

MINUTES OF THE PLEASANT TOWNSHIP BOARD OF TRUSTEES  
REGULAR MEETING  
JUNE 19, 2014  
5:30 PM

The meeting was called to order at 5:30 PM by Chairman Moellendick with all Trustees present.

Minutes from the June 5 meeting were approved as submitted.

Fiscal Officer reported the following receipts since the last meeting:

Community Room rent	375.00
Zoning	1,400.00
Air Evac	1,500.00
EMS billing	<u>8,337.26</u>
	11,612.26

Notice of renewal was received for the BWC group rating program through OTA and the Frank Gates Company. This year's savings are estimated at \$7,654 with a service charge of \$2,119.

*14-030 Ms. Moellendick moved to renew the BWC Group Rating agreement with the Frank Gates Service Co. and to issue a Then & Now Purchase Order for \$2,119 to Frank Gates Service Co; seconded by Mr. Kemmerer. Voting: Horn - yes; Kemmerer - yes; Moellendick - yes. Motion passed.*

Reimbursements for medical premiums must now be included in taxable income. Fiscal Officer identified the new accounts required and additional appropriations needed for the employer portion of the taxes.

*14-031 Ms. Moellendick moved to establish payroll appropriation accounts for Other Trustee Payroll and Other Fiscal officer Payroll and to approve a supplemental appropriation of \$3,300 from Transfers Out to Other Trustee Payroll (\$530), Other Fiscal Officer Payroll (\$2,670) and Medicare (\$100); seconded by Mr. Horn. Voting: Horn - yes; Kemmerer - yes; Moellendick - yes. Motion passed.*

Final drawings were received for the Snoke Hill Road project and Trustees need to sign the cover sheet. Trustees will sign-off on the design to close out the design contract, but have decided not to proceed with the project.

*14-032 Mr. Horn moved to accept final plans and specifications for the Snoke Hill Road project; seconded by Mr. Kemmerer. Voting: Horn - yes; Kemmerer - yes; Moellendick - yes. Motion passed.*

A resolution was received from the County Engineer for Trustees to request the services of the Engineer in obtaining right-of-way easements and work agreements for the Rainbow Drive culvert project.

*14-033 Ms. Moellendick moved to request the Fairfield County Engineer to assist Pleasant Township Trustees in obtaining right-of-way easements and work agreements for the Rainbow Drive culvert replacement project; seconded by Mr. Kemmerer. Voting: Horn - yes; Kemmerer - yes; Moellendick - yes. Motion passed.*

There will be a public viewing of the project by County Commissioners on July 1. The County Engineer is trying to perform the replacement this fall.

The Fiscal Officer received a call from the City Prosecutor's Office inquiring if the guardrail at Stringtown and Mondhank Roads was damaged in a recent accident. They are preparing a case and need an estimate for restitution. Harmon and Trustees confirmed that there was damage. They also

said that they were not certain who was responsible for the guardrail because Lancaster has annexed property in the area.

Ms. Janice Siefert addressed Trustees and requested them to pass a 24 hour noise resolution. She identified several instances of gun shots and target shooting in the area of her home. She was disturbed by the noise and concerned for her safety because of the shooting. She stated that Rushcreek Township had passed a noise resolution. Mr. Bowman provided a copy of the ORC section regarding noise ordinances.

Mr. Jeff Arnett, 980 Rainbow Drive, asked Trustees who should be notified about broken guy wires on a utility pole and broken telephone and cable wires. There have been several accidents at that section of Rainbow Drive where vehicles have entered his property and he has not been contacted by the Sheriff or any other authorities. He was advised to contact the Sheriff's Office and tell them of his concerns.

Mr. Bowman reported no permits issued, but numerous complaints processed. Seven tall grass complaints were investigated. Four were mowed by others, three were mowed by a Township contractor. Business complaints were investigated at 1104, 1230 and 1900 Carroll-Eastern Road. Certified letters were sent and signs were removed. Five junk vehicle complaints were investigated and three certified letters sent. A junk vehicle complaint was investigated at 5395 Tschopp Road. No action taken yet. The property at 1101 Beechwood is vacant, has tall grass and a large tree has fallen in the yard. Mr. Bowman advised Trustees to declare the property a public nuisance.

No responses or complaints were received regarding the proposed WLOH tower by Castaways. This should make them exempt from regulations and fees.

Chief Fey reported on Fire department activity. He requested that candidate Dakota Azbell be removed from the roster and that Volunteer Dwayne Holiday be removed due to lack of participation. Officers have talked with Mr. Holiday. He has not responded to a run since 2012 and stated that he does not have the time to commit.

The International medic has been repaired and placed back into service. Tires and an exhaust system have been ordered for the E-One. New hose and nozzles were received for the Grass Truck.

Trustees discussed installation of a water meter to obtain water use rates for septic system upgrades at Station 1. Only one written quote was received from Howard Plumbing. A verbal estimate was provided by another plumber but no written quote has been received, despite repeated attempts to secure one. Ms. Moellendick said she would like to have a second quote before committing.

*14-034 Mr. Horn moved to issue a Purchase Order for \$1,900 to Howard Plumbing for installation of a water meter at Station 1; seconded by Mr. Kemmerer. Voting: Horn - yes; Kemmerer - yes; Moellendick - no. Motion passed.*

Chad Mathias requested that sick leave he used to recuperate from the Rescue accident be restored. He estimated 190 hours. Fiscal Officer said he would review payroll records and certify the sick leave Mr. Mathias used immediately after the accident at the next meeting. Phase I of the energy conservation program was approved.

*14-035 Mr. Kemmerer moved to approve spending approximately \$1,500 to install a ceiling fan and LED lighting in the dining/kitchen/bunk/restroom area of Station 1; seconded by Ms. Moellendick. Voting: Horn - yes; Kemmerer - yes; Moellendick - yes. Motion passed.*

A quote was received from Mobile-Tek for a Panasonic Toughbook computer to replace one destroyed in the rescue accident.

14-036 Mr. Horn moved to make a supplemental appropriation of \$4,000 from Workers Comp to Equipment in the Fire Fund and to issue a Purchase Order for \$3,319 to Mobile-Tek for a Panasonic Toughbook computer; seconded by Mr. Kemmerer. Voting: Horn - yes; Kemmerer - yes; Moellendick - yes. Motion passed.

Community Day will be held July 26 in the Pleasantville Park. Chief Fey met with Fire Chiefs from Lancaster and Greenfield Township to discuss a proposal to store a backup Lancaster fire engine at the Greenfield station and make it available to the three departments as a backup truck. Lancaster would continue to maintain insurance on the truck and the three departments would share maintenance costs. The proposal still needs to be approved by Lancaster City Council. Trustees were agreeable to the concept.

Stephanie from Air Evac will be in the area the week of June 30 and will be available to discuss cost sharing for upgrading the Station 1 septic system.

Harmon reported that driveway culverts have been installed on North High Street. Yard restoration and paving is all that remains to be done.

Trustees discussed placing an electricity aggregation program on the November ballot.

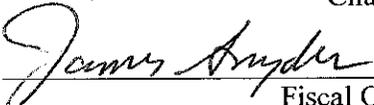
14-037 Mr. Kemmerer moved to place a proposal on the November ballot to establish a governmental electricity aggregation program pursuant to ORC 4928.20 for the residents, businesses and other electric consumers in Pleasant Township; seconded by Mr. Horn. Voting: Horn - yes; Kemmerer - yes; Moellendick - yes. Motion passed.

All bills submitted were approved for payment.

The public hearing on the 2015 budget will be conducted at the July 3 meeting. The time of the meeting has been changed to 9:00 AM and notice of the time change has been posted.

Ms. Moellendick moved to adjourn; seconded by Mr. Kemmerer. Meeting adjourned at 7:11 PM

  
Chairman

  
Fiscal Officer

PAYMENT REGISTER  
 PLEASANT TOWNSHIP, FAIRFIELD COUNTY  
 Accounting Payroll  
 From 06/06/2014 to 06/19/2014

Warrant Number	Date	Type	Vendor/Payee	Amount	Status
524-2014	06/06/2014	CH	LANCASTER UTILITIES COLLECTION OFFICE	236.48	O
525-2014	06/09/2014	EW	OHIO PUBLIC EMPLOYEES RETIREMENT SYSTEM	3,190.34	O
526-2014	06/09/2014	EW	OHIO POLICE & FIRE PENSION FUND	10,614.42	O
24722	06/12/2014	AW	FAIRFIELD COUNTY HEALTH DEPARTMENT	53.00	O
24723	06/19/2014	WH	OHIO CHILD SUPPORT PAYMENT CENTRAL	620.08	O
24724	06/19/2014	AW	FAIRFIELD CO. ASSN. TRUSTEES-FISCAL OFFICI	160.00	O
24725	06/19/2014	AW	FAIRFIELD MEDICAL CENTER	73.50	O
24726	06/19/2014	AW	SPEEDWAY SUPERAMERICA, LLC	1,856.15	O
24727	06/19/2014	AW	TRACTOR SUPPLY CREDIT PLAN	74.45	O
24728	06/19/2014	AW	UNITED LANDMARK LLC	492.56	O
24729	06/19/2014	AW	SHELLY MATERIALS, INC.	481.24	O
24730	06/19/2014	AW	BIG "O" REFUSE	80.00	O
24731	06/19/2014	AW	FINLEY FIRE EQUIPMENT	5,476.01	O
24732	06/19/2014	AW	MED3000	803.23	O
24733	06/19/2014	AW	DeLILLE OXYGEN CO.	16.00	O
24734	06/19/2014	AW	LINDE GAS NORTH AMERICA LLC	16.17	O
24735	06/19/2014	AW	WELLS PEST CONTROL	185.00	O
24736	06/19/2014	RW	FAIRFIELD COUNTY AUDITOR	1,488.26	O
24737	06/19/2014	RW	MED3000	464.43	O
24738	06/19/2014	AW	B. D. TECHNICAL SERVICES INC. LLC	1,250.00	O
24739	06/19/2014	AW	HORTON EMERGENCY VEHICLES	101.10	O
24740	06/19/2014	AW	DANIEL A. MATTIS	230.00	O
24741	06/19/2014	AW	WITMER PUBLIC SAFETY GROUP, INC.	74.95	O
24742	06/19/2014	AW	AGREE SEPTIC SERVICE	275.00	O
570-2014	06/19/2014	EW	US TREASURY DEPT. (EFT)	4,766.55	O
571-2014	06/19/2014	EW	OHIO DEFERRED COMPENSATION PROGRAM	750.00	O
	06/19/2014	EP	PAYROLL	21,039.31	C
Total:				54,868.23	

Type: AM - Accounting Manual Warrant, AW - Accounting Warrant, IM - Investment Manual Warrant, IW - Investment Warrant, PM - Payroll Manual Warrant, PR - Payroll Warrant, RW - Reduction of Receipt Warrant, SW - Skipped Warrant, WH - Withholding Warrant, WM - Withholding Manual, WS - Special Warrant, CH - Electronic Payment Advice, IL - Investment Loss, EP - Payroll EFT Voucher, CV - Payroll Conversion Voucher, SV - Payroll Special Voucher, EW - Withholding Voucher, POS ADJ - Positive Adjustment, NEG ADJ - Negative Adjustment, POS REAL - Positive Reallocation, NEG REAL - Negative Reallocation  
 Status: O - Outstanding, C - Cleared, V - Voided, B - Batch

#14-032

IN THE MATTER OF: Approving the Construction Drawings for FAI-TR389-0.606 Snoke Hill Road Rehabilitation Project Phase 1.

WHEREAS, the County Engineer is advising this Board that the construction drawings for FAI-TR389-0.606 Snoke Hill Road Rehabilitation Project Phase 1 have been completed, and

WHEREAS, the County Engineer is requesting that this Board of Pleasant Township Trustees sign the Construction Drawing cover sheet.

NOW THEREFORE:

BE IT RESOLVED by the Board of Pleasant Township Trustees, County of Fairfield, State of Ohio:

SECTION 1: that the Fiscal Officer of this Board return the signed Construction Drawing cover sheet, together with the signed copy of this Resolution, to the County Engineer for further action.

Motion by: Mr Horn Seconded by: Mr Kemmerer

that the Resolution be adopted was carried by the following vote:

YEAS: 3 NAYS: 0

ABSTENTIONS: 0

Steph Kemmerer  
Jim McElroy  
BOARD OF PLEASANT TOWNSHIP  
TRUSTEES

ADOPTED: 6/19/2014  
James M. Snyder  
JAMES M. SNYDER  
FISCAL OFFICER

#14-033

IN THE MATTER OF: Requesting the Fairfield County Engineer to assist Pleasant Township Trustees in obtaining right-of-way easements and/or work agreements needed for the FAI-TR250-3.564 Rainbow Drive Culvert Replacement Project.

WHEREAS, on July 1, 2014, a public viewing and hearing will be held for the FAI-TR250-3.564 Rainbow Drive Culvert Replacement Project, and

WHEREAS, once declared a necessity by the Fairfield County Commissioners, it will be necessary to obtain proper right-of-way easements and/or work agreements for the FAI-TR250-3.564 Rainbow Drive Culvert Replacement Project to proceed, and

WHEREAS, this Board of Pleasant Township Trustees requests that the Fairfield County Engineer assist with obtaining all right-of-way easements and/or work agreements needed for the FAI-TR250-3.564 Rainbow Drive Culvert Replacement Project, and

WHEREAS, this Board of Pleasant Township Trustees agrees that the Fairfield County Engineer should be reimbursed expenses for obtaining all right-of-way easements and/or work agreements needed for the FAI-TR250-3.564 Rainbow Drive Culvert Replacement Project out of Pleasant Township's Motor Vehicle Allocation fund held by the Fairfield County Engineer.

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

SECTION 1: that the Fairfield County Engineer shall obtain all right-of-way easements and/or work agreements needed for the FAI-TR250-3.564 Rainbow Drive Culvert Replacement Project.

SECTION 2: that the Fairfield County Engineer shall be reimbursed all expenses for obtaining said right-of-way easements and/or work agreements.

SECTION 3: that the Fiscal Officer of this Board return a signed copy of this Resolution to the County Engineer for further action.

Motion by: Ms MacLendick      Seconded by: Mr. Kemmerer

that the Resolution be adopted was carried by the following vote:

YEAS: 3      NAYS: 0

ABSTENTIONS: 0

J. M. Snyder  
Joseph Kemmerer  
Kate MacLendick  
BOARD OF PLEASANT TOWNSHIP TRUSTEES

ADOPTED: 6/19/2014  
James Snyder  
JAMES M. SNYDER  
FISCAL OFFICER

**BEFORE THE PLEASANT TOWNSHIP BOARD OF TRUSTEES**

Resolution No. 14-037

**A RESOLUTION AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A GOVERNMENTAL ELECTRICITY AGGREGATION PROGRAM WITH OPT-OUT PROVISIONS PURSUANT TO SECTION 4928.20 OF THE OHIO REVISED CODE, DIRECTING THE FAIRFIELD COUNTY BOARD OF ELECTIONS TO SUBMIT A BALLOT QUESTION TO THE ELECTORS.**

**WHEREAS**, the Ohio legislature has enacted electric deregulation legislation which authorizes the legislative authorities of townships and counties to aggregate the retail electrical loads located within the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of electricity; and

**WHEREAS**, governmental aggregations provides an opportunity for residential and small business consumers to participate collectively in the potential benefits of electricity deregulation through lower electricity rates which would not otherwise be available to those electricity customers individually, and

**WHEREAS**, the Board of Trustees of Pleasant Township seek to establish a governmental aggregation program with opt-out provisions pursuant to Section 4928.20 of the Ohio Revised Code for the residents, businesses and other electric consumers in the Township.

**NOW, THEREFORE, BE IT RESOLVED** but the Board of Trustees of Pleasant Township, Fairfield County, State of Ohio:

**Section 1. BEST INTERESTS OF THE TOWNSHIP**

The Board of Trustees of Pleasant Township has concluded that it is in the best interest of the Township, its residents and businesses located within the corporate limits of the Township to establish this aggregation program in the township.

**Section 2. APPROVAL BY THE ELECTORATE**

**The aggregation program must be approved by the electors of the Township pursuant to Section 3 of this Resolution.** Upon approval by the electorate the Township is hereby authorized to automatically aggregate, in accord with Section 4928.20 of the Ohio Revised Code, the retail electric loads (customers) located within the Township, and enter into service agreements to facilitate for those loads the purchase and sale of electricity. The Township may exercise such authority jointly with any other municipal corporation, township, or county or other political subdivision of the State of Ohio.

### **Section 3. BALLOT LANGUAGE**

The Board of Elections of Fairfield County is hereby directed to submit the following question to the electors of Pleasant Township at the general election on November 6<sup>th</sup>, 2014:

**Shall the Board of Trustees of the Township of Pleasant have the authority to aggregate the retail electric customers located in the Township, and for that purpose, enter into services agreements to facilitate for those customers the sale and purchase of electricity, conversion to the aggregation program will occur automatically unless the customers choose to opt out of the program.**

The Fiscal Officer of Pleasant Township is instructed to immediately file a certified copy of this resolution and the proposed form of the ballot question with the Fairfield County Board of Elections not less than ninety (90) days prior to the primary election. The aggregation program shall not take effect unless approved by a majority of the electors voting upon this resolution and the aggregation program provided for herein at the election held pursuant to this Section 3 and Section 4928.20 of the Ohio Revised Code.

### **Section 4. PROCEDURE AFTER AN AFFIRMATIVE VOTE; HEARINGS AND NOTICE OF HEARINGS; OPT-OUT RIGHTS.**

Upon approval of a majority of the electors voting at the primary election provided for in Section 3 of this Resolution, the Board of Trustees of Pleasant Township, individually or jointly with any other political subdivision, may develop a plan of operation for the aggregation program. Before adopting this plan, the Board of Trustees of Pleasant Township shall hold at least two public hearings on the plan.

Notice of the hearings shall be published once a week for two consecutive weeks in a newspaper of general circulation in the Township prior to the first hearing. The notice will summarize the plan and state the date, time and place of each hearing. No plan adopted by this Board of Trustees shall aggregate the electric load of any electric load center within the Township unless it, in advance, clearly discloses to the person owning, occupying, controlling or using the load center that the person will be enrolled automatically in the Aggregation Program and will remain so enrolled unless the person affirmatively elects, by a stated procedure, not to be enrolled. The disclosure shall state prominently the rates, charges, and other terms and conditions of enrollment. The stated procedure shall allow any person enrolled in the Aggregation Program the opportunity to opt-out of the program every three years, without paying a switching fee. Any such person that opts out before the commencement of the Aggregation Program pursuant to the stated procedure shall default to the standard service offer provided under section 4928.14 or division (D) of Section 4928.35 of the Ohio Revised Code until the person chooses an alternative supplier.

**Section 5.**

It is hereby found and determined that all formal actions of this Board of Trustees of Pleasant Township concerning and relating to the passage of this resolution were adopted in an open meeting of this Board of Trustees of Pleasant Township and that the deliberations of this Board of Trustees of Pleasant Township and any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including section 121.22 of the Ohio Revised Code.

Date of Passage: June 19, 2014

PLEASANT TOWNSHIP BOARD OF TRUSTEES

Kevin Horn

Kevin Horn, Trustee

Joseph Kemmerer

Joseph Kemmerer, Trustee

Rayna Moellendick

Rayna Moellendick, Trustee

James Snyder, Fiscal Officer 6/19/2014

PLEASANT TOWNSHIP TRUSTEES  
MEETING ATTENDANCE

Date: June 19, 2014

Type Meeting: Regular

Name	Name
<i>James Y. Sargent</i>	
<i>Jeffrey L. Arnold</i>	