

**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.

Chairman Giavasis called the Work Session to order at 6:20 p.m to discuss the Safety Resource Officer with Plain Local Schools. Mr. Chris Smith from Plain Local Schools was present and presented information on the 2009 ratings for the school system showing four of the schools are excellent and two are considered excellent with distinction. He also passed out letters from some of the principals in support of Deputy Chad Smith. He talked about their budget cuts and deficits they are facing. Member Bossart asked **since they did pass their operating levy wouldn't it** be a time for them to take it over. He said they probably could not afford it.

**EXECUTIVE SESSION:**

#09-453 Motion by Chairman Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 6:42 p.m. from this regular meeting of August 25, 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
- 2.(a) the purchase of real, personal, tangible or intangible property
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 Leno.  
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

#09-454 Motion was made by Chairman Giavasis to return to public session at 7:02 p.m.  
Seconded by Member Bossart.  
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

**REGULAR MEETING**

**OPENING:** The regular meeting was called to order at 7:02 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 and Edd Pritchard, Repository.

**AGENDA:** The following were additions to the agenda: **Sheriff's Report** - #1 – 62 & Middlebranch; Administrator #1 –Medical Leave of Absence. The agenda was accepted.

**SHERIFF'S REPORT:**

1. 62 & Middlebranch

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Member Leno said he had been contacted by a resident on Taft Avenue concerned about traffic parking on the corner lot near a car lot that is causing a road sight problem and he wanted the Sheriff to look into it.

### **UNFINISHED BUSINESS:**

- #09-455
1. Cops in Schools Agreement  
Motion by Chairman Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the Plain Township Administrator to enter into an contract with the Stark County **Sheriff's Office to provide a School Resource Officer to the Plain** Local School District for the 2009/2010 school year in an amount not to exceed \$49,371.32 to be paid from Fund #2081-4210-370-6110;  
BE IT FURTHER RESOLVED that the Plain Local School District shall reimburse Plain Township in an amount equal to one-half of the contract amount (not to exceed \$24,685.66). The Plain Local School District shall tender such reimbursement to Plain Township within thirty (30) days of receiving the invoice for the utilization of the School Resource Officer.  
Seconded by Member Leno.  
Discussion: Chairman Giavasis stated he felt cutting the School Resource Officer was not a good idea because of the number of calls that person actually solved within the school system offset the time an officer would be called off the street to go to the school. Member Leno added that this was something that was budgeted for and we have been doing it for a number of years and felt it was not a good idea to take this person out of the schools at this time. Member Bossart asked where we would get the money to make up the deficit in our police levy funds. Lisa said she moved money from the Applegrove widening project and used a portion of it.  
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

### **NEW BUSINESS:**

1. **'No Parking' Signs on Clarendon Street NW**  
Barbara Gillespie of 2202 Clarendon Avenue NW was present to tell the Board about an issue of parking on Clarendon Avenue. There was an event this past Saturday night and she said there were over 6,000 cars parked around and near the stadium. Mrs. Gillespie said the charge to park at Fawcett Stadium is \$15 but our parking fine is only \$5. She thought maybe we should look into raising our parking fine as many people feel they would rather pay the \$5 parking ticket rather than the \$15 parking fee on a lot.  
  
#09-456  
Motion by Chairman Giavasis,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the posting of **"No Parking during Fawcett Stadium events"** signs on Clarendon Street between 21<sup>st</sup> Street NW and Woodward Street NW and the 22<sup>nd</sup> Street NW cul-de-sac.  
Seconded by Member Leno.  
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.
2. Plain Township Fall Newsletter  
#09-457  
Motion by Member Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize payment to Pinnacle

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Press in an amount not to exceed \$2,300.00 from Fund #1000-4110-344-0000 for the printing of the Plain Township Fall 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 an amount not to exceed \$2,300.00 from Fund #1000-4110-342-0000 for postage for the Plain Township Fall Newsletter.

Seconded by Member Leno.

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

3. Trick-or-Treat

This will be on Saturday, October 31<sup>st</sup> this year and will be held from 3 p.m. to 5 p.m.

**BICENTENNIAL UPDATE:**

Mr. Rick Campbell gave another excellent review and preview of the events for the rest of 2009. Items include:

- 1. Historic Tour – on the SARTA Trolley visiting 30-40 sites.
- 2. Fire Prevention Day – this will have many activities at Station 4.
- 3. Christmas Tree Lighting & Celebration – the last celebration event to be held at Diamond Community Park on November 28.
- 4. Work Session December 8, 2009 – awards and appreciation **certificates will be distributed to sponsors of this year’s** Bicentennial events.

**FISCAL OFFICER’S REPORT:**

1. Pending Warrants

#09-458

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 \$159,167.92 as attached hereto and made a part of these minutes.

Seconded by Member Bossart.

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

2. Regular Payroll

#09-459

Motion by Member Leno,  
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

#09-460

Motion by Member Bossart,  
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 Medical Mutual:

<u>DATE</u>	<u>WARRANT</u>	<u>AMOUNT</u>
08/12/09	16251	\$ 7,112.33
08/18/09	16258	10,537.13
08/25/09	16322	11,425.08

Seconded by Member Leno.

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

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

#09-461

5. EMS Refund  
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 overpayments for Emergency Medical Services as requested by Ohio Billing, Inc.:

<u>PAYABLE TO</u>	<u>AMOUNT</u>
Janay Lawrence	\$ 35.00

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

#09-462

6. Fire Escrow Release  
Motion by Member Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the release of insurance proceeds being retained for a loss caused by fire on January 19, 2009 at the home of Chad and Cynthia Common of 6345 Firestone Rd NE in the amount of \$32,440.00. The check is to be made payable and sent to Design Restoration and Reconstruction, Inc. as authorized by Inspector Slabaugh, Bureau of Life Safety and Records.

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

#09-463

7. Transfer of Funds  
Motion by Member Leno,  
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>
<b>Road Dept</b>		
2031-4330-420-4020 – Materials	2031-4330-322-0000 – Garbage/Trash	\$ 200.00
2031-4330-420-4020 – Materials	2031-4330-341-0000 – Telephone	2,600.00
2031-4330-420-4020 – Materials	2031-4330-351-0000 – Electricity	1,400.00
2031-4330-420-4020 – Materials	2031-4330-352-0000 – Water/Sewer	600.00

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

#09-464

8. Additional Depository – Charter One Bank  
Motion by Member Leno,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio adopted Resolution #06-427 on August 8, 2006 awarding depository contracts for the period August 16, 2006 to August 15, 2011; and  
WHEREAS, RBS Citizens, N.A. doing business as Charter One Bank has now made Application for Deposit of Public Monies for Plain Township;  
NOW, THEREFORE, BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to award a Depository Contract for Active and/or Interim Funds of Plain Township to RBS Citizens, N.A. as attached and to authorize the Plain Township Fiscal Officer to sign the Memorandum of Agreement for Deposit of Public Funds.

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

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**ADMINISTRATOR:**

- #09-465
1. Medical Leave of Absence  
Motion by Chairman Giavasis,  
WHEREAS, Rick Foss is an employee of Plain Township;  
**WHEREAS, Rick Foss' Family Medical Leave Act ("FMLA") time**  
has expired and he is unable to return to work;  
NOW, THEREFORE BE IT HEREBY RESOLVED that the Plain  
Township Board of Trustees will grant to Rick Foss an excused  
medical leave of absence, without pay, up to and including  
October 1, 2009.  
BE IT FURTHER RESOLVED that during the aforementioned  
period of time, although the leave is taken without pay, **Rick Foss'**  
Township health insurance benefits shall remain in effect, and the  
other terms of his employment shall continue to remain in effect.  
Seconded by Member Leno.  
Vote: Member Leno, yes; Member Bossart, no; Chairman Giavasis, yes.

**FIRE DEPARTMENT:**

- #09-466
1. Medical Mutual  
Motion by Member Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of  
Trustees, Stark County, Ohio to become a participating provider  
with Medical Mutual of Ohio to accept assignment for non-  
resident EMS transports with the reimbursement paid directly to  
Plain Township and not paid to the consumer per the attached  
agreement and authorize the Fire Chief to sign attached  
agreement.  
Seconded by Member Leno.  
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.
  2. Ladder Truck Update  
Chief Sabo said he would like to schedule a work session for the  
meeting of September 8<sup>th</sup> at 6:20 p.m. to go over in detail the  
logistics of purchasing the ladder truck for which we have had  
money budgeted for the past five years and to go over new EPA  
mandates and that this truck may costs \$30,000 to \$50,000  
more due to the changes in mandates.

**ROAD DEPARTMENT:**

1. Oster Well Field Waterline  
**Mr. Iacino presented information on North Canton's proposed**  
plans to run **a raw 16" waterline from the water fields near 38<sup>th</sup>**  
Street and Salway in Plain Township north crossing roadways in  
the township. The Trustees were adamant that regardless of what  
happens that the roads be reconstructed as they were to begin  
with – no patching and seaming. They wanted them  
reconstructed and to make sure an inspector was on site during  
the project. Mr. Williams will look into this along with Mr. Iacino.
2. Purchase of Chipper  
#09-467  
Motion by Member Leno,  
BE IT HEREBY RESOLVED by the Plain Township Board of  
Trustees, Stark County, Ohio to authorize the purchase of a 2004  
Bandit Brush Chipper not to exceed \$19,000.00 from Fund  
#2141-4330-740-0000.  
Seconded by Chairman Giavasis.  
Discussion: Mr. Iacino discussed various reasons for the purchase  
of the chipper that was held over from last meeting. It will save

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time on the job without having to haul brush back to the recycling areas plus provide chips for our park and walking tracks.  
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

- #09-468 3. Asphalt Curbing Pricing  
Motion by Member Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the Plain Township Highway Superintendent to increase the cost of Asphalt Curbing to residents of Plain Township from \$1.10 ft. to \$1.55 ft. to cover the cost of increase of the Asphalt mix.  
Seconded by Member Leno.  
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

**ZONING DEPARTMENT:**

1. Nuisance Abatements

- #09-469 a) 2446 Cathy Drive 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 2446 Cathy Drive NE, Stark County, Ohio (Parcel #52-07395) and  
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director **was sent August 12, 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.

- #09-470 b) 2715 Dorothy Avenue 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 2715 Dorothy Avenue NE, Stark County, Ohio (Parcel #52-07150) and  
WHEREAS, a certified notice providing the property owner with

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seven (7) days to address the matter with the Zoning Director **was sent August 12, 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.

#09-471

c) Vacant Lot of 2.53 Acres on Whipple Avenue NW  
Motion by Member Bossart,  
WHEREAS, a public hearing was held on August 25, 2009 by the Board of Trustees regarding the property conditions at Vacant Lot of 2.53 acres on Whipple Avenue NW, Stark County, Ohio (Parcel #55-02008); and

WHEREAS, Soon Ho Kim, has 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 the notice and opportunity to be heard on this matter;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that:

1. High grass and/or weeds constitutes a nuisance under Ohio Revised Code Section 505.87, and
2. The nuisance shall be abated, controlled, or removed according to the procedures outlined in ORC Section 505.87, and
3. Notice of this decision will be provided to the property owners and any holders of liens of record thereon.

Seconded by Chairman Giavasis.

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

#09-472

d) Vacant Lot #2-4 on Whipple Avenue NW  
Motion by Member Bossart,  
WHEREAS, a public hearing was held on August 25, 2009 by the Board of Trustees regarding the property conditions at Vacant Lot #2-4 on Whipple Avenue NW, Stark County, Ohio (Parcel #52-15317); and

WHEREAS, Soon Ho Kim, has 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 the notice and opportunity to be heard on this matter;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that:

1. High grass and/or weeds constitutes a nuisance under Ohio Revised Code Section 505.87, and
2. The nuisance shall be abated, controlled, or removed according to the procedures outlined in ORC Section 505.87, and
3. Notice of this decision will be provided to the property

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owners and any holders of liens of record thereon.

Seconded by Chairman Giavasis.

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

- #09-473 e) 2343 41<sup>st</sup> 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 2343 41<sup>st</sup> Street NW, Stark County, Ohio (Parcel #52-04334) and  
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director **was sent April 29, 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.

- #09-474 f) Vacant Lot #5 on 50<sup>th</sup> Street  
Motion by Member Bossart,  
WHEREAS, a public hearing was held on August 25, 2009 by the Board of Trustees regarding the property conditions at Vacant Lot #5 on Whipple Avenue NW, Stark County, Ohio (Parcel #52-02529); and  
WHEREAS, Soon Ho Kim, has 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 the notice and opportunity to be heard on this matter;  
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that:
1. High grass and/or weeds constitutes a nuisance under Ohio Revised Code Section 505.87, and
  2. The nuisance shall be abated, controlled, or removed according to the procedures outlined in ORC Section 505.87, and
  3. Notice of this decision will be provided to the property owners and any holders of liens of record thereon.

Seconded by Chairman Giavasis.

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

- #09-475 g) Vacant Lot #6 on 50<sup>th</sup> Street  
Motion by Member Bossart,  
WHEREAS, a public hearing was held on August 25, 2009 by the

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Board of Trustees regarding the property conditions at Vacant Lot #6 on 50<sup>th</sup> Street NW, Stark County, Ohio (Parcel #52-02530); and

WHEREAS, Soon Ho Kim, has 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 the notice and opportunity to be heard on this matter;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that:

1. High grass and/or weeds constitutes a nuisance under Ohio Revised Code Section 505.87, and
2. The nuisance shall be abated, controlled, or removed according to the procedures outlined in ORC Section 505.87, and
3. Notice of this decision will be provided to the property owners and any holders of liens of record thereon.

Seconded by Chairman Giavasis.

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

#09-476

h) Vacant Lot #7 on 50<sup>th</sup> Street

Motion by Member Bossart,

WHEREAS, a public hearing was held on August 25, 2009 by the Board of Trustees regarding the property conditions at Vacant Lot #7 on 50<sup>th</sup> Street NW, Stark County, Ohio (Parcel #52-02531); and

WHEREAS, Soon Ho Kim, has 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 the notice and opportunity to be heard on this matter;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that:

1. High grass and/or weeds constitutes a nuisance under Ohio Revised Code Section 505.87, and
2. The nuisance shall be abated, controlled, or removed according to the procedures outlined in ORC Section 505.87, and
3. Notice of this decision will be provided to the property owners and any holders of liens of record thereon.

Seconded by Chairman Giavasis.

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

2. Nuisance Payments

#09-477

a) 2684 McDowell 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 2684 McDowell Street NE (Parcel #52-03147) to abate the nuisance on this property (Resolution #09-379) on July 14, 2009; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$269.80;

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 \$269.80 to be placed on the **property owner's tax duplicate**.

Seconded by Member Leno.

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

- #09-478            b)     3033 Taft 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 3033 Taft Avenue NE (Parcel #52-08628) to abate the nuisance on this property (Resolution #09-405) on July 28, 2009; and  
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$294.02;  
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$83.40;  
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report to County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$377.42 to be placed on the **property owner's tax duplicate.**  
Seconded by Member Leno.  
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.
  
- #09-479            c)     3037 Taft 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 3037 Taft Avenue NE (Parcel #52-10067) to abate the nuisance on this property (Resolution #09-406) on July 28, 2009; and  
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$225.42;  
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 \$443.27 to be placed on the **property owner's tax duplicate.**  
Seconded by Member Leno.  
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.
  
- #09-480            d)     1600 30<sup>th</sup> 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 1600 30<sup>th</sup> Street NE (Parcel #52-19055) to abate the nuisance on this property (Resolution #09-407) on July 28, 2009; and  
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$240.80;  
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$226.03;  
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 \$466.83 to be placed on the **property owner's tax duplicate.**  
Seconded by Member Leno.  
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.
  
- #09-481            e)     2426 30<sup>th</sup> 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 2426 30<sup>th</sup> Street NE (Parcel #52-00464) to abate the nuisance on this property (Resolution #09-408) on July 28, 2009; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$301.82; WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$206.65; 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 \$508.47 to be placed on the **property owner's tax duplicate**.

Seconded by Member Leno.

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

- #09-482 f) 2707 30<sup>th</sup> 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 2707 30<sup>th</sup> Street NE (Parcel #52-12906) to abate the nuisance on this property (Resolution #09-409) on July 28, 2009; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$364.14; 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 \$581.99 to be placed on the **property owner's tax duplicate**.  
Seconded by Member Leno.  
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.
- #09-483 g) 2618 31<sup>st</sup> 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 2618 31<sup>st</sup> Street NE (Parcel #52-08220) to abate the nuisance on this property (Resolution #09-410) on July 28, 2009; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$305.73; WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$213.85; 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 \$519.58 to be placed on the **property owner's tax duplicate**.  
Seconded by Member Leno.  
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.
- #09-484 h) 2825 31<sup>st</sup> 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 2825 31<sup>st</sup> Street NE (Parcel #52-10337) to abate the nuisance on this property (Resolution #09-411) on July 28, 2009; and WHEREAS, the Plain Township Board of Trustees incurred costs

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for services and notification in the amount of \$253.90;  
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$212.25;  
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 \$466.15 to be placed on the **property owner's tax duplicate**.  
Seconded by Member Leno.  
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

3. Notice of Subdivision Review  
Schedule of requests for variances to be reviewed by Stark County Regional Planning Commission and Subcommittee.

**PARKS & FACILITIES:**

1. Northeast Ohio Tennis Association Grant  
Mr. Alexander told the Board he received a \$500 grant for the tennis program. He said it is not a lot of money but every little bit helps.

- #09-485
2. Electrical Update  
Motion by Member Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize Abbott Electric to install new electrical service at Diamond Community Park in the amount of \$13,000.00 from Fund #1000-4120-730-0000.  
Seconded by Member Leno.  
Discussion: Member Leno wondered why we are doing this now when we are not committed to doing more festivals of that size next year. Mrs. Campbell explained that while Mr. Alexander is talking about large events even for him to bring in one or two vendors now at a soccer tournament, we do not have the proper electric to handle it. Member Leno said he now understands and he would be in favor of this along with the other Board members.  
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

3. Nuisance Abatements  
Mr. Alexander said that Member Leno put him in touch with a company who is funded **“up front” to help with nuisance abatements**. After discussion about this company called Maxim, Mrs. Campbell asked for more information in writing. Mr. Peroz said we would not be able to fund these people up front. Mr. Alexander said that he thought we were handling the abatements in due order internally.

- #09-486
4. Indoor Flag Football  
Motion by Member Bossart,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize Ultimate 4x4 Flag Football to hold the Indoor Football League inside the Diamond Sports Complex from November 8, 2009 through January 17, 2010 at the cost of \$100 per hour.  
Seconded by Chairman Giavasis.  
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

5. Advertisement Proposal  
After discussion, this was put on hold.

**LAW DIRECTOR:**

No Report

**CENTRAL MAINTENANCE:**

No Report

**COMMUNICATIONS:**

- 1. Solid Waste Management District – notice of a mandatory meeting to be held on September 1 at 10 a.m. to discuss upcoming changes in the yard waste program. This will be attended by Lisa Campbell and Joe Iacino.

**CONCERNS OF CITIZENS:**

- 1. Mike Hubble – 3891 Orion Street NW – is holding a neighborhood party on September 20, 2009 and has invited Mr. Leno and any trustees plus any trustee candidates to discuss at that meeting with his neighbors, traffic issues, barking dogs, dirt bike tracks, recycling bin locations and the tearing down of a hill near Burkey which has allowed the noise from I-77 to penetrate that neighborhood. Mr. Leno asked if he could bring Mr. Iacino and other department heads along to help answer any questions and Mr. Hubble said that would be fine.
- 2. Tom Pieper – 2810 River Run – was present to represent the Historical Society thanking the Township for the opportunity to work at the concession stands at Diamond Community Park to make a little bit of extra money and also for their continued support of the Township Hall for their meetings and support for the Bicentennial efforts.

**CONCERNS OF TRUSTEES:**

None

**CONCERNS OF FISCAL OFFICER:**

None

**APPROVAL OF MINUTES:**

- 1. Regular Meeting August 11, 2009

#09-487

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 August 11, 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 August 11, 2009 as presented.  
 Seconded by Chairman Giavasis.  
 Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, Yes.

**ADJOURNMENT:**

#09-488

Motion by Chairman Giavasis,  
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 8:35 p.m.  
 Seconded by Member Bossart.  
 Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, yes.

PLAIN TOWNSHIP BOARD OF TRUSTEES

Regular

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Pamela S. Bossart  
Trustee

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Louis P. Giavasis  
Trustee

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Albert P. Leno, II  
Trustee

ATTEST: \_\_\_\_\_  
Claude W. Shriver, II  
Fiscal Officer