

MINUTES OF THE PLEASANT TOWNSHIP BOARD OF TRUSTEES  
REGULAR MEETING  
NOVEMBER 17, 2011  
5:30 PM

The meeting was called to order at 5:30 PM by Chairman Kemmerer with Trustees Kemmerer and Moellendick present. Minutes from the November 3 regular meeting were approved as submitted.

Fiscal Officer reported the following receipts since the last meeting:

Zoning	50.00
PNC CD interest	71.83
AirEvac	2,700.00
EMS billing	<u>9,143.62</u>
	11,965.45

Notice was received of an Unemployment assessment of \$369.46 for Byran Mirgon. Purchase Order 16-2011 will be closed since the helmets are being purchased through Phoenix Fire Equipment. Liquor permits all expire February 1. Any comments regarding renewal of a permit must be postmarked by January 3. AirEvac paid both ground rent and station rent for November. Chief was notified and he informed Mr. Jackson. Chief reports that AirEvac intends to deduct the overpayment from the December check.

Fiscal Officer requested a supplemental appropriation of \$9,000 in the Fire Fund to reset Operating Supplies, Contracted Services and Dues & Fees.

*11-058 Mr. Kemmerer moved to a) make a Supplemental Appropriation of \$9,000 in the Fire Fund from Equipment to Operating Supplies (\$5,000), Contracted Services (\$3,000) and Dues & Fees (\$1,000) b) close Blanket Certificates 27-2011, 29-2011 and 32-2011 c) open Blanket Certificates for \$5,000, \$3,000 and \$1,000 to replace 27, 29 and 32, respectively; seconded by Ms. Moellendick. Voting: Gavin – absent; Kemmerer – yes, Moellendick – yes. Motion approved.*

The retainer agreement with Chester Willcox & Saxbe was discussed.

*11-059 Mr. Kemmerer moved to retain the firm of Chester Willcox & Saxbe to represent the Township on legal matters, to execute a Retainer Agreement and to open a \$15,000 Blanket Certificate for Legal Fees; seconded by Ms. Moellendick. Voting: Gavin – absent; Kemmerer – yes, Moellendick – yes. Motion approved.*

Mr. Bowman reported two permits issued to Mike Ricketts for \$700. Mike Ricketts had asked if the fee for the accessory building could be waived because he had previously obtained a permit but never constructed the building. The permit was issued January 6, 2006. Trustees turned down the request because the time for construction had expired several years ago. The junk truck at 1101 Beechwood has been removed. Mr. Bowman provided a draft of letters to be sent to residents regarding brick/non-breakaway mailboxes in the road right-of-way. Trustees verbally approved and requested that the applicable sections of the Revised Code be identified.

Jason Miller has requested training at FDIC in Indianapolis next spring. Cost will be \$500 and he is planning to pay for his hotel. There is a question if he can receive training time to attend or if he needs to take vacation time. Trustees will discuss the matter before the next meeting. Mr. Miller needs an answer by early December to assure that he can register before classes fill up.

Chief Mathias reported that the Community Room carpet had to be cleaned after elections due to the amount of dirt tracked in. He will ask the Board of Elections about receiving a rental payment for use

of the room to pay for carpet cleaning after elections. Nathan Bromen submitted a letter requesting the transfer of 96 hours of sick leave to Christopher Redd.

*11-060 Ms. Moellendick moved to approve the donation of 96.0 hours of sick leave from Nathan Bromen to Christopher Redd; seconded by Mr. Kemmerer. Voting: Gavin – absent; Kemmerer – yes, Moellendick – yes. Motion approved.*

Several repairs need to be made to M571 and M572. M572 needs a muffler and bracket; estimated cost \$750. M571 needs a wheel seal replaced and is due for annual service; estimated cost \$2,000. Ms. Moellendick inquired about the cot repair classes discussed several months ago. Chief said that he had not heard anything more about cot repair and would ask Ryan Wyse for an update.

Chief Mathias reported that issues had been discovered in a grievance file by Klye Peters and requested an Executive Session to discuss.

Harmon Wyeth reported that County MVL funds had been approved for a culvert replacement on Stringtown Road next year. Right-of-way may need to be purchased or an easement granted by the property owner.

A letter was received from the County Health Department regarding the Fire Department leach bed problems. The Health Department stated that a separate system should be installed for AirEvac. Mr. Kemmerer said the Township just spent \$7,000 extending the leach bed and he did not see a need for a separate system for only three people in the AirEvac building.

Michael Ferguson gave Trustees a letter from SERB notifying of assignment of a mediator. Trustees will notify Mr. Ferguson when they will be available to meet and discuss the new contract.

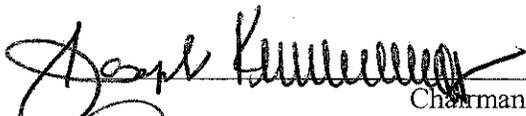
*11-061 Mr. Kemmerer moved to enter Executive Session to discuss a Fire Department personnel matter; seconded by Ms. Moellendick. Voting: Gavin – absent; Kemmerer – yes, Moellendick – yes. Motion approved and Executive Session entered at 6:31 PM.*

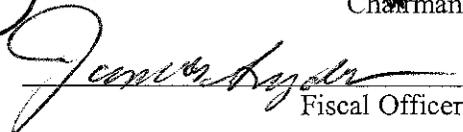
Mr. Kemmerer moved to leave Executive Session, seconded by Ms. Moellendick. Executive Session ended at 6:55 PM.

Trustees will contact Union representatives and Mr. Peters regarding vacating previously approved disciplinary action.

All bills submitted were approved for payment.

Mr. Kemmerer moved to adjourn; seconded by Ms. Moellendick. Meeting adjourned at 6:57 PM.

  
Chairman

  
Fiscal Officer

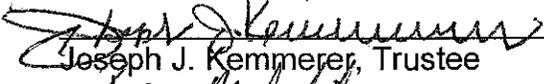
**BOARD OF TRUSTEES  
PLEASANT TOWNSHIP, FAIRFIELD COUNTY, OHIO**

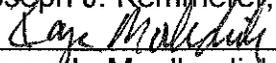
**RESOLUTION NO. 11-059**

RESOLUTION RETAINING THE FIRM OF CHESTER WILLCOX & SAXBE, LLP  
AS LEGAL COUNSEL ON AN ANNUAL BASIS TO ADVISE AND REPRESENT THE  
TOWNSHIP ON LEGAL MATTERS REFERRED TO  
CHESTER WILLCOX & SAXBE, LLP BY THE TOWNSHIP:

The Board of Trustees of Pleasant Township, Fairfield County, Ohio met in regular session on the 17 day of November, 2011, at Pleasant Twp with the following members present:

\_\_\_\_\_  
Michael R. Gayin, Trustee

  
\_\_\_\_\_  
Joseph J. Kemmerer, Trustee

  
\_\_\_\_\_  
Rayna L. Moellendick, Trustee

Mr Kemmerer moved the adoption of the following resolution:

WHEREAS, The Board of Trustees of Pleasant Township, Fairfield County, Ohio, deems it necessary and advisable to employ additional legal counsel on an annual basis to advise and represent the township on legal matters referred to Chester Willcox & Saxbe, LLP by the Township;

Now, therefore, be it RESOLVED by the Board of Trustees of Pleasant Township, Fairfield County, Ohio that:

Chester Willcox & Saxbe, LLP be retained as Legal Counsel on an annual basis to advise and represent Pleasant Township on legal matters referred to Chester Willcox & Saxbe, LLP by the Township.

Any of the Township Trustees is authorized to refer additional legal matters to Chester Willcox & Saxbe, LLP. Each additional legal matter referred to Chester Willcox & Saxbe, LLP by a Township Trustee shall be memorialized in writing which shall set forth the matter to be referred.

Chester Willcox & Saxbe, LLP will be paid for this representation as follows: \$230.00 per hour senior attorney time, \$185.00 per hour associate attorney time, and \$85.00 per hour law clerk, paralegal or legal assistant time. Rate is fixed for six months but subject to increase thereafter, with a maximum increase of 6% every six months;

time spent on travel and telephone calls is considered billable time. Court costs and expenses will be paid by the Township. Fees will be paid monthly upon receipt of the bill.

The Board will execute a Retainer Agreement reciting these terms.

Ms Moellendick seconded the motion, and the roll was called on the question of its adoption. The vote was as follows:

<u>Name</u>	<u>Vote</u>
<u>Mr Kemmerer</u>	<u>Yes</u>
<u>Ms Moellendick</u>	<u>Yes</u>
<u>Mr Gavin</u>	<u>Absent</u>

Adopted: November 17, 2011  
Date

Attest:

James Snyder  
James Snyder, Fiscal Officer

Michel R. Gavin, Trustee

Joseph J. Kemmerer  
Joseph J. Kemmerer, Trustee

Rayna L. Moellendick  
Rayna L. Moellendick, Trustee

Warrant Number	Type	Date	Vendor/Payee	Amount	Status
C75-2011	AM	11/15/2011	PNC BANK, N.A.	32.00	C
W19434	WV	11/10/2011	US TREASURY DEPT. (EFT)	3,799.34	C
W19435	WV	11/10/2011	OHIO DEFERRED COMPENSATION PROGRAM	145.00	C
E03736-E03867	EP	11/10/2011	PAYROLL	15,264.84	C
23088	WH	11/10/2011	OHIO CHILD SUPPORT PAYMENT CENTRAL	820.70	O
23089	VW	11/17/2011	SPEEDWAY SUPERAMERICA, LLC	1,623.72	O
23090	VW	11/17/2011	FAIRFIELD COUNTY TOWNSHIP ASSOCIATION	160.00	O
23091	VW	11/17/2011	KESSLER HEATING AND COOLING	352.50	O
23092	VW	11/17/2011	POWERNET GLOBAL COMMUNICATIONS	29.78	O
23093	VW	11/17/2011	MID-STATE TIRE CO., INC.	1,355.88	O
23094	VW	11/17/2011	SMETZER'S TIRE CENTER	29.90	O
23095	VW	11/17/2011	FRANKLIN EQUIPMENT, LLC	48.15	O
23096	VW	11/17/2011	MEDIA NETWORK OF CENTRAL OHIO	79.65	O
23097	VW	11/17/2011	OHIO DEPARTMENT OF JOB & FAMILY SERVICES	64.36	O
23098	VW	11/17/2011	MOTOROLA SOLUTIONS, INC.	206.50	O
23099	VW	11/17/2011	ZEP MANUFACTURING COMPANY	98.90	O
23100	VW	11/17/2011	AGT BATTERY SUPPLY	89.63	O
23101	VW	11/17/2011	HERITAGE	1,377.74	O
23102	VW	11/17/2011	PHYSIO-CONTROL, INC.	260.00	O
23103	VW	11/17/2011	DeLILLE OXYGEN CO.	64.00	O
23104	VW	11/17/2011	TREASURER, STATE OF OHIO	150.00	O
23105	VW	11/17/2011	KESSLER HEATING AND COOLING	342.30	O
23106	VW	11/17/2011	SOUTH CENTRAL POWER CO.	1,244.54	O
23107	VW	11/17/2011	R. D. HOLDER OIL CO.	227.71	O
23108	VW	11/17/2011	ALL AMERICAN FIRE EQUIPMENT, INC.	234.95	O
23109	VW	11/17/2011	PHOENIX FIRE SERVICE SYSTEMS, INC.	334.00	O
23110	VW	11/17/2011	ADVANCE AUTO PARTS	58.03	O
23111	VW	11/17/2011	CHRISTOPHER W. REDD	120.00	O
23112	VW	11/17/2011	Fairfield Land Preservation Association	150.00	O

Subtotal: 28,764.12

Adjustments:

Total Amount Pending For Accounting:

Total Amount Pending for Payroll:

Total: 28,764.12

Warrant Status: C-Cleared, O-Outstanding, V or X-Voided  
 E-Earmarked to Post to Cash on a Future Date (Pending)

Warrant Type: AV-Adjustment Voucher, EP-EFT, IV-Investment Warrant,  
 IM-Investment Manual, PY-Payroll, R-Adjustment Payments,  
 RR-Reduction of Receipt, SV-Special Voucher, SW-Skipped Warrant,  
 VL-Voucher Loss, VM-Voucher Manual, VR-Void Reduction of Exp.,  
 VW-Voucher Warrant, WV-Withholding Voucher

Report reflects selected information.  
 Adjustments that occurred on future dates  
 are not included in the total.

PLEASANT TOWNSHIP TRUSTEES  
MEETING ATTENDANCE

Date: November 17, 2011

Type Meeting: Regular

Name	Name
Kyle Peters	
Mike Ferguson	
Jason Miller	