

RECORD OF PROCEEDINGS
German Township Board of Trustees
Regular Session
June 13, 2017

The German Township Trustees met in regular session on Tuesday, June 13, 2017 at 8:00 a.m. at the German Township Office, 3940 Lawrenceville Dr., Springfield, Ohio. Mr. Clark called the meeting to order.

Roll Call: Mr. Clark– present; Mr. Kaffenbarger – present; Mr. Metzger- present

Township Department Supervisors present: Angela Griest, Fiscal Officer; Mike Stitzel, Police Chief; Tim Holman, Fire Chief; George Degenhart, Zoning Inspector; Mark Bevan, Road Supervisor; and Karina Emory, Secretary. Other Township Personnel: Dave Brown & Linda Mader

Visitors: Ronald McCoun

Pledge of Allegiance

Minutes

A. Motion to approve the minutes for May 09, & May 30, 2017:

Motion: Mr. Metzger 2nd: Mr. Kaffenbarger Ayes- All

Hearing of the Public

Mr. Ronald McCoun: Lives on Hansen Road and his mailbox sit next to the neighbor. They have a large bush/flowers by the mailbox which presents a problem for Mr. McCoun in retrieving his mail. He has asked his neighbor to please remove the vegetation from around his mailbox. The neighbor has not complied. Since the mailbox is in the Township right-of-way, he is asking that the trustees remove the brush/flowers. Then he will be able to put his mailbox back in that location.

- From a legal standpoint, as long as the vegetation it is not a safety issue or a site issue the township will not act on the issue.
- Neighbors need to work together in solving the issue.
- Mr. Holman stated he knows Mr. McCoy, and that he will try to make contact with him.

Discussion on a neighbor complaint concerning shooting at the corner of Johnson Road and Troy Road: Complainant is concerned that someone on Troy Road is shooting guns in their backyard towards her yard. She is concerned with her safety and the safety of her grandchildren who play in her yard.

- Chief Stitzel has visited the home where the shooting is taking place. At first they did not have a proper back stop, but since then they have made improvements to the backstop. Unfortunately, it falls into their legal right to bear arms, and to shoot. He has also heard other complaints from neighbors who own horses. The shooting spooks their horses when they are outside, and to keep them calm they have to move them inside. He has also received a complaint from Mr. Baker concerning the noise.
- Suggestions for addressing this issue included:
 - Nuisance
 - Posting gun safety information on Face Book, or the Township website
 - After dark could be considered disturbing the peace
 - Need to check with the prosecutor.

Fiscal Officer Report:

Mrs. Griest presented the following:

- Trustees received the May 2017 monthly financial reports
- Approval of payments from May 9 to June 13, 2017 \$118,794.21
- Fire Levy renewal – 1 mill – expires 2017 Resolution of Necessity
- Management Consultant Agreement with Clemans, Nelson and Associates – Retainer contract \$175.00 per month. State Cooperative Purchasing – DAS renewal \$100.00
- Payroll Training Seminar - \$199.00 National Seminars Training – held in Dayton July 31, 2017 1 day

B. Motion to receive the financial reports and approve the payments:

Motion: Mr. Kaffenbarger 2nd: Mr. Metzger Ayes: All

C. Resolution of Necessity :

RESOLUTION OF NECESSITY

Resolution requesting certification from County Auditor
Pursuant to Ohio Revised Code Section 5705.03
(Dollar amount of revenue generated by specified number of mills)

WHEREAS, the **Board of Trustees**, of **German Township**, Clark County, Ohio determines that it is necessary to levy a tax outside the ten-mill limitation, and WHEREAS, before seeking to have a levy approved by the electors of **German Township (excluding the Village of Tremont City)** the **Board of Trustees** must seek the certification of the Clark County Auditor in compliance with Section 5705.03 of the Ohio Revised Code, submitted for the **General** election held on **November 7, 2017** . THEREFORE, BE IT RESOLVED, by the **Board of Trustees** of **German Township**, Clark County, Ohio, that the Clark County Auditor is hereby requested to certify to the **Board of Trustees**:

1. The total current tax valuation of **German Township (excluding the Village of Tremont City)** and
2. The dollar amount of revenue that would be generated by **1** mill

BE IT FURTHER RESOLVED that the purpose of the tax is for **Providing Fire and EMS service** . And is for **Five** years commencing and appearing on the tax list for the years specified: **2018-2022** . Such tax is authorized to be submitted to a vote of the electors of the **German Township (excluding the Village of Tremont City)** pursuant to section **5705.19(l)** of the Ohio Revised Code, and which shall be **an additional levy**. BE IT FURTHER RESOLVED that the Clark County Auditor is requested to issue the certification within ten days after receiving this Resolution.

Mr. Metzger moved for the adoption of the Resolution, and

Mr. Kaffenbarger seconded the motion. The vote was as follows:

Mr. Clark – Yes Mr. Kaffenbarger – Yes Mr. Metzger – Yes

Having received the required two-thirds majority, the Resolution was adopted. ADOPTED: June 13, 2017

D. Motion to hire the Management Consultant group Clemans, Nelson and Associates on a yearly retainer contract for \$175.00 per month:

Motion: Mr. Kaffenbarger 2nd: Mr. Metzger Ayes: All

Cost to be split between General, Fire, Police and Maintenance Funds.

Mr. Metzger stated no one was to call the consultants without permission from the Trustees.

Mr. Clark stated that supervisors should be able to call for any information/question that is covered under the retainer fee, but any additional costs must be approved by a majority of the trustees before the work is done. All trustees verbally agreed to Mr. Clark's statement.

E. Motion to approve the State Cooperative Purchasing contract for \$100.00.

Motion: Mr. Kaffenbarger 2nd: Mr. Metzger Ayes: All

Mrs. Griest requested to attend a Payroll Training Seminar in Dayton for July 31, 2017 Cost \$199.00. The request was denied by all Trustees.

Zoning Department

Mr. Degenhart report:

- Need to appoint Mr. Roger Neff to the Zoning Appeals Board as an alternate.
- The Hunan East property will be going through the Zoning Change process to allow a used car lot at that location.
- There are currently about 28 stores at the Upper Valley Mall. A new sandwich shop has opened. Sears will be staying at the mall even though many of their stores across the country are closing.

F. Motion to appoint Mr. Neff as alternate to the Zoning Appeals Board:

Motion: Mr. Metzger 2nd: Mr. Kaffenbarger Ayes: All

Fire Department

Chief Holman reported the following:

- The building painting will be beginning soon. It will take 3 weeks to finish.
- Need approval for Brian's Diesel for Engine 2 repairs of \$5333.02 for radiator and exhaust repairs.
- House fire in North Hampton was a total loss. No injuries. Upon arrival Chief Holman was put in charge. He will be sending a letter to the New Carlisle Fire Department and the Council concerning several issues that arose during the fire.

G. Motion to approve the Brian's Diesel repairs for Engine @ \$5333.02:

Motion: Mr. Metzger 2nd: Mr. Kaffenbarger Ayes: All

Mr. Kaffenbarger wanted to thank the fire department for fixing the spouting on the Township Building. He also stated he had positive feedback about the fire department in the handling of a car fire.

Police Department

Chief Stitzel presented the following:

- Quote from Vance's for the trade in of confiscated weapons (once released by the courts), and the cost of the new patrol rifle. There is only a small difference in costs.

- Would like to go into contract with the Clark County for vehicle maintenance and repairs. Costs will be \$37.99 per hour, plus the costs of parts. The contract was approved by the County Commission. The county garage is on Home Road. The contract covers all township vehicles except the large trucks.
- Need to approve the Police Levy renewal - .10 mill – expires end of 2018
- Officer Jordan Bean and Officer James Lee have both resigned.
- There has been a lot of shoplifting at Rural King and Sears. The management has been very pleased with the police department for their help in this matter.
- There are a lot of home burglaries on vacant properties right now.

H. Motion to approve the quote from Vance's:

Motion: Mr. Metzger 2nd: Mr. Kaffenbarger Ayes: All

I. Motion to go into contract with the county for vehicle maintenance and repairs:

Motion: Mr. Kaffenbarger 2nd: Mr. Metzger Ayes: All

J. Resolution of Necessity :

RESOLUTION OF NECESSITY

Resolution requesting certification from County Auditor
Pursuant to Ohio Revised Code Section 5705.03
(Dollar amount of revenue generated by specified number of mills)

WHEREAS, the **Board of Trustees** of **German Township**, Clark County, Ohio determines that it is necessary to levy a tax outside the ten-mill limitation, and WHEREAS, before seeking to have a levy approved by the electors of **German Township (excluding the Village of Tremont City)** the **Board of Trustees** must seek the certification of the Clark County Auditor in compliance with Section 5705.03 of the Ohio Revised Code, submitted for the **General** election held on **November 7, 2017**. THEREFORE, BE IT RESOLVED, by the **Board of Trustees** of **German Township**, Clark County, Ohio, that the Clark County Auditor is hereby requested to certify to the **Board of Trustees**:

3. The total current tax valuation of **German Township (excluding the Village of Tremont City)** and
4. The dollar amount of revenue that would be generated by 1 mill

BE IT FURTHER RESOLVED that the purpose of the tax is for **Maintaining a Police Department**. And is for **Five** years commencing and appearing on the tax list for the years specified: **2019-2023**. Such tax is authorized to be submitted to a vote of the electors of the **German Township (excluding the Village of Tremont City)** pursuant to section **5705.19(J)** of the Ohio Revised Code, and which shall be **a renewal of an existing levy**. BE IT FURTHER RESOLVED that the Clark County Auditor is requested to issue the certification within ten days after receiving this Resolution.

Mr. Kaffenbarger moved for the adoption of the Resolution, and

Mr. Metzger seconded the motion. The vote was as follows:

Mr. Clark – Yes Mr. Kaffenbarger – Yes Mr. Metzger – Yes

Having received the required two-thirds majority, the Resolution was adopted. **ADOPTED:** June 13, 2017

Road Maintenance Department

Mr. Bevan reported the following:

- Road Paving through the county should begin soon.
- Johnson Road – we can reuse a pipe we have that came from a past job. The owner, Mr. Elfers is to provide the 60' pipe for his driveway. This will take care of the water in front of the neighbors, and there will not be such a deep ditch. Need to get a quote from Terry Hiles.
- Need a quote to for work on Jacksonville Road. It needs to be done before they begin paving. Several culverts on the road that need to be repaired.
- The catch basin in front of Mader's Market need to be cleaned out. Fire Department to help.
- The grant for signs has been turned in.
- Mr. Metzger stated it was time to start mowing again. Right of ways starting to look bad.
- Mr. Kaffenbarger stated the maintenance department pre-trip forms have been received, and we need to start doing a pre-trip on any vehicle or equipment before it goes out on the road.
- Pine Tree – water lies in the ditch. Mark to look at the drainage issue.
- Mr. Kaffenbarger asked – When a road is dedicated are we responsible for the drainage? What about the ditches (between houses, behind houses) in the sub divisions, who is responsible – like Westridge, Maple Grove? Karina to check the subdivision plats to see if there is anything on them concerning the ditches.
- Going to have the County look into journalizing several roads. Check for speeds signs- Ballentine, Cedar Hills, Miller etc..

New Business

- Board of Elections did an ADA inspection on the Township Office
- Tremont Barrel Fill - The trustees will be putting together a resolution as to what they agree with concerning the proposed USEPA modified plan 9A.
 - The plan is to remove 997 Barrel of hazard waste. What if there is more?

- There is to be two liners instead on one
 - If we don't accept this plan, the Principle Responsible Parties (PRP's) may not have to be responsible for the cleanup.
 - Trustees received PEBA quotes for insurance based on 2017 pricings. OPEC does not have quotes for 2018. Will continue to look for options.
- K. Motion to send Ohio Insurance Services – OPEC-HC a Withdrawal Notice effective December 31, 2017. We have until August 31, 2017 to rescind this withdrawal:
Motion: Mr. Kaffenbarger 2nd: Mr. Metzger Ayes: All
- L. Motion to pay for American Sign Language (ASL) classes for Karina Emory and Elizabeth Hirtzinger. They are to be reimbursed for classes already taken, and pay for the next session also at a total cost of \$300.00. Costs to be split between General Fund and Fire Fund:
Motion: Mr. Metzger 2nd: Mr. Kaffenbarger Ayes: All

Old Business:

- Work Session meeting set for June 27th 7:00 p.m. to discuss the 2018 Budget
 - Clark County is making the Cemetery signs for us.
- M. Motion to go into executive session at 10:40 a.m. to discuss salary of personnel:
Motion: Mr. Metzger 2nd: Mr. Kaffenbarger Ayes: All
- N. Motion to go back into regular session at 10:48 a.m.
Motion: Mr. Kaffenbarger 2nd: Mr. Metzger Ayes: All
- O. Motion to pay Mrs. Emory back pay and comp time for overtime hours from February 2015 through current in the dollar amounts stated on the sheet presented by Mrs. Emory:
Motion: Mr. Metzger 2nd: Mr. Kaffenbarger Ayes: All
- P. Motion to adjourn: Mr. Metzger 2nd: Mr. Kaffenbarger Ayes: All

Approved by:
Board of German Township Trustees

Recorded in the
Record of Proceedings
June 13, 2017

Angela D. Griest, Fiscal Officer

Robert Clark, President

Rodney Kaffenbarger, Vice President

Charles Metzger, Member