

THE GERMAN TOWNSHIP BOARD OF TRUSTEES

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held \_\_\_\_\_ April 9, 2012 \_\_\_\_\_  
 \_\_\_\_\_ 20 \_\_\_\_\_

The regular meeting was called to order at 7:00 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 arrived 7:08, Gregory A. Hanahan and Fiscal Officer Robert W. Rohrbach Jr. were present. Zoning Inspector Laurie Rohrbach, Road & Service Department Superintendent Jeremy Holbrook, and Police Chief W. L. Wilcox 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** – none

**VISITOR COMMENTS** – none

**NUISANCE ABATEMENT PUBLIC HEARING –**

I. At 7:02 PM, Mr. Benson opened a public hearing, with Mr. Hanahan and Mr. Benson present, regarding Nuisance Abatement for 9956 Sugar St., regarding high grass. Mr. Benson swore in Zoning Inspector Laurie Rohrbach. Mrs. Rohrbach reported that the grass has been mowed – no abatement is needed.

At 7:08 PM, Mr. Hanahan introduced a **MOTION**, seconded by Mr. Benson, to close the public hearing. After discussion, all voted in favor, **MOTION** passed. The Board took no further action.

**ZONING RESOLUTION AMENDMENT PUBLIC HEARING –**

I. At 7:10 PM, Mr. Hanahan introduced a **MOTION**, seconded by Mr. DeGroat, to open a public hearing to hear Case 2012-03ZTC, Text changes to the current Zoning Resolution. After discussion, all present voted in favor, **MOTION**, passed

Zoning Inspector, Laurie Rohrbach explained the text changes are being requested to update the Zoning Resolution to the current Ohio Revised Code and other legal requirements. She further explained that the German Township Rural Zoning Commission drafted and approved the changes after the required public hearing held on April 3, 2012. She also reported that the Montgomery County Planning Commission has reviewed and recommended approval of the changes.

At 7:18 PM, after review of the text changes and with no other comments, Mr. Hanahan introduced a **MOTION**, seconded by Mr. DeGroat, to close the

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public hearing and reconvene the regular Board meeting. After discussion, all present voted in favor, MOTION passed.

Mr. Hanahan introduced **RESOLUTION 2012-10**, seconded by Mr. DeGroat, to amend the Zoning Resolution as presented in Case 2012-03ZTC and approved by the Rural Zoning Commission. After discussion, the adoption vote was as follows: Mr. Benson – Yes, Mr. DeGroat – Yes, Mr. Hanahan – Yes; RESOLUTION 2012-10 passed. The Board thanked the Rural Zoning Commission and Mrs. Rohrbach for their work in keeping the Zoning Resolution current.

**MINUTES** –

The Board reviewed the minutes of the March 12, 2012 regular meeting. Mr. Hanahan introduced a **MOTION**, seconded by Mr. DeGroat to approve the minutes of the above meeting as presented. After discussion, all present voted in favor, MOTION passed.

**FISCAL OFFICER REPORT** –**I. Correspondence:****IN**

- A. OTA – April Grassroot Clippings
- B. Mont. Co. Engineer – 2012 Township Officials Meeting announcement
- C. Mont. Co. Board of Elections – notice of Recreation Levy (Pool) renewal recount on April 5<sup>th</sup>; and Certificate of Result of Election for the Recreation Levy (Pool) dated March 27, 2012.
- D. Auditor of State – Bulletin 2012-003
- E. Alber & Albers – March VVWSD invoice

**OUT**

- A. Germantown Press & DDN & Midd Journal - Mtg. reminders 04/09
  - B. City of Germantown – 2/24 & 3/12 minutes
  - C. Monthly – IRS, State, School, OPERS reports & payments
  - F. OTARMA – 2012 insurance payment and associated paperwork
- II. Distribute Financial Reports** – including the 1<sup>st</sup> Quarter Parks, Pool, Senior, Fire, 2010 EMS Levy, fund reports.

Mr. DeGroat introduced a **MOTION**, seconded by Mr. Hanahan to approve the financial reports and authorize the payment of the bills, checks 44430 thru 44512. After discussion, all present voted in favor. MOTION passed.

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- III. Mr. Rohrbach reported the new copier has been received.
- IV. Mr. Rohrbach reported that the field work of the 2010/2011 audit has been completed. It has been recommended that the Board create a credit card policy and place it in the Township Procedure/Policy manual. Overall the audit is going well. The audit staff complimented Mr. Holbrook on the Issue II files, as being very organized, complete, and easy to understand.

**PRESIDENT REPORT –**

- I. Mr. Benson reported on fire oversight activities. He reported that the fire department delivery of the new Ford 550 Rescue Truck has been delayed until May.
- II. Mr. Benson reported that the Recreation Levy (Pool) has failed. He will check with Pool Oversight to determine if they desire for the Township to run the levy again in November.

**POLICE REPORT –**

- I. Chief Wilcox reported that the next CERT class is scheduled to begin the end of April, with 9 people currently enrolled.
- II. Chief Wilcox reported that the building project is still in the permit stage. Plans are currently at Montgomery Co. for approval.
- III. Chief Wilcox reported the meeting about the weather sirens was held and the sirens have been tested and are now functioning properly.
- IV. Chief Wilcox opened a discussion regarding purchasing and deploying 3 tasers. The Trustees had no objection. Chief Wilcox will submit a policy and procedure for approval at the next meeting.
- V. Chief Wilcox reminded all that the Shred/DUMP program is scheduled again this year on May 5, 2012 from 9AM to 12 Noon. Shredding will only be on site from 11-12. Materials for shredding can be dropped off prior to the arrival of the truck.
- VI. Chief Wilcox 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; in recognition of National Peace Officer Memorial Day.

Mr. Hanahan introduced **RESOLUTION 2012-11**, seconded by Mr.

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DeGroat, 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; in recognition of National Peace Officer Memorial Day. After discussion, the adoption vote was as follows: Mr. Benson – Yes, Mr. DeGroat – Yes, Mr. Hanahan – Yes; RESOLUTION 2012-11, passed.

- VII. Chief Wilcox made a recommendation to the Board that Reserve Police Officer A. P. Bateman be hired into the position of Part Time Police Officer, effective April 16, 2012, at \$15.30 per hour (current starting rate), with no benefits, subject to a 9 month probationary period.

Mr. Hanahan, introduced **RESOLUTION 2012-12**, seconded by Mr. DeGroat, to hire Reserve Police Officer A. P. Bateman into the position of Part Time Police Officer, effective April 16, 2012, at \$15.30 per hour (current starting rate), with no benefits, subject to a 9 month probationary period. After discussion, the adoption vote was as follows: Mr. Benson – Yes, Mr. DeGroat – Yes, Mr. Hanahan – Yes; RESOLUTION 2012-12, passed.

**ROAD/SERVICE DEPARTMENT REPORT –**

- I. Mr. Holbrook recommended that the Board enter into a contract with Kramer and Associates for the engineering of the Eckhart Rd. Phase 1, Extension, at a cost of \$24,250.00.

Mr. DeGroat introduced **RESOLUTION 2012-013**, seconded by Mr. Hanahan, to enter into a contract with Kramer and Associates for the engineering of the Eckhart Rd. Phase 1 Extension, at a cost of \$24,250.00; and authorize Mr. Holbrook to sign the contract on behalf of the Board. After discussion, the adoption vote was as follows: Mr. Benson - Yes, Mr. Hanahan –Yes, Mr. DeGroat – Yes; RESOLTUION 2012-013 passed.

- II. Mr. Holbrook reported on the delivery of the Bombford mower and it has been placed into service. It is performing better than expected.
- III. Mr. Holbrook reported that the transmission in the AGCO tractor has frozen up. Repairs are estimated to be in excess of \$2,000.00.
- IV. Mr. Holbrook reported that a blockage has been placed in front of the outlet of culvert #GE-70-1.40 on Friend Rd. between Rocky and Wetzel. Further

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investigation revealed that the obstruction had been placed by Mr. Jason DeGroat to reduce erosion to a field he farms. Mr. Holbrook reported that he advised Mrs. DeGroat that the Township would monitor the culvert and if any water back up occurs, the obstruction will be removed.

V. Mr. Holbrook reported that the underground propane tank has been installed at the Township Hall.

VI. Mr. Holbrook provided the Road Dept. 2011 Year End report to the Board.

**ZONING & TRASH COLLECTION REPORT -**

I. Mrs. Rohrbach opened a discussion on the Weidle PD-4 modification issue that needs Board approval and requested a public hearing be scheduled. The Board scheduled a Special Meeting and set the Public Hearing for April 16, 2012 at 08:00 AM, at the Township Hall.

**OLD BUSINESS:**

I. Mr. Hanahan updated the Board on the Valley View Water & Sewer District activities.

- Located a tentative water tower location
- The start-up loan has not been closed yet, but still in progress
- Search for a fiscal officer has begun – 2 applications have been received and they will be interviewed.

II. Mr. Hanahan reported on his attendance at the National Association of Towns & Townships in Washington DC. The Montgomery County group met with several area Legislators and discussed legislative issues.

III. Mr. Hanahan reported that he has made Montgomery County Administrator Debra Feldman aware that German Township has no intention of re-opening the radio tower contract for re-negotiation.

**NEW BUSINESS: none**

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

Meeting Adjourned at 8:10 P. M.

Signed: Randy R. Benson

Attest: 