

2600 Easton St. NE
 Canton, OH 44721

Page 1 of 6
 September 15, 09

SPECIAL MEETING

ATTENDANCE:

Louis Giavasis, Albert Leno, Lisa Campbell, Steve Peroz, Rob Skolmutch and Jo Ellen Reikowski.

FISCAL OFFICER PRO TEM:

#09-517 Motion by Chairman Giavasis,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,
 Stark County, Ohio to appoint Jo Ellen Reikowski as Fiscal Officer Pro
 Tem.
 Seconded by Member Leno.
 Vote: Member Bossart, Absent; Member Leno, yes; Chairman Giavasis, yes.

OPENING:

The Special Meeting was called to order at 12:08 p.m. by Chairman Giavasis who dispensed with the pledge of allegiance. The agenda was accepted as presented.

NEW BUSINESS:

1. Telephone Services
 Mrs. Campbell asked Rob Skolmutch to explain the changes to our telephone services that he is recommending. Rob said the biggest change and cost savings will be the elimination of the point-to-point lines at Road, Parks and the five Fire Stations. Over the past several years the Township has experienced numerous difficulties and much frustration with our current provider XO Communications and has been waiting for their contract to expire. His recommendation will be to enter into a three-year contract with AT&T with a digital PRI line at the Administration building and with all other lines and services to be on a twelve-month verbal agreement. He calculated the annual cost savings to be \$26,952. He feels this will be the most cost effective and most reliable with only one place to call for service. We will continue to use our existing phone system and numbers.

#09-518 a.) Motion by Member Leno,
 BE IT HEREBY RESOLVED by the plain Township Board of Trustees, Stark County, Ohio to enter into the attached agreement with AT&T for local and long distance phone service.
 Seconded by Chairman Giavasis.
 Vote: Member Bossart, Absent; Member Leno, yes; Chairman Giavasis, yes.

#09-519 b.) Motion by Chairman Giavasis,
 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter into the attached agreement with AT&T for analog telephone lines.
 Seconded by Member Leno.
 Vote: Member Bossart, Absent; Member Leno, yes; Chairman Giavasis, yes.

2600 Easton St. NE
Canton, OH 44721

Page 2 of 6
September 15, 09

#09-520 c.) Motion by Member Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter into the attached agreement with AT&T for the PRI digital line for Administration.
Seconded by Chairman Giavasis.
Vote: Member Bossart, Absent; Member Leno, yes; Chairman Giavasis, yes.

#09-521 d.) Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter into the attached agreement with AT&T for the DS1 service at Administration.
Seconded by Member Leno,
Vote: Member Bossart, Absent; Member Leno, yes; Chairman Giavasis, yes.

ZONING:

1. Nuisance Abatements
a) 2117 Blake Avenue NE
#09-522 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 2117 Blake Avenue NE, Stark County, Ohio (Parcel #52-10835) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning **Director was sent August 28, 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 Bossart, Absent; Member Leno, yes; Chairman Giavasis, yes.

#09-523 b) 2408 Clearview Avenue NW
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

2600 Easton St. NE
Canton, OH 44721

Page 3 of 6
September 15, 09

WHEREAS, a complaint was filed and processed regarding a nuisance property condition at 2408 Clearview Avenue NW, Stark County, Ohio (Parcel #52-04502) and

WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent August 27, 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 Bossart, Absent; Member Leno, yes; Chairman Giavasis, yes.

#09-524

c) 3726 Dauphin Drive 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 3726 Dauphin Drive NE, Stark County, Ohio (Parcel #52-07185) and

WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent August 31, 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 Bossart, Absent; Member Leno, yes; Chairman Giavasis, yes.

d) 1600 30th Street NE

2600 Easton St. NE
Canton, OH 44721

Page 4 of 6
September 15, 09

#09-525

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 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 August 27, 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 Bossart, Absent; Member Leno, yes; Chairman Giavasis, yes.

2. Nuisance Payments
 - a) Vacant Lot of 2.53 Acres on Whipple Avenue NW

#09-526

Motion by Chairman Giavasis,
 WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at a Vacant Lot of 2.53 acres on Whipple Avenue NW (Parcel #52-02008) to abate the nuisance on this property (Resolution #09-471) on August 25, 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 \$500.27; and
 WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$77.80;
 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 \$578.07 to **be placed on the property owner’s tax duplicate.**

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

- b) Vacant Lot #2-4 on Whipple Avenue NW

2600 Easton St. NE
Canton, OH 44721

Page 5 of 6
September 15, 09

- #09-527 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 #2-4 on Whipple Avenue NW (Parcel #52-15317) to abate the nuisance on this property (Resolution #09-472) on August 25, 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 \$478.59; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$77.80;
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 \$556.39 to **be placed on the property owner's tax duplicate.**
Seconded by Member Leno.
Vote: Member Bossart, Absent; Member Leno, yes; Chairman Giavasis, yes.
- #09-528 c) Vacant Lot #5 on 50th Street 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 Vacant Lot #5 on 50th Street NW (Parcel #52-02529) to abate the nuisance on this property (Resolution #09-474) on August 25, 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 \$447.89; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$77.80;
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 \$525.69 to **be placed on the property owner's tax duplicate.**
Seconded by Member Leno.
Vote: Member Bossart, Absent; Member Leno, yes; Chairman Giavasis, yes.
- #09-529 d) Vacant Lot #6 on 50th Street NW
Motion by Louis Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at Vacant Lot #6 on 50th Street NW (Parcel #52-02530) to abate the nuisance on this property (Resolution #09-475) on August 25, 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 \$447.89; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$77.80;
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

2600 Easton St. NE
Canton, OH 44721

Page 6 of 6
September 15, 09

Abatement of a Nuisance certifying the total cost of \$525.69 to **be placed on the property owner's tax duplicate.**

Seconded by Member Leno.

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

- #09-530 e) Vacant Lot #7 on 50th Street 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 Vacant Lot #7 on 50th Street NW (Parcel #52-02531) to abate the nuisance on this property (Resolution #09-476) on August 25, 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 \$483.54; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$77.80;
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 \$561.34 to **be placed on the property owner's tax duplicate.**
Seconded by Member Leno.
Vote: Member Bossart, Absent; Member Leno, yes; Chairman Giavasis, yes.

CONCERNS OF TRUSTEES:

- 1. Chairman Giavasis said he has had calls about chickens running everywhere in the vicinity of Middlebranch and Martindale Roads and is concerned. Mr. Peroz said he looked into this and stated there is 1.6 acres in the property, there is a **coop that on the Auditor's website shows that it was built in 1950** prior to any zoning regulations and it is within the 100 ft set back. Mr. Leno is concerned about accidents if the chickens get onto the road. Mr. Peroz said he would look into it further.

ADJOURNMENT:

- #09-531 Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 12:23 p.m.
Seconded by Member Leno.
Vote: Member Bossart, Absent; Member Leno, yes; Chairman Giavasis, yes.

Absent

Pamela S. Bossart
Trustee

Louis P. Giavasis
Trustee

Albert P. Leno, II
Trustee

ATTEST: _____
Jo Ellen Reikowski
Fiscal Officer Pro-Tem