

## RECORD OF PROCEEDINGS

Minutes of

Meeting

**THE GERMAN TOWNSHIP BOARD OF TRUSTEES**

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held \_\_\_\_\_ MAY 11, 2015 \_\_\_\_\_

The regular meeting was called to order at 7:00 P.M., at the German Township Hall located at 12102 SR 725, Germantown, Ohio by Board President Randy Benson with the Pledge of Allegiance. Trustees Randy R. Benson, Jacob C. Stubbs, Benjamin F. DeGroat (arrived at 7:05), 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 not digital tape recorded – recorded static only. The Germantown Press and Dayton Daily News were notified of the meeting.

**VISITORS** – David Gehron of 14239 Kiefer Rd.; Lloyd Johnson of 7404 Browns Run Rd.; Lynn Cleveland of 11858 Oxford Rd.; Beverly & Mary Abner of 8850 S. Main St.; Mark Keener 7865 Jamaica Rd., Fire Chief Dan Alldred of 75 N. Walnut St.; Emily & Greg Helmers of 9216 Middletown Germantown Rd.; Phil Thomas & Steve Myers of 123 N. Main St.; Glenn Luehmann of 7685 S. Union Rd., Miamisburg; and Ken Moyer of 8612 Puddenbag Rd.

**VISITOR COMMENTS** –

- I. Mr. Phil Thomas made a presentation to the Board regarding the start up of the Germantown Amateur Radio Society consisting of the Amateur Radio Operators in the greater Germantown area. He explained the purpose of the organization is to provide auxiliary radio communications to assist with public service events and emergency situations in the German Township/Germantown area.

Mr. Thomas reported on the first meeting of the group and requested the use of the Township Hall meeting room for the first Sunday of every month at 7:00 PM for future monthly meetings of the group.

The Board discussed the request and thanked Mr. Thomas on his dedication to our community. Mr. DeGroat introduced a **MOTION**, seconded by Mr. Stubbs to allow the group to use the Township Hall meeting room on the 1<sup>st</sup> Sunday of every month at 7:00 PM unless the area is previously scheduled. After discussion, all present voted in favor, **MOTION** passed.

Mr. Thomas was provided with the standard Agreement for use of the Meeting Room form. Both Mr. Thomas and the Board signed the agreement.

- II. Fire Chief Alldred noted that during the last fire oversight meeting he reported

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that he had to report to ISO (determines rates for fire departments and fire insurance) that there was no water available in German Township. That report will have a negative effect on Township residence fire insurance.

- III.** Fire Chief Alldred read and presented Police Chief Andzik with a letter thanking the police department for all the assistance they provided to the fire department over the past year. He also recognized National Police Week from May 10 to May 16<sup>th</sup>.

**MINUTES –**

The Board reviewed the minutes of the April 13, 2015 Regular meeting.

Mr. Benson introduced a **MOTION**, seconded by Mr. Stubbs, to approve the minutes of the April 13, 2015 Regular meeting as corrected. After discussion, all present voted in favor, MOTION passed.

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

- A. OTA – May Grassroot Clippings
- B. OTARMA – 2015 reserve overage refund check for 2015 participation in the risk management/insurance program.
- C. Montgomery County Township Association – 2015/16 dues invoice.
- D. Mont. Co. Prosecutor Jonathan Ketter – Draft MARCS antenna lease contract & information for future contract for police dispatching with the Regional Dispatch Center.
- E. Montgomery Co. OMB – ED/GE project presentation meeting announcement.
- F. Time Warner Cable – 1<sup>st</sup> Qtr 2015 franchise fees & notice that Comcast has decided not to buy Time Warner Cable.

**OUT**

- A. Germantown Press & DDN - Mtg. reminders 5/11
- B. City of Germantown – 4/13 minutes
- C. Monthly – IRS, State, School, OPERS reports & payments
- D. First National Bank of Germantown – request for credit card for Police Chief Andzik.
- E. Mont. Co. Prosecutor Jonathan Ketter – information that German Twp. does not own generator at antenna site for MARCS contract.

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MAY 11, 2015**II. Distribute Financial Reports:** 2015 YTD – Cash Summary by Fund, Fund Status, and Monthly payment report.

Mr. Benson introduced a **MOTION**, seconded by Mr. Stubbs to approve the financial reports and authorize the payment of the bills, checks 47170 thru 47194 including employee payroll direct deposits payments and payroll tax EFT's. After discussion, all present voted in favor, **MOTION** passed.

**III.** Mr. Rohrbach reported he has not received the MARCS antenna site contract that was scheduled to be presented tonight. Apparently we are still waiting on changes as requested by Township regarding generator. Mr. Rohrbach will follow up.**IV.** Mr. Rohrbach updated the Board on the Montgomery County Amateur Radio Emergency Services, Inc. project. The High Frequency antenna will be installed as soon as weather is suitable.**V.** Mr. Rohrbach requested the amendment of the Appropriation Resolution to include the below appropriation for Fund 4901 ODOT Sign Grant:

\$7,618.44 for 4901-760-790-0000 Capital Improvement

Mr. DeGroat introduced **RESOLUTION 2015-18**, seconded by Mr. Stubbs to approve the appropriation as noted above. After discussion, the adoption vote was as follows: Mr. Benson – Yes, Mr. DeGroat – Yes, Mr. Stubbs – Yes, **RESOLUTION 2015-18** passed.

**PRESIDENT REPORT –****I.** Mr. Benson reported on his attendance at the Fire/EMS Oversight meeting. Truck 63 reconditioning has been completed and was \$3,000 less than quoted. He also distributed the monthly fire run reports.**II.** Mr. Benson reported that the ED/GE grant submitted by Point Source had been approved at a reduced funding level of \$50,000. Mr. Rohrbach will follow-up to obtain the proper procedures and processes.**POLICE REPORT –****I.** Chief Andzik reported that the eleventh class of Citizens Emergency Response Team (CERT) has been successfully completed.**II.** Chief Andzik reported that the Shred It day held on May 2<sup>nd</sup> was a success. He thanked everyone that volunteered and helped with the project.**III.** Chief Andzik presented and requested passage of a resolution to recognize

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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.

Mr. DeGroat introduced **RESOLUTION 2015-19**, seconded by Mr. Stubbs, 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 – Yes, Mr. Stubbs – Yes. **RESOLUTION 2015-19** passed.

**ROAD/SERVICE DEPARTMENT REPORT –**

- I. Mr. Holbrook reported on the beginning of the Mudlick Road Drainage Project to address the excess water flowing along and on the pavement in the curve on Mudlick Rd. The project will up-size the existing driveway culvert from 8” to 12”; ditching along the south side of the roadway; and seeding all disturbed areas. Property owners were notified of the project and given an opportunity to provide input.
- II. Mr. Holbrook reported that the Eckhart Road Issue II project has been completed with the seeding and restoration of the ditch line.
- III. Mr. Holbrook provided a draft copy of a proposed “German Township Driveway Culvert Installation/Replacement Policy” for review and any changes, so it can be sent to the Prosecutor Office for review.
- IV. Mr. Holbrook reported on the Ohio Utilities Commission Rail Division notice that the Eckhart Rd. and Butter St. rail crossings were out of compliance, due to the lack of pavement markings. He contacted and received a quote from A&A Safety for proper pavement markings at a cost of \$3,000.00. He contacted Mr. Hank Dupps of the Dupps Company regarding the issue and they have volunteered to pay the entire cost of the pavement markings. Mr. Holbrook publicly thanked Mr. Dupps and the Dupps Company for volunteering to bring the two rail crossing into compliance.
- V. Mr. Holbrook requested authorization to enter into a contract with D. J. L. Material & Supply to purchase crack seal and for the use of the equipment to apply the material at a cost not to exceed \$6,000.00.

Mr. DeGroat introduced **RESOLUTION 2015-20**, seconded by Mr.



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**RESOLUTION 2015 – 22**, a RESOLUTION AND AGREEMENT AUTHORIZING THE EXECUTION OF A ONE-YEAR EXTENSION OF THE RESIDENTIAL WASTE COLLECTION SERVICE AGREEMENT OF OCTOBER 1, 2010 BY AND BETWEEN THE VILLAGE OF FARMERSVILLE, THE TOWNSHIPS OF GERMAN, JACKSON AND PERRY, AS MEMBERS OF THE WESTERN REGIONAL COUNCIL OF GOVERNMENTS OF MONTGOMERY COUNTY, OHIO AND RUMPKE WASTE, AS THE CONTRACT SERVICE PROVIDER was introduced by Mr. DeGroat and seconded by Mr. Stubbs during the regular meeting of the German Township Board of Trustees on May 11, 2015.

**WHEREAS**, Sec. 7.1 of the contract of October 1, 2010, by and between the Villages of Farmersville and the Townships of German, Jackson and Perry, as members of the Western Regional Council of Governments of Montgomery County, Ohio, and Rumpke Waste, as the Residential Solid Waste Collection Service Contractor, provides that said Agreement may be extended for up to three (3) additional one (1) year periods beyond the initial contract termination date of September 30, 2013.

**WHEREAS**, the said Contractor has offered to continue to deliver said service at a cost of \$15.29 per household per month, inclusive of all applicable fees, for the option year commencing on October 1, 2015 and terminating on September 30, 2016.

**WHEREAS**, the Village of Farmersville and the Townships of German, Jackson and Perry, as members of the Western Regional Council of Governments (hereinafter, the WRCG), have duly passed Resolution authorizing the acceptance of the option price of \$15.29 per household per month for the option year described above, which Resolutions are attached hereto and incorporated herein for evidentiary purposes;

**NOW, THEREFORE, BE IT HEREBY RESOLVED AND AGREED**, that pursuant to Sec. 7.1 of the Residential Solid Waste Collection Service Agreement of October 1, 2010, the Village of

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Farmersville and the Townships of German, Jackson and Perry, as members of the WRCG, hereby accept the Rumpke Waste offer to deliver solid waste collection services to each of their respective jurisdictions at a cost of \$15.29 per household per month, inclusive of all applicable fees, for the option year commencing October 1, 2015 and terminating on September 30, 2016;

**BE IT FURTHER RESOLVED AND AGREED**, that the Village of Farmersville and the Townships of German, Jackson and Perry, and Rumpke Waste, hereby recognize and acknowledge that the Village of New Lebanon has voluntarily opted out of its right to exercise the option referred to above, and further state that the option price of \$15.29 per household per month was calculated exclusive of the residential population of the Village of New Lebanon.

**BE IT FURTHER RESOLVED, AGREED AND WARRANTED**, that all other terms and conditions of the contract of October 1, 2010, save and excepting those explicitly modified as to contract term and price as described above, shall remain in full force and effect during the aforesaid option year; that the persons executing this Resolution and Agreement on behalf of each respective governmental member of the WRCG and the Contractor are duly authorized to do so; and that no separate contractual agreement beyond that expressed herein shall be required to exercise the option to extend the aforesaid contract for an additional one year term as the aforesaid price per household per month.

**BE IT FURTHER RESOLVED, AGREED AND WARRANTED**, that the German Township Board of Trustees authorize Trustee Benjamin F. DeGroat to sign the agreement on behalf of the Board of Trustees.

After discussion, the adoption vote was as follows: Mr. Benson – Yes, Mr. DeGroat – Yes, Mr. Stubbs – Yes; RESOLUTION 2015- 22 passed.

**II.** Mrs. Rohrbach also recommended that cost increase NOT be passed on to the residents of German Township, as the current fund balance of the Garbage and Waste Disposal Fund could handle the increased fee.

Mr. DeGroat introduced a **MOTION**, seconded by Mr. Stubbs, that the cost increase, due to the extension, NOT be passed on to the residents of German Township at this time, with a review of the fee increase holiday in

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one year. After discussion, all present voted in favor, MOTION passed.

**OLD BUSINESS:**

- I. Mr. DeGroat reported on the Valley View Water and Sewer District. Mr. DeGroat requested that the German Township Board of Trustees loan an additional \$3,950.00, from the general Fund, to the Valley View Water & Sewer District to enable the VVWSD Board to renew its insurance and, based on their attorney's calculations, enable the debt to be reduced to the lowest amount possible and then close down the district.

Mr. DeGroat introduced **RESOLUTION 2014-23**, seconded by Mr. Stubbs to loan the VVWSD \$3,950.00 from the General Fund as requested above, with the stipulation that Jackson Township provided the same amount. During discussion, Mr. Stubbs verified that the money was for the insurance, debt reduction and closing down the district – to which Mr. DeGroat responded in the affirmative. Mr. Benson expressed his reluctance, but felt it was necessary. The adoption vote was as follows: Mr. Benson – Yes, Mr. DeGroat – Yes, Mr. Stubbs – Yes; **RESOLUTION 2015-23** passed.

- II. Mr. DeGroat reported on his attendance at the Senior Oversight meeting. Funding issues and expenditures were discussed at the meeting

- III. Mr. Stubbs reported that the April Pool Oversight meeting was cancelled and the next meeting is May 20<sup>th</sup>. The pool is ready to open.

**NEW BUSINESS:** none**PURCHASE ORDERS AND BANK RECONCILIATIONS** were signed.

Meeting Adjourned at 8:07 P. M.

Signed: Randy BensonAttest: [Signature]