

RECORD OF PROCEEDINGS

Minutes of

Franklin Township Trustees

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held July 22, 2015

The Franklin Township Board of Trustees held a regularly scheduled meeting on Wednesday, July 22, 2015 at 6:00 p.m. Trustees, Ronald Ruppert, Greg Sample and Beth Callahan were present. Fiscal Officer Scot Fromeyer and Township Administrator Traci Stivers were present.

The meeting began with the Pledge of Allegiance.

Mrs. Callahan made a motion to approve the Minutes from the July 8, 2015 meeting. Mr. Sample seconded the motion.

Roll Call:

Mrs. Callahan- Yes

Mr. Sample- Yes

Mr. Ruppert- Abstained. Motion Passed.

Guest:

Terry Coyle from the Franklin Area Community Services Center was present. The Trustees present Terry with a check for \$5,000.00. This award was for a Grant Program given to a local business out of the Senior Service Fund. Terry Coyle thanked the Trustees and said that the money would go to good use and help the Center tremendously.

Old Business:

Mr. Sample made a motion to hire Childers H.V.A.C System to install a new Air Conditioner and Furnace at the Township Administration building. The total cost is \$7,850.00. Mrs. Callahan seconded the motion.

Roll Call:

Mr. Sample- Yes

Mrs. Callahan- Yes

Mr. Ruppert- Yes. Motion Passed.

Mr. Sample made a motion to do the lease program with Modern Office Methods for 60 months at a cost of \$173.00 a month plus \$46.25 for monthly maintenance based on volume. Mrs. Callahan seconded the motion.

Roll Call:

Mr. Sample- Yes

Mrs. Callahan- Yes

Mr. Ruppert- Yes. Motion Passed.

New Business:

Resolution 01-07222015- declaring parcel #08274010050 on Moyer Drive a nuisance due to tall weed and/or grass. Mr. Sample made the motion to approve the resolution. Mrs. Callahan seconded the motion.

Roll Call:

Mr. Sample- Yes

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Mrs. Callahan- Yes

Mr. Ruppert- Yes. Motion Passed.

Resolution 02-07222015- declaring 4352 Todd Road a nuisance due to tall weeds and/or grass. Mr. Sample made a motion to approve the resolution. Mrs. Callahan seconded the motion.

Roll Call:

Mr. Sample- Yes

Mrs. Callahan- Yes

Mr. Ruppert- Yes. Motion Passed.

Resolution 03-07222015- declaring parcel #01311010030 on Chamberlain Road a nuisance due to tall weeds and/or grass. Mr. Sample made the motion to approve the resolution. Mrs. Callahan seconded the motion.

Roll Call:

Mr. Sample- Yes

Mrs. Callahan- Yes

Mr. Ruppert- Yes. Motion Passed.

Resolution 04-07222015- approving the transfer of \$5,000.00 from Other- Other Financing Uses 1000-990-990-0000 to Improvement of Sites 1000-760-730-0000 for the purpose of purchasing the H.V.A.C System for the Township Administration building. Mr. Sample made a motion to approve the resolution. Mrs. Callahan seconded the motion.

Roll Call:

Mr. Sample- Yes

Mrs. Callahan- Yes

Mr. Ruppert- Yes. Motion Passed.

Resolution 05-07222015- declaring Martz Paulin Road a "No Thru Truck" area.

Mrs. Callahan had concerns that this was not fair to the truck drivers to make this area a No Thru Truck Area. Mrs. Callahan stated that it is the last street for truck drivers to turn on after they pass the circle at Franklin-Trenton and Franklin-Madison Road. Mrs. Callahan stated that trucks are still getting stuck under the bridge on Franklin Trenton and having to back up. This is causing long delays for commuters. Mrs. Callahan asked that if Martz Paulin is a No Thru Truck Area where could the truck drivers turn? Mrs. Callahan asked if the Trustees would want to have these drivers turn around in Castlebrook which is a residential area and not large enough for trucks to properly turn around. Mrs. Stivers stated that a resident on Martz Paulin Road has made complaints about the trucks cutting through by Cookie's Market and going through their neighborhood. Fire Chief, Steve Bishop stated that when the trucks cut through Martz Paulin Road that they are tearing down power lines on the streets off of Martz Paulin Road. Mrs. Stivers also stated that Dubois Road in Carlisle is a No Thru Truck Zone and that the trucks couldn't go through there anyway. Mr. Sample and Mr. Ruppert both stated that just because a sign says, No Thru Trucks, it will not stop them from going through. There are not enough Deputies patrolling the area to see them

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doing this and to give them a ticket. Mr. Sample stated that the Trustees needed to take care of the residents and their complaints, not the truck drivers. After conversation and input was done with this subject Mrs. Callahan made a motion to approve the resolution. Mr. Sample seconded the motion.

Roll Call:

Mrs. Callahan- Yes

Mr. Sample- No

Mr. Ruppert- Yes Motion Passed.

The Unclaimed Funds Policy was presented to the Trustees. The policy states that checks have to stay on the report for 6 months and then can be transferred to the Fund. If the money is not claimed within 5 years, then money is forfeited by the rightful owner and placed into the Township's General Fund for expenses. Mrs. Callahan made a motion to approve the policy. Mr. Sample seconded the motion.

Roll Call:

Mrs. Callahan- Yes

Mr. Sample- Yes

Mr. Ruppert- Yes. Motion Passed.

Warren County Drug Task Force contribution was tabled until more information is gathered from other Townships and Cities. Mr. Ruppert would like to know what each community is giving.

New Business:

Mrs. Callahan made a motion to approve the 2016 amended budget. Mr. Sample seconded the motion.

Roll Call:

Mrs. Callahan- Yes

Mr. Sample- Yes

Mr. Ruppert- Yes. Motion Passed.

Mrs. Stivers will be attending the Chamber of Commerce MixPo.

The walking trail at Franklin Township Park will be discussed at the meeting on August 12, 2015.

Tennis Instructor Doug Graves made a complaint to Mrs. Callahan about the condition of the Tennis Courts. Trustees will discuss this at a later meeting.

Fiscal Officer Scot Fromeyer and Administrator Traci Stivers have been working on the Miller Mausoleum. Roger Sorey, from the Warren County Prosecutor's office reviewed the contract that was written by the family in 1984. Mr. Sorey states that it's a hard determination due to several issues. No trustee is named and no successor trustee is named. The Township is assuming that the Township Fiscal Officer will continue to be the Trustee. The actual grantors of the trust are not

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identified. The document, which is actually just a letter, is not signed. The \$400.00 that was established to start the fund cannot be spent according to the document. Mr. Sorey suggest that in order to terminate the trust, the only safe mechanism would be for the surviving family member or members to petition the court for an order dissolving the trust and disturbing the money. Mr. Sorey suggest that the family only use the interest that has been earned on the trust. Mr. Sample stated that he felt this was unfair to the family, since it was their money to begin with. All the trustees agreed. Mr. Sample suggested we tell the family that if they wanted to use the entire amount, that the township would reimburse the family the \$400.00 in the fund, should we later learn that there is no way around it. Mr. Ruppert agreed that he felt that was fair. Mrs. Callahan said she was okay with that as well. Mr. Ruppert stated that he would send this to another Attorney who specializes in trust funds.

Mrs. Stivers has advertised trying to reach out to the families that have Savings Accounts for Cemetery Bequest. No one has replied at this time.

Mrs. Stivers asked if the Township could take the partially paid grave site money that the families have not finished paying off for many years could go into the Unclaimed Funds. The Trustees stated they did not know this was happening and do not want it to continue. When a grave is purchased it needs to be paid in full at the time of purchase.

Mrs. Stivers is going to put together a payment contract for the cemetery concerning grave sites.

There was no Road and Bridge report.

Mr. Bishop had no report for the Cemetery or Fire Department.

Mrs. Stivers discussed the following items with no action needed.

Well Water Testing September 24th from 4-6 pm

Sparks In The Park will be held on July 31st and August 1st at the Franklin Township Park. The Trustees would like any fliers advertising events in Hunter not to use Hunter Park. It should state Franklin Township Park. Mrs. Stivers said she would take care of this.

Bid opening for the Martz Paulin Road project will be on August 11th. The Warren County Engineer did remove "Certification in Streamback Restoration" from the bid language.

Rules for township parks were adopted at a previous meeting. These will be rules posted at the Park.

Franklin Area Chamber of Commerce Annual Golf Tournament will be held on Friday, August 21st at Jamaica Run Gold Club, Germantown. Starts at 9:00 a.m.

Franklin Area Chamber of Commerce night at the Dayton Dragons game is on Monday, September 27th at 2:00 p.m. Tickets are \$30.00.

Mrs. Stivers gave the cost of the survey for 816 Union Road. Mrs. Callahan made a motion to accept the bid from Tim King for \$675.00. Mr. Sample seconded the motion.

Roll Call:

Mrs. Callahan- Yes

Mr. Sample- Yes

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Mr. Ruppert- Yes. Motion Passed.

Fiscal Officer:

Mr. Sample made a motion to accept the Invoices prepared by the Fiscal Officer, Scot Fromeyer. Mrs. Callahan seconded the motion. Motion Passed.

Roll Call:

Mrs. Sample- Yes

Mrs. Callahan- Yes

Mr. Ruppert- Yes. Motion Passed.

Mr. Fromeyer presented the Trustees with the following budget reports for July.

Appropriation Summary, Appropriation Status, Fund Summary, Fund Status, Revenue Summary, Revenue Status, Payment Listing, Payroll Summary and Purchase Order Status. Mr. Sample made a motion to approve the budget reports. Mrs. Callahan seconded the motion.

Roll Call:

Mr. Sample- Yes

Mrs. Callahan- Yes

Mr. Ruppert- Yes. Motion Passed.

Mrs. Callahan made a motion to adjourn the meeting. Mr. Sample seconded the motion.


Roll Call:

Mrs. Callahan- Yes

Mr. Sample- Yes

Mr. Ruppert- Yes. Motion Passed.

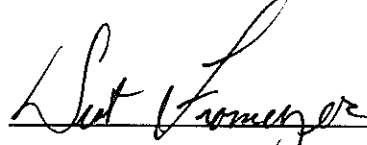
Next regular scheduled meeting will be held on August 12, 2015 at 6:00 p.m.



Ronald Ruppert, President



Beth Callahan, Vice President



Scot Fromeyer, Fiscal Officer

Gregory Sample, Trustee

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