

## RECORD OF PROCEEDINGS

Minutes of

Meeting

## THE GERMAN TOWNSHIP BOARD OF TRUSTEES

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

MARCH 10, 20 2014

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, Jacob C. Stubbs and Fiscal Officer Robert W. Rohrbach Jr. were present. Police Chief Joe Andzik and Road & Service Superintendent Jeremy Holbrook were also present. This meeting was digital tape recorded and the CD is on file. <sup>Recorder Mr. Groat - No Recording</sup> The Germantown Press and Dayton Daily News were notified of the meeting. <sup>(D)</sup>

**VISITORS** –Everett Morris of 10165 Eby Rd., Germantown.

**VISITOR COMMENTS** –

- I. Mr. Morris addressed the Board regarding the letter he had received from the Valley View Water & Sewer District advising of the assessment amount of his property on Eby Rd., for the Eby Rd. water project. He reported that the appraised value used by the Water Board was too high. He could not attend the March Water Board meeting, as it was cancelled. He also advised he had come to the Township Hall to review the records of the project as outlined in the letter he had received, and no one could assist him, as no one from the water board was present. He also felt that the Township Board of Trustee's should provide him with assistance, as they created the VVWSD and it reported to them.

The Township Board advised Mr. Morris that it had no information regarding the letter that was sent or the process to appeal the assessment or review the records, as they had received <sup>(MW)</sup> nothing from the VVWSD regarding the actions. They explained that the VVWSD was a separate government entity created by the German and Jackson Township Boards of Trustees to provided water to both Townships' residents. The Board reviewed the letter noting that there was no signature on the letter, and the signature block structure could be interpreted to indicate that the German Twp. Board of Trustees had sent the letter.

The Township Board instructed Mr. Rohrbach to send a letter to the VVWSD indicating the concern of the Trustees' about the lack of information provided to the Board, the structure of the letter, no signature on the letter, and no easily identifiable information for residents regarding the appeal process or times and dates that someone would be available for the review of the records. They also wanted to express a concern on the time of day the meetings were scheduled and number of meeting cancellations that have occurred over the

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past couple of months, limiting the availability of residents to be in contact with the VVWSD Board members.

**MINUTES** –

- I. The Board reviewed the minutes of the February 10, 2014 Regular meeting. Mr. Benson introduced a **MOTION**, seconded by Mr. Stubbs, to approve the minutes of the January 13, 2014 Regular meeting as corrected. After discussion, All present voted in favor, MOTION passed.

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

- A. OTA – March Grassroot Clippings
- B. Montgomery Co. Engineer – request for application for Partnership Pool Funding (to Jeremy); and notice of Township/Engineer meeting scheduled for April 9, 2014.
- C. Montgomery Co. Commissioners – request recommendation for vacating 0.320 acres on Eckhart Rd. – old road easement
- D. Western Regional Council of Governments – invoice for 2014 & minutes of February meeting
- E. Miami Valley Fair Housing – request for supporting resolution for Fair Housing Month of April
- F. Valley View After Prom – request for donation
- G. OTARMA – Notice of capital distribution to members - \$1,000 per Township.
- H. 8 resumes were received for the Zoning Inspector/Admin Asst. to the Board

**OUT**

- A. Germantown Press & DDN - Mtg. reminders 3/10
- B. City of Germantown – 2/10 minutes
- C. Monthly - IRS, State, School, OPERS reports & payments
- D. Germantown Press – Township Admin Asst./Zoning Inspector - want advertisement

**II. Distribute Financial Reports: 2014 YTD – Cash Summary by Fund, Fund Status, Payment Report, and Revenue Status.**

Mr. DeGroat introduced a **MOTION**, seconded by Mr. Stubbs to approve the financial reports and authorize the payment of the bills, checks 46321 thru 46373, including employee payroll direct deposits payments and payroll tax EFT's to IRS. After discussion, all present voted in favor, MOTION passed.

- III. Mr. Rohrbach requested a resolution to approve the Advance of \$10,000 from the General Fund to the Road & Bridge fund to be repaid upon receipts of property tax monies, in order to eliminate a cash flow issue with payroll.



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Mr. DeGroat introduced **RESOLUTION 2014-10**, seconded by Mr. Stubbs, to approve the Advance of \$10,000 from the General Fund to the Road & Bridge fund to be repaid upon receipts of property tax monies, in order to eliminate a cash flow issue with payroll. After discussion the adoption vote was as follows: Mr. Benson – Yes, Mr. DeGroat – Yes, Mr. Stubbs – Yes, **RESOLUTION 2014-10** passed.

- IV. Mr. Rohrbach requested Motion to continue membership in the Western Regional Council of Governments for 2014 and to authorize the payment of the annual membership fees.

Mr. DeGroat introduced a **MOTION**, seconded by Mr. Stubbs to continue membership in the Western Regional Council of Governments for 2014 and to authorize the payment of the annual membership fees. After discussion, all present voted in favor, **MOTION** passed.

- V. Mr. Rohrbach requested a motion to not object to the Eckhart Road vacation of the old roadway route as submitted previously to Montgomery County.

Mr. DeGroat introduced a **MOTION**, seconded by Mr. Stubbs to not object to the Eckhart Road vacation of the old roadway route as submitted previously to Montgomery County. After discussion, all present voted in favor, **MOTION** passed. Mr. Rohrbach will mail in the requested response.

- VI. Mr. Rohrbach reported that he did not attend the Auditor of State Local Government Conference due to a family emergency that occurred in Florida. He advised that the hotel room was cancelled, thus only charge was for the registration, which could not be cancelled.

**PRESIDENT REPORT –**

- I. Mr. Benson reported that the Fire Oversight activities. He noted that the Valley View Water & Sewer Board had requested hydrant information from the fire department.
- II. Mr. Benson opened a discussion regarding a requested from Mika Renneker to allow the Girl Scout Troop 32216 of German Township to use the building for scout function when available.

Mr. Benson introduced a **MOTION**, seconded by Mr. DeGroat to allow the Girl Scout Troop 32216 of German Township to use the building for scout function as long as no other functions were scheduled and the waiver is sign. After discussion, all present voted in favor, **MOTION** passed.

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**POLICE REPORT –**

- I. Chief Andzik reported on the Law Enforcement Automated Data System Audit recently completed. Three minor issues were noted and the process of bringing into compliance has begun.
- II. Chief Andzik on his completion of the Alert-Lockdown-Inform-Counter-Evacuate Instructor Training and the Rapid Deployment-Awareness-Intervention-Decisiveness-EMS-Recovery Training (Law Enforcement side). The training will allow GTPD to work with Valley View School Dist to enhance school safety and coordinate responses.
- III. Chief Andzik updated the Board on the Police/Zoning new carpet project. Installation has been completed. He thanked the Road Dept. for assisting with moving items in/out of the rooms carpeted.
- IV. Chief Andzik reported that GTPD officers participated in the Mobile Academy which was hosted by Germantown Police during the past week of February.
- V. Chief Andzik reported on the arrest of several burglary suspects resulting in 12 felony and 3 misdemeanor charges and the clearance of approx. 10 scrap metal burglaries in the Township.
- VI. Chief Andzik noted that Saturday May 3<sup>rd</sup> has been designated as Township Shred Day from 10:00 AM until Noon. He requested the Trustees pay ½ of the shredding cost as they have in the past.

Mr. DeGroat introduced a **MOTION**, seconded by Mr. Stubbs, to approve splitting the cost of the shredding with the Police Dept. from the General Fund, as suggested. After discussion, all present voted in favor, **MOTION** passed.

**ROAD/SERVICE DEPARTMENT REPORT –**

- I. Mr. Holbrook reported that the Road Dept. continues to be busy removing snow and ice and salting roadways.
- II. Mr. Holbrook updated the Board on the monitoring of the Eby Road water project. He shared the response from the Valley View Water & Sewer Dist with the Board. As the project moves forward, he is becoming more comfortable with the inspection process. He also noted that the VVWSD has filed for a highway Utility Permit with the Road Dept. for the project.
- III. Mr. Holbrook updated the Board on the scheduling of the OPWC Friend



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Road Phase 1D and Eckhart Rd. Phase 2 projects. Due to new regulations set forth by the Montgomery County Engineer' Office nothing can begin on either project until after July 1, 2014. Engineering will be completed and it will be attempted to complete Eckhart Road in 2014. Friend Rd.

Engineering will begin in 2014 with construction probably not starting until the Spring of 2015.

- IV. Mr. Holbrook also noted the replacement of the light bulbs on the front of the building, made a huge difference.

**ZONING & TRASH COLLECTION REPORT - none**

**OLD BUSINESS:**

- I. Mr. DeGroat reported on Parks Oversight activities. They Parks Board is developing a 5 year plan and soliciting ideas.
- II. Mr. DeGroat noted that the next Western Regional Council of Governments meeting will be March 10<sup>th</sup>. Primary topic will be to rebid or extend the trash contract.
- III. Mr. Stubbs reported on his attendance at the Auditor of State Local Government Conference. He also attended the mandatory Records Training. He opened a short discussion on the use of social media, such as Facebook & Twitter, to keep in touch with the residents.
- IV. Mr. Stubbs reported on Pool Oversight activities. The pool rates will remain at the 2013 prices for 2014 – no major changes in the near future.
- V. Mr. Stubbs reported that he did a ride along with Sgt. Wallace.

**NEW BUSINESS: none**

**EXECUTIVE SESSION –**

- I. At 7:47 PM, Mr. Benson introduced a **MOTION**, seconded by Mr. DeGroat to enter into Executive Session to discuss personnel issues and potential litigation issues in Zoning. After discussion, all present voted in favor, MOTION passed
- II. At 8:20 PM, the Board exited executive session and reconvened the regular meeting.

**OLD BUSINESS- Continued:**

- VI. Mr. Benson noted that Mrs. Landis-Kinner had contacted the Montgomery County Prosecutors Office requesting that a tax foreclosure process be started on the abandon property located at 11967 SR 725, stating that the county and township zoning have provided no assistance with resolving the issues of the

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abandon house. The Board briefly discussed the issue, noting that two previous nuisance abatements have been completed on the property, but the Township has heard nothing since the last abatement. Mr. Benson will contact the Montgomery County Treasurer Office to investigate possible solutions to the problem. The Board noted the lack of funding in the General Fund to pay the costs of any proposed solutions along with the potential setting of precedent regarding other future abandon properties.

- VII. Mr. Benson suggested having a Special Meeting on March 24 beginning at 10:00 AM to interview the candidates for the part time Zoning Inspector/ Administrative Assistant to the Board position. The meeting will be called to order and then moved into executive session for the interviews. The Board concurred. Mr. Rohrbach was asked to make the proper notifications.

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

**Meeting Adjourned** at 8:30 P. M.

Signed:



Attest:

