

REGULAR MEETING

OPENING: The regular meeting was called to order at 7:00 p.m. by President Giavasis who dispensed with the pledge of allegiance.

ATTENDANCE:

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

AGENDA: Added to the Agenda under Concerns of Citizens by Member Bossart
1. Dwight Sammett.

SHERIFF'S REPORT:

1. Extra Patrol Trick or Treat
Mrs. Campbell informed the Board there would be an extra patrol in the area of Fawcett Stadium during trick or treat from 2 pm to 6 pm due to the fact of the no parking signs in this area for the football games and she felt from a safety standpoint this would be a good preventative act.
2. Pine Street Investment Company – Oakwood Square
Tractor trailer rigs have been parking at Oakwood Square. Mrs. Campbell said she has been notified by several people tractor trailer trucks were parked on the Oakwood Square property. She received a letter from the owners of Oakwood Square stating that they have erected signs that tractor trailer parking at Oakwood Square was not permissible. Now that the proper signage is up, the Sheriff can have the vehicles towed after being notified by the proper authorities.
3. Willowbrook Heights – David Brinkley
David Brinkley of 2301 48th Street NE was talking about the increase in vandalism in his neighborhood to the point the elderly were afraid to go out at dusk to walk their dogs or take a walk. There are broken pumpkins on the street, a light post has been broken down and car break-ins. Mr. Brinkley said it is to the point where there are several men in the neighborhood that are taking into their own hands to patrol in the evening and he wanted the law enforcement people to know about it before something really bad happens. The Sheriff representative **present asked Mr. Brinkley to please notify the Sheriff's** Department in the near future when they notice disruptions and see these individuals on the streets. He said he would also increase patrol in the area.

UNFINISHED BUSINESS:

1. Liquor Permit – Billybadz Co. LLC
No objections have been received so a hearing will not be requested. This is just a name change with the same owners.

NEW BUSINESS:

- #09-599
1. False Alarms
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

2600 Easton St. NE
Canton, OH 44721

Page 2 of 12
October 27, 09

to its authority under Ohio Revised Code Section 505.511 (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
Schumacher Homes	2715 Wise Ave NW	4 th ,5 th , 6 th	\$300.00
Time Warner Cable	5520 Whipple Ave NW	7 th ,8 th	300.00
Margaret E. Granchi	4105 22 nd Street NW	5 th	100.00
George & Cindy Koberlein	2630 Sheffield St NW	4 th	50.00

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.

2. Township Appointments – Public Works

A letter from Stark County Regional Planning Commission and Stark County Area Transportation Study regarding township appointments to the District 19 Public Works Integrating Committee and a ballot. Two members and alternates shall be appointed by a majority of the Boards of Township Trustees located in the district.

FISCAL OFFICER'S REPORT:

1. Pending Warrants

#09-600

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 \$760,759.07 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

#09-601

Motion by Member Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,

2600 Easton St. NE
Canton, OH 44721

Stark County, Ohio to authorize payment of the regular payroll in an amount not to exceed \$220,000.00.
Seconded by Member Bossart.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, yes.

3. Medical Claims

#09-602

Motion by Chairman Giavasis,
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>
10/13/09	16627	\$ 21,578.33
10/23/09	16636	22,821.44
10/27/09	16731	4,255.90

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

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

#09-603

5. EMS Refund
Motion by Chairman Giavasis,
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>
Palmetto GBA (for Jack Phillips)	\$ 207.86
Buckeye Comm. HP WF (for William Thornsley)	97.65

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

#09-604

6. 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>
<u>Administration</u>		
1000-4110-599-0000 – Other Exp	1000-4210-740-0000 – Mach. & Equipment	\$ 6,450.00
1000-4110-599-0000 – Other Exp	1000-4120-351-0000 – Electricity	100.00
1000-4110-599-0000 – Other Exp	1000-4120-322-0000 – Garbage & Trash	100.00
1000-4110-599-0000 – Other Exp	1000-4610-740-0000 – Machinery OPERS	190.00
<u>Road Dept</u>		
2031-4330-599-0000 – Other Exp	2031-4330-351-0000 – Electricity	\$ 1,000.00
2031-4330-599-0000 – Other Exp	2031-4330-352-0000 – Water & Sewer	100.00
<u>Fire District</u>		
2111-4760-740-0000 – Machinery	2111-4220-420-3040 – Supplies-Tires	\$ 366.16
2111-4760-740-0000 – Machinery	2111-4220-351-0000 – Electricity	1,500.00

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

#09-605

7. Public Hearing - Lighting District at 36th Street NE for November 10, 2009 at 7:30 pm
Motion by Member Leno,
WHEREAS, a petition for a lighting district has been filed with the Plain Township Fiscal Officer on October 15, 2009 for a new lighting district on 36th Street NE between Market Avenue N and

2600 Easton St. NE
Canton, OH 44721

Page 4 of 12
October 27, 09

Beverly NE,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to set a public hearing for Tuesday, November 10, 2009 at 7:30 p.m. for the creation of a lighting district as petitioned by the property owners of 36th Street NE between Market Avenue N and Beverly NE, authorize the Plain Township Fiscal Officer to make the necessary notification to the property owners and to publish a legal ad in the Repository of the hearing.

Seconded by Member Bossart.

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

8. Public Hearing – Lighting District at Martindale Rd and Winterhall NE for November 24, 2009 at 7:30 p.m.

#09-606

Motion by Member Bossart,
WHEREAS, a petition for a lighting district has been filed with the Plain Township Fiscal Officer on October 21, 2009 for a new lighting district on the corner of Martindale Road NE and Winterhall Avenue NE,

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to set a public hearing for Tuesday, November 24, 2009 at 7:30 p.m. for the creation of a lighting district as petitioned by the property owners of Pendleton Commons Condo Association for the corner of Martindale Road and Winterhall Avenue NE and authorize the Plain Township Fiscal Officer to make the necessary notification to the property owners and to publish a legal ad in the Repository of the hearing.
Seconded by Member Leno.

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

ADMINISTRATOR:

1. Website
Mrs. Campbell went over several enhancements to the website and asked the Board and Department Heads and those involved take a look at it. It is very user friendly and there have been fine additions made to it to better assist the public.
2. **Public Record's Training**
Mrs. Campbell informed the Board she will be going to Columbus to take part in the public record training classes on November 4th.
3. Wellness Committee
Mrs. Campbell said she would like to design together a wellness committee. After our free health fair, the number one risk factor involved with the employees of Plain Township was that of diet and nutrition. With that being known, she feels those involved in good fitness in the Township could help those that are not. She would like to put in a wellness committee so in the future the employees would be better fit and save the Township money in their hospitalization costs in the future.

FIRE DEPARTMENT:

1. Renewal ACS Firehouse Solutions Software
#09-607
Motion by Member Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to renew the annual ACS Firehouse Solutions Software maintenance agreement in the amount of \$2,020.00 to be paid from the 2111-4220-323-0000 account.
Seconded by Member Bossart.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.

ROAD DEPARTMENT:

- 1. Lexington Farms Speed Zone
 - a) #09-608 Harness Circle NE
 Motion by Member Bossart,
 WHEREAS, a request has been made to this Board that the statutory vehicular speed limit established by Sec. 4511.21, Revised Code of Ohio is greater than considered reasonable and safe on Harness Circle NE between North Term and South Term, Plain Township, Stark County, Ohio.
 WHEREAS, this Board has caused to be made a traffic engineering investigation upon the section of road described above; and
 WHEREAS, it is the belief of this Board that such investigation confirms the allegation that the statutory speed limit of 55 mph is unrealistic;
 NOW THEREFORE BE IT RESOLVED by the Plain Township Trustees of Stark County, Ohio that:
 By virtue of the provisions of Sec. 4511.21, Revised Code of Ohio, the Township Trustees have determined that the Highway Superintendent has declared a reasonable and safe speed limit of 25 mph on the section of road described hereof, therefore, standard signs, properly posted and giving notice thereof will be erected.
 Seconded by Chairman Giavasis.
 Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, yes.
 - b) #09-609 Stone Crossing NE
 Motion by Member Bossart,
 WHEREAS, a request has been made to this Board that the statutory vehicular speed limit established by Sec. 4511.21, Revised Code of Ohio is greater than considered reasonable and safe on Stone Crossing St N.E. between existing pavement and East Term, Plain Township, Stark County, Ohio.
 WHEREAS, this Board has caused to be made a traffic engineering investigation upon the section of road described above; and
 WHEREAS, it is the belief of this Board that such investigation confirms the allegation that the statutory speed limit of 55 mph is unrealistic;
 NOW THEREFORE BE IT RESOLVED by the Plain Township Trustees of Stark County, Ohio that:
 By virtue of the provisions of Sec. 4511.21, Revised Code of Ohio, the Township Trustees have determined that the Highway Superintendent has declared a reasonable and safe speed limit of 25 mph on the section of road described hereof, therefore, standard signs, properly posted and giving notice thereof will be erected.
 Seconded by Chairman Giavasis.
 Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, yes.
 - c) #09-610 Birchbark Ave NE
 Motion by Member Bossart,
 WHEREAS, a request has been made to this Board that the statutory vehicular speed limit established by Sec. 4511.21, Revised Code of Ohio is greater than considered reasonable and safe on Birch Bark Avenue N.E. between Northeast Term and Rosedown Blvd NE, Plain Township, Stark County, Ohio.
 WHEREAS, this Board has caused to be made a traffic engineering investigation upon the section of road described

2600 Easton St. NE
Canton, OH 44721

Page 6 of 12
October 27, 09

above; and
WHEREAS, it is the belief of this Board that such investigation confirms the allegation that the statutory speed limit of 55 mph is unrealistic;
NOW THEREFORE BE IT RESOLVED by the Plain Township Trustees of Stark County, Ohio that:
By virtue of the provisions of Sec. 4511.21, Revised Code of Ohio, the Township Trustees have determined that the Highway Superintendent has declared a reasonable and safe speed limit of 25 mph on the section of road described hereof, therefore, standard signs, properly posted and giving notice thereof will be erected.
Seconded by Chairman Giavasis.
Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, yes.

#09-611 d) Horseshoe Ave NE
Motion by Member Bossart,
WHEREAS, a request has been made to this Board that the statutory vehicular speed limit established by Sec. 4511.21, Revised Code of Ohio is greater than considered reasonable and safe on Horsehoe Ave NE between North Term and South Term, Plain Township, Stark County, Ohio.
WHEREAS, this Board has caused to be made a traffic engineering investigation upon the section of road described above; and
WHEREAS, it is the belief of this Board that such investigation confirms the allegation that the statutory speed limit of 55 mph is unrealistic;
NOW THEREFORE BE IT RESOLVED by the Plain Township Trustees of Stark County, Ohio that:
By virtue of the provisions of Sec. 4511.21, Revised Code of Ohio, the Township Trustees have determined that the Highway Superintendent has declared a reasonable and safe speed limit of 25 mph on the section of road described hereof, therefore, standard signs, properly posted and giving notice thereof will be erected.
Seconded by Chairman Giavasis.
Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, yes.

#09-612 e) Secretariat Street NE
Motion by Member Bossart,
WHEREAS, a request has been made to this Board that the statutory vehicular speed limit established by Sec. 4511.21, Revised Code of Ohio is greater than considered reasonable and safe on Secretariat St NE between St. Leger St NE and Horseshoe Ave NE, Plain Township, Stark County, Ohio.
WHEREAS, this Board has caused to be made a traffic engineering investigation upon the section of road described above; and
WHEREAS, it is the belief of this Board that such investigation confirms the allegation that the statutory speed limit of 55 mph is unrealistic;
NOW THEREFORE BE IT RESOLVED by the Plain Township Trustees of Stark County, Ohio that:
By virtue of the provisions of Sec. 4511.21, Revised Code of Ohio, the Township Trustees have determined that the Highway Superintendent has declared a reasonable and safe speed limit of 25 mph on the section of road described hereof, therefore, standard signs, properly posted and giving notice thereof will be erected.
Seconded by Chairman Giavasis.

2600 Easton St. NE
Canton, OH 44721

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

#09-613

f) St. Leger St NE
 Motion by Member Bossart,
 WHEREAS, a request has been made to this Board that the statutory vehicular speed limit established by Sec. 4511.21, Revised Code of Ohio is greater than considered reasonable and safe St. Leger St. NE between Rosedown Blvd NE and Secretariat St NE, Plain Township, Stark County, Ohio.
 WHEREAS, this Board has caused to be made a traffic engineering investigation upon the section of road described above; and
 WHEREAS, it is the belief of this Board that such investigation confirms the allegation that the statutory speed limit of 55 mph is unrealistic;
 NOW THEREFORE BE IT RESOLVED by the Plain Township Trustees of Stark County, Ohio that:
 By virtue of the provisions of Sec. 4511.21, Revised Code of Ohio, the Township Trustees have determined that the Highway Superintendent has declared a reasonable and safe speed limit of 25 mph on the section of road described hereof, therefore, standard signs, properly posted and giving notice thereof will be erected.
 Seconded by Chairman Giavasis.
 Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, yes.

#09-614

g) Pine Bluff Ave NE
 Motion by Member Bossart,
 WHEREAS, a request has been made to this Board that the statutory vehicular speed limit established by Sec. 4511.21, Revised Code of Ohio is greater than considered reasonable and safe on Pine Bluff Ave N.E. between Rosedown Blvd NE and Northwest Term, Plain Township, Stark County, Ohio.
 WHEREAS, this Board has caused to be made a traffic engineering investigation upon the section of road described above; and
 WHEREAS, it is the belief of this Board that such investigation confirms the allegation that the statutory speed limit of 55 mph is unrealistic;
 NOW THEREFORE BE IT RESOLVED by the Plain Township Trustees of Stark County, Ohio that:
 By virtue of the provisions of Sec. 4511.21, Revised Code of Ohio, the Township Trustees have determined that the Highway Superintendent has declared a reasonable and safe speed limit of 25 mph on the section of road described hereof, therefore, standard signs, properly posted and giving notice thereof will be erected.
 Seconded by Chairman Giavasis.
 Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, yes.

#09-615

h) Bellview St NE
 Motion by Member Bossart,
 WHEREAS, a request has been made to this Board that the statutory vehicular speed limit established by Sec. 4511.21, Revised Code of Ohio is greater than considered reasonable and safe on Bellview St N.E. between Seabiscuit St NE and West Term, Plain Township, Stark County, Ohio.
 WHEREAS, this Board has caused to be made a traffic engineering investigation upon the section of road described above; and
 WHEREAS, it is the belief of this Board that such investigation

2600 Easton St. NE
Canton, OH 44721

Page 8 of 12
October 27, 09

confirms the allegation that the statutory speed limit of 55 mph is unrealistic;

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

By virtue of the provisions of Sec. 4511.21, Revised Code of Ohio, the Township Trustees have determined that the Highway Superintendent has declared a reasonable and safe speed limit of 25 mph on the section of road described hereof, therefore, standard signs, properly posted and giving notice thereof will be erected.

Seconded by Chairman Giavasis.

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

#09-616

i) Seabiscuit St NE

Motion by Member Bossart,

WHEREAS, a request has been made to this Board that the statutory vehicular speed limit established by Sec. 4511.21, Revised Code of Ohio is greater than considered reasonable and safe on Seabiscuit St NE between Rosedown Blvd NE and West Term, Plain Township, Stark County, Ohio.

WHEREAS, this Board has caused to be made a traffic engineering investigation upon the section of road described above; and

WHEREAS, it is the belief of this Board that such investigation confirms the allegation that the statutory speed limit of 55 mph is unrealistic;

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

By virtue of the provisions of Sec. 4511.21, Revised Code of Ohio, the Township Trustees have determined that the Highway Superintendent has declared a reasonable and safe speed limit of 25 mph on the section of road described hereof, therefore, standard signs, properly posted and giving notice thereof will be erected.

Seconded by Chairman Giavasis.

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

#09-617

j) Rosedown Blvd NE

Motion by Member Bossart,

WHEREAS, a request has been made to this Board that the statutory vehicular speed limit established by Sec. 4511.21, Revised Code of Ohio is greater than considered reasonable and safe on Rosedown Blvd NE between Easton St NE and Birch Bark St NE, Plain Township, Stark County, Ohio.

WHEREAS, this Board has caused to be made a traffic engineering investigation upon the section of road described above; and

WHEREAS, it is the belief of this Board that such investigation confirms the allegation that the statutory speed limit of 55 mph is unrealistic;

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

By virtue of the provisions of Sec. 4511.21, Revised Code of Ohio, the Township Trustees have determined that the Highway Superintendent has declared a reasonable and safe speed limit of 25 mph on the section of road described hereof, therefore, standard signs, properly posted and giving notice thereof will be erected.

Seconded by Chairman Giavasis.

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

2600 Easton St. NE
Canton, OH 44721

Page 9 of 12
October 27, 09

- 2. Stark County Regional Planning – Wicker Creek Allotment
A letter was received from Joseph Underwood of Stark County Regional Planning stating that Wicker Creek Allotment has passed their final acceptance and is releasing the Maintenance Bond and turning the allotment over to the Township. Mr. Iacino said there is approximately one quarter mile of roads in the allotment.

ZONING DEPARTMENT:

- 1. Nuisance Payments
 - a) 2302 Barr Avenue NE
#09-618 Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2302 Barr Avenue NW (Parcel #52-05843) to abate the nuisance on this property (Resolution #09-561) on September 30, 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 \$235.43; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$231.73; 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 \$467.16 to be placed on the **property owner’s tax duplicate**.
Seconded by Member Leno.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.
 - b) 2916 38th Street NE – garbage
#09-619 Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2916 38th Street NW (Parcel #52-16453) to abate the nuisance on this property (Resolution #09-562) on September 30, 2009; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$287.50; 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 \$287.50 to be placed on the **property owner’s tax duplicate**.
Seconded by Member Leno.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, yes.
 - c) 2916 38th Street NE – car
#09-620 Motion by Chairman Giavasis,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2916 38th Street NW (Parcel #52-16453) to abate the nuisance on this property (Resolution #09-563) on September 30, 2009; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$241.45; 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

2600 Easton St. NE
Canton, OH 44721

Page 10 of 12
October 27, 09

Nuisance certifying the total cost of \$241.45 to be placed on the **property owner's tax duplicate.**

Seconded by Member Leno.

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

PARKS & FACILITIES:

#09-621 1. Natureworks Grant Agreement
Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter into an agreement with Natureworks Local Grant Program as attached to authorize Todd Alexander, Parks and Director, to sign on behalf of the Township. Seconded by Member Bossart.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, yes.

#09-622 2. **McDonald's Advertising Logo**
Motion by Member Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to accept the one year advertisement agreement from McDonald's **Corporation** for \$600.00.
Seconded by Member Leno.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, yes.

#09-623 3. **McBrearty Family & Sport Chiropractor Logo**
Motion by Member Bossart,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to accept the one year advertisement agreement from McBrearty Family & Sport Chiropractor for \$600.00.
Seconded by Chairman Giavasis.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, yes.

#09-624 4. **Indoor Soccer Rules**
Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adopte the 2009/2010 indoor season rule changes per the attached.
Seconded by Member Bossart.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, yes.

5. **Soccer Excellence**
Mr. Alexander said he has been contacted several times by Soccer Excellence out of Kansas City, Kansas and they would like to establish themselves in using our fields at Diamond Community Complex. They are very serious and want to look at locking in a rate. Currently, we are charging \$40 per game which is what we inherited from the former owner. Todd is suggesting we charge them \$40 per game and moving to \$50 per game in the future. He will give more information to the Board in the future.

At this point, Mr. Carroll Wehr of Stonecreek Avenue stood up and want to know where the letter was that was taken by Mr. Giavasis and not returned to him. Mr. Giavasis attempted to tell him the agenda had not opened for Concerns of Citizens. Mr. Wehr continued up front and told Mr. Giavasis that he wanted the letter back. Mr. Giavasis told him he had misplaced the letter. Mr. Wehr said he had told his wife that he had mailed the letter and that he lied to his wife. Mr. Giavasis said he was sorry if he felt that he had lied. Mr. Wehr said he did not accept his apology that after all he was running for Trustee and not being truthful and he

2600 Easton St. NE
Canton, OH 44721

Page 11 of 12
October 27, 09

wanted the letter back. Mr. Giavasis said if he could make the letter appear, he would give it to him but he misplaced it. Mr. Wehr told him he had three months to find it and that he has no idea where it is and that he had lied to his wife. Mr. Giavasis said he had not lied to his wife, that he had told his wife that he had misplaced it.

LAW DIRECTOR:

No Report

CENTRAL MAINTENANCE:

- 1. Snowplow Equipment Purchase
Motion by Member Bossart,
#09-625 BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase of snow plow supplies from Chemung Supply in the amount of \$3,729.00 from Fund #2031-4330-420-3050.
Seconded by Member Leno.
Vote: Chairman Giavasis, yes; Member Leno, yes; Member Bossart, yes.

COMMUNICATIONS:

- 1. Thank You – Oysan
A thank you to Todd and his staff at Diamond Community Complex from Oysan who had a large soccer tournament there recently.
- 2. Louise Kerr – Trick or Treat Night
Mrs. Kerr, who is a school teacher who would like to see trick or treat moved back to the evening hours when parents are more apt to go with their children. One of the problems having it during the day is that the parents allow their children to go out by themselves unchaperoned and problems occur.

CONCERNS OF CITIZENS:

- 1. Residents of Rolling Ridge, the Yekels and the Harris were present to voice their complaint about a neighbor who is parking three and four cars on the street at all times making it very difficult for traffic to go by. Recently a school bus coming by had to stop as the crew from Plain Township was working on the street. The Plain Township Road Department went to the door and asked the individual to move the cars and he refused. After detailed discussion it was decided that the Board would have our detective go and talk with the party and if he is not **going to be cooperative then we will be placing “no parking”** on Rolling Ridge from Kirby to Stonecreek.

CONCERNS OF TRUSTEES:

- 1. Dwight Sammett – Member Bossart said she was contacted by Mr. Sammett of CT Energy regarding the possible placement of a well on the Schneider Park property. She was going to send this onto Eric and we will look into the proposal in the future as it could be very lucrative in the long term for Plain Township.

CONCERNS OF FISCAL OFFICER:

None

APPROVAL OF MINUTES:

- 1. Regular Meeting October 13, 2009

#09-626 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 October 13, 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 October 13, 2009 as presented.
Seconded by Member Leno.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, Abstain.

EXECUTIVE SESSION:

#09-627 Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn to executive session at 8:18 p.m. from this regular meeting of October 27, 2009 as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of:
1. (a) appointment of a public employee or official
Seconded by Member Bossart.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, Yes.

#09-628 Motion by Chairman Giavasis to return to public session at 8:40 p.m.
Seconded by Member Bossart.
Vote: Member Leno, yes; Member Bossart, yes; Chairman Giavasis, Yes.

ANNOUNCEMENTS:

There were no announcements.

ADJOURNMENT:

#09-629 Motion by Chairman Giavasis,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 8:41 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