



GERMAN TOWNSHIP BOARD OF TRUSTEES MINUTES OF THE REGULAR MEETING HELD ON MAY 10, 2021

The meeting was held at the German Township Hall located at 12102 St. Rt. 725 West, Germantown, OH 45327 and virtually using WebEx.

The meeting was called to order by Board President Tyler Rehmert at 7:00 pm. In attendance were:

President Tyler Rehmert
Fiscal Officer Mark Heistand

Vice-President Abra Reed

Trustee Jacob Stubbs
Zoning Inspector Halie Sewell

ONLINE ATTENDEES:

Name	Name	Name	Name
Police Chief Joseph Andzik	Road Superintendent Jeremy Holbrook	Mark Keener	David Gehron
Sam	Deb and Mark Cross	KC	Abigail Hale-Dennis
Call in User 4	Call in User 5	Call in User 6	Call in User 7

The Germantown Press was notified of the Regular Meeting on 4/16/21 at 7:59 pm.

Mr. Rehmert led the group in the Pledge of Allegiance.

VISTOR COMMENTS:

- **Mark Cross, 7444 S. Stiver Road:** Dr. Cross indicated that he wanted to comment on the proposed additional \$5 permissive motor vehicle tax. Mr. Rehmert asked him to reserve his comment until the Public Hearing on the proposed tax.

FIRST PUBLIC HEARING ON PROPOSED RESOLUTION 2021-19:

- Mr. Rehmert made a MOTION, seconded by Mrs. Reed, to remove RESOLUTION 2021-19 from the table. The MOTION WAS APPROVED by a unanimous voice vote.
- Mr. Rehmert read by title **RESOLUTION 2021-19: A RESOLUTION TO LEVY AN ANNUAL \$5 LICENSE TAX UPON THE OPERATION OF MOTOR VEHICLES ON THE PUBLIC ROADS AND HIGHWAYS IN THE UNINCORPORATED TERRITORY OF THE TOWNSHIP FOR ANY AUTHORIZED PURPOSE, UNDER THE AUTHORITY OF OHIO REVISED CODE SECTION 4504.181.** He then read the process to be followed in order to levy the \$5 permissive motor vehicle tax as outlined in O.R.C. 4504.181 (B), (C) and (D). He stated that Notice of this Public Hearing was published in the Germantown Press on 4/22/21 and 4/29/21. He then explained the process that would be followed during the Public Hearing.

- Mr. Rehmert made a MOTION, seconded by Mrs. Reed, to open the Public Hearing. The MOTION WAS APPROVED by a unanimous voice vote.
- Road Superintendent Jeremy Holbrook gave the following presentation on the proposed tax.

“In 2019 the Ohio Legislature passed House Bill 62, which included the addition of Section 4504.181 to the Permissive Motor Vehicle License Tax. This addition gave Ohio Townships the authority to levy an additional \$5.00 per vehicle registration within the unincorporated portion of the Township. The Ohio Department of Public Safety estimates that this tax will generate an additional \$21,000-\$25,000 yearly for German Township. If passed, this money could only be used for ‘planning, constructing, improving, maintaining, and repairing public roads, highways, streets, and for the maintaining and repair of bridges and viaducts.”

“Currently there are 5 sections enacted under the Permissive Motor Vehicle License Tax. The total tax is \$25.00 per vehicle registration. That tax is split between Montgomery County (\$23.50), and German Township (\$6.50) per vehicle.”

“As the Board is aware, the German Township Road & Service Department is grossly underfunded. Between November of 2016 and November of 2018, the Board of Trustees placed an additional 2 MILL Road levy on the ballot 4 times. All 4 times it failed. The Road Department desperately needs this additional funding to continue to maintain the Township Roads.”
- Mr. Rehmert asked for Public Comments on the proposed \$5 per vehicle tax.
- **Mark Cross:** Dr. Cross read a statement in support of the proposed tax. He noted the Township maintains 37.6 miles of roads, a distance that a drive from Township Hall south on I-75 would extend nine miles beyond Ikea. He noted that all recent Township road levies have failed, except for the renewal of the joint levy with Germantown. He stated that \$21,000 collected by the tax would only pay for one mile of chip seal. He noted that repaving a road costs \$100,000 per mile. He asked that in the future the Trustees transfer available General Fund money to the Road Department.
- **Mark Keener, 7865 Jamaica Road:** Mr. Keener spoke in support of the proposed tax.
- After asking for any additional Public Comments and hearing none, Mr. Rehmert made a MOTION, seconded by Mrs. Reed, to close the Public Hearing. The MOTION WAS APPROVED by a unanimous voice vote.
- Mr. Rehmert made a MOTION, seconded by Mrs. Reed, to table RESOLUTION 2021-19 pending the second Public Hearing on 5/18/21. The MOTION WAS APPROVED by a unanimous voice vote.

FISCAL OFFICER’S REPORT

- Mr. Heistand submitted minutes for the 4/12/21 Regular Meeting and the 4/19/21 Special Meeting. There were no corrections. Mr. Stubbs made a MOTION, seconded by Mrs. Reed, to approve both minutes as submitted. The MOTION WAS APPROVED by a unanimous voice vote.
- Mr. Heistand presented the April Financial Reports: (1) 4/30/21 Fund Status; (2) Year-to-Date 4/30/21 Cash Summary by Fund; (3) April 2021 Receipt Listing; and (4) April 2021 Payment Listing. He noted the following Items: (1) Receipt #42-2021 included \$25,502 for the sale of the 2004 International dump truck; (2) Receipt #48-2021 included \$1,684.03 for a capital distribution from OTARMA; (3) Voucher #267-2021 was the semi-annual \$7968.23 payment to the Ohio Department of Transportation for the State Infrastructure Bank loan for the Eby Road repairs (two payments remain totaling \$15,389.35); and (4) Warrant #50467 was the semi-annual \$10,307.25

Water & Sewer District loan settlement payment to First National Bank of Germantown (seven payments remain totaling \$72,150.75).

- Mr. Stubbs made a MOTION, seconded by Mrs. Reed, to approve the April financial reports and authorize the payment of April bills (warrants 50457-50471 and vouchers 234-333 for payroll direct deposit, payroll tax withholdings and other electronic payments). The MOTION WAS APPROVED by a unanimous voice vote.
- Mr. Heistand reported that the Ohio Township Association (OTA) has not received a response from the U.S. Treasury concerning the potential inclusion of Ohio's townships in the distribution of funds from the \$1.9 trillion American Rescue Plan Act of 2021 that was signed into law on 3/11/21. The bill included \$350 billion for state and local governments. The initial version passed by the House of Representatives included townships on the list of local governments eligible for funds. Following modifications made by the Senate, the enacted law removed townships from the list. The OTA, both Ohio Senators and many of Ohio's Representatives asked Treasury Secretary Yellen to revise the definition of eligible local governments to include Ohio's townships.
- He forwarded the Trustees' April RESOLUTION requesting that the County Auditor certify the funds to be received by a .5 mill five-year replacement parks and recreation levy. The Auditor's certification was received. The levy would generate \$103,391 annually at 95%. He noted that the next step was for the Trustees to pass a RESOLUTION to place the levy on the November ballot for the entire Township, both unincorporated and incorporated areas.
- Mr. Rehmert introduced **RESOLUTION 2021-22**, seconded by Mrs. Reed: **A RESOLUTION DETERMINING TO PROCEED TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION.** Mr. Heistand read the proposed RESOLUTION in its entirety. The roll was taken and the adoption vote was as follows: Mr. Rehmert-Yes; Mrs. Reed-Yes; Mr. Stubbs-Yes. **RESOLUTION 2021-22 WAS ADOPTED.**
- Mr. Heistand reported that 5/15/21 is Peace Officers' Memorial Day. Accordingly, Mr. Stubbs introduced **RESOLUTION 2021-23**, seconded by Mr. Rehmert: **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.** Mr. Heistand read the proposed RESOLUTION in its entirety. Mr. Stubbs and Mr. Rehmert commented on the great job that the Police Department does. The roll was taken and the adoption vote was as follows: Mr. Rehmert-Yes; Mrs. Reed-Yes; Mr. Stubbs-Yes. **RESOLUTION 2021-23 WAS ADOPTED.**
- Mr. Heistand reminded the Trustees about the Special Trustee Meeting on 5/18/21 to hold the second Public Hearing on the proposed \$5 additional tax on license fee registrations. A vote on RESOLUTION 2021-19 concerning the proposed tax needs to be held that evening. If approved, there is a 30-day waiting period before the RESOLUTION goes into effect. The deadline to submit an adopted and effective RESOLUTION to the Bureau of Motor Vehicles is 7/1/21.
- Noting that he is a member of the Germantown Lions Club, Mr. Heistand invited everyone to the Lions Club Memorial Day program at Veterans' Park followed by the pilgrimage to the Cemetery. The in-person event was not held in 2020 due to Covid-19. In its place last year, the Lions filmed a virtual Memorial Day ceremony. The Club looks forward to this year's in-person event.

POLICE DEPARTMENT REPORT:

- Chief Andzik reported that the turnout for the annual Township Shred Day on 5/1/21 was the lowest ever. Roughly 300 pounds of paper was shredded and five pounds of unwanted medication was collected.
- He stated that the new copier is up and running in the police department.
- He reported that the new police cruiser picked up in April has been striped, but there is an approximately eight-week wait for the hardware installation (lights, sirens, etc.).
- He thanked the Trustees for adopting the Police Officers' Memorial Day RESOLUTION.
- He noted that numerous fixed assets were not found during the recent physical inventory. He assumed that these items have been disposed of at some point in the past. He asked that the Trustees declare the following items as excess, noting that they have been disposed:
 - Asset #1126 = CAM – SUPER CIRCUIT IN CAR CAMERA
 - Asset #1156 = KONICA COPIER
 - Asset #1200 = PORTABLE RADIO – VERTEX
 - Asset #1201 = PORTABLE RADIO – VERTEX
 - Asset #1202 = PORTABLE RADIO – VERTEX
 - Asset #1203 = PORTABLE RADIO – VERTEX
 - Asset #1204 = PORTABLE RADIO – VERTEX
 - Asset #1205 = PORTABLE RADIO – VERTEX
 - Asset #1206 = PORTABLE RADIO – VERTEX
 - Asset #1207 = PORTABLE RADIO – VERTEX
 - Asset #1335 = FLASHLIGHT 20XP
 - Asset #1336 = FLASHLIGHT 20XP
 - Asset #1337 = FLASHLIGHT 20XP
 - Asset #1338 = FLASHLIGHT 20XP
 - Asset #1429 = RADIO – PORTABLE RADIO – MOTOROLA
 - Asset #1430 = RADIO – PORTABLE RADIO – MOTOROLA
 - Asset #1431 = RADIO – PORTABLE RADIO – MOTOROLA
 - Asset #1432 = RADIO – PORTABLE RADIO – MOTOROLA
- Mr. Stubbs introduced **RESOLUTION 2021-24**, seconded by Mrs. Reed: **A RESOLUTION DECLARING THE FOLLOWING POLICE ASSETS AS EXCESS AND APPROVING THEIR DISPOSAL: #1126, #1156, #1200, #1201, #1202, #1203, #1204, #1205, #1206, #1207, #1335, #1336, #1337, #1338, #1429, #1430, #1431, AND #1432.** The roll was taken and the adoption vote was as follows: Mr. Rehmert-Yes; Mrs. Reed-Yes; Mr. Stubbs-Yes. **RESOLUTION 2021-24 WAS ADOPTED.**
- Chief Andzik noted that liquor permits in the Township will expire on 7/1/21. He stated that the only permits in the unincorporated area of the Township are at Cracker Jacks and Jamaica Run Golf Course. His department does not have a problem with the renewal of either permit.

ROAD/SERVICE DEPARTMENT REPORT:

- Mr. Holbrook reported that the Lanair HI-140 used oil furnace was sold on GovDeals.com. The unit sold for \$2,025. The furnace was purchased with grant money in 2002 and was declared excess by the Trustees at the 4/13/20 meeting.
- He noted that he and Scott Hamilton would begin mowing Township ditches on 5/11/21 and continue cemetery mowing. They have sprayed weed control on Township maintained guardrails.

ZONING DEPARTMENT REPORT:

- Mrs. Sewell reported that permits were issued this month for pools on Oxford Road and Lower Miamisburg Road, a home addition on Oxford Road, a deck on Oxford Road, a pole barn on Germantown-Farmersville Road and a new home on Starry Night Road.
- The next Board of Zoning Appeals meeting on 5/25/21 will be a hearing.
- She announced that she will start Office Hours on 6/1/21. Hours will be Monday from 8-10 AM and Friday from 12-2 PM. She will also be available by appointment. Mr. Rehmert stated that these hours were reasonable. Mr. Rehmert made a MOTION, seconded by Mrs. Reed, to approve Mrs. Sewell's Office Hours. The MOTION WAS APPROVED by a unanimous voice vote.
- Mrs. Sewell noted that several fixed assets were not found during the recent physical inventory. She asked that the Trustees declare the following items as excess, noting that they have been or will be disposed:
 - Asset #1047 = COMP – MICROSOFT OFFICE SBE – CD ROM
 - Asset #1048 = COMP – NETGEAR NETWORK HUB
 - Asset #1188 = COMP – HP PHOTOSMART PRINTER
- Mr. Rehmert introduced **RESOLUTION 2021-25**, seconded by Mrs. Reed: **A RESOLUTION DECLARING THE FOLLOWING ZONING ASSETS AS EXCESS AND APPROVING THEIR DISPOSAL: #1047, #1048, #1188**. The roll was taken and the adoption vote was as follows: Mr. Rehmert-Yes; Mrs. Reed-Yes; Mr. Stubbs-Yes. **RESOLUTION 2021-25 WAS ADOPTED**.

TRUSTEE REHMERT'S REPORT:

- Following up on a discussion at the April meeting Mr. Rehmert reported that he called a couple installers who said they don't do the type of seals that are needed to repair the window leaks in the Meeting Room, the Trustees' Office and the Fiscal Officer's office. Mr. Holbrook reminded the Trustees that the repair bid from Commercial Roofing Services, Inc. was \$1,700. Mr. Rehmert made a MOTION, seconded by Mrs. Reed, to accept the \$1,700 bid for the repairs to the window seals. The MOTION WAS APPROVED by a unanimous voice vote.
- Mr. Rehmert noted that the Trustees met with representatives from the City of Germantown, the Village of Farmersville and Jackson Township on 5/5/21 to discuss the proposed Joint Economic Development District (JEDD) for the land owned by the Valley View School District. The group is making progress. The school will be given an update. The next JEDD meeting will be on 6/17/21.
- He reported that the Parks Board met and will be discussing how to promote the Parks Levy in advance of the November election. The Board will hold the Independence Day parade on 7/5/21.
- He reported that Zoning Commission (ZC) President Paul Doles had resigned and thanked him for his service to the Township. He made a MOTION, seconded by Mr. Stubbs, to appoint ZC Alternate Kurt Jacoby as a Regular Member to replace Mr. Doles. Mr. Stubbs commented that the Township was fortunate to have Mr. Doles' expertise as a ZC member. He supported the appointment of Mr. Jacoby as Mr. Doles' replacement. The MOTION WAS APPROVED by a unanimous voice vote.
- Mr. Rehmert reported that the ZC Alternate position was posted until 5/1/21. He considered past candidates as well as others in determining his recommendation. He made a MOTION, seconded by Mrs. Reed, to appoint Eric Brent Walters as an ZC Alternate. He noted that Mr. Walters has a strong resume and has shown interest in serving the Township. The MOTION WAS APPROVED by a unanimous voice vote.

TRUSTEE REED'S REPORT:

- Mrs. Reed reported that she attended the dedication/ribbon cutting for the renovated Germantown Safety Building on North Walnut Street on 5/3/21. She noted that there was a nice reception with several in attendance, including our State Representative and State Senator.

TRUSTEE STUBBS' REPORT:

- Mr. Stubbs asked if the 5/3/21 dedication/ribbon cutting was open to the public. Mr. Heistand replied that he was told by City Manager Judy Gilleland that attendance was being limited due to COVID-19 restrictions, but that the City planned to hold a public Open House for the Public Service Building once restrictions are lifted. Mr. Stubbs stated that it was in poor taste not to allow the public to attend.
- He reported that the Cemetery has an issue with one of its mowers. The purchase of a new mower was approved at the Cemetery Board meeting earlier that evening. He noted that Mr. Holbrook offered the use of the Township's mower to assist in preparing the Cemetery for Memorial Day.
- He attended Shred Day on 5/1/21 and commented that it was not well attended. He hoped that next year would be busier. He thanked Chief Andzik for organizing the event.
- He reported that the Pool Board needs an additional member. Anyone interested in serving is asked to contact Mr. Stubbs or the City.
- He asked when the Trustees would resume meeting in person. It was noted that the Trustees previously decided that virtual meetings would be held as long as Montgomery County was at a Level 3 pandemic emergency. He stated that he would like to see in-person meetings start in July. It was agreed that the issue would be discussed at the June meeting.

NEW BUSINESS:

- None.

OLD BUSINESS:

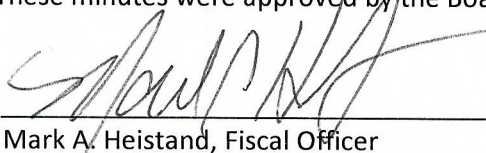
- None.

MEETING ADJOURNED:

- With no further business, Mr. Rehmert made a MOTION, seconded by Mr. Stubbs, to adjourn. The MOTION WAS APPROVED by a unanimous voice vote. The Meeting adjourned at 8:04 pm.

Signed: 
 Tyler Rehmert, President, Board of Trustees

Attest: These minutes were approved by the Board of Trustees at the June 14, 2021 meeting.

Signed: 
 Mark A. Heistand, Fiscal Officer