

MINUTES OF THE WAYNE TOWNSHIP BOARD OF TRUSTEES MEETING HELD JUNE 2, 2020

This meeting was held remotely by teleconferencing, through ZOOM, to comply with Governor Mike DeWine's Stay at Home order, due to the COVID-19 outbreak.

Mr. Foley read the following concerning the Open Meeting Act Changes Specific to the COVID-19 Outbreak.

The General Assembly recently made changes to Ohio's Open Meeting Act in response to the COVID-19 outbreak (HB-197). It is important to note that these changes are temporary, in effect until the end of the Governor's declared state of emergency or December 1, 2020 (whichever comes first).

Generally, the bill allows public bodies to conduct meetings and hearings electronically during the state of emergency, provided certain stipulations are met:

1. Public notice: This notice was placed on our website and on the front door of the Administration Building.
2. Public Access: Public was given access via dial-in number with meeting ID code and password. Also, a link to view and hear meeting electronically using the "Zoom" platform.

There will be NO public comments during this meeting. If you have questions or concerns, please direct them to the appropriate department head, or contact one of the Trustees.

We Thank You for your patience and consideration during these different and trying times!

Mr. Foley called the meeting to order at 7:01 pm.

Roll call: Mr. Foley – present; Mr. Patrick – present; Mr. Coffman – present.

The following staff were connected online: Administrator, Donald Edwards; Zoning Inspector, Stacey Lowing; Roads Supervisor, Scott Camery; Fire Chief, Paul Scherer; and Fiscal Officer, Darrell Coffman.

The following guests were also connected online: Andrew Jacobs and John Federle.

Mr. Patrick motioned to **approve the minutes** of the May 19th meeting. Mr. Coffman seconded the motion and the motion passed with a unanimous vote.

Mr. Patrick motioned to **approve the minutes** of the May 26th meeting. Mr. Coffman seconded the motion and the motion passed with a unanimous vote.

DEPARTMENT REPORTS:

ROAD DEPARTMENT:

Road Superintendent, Scott Camery provided the following report:

We have just been **working on drainage, ditching, and crack sealing.**

[**Mr. Coffman** asked how the summer help was working out. **Mr. Camery** said they were working very well.]

FIRE DEPARTMENT:

Fire Chief, Paul Scherer provided the following report:

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Monthly **activity reports** for May were previously emailed to the trustees.

May 2020 Activity Reports

EMS runs for May	73
Fire runs for May	19
Public Service calls	<u>11</u>
Total runs for May	103

Year to Date Activity Reports

EMS runs for 2020	379
Fire runs for 2020	114
Public Service calls	<u>60</u>
Total runs for 2020	553

In **2019** we had 145 Fire & 344 EMS, **total of 489**.

In **2020** we've had 114 Fire & 379 EMS, **total of 493**, up 4 from last year.

Getting quotes for a **water softener system** for the station as we are noticing a large amount of lime build up on the water faucets and bathroom fixtures. We had the water tested and it tested at twenty-six (26) grains of hardness. We have received prices on two different systems with prices being \$6, 675.00 and \$3,500.00, with the cheaper system being the one that was recommended. I would like to get another price before the next Board meeting.

We have completed **officer's evaluations**. Deputy Chief, Steve Cox and I are working on their roles and assigned duties. We have included a plan for Officer Development.

I have assigned out to a group to build a **resource / inventory manual** of all the equipment. This will be used in mentoring of new members.

We did **protocol testing** of three (3) members today and have two (2) more to test tomorrow. Once those are tested the testing will be completed for the year.

Deputy Chief, Cox and I are continuing to work on updating **Organizational chart**. One thing that we have updated is the training person will work under Deputy Chief, Cox as a training coordinator. This person will have no officer rank so they can concentrate only on training. Tony LeMaster has offered to do this as he has been doing the trainings for about a year. He has a big passion for training and Deputy Chief, Cox is excited to have the help, especially as we are due (July 2020) to renew our training site with the state.

I have assigned to the officers to update the **orientation process**. They have had a couple meetings on it and Lt. Mumma is heading that up.

Notes:

Working to get 101 (2011 Expedition) moved over to 102 (2014 Expedition)

ZONING DEPARTMENT REPORT:

Zoning Inspector, Stacey Lowing provided the following report:

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Subject: Monthly Zoning Report—May 2020

PERMIT AND FEE ACTIVITY:

Accessory Structure - \$100.00

Greg Smith, 8720 Bellbrook Rd.

Above Ground Pool - \$50.00

Rebecca Braydich, 9400 Haines Rd.

In Ground Pool - \$75.00

Connie Leber, 3654 Lytle Rd.

Single-family residence - \$225.00

Ellis Custom Homes, 9694 Sandy Run

Rezoning Application - \$500.00

Timothy Patton, 3265 E. St. Rt. 73

Variance Application - \$500.00

Rocknell Energy Systems, 10776 Young Rd.

6 permits/fees collected for a total of \$1,450.00. All funds have been deposited.

Administration Building Improvements:

Road Dept. employees and Deputy Chief, Steve Cox are coming in Friday to move furniture in preparation for the painting and carpet installation which is scheduled to begin next week.

Painting and carpeting the administration building starts June 8th.

Upcoming Hearings:

Patton Rezoning, 3265 E. St. Rt. 73 - Zoning Commission June 4th, Trustees June 16th.

Zoning Code Text Amendments - Zoning Commission June 4th, Regional Planning Commission June 25th, Zoning Commission public hearing July 2nd, Trustees public hearing July 21st.

Rocknell Energy/Tim Gebard, 10776 Young Rd. - Variance for ground mounted solar energy system, height and location, Board of Zoning Appeals June 18th.

ADMINISTRATOR REPORT:

Administrator, Donald Edwards provided the following report:

Fire Station: Status Update

Close-out procedures and documents.

The punch list hasn't been getting done due to the Covid-19 outbreak restrictions.

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Going to try to move things forward to Close-out construction and get into warranty phase now that most businesses are opening up from COVID-19 restrictions.

PMVLT: Public Hearings have been advertised and will take place at 7:00 pm. on Tuesday, May 26th and June 2nd.

\$5 Permissive Motor Vehicle License Tax Fee authorized by House Bill 62, the 2020-2021 transportation budget, gave townships the ability to levy an additional \$5 MVL fee.

In order for this to take effect in 2021 we must have a certified resolution to the state by July 1, 2020.

Carter Drive CDBG:

Paving is being scheduled. Still don't have a confirmed date.

Chip-Seal:

Re-bids are to be opened on June 9th.

Road Dept.:

The two people we approved for seasonal help at the last meeting have completed their paperwork and began work on Monday morning.

Ditches; been working on the ditching list and also doing some bank stabilization projects.

KLA Risk Consulting:

Will be here on Wednesday for an evaluation and update on loss control policies and procedures.

Senate Bill 310: The House of Rep. held its third hearing on SB 310 last week in Finance Committee. This bill provides a mechanism to distribute federal CARES Act funding to local governments.

Receipts:

We did receive our distribution of "cotton" masks and disposable masks from the State of Ohio through our local EOC.

Thank you to all employees that have been cooperating in these ever changing times.

www.coronavirus.ohio.gov

OLD BUSINESS:

Roads: None

Other: None

NEW BUSINESS:

Questions or Concerns Regarding the Bills: None

Legislation: (see Public Hearing section)

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Other:

Mr. Edwards spoke concerning a letter that Wayne Township residents would be receiving concerning the township's **electric aggregation program**.

Mr. Coffman said he had received the letter and stated that the envelope had the return address as Madison Township rather than Wayne Township. He said he hoped that didn't cause residents to trash the letter rather than opening and reading it.

Mr. Edwards said the Madison Township return address on the letter was probably because Madison Township is one of the seven (7) or so jurisdictions that is a part of the group aggregation program that we are in.

CORRESPONDENCE:

Boardwalk Pipelines: A brochure concerning "Pipeline Safety".

Warren County Health District: Monthly new letter.

PUBLIC HEARING: "Permissive Motor Vehicle License Tax"

At 7:11 p.m. Mr. Patrick made a motion to open Public Hearing #2 to consider an additional \$5 Permissive Motor Vehicle License Tax (PMVLT). Mr. Coffman seconded the motion and upon call of the roll thereon the vote resulted as follows: Mr. Coffman – yea; Mr. Patrick – yea; Mr. Foley – yea.

Mr. Foley opened the public hearing and turned it over to Mr. Edwards who gave a presentation with the following information concerning an additional \$5 Permissive Motor Vehicle License Tax.

Notices:

The Public Hearings were advertised in the Pulse Journal on Sunday, May 3rd and Sunday, May 10th to take place on Tuesday, May 26th and tonight at 7:00 pm.

Frequently asked questions:

Who gave Wayne Township the authority to enact this tax?

The \$5 Permissive Motor Vehicle License Tax Fee is authorized by House Bill 62, the 2020-2021 transportation budget, gave townships the ability to levy an additional \$5 PMVLT. In order for this to take effect in 2021 we must have a certified resolution to the state by July 1, 2020.

What is a vehicle registration vehicle tax?

This is a vehicle registration permissive tax, an optional tax, that can be levied by counties, municipalities and/or townships on vehicle registrations. It is defined in the Ohio Revised Code chapter 4504 and it is a local motor vehicle license tax.

What is the Permissive Motor Vehicle License Tax (PMVLT) to be used for?

It is to be used for planning, constructing, improving, maintaining, and repairing public roads, highways, streets and for maintaining bridges and viaducts and other items that are directly related to roadways.

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In Wayne Township we almost always use ours for contacts to repave or chip seal our roadways.

How is the levy enacted?

Counties, Municipalities and/or Townships must pass a resolution or ordinance per the Ohio Revised Code. Once the resolution or ordinance is passed a certified copy must be sent to the Ohio Bureau of Motor Vehicles tax distribution section. This must be done by July 1st to be effective the following registration year.

Who can enact a Permissive Motor Vehicle License Tax (PMVLT)?

Counties have four (4) that are available to them at five (5) dollars each, Municipalities have five (5) that are available to them at five (5) dollars each, and Townships have two (2) that are available to them at five (5) dollars each.

Portions of some of Warren County's Permissive Motor Vehicle License Taxes, levied by the County, are distributed to the townships.

The Township receives one hundred (100) percent of the Permissive Motor Vehicle License Taxes that are levied by the Township.

When was the last Permissive Motor Vehicle License Tax increase?

The last five (5) dollars Permissive Motor Vehicle License Tax approved by Wayne Township was in 2005.

A chart was presented showing which Warren County entities had or had not levied a Permissive Motor Vehicle License Tax.

Another chart was shown showing the township-maintained roadway mileage for surrounding townships in Warren County.

Another chart was shown showing the number vehicle registrations for the surrounding townships in Warren County.

Mr. Edwards told about what the levied tax would take in and the current costs of paving and chip sealing roadways.

How are Wayne Township roads funded?

The **Road and Bridge Fund** which is the primary resource for funding, with a current inside millage of 1.84 mills generates approximately \$350,000.00 per year.

The **Motor Vehicle License Tax** Fund generates approximately \$17,000.00 per year.

The **Gasoline Tax** as of 2019, before passage of Ohio House Bill 61, generated approximately \$90,000.00 per year.

The **Permissive Motor Vehicle License Tax** currently generates approximately \$60,000.00. If this additional tax is levied it would take in approximately \$40,000.00 per year bringing it up to approximately \$100,000.00 per year.

With the end of the presentation and there being no questions Mr. Foley asked for a motion to close the public hearing.

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Mr. Coffman made a motion to close the public hearing. Mr. Patrick seconded the motion and the motion passed with a unanimous vote.

RESOLUTION 2020-33 A WAYNE TOWNSHIP, WARREN COUNTY, OHIO, RESOLUTION LEVYING A TAX ON MOTOR VEHICLE LICENSE PURSUANT TO OHIO REVISED CODE SECTION 4504.181

Mr. Coffman motioned to adopt the resolution. Mr. Patrick seconded the motion and upon call of the roll thereon the vote resulted as follows: Mr. Coffman – yea; Mr. Patrick – yea; Mr. Foley – yea. The resolution was therefore adopted the 2nd day of June 2020.

ADJOURNMENT:

Being no further business, Mr. Coffman motioned to adjourn at 7:29 pm. Mr. Patrick seconded the motion and the motion passed with a unanimous vote.

President, Board of Trustees

Fiscal Officer