

MINUTES OF REGULAR TRUSTEE MEETING HELD FEBRUARY 13, 2024

THE BOARD OF TRUSTEES TATE TOWNSHIP MET IN REGULAR SESSION WITH THE FOLLOWING MEMBERS PRESENT: TRUSTEE REED, TRUSTEE WILSON, TRUSTEE DURBIN AND FISCAL OFFICER KATHY BRANNOCK.

TRUSTEE WILSON ANNOUNCED THAT THE MEETING WILL BE RECORDED WITH A VOICETRACER.

RES. REED TO APPROVE JANUARY 9, 2024 REGULAR MEETING MINUTES. SECONDED BY WILSON. ROLL CALL :MR. DURBIN, YES, MR. WILSON, YES, MR. REED, YES.

RES. WILSON TO APPROVE JANUARY 2024 BILLS. SECONDED BY DURBIN. ROLL CALL: MR. DURBIN, YES, MR. WILSON, YES, MR. REED, YES.

RES. WILSON TO APPROVE JANUARY 2024 PAYROLL, EFT'S, AND WITHHOLDINGS. SECONDED BY REED. ROLL CALL; MR. DURBIN, YES, MR. WILSON, YES, MR. REED, YES.

RES. WILSON TO APPROVE THE 2024 REORGANIZATIONAL MEETING MINUTES. 2<sup>ND</sup> BY DURBIN, ROLL CALL: MR. DURBIN, YES, MR. WILSON, YES, MR. REED, YES.

FISCAL OFFICER PRESENTED TO THE TRUSTEES THE FOLLOWING JANUARY 2024 REPORTS: APPROPRIATION SUMMARY, FUND SUMMARY, REVENUE SUMMARY, PAYMENT LISTING, PAYROLL REPORT, AND BANK RECONCILIATION.

ZONING-OLD BUSINESS

5 PERMITS WERE ISSUED IN JANUARY. UPDATED TRUSTEES ON VIOLATIONS.

DUE TO THE COMMISSIONERS NOT ACTING WITHIN 60 DAYS OF THE ORIGINAL RESOLUTION IT WAS NECESSARY TO PASS ANOTHER RESOLUTION TO VACATE THE 2 PORTIONS OF CASE ROAD. RESOLUTION BY WILSON TO VACATE 2 PORTIONS OF CASE RD. 2<sup>ND</sup> BY REED. ROLL CALL: MR. DURBIN, YES, MR. WILSON, YES, MR. REED, YES.

ROAD/CEMETERY-OLD BUSINESS

JANUARY CEMETERY REPORT WAS PRESENTED. THERE WERE 6 BURIALS IN JANUARY, 1 FOUNDATION WAS ORDERED, AND 4 GRAVES WERE SOLD.

PAVING BIDS WERE OPENED. THE BIDS WERE SUBMITTED BY ROBERTS PAVING, BROWN COUNTY CONSTRUCTION AND BROWN COUNTY ASPHALT. THE BIDS WERE GIVEN TO THE ROAD SUPERVISOR TO REVIEW AND CALCULATE THE COSTS. TWO IDENTICAL BIDS WERE RECEIVED FOR MOWING THE CEMETERY. PER LEGAL COUNSEL THE BIDDERS CAN BE ASKED TO GIVE US THEIR BEST BID. THERE WILL BE A SPECIAL MEETING ON TUESDAY, JANUARY 20<sup>TH</sup> AT 3 PM TO AWARD THE ROAD, CEMETERY SHELTER HOUSE PARKING LOT, AND CEMETERY MOWING BIDS.

AT 7:21 TRUSTEE WILSON MADE A MOTION TO GO INTO EXECUTIVE SESSION TO DISCUSS A PERSONNEL ISSUE. 2<sup>ND</sup> BY DURBIN. ROLL CALL: DURBIN, YES, WILSON, YES, REED,

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YES. AT 7:33 TRUSTEE WILSON MADE A MOTION TO RETURN TO REGULAR SESSION. 2<sup>ND</sup> BY DURBIN. ROLL CALL: DURBIN, YES, WILSON, YES, REED, YES.

WILSON RECOMMENDED HIRING DENZEL ANSPACH FOR THE ROAD/CEMETERY POSITION THAT HAD BEEN ADVERTISED. 2<sup>ND</sup> BY DURBIN. ROLL CALL: DURBIN, YES, WILSON, YES, REED, YES.

OFFICER PIKE-OLD BUSINESS

JANUARY REPORT WAS PRESENTED: 51 CALLS WERE HANDLED, 11 REPORTS WERE TAKEN, 11 REPORTS WERE CLOSED, ASSISTED OTHER DEPARTMENTS 14 TIMES.

FIRE CHIEF-OLD BUSINESS

JANUARY FIRE REPORT WAS PRESENTED: 151 RUNS (45 FIRE/106 EMS).

3 NEW FIRE HYDRANTS WERE INSTALLED. THIS BRINGS THE TOTAL SINCE THE LAST MEETING TO 62. THERE ARE THREE MORE TO BE INSTALLED. INSTALLATION IS EXPECTED TO BE COMPLETED BY FEBRUARY OR MARCH.

THE FIRE DEPARTMENT HAS RECEIVED ONE QUOTE FOR BLACKTOP SEALING AND STRIPING THE PARKING LOT. AS SOON AS THE OTHER 2 COMPANIES SUBMIT BIDS THE QUOTES WILL BE PRESENTED TO THE TRUSTEES FOR THEIR APPROVAL.

REPAIRS HAVE BEEN COMPLETED BY MATT ROSE ON THE LADDER TRUCK AND THE 2005 PUMPER. KONRAD HAS PERFORMED MAINTENANCE ON TRUCKS. REED ASKED IF THE LADDER TRUCK NEEDED TO BE RECERTIFIED. THE LADDER WILL BE TESTED NEXT MONTH. MATT ROSE TESTED THE PUMPS THAT WERE CERTIFIED LAST YEAR.

THE BAY FURNACE INSTALLATION HAS BEEN COMPLETED.

THE TORNADO SIREN IS NOW WORKING IN BANTAM. IT WAS A RADIO SIGNAL RECEIVING PROBLEM.

ROAD/CEMETERY- NEW BUSINESS

TRUSTEES WERE ASKED TO APPROVE THE PURCHASE OF MATERIAL FOR THE GABLE ENDS ON THE SHELTER HOUSE AT A COST OF \$650. ALSO, REQUESTED APPROVAL TO PURCHASE 4 CURTAINS WITH EYELETS MEASURING 9'X15' AT A COST OF \$250 PER CURTAIN TO SHIELD THE SHELTER FROM THE ELEMENTS. THE MATERIAL IS ACRYLIC AND IS WATERPROOF. RESOLUTION BY WILSON TO APPROVE THE PURCHASES, 2<sup>ND</sup> BY DURBIN. ROLL CALL: MR. DURBIN, YES, MR. WILSON, YES, MR. REED, YES.

OFFICER PIKE-NO NEW BUSINESS

FIRE CHIEF-NEW BUSINESS

THE 2021 AMBULANCE IS BACK FROM FORD WITH A BRAND NEW TRANSMISSION.

FIRE CHIEF RECOMMENDED TAKING FF/MEDIC ZACH DOWNING OFF HIS ONE YEAR PROBATION. RES. BY REED 2<sup>ND</sup> BY WILSON. ROLL CALL: DURBIN, YES, WILSON, YES, REED, YES.

FIRE CHIEF ANNOUNCED THAT PART TIME FF/MEDIC CORY MYERS HAS RESIGNED FROM HIS POSITION DUE TO THE HOURS THAT HE WORKS AT ANDERSON TWP FD. HE HAS

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REQUESTED TO BE PUT ON AS HONORARY STATUS WHICH HAS BEEN APPROVED BY THE BTFD OFFICERS. RES. REED TO APPROVE, 2<sup>ND</sup> BY WILSON. ROLL CALL: DURBIN, YES, WILSON, YES, REED, YES.

FIRE CHIEF REQUESTED THAT WE GET APPROVAL REGARDING DISPOSAL OF RECORDS. WHEN ALL DEPARTMENTS HAVE SUBMITTED THEIR LIST OF RECORDS TO DISPOSE OF THE CHAIRMAN OF THE TRUSTEES AND THE FISCAL OFFICER WILL MEET TO REVIEW THEM AND THEN SUBMIT THE REQUEST.

TRUSTEE DURBIN REPORTED THAT HE AND ASSISTANT CHIEF COOPER REVIEWED THE CURRENT SYSTEM USED TO RECORD MEETINGS. THIS SYSTEM, AS IS, DOES NOT HAVE ENOUGH STORAGE SPACE. THE DATA WOULD NEED TO DOWNLOADED TO ANOTHER HARD DRIVE OR FLASH DRIVE. IT WOULD NEED ANOTHER ADMINISTRATOR ADDED TO THE ACCOUNT AT \$149.90/YEAR. IF THE AUDIO RECORDING IS NOT ADEQUATE A MIC COULD BE ADDED TO THE SYSTEM FOR AN ADDITIONAL \$500. DURBIN RECOMMENDED TO ADD THE FISCAL OFFICER AS THE SECOND ADMINISTRATOR. 2<sup>ND</sup> BY WILSON. ROLL CALL: DURBIN, YES, WILSON, YES, REED, YES.

TRUSTEE DURBIN INTRODUCED SABRINA SCHNARREBERG, A GRANT WRITER. SHE HAS VOLUNTEERED TO ASSIST WITH GRANT WRITING FOR THE TOWNSHIP AT NO COST. TRUSTEE WILSON MADE A MOTION TO APPROVE HER TO WRITE GRANTS, 2<sup>ND</sup> BY DURBIN. ROLL CALL: DURBIN, YES, WILSON, YES, REED, YES.

GREG SCHULER COMMENTED THAT HE HAD NOT BEEN NOTIFIED OF THE SPECIAL MEETING THAT WAS HELD IN JANUARY AS HE HAD REQUESTED. HE ASKED TRUSTEE DURBIN IF THE SIGN AT S.R. 125 AND BANTAM WAS HIS SIGN. HE WAS TOLD THAT IT WAS NOT, THAT THE PROPERTY HAD BEEN SOLD SEVERAL YEARS AGO. HE ASKED WHAT THE STATUS IS OF THE SOLAR RESOLUTION. WILSON TOLD HIM THAT HE IS LOOKING AT ADDING TO IT, SUCH ITEMS AS APPLICATION FEES, ETC. HE QUESTIONED THE REIMBURSEMENT BY THE TOWNSHIP FOR FOOD AND DRINKS FOR THE OHIO TOWNSHIP ASSOCIATION MEETING THAT THE TOWNSHIP HOSTED THAT DISCUSSED THE SOLAR FARM ISSUE. TRUSTEE DURBIN STATED THAT ALL THE TOWNSHIP ASSOCIATION MEETINGS HAVE FOOD AND DRINK OUT OF RESPECT. TRUSTEE WILSON STATED THAT HE SUBMITTED QUOTES TO THE OTHER TRUSTEES FOR FOOD AT THE MARCH 14TH TOWNSHIP MEETING. THEY AGREED TO USE SUBWAY SINCE IT WAS THE LOWEST COST AND LOCAL.

LYNN BUEDE STATED THAT THE THREE TRUSTEES SHOULD BE WORKING TOGETHER ON THE SOLAR ISSUE. SHE FEELS THAT OUR ATTORNEY IS NOT FORTHCOMING.

TRUSTEE DURBIN MADE A MOTION TO FREEZE DISPENSING OF MARIJUANA FOR UP TO TWELVE MONTHS. BATAVIA HAS ALREADY ADDED THIS TO THEIR ZONING. HE HAS SPOKEN TO AN ATTORNEY, CHRISTEN STEIMLE, THAT STATED THAT SHE WOULD WRITE THE RESOLUTION.

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RON BULOW STATED THAT NO ONE CAN SELL, DISPENSE IT, OR SET UP SHOP UNTIL JULY. BETHEL POLICE CHIEF TOLD HIM THAT THERE IS NO TEST FOR MARIJUANA USE IN A VEHICLE. OFFICER PIKE STATED THAT YES, THERE IS A TEST THAT CAN SHOW IMPAIRMENT. ALSO, BURNT MARIJUANA CAN BE DETECTED THAT WOULD GIVE HIM REASONABLE SUSPICION TO DO A FIELD TEST AND GET A URINE SAMPLE. OFFICER PIKE SAID MAYBE HE IS REFERRING TO A CHEMICAL TEST. RON STATED THAT HE WAS NOT. HE HAS A RECORDING OF THE CONVERSATION. THE VILLAGE OF BETHEL STATED THAT THE TOWNSHIP CAN USE THEIR MORATORIUM AS A GUIDE TO USE IN WRITING ONE FOR THE TOWNSHIP. TRUSTEE DURBIN ASKED WHEN THE NEXT MEETING IS. IT IS THE 2<sup>ND</sup> THURSDAY OF EACH MONTH.

DARLENE JOWERS STATED THAT WRITING REGULATIONS IS A PROCESS AND THAT THE TOWNSHIP HAS TIME. NO ONE CAN START A BUSINESS WITHOUT GOING THROUGH ZONING AND SINCE THERE IS NOTHING IN OUR ZONING THEY COULD NOT GET A PERMIT.

SHELBY BAIRD STATED THAT WE HAD BEEN TOLD BY LEGAL COUNSEL THAT THE TOWNSHIP COULD NOT PUT A MORATORIUM ON SOLAR BUT YET OTHER TOWNSHIPS ARE PUTTING A MORATORIUM ON MARIJUANA. HE IS CONFUSED WHAT IS CORRECT, WHAT CAN WE DO AND CAN'T DO. TRUSTEES REED THAT IT WOULD NOT BE DEFENDABLE IF CHALLENGED. SHELBY SUGGESTED GOING TO THE OHIO ATTORNEY GENERAL FOR GUIDANCE ON THE CORRECT WAY TO PROCEED. ASKED IF ZONING COMMISSION HAS THE AUTHORITY TO PASS A MORATORIUM AND THE TRUSTEES DO NOT. TRUSTEES HAVE THE FINAL SAY. HIS QUESTION IS CAN THE BOARD OF TRUSTEES, INDEPENDENT OF THE ZONING COMMISSION, MAKE THE DECISION. HE WANTS TO PROTECT THE TOWNSHIP FROM LIABILITY. HE STATED THAT IF WE CAN PUT THE MORATORIUM ON MARIJUANA THEN WE SHOULD RECONSIDER PLACING ONE ON SOLAR UNTIL WE CAN GET A RESOLUTION WRITTEN.

MOTION TO ADJOURN BY WILSON, 2<sup>ND</sup> BY DURBIN.

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