

REGULAR MEETING

OPENING: The regular meeting was called to order at 6:00 p.m. President Scott Haws led the pledge of allegiance.

ATTENDANCE:

Albert Leno, II, Scott Haws, Chief Snyder, Rob Steinberg, Lisa Campbell, Denny Fulk, and Stephanie Cochran. Media present: Ty Lee; North Neighbor News, Betty O’Neil-Roderick; Akron Beacon Journal. Joseph Iacino II and Louis Giavasis were excused as they were representing the Township at the City of North Canton’s meeting regarding the Zimber ditch. Anthony Flex was excused for a prior commitment. Eric Williams was excused for medical reasons.

FISCAL OFFICER PRO-TEM:

#14-435

Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to appoint Stephanie Cochran as Fiscal Officer Pro Tem.
Seconded by Mr. Leno.

Vote: Mr. Leno, yes; Mr. Giavasis; , Mr. Haws; yes.

AGENDA: The agenda was presented and accepted without any additions or deletions.

SHERIFF'S REPORT:

1. Speeding on Endrow
Lisa explained that there is speeding on Endrow between 30th St. and 34th St. She then turned it over to Mr. Joe Ward of 3005 Endrow Ave NE. Mr. Ward explained that he and several of his neighbors are in attendance to address all of their concerns. Mr. Haws told Mr. Ward that his neighbors will all be able to express their concerns at the public speaks portion of the meeting. Mr. Ward understood and continued. His main concern is the speeding on his street that is brought about from all of the businesses. Endrow is the only throughway for all of these businesses. With Wal-Mart being open 24/7 the speeding happens at all hours of the day. He said the Sheriff was kind enough to set out the speed buggy, however, once it was removed the speeding escalated.
He also had concerns about the trash, noise, shopping carts, debris, profanity, and amount of traffic. He stated that many people have realized this is a cut through street to these businesses and no longer get on the highway to get to them. As homeowners he and his neighbors feel they should be able to enjoy their property. They pay their taxes to the township and the businesses pay their taxes to the City of Canton. He has been working with Mr. Leno and Mr. Fulk and he is thankful for that and he is here to address his concerns to the entire board. He and his neighbors are trying to take back their street. They want Endrow closed off at 34th street so it would become a dead end. He stated that in the past he has worked **with the Sheriff and the Fire Department and they don’t have** an objection to this. Lisa said that she will talk to Joe Iacino; the Road Superintendent, tomorrow to address this issue. She said that they will contact regional planning to see what was done in the past with similar issues.

2600 Easton St. NE
Canton, OH 44721

Page 2 of 16
August 26, 14

Lisa then asked Denny if he thought that vacating the road would be a possibility. Denny stated that it would probably be difficult to do because the road is already established as a cut through. Lisa told Mr. Ward that they will still try to vacate the street and see what would need done for this to happen. She then asked him if it did help when the speed buggy was out on the street, and he told her that it had the opposite effect and that people were trying to see how fast they could go. He then stated that even making it a one way street could help to alleviate the problem. Lisa then turned it over to Detective Konic and asked if he could address any of Mr. Ward's issues. The Detective asked in regard to the speeding if they would allow a deputy to sit in their driveway as opposed to the road. Several of the residents living on Endrow said they would allow this to happen. Mr. Leno said that we should do what we did on Firestone, and if we just drill it into the drivers that the area is patrolled and they will be ticketed for said offences then it will set the precedent and resolve the issue. Mr. Leno asked Mr. Ward if there was a certain time of day when the speeding is worse. Mr. Ward told him that it happens 24/7. Lisa explained to Mr. Ward that what Mr. Leno and Mr. Haws were saying is they will contact Lieutenant Springer from the **sheriff's office and the township will pay for extra patrols in** their area so that it does not pull one of the routine deputies patrolling the whole of Plain Township away from their normal duties. This would set the precedent. Mr. Ward stated that, that would be a start. He knows he is not the only one here with issues, and his neighbors will address their issues at the public speaks portion of the meeting.

DETECTIVE'S REPORT:

1. Tim Kiley – 6850 Firestone Ave NE
Mr. Kiley explained that the extra patrol on Firestone helped for a month, but it now happening again. He has 3 children who have to walk over 200 yards down Firestone to the bus stop. He has contacted the school to ask if they could move the **bust stop. The school told him no, because it is the sheriff's** responsibility to patrol the area, not their responsibility to move the bus stop. The bus turns and passes right by Mr. **Kiley's driveway and they still won't stop because it is a speed** enforcement issue and not a bus stop issue. Lisa asked him if he spoke to the school transportation department and the bus garage directly, he said he has twice. He said that they did sit in his driveway and it was great, however, out of 40 cars they only pulled over 9. He stated that the deputies were using 20mph over the speed limit as a threshold to pull people over, which makes it is OK to go 48pmh in a 30pmh zone. He stated that the mornings are the worst times for speeding. He wanted to **keep this fresh in the Board's mind because he hasn't seen as** much patrolling this month as he did last month. He stated that recently when he did see patrols, they were sitting on top of the hill where the speed zone ends. He stated the speed zone is from Big Springs to the top of the hill. Mr. Kiley concluded **in saying that he and his neighbors do appreciate all they've** done and they have seen a difference. However, each morning is still a struggle. He said that on Saturday they 3 motorcycles side by side racing down the road. He said that once the road is paved the problem will escalate. Lisa mentioned that she will email him tomorrow, and that she will work and communicate with the school to see if there is anything on their end that can be done.

UNFINISHED BUSINESS:

2600 Easton St. NE
Canton, OH 44721

- #14-436 1. Purchase of Generator from Abbott Electric
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to authorize the purchase and installation of a new 45kW, 3-phase, 120/208V natural gas standby generator with 150A main circuit breaker from Abbott Electric, Inc. and to authorize payment from fund #01-B-02 not to exceed the amount of \$30,782.00.
Seconded by Mr. Leno.
Discussion: Mr. Haws stated that he had a voicemail from a constituent expressing concern that the township is going to expend over \$30,000.00 on a generator. Last meeting it was on record and all three trustees acknowledged that disasters do happen within the township. This individual had indicated that with the new centralized fire station that they felt command and everything would be handled out of there. Mr. Haws had noted that there are a number of other functions and purposes for which this is being done. He then asked Mrs. Campbell to go over those. Lisa stated the price for the generator has dropped over \$10,000. She knows that \$30,000 sounds like a lot for a generator but explained that we have been working on this for well over a year to get the best price. **If we don't have this generator, nothing in the township works. It would be housed here because so are all of the central operations of Plain Township government. Including: all network servers, all routers and switches, all phone lines and phone systems. Without this generator and without this building operating, all fire stations would be without phone and email service. We would be without internet and without network infrastructure. It is critical from a safety feature and service point that if there was a disaster we would need this generator even for basic communications. If there was a snow storm you would be unable to call the road and fire departments. Lisa stated that is was probably just a misunderstanding because everyone thinks that you would go to the fire department, but their command center is ran through the township hall and they've got to be able to operate properly.**
Vote: Mr. Haws, yes; Mr. Leno, yes; Mr. Giavasis, .

NEW BUSINESS:

FISCAL OFFICER'S REPORT:

- #14-437 1. Pending Warrants
Motion by Mr. Haws,
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 \$173,985.66 as attached hereto and made a part of these minutes.
Seconded by Mr. Leno.
Vote: Mr. Haws, yes; Mr. Giavasis, ; Mr. Leno, yes.
- #14-438 2. Regular Payroll
Motion by Mr. 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 Mr. Haws.
Vote: Mr. Haws, yes; Mr. Giavasis, ; Mr. Leno, yes.
- #14-439 3. Medical Claims
Motion by Mr. 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:

2600 Easton St. NE
Canton, OH 44721

Page 4 of 16
August 26, 14

<u>DATE</u>	<u>WARRANT</u>	<u>AMOUNT</u>
08/14/14	27688	\$9,059.27
08/20/14	27708	3,904.14

Seconded by Mr. Haws.

Vote: Mr. Haws, yes; Mr. Giavasis, ; Mr. Leno, yes.

4. Investment Report

The investment report was presented and accepted.

5. Appropriation of Funds

#14-440

Motion by Mr. Haws,
WHEREAS, the Plain Township Board of Trustees requested Additional Amended Certificates of Estimated Resources from the Stark County Auditor in the total amount of \$388,778.74 (Resolution #14-372);

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to appropriate the funds certified by the Stark County Auditor as follows:

<u>Code</u>	<u>Amount</u>
01-B-02 – Improvement of Sites	98,000.00
01-B-02D – Imp of Sites - Alpine	63,680.32
03-A-05A – Supplies – Fuel & Oil	23.47
04-A-05F – Supplies – Vehicles/Trucks	3,000.00
04-A-13 – Other Expenses	5,000.00
04-A-13A – Other Exp – Auditor & Treas Fees	1,000.00
04-B-01O – Salaries Operators/Laborer	6,451.37
05-A-12 – Other Expenses	306.00
09-A-07 – Tools & Equipment	24.56
10-A-01F – Salaries – Overtime	13,701.63
11-A-04 – Tools & Equipment	15,666.37
11-A-12A – Other Exp – Auditor & Treas Fees	800.00
13-A-01B – Salaries – Zoning Boards	5,000.00
13-A-03 – Office Supplies	50,000.00
13-A-04 – Tools & Equipment	74,152.07
21-A-04C – Other – Park Development	359.94
28-A-05 – Tools & Equipment	28,613.01
28-A-06A – Supplies – Vehicle Parts	13,000.00
28-A-09 – Other Expenses	10,000.00

Seconded by Mr. Leno.

Vote: Mr. Haws, yes; Mr. Giavasis, ; Mr. Leno, yes.

6. Transfer of Funds

#14-441

Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to authorize the following transfers:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
<u>Administration</u>		
01-B-02 – Improvement of Sites	01-M-03D – Contracts-Fulton Storm	\$ 150,000.00
01-B-02 – Improvement of Sites	01-A-26N – Other Exp – Nuisance Props	6,000.00

Seconded by Mr. Leno.

Discussion: Mr. Haws wanted to clarify that in regards to the Contract - Fulton Storm Water and based on Mr. Dave **Torrence’s presence last meeting** if we needed to follow up with a subsequent letter. Lisa stated that she did send out a letter. She also said that this transfer is for that storm sewer relief project and it has a separate line item specifically set aside for this project only.

Vote: Mr. Haws, yes; Mr. Leno, yes; Mr. Giavasis, .

7. Actuarial Report

2600 Easton St. NE
Canton, OH 44721

Page 5 of 16
August 26, 14

- #14-442 Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to enter into the attached agreement with Findley Davies to complete the actuarial valuation pursuant to ORC 9.833 and to authorize payment from fund #01-A-28E not to exceed the amount of \$2,500.00
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, ; Mr. Haws, yes.

ADMINISTRATOR:

1. Prescription Drop-Off Program
Saturday, September 27th, 10am-2pm
Lisa stated that the Stark County Sheriff's Department is going to hold another prescription drug drop off program at Plain Township on Saturday, September 27, 2014 from 10am-2pm. She reminded everyone that they accept any unused prescriptions drugs; pills, liquids, and creams no questions asked. You don't have to remove the label. They dispose of them properly so they are not flushed and then make their way into the water system, or left in the cupboards for an unforeseen time. It is a nice service, it is very successful, and we're one of the largest drop-off locations. She extended a huge thank you to them for providing that to us.

- #14-443
2. Purchase of Office Furnishings – Renovations Township Hall
Motion by Mr. Leno
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio, to approve the purchase of office furnishings from various vendors as part of the township hall renovations and to authorize payments not to exceed \$15,000.00 from fund #01-B-05D.
Seconded by Mr. Haws.
Discussion: Mr. Haws asked if this is a part of the remodeling currently being done to the old fire side. Lisa confirmed that it is and that we will not be near the \$15,000 mark but estimated **high so we wouldn't have to come back and ask for additional money. She stated that the fiscal office currently doesn't have desks and they are working off of tables. She also said that new conference room furniture needs to be purchased. She said it is for a lot of offices including zoning for when they take over the old fiscal office.**
Vote: Mr. Leno, yes; Mr. Giavasis, ; Mr. Haws, yes.

FIRE DEPARTMENT:

- 14-444
1. Amend Res #14-378, B&H Photo
Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to amend Res.#14-378 to read:

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase and payment to B & H Photo for speakers, amplifiers, and various accessories for the Fire Stations Alerting Systems in an amount not to exceed \$4,500.00 to be taken from Account #28-A-05.
Seconded by Mr. Leno.
Vote: Mr. Giavasis, ; Mr. Haws, yes; Mr. Leno, yes.

- #14-445
2. Amend Res #14-377, ComTech
Motion by Mr. Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to amend Res.#14-377 to read:

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase and payment to ComTech for three Station Alerting Systems in an

2600 Easton St. NE
Canton, OH 44721

Page 6 of 16
August 26, 14

- amount not to exceed \$25,000.00 to be taken from Account #28-A-05.
Seconded by Mr. Haws.
Vote: Mr. Giavasis, ; Mr. Haws, yes; Mr. Leno, yes.
- #14-446 3. Purchase of Tires, Goodyear Commercial
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase and payment of tires from Good Year Commercial Tire in an amount not to exceed \$5,000.00 to be taken from Account 28-A-06B.
Seconded by Mr. Leno.
Discussion: Mr. Haws asked how many EMS vehicles the tires were for. Chief said that these are for 2 or 3 vehicles. Chief told the Board that they had already purchased tires this year for other EMS vehicles.
Vote: Mr. Giavasis, ; Mr. Haws, yes; Mr. Leno, yes.
- 14-447 4. Purchase of Manikin, BoundTree Medical
Motion by Mr. Leno,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase and payment for a Manikin Advanced Life Support Trainer from BoundTree Medical per the attached quote in an amount not to exceed \$4,500.00 to be taken from account #28-A-05.
Seconded by Mr. Haws.
Discussion: Chief informed the Board that this training manikin now certifies them with the state as an official training site. They will be able to do more in house medical training for certain skills and services. Lisa told chief that this is a great manikin because it is life size and has a lot of features such as **IV's**. **She asked him if this is the department's first one** of this kind and Chief stated that it was. Mr. Leno asked how heavy the manikin is and Chief told him that it is 70lbs but it simulates a 200lb man.
Vote: Mr. Giavasis, ; Mr. Haws, yes; Mr. Leno, yes.
- 14-448 5. Health Care Reimbursement, Jonathan Hofstetter
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize reimbursement payment to Jonathan Hofstetter in the amount of \$400.00 for his Health Care Memberships according to Provision 37 of the Collective Bargaining Agreement, to be taken from account 10-A-15.
Seconded by Mr. Leno.
Vote: Mr. Giavasis, ; Mr. Haws, yes; Mr. Leno, yes.
- 14-449 6. Tuition Reimbursement, Robert Morton
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to grant the request of tuition reimbursement of Robert H. Morton attached hereto and authorize payment in an amount not to exceed \$1,000.00 to be taken from account #10-A-15.
Seconded by Mr. Leno.
Vote: Mr. Giavasis, ; Mr. Haws, yes; Mr. Leno, yes.

ROAD DEPARTMENT:

- 14-450 1. Sale of Scrap Metal
Motion by Mr. Haws,
WHEREAS, Ohio Revised Code Section 505.10(A) Provides that the Board of Trustees may sell property at private sale, if the Board determines that: 1) The property is no longer needed; and 2) The value of the property is less than

2600 Easton St. NE
Canton, OH 44721

\$2,500.00; and
WHEREAS, The Township has accumulated scrap metal which it no longer needs and which has a salvage value of less than \$2,500.00;

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that said scrap metal be sold.
Seconded by Mr. Leno.

Vote: Mr. Giavasis, ; Mr. Haws, yes; Mr. Leno, yes.

#14-451

- 2. Purchase of Materials, Sandalwood Project, Marlboro Supply
Motion by Mr. Haws,

BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, to authorize the purchase of materials from Marlboro Supply for the Sandalwood Project and also for miscellaneous projects not to exceed the amount of \$2,111.80 from fund #11-B-02A

Vote: Mr. Leno, Yes; Mr. Giavasis, ; Mr. Haws, Yes.

- 3. Aster Ditch

Lisa explained to the Board that this is an informational discussion about the Aster ditch. She told the Board that this project was one of the first ones done after she had become Administrator. Pictures were provided to show the Board what was done back then to solve the problem. Lisa said that when it would rain it looked like a river flowing through the yards and was a huge safety issue. Lisa told the Board that when Jeff Dutton worked for the township he engineered the catch basin that was installed. This was done so long ago that an area of the ditch has sunken in and is not as effective. The road department needs to take the roads out, re-dig down a portion of the ditch, and then put it back in. Mr. Haws asked if this was on the schedule before fall and Lisa told him that it was.

ZONING DEPARTMENT:

14-452

- 1. Public Hearing, Zoning Amendment #557-14
September 9, 2014, 6:15 pm

Motion by Mr. Leno,
WHEREAS, the Plain Township Zoning Commission conducted a public hearing on Zoning Amendment #557 on August 13, 2014; and

WHEREAS, the Plain Township Zoning Commission is recommending **APPROVAL** of the proposed amendment; and

WHEREAS, the Plain Township Zoning Commission is submitting such recommendation along with application, text, and map pertaining thereto to the Plain Township Board of Trustees within the required thirty days following its public hearing; now

BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to set a public hearing for Zoning Amendment #557 on September 9, 2014 at 6:15pm and to further instruct and authorize the Plain Township Fiscal Officer to prepare and publish notice of the public hearing in the Repository on Saturday, August 30, 2014 from Fund #01-A-26M.

Seconded by Mr. Haws.

Vote: Mr. Leno, Yes; Mr. Giavasis, ; Mr. Haws, Yes.

#14-453

- 2. Nuisance Abatements
a. 2901 Fairmount Blvd NE

Motion by Mr. Haws,
WHEREAS, a public hearing was held on August 26, 2014 by

2600 Easton St. NE
Canton, OH 44721

Page 8 of 16
August 26, 14

the Board of Trustees regarding the property conditions at 2901 Fairmount Boulevard NE, Stark County, Ohio (Parcel #52-07121) and

WHEREAS, Thunder Holdings LLC, 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 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 outlines 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 Mr. Leno.

Vote: Mr. Leno, yes; Mr. Giavasis, ; Mr. Haws, yes.

b. 3506 Rowland Ave NE

#14-454

Motion by Mr. Haws,

WHEREAS, a public hearing was held on August 26, 2014 by the Board of Trustees regarding the property conditions at 3506 Rowland Ave NE, Stark County, Ohio (Parcel #5217841) and

WHEREAS, Robin Armstrong, 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 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 Mr. Leno.

2600 Easton St. NE
Canton, OH 44721

August 26,

#14-455

c. Vote: Mr. Leno, yes; Mr. Giavasis, ; Mr. Haws, yes.
1860 Whipple Ave NW

Motion by Mr. Haws,
WHEREAS, a public hearing was held on August 26, 2014 by the Board of Trustees regarding the property conditions at 1860 Whipple Ave NW, Stark County, Ohio (Parcel #52-16706) and

WHEREAS, Paul Schwitzgabel, 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 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 Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, ; Mr. Haws, yes.

#14-456

d. 1900 Whipple Ave NW
Motion by Mr. Haws,

WHEREAS, a public hearing was held on August 26, 2014 by the Board of Trustees regarding the property conditions at 1900 Whipple Ave NW, Stark County, Ohio (Parcel #52-16754) and

WHEREAS, Yvonne Curatolo, 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 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. Trash and/or debris 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 Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, ; Mr. Haws, yes.

2600 Easton St. NE
Canton, OH 44721

Page 10 of 16
August 26, 14

#14-457

e. 2000 Whipple Ave NW
Motion by Mr. Haws,
WHEREAS, a public hearing was held on August 26, 2014 by the Board of Trustees regarding the property conditions at 2000 Whipple Ave NW, Stark County, Ohio (Parcel #52-18477) and

WHEREAS, James and Katherine Hambach, 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. 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 Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, ; Mr. Haws, yes.

#14-458

f. 1407 30th St NW
Motion by Mr. Haws,
WHEREAS, a public hearing was held on August 26, 2014 by the Board of Trustees regarding the property conditions at 1407 30th Street NW, Stark County, Ohio (Parcel #52-00732) and

WHEREAS, Jodie Nash, 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 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. Trash and/or debris 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 Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, ; Mr. Haws, yes.

2600 Easton St. NE
Canton, OH 44721

Page 11 of 16
August 26, 14

#14-459

3. Demolition Contract for 2301 26th St NW
Motion by Mr. Haws,
WHEREAS, the Plain Township Board of Trustees has identified the property located at 2301 26th Street NE, Parcel #52-19649 as insecure, unsafe, structurally defective, or unfit for human habitation on May 27, 2014 per resolution #14-246; and

WHEREAS John and Lucretia Scalia, have failed to demonstrate satisfactory progress in correcting the violations at the above property; and

NOW THEREFORE, BE IT HEREBY RESOLVED, that the Plain Township Board of Trustees to hire CRS Contracting Company to demolish the house and unattached garage located at 2301 26th Street NE, Parcel #52-19649 in the amount not to exceed \$5,000.00 from fund 01-A-26N.

BE IT FURTHER RESOLVED that all expensed so incurred by this Board will be entered upon the tax duplicate and will be a lien upon the land from the date of entry.

Seconded by Mr. Leno.

Discussion: Mr. Haws asked if this is a property that we could add to the Moving Ohio Forward project. Denny informed Mr. Haws that unfortunately the deadline has already passed.

Vote: Mr. Leno, yes; Mr. Giavasis, ; Mr. Haws, yes.

PARKS DEPARTMENT:

1. Community Yard Sale Recap
Rob told the board that this took place on August 16, 2014. There were 39 vendors and 50 booths sold. He told the board that this was a successful day and that he is looking into new ways to expand the program because they are currently maxed out with the space available. Rob will keep the board updated on information as it becomes available.
2. Alpine Park Equipment
He wanted to let residents know that they are applying through the Ohio Department of Natural Resources for a grant to replace the playground equipment at Alpine park. This is the **Township's oldest park. The equipment was put there in 1995** when the park was developed and that it has well since served its use. In an effort not to purchase equipment with township funds as a self sufficient parks department they are soliciting grants for this project. They are in the process of completing the grant application. Surveys have been put on the township website and on the social media platforms to engage the public on what they would like to see over there. We have received some helpful responses.
3. PCS Festival Update
Rob told the board that they are currently working on their first annual PSC Festival. PCS stands for Plain, Canton, and Stark Parks. They are doing a collaboration on Saturday, October 11, 2014. From 10am-**2pm at Schneider Park will the Plain's** portion. Stark Parks is utilizing the trail system and it will run through Martindale, Reifsnnyder, and Schreiber Parks in Canton. **For Plain's portion there will be some** food vendors. The parks department is also partnering with the North Canton YMCA on activities, along with our own fire department as it is fire prevention week. They have worked really hard with securing some interesting activities for both kids and park patrons alike. Rob turned it over to Chief to go over some things for this event.

2600 Easton St. NE
Canton, OH 44721

Page 12 of 16
August 26, 14

Chief told the board that they have secured the safety house for kids to go through. This is educational and shows the kids where smoke detectors are, escape routes in case the house were on fire, and has numerous other features. They also have other activities such as taking blood pressure. Chief said that he has enjoyed working with the parks on this event.

- 14-460 4. Electrical Improvements, Abbott Electric, Inc., Schneider Park
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio to approve electrical work at Schneider Park and to authorize payment to Abbott Electric not to exceed \$3,000.00 from fund 01-B-02.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, ; Mr. Haws, yes.

- 14-461 5. Alpine Community Park Renovations
Motion by Mr. Haws,
BE IT HEREBY RESOLVED, by the Plain Township Board of Trustees, Stark County, Ohio, certifies that Plain Township has deposited monies into fund #01-B-02D in the amount of \$63,680.32 to complete the Alpine Community Park Renovations Project which includes replacing dated playground equipment for ADA accessible certified playground equipment for ages 5-12 years old.
Seconded by Mr. Leno.
Discussions: Rob told the board that this is because the grant we are applying for is a reimbursement grant, which means we fund the equipment up front, and then ODNR would reimburse us. Lisa told the board that this money came from Estate Tax funds. This account was created in the Alpine Fund and appropriated to this fund, not transferred.
Vote: Mr. Leno, yes; Mr. Giavasis, ; Mr. Haws, yes.

LAW DIRECTOR:

None

COMMUNICATIONS:

1. Thank you, Stark Parks
Lisa read a letter from Stark Parks thanking the township for allowing them to use our facilities for their board meeting on the evening of August 7, 2014.
2. Thank you, Mary Ann Cook
Lisa read a letter from Mary Ann Cook thanking her for helping expedite her request for permission to have an open fire and barricade cones at the July 19, 2014 Woodbrush Drive Picnic.
3. Thank you, Tome Cerne
Lisa read a card from Tim Cerne thanking Paul Birk for the road department's quick response in installing an asphalt curb in front of his house.
4. Thank you, Stark County Safe Community
Lisa read a letter from the Stark County Safe Communities thanking Lisa in her joint effort for the OVI check point. Lisa said it was a thank you to everyone here at Plain Township. All the department heads were involved and Detective Konic. This was for the drive sober or get pulled over kick off event that was on Easton in front of old Station 4. Lisa said this was a huge success and believes it made a difference **having Sondra's family** involved, the lady who was killed by a 7 time drunk driver offender. Mr. Haws said that these events are highly effective and said it is a collaborative effort. He gave the activity statistics: 7 arrests for possession of marijuana and paraphernalia, 2 open containers, 1 contributing to the delinquency, and 6 OVI arrests. Lisa thanked Detective Konic as he was highly involved.

2600 Easton St. NE
Canton, OH 44721

Page 13 of 16
August 26, 14

5. Thank you, Stark County Safe Community
This was a thank you to Rob Steinberg, Lisa said she won't read it as it is the same letter verbatim as the other one. Lisa mentioned again that this really was a collaborative effort and a thank you to everyone involved.

PUBLIC SPEAKS:

1. Dennis Rood – 3041 33rd Street NE
He told the board his property runs from 30th-34th on Endrow. He explained that in the past he went through the county to have Endrow Vacated and it was approved. However, they told him if they were to do this that he would be responsible for the main water line that runs down the middle of the street. He **didn't go through with this because he would not be able to** afford that. Denny said that there would have to be a public easement of some sort for the utility lines. Lisa said it is discouraging to hear but the township is going to look into it. Mr. Rood also had a complaint about all of the trash. Mr. Haws said that there is a law for litter control and they will follow up **with the Sheriff's Office. Mr. Haws also mentioned that we will** take the time to draft communication to all of the businesses about the inability to maintain a kept presence in the community.
2. Margaret Hasson – 3206 Endrow Avenue NE
She told the board she is experiencing the same difficulties as her neighbors with trash, grocery carts, and noise. She suggested making Endrow a one way road going north toward the store, that way the trash would no longer be an issue. She also mentioned adding speed bumps. Mr. Haws stated that turning a street into a one way would have to be addressed at the county level. Lisa mentioned an issue with speed bumps for **plowing in the winter, but didn't want to speak on behalf of Joe** Iacino because he was absent. She will talk to him and see what can be done.
3. Gilbert Duffer – 3019 Endrow Avenue NW
He suggested rerouting traffic by putting a barricade at 34th Street.

2600 Easton St. NE
Canton, OH 44721

Page 14 of 16
August 26, 14

4. Lester Cerana – 3463 Orion St NW
He stated that his first issue is the speeding traffic on Orion between Cleveland and Pittsburgh. He said it is especially bad in the morning and early evening during the times people commute to and from work. Semi trucks are also a problem as the highway on and off ramps are right there. He also has an issue with the trash accumulation on Orion and wants the Sheriff to sit on Orion enforcing these issues.
His second **issue is about a neighbor's pond. He said the pond** is not up to standards and was not properly built. He said the pond overflows regularly and as a result floods his and his **neighbor's hard.** He has tried talking to his neighbor about this but she is uncooperative. She even fired weapons at his **neighbor's dogs.** He has talked to the health department because he is finding dead birds on his property. Lisa told him that if any of the birds tested would have been positive that the township would have been notified. She told him that the main issue is reoccurring because it continues to stay wet. The only thing that is going to help is when the weather and grass dries out. She told him that the health department has come out and sprayed a mosquito fog to try and help.
His third issue is that Burkey does not have proper drainage and he wants the road department to put in catch basins. Mr. Haws said that we will have Joe go out and look at the road drainage. He said that usually when it gets to be off road flooding it is either a county level issue or it is a private property dispute. He gave Mr. Cerana a card for mediation services and information on how that would work. Mr. Cerana said that he has talked to the state health department. They told him that at this point it is considered a nuisance and that the township can act under the ORC 37.67. Denny said he is not familiar with that section of the ORC and will look it up and follow up with him.
Mr. Haws said that the township cannot act upon the discharge of firearms and asked Detective Konic if he could talk about it in more depth. Konic asked if the Sheriff was called out when this happened. Gerald Franklin of 7868 Burkey Road NW said that they were. Detective told him that he would have to look up the case because he is unsure of the details and circumstances surrounding the gunfire. Gerald said he believes it is because of the breed of dog that he has and she is scared. He owns 3 AKC registered American Staffordshire Terriers.
4. Chris Radalia – 2210 55th Street NE
He addressed his concerns about the flooding issues they have. He believes the storm sewers are not properly working. He has had damage to his pool several times and also to his house. He wanted to know if anything was being done to address the flooding at the bottom of the hill on 55th Street into the Lindford area. He presented pictures and videos of this. He was in contact with Paul Birk last year about this, but has not had any more contact or heard an update. He said the City of Canton realized the issue and installed new storm sewers and catch basins to alleviate this problem. Mr. Haws told him that he does not have an immediate answer for him, as Joe Iacino is not present. Mr. Haws did tell him that adding additional catch basins is not the proper or long term fix for this issue. Lisa asked him to stay after the meeting so she could get his number and Joe would be in contact with him. She told him that there is an ongoing application through the Ohio Public Works Commission to try and get a grant for help with funding for the Lindford area.

2600 Easton St. NE
Canton, OH 44721

Page 15 of 16
August 26, 14

5. Bill Saunier – 3027 Endrow Avenue NE
He asked the board to communicate with Wal-Mart and ask for better patrolling for shopping carts as they are all over the neighborhood. He said that putting a cruiser on the street will not solve the problem because after they turn the corner and see the cruiser they will slam on their breaks. After there is no longer a cruiser sitting in the road it will go back to how it was before. Mr. Haws said that he understands his concern and we try to be proactive however it is not always feasible. When shifts change and they are given their duties, they are diligent, **but it's hard to have one officer patrolling one area** their entire shift when we are geographically the largest township and we do contract with the Sheriff for this.
6. Kyle Erbrick – 3040 33rd Street NE
He stated that he has the same problems everybody else is experiencing. He said that deputies have sat in his driveway before and have pulled people over and cited them. He said that putting an officer on the road is not going to solve the problem. He said that when the speed buggy was out individuals would try to see how fast they could go. He has concerns for his children because of the excessive speeding. He wants the road closed. Mr. Haws told him it is much easier said than done and that Lisa and Denny are going to look into it. Mr. Haws also said that when his neighbor looked into it in the past the problem is that utility maintenance cost, because after it is vacated it becomes private property.
Mr. Erbrick also had a flooding concern. He asked if it is possible to get a curb installed, in front of his house. Mr. Haws told him that he will have Joe contact him about this, but he knows that the road department can do curb installations.
7. Kathy Boyd – 3008 Endrow Avenue NE
She has concerns about the grocery carts, trash accumulation, noise, and speeding. She is scared for the children because there are no. She is very frustrated and knows how difficult it will be to close the road, but stated it would be a godsend if it could happen.
8. Sheri Kasler – 3201 Endrow Avenue NE
She expressed she has the same concerns as everyone else. She also had concerns about the crime. There is a lot of theft that goes on it that area. In the past individuals have robbed the nearby businesses and when they run away they are running through all of their back yards from the cops. She expressed that the bar is right there also and when they leave the bar, Endrow is used as a back way and she has concerns with drunk driving and safety issues. She has concerns about the children getting off the bus. Lisa reiterated that they are going to add dedicated patrols to Endrow; she, Denny, and the Trustees are going to look into vacating the road; and the township will send letters to the nearby businesses.

2600 Easton St. NE
Canton, OH 44721

Page 16 of 16
August 26, 14

- 9. Bill Weaver – 1900 Whipple Avenue NW, Unit B
Bill explained that he has had issues for 7 years with zoning and the neighboring property. It is hurting his business and the potential to sell his business. He knows that the neighboring business has applied for a transient vendor license, which would hurt his business even more. Denny explained that she has applied, however she was denied because she did not go through the state first. He knows she is in the processes of receiving what she needs from the State and is then going to apply again. Denny said that unfortunately, if she receives approval through the State that we cannot deny her application because her property is zoned B1. Denny also said that they are in litigation right now with the magistrate about a different issue on her property. Denny understands Mr. Weaver’s frustration because it has been a drawn out process, however, once it is in court the Township has no control over the timeliness of the process. We have been in contact with the magistrate suggesting to speed up this case. Denny stated that the zoning resolution does not address outside sales and transient vendor licenses and it is a home rule resolution.
- 10. Patty Carpenter – 1922 Whipple Avenue NW
She offered a written letter granting Bill Weaver permission to use her parking lot as extra parking for his business.

CONCERNS OF TRUSTEES:

None

CONCERNS OF FISCAL OFFICER:

None

APPROVAL OF MINUTES:

- #14-462 1. Regular Meeting – July 12, 2014
Motion by Mr. Haws,
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 12, 2014 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 12, 2014 as presented.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, ; Mr. Haws, Yes.

EXECUTIVE SESSION:

None

ANNOUNCEMENTS

None

ADJOURNMENT:

- #14-463 Motion by Mr. Haws,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 7:26 p.m.
Seconded by Mr. Leno.
Vote: Mr. Leno, yes; Mr. Giavasis, ; Mr. Haws, yes.

Louis P. Giavasis
Trustee

Albert P. Leno, II
Trustee

Scott Haws
Trustee

ATTEST: _____
Stephanie Cochran
Fiscal Officer Pro Tem