

RUSHCREEK TOWNSHIP TRUSTEES
BOARD MINUTES
12/18/2019

Chad Ashbaugh, Chairman called the Rushcreek Township Trustees Board meeting to order at 7:00 pm leading with the Pledge of Allegiance. Those in attendance in addition to Chad were: Dave Myers, Trustee; Lisa Burnworth, Trustee; Nancy Mathias, Fiscal Officer; and Will Duvall Fire Chief. Chad asked that all cell phones be muted along with all fire radios except the Chief.

Visitors

Tracy Shahan, Bill Myers, Jim Downard and Assistant Fire Chief Brian Irwin

The Board of Trustees turned the meeting over to Fire Chief Will Duvall who will conduct a disciplinary hearing for Ruth Shahan.

Pursuant to Ohio Revised Code 505.38 and 733.35, Chief William Duvall of the Bremen- Rushcreek Fire Department opened the hearing for the SOP violations 100.13 and 100.25.

Julia Lamb from PRI Court Reporting was present to swear in Chief Duvall and Lt. Shahan if present.

At the conclusion of the evidence and testimony Chief Duvall made the recommendation of termination of employment to the board of Trustees. At that time, Chad made a motion to terminate Ruth Shahan for the SOP violations of 100.13 and 100.25. Lisa seconded the motion. Roll Call: Chad, Yes; Lisa, Yes; Dave, Yes.

The hearing was concluded and Lisa advised that a letter and copy of the meeting minutes reflecting the board's decision will be added to the employment file of Lt. Ruth Shahan. Lisa advised that Rushcreek Township pays for the court reporter service here today. However, we will not be receiving a copy of the transcript. If anyone in the public wishes a copy of the actual transcript they may contact PRI Court Reporting directly.

Minutes

The minutes of the December 5th meeting were presented to the Trustees for approval. Lisa made a motion to dispense with the reading of the minutes because the Trustees had reviewed them prior to the meeting and approve the minutes. Dave seconded the motion. Roll Call: Chad, Yes; Lisa, Yes; Dave, Yes. Chad reminded everyone that the minutes are available upon request at the Fiscal Officer's office and the website www.rushcreektwp.org.

Treasurer's Report

Appropriation Change:

| | | |
|-------------------|---------------------------------------|-------------|
| 2191-230-310-0000 | EMS Professional & Technical Services | -\$2,000.00 |
| 2191-230-400-0000 | EMS Supplies | \$2000.00 |

Purchase Order #36-2019 was presented for signatures.

EFT #810-2019 to 851-2019 and Warrants #41741 to 41769 in the amounts of \$50,894.75 were presented to the Trustees for signatures. Dave made a motion to pay the bills and Chad seconded the motion. Roll Call: Chad, Yes; Lisa, Yes; Dave, Yes.

On December 21st, CD #84336 expires from the Vinton County Bank in the amount of \$100,000.00. The CD had an 18-month term with an interest rate of 2.71%.

Both Merchants & Vinton County Bank were contacted for updated interest rates and responded as follows:

| | | |
|--------------------|-------|-----------|
| Vinton County Bank | 2.00% | 18 months |
| Merchant Bank | 1.65% | 13 months |
| | 1.80% | 21 months |

The Board will need to decide whether they want to renew the CD, accepting any of these rates or if we want to terminate the CD and deposit it back into our accounts.

After discussion, Dave made a motion to roll CD #84336 over with Vinton County Bank. Lisa seconded the motion. Roll Call: Chad, No; Lisa, No; Dave, No.

After further discussion, the motion was amended to terminate CD #84336 and to roll it back into the primary checking account. Roll Call: Chad, Yes; Lisa, Yes; Dave, Yes.

The following expenditures will be needed for the road department to get them to the end of the year: spring for back hoe repair, 500 tons of 57's, 100 tons of 8's at an estimate of \$15,000.

The fire department requested \$1,050.00 for emergency needs only.

Business

Chief Duvall reported the following:

- Runs during the last pay period 12/1/19-12/15/19: 22 EMS including 15 transports and 3 fire runs. Received Mutual Aid 2 times and gave Mutual Aid 2 times.
- Firefighter/Paramedic Stephen Dickson turned in a two week notice of resignation. He has found full time employment out of state.
- Chief Duvall also reported that the department has received high marks from Fairfield Medical Center for very efficient care for several cardiac ems runs. Additional paramedics are showing up to assist with the cardiac runs. In addition, the department had a major fire this period in the village. Chief Duvall indicated that everyone is doing a great job!

Road Department Report

- Brush and tree removal.
- Road repairing
- Culvert cleaning

Nancy reported the following:

- Grassroots Clippings for December were presented to the Trustees.
- Both Nancy and Trustee Burnworth attended the Auditor of State End of Year Training on December 12th.
- Discuss End of Year meeting. Lisa made a motion to hold the End of the Year meeting on December 31st at 9:00 am and Dave seconded the motion. Roll Call: Chad, Yes; Lisa, Yes; Dave, Yes.
- Due to the first meeting in January being scheduled on the first, Nancy asked that the 1st meeting of January be scheduled later on in the month. After discussion, Lisa made a motion to hold the first meeting in January on the 8th at 7pm and Chad seconded the motion. The Township will then return to the regular schedule of the 1st and 3rd Wednesday of each month at 7pm. January 15 will be the next meeting. Roll Call: Chad, Yes; Lisa, Yes; Dave, Yes.

Notification of the meeting changes will be sent to the Eagle Gazette and placed on the website immediately.

- Resolution #2019-09 was presented which is an OTARMA Faithful Performance of Duty Coverage resolution that covers all elected officials in lieu of surety bonds. The full resolution is attached. After discussion, Chad made a motion to pass Resolution 2019-09 to obtain the township's Faithful Performance of Duty Coverage through OTARMA. Dave seconded the motion. Roll Call: Chad, Yes; Lisa, Yes; Dave, Yes.

Trustee Reports

Dave –

- Approved road and fire payroll.

Chad –

- No zoning permits has been issued since the last meeting.
- Approved payroll.
- Worked on back hoe.

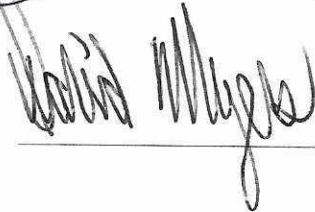
Lisa –

- Auditor of State Year End training with the fiscal officer.
- Approved payroll.
- Ongoing work on health insurance and OP&F.
(Reported that 2 of the fulltime firefighter/paramedic are taking the insurance.)
- Zoning Commission preparation for hearing – organizational meeting with Lou Agosta.

Meeting Adjourned: 7:34 pm.







Resolution

WHEREAS, Rushcreek Township, Fairfield County is a member of the Ohio Township Association Risk Management Authority (OTARMA), a political subdivision risk pool established pursuant to Ohio Revised Code hereinafter "ORC," 2744.081;

WHEREAS, House Bill 291 was signed into law on December 20, 2018 and became effective March 20, 2019; authorizes the use of an, "employee dishonesty and faithful performance of duty policy," instead of individual surety bonds, for trustees, employees, and appointees who are otherwise required by law to acquire a bond before entering upon the discharge of duties; and

WHEREAS, in accordance with ORC 3.061, the township must adopt a policy by resolution to allow the use of an "employee dishonesty and faithful performance of duty" coverage document, rather than a surety bond, to cover loss by fraudulent or dishonest actions of employees and failure of employees to faithfully perform duties; the following shall apply to the policy:

1. An officer, employee, or appointee shall be considered qualified to hold the office or employment, without acquiring a bond, on the date the oath of office is taken, certified, and filed as required by law.
2. An officer, employee, or appointee shall have the employee dishonesty and faithful performance of duty policy in effect before the individual's term of office or employment and the officer, employee or appointee shall not commence the discharge of duties until coverage is documented.
3. All officers, employees, or appointees who would otherwise be required to file a bond before commencing the discharge of duties shall be covered by and are subject to the employee dishonesty and faithful performance of duty policy instead of a surety bond requirement.
4. The coverage amount for an officer, employee, or appointee under an employee dishonesty and faithful performance of duty policy shall be equal to or greater than the maximum amount of the bond otherwise required by law.
5. Elected officials, prior to taking the oath of office and holding office, shall obtain approval of the intent to use the township's OTARMA coverage agreement and affirm that the township's coverage complies with ORC 3.061. Said approval shall be obtained by the Rushcreek Township, Fairfield County.

WHEREAS, Rushcreek Township, Fairfield County's, "employee dishonesty and faithful performance of duty policy" through the OTARMA coverage document complies with ORC 3.061: and

NOW, THEREFORE, BE IT RESOLVED, that on this date 12/18/19, the Rushcreek Township, Fairfield County hereby authorizes the township to purchase and use "employee dishonesty and faithful performance of duty policy" through OTARMA instead of individual surety bonds for officers, employees, and appointees who are otherwise required by law to acquire a bond before entering upon the discharge of duties.