

JACKSON TOWNSHIP

Montgomery County

**Regular Meeting
May 10, 2021**

49 E. Walnut Street, Farmersville, Ohio 45325

Telephone (937) 696-3010



Mr. Michael Moyer, Trustee President, called the Jackson Township Board of Trustees Regular Meeting, to order on **Monday, May 10, 2021** at 6:00 p.m. Attendance was as follows:

ELECTED OFFICIALS:		Present	Absent
Michael Moyer	Trustee President	X	
Ryan Hodson	Trustee Vice President	X	
Randall DeVilbiss	Trustee	X	
Elizabeth Kozarec	Fiscal Officer	X	
TOWNSHIP STAFF:			
Chief Jeff Erisman	Chief of Farmersville Fire Dept.	X	
Chief Jon Schade	Chief of Jackson Twp. Police	X	
Doug Pohl	Road Superintendent	X	

VISITORS: Mr. Frank J. Hora, Sr., Mr. and Mrs. James & Joy Plymyer

VISITOR COMMENTS:

- Mrs. Joy Plymyer, 1416 Edenwood Dr., Beavercreek, OH. Update on Stiver's Cemetery, this last month, Jim and I hired and assisted our Historic Cemetery Contractor in Columbus to complete the major refurbishing of the Abraham Swartzel Sr. and the Elizabeth Swartzel monument with surrounding granite fencing walls, after carefully removing the walls they prepared the ground by adding fresh ground limestone pack, each section was properly replaced in the appropriate area and then leveled. The monument was then set to its base with monument putty material. Although it was a long and strenuous day, they are thrilled with the results. Their son-in-law finished repairs to the wrought-iron fencing that surrounds the monument which they will install this month. Cleaning continues and they re-set six more headstones. Mrs. Plymyer had updated pictures of the cemetery. She also thanked Mr. Pohl for organizing the delivery of the rock that is being used to re-set the monument and stones. They are still concentrating on Phase 2 which is the location and resetting of unbroken head and foot stones – which are sometimes buried under soil. They add limestone around the headstones to get them upright and make sure the pack is above ground level which will help keep weeds away and protect them from mowers. They found and reset a headstone that had been completely underground and had never been recorded due to it being completely covered for a century or more. Mr. Hodson thanked them again for all they have done and continue to do at the cemetery, acknowledging that he knows the type of work involved as he once worked at Calvary Cemetery. He said he would like to have a sign made and installed at Stiver's Cemetery in recognition of their hard work. Mrs. Kozarec requested copies of the pictures to put on the website so residents can follow along with the progress. In addition, Mr. DeVilbiss stated he is trying to get in touch with the new Prosecutor

regarding the access to the cemetery, he has not yet been informed on the new Prosecutor’s name but will get in touch with him/her and find out possible options.

- Mr. Frankie J. Hora, Sr., 15725 Eaton Pike, West Alexandria, Ohio. Mr. Hora stated he was at the meeting to speak about a police incident where the Jackson Twp. police appeared and interfered with an investigation and were disrespectful; he said he has left several messages on his voice mail (Mr. Hora pointed to Chief Schade) and has not had a response. Chief Schade shook his head and said he had not received any messages. Mr. Hora said “you can shake your head but on July the 4th (2020) someone shot M80 smokes and these exceed the limit of explosives”. They were shot across his road and he stopped by our office and left a message for our police Chief to get back with him. “More recently on November 19, 2020, DP&L placed a pole literally in my property, never needed to be there, is basically another road hazard, I have all kinds of emails I am putting together and prepare litigation; in the meantime, somebody had removed a marker post from the north of Sheep Rd. there’s where Jackson Twp. Officer Moore was dispatched to, along with Perry Twp. officer, while I tried to measure on the second trespass issue which was the DP&L pole (instructed by my attorney) Officer Moore started snickering” Mr. Hora went on to explain other issues he has had with Perry Township (which don’t involve Jackson Twp.). Mr. Hora went on to say that he told Officer Moore that if he ever pulled anyone over in front of his property he had permission to use his private property. Mr. Hora states that Officer Moore turned around and said “I can come on your private property anytime I want; if I want to come on your private property anytime, I don’t need your permission” Mr. Hora said “his is trespassed from my property from here on and so is Jon Schade, he won’t respond to my phone calls”. Mr. Hora continued with many examples regarding other townships and his negative treatment by them. Mr. Hodson stated “you can be as mad as you want to be at him (pointed to Chief Schade) but if you needed him five minutes from now he would be there, and that’s a fact”. Chief Schade asked Mr. Hora “how many times have you stood in my office and talked for hours?” Mr. Hora responded “nothing was accomplished”. Mr. Hodson said “I am telling you, Frank, that man’s work (meaning Chief Schade) is as good as gold and if you need help, he is going to help you”. Mr. Hodson concluded by saying “give us the opportunity to make things right, if there is anything that needs to be made right”. Mr. Moyer finally intervened and stated we needed to move onto the rest of the meeting as Mr. Hora spoke for 20 minutes. Mr. Hora said he appreciated that and the time he was given.

REVIEW/APPROVAL OF MINUTES FROM April 11, 2021, Regular Meeting: Mr. Moyer asked for the review and approval of said minutes; Mr. DeVilbiss motioned to approve and Mr. Hodson seconded the motion. Motion passed.

VOTE:	Yes	No	Abstain	Absent
Mr. DeVilbiss	X			
Mr. Hodson	X			
Mr. Moyer	X			

REVIEW/APPROVAL OF ELECTRONIC PAYMENTS AND WARRANTS FROM April 12, 2021 THROUGH May 10, 2021: Mr. Moyer asked for the review and approval of said electronic payments and warrants in the amount of **\$66,294.03**. Mr. Hodson motioned to approve and Mr. DeVilbiss seconded the motion. Motion passed.

VOTE:	Yes	No	Abstain	Absent
Mr. DeVilbiss	X			
Mr. Moyer	X			
Mr. Hodson	X			

FIRE: Chief Erisman:

- Some of his personnel were on scene of the horrible accident on Route 4 (four fatalities). He said the nice thing was MedFlight came out the following morning with a nice breakfast and Chief had all the members there giving anyone the opportunity to talk if they needed to talk, thankfully all seem to be doing well at this time.
- Looking into having a family fun movie night at the station, free of charge. He has ordered a 20 foot blow up movie screen and plan to have it on the lawn behind the station. If it rains they have access to a smaller screen and will move the equipment out and have it inside the big bay area. Just trying to get people out and have some fun – they may sell some pop and popcorn.
- FABA garage sale is June 4-6; he said they have a lot of donations already for this event.
- The fire on Eagle Rd. the inspector determined that the fire was caused by the wire feeding the smoke detector.
- Chief Keyser, two of Farmersville Fire’s Captain, Chief Schade, and Chief Erisman are in the very early stages of organizing a joint training together at the Lake of Woods and will involve the ATV’s and simulate things like a victim that has fallen from a tree stand among other situations. As it gets dark they will utilize thermal imaging and Chief Schade will use the departments drone to help in the rescue. No date has been determined.

POLICE: Chief Schade

- Claude Kidd was indicted on one count of Gross Sexual Imposition (victim under 13). He is still at large and suspected to be out of state. The offense occurred in the summer of 2020.
- There were several thefts from barns in the Township. Tools and other property were removed. On May 4, 2021, a resident noticed suspicious activity at this neighbor’s residence and immediately reported it to dispatch. Officer Steffano was able to apprehend three known thieves from the New Lebanon/Dayton area. One of the suspects confessed to the burglary and has since been charged.
- On May 6, we responded to an injury crash at Farmersville-Germantown Pike and Farmersville-West Carrollton Rd. The driver was suspected to be under the influence of drugs. The suspect will be charged with OVI, Child Endangering (times 2), Driving Under Suspension and Child Car Seat Required (times two).
- Officers responded to three traffic accidents; two were injury and one non-injury.

- Marion Nevin Submitted her resignation effective April 21, 2021 due to physical health restrictions. She served as a part-time officer since April 21, 2008. Mr. DeVilbiss made motion to accept the resignation of Officer Nevin effective April 21, 2021; Mr. Hodson seconded the motion. Motion Passed.

VOTE:	Yes	No	Abstain	Absent
Mr. DeVilbiss	X			
Mr. Moyer	X			
Mr. Hodson	X			

ROAD: Mr. Pohl

- Road personnel have been working at The Community Park cutting in bike paths, grading at the rear ball diamonds, dirt work at Diamond 3 and seed repairs to the pool.
- Dirt work on Clayton Rd. north of Hemple where the east ditch needed attention.
- Mowing at the park and along the roads; as well as weed eating around stop signs and stop ahead signs.
- Started crack sealing center line on Mile Rd. in preparation for striping.
- Equipment maintenance.
- Starting repairs to Rhoades Rd. tomorrow (May 13) which will require daily road closures, this is to prepare so that Rhoades Rd. can be chip sealed.

PARK:

- Mr. Hodson has been talking with the Park Board and they would like to purchase eight new picnic tables to be used around the park and the pool. These tables will be steel with a rubber coating that can stand the weather. The tables cost approximately \$680 ea. and will take them over the \$5000 limit. They are asking for our approval to go ahead and purchase the eight tables. Mr. Moyer made motion to approve the purchase of eight picnic tables Mr. Hodson seconded the motion. Motion passed.

VOTE:	Yes	No	Abstain	Absent
Mr. DeVilbiss	X			
Mr. Moyer	X			
Mr. Hodson	X			

- Mr. Hodson also said the Mudcat Baseball Organization has been approved as a 501c3 which will allow the organization to accept larger donations from businesses.
- This year, the baseball organization has spent \$4,861 some of the items are as follows: 6000 pounds of Turface for the fields at a cost of \$1,425 hired Lawn Plus to spray all the fields for weeds at a cost of approx. \$400, new set of bases for \$160 had volunteers repair some of the fencing around the fields. Also, purchased Clay for \$225 purchased field chalk for \$180, portable pitching mound for \$1,680; 20 ton of field mix for \$750. These are the things they have done to help the Park.
- They have also talked about the fence on field 2 (which is located by the recycling center). Current fence is too big, there is talk about moving the fence in to the correct length which would

give opportunity for the park to use that area for something else. Would like to build a fence on field 4; replace backstop on field 1, build dugouts on field 4, paint the towers, repair the backside of the bathroom between the two fields that has some concrete issues and they have a guy that can come do some patching and repaint it, and then in the fall if the Park is going to purchase fish for the pond baseball would like to pay for the fish. Mr. Moyer stated the Park Board has already ordered the fish for this spring and paid for them.

- Mr. Moyer asked if the Park has been contacted by anyone about Volleyball yet? Mr. Hodson stated no one has contacted them. Mr. Hodson went on to say that he spoke to the Park Board about what they should do with the existing volleyball courts (3) and the basketball court. Pickle Ball courts have been discussed as a possibility in the past. Mr. Hodson stated that 4.1 million people play Pickle Ball and 21.5 million play tennis. Inside of two tennis courts there are 4 Pickle Ball Courts; is there a way of putting down different lines on a tennis court to also use for Pickle Ball? Mr. Moyer stated that is possible to have both Tennis lines and Pickle Ball lines on the same court. He also said he believes that the City of Kettering has taken all of their tennis courts out of service and made them into Pickle Ball Courts because it is more popular than tennis. Mr. Hodson said it would be nice to put those courts near the Shelter to be used by the people that rent it.
- Mr. Hodson brought up that the concession in the back by the ballfields cannot sell any food that is warmed or heated on site under their current license. They need a special license to serve warm food which is approximately \$500 more for that certificate. So, they either sell pre-packaged food or they have to also install a double or triple stainless-steel sink for \$735. The concession in the back will stay pre-packaged until more information can be gathered.

ZONING, REFUSE, SENIOR CENTER: Mrs. Hamaker

- 1438 Guntle Road is a violation, I have sent 4 letters so far this year, I have not heard anything from the owner and there have not been any improvements. This property has also been in violation for many years. The last letter I sent was to let Mr. Howard know we are going forward with the criminal charge.

REFUSE: Everything seems to be going well.

IWORQ: Everything is good.

SENIOR CENTER:

- Bingo has not started back up yet but cards are being played weekly. The seniors have asked if a message about their activities could be put on the sign. Mr. Moyer stated that their events can be advertised on the sign.
- Met with Jack from Sign Connection today about programming the sign. He had to use the trustee office and run wire through the ceiling to put the transmitter in the window in the front office to be able to “talk” to the sign. Sign Connection will be sending someone out to look at the sign and figure out why both sides are not lighting up. I will be taking a class online to learn how to use/program the sign.
- MSD has replaced the automatic flushers on the toilets. Had MSD come out today to check the toilets at the community center again because they were flushing constantly again. They did not find anything wrong at this time.

- Kyle Steward is interested in being on the Jackson Township Board of Appeals. Andrew Steward has decided to resign from the board. I have not received an official resignation from Andrew but he did call and let me know his wishes. Mr. Moyer made motion to accept the resignation of Andrew Steward from the Board of Appeals, Mr. Hodson seconded the motion. Motion passed.

VOTE:	Yes	No	Abstain	Absent
Mr. DeVilbiss	X			
Mr. Moyer	X			
Mr. Hodson	X			

- Mr. Moyer made motion to appoint Kyle Steward to the open position on the Board of Zoning Appeals, Mr. Hodson seconded the motion. Motion Passed.

VOTE:	Yes	No	Abstain	Absent
Mr. DeVilbiss	X			
Mr. Moyer	X			
Mr. Hodson	X			

FISCAL OFFICER: Elizabeth (Lisa) Kozarec

- Trustees had no questions regarding the fiscal reports provided.
- Mrs. Kozarec stated she is on vacation during the June meeting date and wanted to know if they would like to re-schedule or continue. Mr. Hodson stated he could not be at the regular June meeting date either. After discussion it was decided to move the June Meeting to Tuesday, June 8, 2021 at 6:00 p.m.
- We received notification that all the permits to sell alcohol in Jackson Township (does not include the Village of Farmersville). Will expire in July 1, 2021; if we had any issues. Mrs. Kozarec spoke with Chief Schade and he told her we do not have any alcohol permits in the Township at this time so no action was required.
- Mrs. Kozarec had forwarded information regarding open enrollment time for comp management/CareWorks/Sedgwick. She stated she has been happy with our current company which is now called Sedgwick and last year our rates did not increase. All trustees agreed to stay with Sedgwick.

RESOLUTIONS TO APPROVE:

- **2021-08 – Marijuana Moratorium.** Mr. Moyer made motion to approve Resolution 2021-08 and Mr. Hodson seconded the motion. Motion passed.

VOTE:	Yes	No	Abstain	Absent
Mr. DeVilbiss	X			
Mr. Moyer	X			
Mr. Hodson	X			

OLD BUSINESS:

- Mr. Moyer said he went to the JEDD meeting last Wednesday. Nick Lamb found out that if Farmersville adds another 1000 kids to our sewer that will require them to go to a Class 2 license which requires another person to physically be at the sewer plant 20 hours/week. What little money the Village was going to get from the JEDD will not cover this additional expense.

- He said that our Trustees brought up the possibility of us getting more money and Germantown is “balking at it”. Mr. Hodson said his main goal going into this JEDD, since we are part of Farmersville, is to make sure Farmersville is taken care of; and this is proof that they are not being taken care of. Mr. Moyer would like all construction income to be split equally four ways since Germantown is not losing any money during construction.

NEW BUSINESS:

None

TRUSTEE COMMENTS:

Mr. Moyer: None

Mr. Hodson: None

Mr. DeVilbiss: None

MOTION TO ADJOURN the meeting was made by Mr. Hodson and seconded by Mr. DeVilbiss, meeting adjourned at 7:15 p.m.

VOTE:	Yes	No	Abstain	Absent
Mr. DeVilbiss	X			
Mr. Moyer	X			
Mr. Hodson	X			

Signed by:

Attested by:

Michael Moyer, President

Elizabeth Kozarec, Fiscal Officer