

THE GERMAN TOWNSHIP BOARD OF TRUSTEES

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held \_\_\_\_\_ July 11, 2011  
 \_\_\_\_\_ 20 \_\_\_\_\_

The regular meeting was called to order at 7:03 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, Benjamin F. DeGroat, Gregory A. Hanahan, and Fiscal Officer Robert W. Rohrbach Jr. were present. Zoning Inspector Laurie Rohrbach, Police Chief W. L. Wilcox, and Road & Service Department Superintendent Jeremy Holbrook 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** – Sheoki Reece-Bowlin of 7392 Brookstone Dr., Franklin OH.; Brad Jerman of 9128 Clearcreek Rd., Springboro, OH; Bambi & Eric Sharrett of 345 Woodside Dr., West Aleandria, OH; Virgie Sharrett of 3387 Somersville Gratis Rd., Camden, OH; John Tannreuther of Farmersville; Rebecca Landis-Kinner of 11957 SR 725, Germantown.

**NUISANCE ABATEMENT HEARING** –

**I.** Mr. Benson introduced the Nuisance Abatement Hearing to consider issues at 11967 SR 725, parcel ID D14 00804 0041.

Mr. Benson introduced a **MOTION**, seconded by Mr. Hanahan, to open the nuisance abatement public hearing for 11967 SR 725. After discussion, all present voted in favor, Motion passed.

Mrs. Rohrbach noted that all hearing notification requirements had been completed and presented the case. The issue in this case was tall grass and weeds. Mrs. Rohrbach reported that the grass had been mowed.

Mr. Benson introduced a **MOTION**, seconded by Mr. DeGroat, to close the hearing. After discussion, all present voted in favor, MOTION passed. No action was taken by the Board as the issue had been corrected.

**II.** Mr. Benson introduced the Nuisance Abatement Hearing to consider issues at 10330 Eby Rd., parcel ID D14 00912 0049.

Mr. Benson introduced a **MOTION**, seconded by Mr. Hanahan, to open the nuisance abatement public hearing for 10330 Eby Rd. After discussion, all present voted in favor, Motion passed.

Mrs. Rohrbach noted that all hearing notification requirements had been completed and presented the case. The issue was has high grass. She further noted that the grass had been cut.

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Mr. Benson introduced a **MOTION**, seconded by Mr. DeGroat, to close the hearing. After discussion, all present voted in favor, **MOTION** passed.

No action was taken by the Board.

**VISITOR COMMENTS –**

- I. Ms. Rebecca Landis-Kinner of 11957 SR 725, Germantown asked how much has to be mowed on a nuisance property. She noted that 11967 SR 725, only had the front yard mowed and tall grass and junk remains in the rear yard.

The Board reviewed and discussed the definition and action required by noxious weeds. Mrs. Rohrbach will monitor the property.

**SWEARING IN CEREMONIES:**

- I. Chief Wilcox introduced Sheoki Reece-Bowlin to the Board and recommended that she be hired as a reserve police officer.

Mr. Hanahan introduced **RESOLUTION 2011-29**, seconded by Mr. DeGroat, to hire Sheoki Reece-Bowlin as a reserve police officer effective August 1, 2011; to serve a one year probation. After discussion the adoption vote was as follows: Mr. Benson – Yes, Mr. DeGroat – Yes, Mr. Hanahan – Yes; **RESOLUTION 2011-29** passed. Mr. Rohrbach administered the oath of office.

- II. Chief Wilcox introduced Eric Gene Sharrett to the Board and recommended that ~~she~~<sup>he</sup> be hired as a reserve police officer.

Mr. Hanahan introduced **RESOLUTION 2011-30**, seconded by Mr. DeGroat, to hire Eric Gene Sharrett as a reserve police officer effective August 1, 2011; to serve a one year probation. After discussion the adoption vote was as follows: Mr. Benson – Yes, Mr. DeGroat – Yes, Mr. Hanahan – Yes; **RESOLUTION 2011-30** passed. Mr. Rohrbach administered the oath of office.

**MINUTES –**

The Board reviewed the minutes of the June 13, 2011. Mr. Benson introduced a **MOTION**, seconded by Mr. Hanahan to approve the minutes as submitted, after discussion, all present voted in favor, **MOTION** passed.

**FISCAL OFFICER REPORT –**

- I. Correspondence:

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**IN**

- A. Mont. Co. Engineer – Partnership Pool final request
- B. Mont. Co. Auditor – Pool Levy Certification; Budget Commission meeting announcement; TPP distribution ended with exception of delinquent collections.
- C. US HealthWorks - missed CDL test appointment information (new company – resolved)
- D. Frank Gates Service Co. – BWC annual participation agreement & invoice
- E. Albers & Albers – July VVWSD invoice
- F. Village of Germantown – Fire/EMS Oversight agreement for review & approval
- G. Dayton & Montgomery Co. Health Dist. – ODNR grant approval for tire removal at two junk yards on Upper Miamisburg Rd.

**OUT**

- A. Germantown Press & DDN & Midd Journal - Mtg. reminders 07/11
- B. Village of Germantown – public records request for all information reviewed by the Trustees for future meetings – 6/13 & levy quarterly reports
- C. IRS, State, School, OPERS, J&FS – Quarterly & Monthly reports and payments

**II. Distribute Financial Reports – including Parks, Pool, Fire, Senior, Fire/EMS 2011 levy quarterly reports**

Mr. DeGroat introduced a **MOTION**, seconded by Mr. Hanahan to approve the financial reports and authorize the payment of the bills, checks 43649 thru 43741. After discussion, all present voted in favor. **MOTION** passed.

**III. Mr. Rohrbach opened a discussion regarding Fire/EMS oversight agreement. The language was change to reflect the addition of the Fire/EMS 2010 levy and correct Township fund names.**

After review of the document, Mr. DeGroat introduced **RESOLUTION 2011-32**, seconded by Mr. Hanahan, to approve the Fire/EMS oversight agreement as presented. After discussion, the adoption vote was as follows: Mr. Benson – Yes, Mr. DeGroat – Yes, Mr. Hanahan – Yes; **RESOLUTION 2011-32** passed.

**IV. Mr. Rohrbach opened a discussion on receipt of the county certificate for the renewal of the Pool. The Board discussed the issue. Mr. Benson reported that the pool oversight recommended waiting until the 2012 primary election, so it would not to compete with the Senior renewal levy. The Board took no**

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action.

- V. Mr. Rohrbach reported on the receipt of the annual Montgomery County Budget Commission hearing information and recommended that the Board waive the hearing.

Mr. Hanahan introduced a **MOTION**, seconded by Mr. DeGroat, to waive a hearing with the Montgomery County Budget Commission regarding the 2012 budget. After discussion, all present voted in favor, MOTION passed.

- VI. Mr. Rohrbach reported on the receipt of the annual Frank Gates Service Co. BWC service agreement and invoice and recommended continuation during 2012

Mr. Hanahan introduced a **MOTION**, seconded by Mr. DeGroat, to continue with Frank Gates Service Co. for BWC representation in 2012. After discussion, all present voted in favor, MOTION passed.

**PRESIDENT REPORT –**

- I. Mr. Benson reported that the Fire Oversight meeting was cancelled.
- II. Mr. Benson updated the Board on his investigation of ways to reduce the current cost of LP gas. He stated that Kuhn & Co. is the only LP distributor in the area that will sell an underground tank. He found pre-buy pricing at Kuhn's for \$2.40 per gallon and Apollo at \$2.20 per gallon.
- III. Mr. Benson reminded all of the joint meeting with the City of Germantown on August 15<sup>th</sup>.
- IV. Mr. Benson noted that the Germantown July 4<sup>th</sup> parade went very well.

**POLICE REPORT –**

- I. Chief Wilcox reported on the July 4<sup>th</sup> events. Traffic control for the City parade went well and 93 cups of ice cream were given out during the afternoon to citizens in German Twp.
- II. Chief Wilcox reported that he has received two quotes for preventive maintenance of the Township Hall HVAC systems. One from Perkins Heating & Air Conditioning and one from Viking Heating & Air Conditioning LLC, with Viking being the lowest and best.

Mr. Hanahan introduced a **MOTION**, seconded by Mr. DeGroat, to contract with Viking Heating & Air Conditioning LLC for preventive

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maintenance and filter changes for the Township Hall, and authorize Chief Wilcox to sign on behalf of the Board. After discussion, all present voted in favor, MOTION passed.

- III. Chief Wilcox updated the Board on the electric/energy audits. It is going well.
- IV. Chief Wilcox reported that the problem with the weather siren at the Township Hall has been figured out and should be repaired in the next 30 days.
- V. Chief Wilcox reminded all of the National Night Out scheduled for Aug. 2 at 6:30 PM. He requested that pony ride expenses be paid from the General Fund.

Mr. Hanahan introduced a **MOTION**, seconded by Mr. DeGroat, to authorize the expenses of the pony ride to be paid from the General Fund. After discussion, all present voted in favor, MOTION passed.

- IV. Chief Wilcox reminded all of the CALEA police accreditation conference being held in Cincinnati and requested attendance at the Saturday banquet while German Township PD receives an accreditation renewal. Mr. Rohrbach and Mr. Hanahan will attend.
- V. Chief Wilcox noted a court ordered sale of recovered/found property.
- VI. Chief Wilcox requested a resolution to declare the following items surplus and authorize sale:

4 each siren speakers; 3 each strobe power supplies; 1 each 12 volt strobe light; misc. siren parts; misc radio parts; 1 each shotgun mount; and misc. cruiser light bulbs.

Mr. Hanahan introduced **RESOLUTION 2011-31**, seconded by Mr. DeGroat, to declare the above listed items as surplus and to authorize the sale of same. After discussion the adoption vote was as follows: Mr. Benson – Yes, Mr. DeGroat – Yes, Mr. Hanahan – Yes; **RESOLUTION 2011-31** passed.

**ROAD/SERVICE DEPARTMENT REPORT –**

- I. Mr. Holbrook requested approval of the Mont. Co. Engineer Partnership Pool participation and projects.  
 Mr. DeGroat introduced **RESOLUTION 2011-33**, seconded by Mr.

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Benson, to participate in the Montgomery Co. Engineer Partnership Pool program to include center & edge line painting of Butter St. and Sigal Rd.; crack seal of Stivers Rd., Boomershine Rd. and Puddenbag Rd.; paving of 1 ½ miles of Mudlick Rd. After discussion the adoption vote was as follows: Mr. Benson – Yes, Mr. DeGroat – Yes, Mr. Hanahan – Yes; RESOLUTION 2011-33 passed.

- II. Mr. Holbrook reported that third round of mowing is under way.
- III. Mr. Holbrook reported that deep patch pot hole repair continue and that Mr. Benson had assisted .
- IV. Mr. Holbrook updated the Board on the Issue II Eckhart Road project. Bids to be advertised 8/1 thru 8/17; open bids on 8/25; award bid 8/29; pre-construction meeting 8/30; and construction actually begins 8/30.

**ZONING & TRASH COLLECTION REPORT - none****OLD BUSINESS:**

- I. Mr. Hanahan updated the Board on the Valley View Water & Sewer Dist activities.
  - CESO presented a project for Eby Rd., Sunsbury, and Germantown Middletown Rd. = 189 potential customers.
  - Board issued a request for proposal for estimated costs of the above project.
  - Applying for grant or loan via OPWC
  - Insurance was paid by the Township

**NEW BUSINESS: none****EXECUTIVE SESSION:**

- I. At 8:24 PM Mr. Benson introduced a **MOTION**, seconded by Mr. Hanahan, to enter into executive session, including Mr. Rohrbach, to discuss a personnel issue and potential discipline of an employee. Mr. Holbrook attended at 8:50 PM.
- II. At 9.03 PM Mr. DeGroat introduced a **MOTION**, seconded by Mr. Hanahan, to reconvene the regular session.

**ROAD & SERVICE DEPARTMENT CONTINUED**

- V. Mr. DeGroat introduced **RESOLUTION 2011-34**, seconded by Mr. Hanahan, to place Mr. Jeremy Holbrook on indefinite administrative leave

RECORD OF PROCEEDINGS

0395

Minutes of

Meeting

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with pay, beginning July 2, 2011 to facilitate the investigation of an incident occurring during off duty time. After discussion, the adoption vote was as follows: Mr. Benson – Yes, Mr. DeGroat – Yes, Mr. Hanahan – Yes; RESOLUTION 2011-34 passed.

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

**Meeting Adjourned** at 9:05 P. M.

Signed: Randy R. Benson

Attest: [Signature]