

# RECORD OF PROCEEDINGS

Minutes of

Meeting

## THE GERMAN TOWNSHIP BOARD OF TRUSTEES

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held \_\_\_\_\_, 20\_\_\_\_  
NOVEMBER 12, 2015

The regular meeting was called to order at 7:02 PM., at the German Township Hall located at 12102 SR 725, Germantown, Ohio by Board Vice President Benjamin F. DeGroat with the Pledge of Allegiance. Trustees Jacob C. Stubbs and Benjamin F. DeGroat as well as Fiscal Officer Mark A. Keener were present. Trustee Randy R. Benson was absent. Police Chief Joseph Andzik and Road & Service Superintendent Jeremy Holbrook were also present. The audio of this meeting was digitally recorded and on file. The Germantown Press was notified of the meeting.

**VISITORS** – Lynn Cleveland of 11858 Oxford Rd.; David Gehron of 14239 Kiefer Rd.; Lloyd Johnson of 7404 Browns Run Rd.; Jack Holbrook of 10071 Eby Rd, Bev & Mary Abner of 8850 Main St., Pete Lurker of 6900 Stiver Rd, Ben Mersch (Germantown Press) of 7347 Weaver Rd., M. Montgomery of 7865 Jamaica Rd.

**VISITOR COMMENTS** –

- I. Jack Holbrook addressed the board concerning petitions that were circulating concerning the opening of his new establishment (CrackerJak's Corner). He wanted to emphasize that his establishment was going to be a restaurant and not a bar.
- II. Mrs. Abner voiced concerns about the septic system at CrackerJak's saying that it often overflowed and caused safety and aesthetic issues. Mr. (Jack) Holbrook replied that he was aware of the issues and that the tank required periodic cleaning which he was prepared to do. Mrs. Abner also expressed concerns over noise and other disruptions.
- III. At the conclusion of the meeting, Mr. Gehron asked for clarification on which section of the Ohio Revised Code was being referenced during the discussion of the Road District formation. He was given that information by Mr. DeGroat and Mr. (Jeremy) Holbrook.

**MINUTES** –

The Board reviewed the minutes of the October 13, 2015 Regular Meeting. Mr. Stubbs introduced a **MOTION**, seconded by Mr. DeGroat, to approve the minutes of the October 13, 2015 Regular meeting as corrected. After

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discussion, all present voted in favor, MOTION passed.

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

- A. OTA – October Grassroot Clippings
- B. Municipality of Germantown – Minutes from Oct 5 Council Meeting
- C. League of Women Voters – November newsletter
- D. Marion Township Trustees – annual newsletter
- E. St. Aloysius Orphanage – newsletter
- F. Harrison Township – Fall newsletter
- G. Daryl Phelps – letter regarding Crossroads Pizzeria liquor license
- H. Montgomery County Commissioners – letter regarding “CRACKERJAKS CORNER” liquor license application
- I. OH Dept. of Commerce – Division of Liquor Control – Certified letter to determine whether or not to hold a hearing on the liquor license application for “CRACKERJAKS CORNER”

**OUT**

- A. Germantown Press - Mtg. reminders 10/13
- B. Monthly – IRS, State, School, OPERS reports & payments
- C. Mark Henry – copy of VVWSD debt acceptance Resolution 2015-059
- D. Jonathan Ketter – copy of VVWSD debt acceptance Resolution 2015-059
- E. Craig Wendling – Ohio Auditor’s Office – Copies of checks written by Township to VVWSD
- F. Montgomery Co. – 2016 Amounts & Rates Resolution 2015-054
- G. Montgomery Co. – Tower Lease Recension Resolution 2015-052
- H. Bank of New York – Check 45728 to make the final payment on the GUC loan.

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

Mr. DeGroat introduced a **MOTION**, seconded by Mr. Stubbs to approve the financial reports and authorize the payment of the bills, checks 47446 thru 47532 including employee payroll direct deposits payments and payroll tax EFT’s. After discussion, all present voted in favor, MOTION passed.

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- III.** Mr. Keener let the Board know that he'd received a call from Trustee Benson concerning the purchase of propane and to remind the Board that they needed to choose a supplier for the upcoming winter. After discussion, it was decided to defer a decision on a contract supplier and to just purchase propane "as needed" for the time being. Mr. DeGroat said that he would look into suppliers and order propane for the immediate needs of the Township building.
- IV.** Mr. Keener asked the Board to pass a **RESOLUTION** recognizing the many years of service to the Township provided by former Fiscal Officer Robert Rohrbach. Mr. DeGroat then introduced **Resolution 2015-062** to recognize and thank Robert W. Rohrbach, Jr. for twenty-three and a half years of dedicated service to German Township and for his contribution to the betterment of the German Township community. After discussion, the adoption vote was as follows: Mr. Benson – Absent, Mr. DeGroat – Yes, Mr. Stubbs – Yes. **RESOLUTION 2015-062** passed.
- V.** Mr. Keener deferred to Trustee DeGroat to give an update on the Valley View Water & Sewer District. At this point, German and Jackson Townships have agreed to assume the remaining debt of the VVWSD and the attorneys are preparing the documents to dissolve the District.
- VI.** Mr. Keener asked the Board for a motion as to whether or not to request a hearing for the CrackerJak's Corner liquor license hearing. After discussion, Mr. DeGroat introduced a **MOTION**, seconded by Mr. Stubbs, to request that the Ohio Liquor Control Board hold a hearing to be held in Montgomery County to discuss approval of the liquor license for CrackerJak's Corner. **MOTION** passed.
- VII.** Mr. Keener informed the Board that there were purchase orders that needed to be signed at the conclusion of the meeting.

**PRESIDENT REPORT –**

- I.** Due to Mr. Benson's absence, there was no President's report for this meeting.

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**POLICE REPORT –**

- I. Chief Andzik let the Board know that “Santa in the Country” was scheduled for December 5, 2015 from 9-11 a.m. Pictures with Santa, gift bags for the children, pancakes and hot chocolate would be provided.
- II. On October 31, 2015, Officer Birch attended the Abundant Life Tabernacle Harvest Fest where he served as one of the judges for the Chili Cook-Off and dessert contest.
- III. No problems were report with Beggars’ Night.
- IV. Chief Andzik requested that the Board pass a RESOLUTION confirming that the monies received from the Tower Lease be used to offset dispatch fees being charged by the County. Mr. DeGroat introduced RESOLUTION 2015-063, seconded by Mr. Stubbs confirming that monies received from the Tower Lease would be used to offset the dispatch fees. After discussion, After discussion, the adoption vote was as follows: Mr. Benson – Absent, Mr. DeGroat – Yes, Mr. Stubbs – Yes, RESOLUTION 2015-063 passed.
- V. Chief Andzik asked the Board to place a 5.5 mil Replacement Levy on the March 2016 ballot. As part of that process, it is necessary to first certify the funds that will be provided by the levy if it passes.  

Mr. Stubbs introduced **RESOLTUION 2015-064**, seconded by Mr. DeGroat, requesting that the Montgomery County Auditor Office certify to German Township the total current tax valuation of German Township, UNINCORPORATED areas, and the dollar amount of revenue that would be generated by the Police District Levy, a 5.5mil REPLACEMENT levy of the levy passed in 1999, for a CONTINUEING period of time, at the same millage rate as the existing levy being replaced.. After discussion, the adoption vote was as follows: Mr. Benson – Absent, Mr. DeGroat – Yes, Mr. Stubbs – Yes, RESOLUTION 2015-064 passed.
- VI. Chief Andzik requested that the Board remove Officer Dylan Jones from Probationary Status. Mr. DeGroat introduced a MOTION, seconded by Mr. Stubbs, to remove Officer Jones from Probationary Status. After discussion, MOTION passed.
- VII. Chief Andzik requested that the Board remove Officer Ben Parker from Probationary Status. Mr. DeGroat introduced a MOTION, seconded

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NOVEMBER 12, 2015

by Mr. Stubbs, to remove Officer Parker from Probationary Status. After discussion, MOTION passed.

**ROAD/SERVICE DEPARTMENT REPORT –**

- I. Mr. Holbrook updated the Board on the Friend Road, Issue II, Phase 1-D project. Construction has been completed. The Road Department has been hard at work trying to finish the in-kind work so the project can be closed by the end of the year. This in-kind work includes installing approximately 2000' of farm fence. The fence was removed by the Township and the replacement was paid for by the property owner.
- II. Mr. Holbrook requested a resolution to create a Road District within the unincorporated areas of the Township. He was provided sample Resolution language by Mr. Ketter. After discussion, it was decided to table that decision until the Trustees could review the information provided by Mr. Holbrook.
- II. Pending the review of the Road District formation information, it was decided to hold a special meeting on November 30, 2015 to further discuss the formation of the Road District and, if the District was created, to decide on whether or not put a Road District levy on the March 2016 ballot.

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

- I. Mr. Stubbs reported that pool meeting was cancelled and the next pool meeting was scheduled for December 16, 2015.
- II. Mr. Stubbs reported that the Harris' had sent a letter to the Zoning Department and the Trustees regarding the fence situation.
- III. Mr. Stubbs reported that he was registered for the Ohio Township Association conference to be held in January 2016 in Columbus.
- IV. Mr. Stubbs and Mr. DeGroat discussed the presentation by the representative from Tribel (utility aggregation services) during the October meeting. After

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**THE GERMAN TOWNSHIP BOARD OF TRUSTEES**


DAYTON LEGAL BLANK, INC., FORM NO. 10THB

Held \_\_\_\_\_ 20\_\_\_\_  
**NOVEMBER 12, 2015**

considering input from Mr. Lynn Cleveland it was decided to not pursue any further discussions with Tribel.

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

With no further business, the Meeting Adjourned at 7:53 PM.

Signed: ,

Attest: 