

Madison Township Board of Trustees

June 17, 2009

The Madison Township Board of Trustees met this day in regular session at 6:30 PM. The meeting was called to order by the President, Alan Daniel, with the pledge of allegiance to the flag.

**ROLL CALL:** Robert J. Ward-Present, Dwight Walter-Present, Alan Daniel-Present, Todd Farler-Present, Amy Schenck-Present.

**ITEM 2009 - 076- MINUTES**

Mr. Walter moved, Mr. Ward seconded to approve the May 27<sup>th</sup> minutes as presented. Vote: Ayes: Mr. Walter, Mr. Ward, Mr. Daniel. Nays: None. The motion was declared approved.

**PUBLIC COMMENTS:**

Resident Connie Back asked the trustees to consider summer and winter meeting times, and commented on the hay field near the park.

**PRESENTATION OF REPORTS**

**ITEM 2009 - 077 - ACCEPT FISCAL OFFICER REPORT**

Mr. Walter moved, Mr. Ward seconded to accept the fiscal officer's reports for May 2009 as presented. Vote: Ayes: Mr. Walter, Mr. Ward, Mr. Daniel. Nays: None. The motion was declared approved.

Fire Chief, Kent Hall reported that the Pierce fire truck damaged in a recent accident was in Wisconsin for repair and he expected a damage report and cost estimate for the necessary repairs later this week. He reported that the life squad had been experiencing some down time and that a few of the fireman had stepped up as drivers to help out.

Deputy Prince representing the BC Sheriff's Office provided information about the recent trouble with breaking and entering. He urged residents to keep their cars and homes locked. He reported that Browns Run Country Club had also been broken into.

Road Superintendent, Todd Daniel informed the trustees that the crew had completed 17 lane miles or approximately 60% of the crack fill program; the remainder of the work would be completed in the fall. He reported that the road mowing was on the second and third rounds and that the first round of mowing with the boom mower had begun. He reported that culvert work on Bertha and May would begin soon and then these roads would be crack filled and paved. He provided an update on the problems with the drain in the big bay of the North Fire Station. He provided information about the ongoing construction of the second ball diamond at the park; the school donated the dirt from their construction project. Mr. Farler added that the Todd Tennis Program would be using the parks tennis courts for their summer program.

**OLD BUSINESS**

Mr. Ward asked for an update on the house on Trenton Franklin Rd. with the garbage and debris. Mr. Farler provided information that the appropriate letter had gone out and if the homeowner didn't clean up the mess a contractor was in place to take care of it. Mr. Farler provided additional information about the procedure of "posting" a property.

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**NEW BUSINESS**

**ITEM 2009 - 078 - APPROVE BILLS**

Fiscal Officer, Amy Schenck provided information about the bills and explained to the trustees that there was an employee that had not completed the appropriate withholding forms and that the withholdings for all employees potentially could be held up if this employee didn't complete them before June 30<sup>th</sup>. Mr. Walter moved, Mr. Ward seconded to approve the Bills warrant # 22310- 22439 totaling \$72,021.38. Vote: Ayes: Mr. Walter, Mr. Ward, Mr. Daniel. Nays: None. The motion was declared approved.

**ITEM 2009 - 079 - EMPLOYEE FORMS/ WAGES**

Mr. Walter moved, Mr. Ward seconded to agree that any new employee that did not complete and return the appropriate withholding forms by June 30<sup>th</sup> would forfeit any earned wages; so that the withholdings for all other employees would not be delayed. Vote: Ayes: Mr. Walter, Mr. Ward, Mr. Daniel. Nays: None. The motion was declared approved.

**ITEM 2009 - 080 - EXECUTIVE SESSION**

Mr. Walter moved, Mr. Ward seconded to adjourn to executive session for the purpose of contract negotiations. Vote: Ayes: Mr. Walter, Mr. Ward, Mr. Daniel. Nays: None. The motion was declared approved. The board adjourned at 6:50pm. The board returned at 7:08pm.

**ITEM 2009 - 081 - APPROVE THE 2010 BUDGET**

Mr. Walter moved, Mr. Ward seconded to approve the 2010 budget of \$1,671,884.00, as presented. Vote: Ayes: Mr. Walter, Mr. Ward, Mr. Daniel. Nays: None. The motion was declared approved.

**ITEM 2009 - 082 - ROAD SIGNING INSPECTION**

Mr. Walter moved, Mr. Ward seconded to approve the inspection of road signing for June in Madison Township and forward to the BC Engineer. Vote: Ayes: Mr. Walter, Mr. Ward, Mr. Daniel. Nays: None. The motion was declared approved.

**ITEM 2009 - 083- AUTHORIZE ADMINISTRATOR TO RENEGOTIATE CINTAS CONTRACT**

The Administrator, Mr. Farler explained that authorization from the trustees was necessary for him to renegotiate this existing contract; the renegotiation was to reduce and or eliminate services and costs. Mr. Ward moved, Mr. Walter seconded authorize the township administrator to renegotiate the Cintas contract. Vote: Ayes: Mr. Walter, Mr. Ward, Mr. Daniel. Nays: None. The motion was declared approved.

**ITEM 2009 - 084- AUTHORIZE ADMINISTRATOR TO RENEGOTIATE AT&T CONTRACT**

The Administrator, Mr. Farler explained that authorization from the trustees was necessary for him to renegotiate this existing contract; the renegotiation was to reduce and or eliminate services and costs. Mr. Ward moved, Mr. Walter seconded authorize the township administrator to renegotiate the A T & T contract or enter into a new contract with a new telephone provider. Vote: Ayes: Mr. Walter, Mr. Ward, Mr. Daniel. Nays: None. The motion was declared approved.

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**ITEM 2009 - 085- AUTHORIZE AND DECLARING NECESSITY FOR FIRE/EMS LEVY**

The Administrator, Mr. Farler provided clarification about the purpose of this resolution to petition the auditor to certify the total current tax valuation of the unincorporated areas of Madison Township and determine the dollar amount of the revenue that would be generated by the tax levy if approved by the electors.

WHEREAS, the amount of taxes which may be raised within the ten-mill limitation will be insufficient to provide an adequate amount for the necessary requirements of providing and maintaining fire protection and emergency medical services for the unincorporated areas of Madison Township, Butler County, Ohio; and

WHEREAS, Ohio Revised Code Section 5705.03 requires that a resolution declaring the necessity of levying a tax outside the ten-mill limitation must be passed and certified to the county auditor in order to permit a board of township trustees to consider the levy of such a tax and must request that the county auditor certify to the board of township trustees the total current tax valuation in the township and the dollar amount that would be generated by the tax;

THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Madison Township, Butler County, Ohio, at least two-thirds of all members elected thereto concurring, that it is necessary to levy an additional tax to constitute a tax in excess of the ten-mill limitation for the benefit of Madison Township, Butler County, Ohio, for the purpose of providing and maintaining fire apparatus, appliances, buildings, or sites therefore, or sources of water supply and materials therefore, or the establishment and maintenance of lines of fire alarm telegraph, or the payment of permanent, part-time, or volunteer fire fighters or firefighting companies to operate the same, including the payment of the firefighter employers' contribution required under section 742.34 of the Revised Code, or the purchase of ambulance equipment, or the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company, as authorized by Ohio Revised Code Section 5705.19(I), at a rate not exceeding two (2.0) mills for each one dollar of valuation, which amounts to twenty cents (\$0.20) for each one hundred dollars of valuation; and

BE IT FURTHER RESOLVED, that the tax levy is for a continuing period of time, commencing in tax year 2009, first due in calendar year 2010, if approved by a majority of the electors voting thereon; and

BE IT FURTHER RESOLVED, that the question of such tax levy shall be submitted to the electors within the unincorporated areas of Madison Township, Butler County, Ohio, at the election to be held on November 3, 2009; and

BE IT FURTHER RESOLVED, that the Fiscal Officer is hereby directed to certify a copy of this resolution to the county auditor and to the board of elections of Butler County, Ohio; and

BE IT FURTHER RESOLVED, that the Board of Township Trustees of

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Madison Township, Butler County, Ohio, hereby requests that the Butler County Auditor certify to this Board the total current tax valuation of the unincorporated areas of Madison Township, Butler County, Ohio, and the dollar amount of revenue that would be generated by the tax levy if approved by the electors.

Trustee Walter moved for the adoption of the foregoing resolution. Trustee Ward seconded the motion, and upon call of the roll, the vote resulted as follows: Ayes: Mr. Walter, Mr. Daniel. Nays: Mr. Ward. The motion was declared approved.

**ITEM 2009 - 086- AUTHORIZE INTALLATION OF PLAQUE**

Mr. Walter moved, Mr. Ward seconded authorize the Madison Township Historical Society to construct and install a Miltonville United Brethren Church sandstone plaque, as presented at the May 27<sup>th</sup> meeting. Vote: Ayes: Mr. Walter, Mr. Ward, Mr. Daniel. Nays: None. The motion was declared approved.

Mr. Daniel introduced item (I) "a resolution to amend the current Health Reimbursement Arrangement policy beginning January 1<sup>st</sup>, 2010, that sets a \$500 deductible for each employee plan, inclusive of all out of pocket expenses". Mr. Ward asked to review item (K) "a resolution to establish a HSA (Health Savings Account) for all full time employees with a family plan to contribute a minimum of \$3,640.00, with the township contributing \$1,360.00. An employee on a single plan would contribute \$1,820.00 with the township contributing \$680.00. All contributions are annual." at the same time. Mr. Ward presented information about health savings accounts. There was a lengthy discussion about health savings accounts and whether or not they can be used to pay for premiums or just to pay deductibles and out of pocket expenses. Ms. Schenck suggested that it would be easier to reduce the liability to the township by increasing the employee's deductible rather than creating a health savings account. There was additional discussion. The trustees discussed tabling both issues until more information can be obtained, by directing Mr. Farler to further research and report his findings at the next meeting.

**ITEM 2009 - 087 - TABLE ITEM I**

Mr. Walter moved, Mr. Ward seconded to table item I, as presented. Vote: Ayes: Mr. Walter, Mr. Ward, Mr. Daniel. Nays: None. The motion was declared approved.

Mr. Daniel introduced item J "a resolution authorizing the Madison Township Fire Department and the Madison Township Road Department to demolish and restore to grade the house located at 6389 West Alexandria Road in compliance with Butler County Building Department and the Butler County Health Department". He asked the fire chief for his opinion. Chief Hall explained that this would not be his first option. He expressed concern over EPA issues with potential problems with shingles and asbestos. He also was somewhat concerned over potential litigation. Mr. Farler provided information that Butler County is waiting on funds and has not yet set a timeline for the demo of this house. He stated that the staff at the county had attended the appropriate training and hoped that funds would be made available later this summer. Mr. Ward commented that there is no guarantee that this

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house would be demolished by the county. Mr. Ward went on to say that the ORC had been followed to the letter and that he was confident that he wanted move forward to demolish this house. Mr. Farler reminded the trustees that the Prosecutor's Office recommended that the township go through the courts before demolishing this house. There was additional discussion. Mr. Walter commented that the house has set there in that condition for thirty or more years, let's wait and see if the county will tear it down. Mr. Ward stated that he was going to make a motion to proceed and if it didn't pass, he was done.

Mr. Ward moved to authorize the Madison Township Fire Department and the Madison Township Road Department to demolish and restore to grade the house located at 6389 West Alexandria Road in compliance with Butler County Building Department and the Butler County Health Department. Mr. Daniel called for a second. The motion died for a lack of second.

**ITEM 2009 - 088 - TABLE ITEM K**

Mr. Walter moved, Mr. Ward seconded to table item K, as presented. Vote: Ayes: Mr. Walter, Mr. Ward, Mr. Daniel. Nays: None. The motion was declared approved.

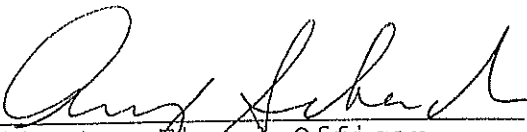
**DISCUSSION ITEMS**

Mr. Farler introduced the following items for discussion:

- Charging residents a minimum charge for culvert replacement
- Creating a weekday fee schedule for life squad rental to accommodate groups at a reduced rate during the week for meetings and parties
- Contact Ohio group to facilitate internet availability to rural residents
- "Feather" Logo proposal presented

**ITEM 2009 - 089 - ADJOURNMENT**

Mr. Walter moved, Mr. Ward seconded to adjourn. VOTE: Ayes: Mr. Walter, Mr. Daniel, Mr. Ward. Nays: None. The motion was declared approved and the meeting was closed at 8:06pm.

  
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Attest - Fiscal Officer

  
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Signed - President