming from the Essroc Cement Co. He wants to know if anything can be done. It is destroying his sleep and tranquility at his home. He is concerned.

Dawn Pegg, of 4525 Lindford, was concerned about the location of Middlebranch on the Municipal map. Mrs. Sabina-Campbell explained to her that, due to her information, they did call the Stark County Engineer's Office, and they were able to get that corrected in time.

CONCERNS OF TRUSTEES:

Lou Giavasis was contacted by the owner of Oakwood Plaza about a festival or carnival they are going to have next week. He also received a complaint from a nearby neighbor to the plaza about a party that was going on for the weekend last week. He wanted to know how late they were allowed to play loud music. This man called him at about 11:30 p.m. Mr. Peroz said that our Zoning Department does not issue any such permit; however, the Health Department might issue permits if they were having food outside. We will check further into this.

APPROVAL OF MINUTES:

- #07-238 Motion by Mrs. Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to waive the reading of the minutes of the regular meeting held April 24, 2007 and make them a part of the record as if read in their totality; and
BE IT FURTHER RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to approve the minutes of the regular meeting held April 24, 2007 as presented.
Seconded by Mr. Giavasis.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.

EXECUTIVE SESSION:

- #06-239 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 9:07 p.m. from this regular meeting of May 9, 2007 as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of: appointment of a public employee or official; employment of a public employee or official; compensation of a public employee or official; a conference with the law director or other retained counsel concerning pending or imminent court action.
Seconded by Mrs. Bossart.
Vote: Mr. Leno, yes; Mrs. Bossart, yes; Mr. Giavasis, yes.
- #06-240 Motion by Mr. Giavasis to return to regular session at 10:27 p.m.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mrs. Bossart, absent; Mr. Giavasis, yes.

ANNOUNCEMENTS:

Mr. Giavasis announced that Trustee Pam Bossart had to leave for a family emergency.

- #07-241 Motion by Mr. Giavasis,
BE IT HEREBY RESOLVED that the Plain Township Board of Trustees, Stark County, Ohio, shall hire Jack Metzger for the position of Building Grounds and Maintenance Foreman (job description attached) at an hourly rate of \$15.00 plus full benefits for a probationary period of 90 days starting June 4, 2007. After successful completion of this probationary period and of a drug screening, the hourly rate for this position will be adjusted to \$16.00 plus full benefits.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mrs. Bossart, absent; Mr. Giavasis, yes.

ANNOUNCEMENTS: (continued)

#07-242 Motion by Mr. Giavasis,
 BE IT HEREBY RESOLVED that the Plain Township Board of Trustees, Stark County, Ohio, shall hire Jamie Bowser as the Plain Township Administrative Secretary at an hourly rate of \$9.75 plus full benefits for a probationary period of 90 days starting May 31, 2007. After successful completion of this probationary period and of a drug screening, the hourly rate for this position will be adjusted to \$10.00 plus full benefits.
 BE IT FURTHER RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adopt the attached revised job description for the position of Administrative Secretary.
 Seconded by Mr. Leno.
 Vote: Mr. Leno, yes; Mrs. Bossart, absent; Mr. Giavasis, yes.

#07-243 Motion by Mr. Giavasis,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to hire Cory Baker, as a summer employee for the Buildings & Grounds Dept. effective May 30th, 2007 at a rate of \$7.00 per hour with no benefits.
 Seconded by Mr. Leno.
 Vote: Mr. Leno, yes; Mrs. Bossart, absent; Mr. Giavasis, yes.

ADJOURNMENT:

#07-244 Motion by Mr. Giavasis,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 10:20 p.m.
 Seconded by Mr. Leno.
 Vote: Mr. Leno, yes; Mrs. Bossart, absent; Mr. Giavasis, yes.

Pamela S. Bossart Trustee	Louis P. Giavasis Trustee	Albert P. Leno, II Trustee
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ATTEST: _____
 Claude W. Shriver, II
 Fiscal Officer