

FIREFIGHTER RECOGNITION

Chief John Sabo was introduced and presented four firefighters and recognized them for their total 131 years of service to Plain Township. Two of those individuals had a total between themselves of 100 years. That being William Snyder and Chris Neading. It was a very nice affair attended by their families and they were presented their helmets and a plaque.

EXECUTIVE SESSION:

- #09-205 Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 6:20 p.m. from this regular meeting of May 26, 2009 as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of:
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.

- #09-206 Motion was made by Chairman Giavasis to return to public session at 6:58 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 7:00 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.

AGENDA: The following were additions to the agenda: New Business #5 – Topographical Survey. Central Maintenance removed their item from the agenda. The agenda was accepted.

SHERIFF'S REPORT:

1. Cruise In
The ice cream store on Middlebranch Avenue NE has a cruise-in on Wednesday nights and there have been complaints of speeding between the hours of 7 and 9 pm in the neighborhood. Mr. Iacino said he looked and investigated finding some heavy skid marks in the area.
2. Speeding on Beverly NE
Mr. Giavasis filed a complaint of speeding on Beverly between 55th and Easton and running the stop sign at Beverly and Eastgreen NE.

UNFINISHED BUSINESS:**NEW BUSINESS:**

1. North Canton SW Sewer
Mr. Iacino informed the Board that CT Consultants Engineering had talked to him about a North Canton project. They want to put

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in storm and sanitary sewer and they need to go thru a portion of Plain Township. They also wanted to know if they could tie into our storm sewer that is already there. Joe said he is not at all comfortable with this as the system is rather old and he believes it would be an overload. Joe will continue to work with this situation **and keep the Board informed. It will be the Board's** decision as to whether they permit North Canton to go thru Plain Township. If it does happen, he would want the roads completely paved and put back properly.

#09-207 2. Plain Township Newsletter
Motion by Member Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize payment to Pinnacle Press in the amount of \$2,243.50 from fund #1000-4110-344-0000 for the printing of the Plain Township Summer Newsletter. BE IT FURTHER RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize payment to the United States Postal Service in the amount of \$2,931.81 from fund #1000-4110-342-0000 for postage for the Plain Township Summer Newsletter.
Seconded by Member Bossart.
Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, yes.

#09-208 3. Purchase of Scanner
Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase of one Kodak i260 scanner with flatbed attachment from the Stark **County Recorder's Office in the amount of \$3,400.00 from Fund #1000-4110-430-0000.**
Seconded by Member Leno.
Discussion: This would allow the Township to put their records on a disk. Mrs. Campbell said she and Mrs. Reikowski had discussed this as there is a concern about most of our records being on paper and if there was a fire or flood, we would lose most of our records.
Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, yes.

4. Yard Waste Recycling Drop-off
Someone discard some building materials, spouting, plywood and shingles abusing the system on Memorial Day. The yard waste people will not take this so it will cost us money to have our employees go thru it and discard it. The Board was upset about this and said **it is too bad that "one bad apple ruins a good thing for all the good citizens of the Township."**

#09-209 5. Topographical Survey
Motion by Member Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter into a contract with Hammontree & Associates for the boundary and topographic survey of the existing Township park property on Schneider Street NE in the amount of \$5,700.00 from fund #4904-4990-930-0000.
Seconded by Member Leno.
Discussion: This originally came in at \$18,000 from the engineering firm to do this work. Hammontree & Associates are going to do it for \$5,700.00 saying it is basically due to the economy and they need the work. It includes everything that we would need done and can be given to any of the entities we would be dealing in projects at the park.
Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, yes.

BICENTENNIAL UPDATE:

1. Update of Events – Mr. Giavasis reported that Skyland Pines has offered to donate the use of some golf carts for the day of the bi-

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centennial parade and functions. We will be responsible for storing them properly and returning them.

FISCAL OFFICER’S REPORT:

- 1. Pending Warrants

#09-210 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 \$192,462.60 as attached hereto and made a part of these minutes.
Seconded by Member Leno.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, yes.

- 2. Regular Payroll

#09-211 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 Member Leno.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, yes.

- 3. Medical Claims

#09-212 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>
05/19/09	15663	\$11,820.19
05/26/09	15745	14,342.90

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. Department of Liquor Control – BP Gasoline
The Board is not requesting a hearing.

ADMINISTRATOR:

- 1. Stark Soil & Water Conservation District
Their newsletter featured Plain Township’s Rain Garden Workshop on the front cover.

FIRE DEPARTMENT:

#09-213 1. Firefighter Recognition
Motion by Member Bossart,
WHEREAS, Edward A. Mahoney IV, Chris J. Neading, Julie M. Rice and William J. Snyder as dedicated members of the Plain Township Fire Department have served the citizens of Plain Township for a combined 131 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

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Plain Township a safer community by presenting them with a Plain Township Fire Helmet as per attached inventory list.
Seconded by Chairman Giavasis.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, yes.

- #09-214 2. Fire Chiefs Conference
Motion by Member Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the attendance for **Chief Sabo to the Ohio Fire Chief's Conference in Sandusky, Ohio** from July 19, 2009 to July 22, 2009 for lodging, registration, mileage, meals, parking, etc. in an amount to exceed \$1,100.00 to be taken from Account #2111-4220-318-0000.
Seconded by Chairman Giavasis.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, yes.

- #09-215 3. Permit Fee Waiver
Motion by Member Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to waive the permit fee for Pyrotecnico, New Castle, PA of \$50.00 for the Plain Township Fireworks presentation on July 18, 2009.
Seconded by Member Leno.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, yes.

ROAD DEPARTMENT:

- #09-216 1. 2009 Crack Sealing Program
Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to contract with GT Contracting, Inc. for the 2009 Crack Sealing Program, no to exceed the amount of \$22,095.00 from Fund #2031-4330-790-0000.
Seconded by Member Bossart.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, yes.

- #09-217 2. **'No Parking' Signs on Orcharddale**
Motion by Member Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, **Stark County, Ohio to authorize the posting of "No Parking Anytime" signs on the West side of Orchard Dale Dr. between 4635 and 4617 and also add "No Parking" signs to the South side of 4612 Orchard Dale Dr. N.W.**
Seconded by Member Bossart.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

- #09-218 3. **'No Parking' Signs on McDowell**
Motion by Member Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize on the 1300-1400 block **of McDowell Street NE the changing of "No Parking during Bob Cummings Stadium Events" signs to read "No Parking During All School & Sporting Events".**
Seconded by Member Leno.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, yes.

4. Pembroke Entrance Modification
Mr. Mike Hoeprich of 1326 Danbury was present to go over the redoing of the island entering Penbroke since it is under sewer construction now. The Association felt it would be a good time to make the necessary changes. He passed out maps and drawings.

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It was concluded by the Board that Joe Iacino would work with the contractor to see what we could do to help without expending any money but to get them to agree to the minor modifications the Association would like to have done. The Association will be contributing about \$3,600 to the project which would include a new entrance sign.

ZONING DEPARTMENT:

#09-219 1.. Nuisance Abatements
 a. 3758 Highspire Street NE
 Motion by Member 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 3758 Highspire Street NE, Stark County, Ohio (Parcel #52-11382) and
 WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 19, 2009 **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 Member Leno.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

#09-220 b. 3404 Martindale Road NE
 Motion by Member 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 3404 Martindale Road NE, Stark County, Ohio (Parcel #52-01022) and
 WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 19, **2009 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

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

#09-221

- c. 3926 Werner Church Road NE
Motion by Member 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 3926 Werner Church Road NE, Stark County, Ohio (Parcel #52-16470) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 19, 2009 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 Member Leno.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

#09-222

- d. Vacant Lot #2-4 on Whipple Avenue NW
Motion by Member 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 Vacant Lot #2-4 on Whipple Avenue NW, Stark County, Ohio (Parcel #52-15317) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 19, 2009 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

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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 Member Bossart.

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

#09-223

- e. Vacant Lot of 2.53 acres on Whipple Avenue NW
Motion by Member 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 Vacant Lot of 2.53 acres on Whipple Avenue NW, Stark County, Ohio (Parcel #52-02008) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 19, 2009 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 Member Leno.

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

#09-224

- f. 1600 30th Street NE
Motion by Member 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 1600 30th Street NE, Stark County, Ohio (Parcel #52-19055) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 19, 2009 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

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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 Member Leno.

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

#09-225

g. 1620 30th Street NE

Motion by Member 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 1620 30th Street NE, Stark County, Ohio (Parcel #52-17658) and

WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 19, 2009 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 Member Leno.

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

#09-226

h. 2426 30th Street NE

Motion by Member 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 2426 30th Street NE, Stark County, Ohio (Parcel #52-00464) and

WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 14, 2009 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:

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- 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 Member Leno.

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

#09-227

- i. 2707 30th Street NE
Motion by Member 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 2707 30th Street NE, Stark County, Ohio (Parcel #52-12906) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 14, **2009 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 Coded 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 Member Leno.

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

#09-228

- j. 2618 31st Street NE
Motion by Member 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 2618 31st Street NE, Stark County, Ohio (Parcel #52-08220) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 14, **2009 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

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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 Member Leno.

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

#09-229

k. 2825 31st Street NE

Motion by Member 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 2825 31st Street NE, Stark County, Ohio (Parcel #52-10337) and

WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 14, **2009 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 Member Leno.

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

#09-230

l. Vacant Lot #5 on 50th Street NW

Motion by Member 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 Vacant Lot #5 on 50th Street NW, Stark County, Ohio (Parcel #52-02529) and

WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 19, 2009 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:

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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 Member Leno.

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

#09-231

- m. Vacant Lot #6 on 50th Street NW
Motion by Member 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 Vacant Lot #6 on 50th Street NW, Stark County, Ohio (Parcel #52-02530) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 19, 2009 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 Member Leno.

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

#09-232

- n. Vacant Lot #7 on 50th Street NW
Motion by Member 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 Vacant Lot #7 on 50th Street NW, Stark County, Ohio (Parcel #52-02531) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 19, 2009 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

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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 Member Leno.

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

PARKS & FACILITIES:

- 1. Big Dog Middle School Lacrosse League

#09-233

Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the Big Dog Middle School Lacrosse League to use Diamond Community Park for seven weeks beginning on June 16, 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 Big Dog Middle School Lacrosse League shall paint the field lines each week prior to their use;

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 Big Dog Middle School Lacrosse League.

Seconded by Member Bossart.

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

- 2. Community Soccer Club

#09-234

Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize Community Soccer Club to use Diamond Community Park for their 2009 soccer season;

BE IT ALSO RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to charge Community Soccer Club \$15.00 per player that is registered.

Seconded by Member Bossart.

Discussion: The Board agreed to lower the rate from \$17.50 to \$15.00 per player as this particular league is having financial problems especially in the fall of the year. The Board will work with Todd to put together a parity so that all groups using the Diamond Complex will be paying the same amount per game.

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

LAW DIRECTOR:

No Report

CENTRAL MAINTENANCE:

No Report

COMMUNICATIONS:

None

CONCERNS OF CITIZENS:

2600 Easton St. NE
Canton, OH 44721

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1. Salvio Pileggi – 2664 Easton NE was present and read a statement in regard to dismay regarding Oakwood Plaza. He said he has done a little checking and there is a plaza in Shuffield, Ohio that won against the Giant Eagle situation where they are paying rent and keeping the building vacant. He said he is ready to take action to get things going and will have buses to take people to picket the Giant Eagle store. He suggested that the Township help in anyway they could to get a **farmers’ market on the property. It would be no cost, no** security problems as there would be no cooking, just fresh produce from farmers in the area. Mr. Giavasis said he has been in contact with Giant Eagle as recent as today and he also talked with Jim Wilson, owner of the plaza. They are negotiating for an anchor store that will be a Value King to go into the plaza **and he said if this doesn’t work, they can no long say they have** never had a tenant that they were going to entertain to go into **the building and he felt that Mr. Pileggi’s work should it come** to fruition, would push them over the edge. He did say they are going to be painting the building and repaving the parking lot. **As far as he is concerned it is just a “bandaid fix” we need to** have an anchor store. Mr. Pileggi agreed. We will follow the progress of the owner of the plaza as well as the progress of Giant Eagle in allowing someone to take over the anchor store so the plaza can be turned around and no longer be a **“junkyard” as Mr. Pileggi referred to it.**

CONCERNS OF TRUSTEES:

None

CONCERNS OF FISCAL OFFICER:

None

APPROVAL OF MINUTES:

1. Regular Meeting May 12, 2009

#09-235

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 May 12, 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 May 12, 2009 as presented.
Seconded by Member Leno.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, Yes.

ADJOURNMENT:

#09-236

Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 8:27 p.m.
Seconded by Member Bossart.
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