

## RECORD OF PROCEEDINGS

Minutes of

Meeting

## THE GERMAN TOWNSHIP BOARD OF TRUSTEES

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held May 13, 2013

The regular meeting was called to order at 7:05 P.M., at the Township Hall, 12102 S.R. 725 West, Germantown, Ohio, by Board President Randy Benson with the Pledge of Allegiance. Trustees Randy R. Benson, Gregory A. Hanahan, and Fiscal Officer Robert W. Rohrbach Jr. were present. Trustee Benjamin F. DeGroat was absent and excused. Zoning Inspector Laurie Rohrbach, Road & Service Department Superintendent Jeremy Holbrook, and Police Chief Joe Andzik were also present.

This meeting was digital tape recorded and the CD is on file. The Germantown Press, Dayton Daily News, and Middletown Journal were notified of the meeting.

**VISITORS** – Beverly & Mary Abner of 8855 S. Main St. Germantown.

**VISITOR COMMENTS** –

- I. Mr. Abner presented questions to the Board concerning the Valley View Water & Sewer District, Sunbury and Eby Road water project. He had attended the public hearing and wanted to voice his issues to the Board. He further admitted a lack of knowledge about the projects and process, but was getting his information from the South West Regional Water Dist. Web site. He asked who approved the creation of the water district; who appoints the Board members; who financed the origination of the district; etc.

Mr. Hanahan explained the issues that led up to the creation of the district, the process of creating the district, the financing and appointment of board members, and the process going forward of the Sunbury & Eby Road water project. He invited Mr. Abner to attend the next VVWSD meeting to be held on June 10<sup>th</sup> at the German Twp. Hall.

**MINUTES** –

The Board reviewed the minutes of the April 8 and April 19 meetings.

With Mr. DeGroat absent, no motion could be made to approve as Mr. Hanahan did not attend them.

**FISCAL OFFICER REPORT** –

**I. Correspondence:**

**IN**

- A. OTA – May Grassroot Clippings
- B. State Auditor – Information ref. Securities & Exchange Commission and Local Governments.

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- C. Mont. Co. Engineer – Information for future paving projects.
- D. Cecilia Andzik-Grewe – thank you for Chief Andzik's reception
- E. PERSO – Invoice for legal fees deductible for John Baker lawsuit
- F. US Healthworks – information regarding the National Registry of Certified Medical Examiners that provide CDL medical examinations
- G. OTARMA – Rebate on annual policy and participation check for the 2013 MORE grant.

**OUT**

- A. Germantown Press & DDN & Midd Journal - Mtg. reminders 4/19 & 5/13
  - B. City of Germantown – 4/8 minutes and 1<sup>st</sup> quarter levy reports
  - C. Monthly – IRS, State, School, OPERS reports & payments
  - D. US Census Bureau – 2012 Survey of Local Governments
- II. Distribute Financial Reports: Including 1<sup>st</sup> quarter levy reports: Payment, Cash Summary by Fund; and Fund Status reports.
- Mr. Hanahan introduced a **MOTION**, seconded by Mr. Benson to approve the financial reports and authorize the payment of the bills, checks 45504 thru 45592. After discussion, all present voted in favor. **MOTION** passed.
- III. Mr. Rohrbach updated the Board on the Zoning Referendum Petition from Mr. Baker. He reported that the Board of Elections has certified the petition for validity of signatures and that it had enough valid signatures. . The petition was returned to the Township. The Board can now move forward with placing the question on the ballot. I have sent a draft resolution to our attorney Todd Ahearn and to the Board of Elections for review. As soon as I receive responses, I will draft a resolution to place the question on the ballot for the Board.
- IV. Mr. Rohrbach opened a discussion regarding issuing an official employee identification to the Board members and all non-police employees. The Board agreed and authorized the issuance.

**PRESIDENT REPORT –**

- I. Mr. Benson reported that the Pool Oversight will meet next week.
- II. Mr. Benson reported on Fire Oversight. He reported on the photo fund raiser and the Open Burn packets.
- III. Mr. Benson opened a discussion regarding the Utility Aggregation

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intercept the resignation. The Board discussed and outlined the history of discussion and attempts voted in favor of MOTION passed. Board took no action.

**POLICE REPORT** - requested authorization to pursue a 2013 Federal COPS

I. Chief Andzik reported this would allow the department to purchase a vehicle that is being used for grant provided a percentage of vehicle costs for the next few years, this reduces each year.

II. Chief Andzik reported on RESOLUTION MORE/7, seconded by Mr. Benson. To authorize the application for the purchase of a new vehicle.

III. Chief Andzik reported that after discussion of the adoption vote was that supplies needed for the training yard being acquired. Mr. DeGroat - Absent.

IV. RESOLUTION 2013-17 passed by the Board on the Sergeant process. It has been

XI. Police candidates have submitted applications to apply for the vacant position. The written, testing schedule is set for June 19th.

V. Chief Andzik reported on RESOLUTION 2013-15, seconded by Mr. Benson. To purchase a new computer system for the dispatching office.

VI. Chief Andzik reported that the Auxiliary Police Officers Fundraiser discussion, the adoption vote was successful. Mr. DeGroat - Absent, Mr. Hanson - Yes, RESOLUTION 2013-16 passed.

XII. Chief Andzik reported that the department is participating in the Dutchess County and the Village of Fishkill High School on May 3rd. Farmersville Fire Association (provided on) RESOLUTION 2013-18, seconded by Mr. Hanson, to purchase the new police radio equipment with transport items and the sale on GovDeals.com. After discussion, the adoption vote

VIII. Chief Andzik reported on the purchase of a new program. Mr. Hanson - Yes, RESOLUTION 2013-19 passed.

XIII. Chief Andzik reported that the Board has recognized and shown appreciation for the contributions and dedication of the German Township community. A MOTION, seconded by Mr. Benson, to

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literature he received. The Board discussed issue and the history of previous failed attempts in German Township. The Board took no action.

**POLICE REPORT –**

- I. Chief Andzik reported on a grant received from Butler Rural Electric that is being used to purchase two new in-car video cameras for marked cruisers.
- II. Chief Andzik reported on the receipt of the MORE Grant from the OTARMA. This grant allowed for the purchase of two additional cameras. Now all marked cruisers have camera video systems.
- III. Chief Andzik reported that a taser instructor has been secured and that supplies needed for the training are being acquired.
- IV. Chief Andzik updated the Board on the Sergeant process. It has been posted, three candidates have submitted letters of interest and all three have received study guides. The written test is scheduled for June 1, and those candidates scoring above 70 percent will move to an assessment scheduled for June 15 and a review panel on June 19<sup>th</sup>.
- V. Chief Andzik reported that a Civilian Emergency Response Team (CERT) Class in April has been cancelled due to lack of students. He is considering offering the class in the Fall of 2013.
- VI. Chief Andzik reported that Auxiliary Police Officer Jerry Frame conducted a home study Hunter Safety Course, and ten participants successful passed the course.
- VII. Chief Andzik reported that the department participated in the Prom Promise with Valley view High School on May 3<sup>rd</sup>. Farmersville Fire Association (provided cones), Jamaica Run Golf Course (provided golf carts), and the German Twp. Road Dept. assisted with transporting items and the event.
- VIII. Chief Andzik reported on the public Shred It/Dump It Program held on May 4<sup>th</sup>. It was very successful.
- IX. Chief Andzik reported that the PD has received a resignation from Reserve Police Officer W. T. Ziegert, effective April 29, 2013 for personal reasons.

Mr. Hanahan introduced a **MOTION**, seconded by Mr. Benson, to

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accept the resignation of Officer Ziegert as outlined above. After discussion, all present voted in favor, MOTION passed.

- X. Chief Andzik requested authorization to pursue a 2013 Federal COPS Hiring Grant grant. This would allow the department to hire one full time officer. The grant provides a percentage reimbursement for three years, that reduces each year.

Mr. Hanahan introduced **RESOLUTION 2013-17**, seconded by Mr. Benson, to authorize the application of the COPS Hiring Program Grant and authorize the President of the Board and/or the Police Chief to sign any necessary paperwork. After discussion, the adoption vote was as follows: Mr. Benson – Yes, Mr. Hanahan – Yes, Mr. DeGroat – Absent. **RESOLUTION 2013 -17** passed.

- XI. Chief Andzik and Mrs. Rohrbach made a presentation to replace the current Township Hall telephone system, noting it was 30 years old and can no longer be maintained. They presented a proposal from Pro On Call Technologies in the amount of \$10,751.93.

Mr. Hanahan introduced **RESOLUTION 2013 -16**, seconded by Mr. Benson, to approve the purchase of the replacement telephone system for the Township Hall from Pro On Call Technologies, not to exceed the amount of \$10,751.93; to be paid for from the General Fund. After discussion, the adoption vote was as follows: Mr. Benson – Yes, Mr. DeGroat – Absent, Mr. Hanahan – Yes, **RESOLUTION 2013-16** passed.

- XII. Chief Andzik requested the attached list of equipment be declared surplus and offered for sale on GovDeals.com.

Mr. Benson introduced a **RESOLUTION 2013 -18**, seconded by Mr. Hanahan, to declare the attached list of equipment as surplus and to authorize the sale on GovDeals.com. After discussion, the adoption vote was as follows: Mr. Benson – Yes, Mr. DeGroat – Absent, Mr. Hanahan – Yes, **RESOLUTION 2013-18** passed.

- XIII. Chief Andzik requested a resolution to recognize and show appreciation to all present and former German Township Police Officers and employees for their contributions and dedication to the betterment of the German Township Community.

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Mr. Hanahan introduced **RESOLUTION 2013 -19**, seconded by Mr. Benson, to recognize and show appreciation to all present and former German Township Police Officers and employees for their contributions and dedication to the betterment of the German Township Community. After discussion, the adoption vote was as follows: Mr. Benson – Yes, Mr. DeGroat – Absent, Mr. Hanahan – Yes, **RESOLUTION 2013-19** passed.

**ROAD/SERVICE DEPARTMENT REPORT –**

I. Mr. Holbrook updated the Board on his investigation into the proper spelling of Sigel Rd. as requested by Mr. Hamm. He has contacted Mr. Delmar Burns whose family owned property on Sigel Rd. prior to it being a road and was told the proper spelling is SIGEL.

Mr. Hanahan noted that the issue was discussed and decided previously by the Board of Trustees and should be in the minutes between 1980 & 1985. Mr. Rohrbach will research the minutes.

II. Mr. Holbrook reported that the new Woods mower has been received.

III. Mr. Holbrook opened a discussion regarding the closure of SR 725 thru the City of Germantown. He is concerned about the closure causing Sigel and Mudlick Roads will become a defacto detour route. He contacted Mr. Gary Shoup of the Mont. Co. Engineer Office who has requested ODOT video record the current condition of these two roads, in case of damage due to non posted detour use.

IV. Mr. Holbrook reported on the receipt of the preliminary speed study report for Mudlick Rd., that was conducted by the Mont. Co. Engineer Office. Based on the speed study the speed limit would probably not be reduced. He has forwarded the information to Mr. Adam Blakely.

V. Mr. Holbrook reported opened a discussion regarding the furnace in the old portion of the Twp. Hall causing a water leak. He believes the water is coming from condensation from the unit itself. Since the unit is 20 to 25 years old, he was asked to investigate replacing the unit.

**ZONING & TRASH COLLECTION REPORT -**

I. Mrs. Rohrbach noted that there were 4 zoning cases heard by the BZA during their on May 14<sup>th</sup> meeting.

II. Mrs. Rohrbach presented a proposal to upgrade the landscaping in front of

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the Township Hall. The board reviewed the proposal and agreed.

Mr. Benson introduced **RESOLUTION 2013 -15**, seconded by Mr. Hanahan, to authorize the landscape upgrade not to exceed \$2,000 and using Township and volunteer labor and equipment. After discussion, the adoption vote was as follows: Mr. Benson – Yes, Mr. DeGroat – Absent, Mr. Hanahan – Yes, **RESOLUTION 2013-15** passed.

- III.** Mrs. Rohrbach requested authorization to upgrade the zoning office computer. She noted that the hardware is many years old and the Windows XP operating system is no longer being supported.

Mr. Benson introduced a **MOTION**, seconded by Mr. Hanahan, to authorize Mrs. Rohrbach to have the Zoning and Trash computer hardware and software upgraded, at a cost not to exceed \$1,500.00 and to be split between the Trash and General Funds. After discussion, all present voted in favor, **MOTION** passed.

**OLD BUSINESS:**

- I.** Mr. Hanahan updated the Board on the activities of the Valley View Water and Sewer District. He reported that the VVWSD has passed a resolution to ask the German Township Board of Trustees to pass a resolution to apply for a CDBG grant to assist with the funding of the Eby Road water project.

**Mr. Hanahan introduced RESOLUTION 2013-20 TO APPLY FOR A CDBG GRANT THROUGH MONTGOMERY COUNTY, OHIO, COMMISSIONERS FOR THE VALLEY VIEW WATER AND SEWER DISTRICT EBY ROAD WATERLINE PROJECT seconded by Mr. Benson during the regular Board of Trustee meeting, held on May 13, 2013 at the Township Hall.**

**That Whereas**, a CDBG grant is potentially available through the office of Montgomery County Community Development Office for water system improvements;

**And Whereas**, The Valley View Water and Sewer District are planning the “Eby Road Waterline Extension Project” which is within the boundaries of German Township;

**And Whereas**, if awarded, such grant funds will be utilized to absorb the costs of: 1. Tap Fees and Service Line Installation costs for those potential customers whom are proven to be Low to Moderate Income.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF GERMAN TOWNSHIP, MONTGOMERY COUNTY, OHIO, AS FOLLOWS:**

**Section 1:** Application for a grant through the Montgomery County, Ohio, Ohio, Commissioners for a waterline installation project on Eby Road, in German Township is hereby authorized as is the consent of the President of the Board of the German Township Trustees to sign all documents necessary on behalf of the Board of Trustees to carry out said application.

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**Section 2:** The Ohio Rural Community Assistance Partnership is hereby authorized to assist the Trustees in its application process.

**Section 3:** This resolution shall be effective from and after the earliest period allowed by law.

After discussion, the adoption vote was as follows: Mr. Benson - Yes, Mr. DeGroat - Absent, Mr. Hanahan - Yes; RESOLUTION 2013-20 passed.

Mr. Hanahan thanked the Board for the resolution.

He also reported the following:

- 3 families on Eby Rd. have requested well testing for contamination
- The Eby Rd. Water project public meeting was attended by 64% Eby Rd. residents and 36% Sunbury and general residents.
- There will be another public meeting prior to the project beginning
- The VVWSD is working to finalize costs and looking into EPA and CDBG grants, and financing by OWPA.
- Plans are being submitted to the EPA for review

**III.** Mr. Hanahan reported that the Germantown Union Cemetery has passed a resolution to ask the Mont. Co. Auditor to certify a 1/2 mill levy for the November ballot.

Mr. Hanahan also thanked the Road Dept. for assisting the cemetery with preparations for Memorial Day and during Marks vacation.

**NEW BUSINESS: none**

**PURCHASE ORDERS AND BANK RECONCILIATIONS were signed.**

**Meeting Adjourned at 8:50 P. M.**

Signed: Randy L. Benson

Attest: [Signature]



To be declared excess and sold by auction on GovDeals:

1. Code 3 MX7000 lightbar with traffic advisor, does work (Asset #1001)
2. 5 MobileVision cruiser camera video systems, including 5 cameras (one bad), 5 head/control units, 4 vaults with VCR, 4 VoiceLink microphone systems with 3 additional chargers. (Asset # 1122, 1227, 1228, other two not listed on inventory)
3. 2 Troy Command Crown Vic consoles (GTPD #167 & 168, Asset #721 & 722)
4. Misc. box to include:
  - 8 Gall Strobe Tube Kits – clear (6 new in package)
  - 1 Pentaflow electric fan
  - 1 DynaMax siren, model #MS100
  - 1 Spotlight, 1 Million candlepower, handheld, with bag
  - 1 Midland XTR mobile radio, dash mount, SN# 076884, 70-134OB (Asset #663)
  - 1 Midland XTR mobile radio, trunk mount, SN# 124143, 70-144OB (Asset #893)
  - 4 Midland microphones
  - 1 Merry Microphone