

WORK SESSION

ATTENDANCE:

Pamela Bossart, Louis Giavasis, Albert Leno, II, Claude Shriver, Lisa Campbell, Eric Williams, John Sabo, Todd Alexander, Joe Iacino, Chuck Kegley and Steve Peroz.
The work session was called to order and it was for firefighter recognition. Kevin Huth was the only person present and he received a helmet and plaque from the Trustees and a congratulatory applause from the audience.

EXECUTIVE SESSION:

#09-139 Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 6:08 p.m. from this regular meeting of April 28, 2009 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
3. a conference with the law director or other retained counsel concerning pending or imminent court action
4. preparing for, conducting or reviewing negotiations or bargaining sessions with public employees

Seconded by Member Bossart.

Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, yes.

#09-140 Motion was made by Chairman Giavasis to return to public session at 7:01 p.m.
Seconded by Member Leno.
Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, yes.

REGULAR MEETING

OPENING: The regular meeting was called to order at 7:01 p.m. by President Giavasis who led the pledge of allegiance.

ATTENDANCE:

Pamela Bossart, Louis Giavasis, Albert Leno, II, Claude Shriver, Lisa Campbell, Eric Williams, John Sabo, Todd Alexander, Joe Iacino, Chuck Kegley and Steve Peroz. Media present: **Betty O’Neil**-Roderick, Akron Beacon Journal; Edd Pritchard, Repository and Cal Peters from WHBC.

AGENDA: The following was added to the agenda: Unfinished Business #2 – Group Life, #3 Medical Coverage; Fire Department #2 – Firefighter Recognition; and Road Department #9 – Parking Change -1400 Block of McDowell. The agenda was accepted.

SHERIFF'S REPORT:

- 1. 3830 Highspire NE – a complaint of barking dogs and Rottweilers running loose.

UNFINISHED BUSINESS:

- 1. Stark County Health Department Mosquito Program

#09-141 Motion by Member Bossart,
WHEREAS, the Plain Township Board of Trustees, desires to enter into an agreement for ADDITIONAL MOSQUITO SPRAYING with Stark County Health Department per the attached agreement from Fund #1000-4110-599-0000 in an amount not to exceed \$3,000.00.
Seconded by Member Leno.

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Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

2. Group Life

#09-142

Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize group life insurance through The Standard Insurance Company effective June 1, 2009. Seconded by Member Leno.

Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

3. Health Care Insurance

#09-143

- a. Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio shall provide medical coverage for all elected officials and full-time employees,
NOW IT BE HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio shall provide medical, dental, vision, and prescription coverage with Benefit Services to all elected officials and full-time employees until the first meeting of 2010, unless such plans are amended in collective bargaining or as otherwise provided by law.

Seconded by Member Bossart.

Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

#09-144

- b. Motion by Chairman Giavasis,
BE IT FURTHER RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to implement the proposed benefit changes effective June 1, 2009 for all full-time employees and elected officials as outlined in the attached summary incorporated hereby by reference.

Seconded by Member Leno.

Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

NEW BUSINESS:

BICENTENNIAL UPDATE:

1. Ryan Humbert Music at Bicentennial Festival

#09-145

Motion by Member Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter into the attached Contract with Ryan Humbert Music for the July 18, 2009 Bicentennial Celebration event.

Seconded by Chairman Giavasis.

Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

2. Earth Day Celebration – Lisa reviewed the details of Earth Day and how successful it was and what a great job Rick and all the departments participated and it was a great day.

FISCAL OFFICER'S REPORT:

1. Pending Warrants

#09-146

Motion by Chairman 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 \$128,644.80 as attached hereto and made a part of these minutes.

Seconded by Member Leno.

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Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, yes.

2. Regular Payroll

#09-147

Motion by Member 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 \$220,000.00.

Seconded by Chairman Giavasis.

Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, yes.

3. Medical Claims

#09-148

Motion by Member Leno,
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>
4/21/09	15498	\$15,371.10
04/28/09	15499	15,474.82

Seconded by Member Bossart.

Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, yes.

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

5. Section 125 Plan Adoption

This was tabled to the next meeting

6. EMS Refund

#09-149

Motion by Member Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of
Trustees, Stark County, Ohio to authorize a refund as follows for
overpayment for Emergency Medical Services as requested by
Ohio Billing Inc.:

<u>PAYABLE TO</u>	<u>AMOUNT</u>
Anthem Blue Cross (for Armond Moore)	\$ 402.75

Seconded by Member Bossart.

Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

7. Modify Lexington Farms Lighting District

#09-150

Motion by Member Bossart,
WHEREAS, the Plain Township Board of Trustees created the
Lexington Farms Lighting District on October 25, 2005
(Resolution #05-524); and

WHEREAS, a request was received to change five (5) of the 9,000
lumen street lights to private lighting within the district and to
add two (2) additional private lights within the Lexington Farms
Lighting District (Resolution #06-085);

WHEREAS, the private lighting was never installed and on April
24, 2009 a request from Wagler Homes was received to change
this private lighting to public lighting;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain
Township Board of Trustees, Stark County, Ohio to change the
following six (6) street lights on Rosedown as previously
approved:

- Intersection of Easton Street NE and Rosedown Boulevard (#716)
- Intersection of Easton Street NE and Rosedown Boulevard (#717)

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In the center island of Rosedown Boulevard south of Seabiscuit Drive (#559)

In the center island of Rosedown Boulevard north of Seabiscuit Drive (#560)

At the intersection of Rosedown Boulevard and Pine Bluff (#561)

At the intersection of Rosedown Boulevard and St Ledger (#562)

BE IT FURTHER RESOLVED by the Plain Township Board of Trustees to authorize the Plain Township Fiscal Office to certify this cost as a special assessment to the property owners to the Stark County Auditor and to inform American Electric Power Company.

Seconded by Member Leno.

Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

8. Department of Liquor Control – Legends

This will be held to the next meeting for public comment.

ADMINISTRATOR:

1. Muskingum Watershed Conservancy District

Information that our application for assessment credits was received and is under review. MWCD will notify us by May 15 if our properties qualify.

2. Rain Garden Workshop

An update on the workshop held on April 18th that proved to be very successful.

3. Comprehensive Insurance Renewal

#09-151

Motion by Member Bossart,
BE IT HEREBY RESOLVED by the 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 \$14,573.00, a CDL Credit of \$850.00, and a Budget Relief Credit for 2009 of \$7,287.00.

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, 2009 through May 5, 2010 with a \$3 Million Liability Limit for the period in the amount of \$79,393.00 for a total cost of \$56,683.00 (less credits).

AND BE IT FURTHER RESOLVED to authorize payment to OTARMA SERVICE CENTER, 315 S. Kalamazoo, MI 49007.

Seconded by Member Leno.

Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

4. Schneider Street Tunnel

A favorable response from John Boccieri on the use of stimulus money for the construction of a tunnel to connect the school with the park which is part of the trail corridor in the Stark County Park System.

FIRE DEPARTMENT:

#09-151

Motion by Member Leno,

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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 \$20,000.00 to be taken from Account #3111-4220-420-3070.

Seconded by Chairman Giavasis.

Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

2. Firefighter Recognition

#09-153

Motion by Member Leno,
WHEREAS Walter Dugger, Kevin Huth, Joseph Scott, Vicki Scott, Brenda Wagner and Ronald Wagner as dedicated members of the Plain Township Fire Department have served the citizens of Plain Township for a combined 127 years.

WHEREAS, their commitment and passion in the performance of their duties have undoubtedly saved lives and property.

AND WHEREAS, their unselfish sacrifice of time and personal life styles have built and defined the good reputation of the Plain Township Fire Department.

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees to recognize and honor these Firefighters for making Plain Township a safer community by presenting them with a Plain Township Fire Helmet as per attached inventory list.

Seconded by Member Bossart.

Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

ROAD DEPARTMENT:

1. List Culvert Pipe, Catch Basins, Grates & Frames Bids

Bids were received from the following companies and are attached:

Advanced Drainage Systems

Hancor

HD Supply Waterworks

Marlboro Supply

2. Award Culvert Pipe, Catch Basins, Grates & Frames Bids

#09-154

Motion by Member Leno,
WHEREAS, the proposed Road Department projects will require primarily polyethylene storm sewer pipe; and

WHEREAS, in making its determination as to the best interests of the Township, the Plain Township Board of Trustees has properly considered its costs associated with the materials loaded **in Township trucks at bidder's place of business**; and FOB Plain Township Stockpile; and

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to award the 2009-2010 Culvert Pipe Contract as follows:

CORRUGATED SMOOTH LINED POLYETHYLENE STORM SEWER PIPE LOADED IN TOWNSHIP TRUCKS AT BIDDER'S PLACE OF BUSINESS:

Advanced Drainage Systems

08" Cor. \$2.52

10" Cor. \$3.29

12" Cor. \$3.84

15" Cor. \$5.15

18" Cor. \$7.35

24" Cor. \$11.95

30" Cor. \$17.54

36" Cor. \$22.27

CORRUGATED SMOOTH LINED POLYETHYLENE STORM

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SEWER PIPE FOB PLAIN TOWNSHIP STOCKPILE:

Advanced Drainage Systems

- 08" Cor. \$2.52
- 10" Cor. \$3.29
- 12" Cor. \$3.84
- 15" Cor. \$5.15
- 18" Cor. \$7.35
- 24" Cor. \$11.95
- 30" Cor. \$17.54
- 36" Cor. \$22.27

PVC/SDR35 OR EQUIVALENT CULVERT PIPE LOADED IN TOWNSHIP TRUCKS AT BIDDER'S PLACE OF BUSINESS:

HD Supply Waterworks

- 08" PVC \$3.27
- 10" PVC \$5.12
- 12" PVC \$7.36
- 15" PVC \$10.88
- 18" PVC \$16.32
- 24" PVC \$29.73

PVC/SDR35 OR EQUIVALENT CULVERT PIPE FOB PLAIN TOWNSHIP STOCKPILE:

HD Supply Waterworks

- 08" PVC \$3.27
- 10" PVC \$5.12
- 12" PVC \$7.36
- 15" PVC \$10.88
- 18" PVC \$16.32
- 24" PVC \$29.73

CATCH BASINS FOB PLAIN TOWNSHIP STOCKPILE:

HD Supply Waterworks

- 24" Precast CB Risers \$55.78
- 12" Precast CB Risers \$42.10
- 8" Precast CB Risers \$42.10

CATCH BASINS FOB PLAIN TOWNSHIP STOCKPILE:

Marlboro Supply

- 2' x 2' \$95.00
- 2' x 3' \$115.00
- 2' x 4' \$135.00
- 4" Precast CB Risers \$35.00

GRATES FOB PLAIN TOWNSHIP STOCKPILE:

Neenah Foundry

- 27" x 27" \$89.00

FRAMES FOB PLAIN TOWNSHIP STOCKPILE:

Marlboro Supply

- 27" x 27" 5110 C1 Angle Frame \$45.50

Seconded by Member Bossart.

Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

3. Sign Culvert Pipe, Catch Basins, Grates & Frames Bids

#09-155

Motion by Member Bossart,
WHEREAS, the Plain Township Board of Trustees has awarded a bid for 2009-2010 Culvert Pipe Bids to: Advanced Drainage Systems, Marlboro Supply, HD Supply Waterworks, Neenah Foundry.

WHEREAS, contracts have been prepared according to the terms and conditions of the bid specifications for 2009-2010 Culvert Pipe Bids;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the execution of the contracts for 2009-2010 Culvert Pipe Bids, the

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language of which contracts 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 Advanced Drainage Systems, Marlboro Supply, HD Supply Waterworks, Neenah Foundry upon satisfactory performance of the terms of this contract and according to the following schedule set forth therein.
Seconded by Member Leno.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

4. **Advertise for Road Materials “Limestone Only”**

#09-156

Motion by Member Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to direct the Plain Township Fiscal Officer to place an Advertisement for Bids for Road Materials for Limestone Only in a newspaper published in Stark County and of general circulation in the Township on May 4th and May 11th, 2009 in the Repository with bids to be opened at 12:00 P.M. on May 28th, 2009.
Seconded by Member Bossart.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

5. Advertise for Paving and Road Repair Project

#09-157

Motion by Member Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to direct the Plain Township Fiscal Officer to place an Advertisement for Bids for the Plain Township 2009 Paving and Road Repair Project in a newspaper published in Stark County and of general circulation in the Township on May 4th and May 11th, 2009 in the Repository with bids to be opened at 1:30 P.M. on May 28th, 2009.
Seconded by Member Leno.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

6. List Road Material Bids

Road Material bids were received from the following companies as shown on the attached list:
Central Allied
Oster Sand & Gravel
Massillon Asphalt
Northstar

7. Award Road Materials Bids

#09-158

Motion by Member Bossart,
WHEREAS, the Plain Township Board of Trustees Invitation for **Bids indicated that both price and the proximity of bidder’s** premises were to be considered in the evaluation of the bids received; and
WHEREAS, in making its determination as to the best interests of the Township, the Plain Township Board of Trustees has properly considered its costs associated with material loaded in **Township trucks at bidder’s place of business;**
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to award the 2009-2010 Road Materials Contracts as follows:
LOADED IN TOWNSHIP TRUCKS AT BIDDER’S PLACE OF BUSINESS:
Oster Sand & Gravel

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Gravel #57 \$9.50
Gravel #310 \$5.50
Gravel #304 \$9.00
Grit #9 \$4.25

FOB PLAIN TOWNSHIP STOCKPILE:

Oster Sand & Gravel

Gravel #310 \$9.25
Grit #9 \$8.00

LOADED IN TOWNSHIP TRUCKS AT BIDDERS PLACE OF BUSINESS:

Central Allied

Gravel #4 \$11.50

FOB PLAIN TOWNSHIP STOCKPILE:

Central Allied

Gravel #4 \$14.00
Gravel #57 \$13.00
Gravel #304 \$12.25

LOADED IN TOWNSHIP TRUCKS AT BIDDERS PLACE OF BUSINESS:

Central Allied

Asphalt #402 \$45.00
Asphalt #404 \$50.00
Asphalt #301 \$43.00
Asphalt Cold Mix SS-921 \$100.00
HPM Mix \$115.00
CURB Mix \$85.00

Massillon Asphalt

Asphalt #402 \$48.00
Asphalt #404 \$48.00
Asphalt #412 \$75.00
Asphalt #301 \$41.00

LOADED IN TOWNSHIP TRUCKS AT BIDDERS PLACE OF BUSINESS:

Northstar

Asphalt #402 \$49.00
Asphalt #404 \$49.00
Asphalt #412 \$55.00
Asphalt #301 \$42.00
Seconded by Member Leno.

Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

8. Sign Road Material Contracts

09-159

Motion Member Leno,
WHEREAS, the Plain Township Board of Trustees has awarded a bid for 2009-2010 Road Materials Bids to: Oster Sand & Gravel, Central Allied, Massillon Asphalt, Northstar.

WHEREAS, contracts have been prepared according to the terms and conditions of the bid specifications for 2009-2010 Road Material Bids;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the execution of the contracts for 2009-2010 Road Material Bids, the language of which contracts is incorporated by reference as if fully rewritten herein; and

BE IT FURTHER RESOLVED by the Plain Township Board of Trustees to authorize payments to Oster Sand & Gravel, Central Allied, Massillon Asphalt and Northstar upon satisfactory performance of the terms of this contract and according to the following schedule set forth therein.

Seconded by Member Bossart.

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Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

9. Parking Change 1400 Block of McDowell

Signs were put in awhile back for no parking on one side of the street. Now that there is softball, there is parking on both sides of the street and the neighbors are complaining. Joe and the Chief will look at this. This came as a recommendation from the **Sheriff's Department to Joe Iacino. He will get back to the Board** on a solution to the problem.

ZONING DEPARTMENT:

No Report

PARKS & FACILITIES:

1. Diamond Concessions Update

Todd went over the funds. On April 18th and 19th there was a net profit of \$1,800. Plain Local Baseball made \$263. Hoover High School volunteered for nothing and that money will be turned over to the Bicentennial Committee. Todd mentioned that Pepsi stepped up and has been a big help to them. They went thru 400 hot dog buns and he wanted to thank the Board for their support in allowing the Parks Department to take over the concessions. This money will be used for all of our parks and all ages of people in our community.

2. North Canton Middle School Lacrosse League

#09-160

Motion by Member Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the North Canton Middle School Lacrosse League to use Diamond Community Park for a one-day tournament on May 24, 2009 at the cost of \$40.00 per game; and
BE IT FURTHER RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that the North Canton Middle School Lacrosse League shall paint the field lines on May 23, 2009;
BE IT HEREBY FURTHER RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize 80 percent of the net profit from the concessions stand to the Plain Township Board of Trustees and 20 percent to the North Canton Middle School Lacrosse League.
Seconded by Member Leno.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

LAW DIRECTOR:

No Report

CENTRAL MAINTENANCE:

1. Fire Station #1 Roof

#09-161

Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter into the attached proposal and agreement with Kraiger Construction Company, LLC in order to perform repair work to Fire Station #1 in an amount not to exceed \$19,750.00.
Seconded by Member Bossart.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

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- 2. Purchase of Tarps

#09-162 Motion by Member Leno,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase and installation of three (3) truck tarps from Mountain Tarp not to exceed \$5,100.00 from Fund #2031-4330-740-0000.
 Seconded by Chairman Giavasis.
 Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

COMMUNICATIONS:

- 1. Swine Flu Update – information from the Stark County Health Department on the outbreak and precautions to take.

CONCERNS OF CITIZENS:

- 1. Thomas Juilian – 1091 Ivy Street NW was present with several concerns. One is the horrible traffic in his area due to the soccer fields and churches. Maintenance in his area of different homes not being kept up it should. He also had a concern about the water and sewer that are only a block away from his house. It was explained to him that the sewer is taken care of by the County but we could help him with the speeding in his area. It was mentioned that the other gentleman from Pembroke did not get enough signatures to move on with the sewer and water project in Pembroke.

CONCERNS OF TRUSTEES:

None

CONCERNS OF FISCAL OFFICER:

None

APPROVAL OF MINUTES:

- 1. Regular Meeting April 14, 2009

#09-163 Motion by Member 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 14, 2009 and make them part of the record as if read in their totality; and
 BE IT FURTHER RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to approve the minutes of the regular meeting held April 14, 2009 as presented.
 Seconded by Member Leno.
 Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, Yes.

ADJOURNMENT:

#09-164 Motion by Member Bossart,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 8:15 p.m.
 Seconded by Member Leno.
 Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, yes.

Pamela S. Bossart
Trustee

Louis P. Giavasis
Trustee

Albert P. Leno, II
Trustee

ATTEST: _____
 Claude W. Shriver, II
 Fiscal Officer