

Regular Meeting

Monday May 3, 2010

Call to order: Don Wilson @ 7:05 p.m.

Roll Call: Paul Ritchey, Harold Grosnickle, Don Wilson, Sandy Borchers

Guests: Liz and Bill Smith, Mark Bishop, Jan Ritchey, Al Carrier, Stan and Linda Custer, Kellie Geist, Mat Grant, Sue Allen, Dianna Cornett, Mike Mantel, Don Scheffel, Tom Hembree, Renee Combs, Dennis Elchlinger, Roger Winemiller.

Prayer and Pledge: Don Wilson

Don Wilson, not feeling well, has asked Harold Grosnickle to run the meeting tonight.

050310-1: Don Wilson moved to pay all bills. 2nd Harold Grosnickle

Vote: PR, HG, DW

All Aye

Motion Carried

050310-2: Don Wilson moved to pay all Then and Now Certificates, 2nd Harold Grosnickle

Vote: PR, HG, DW

All Aye

Motion Carried

PUBLIC PORTION

Mark Bishop of Energy Alliances and Renee Combs representative of Duke Energy Retail Sales were on hand to discuss the energy savings program for the residents of Wayne Township. If the Township is interested in this program, Duke Energy would initiate a Memo of Understanding with Wayne Township and then send out mailers to residents explaining the program and how they can enroll. They could enroll on line or by phone. There are two options for the program; i.e. 18% discount off the generation portion of the bill or a 6.39% fixed rate. These rates would be guaranteed until the end of 2011. Renee Combs noted that the 6.39% is across the board figure they are offering to everyone. During the contractual period, they will be evaluating the program. Harold Grosnickle indicated that competitors to this program were offering a straight 6%; however, they were serving only commercial accounts at this time.

Harold opened this for discussion to the public.

050310-3: Harold Grosnickle moved to accept Duke Energy's proposal to allow them to solicit Wayne Twp. Residents and to include the Village of Newtonsville unless their Council wishes to go in a different direction, effective 5/3/2010, 2nd Don Wilson.

Vote: PR, HG, DW

All Aye

Motion Carried

Attorney John Korfhagen arrived at 8:07 p.m. Mr. Korfhagen presented a completed copy of the Personnel Policy Manual with previously approved corrections included.

050310-4: Harold Grosnickle moved to adopt, effective this evening, the new Township Policy Manual Handbook and along with this that each employee receive a CD or a Handwritten Handbook and to have each employee acknowledge their receipt and review of the revised handbook within the next 30 days. Employees shall receive a copy of the Handbook by 6/3/2010 and sign off that they have reviewed it by July 3/2010. The Chief is directed to hand off to all employees. 2nd Don Wilson.

Vote: PR, HG, DW

All Aye

Motion Carried

050310-5: Harold Grosnickle moved to go into Executive Session pursuant to Ohio Code 121.22(G)3 at 8:32 p.m. to discuss pending litigation with legal counsel. 2nd Paul Ritchey.

Vote: PR, HG, DW

All Aye

Motion Carried

050310-6 : Harold Grosnickle moved to return to Regular Session from ORC 121.22(G3) at 8:47 p.m., 2nd by Don Wilson

Vote: PR, HG, DW

All Aye

Motion Carried

An overlay of the Executive Session was for discussion of legal litigations and review.

050310-7: Harold Grosnickle moved to approve the settlement of the lawsuit filed by AI Carrier as set forth by Larry Barbierre and presented by John Korphagen in the amount of \$5,000., 2nd by Don Wilson.

Vote: PR, HG, DW

All Aye

Motion Carried

John Korphagen presented the Rules and Regulations for the conduct of meetings with the changes previously discussed.

050310-8: Harold Grosnickle moved to adopt the following Resolution: RESOLUTION ESTABLISHING RULES AND REGULATIONS FOR THE CONDUCT OF MEETINGS OF THE BOARD OF TRUSTEES OF WAYNE TOWNSHIP. (Resolution 50310-08 attached). 2nd Don Wilson

Vote: PR, HG, DW

All Aye

Motion Carried

050310-9: Harold Grosnickle moved to adjourn into Executive under ORC 121.22(G1) at 8:07 p.m. to discuss compensation and/or employment of a public employee. 2nd Don Wilson

Vote: PR, HG, DW

All Aye

Motion Carried

050310-10: Harold Grosnickle moved to return to Regular Session at 9:15 p.m., 2nd Don Wilson

Vote: PR, HG, DW

All Aye

Motion Carried

Overlay of the Executive Session was to review the final draft with legal counsel regarding the contractual agreement with Chief Moulden as Fiscal and Management Consultant contract. Mr. Grosnickle stated that a copy of the proposed contract with Chief Moulden was read before the public at the last meeting and that he had personally read through the contract and that there were minor changes in the wording that were minimal.

050310-11: Don Wilson moved to enter into a contractual agreement with David Moulden as a fiscal or management consultant for the Wayne Township pursuant to ORC 9.36. The cost for this part-time position is \$3,000 to come out of the General Fund. 2nd by Paul Ritchey.

Vote: PR, HG abstained*, DW

All Aye

Motion Carried

*Harold Grosnickle abstained because he runs on the fire department with the Chief.

**A copy of the Agreement for Fiscal and Management Consulting is attached.

Stan Custer from the public questioned the range of authority for this new position for a Fiscal and Management Consultant. Harold Grosnickle responded that under the Management part of the position it would give him some authority; however it would be under the Board which consists of Sandy, Paul, Don and himself. The consultant still reports to the Board of Trustees. This person would be here to help us. If he sees an inequity anywhere, it would be discussed. In any area where someone is not able to totally be there because of their jobs or other things. This position is another set of eyes and ears to help reduce expenses and save money. He would come to the board if he saw something where he would recommend a change. The Board would then have the final decision. Under the management portion, if

he sees something that needs to be changed, he could go directly to the supervisor of that area whether it be Jason, Kathy, Sandy, or Joyce who works under Sandy. He has the authority to make the necessary changes or recommendations that needs to be made but he is certainly going to discuss it with either the department head or the Board of Trustees.

Jeff Marcovic, Pillar Insurance Representative, reported that our loss history is over 100%. Based on these numbers the Company feels an adjustment must be made for the company to be fiscally responsible. The premium is up to \$22,405. No changes to the policy other than the premium increase were made. Jeff Marcovic will review all Property and Casualty to see where we can reduce premiums by raising deductibles.

DEPARTMENT REPORTS

ZONING – Kathy Cromer

Reported that things were up, 6 permits issued. Zoning has taken in \$1,811 to date. Updated Trustees on properties that needed cleanup.

FIRE/EMS – Chief Moulden

1. The Chief recommended that we hire Laura Pugh as a Paid-on-Call EMT for Wayne Township Fire and Rescue on a one-year probationary basis effective May 3, 2010. Application Provided.

050310-12 Don Wilson moved to hire Laura Pugh as a Paid-on Call EMT for Wayne Township Fire and Rescue on a one-year probationary basis effective May 3, 2010. 2nd Harold Grosnickle

Vote: PR, HG, DW

All Aye

Motion Carried

2. The Chief has received a request for a leave of absence from Firefighter Sean Felock. His company is sending him out of town from May 10, 2010 – August 16, 2010. The Chief recommend approval of his request. Copy Attached.

050310-13 Don Wilson moved to grant a leave of absence for Firefighter Sean Felock. His company is sending him out of town from May 10 to August 16, 2010. I recommend an approval of this leave. 2nd Paul Ritchey.

Vote: PR, HG, DW

All Aye

Motion Carried

3. Building update: The Environmental Assessment was completed on April 14. Amanda Ratliff FEMA Region 5 Environmental Officer issued a "Finding of No Significant Impact". The Chief talked with Steve Pezzetti, Section Chief for the AFG Grants on Wednesday, April 28. He will be issuing us our approval to go out for bids. Drawings and Specifications were received for review on Friday and Chief is in the process of reviewing them. Should be able to out for bids within the next couple of weeks.
4. BWC is changing their Drug Free Workplace Program and it will affect us later this year and it will become the Drug Free Safety Program. They are doing away with the five year program discount of 15% and instead will have an annual discount of 7% without an end period. More information when it comes available.
5. Engine 255 is back in service. The insurance claim was cancelled after Summit was able to determine that the relief valve had failed. There are no parts available to completely rebuild or replace. They disassembled the unit and replaced and lubricated all parts and it is working correctly now.

6. The Chief has revised the Contract for Fiscal and Management Consultant as prepared by Mr. Korfhagen. This requires approval from the Board of Trustees.
7. Deputy Chief Jewett held a Firefighter Level 1 class at the fire station over the last 3 months. Seven members attended, five have passed the state test and are certified. One Cadet passed the course and can take the state test in June and one member needs to complete some practicals scheduled for June and he will be able to take the state test. The total Township funds expended for the class was \$620.

CEMETERY REPORT – Paul Ritchey

The Cemetery Income has \$9,293 YTD. M&M Tree Service will take the trees down at Plainview Cemetery next week.

OLD BUSINESS

Harold Grosnickle reported that we have the Bermer and Trailer parked in the Salt Barn.

NEW BUSINESS

Don reported the new Zoning truck is ready for driving. Harold suggested getting three more keys, one for Sandy, and one for Paul and 1 extra. Those who already have keys are Harold, Don, Kathy and Jason. Jason reported on all the work he had done to fix up the truck.

Discussion ensued about the proposed address changes on Taylor Pike. Paul would like to change two addresses as opposed to nine address changes on the opposite side of the road. The Chief reported that he talked with Mr. Bush who is in opposition to change his address and would plan to take the Township to court rather than change his address. The Chief feels Mr. Bush would win such a case since his address was changed in accordance with the 911 when it was first put in. The remaining Trustees felt they should change the nine rather than the two. Paul will provide papers for all to sign.

Don Wilson reported that Ms. Judy Taylor approached the Township with her intent to buy 102 acres on #5 road to build a 1500 seat Bluegrass enclosed building and a 1500 seat restaurant. She wants to put RV Parking and Cabins there playground, camping and flea market. Ms. Taylor provided a map of the proposed structures. The information was sent to Dave Frey for his input. This issue will be discussed at the Zoning Meeting on Wednesday. Ms. Taylor expects this project to generate 3-5 Million Dollars a year.

Don Wilson will set up interviews for the Zoning Assistant Position on Monday, May 10 at 6:30 p.m.

The Zoning Commission will be meeting at 7:30 instead of 7:00 p.m.

ROAD REPORT – Harold Grosnickle

Harold reported that Jason had completed the limb cutting on Graham Rd., Lair, Shiloh and Moler. Pringle is next to be done. Patching has been done. The Zoning Truck was finished.

Ohio Plan Risk Management, a pooled risk mgmt company would like to give us a proposal on insurance.

Harold received a bid from Josh Garner for labor to erect and trim out the addition to the salt barn to be able to keep Bermer and other equipment. The bid amount was \$2340.00. Harold would like to get other prices and asked for other possible contractors. Roger Winemiller suggested Keim boys out of Peebles. Harold would like to see others from the township to bid.

Harold suggested getting bids from Rumpke and CSI to see if the township could get reduced rates for garbage pickup. The public present at this meeting was not in favor of doing so.

Harold would like to get out a newsletter in July announcing Clean up Days, information about the Duke Energy savings program and the new firehouse building.

Roger Winemiller brought up the problem of dumping on farms and properties.

Joe Mack asked about cable on No. 9 Rd. Harold Grosnickle will check it out when he knows exact logistics where it starts and ends. When he has all the information he will get a letter off to Time Warner.

Harold reported it cost around \$1100 to fix up the Township truck.

Chief Moulden is working with the County on some grants for property cleanup. They have a list of properties including the one on Newtonsville-Hutchinson Rd. that needs to be cleaned up. The gray house that sits in front of Werner Tax Service and Mobile homes on Leuders Rd., property on Taylor Pike that has burned a couple of times, corner of Hunt Rd. Nothing can be done with the Hunt Rd property because it is owned by the state and no one knows who in the state owns it.

Regarding the E-coli situation recently in the news, Chief Moulden says it does not affect us at the present. He talked with Dave Spinny of Clermont County and Mr. Spinny says Clermont Cty. Will have a plan by 2012.

Harold indicated there is a need to amend the cell phone policy for personnel use. He is suggesting that each employee purchase their own phone and the township would pay a percentage of the bill or allot a certain amount of minutes. Sandy will check with Verizon to see how these changes might affect the other office phones.

PUBLIC

Dennis Elchlinger – Would like to have a citizens committee created to review the Budget. Dennis was concerned about the amount of money being moved so early in the year. Those who are either appointed or volunteered to be on a Financial Committee are Al Carrier, Dennis Elchlinger, Diane Cornett, Sue Allen, Chief Dave Moulden, Sandy Borchers, Rick Grant and the Board of Trustees.

Dennis Elchlinger asked if the Chief's job description will be posted on the Website. There is a draft of the Chief's new job description; however, has not been approved as yet. Harold said this job description would not be posted on the Website. Dennis asked when the job description would be available. Harold said he must apply to the Fiscal Officer for a Records Request.

Dennis Elchlinger reported that another, and new, website for Wayne Township is being constructed (waynetownshiptrue.com) to inform residents of Wayne Township residents Dennis says that if the Chief would like to put a short bio they would be glad to add it. The website is still in a construction stage but there are some things out there now. The MISSION STATEMENT of this new website is:
waynetownshiptruth.com The content of this Website is to provide the residents of Wayne Township a better understanding of the duties and responsibilities of their elected officials to drastically increase the transparency of local government by providing timely information in a format that is relevant to today's busy lifestyle and for residents who cannot for whatever reason cannot attend the Township public meetings. This site will contain only facts according to the Ohio Revised Code and events that have

taken place in Wayne Township Clermont County Ohio Board of Trustees. It will not be a format for stating opinions regarding elected officials or employees of the Township. It will simply be the truth.

Rick Grant spoke to the fact that he has had experience with public funds and would be willing to serve on a financial committee.

050310-14: Don Wilson moved to review previous minutes and to adjourn the meeting at 11:13 p.m.
2nd Paul Ritchey

Don Wilson, Chairman

Harold Grosnickle, Vice Chairman

Paul Ritchey, Trustee

Sandy Borchers, Fiscal Officer