

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

AGENDA: The agenda was approved as presented.

SHERIFF’S REPORT:

1. Hall of Fame Issue
Lisa said there was a Hall of Fame issue that has been resolved.
2. Sandalwood NE
Lisa also reported on cut through that were going on at Sandalwood and Teakwood. The Sheriff will be watching this as there are no trucks allowed on these streets.

UNFINISHED BUSINESS:

1. 25th Street NE Storm Sewer Project
A meeting is being held on July 29, 2009 on this project with the City of Canton. Lisa Campbell, Joe Iacino and Sean Moriarty will be attending.

2. Sanitary Sewer in the Pembroke Allotment is now available.

3. Speed Zone Study – Peachmont Avenue
#09-396 Motion by Member Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize payment to ME Companies in an amount not to exceed \$4,000.00 for engineering services for a traffic study along Peachmont Ave NW in Plain Township from Carmen Drive to Mt. Pleasant St NW from Fund #2031-4330-790-0000.
Seconded by Member Bossart.
Discussion: Eric Williams advised the Board as to the Peachmont Street multi stop sign placement. He said his research indicated that several things and certain problems must be present as to allow this to be done. He feels a speed study is necessary. Mr. Leno said the Board has never turned against residents and have solved problems in other areas as it pertains to traffic. After discussion, the Board decided to approve the study.
Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, yes.

NEW BUSINESS:

1. Electric Aggregation Program Opportunity
A letter from the Stark County Commissioners regarding an electric aggregation program that will be placed on the November 3rd ballot.

2. False Alarms
#09-397 Motion by Member Bossart,
WHEREAS, the Plain Township Board of Trustees has authorized charges for false alarms from an automatic security alarm system in excess of three (3) false alarms within a calendar year pursuant to its authority under Ohio Revised Code Section 505.511

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(Resolution #06-568) in the following amounts: for the fourth **false alarm...\$50.00; for the fifth false alarm...\$100.00; for all false alarms in any calendar year occurring after the fifth false alarm...\$150.00; and**

WHEREAS, the Plain Township Board of Trustees has been duly notified by the Stark County Sheriff, under contract to Plain Township, that an excess of three (3) responses to such alarms have been made at the following businesses and/or residences:

NAME	ADDRESS	#	AMOUNT
Spee-D-Foods	3002 Market Ave N	4 th	\$ 50.00
Time Warner Cable	5520 Whipple Ave NW	5 th , 6 th	250.00
AT&T	4912 Whipple Ave NW	4 th	50.00
Gold Key Inc	4404 Whipple Ave NW	5 th	100.00
Margaret Granchi	4105 22 nd St NW	4 th	50.00
OJ Barbacci	1997 Applegrove St NW	5 th , 6 th	250.00

NOW THEREFORE BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to direct the Plain Township Fiscal Officer to send a Notice of Bill for Excess False Alarms to the locations identified above; and in the event that any bill noted above is not paid within thirty (30) days of the date of such notice;

BE IT FURTHER RESOLVED to direct the Plain Township Fiscal Officer to send a notice by certified mail to the manager and the owner, if different, of the real estate of which the commercial establishment is a part, or to the occupant, lessee, agent or tenant and to the owner, if different, of the real estate of which the residence is a part, stating that failure to pay the bill within 30 days, or to show just cause why the bill should not be paid, will result in the assessment of a lien upon the real estate in the above-stated amount.

BE IT FURTHER RESOLVED that if payment is not made within 30 days, or just cause shown, then the Fiscal Officer shall cause the above-stated amounts for each false alarm in excess of three (3) per year to be entered upon the tax duplicates of each location as a lien upon said real estate from the date of entry, which shall be **collected as other taxes and returned to the Township's General Fund.**

Seconded by Member Leno.

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

BICENTENNIAL UPDATE:

1. Bicentennial Parade & Festival Recap
Mr. Rick Campbell, the Bicentennial and Festival chairman gave an update on the festival and has had wonderful feedback. It was a 19 hour day and everyone worked very well together. He was very pleased with the outcome.
2. Update of Bicentennial Events
Mr. Campbell gave an update on the events that will be happening in the next few months and during the Christmas holidays.

7:30 PM – BUDGET HEARING

Mrs. Campbell went over various line items with regard to the budget. She explained areas of concern and also asked each of the department heads to talk about their areas of concern pertaining to their future expenditures. Chief Sabo explained how the ISO ratings affected the Township with regard to the fire apparatus owned and how that also can affect the cost of homeowners insurance.

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FISCAL OFFICER’S REPORT:

1. Pending Warrants
 #09-398 Motion by Member Leno,
 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 \$188,209.92 as attached hereto and made a part of these
 minutes.
 Seconded by Chairman Giavasis.
 Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, yes.

2. Regular Payroll
 #09-399 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
 #09-400 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 and Benefit Services Inc.:

<u>DATE</u>	<u>WARRANT</u>	<u>AMOUNT</u>
07/21/09	16046 (AultCare)	\$ 254.00
07/21/09	16047 (Medical Mutual)	15,580.31
07/21/09	16048 (Medical Mutual)	6,319.27
07/23/09	16050 (Medical Mutual)	9,493.81
07/28/09	16051 (AultCare)	153.37
07/28/09	16052 (Medical Mutual)	22,223.33

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. Transfer of Funds
 #09-401 Motion by Member Bossart,
 BE IT HEREBY RESOLVED by the Plain Township Board of
 Trustees, Stark County, Ohio to authorize the following transfer
 of Funds:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
Parks Dept		
1000-4610-490-0000 – Supplies Programs	1000-4610-420-0000 – Supplies	\$ 1,346.74
1000-4610-730-0000 – Improve Of Sites	1000-4610-420-0000 – Supplies	1,689.66
1000-4610-740-0000 – Machinery & Equipment	1000-4610-420-0000 – Supplies	1,500.00
Administration		
4904-4889-930-0000 – Park Development Cont.	4904-4990-730-0000 – Improvement of Sites	75,000.00

AND BE IT HEREBY FURTHER RESOLVED to approve the
 moving of payments made to Stark County Park District for
 Schneider Park in the total amount of \$45,598 from Account
 4904-4990-930-0000 to Account 4904-4900-730-0000.
 Seconded by Member Leno.
 Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, yes.

ADMINISTRATOR:

1. Drug Free Workplace Training
 Lisa provided the schedule for the Drug Free Workplace training

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that will be taking place.

FIRE DEPARTMENT:

1. No report.

ROAD DEPARTMENT:

- #09-402
1. Stark County Engineer Cooperative Purchasing Salt Program
Motion by Member Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County to participate in the Stark County Engineer Co-Operative Purchasing Salt Program for 2009-2010 season at \$47.09/ton dumped with Cargill, Inc.
Seconded by Member Leno.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, yes.

- #09-403
2. **“No Parking” Signs for Hall of Fame**
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the posting of **temporary “No Parking” signs on both sides on the following streets:** 17th St between Broad and Lakeside; Broad Ave NW from Fulton Road NW to 17th Street NW; Clarendon Ave NW from the City Limits to Fulton Rd NW; Clearview Ave NW from the City Limits to Fulton Road NW; Blake Ave NW from the City Limits to Fulton Rd NW; Barr Ave NW from the City Limits to Fulton Rd NW; off of Woodward Pl NW; 25th Street NW from Clarendon Ave NW to Broad Ave NW; 21st Street NW from Blake Ave NW to Broad Ave NW; 19th St NW from Broad Ave NW to the Stadium; and 17th St NW from Broad Avenue NW to the parking lot. **The above “No Parking” signs will be posted on August 7th, 2009 and removed August 10th, 2009.**
Seconded by Chairman Giavasis.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, yes.

3. Diamond Park Allotment Maintenance Bond Claim
A letter from Stark County Regional Planning Commission stating the developer has failed to satisfactorily maintain the public improvements for this allotment.

- #09-404
4. Retirement of Randy Picone
Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to accept **Randy Picone’s retirement** after 30 years of service with the Township. Effective July 20th, 2009.
Seconded by Member Bossart.
Discussion: Mr. Giavasis said that Randy had a smile on his face the day of the festival working just as hard as he did when he came to work 30 years ago. Mr. Iacino agreed and said he has never seen anyone work as hard as Randy did.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, yes.

ZONING DEPARTMENT:

1. Notice of Public Hearing
The Plain Township Board of Zoning Appeals will hold a public hearing on Wednesday, August 5, 2009 at 6 p.m. to consider Appeal #1200-09-A for the Pro Football Hall of Fame request for a Conditional Use Permit for a parking lot on Barr Avenue.

- 1.. Nuisance Abatements

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#09-405

- a. 3033 Taft Avenue NE
Motion by Member Leno,
WHEREAS, a public hearing was held on July 28, 2009 by the Board of Trustees regarding the property conditions at 3033 Taft Avenue NE, Stark County, Ohio (Parcel #52-08628) and
WHEREAS, Willis & Charlotte Rupert, have failed to demonstrate satisfactory progress in correcting the violations at the above property; and
WHEREAS, the Plain Township Board of Trustees has provided the owner(s) of the property with notice and opportunity to be heard on this matter;
NOW, 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. Notice of this decision will be provided to the property owners and any holders of liens of record thereon.

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

#09-406

- b. 3037 Taft Avenue NE
Motion by Member Leno,
WHEREAS, Ohio Revised Code Section 505.87 authorizes the Board of Trustees to provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from land in the Township if the Board determines that the property owners maintenance of such vegetation, garbage, refuse and other debris constitutes a nuisance; and
WHEREAS, a complaint was filed and processed regarding a nuisance property condition at 3037 Taft Avenue NE, Stark County, Ohio (Parcel #52-10067) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent July 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 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 Chairman Giavasis.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

#09-407

- c. 1600 30th Street NE
Motion by Member Leno,
WHEREAS, Ohio Revised Code Section 505.87 authorizes the Board of Trustees to provide for the abatement, control, or

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removal of vegetation, garbage, refuse, and other debris from land in the Township if the Board determines that the property owners maintenance of such vegetation, garbage, refuse and other debris constitutes a nuisance; and
WHEREAS, a complaint was filed and processed regarding a nuisance property condition at 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 July 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 Chairman Giavasis.

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

#09-408

- d. 2426 30th Street NE
Motion by Member Leno,
WHEREAS, Ohio Revised Code Section 505.87 authorizes the Board of Trustees to provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from land in the Township if the Board determines that the property owners maintenance of such vegetation, garbage, refuse and other debris constitutes a nuisance; and
WHEREAS, a complaint was filed and processed regarding a nuisance property condition at 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 July 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 Chairman Giavasis.

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

09-409

- e. 2707 30th Street NE
Motion by Member Leno,
WHEREAS, Ohio Revised Code Section 505.87 authorizes the Board of Trustees to provide for the abatement, control, or

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removal of vegetation, garbage, refuse, and other debris from land in the Township if the Board determines that the property owners maintenance of such vegetation, garbage, refuse and other debris constitutes a nuisance; and
WHEREAS, a complaint was filed and processed regarding a nuisance property condition at 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 July 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 Chairman Giavasis.

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

#09-410

f. 2618 31st Street NE
Motion by Member Leno,
WHEREAS, Ohio Revised Code Section 505.87 authorizes the Board of Trustees to provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from land in the Township if the Board determines that the property owners maintenance of such vegetation, garbage, refuse and other debris constitutes a nuisance; and
WHEREAS, a complaint was filed and processed regarding a nuisance property condition at 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 July 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 Chairman Giavasis.

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

#09-411

g. 2825 31st Street NE
Motion by Member Leno,
WHEREAS, Ohio Revised Code Section 505.87 authorizes the Board of Trustees to provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from

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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 July 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 Chairman Giavasis.

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

2. Nuisance Payments
 - a. 2117 Blake Avenue NW

#09-412

Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2116 Blake Avenue NW (Parcel #52-10835) to abate the nuisance on this property (Resolution #09-347) on July 7, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$218.36; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$245.85;
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 \$464.21 to be placed on the **property owner's tax duplicate.**

Seconded by Member Bossart.

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

- b. 4565 Brookhaven Circle NE
- Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 4565 Brookhaven Circle NE (Parcel #52-02589) to abate the nuisance on this property (Resolution #09-348) on July 7, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$359.83; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$273.85;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of

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a Nuisance certifying the total cost of \$633.68 to be placed on **the property owner's tax duplicate.**
Seconded by Member Bossart.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

#09-414

c. 2408 Clearview Avenue NE
Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2408 Clearview Avenue NE (Parcel #52-04502) to abate the nuisance on this property (Resolution #09-349) on July 7, 2009; and WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$223.44; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$240.25; 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 \$463.69 to be placed on **the property owner's tax duplicate.**
Seconded by Member Bossart.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

#09-415

d. 3726 Dauphine Drive NE
Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 3726 Dauphine Drive NE (Parcel #52-07185) to abate the nuisance on this property (Resolution #09-350) on July 7, 2009; and WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$287.55; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$245.85; 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 \$533.40 to be placed on **the property owner's tax duplicate.**
Seconded by Member Bossart.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

#09-416

e. 2748 Englewood Drive NE
Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2748 Englewood Drive NE (Parcel #52-02537) to abate the nuisance on this property (Resolution #09-351) on July 7, 2009; and WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$375.94; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$257.05; 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 \$632.99 to be placed on

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the property owner's tax duplicate.

Seconded by Member Bossart.

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

#09-417 f. Vacant Lot #241 on Harman Street NE
Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at Vacant Lot #241 on Harman Street NE (Parcel #52-02834) to abate the nuisance on this property (Resolution #09-378) on July 14, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$334.92; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$201.05;
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 \$535.97 to be placed on the **property owner's tax duplicate.**
Seconded by Member Bossart.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

#09-418 g. Vacant Lot on Millvale Avenue NE
Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at Vacant Lot on Millvale Avenue NE (Parcel #52-16404) to abate the nuisance on this property (Resolution #09-352) on July 7, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$310.20; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$217.85;
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 \$528.05 to be placed on **the property owner's tax duplicate.**
Seconded by Member Bossart.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

#09-419 h. 2482 Onahom Circle NE
Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2482 Onahom Circle NE (Parcel #52-05323) to abate the nuisance on this property (Resolution #09-380) on July 14, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$249.31; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$230.65;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of

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a Nuisance certifying the total cost of \$479.96 to be placed on
the property owner's tax duplicate.

Seconded by Member Bossart.

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

- #09-420 i. 3223 Regent Avenue NE
Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 3223 Regent Avenue NE (Parcel #52-03204) to abate the nuisance on this property (Resolution #09-353) on July 7, 2009; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$234.65;
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 \$498.39 to be placed on
the property owner's tax duplicate.
Seconded by Member Bossart.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.
- #09-421 j. 2527 Wertz Avenue NW
Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2527 Wertz Avenue NW (Parcel #52-04111) to abate the nuisance on this property (Resolution #09-354) on July 7, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$324.40; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$262.65;
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 \$587.05 to be placed on
the property owner's tax duplicate.
Seconded by Member Bossart.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.
- #09-422 k. 2112 Zircon Street NE
Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2112 Zircon Street NE (Parcel #52-12501) to abate the nuisance on this property (Resolution #09-355) on July 7, 2009; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$261.18;
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 \$261.18 to be placed on the
property owner's tax duplicate.
Seconded by Member Bossart.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.
- #09-423 l. 2020 26th Street NE
Motion by Chairman Giavasis,

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WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2020 26th Street NE (Parcel #52-07630) to abate the nuisance on this property (Resolution #09-356) on July 7, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$308.11; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$231.63;
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 \$539.74 to be placed on the **property owner's tax duplicate.**

Seconded by Member Bossart.

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

- #09-424 m. 2315 26th Street NE
Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2315 26th Street NE (Parcel #52-03509) to abate the nuisance on this property (Resolution #09-357) on July 7, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$204.58; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$230.03;
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 \$434.61 to be placed on the **property owner's tax duplicate.**
Seconded by Member Bossart.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.
- #09-425 n. 2701 26th Street NE
Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2701 26th Street NE (Parcel #52-04114) to abate the nuisance on this property (Resolution #09-358) on July 7, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$245.88; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$218.83;
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 \$464.71 to be placed on the **property owner's tax duplicate.**
Seconded by Member Bossart.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.
- #09-426 o. 2702 31st Street NE
Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County,

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Ohio has given notice to the owner of property located at 2702 31th Street NE (Parcel #52-07138) to abate the nuisance on this property (Resolution #09-359) on July 7, 2009; and WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$384.09; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$213.23; 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 \$597.32 to be placed on the **property owner's tax duplicate.**

Seconded by Member Bossart.

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

#09-427 p. 3015 31st Street NE
Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 3015 31st Street NE (Parcel #52-08237) to abate the nuisance on this property (Resolution #09-360) on July 7, 2009; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$305.33; 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 \$305.33 to be placed on **the property owner's tax duplicate.**

Seconded by Member Bossart.

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

#09-428 q. 1401 33rd Street NE
Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 1401 33rd Street NE (Parcel #52-03461) to abate the nuisance on this property (Resolution #09-361) on July 7, 2009; and WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$369.98; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$202.03; 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 \$572.01 to be placed on the **property owner's tax duplicate.**

Seconded by Member Bossart.

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

#09-429 r. Vacant Lot #32 on 34th Street NE
Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at Vacant Lot #32 on 34th Street NE (Parcel #52-04102) to abate the nuisance on this property (Resolution #09-362) on July 7, 2009; and

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WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$291.45;
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 \$291.45 to be placed on the **property owner's tax duplicate.**

Seconded by Member Bossart.

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

- #09-430 s. 122 35th Street NE
Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 122 35th Street NE (Parcel #52-09906) to abate the nuisance on this property (Resolution #09-363) on July 7, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$327.85; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$213.23;
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 \$541.08 to be placed on the **property owner's tax duplicate.**
Seconded by Member Bossart.

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

- #09-431 t. 2343 41st Street NE
Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2343 41st Street NE (Parcel #52-04334) to abate the nuisance on this property (Resolution #09-364) on July 7, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$259.89; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$220.43;
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 \$480.32 to be placed on **the property owner's tax duplicate.**
Seconded by Member Bossart.

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

PARKS & FACILITIES:

No report

LAW DIRECTOR:

- #09-432 1. Mediation
Motion by Member Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize Administrator, Lisa Campbell, to attend and participate in the mediation scheduled for August 21, 2009 in the case of Plain Township vs. Variola and to

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report to the Board any potential resolutions following said mediation.

Seconded by Chairman Giavasis.

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

CENTRAL MAINTENANCE:

No Report

COMMUNICATIONS:

1. Plain Township Bicentennial Parade & Festival
Lisa went over several communications from Township residents singing accolades as to the parade, festivities and the festival that took place for our Bicentennial celebration. All the feedback was welcomed and has been 100% positive. People are looking forward to the Township doing something similar on a yearly basis.

CONCERNS OF CITIZENS:

None

CONCERNS OF FISCAL OFFICER:

None

APPROVAL OF MINUTES:

1. Regular Meeting July 14, 2009

#09-433

Motion by Chairman ,
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 July 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 June 9, 2009 as presented.
Seconded by Member Bossart.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, Yes.

CONCERNS OF TRUSTEES:

None

EXECUTIVE SESSION:

#09-434

Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 8:12 p.m. from this regular meeting of July 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

Seconded by Member Bossart.

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

#09-435

Motion was made by Chairman Giavasis to return to public session at 8:30 p.m.

Seconded by Member Bossart.

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

1. Announcements: Dan Hall

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#09-436 Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of
Trustees, Stark County, Ohio to hire Dan Hall in the Road
Department effective August 17, 2009 at an hourly rate of
\$15.81 for a period of 90 days after a successful probationary
period to be moved to an Operator/Labor IV at \$17.50/hour.
All pending pre-employment drug & alcohol screening results.
Seconded by Member Leno.
Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis,
yes.

ADJOURNMENT:

#09-437 Motion by Member Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
Stark County, Ohio to adjourn at 8:31 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