



GERMAN TOWNSHIP BOARD OF TRUSTEES MINUTES OF THE REGULAR MEETING HELD ON DECEMBER 13, 2021

The meeting was held at the German Township Hall located at 12102 St. Rt. 725 West, Germantown, OH 45327 and virtually using WebEx.

The meeting was called to order by Board Vice-President Abra Reed at 7:00 pm. In attendance were:

Vice-President Abra Reed
Fiscal Officer Mark Heistand

Trustee Jacob Stubbs
Police Chief Joe Andzik
Zoning Inspector Halie Sewell

Trustee Lou Potter
Road Super. Jeremy Holbrook

IN-PERSON ATTENDEES:

Name	Address	Name	Address
David Gehron	14239 Kiefer	Mark & Deborah Cross	7444 S. Stivers Road
Kent Taylor	10165 Eby Road	Mark Keener	7865 Jamaica Road
Lynn Cleveland	11858 Oxford Road		

ONLINE ATTENDEES:

Name	Name	Name	Name
Karen Carmickle	Sam	S	Abigail Hale-Dennis

The Germantown Press was notified of the Regular Meeting on 11/18/21 at 5:26 pm.

Mrs. Reed led the group in the Pledge of Allegiance.

BOARD OF TRUSTEES OFFICER ELECTIONS:

- Mr. Heistand announced that since 2021 Board President Tyler Rehmert's term of office ended on 11/23/21, the Prosecutor's office recommended that the Board elect a new President to serve through the end of 2021. Mrs. Reed nominated Mr. Stubbs to be President. The nomination was seconded by Mr. Potter. There were no other nominations. The election was approved by a unanimous voice vote. Mr. Stubbs presided over the remainder of the meeting.

FISCAL OFFICER'S REPORT:

- Mr. Heistand welcomed Mr. Potter to the Board of Trustees. Mr. Potter took office on 11/24/21 and was sworn in by County Prosecutor Mat Heck at the 11/17/21 Montgomery County Township Association Holiday Gala banquet. His term will end on 12/31/23. He stated that he looked forward to working with Mr. Potter for the next two years.

- He submitted minutes for three meetings: (1) the 11/6/21 Special Meeting for the Joint Economic Development District (JEDD) Public Hearing; (2) the 11/6/21 Special Meeting which followed the Public Hearing; and (3) the 11/8/21 Regular Meeting. There were no corrections. Mr. Stubbs made a MOTION, seconded by Mrs. Reed, to approve the three sets of minutes as presented. The MOTION WAS APPROVED by a unanimous voice vote.
- Mr. Heistand presented the November Financial Reports: (1) 11/30/21 Fund Status; (2) Year-to-Date 11/30/21 Cash Summary by Fund; (3) Month of November Cash Summary by Fund; (4) November 2021 Receipt Listing; and (4) November 2021 Payment Listing. He noted the following items:
 - Receipt #151 for \$9,737.62 included a \$4,908.94 insurance reimbursement for damages caused by the 6/18/21 lightning strike, net of the Township's \$500 deductible. He thanked Mr. Holbrook and Shauna Close for the work they did to track those expenses.
 - Vouchers #931 and #932 totaling \$5,664 to Ohio Bureau of Workers Compensation represented the entire 2022 premium, which entitled the Township to a 2% rebate.
 - Warrants #50529 and #50530 totaling \$512,646.73 to the City of Germantown remitted the 2nd half 2021 tax collections for the joint levies (Parks, Pool, Fire, Senior Citizen, EMS/Fire 2010 and Road).
- Mr. Stubbs made a MOTION, seconded by Mr. Potter, to approve the November financial reports and authorize the payment of November bills (warrants 50528-50535 and vouchers 818-951 for payroll direct deposit, payroll tax withholdings and other electronic payments). The MOTION WAS APPROVED by a unanimous voice vote.
- Mr. Heistand noted that Julia Smith of Sonshine in a Bag could once again not attend the meeting due to illness. She intended to request a donation from the Fouts Trust Fund to help the charity assist children in need. He reminded the Trustees that they approved a \$2,000 appropriation in 2021 from the Fund. There have been no disbursements this year. Mr. Stubbs requested that Mrs. Smith attend the 12/30/21 Special Meeting either in person or virtually and make her request. Mr. Heistand agreed to contact Mrs. Smith and also include this agenda item in the Special Meeting Notice.
- He noted that the Senior Citizens 1 mill levy will expire at the end of 2022. The levy was last passed as a replacement in November 2017. Along with Mrs. Reed, he attended the Senior Oversight Committee meeting on 12/8/21. At the meeting the Committee recommended that the levy be placed on the ballot as a renewal and not as a replacement. He recommended that the Trustees place the levy on the May 2022 primary ballot.
- Mrs. Reed introduced **RESOLUTION 2021-43**, seconded by Mr. Stubbs: **A RESOLUTION REQUESTING THAT THE MONTGOMERY COUNTY AUDITOR'S OFFICE CERTIFY TO GERMAN TOWNSHIP THE TOTAL CURRENT TAX VALUATION OF GERMAN TOWNSHIP, INCORPORATED AND UNINCORPORATED AREAS, AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY A SENIOR CENTER LEVY, A ONE (1) MILL LEVY, FOR A 5 YEAR PERIOD OF TIME, OF RENEWAL TAX; BEGINNING TAX YEAR 2022, WITH FIRST HALF COLLECTION IN 2023; TO PROVIDE FUNDING "FOR PROVIDING OR MAINTAINING SENIOR CITIZENS SERVICES OR FACILITIES" AS AUTHORIZED IN THE ORC SECTION 5705.19 (Y), TO BE VOTED ON THE MAY 3, 2022 PRIMARY ELECTION BALLOT.** The roll was taken and the adoption vote was as follows: Mr. Stubbs-Yes; Mrs. Reed-Yes; Mr. Potter-Yes. **RESOLUTION 2021-43 WAS ADOPTED.**
- Mr. Heistand reported that he attended the retirement reception for outgoing Germantown Mayor Steve Boeder on 12/6/21. It was a very nice event with some complementary speeches.

- He attended the all-day Auditor of State Uniform Accounting Network (UAN) Year-End Update webinar on 12/6/21. He also attended most of the all-day Ohio Office of Budget and Management Ohio Grants Summit webinar on 12/7/21.
- On 12/8/21 he attended a small portion of a site visit meeting with Ohio Township Association Risk Management Authority (OTARMA) risk consultant Cathy Gonzalez. Chief Andzik, Mr. Holbrook, Scott Hamilton and Mrs. Close attended the entire 2½ hour meeting. In preparation for the 2022 OTARMA renewal, he also submitted the annual questionnaire on 11/28/21.
- He reported that the Township's elected officials are currently covered by Public Officials Bonds: (1) through OTARMA for the Trustees, and (2) through Travelers Casualty and Surety Company of America for himself. The Trustees are bonded for \$10,000 and he is bonded for \$195,000. There is no charge for the Trustee bonds. There was a one-time \$915 charge for the Fiscal Officer bond when he took office, averaging \$228 per year. In addition, the Township has a Liberty Mutual Surety bond through Southard Trusty Insurance for \$50,000 (for the Trash Clerk) and \$1,000 (for all other employees). The Southard Trusty bonds cost \$256 annually.
- He noted that the Township has an opportunity to switch to \$195,000 Faithful Performance of Duty insurance coverage through OTARMA for all elected officials and all employees for a \$260 annual cost. Besides the cost savings, he felt that the Faithful Performance of Duty coverage would be better for two reasons. (1) With a public official bond, in the event of a loss (even a Finding for Recovery), the bond company would pay the Township and then pursue recovery from the bonded individual. With Faithful Performance of Duty, in the event of a loss, the Township would file an insurance claim, but OTARMA would not go after the individual to pay back the loss. (2) There is less paperwork required with Faithful Performance of Duty. He noted that if the Trustees decided to switch to Faithful Performance of Duty insurance, he would cancel the Southard Trusty insurance for 2022.
- Mr. Stubbs introduced **RESOLUTION 2021-44**, seconded by Mrs. Reed: **A RESOLUTION AUTHORIZING THE TOWNSHIP TO PURCHASE AND USE "EMPLOYEE DISHONESTY AND FAITHFUL PERFORMANCE OF DUTY POLICY" THROUGH OTARMA INSTEAD OF INDIVIDUAL SURETY BONDS FOR OFFICERS, EMPLOYEES, AND APPOINTEES WHO ARE OTHERWISE REQUIRED BY LAW TO ACQUIRE A BOND BEFORE ENTERING UPON THE DISCHARGE OF DUTIES; AND TO CANCEL THE SURETY BOND THROUGH SOUTHARD TRUSTY INSURANCE FOR 2022.** The roll was taken and the adoption vote was as follows: Mr. Stubbs-Yes; Mrs. Reed-Yes; Mr. Potter-Yes. **RESOLUTION 2021-44 WAS ADOPTED.**
- Mr. Heistand reminded the Trustees about Montgomery County Auditor Karl Keith's Annual Update on 12/16/21 at Sinclair College.
- He reminded the Trustees about two upcoming Special Meetings. The first will be the 2022 Budget Review meeting on Thursday, 12/30/21 at 7:00 pm. The second will be the 2022 Organizational Meeting on Tuesday, 1/4/22 at 7:00 pm.
- Noting that this was Mrs. Reed's final Regular Meeting, he thanked her for her service to the Township. He said that during the past almost-two years of working with her, not only had she become a personal friend but she and her family had also become his neighbors. He stated that it had been a pleasure to work side-by-side with her during this time and noted that she brought a different and valued perspective to the Board, both as a female and as a resident of the City. He hoped that she would continue to serve the German Township community in some capacity and someday consider returning to Public Service.

VISTOR COMMENTS:

- None.

POLICE DEPARTMENT REPORT:

- Chief Andzik reported that he was recently contacted by Lindsey Rathje of Newcomer Funeral Home who asked if the Township had or wanted to create an Indigent Cremation Program. She told him that typically \$350-\$500 is set aside by local governments for the less fortunate who need cremation services. Ms. Rathje informed him that Newcomer cremates on site.
- He stated that Breakfast with Santa was a success on 12/4/21. 86 children as well as many family or group photos were taken with Santa and Mrs. Claus.

ROAD/SERVICE DEPARTMENT REPORT:

- Mr. Holbrook reported that the Montgomery County Engineer's Office and the Ohio Department of Transportation have discovered that 169 feet of Cherry Street in Sunbury were not listed on the Township's Road Mileage. The County Commissioners have passed a resolution and added this mileage to the Township's inventory. He is working to determine if the Township needs to pass legislation to accept this mileage and will report his finding at a future meeting.
- He has completed his draft 2022 budget and will soon distribute it to the Trustees.
- His department continues to mow tree limbs along Township roads.
- His department removed debris on Township roads caused by high winds the prior weekend.
- He thanked the City of Franklin for recently helping to treat Units #108, #116 and #124 with Krown Anti corrosion. These units were the two dump trucks and the pickup truck.

ZONING DEPARTMENT REPORT:

- Mr. Sewell thanked Mrs. Reed for her service to the Township as Trustee. She also welcomed Mr. Potter to the Board of Trustees.
- She thanked everyone who participated, helped, or watched the Christmas Horse Parade and attended Christmas in the Park on 12/11/21.
- She thanked all the generous residents of the Township who have stopped by her office or reached out to offer great Christmas Goodies and Well Wishes.
- She reported that she met the prior week with the project manager for the new Valley View school building. They discussed the different approaches that could be taken to allow the new construction to conform and/or receive a variance or conditional use for the building as well as what to expect from the Zoning Department.
- She announced that the Board of Zoning Appeals (BZA) would hear Case #2021-57LSV at a rescheduled meeting on 12/20/21. Both the BZA and the Zoning Commission (ZC) will hold a joint Organizational Meeting on 1/11/22.
- She noted that two seats on the BZA will become available for either a reappointment or a newly elected representative. Seated Member Adam Blakley's term and Alternate Member Martin Cox' term both expire 12/31/21. In addition, ZC Seated Member Fred Glander's term expires on 12/31/21 and a ZC Alternate Member position will become available when Mark Cross becomes a Trustee in 2022. She noted that she would advise the Trustees in January as to which members are interested in being reappointed.
- **Visitor Comment: Dr. Mark Cross, 7444 S. Stivers Road:** Dr. Cross discussed several items:
 - He noted that Valerie Hill's BZA term expires in 2022, not in 2025 as shown on Mrs. Sewell's roster.
 - He reported that Mr. Blakley and Mr. Cox would like to be reappointed to their positions.

- He did not agree with the process that was followed to cancel the 12/9/21 BZA hearing. Mrs. Sewell stated that she canceled the meeting when she learned that a quorum could not be present. Dr. Cross felt that the meeting should have been held, then be continued to a later date if a quorum wasn't present. Mrs. Sewell stated that she would still be required to advertise the continuance. Dr. Cross stated that advertising the continuance wouldn't be required.
- He requested that Mr. Sewell hold off recommending his replacement as a ZC Alternate Member until after the first of the year. He would like the Trustees to follow the protocol created by former Trustee Rehmer for the appointment of BZA and ZC members, including placing an ad in the Germantown Press for anyone interested in serving.

TRUSTEE STUBBS' REPORT:

- Mr. Stubbs thanked the Dupps Family for their second generous donation to the cemetery. This donation will help pay for the new lean-to that will be built next to the office.
- He reported that the Pool Oversight Committee will meet on 12/15/21 and the next Western Regional Council of Governments meeting will be in January.
- He complimented the Police Department for the great job they did on Breakfast with Santa.
- He informed Mrs. Sewell that the position listed on her nameplate is wrong. He asked her to change her nameplate. Mrs. Sewell agreed to do so.
- He stated that the quotes attributed to Germantown Council Member Brian Wafzig in a recent article in the Germantown Press concerning how Mr. Stubbs' voted on the JEDD were petty.

TRUSTEE REED'S REPORT:

- Mrs. Reed noted that her children loved attending the recent Breakfast with Santa.
- She reported on the 12/8/21 Senior Oversight Committee meeting. The Senior Center lost a lot of volunteers and sponsors when it reopened following the pandemic closure. The Center is looking to hire a bus driver. The Center was used as a polling location for the November election and it went well. The phone system went out and the Center was not able to keep its old number when the new system was installed. The new phone number is 937-853-8900.
- She stated that she had enjoyed serving as a Trustee for the past four years and believed that she was the first female Trustee elected in the Township. She noted that one of her ancestors Christopher Rettich had once been a Township Trustee. She said it had been her honor to serve.

TRUSTEE POTTER'S REPORT:

- Noting that this was his first meeting, Mr. Potter stated that he would have more to report in future meetings.

NEW BUSINESS:

- **Visitor Comment: David Gehron, 14239 Kiefer Road:** Mr. Gehron stated that he was no longer interested in serving as the Citizen Representative and Chair of the Reserve Police Officer Memorial Fund Board. He suggested that Lynn Cleveland be appointed as his replacement.
- **Visitor Comment: Lynn Cleveland, 11858 Oxford Road:** Mr. Cleveland indicated that the Trustees should appoint the members of the 2022 Reserve Police Officer Memorial Fund Board at this meeting. He indicated that he would be interested in serving.
- Mr. Stubbs introduced **RESOLUTION 2021-45**, seconded by Mr. Potter: **A RESOLUTION APPOINTING THE 2022 RESERVE POLICE OFFICER MEMORIAL FUND BOARD AS FOLLOWS:**

- CITIZEN REPRESENTATIVE & CHAIR – LYNN CLEVELAND
- ELECTED OFFICIAL REPRESENTATIVE – LOU POTTER
- ELECTED OFFICIAL REPRESENTATIVE & SECRETARY – MARK HEISTAND
- RESERVE OFFICER REPRESENTATIVE – JOSH NICHOLS
- RESERVE OFFICER REPRESENTATIVE – MUAYAD SKOKEH

The roll was taken and the adoption vote was as follows: Mr. Stubbs-Yes; Mrs. Reed-Yes; Mr. Potter-Yes. **RESOLUTION 2021-45 WAS ADOPTED.** Mr. Gehron gave a short history of the Fund and its funding, noting that the Fund was established by the Ohio Revised Code.

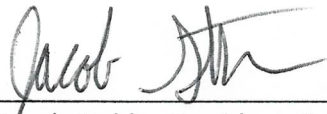
- **Visitor Comment: Lynn Cleveland:** Mr. Cleveland asked who the Trustees were going to appoint to the Fire-EMS Oversight Committee. Mr. Stubbs stated that the appointment would be made at the 1/4/22 Organizational Meeting.

OTHER BUSINESS:

- None.

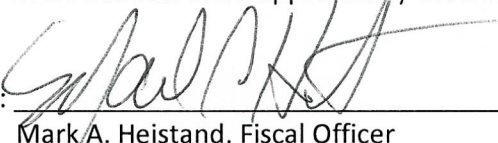
MEETING ADJOURNED:

- With no further business, Mr. Stubbs made a MOTION, seconded by Mrs. Reed, to adjourn. The MOTION WAS APPROVED by a unanimous voice vote. The Meeting adjourned at 7:51 pm.

Signed: 

 Jacob Stubbs, President, Board of Trustees

Attest: These minutes were approved by the Board of Trustees at the December 30, 2021 meeting.

Signed: 

 Mark A. Heistand, Fiscal Officer