

MINUTES OF THE PLEASANT TOWNSHIP BOARD OF TRUSTEES
SPECIAL MEETING
AUGUST 19, 2013
5:30 PM

The meeting was called to order at 5:30 PM by Chairman Moellendick with all Trustees present. Attorney Nicole Koppitch arrived approximately 5:45 PM. The meeting was called to make a decision regarding charges against Fire Chief Jeffrey Mathias.

13-053 Ms. Moellendick moved to enter Executive Session to discuss The Memorandum from Mr. Mr. Mathias' attorney and discuss procedures with counsel; seconded by Mr. Gavin. Voting: Gavin - yes; Kemmerer - yes; Moellendick - yes; Executive Session entered at 5:33 PM.

Mr. Gavin moved to leave Executive Session, seconded by Mr. Kemmerer. Executive Session ended at 5:50 PM

Ms. Koppitch prepared the Resolution as Chairman Moellendick listed the charges and their disposition.

13-054 Resolution is summarized as follows: Chief Jeffrey Mathias was determined to be in violation of Sections 201.02, 201.03, 202.01, 313.02-10, 316 and 313.04-18 of Pleasant Township Policy and Procedures. Charges for violations of Sections 202.02, 313.02-21, 205.06, 313.03-7, 313.04-13, 313.04-20 and 313.02-21 are dismissed. Ms. Moellendick moved to terminate Jeff Mathias from his position as Fire Chief effective immediately; seconded by Mr. Gavin. Voting: Gavin - yes; Kemmerer - no; Moellendick - yes; Resolution passed.

Ms. Moellendick moved to adjourn; seconded by Mr. Gavin. Meeting adjourned at 6:30 PM


Chairman


Fiscal Officer

WHEREAS, on July 2, 2013, the Board of Trustees directed acting Fire Chief Andrew Fey to conduct an investigation of claims of improper conduct and misconduct in office against Jeff Mathias, who was then on administrative leave from his appointment as Fire Chief. Such direction was given in accordance with O.R.C. § 505.38. Private citizen Dennis Lee had previously been directed to conduct the investigation, however, Mr. Lee notified the Trustees, shortly after his appointment, that he was not interesting in service as the investigator of this inatter and thereafter resigned his position. Mr. Lee did not formulate or convey any opinions regarding this matter to the Trustees, nor did he complete his investigation. Rather, he determined it was not in his personal interest to serve as the investigator. Accordingly, the Trustees reassigned the investigation to then acting Fire Chief Fey.

WHEREAS, on July 8, 2013, Fire Chief Fey submitted charges against Jeff Mathias, which were subsequently served upon Jeff Mathias on July 9, 2013.

WHEREAS, the Board of Trustees conducted an evidentiary hearing at its ~~July 30,~~ ^{August 1} 2013 meeting.

9/5/13
gms

WHEREAS, Jeff Mathias was afforded the opportunity to submit a post-hearing brief to the Board, which was filed on August 14, 2013.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF PLEASANT TOWNSHIP, FAIRFIELD COUNTY, OHIO, THAT:

Having considered all evidence presented at the ~~July 30,~~ ^{August 1} 2013 evidentiary hearing, along with Jeff Mathias' Post Hearing Memorandum the Trustees find by majority vote:

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gms

Jeff Mathias is in violation of Section 201.02 of the Pleasant Township Policies and Procedures.

Jeff Mathias is in violation of Section 201.03 of the Pleasant Township Policies and Procedures.

Jeff Mathias is in violation of Section 202.01 of the Pleasant Township Policies and Procedures.

Jeff Mathias is in violation of Section 313.02-10 of the Pleasant Township Policies and Procedures.

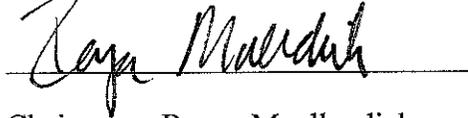
Jeff Mathias is in violation of Section 316 of the Pleasant Township Policies and Procedures.

Jeff Mathias is in violation of Section 313.04-18 of the Pleasant Township Policies and Procedures. This violation is found to be a Group III offense based upon the conduct proved, prior acts proved and further, the majority finds the conduct occurred while Jeff Mathias was both on probation and administrative leave.

Further the Trustees find that charges for violations for Pleasant Township Policies and Procedures sections 202.02, 313.02-21, 205.06, 313.03-7, 313.04-13 and 313.04-20 are dismissed.

Accordingly, the Board of Trustees resolves to terminate Jeff Mathias from his position as the Township Fire Chief effective immediately.

Motion to Terminate Jeff Mathias



Chairman – Rayna Moellendick

2nd Motion to Terminate Jeff Mathias



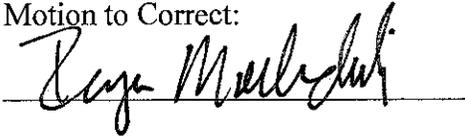
Mike Gavin – Trustee

Joseph Kemmerer – Trustee

Amendment to Resolution 13-054

Upon further consideration and information provided by counsel for Jeff Mathias, Resolution 13-054 is amend to reflect that charges related to Section 313.02-21 of the Pleasant Township Policies and Procedures are hereby dismissed.

Motion to Correct:



Chairman – Rayna Moellendick

2nd Motion to Correct



Joe Kemmerer – Trustee



Mike Gavin – Trustee

PLEASANT TOWNSHIP TRUSTEES
MEETING ATTENDANCE

Date: August 19, 2013

Type Meeting: Special

Name	Name
Joe Griffith	
Kyle Peters	
CAPT HUTTON	
Andy Fey	
Jason Miller	
Colin Mathias	
Ryan Dyse	
Nicole Koppich	