

RECORD OF PROCEEDINGS

Minutes of

Meeting

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 10148

Held _____ 20 _____

Springfield Township Trustees

February 25, 2025

Regular Trustee Meeting

Meeting called to order by Tim Foley, Board President at 6:00 PM with the Pledge of Allegiance

Board Members Roll Call

Trustee John Roeder	Present
Trustee Jim Scoby	Present
Trustee Tim Foley	Present
Fiscal Officer Mark Smith	Present

Employees / Visitors in Attendance: Jennifer Tuttle, Billy Saunders, Jake Shaw, Jamie Allen, Dave Nangle, Vicki Gundolf, Tracee Walker, John Walker, Victoria Spina, Zach Spina, Robert Oldham ,Brad Baugh, Shawn Anon, Troy Orndorff, Robyn Rockwell, Tyler Franklin, Debra Foght, Jeff Rice, Spencer Wright, Amy Blanton, Rick Shaw

APPROVAL OF MINUTES FOR THE FEBRUARY 11, 2025, REGULAR TRUSTEE MEETING

Motion to approve by Jim Scoby
Second by Tim Foley
Discussion
Roll Call
Mr. Foley Yes Mr. Roeder Obstain Mr. Scoby Yes

DEPARTMENTAL REPORTS

Road Department

Billy Saunders Snow Plowing went well, no accidents. We have been working on our equipment, and cleaning main roadways. We topped 9 graves off that have settled.

Fire/EMS

Dave Nangle Medic 124 has been inspected from the first accident and we are waiting for the adjuster on the 2nd accident.
There has been a lot of interest on what they are doing at the old Hotel on Springfield Xenia Rd and Possum Rd. We went there today and there is a bunch of workers doing repairs on the inside. Apparently there is a website that they are posting on stating that this place will be for rent soon. We have not seen that yet. We have been there several times with the Prevention Bureau. Once we figure out what they are doing we will be able to do something.

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I have been spending time with Jennifer on Clamping (beside Sky Lakes area) There is a gentlemen that wants to build platform tent rentals. At this point we don't have any jurisdiction, because if he puts 5 or more up the State will come in and regulate that. If he only puts in 2 there are no regulations from us.

There is a lot of changes going on out there. We are keeping an eye on it.

Deputy
Jake Shaw Nothing

Vale Cemetery
Vicki Gundolf After the last Executive Session with me on the Cemetery, I was informed that the seasonal worker would no longer be under my supervision, so I am trying to find out if he is aware that as of March 15th winter and Christmas Decorations need to be taken down. Do I speak with Mike now or do I have to go through Billy for everything that needs done?
Were any decisions made?
Tim Foley We were going to address where we had left off at the last meeting at the next meeting
Vicki Gundolf That was last meeting. I don't hear from anybody so I wasn't sure what had been decided.
John Roeder There were no decisions made.
Vicki Gundolf Well March 15 is coming soon and I'm not even sure if I still manage the Cemetery.

Administrator/Zoning
Jennifer Tuttle We have the new time clock installed at the garage. The old time clock will be moved to the cemetery, and we have a time clock to place at the pole barn here for our seasonal worker. Our phone issues have been resolved. We did get a quote on a new phone system.
I am getting a quote for drywall work here at the Administration Office. You have the new proposed postcard in front of you and that should go out soon. If you see anything you would want to change let me know. Dave mentioned the Medic, OTARMA will issue a check for the first accident and that came in at about \$6,000. The second accident is still under review.
Brian Spurgin will be attending the Playground Equipment Inspector Class and that will be happening at the end of March.

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~~There is an Excavator Seminar at the Greene County Engineers Office.~~ It is a free training and I think a couple Road Department Employees will be attending.

There is a Resolution for the Ohio Department of Transportation Township Safety Sign Grant. It up to \$50,000, to replace township signs.

As far a Clamping, there is not a lot in zoning dealing with campgrounds. They are starting with 2 campsites. They are going to use the basement of the house as a camp store, shower area, and restroom.

Sky Lakes is working on a private utility system and I am working with them on that.

The Zoning Commission initiated their Text Amendments, the first hearing will be March 12th, CEDA will hear it on April 3rd, then the Zoning Commission has to hear it a second time to have that vote on April 16th, then it should come to the Trustees on May 13th.

Fiscal Officer

Mark Smith We did receive our check from the City for CEDA which was a 5.4% increase over last year. That came in at \$538,302.

There is a Resolution tonight for the Permanent Appropriations for 2025 which is the budget numbers that I put into UAN.

Old Business

MOTION TO APPROVE THE SPRING POSTCARD MAILING

Motion to approve by John Roeder

Second by Jim Scoby

Discussion

Roll Call

Mr. Foley Yes Mr. Roeder Yes Mr. Scoby Yes

Tim Foley This came out from the Ohio Township Newsletter:

Adult-Use Marijuana Law Changes OTA Opposes
HB96 completely changes the funding structure of adult use marijuana. Current law gives the community that has allowed a dispensary 36% of the 10% excise tax. Instead, HB96 eliminates the community host fee and changes the revenue distribution giving a majority of the tax to fund

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grants to construct, renovate, or improvement county jails, and to fund peace officer training and peace officer training facilities.

Adult Use Regulatory Authority
Not only does the as introduced version of the bill take away the community host fee, but it also eliminates a township’s ability to prohibit or limit the operations of an adult use cultivator, processor, or adult use dispensary after the effective date of the legislation. Those who passed moratoriums prior to the effective date of the legislation will not be affected and cannot be revoked.

The OTA is opposed to these potential changes to the community host fee and regulatory authority. We have been in contact with members of the General Assembly and the Governor’s office on these issues.

This is a Resolution tonight to prohibit these dispensaries in Springfield Township.

New Business

Tim Foley
DESIGNATE FIREFIGHTER/EMS EMPLOYEES AS VOLUNTEER FIREFIGHTERS, WHICH ARE PART-TIME EMPLOYEES; REQUEST EMS TO KEEP TRACK OF THE HOURS THE EMPLOYEES TAKE WEEKLY/MONTHLY. (THERE IS A RESOLUTION FOR CLARITY.)

Jay Clark County Prosecutors Office

The Ohio Revised Code states that the part time status that the Townships expectations on the hours that you work, additionally the Federal Regulations use monthly or bi weekly time periods determine part time and full time employees.
I think based on those situations we need to clarify what part time really means and full time really means.

John Roeder You said we need clarity between full time and part time.

Jay Yes, because full time needs health insurance, and to be part time you need a Resolution for that. If there would be any situation that you are audited in the future and discover that full time employees that should be part time, you could be responsible for any kind of tax money expended that should have been part time employees.
It is a township rule to designate what part time is, so there needs to be some clarity.

John Roeder To follow up with that, so are we considering our firefighters volunteers, or are they part time employees, because their paid?

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~~The way I look at it we are still a volunteer fire department. What is the difference?~~

Jay They would still be considered volunteers but that depends on how they were hired on. I'm not comfortable answering that without actually going through the details of that.

Tim Foley I think the issue here is that it all comes down to the hours. So 1976 hours in any year, calculated on a 38 hours per week, or a 164 per month.

John Roeder So for clarity which one do we go by? So they are only allowed 38 per pay? Or a week?

Mark Smith It's a 164 per month right? It caps each month, for 12 months.

Jay It doesn't necessarily caps at the end of the month, but it is expected the employees to work less than these hours if they are part time employees. If they go over that in a full year they would go over and then be considered full time.

John Roeder I always understood the cap hours but I never knew they had to be restricted to a weekly or a monthly total hours. I thought it was total hours for the year.

Jay They are not restricted by the month. If they work over 1 month it doesn't make them a full time employee. It would take a whole year to make the full time employees.

Dave Nangle I have a lot of our crew that are farmers, work other jobs, and do not work many summer hours but work in the winter. We have always been under the impression that the 1976 hours was an expectation, I look at that as a limit that the State of Ohio puts on. We give some more hours in the winter as long as they don't go into overtime status. If they put a 38 hour limitation right now I would have to hire 80 more crew members, and to gear them would be \$5,000 each.

Continued discussion and placed resolution on hold

Resolutions

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Resolution: 2025-029

WHEREAS, The Ohio Department of Transportation Township Safety Sign Grant program provides up to \$50,000 in safety signage materials for Ohio's townships; and,

WHEREAS, the Board of Springfield Township Trustees shall request funds for safety signs, posts for signs and hardware for signs.

NOW THEREFORE, BE IT RESOVLED by the Springfield Township Trustees that if formally authorizes the submission of a grant application for the above stated signage and authorizes the execution of a grant agreement for the same.

BE IT FURTHER RESOLVED by the Springfield Township Trustees to authorize Jennifer Tuttle/Township Administrator and/or Mark Smith Fiscal Officer to submit an electronic grant application and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

Motion to approve by Jim Scoby
Second by Tim Foley
Discussion
Roll Call
Mr. Foley Yes Mr. Roeder Yes Mr. Scoby Yes

Resolution: 2025- 030

BE IT FURTHER RESOLVED by the Township Trustees to approve entering into Executive Session pursuant to Ohio Revised Code Section 121.22(G) (3) for the purpose of meeting with legal counsel regarding pending litigation.

Motion to approve by John Roeder
Second by Jim Scoby
Discussion
Roll Call
Mr. Foley Yes Mr. Roeder Yes Mr. Scoby Yes

Resolution: 2025- 031

A RESOLUTION TO PROHIBIT ADULT-USE CANNABIS OPERATORS AND MEDICAL MARIJUANA CULTIVATORS, PROCESSORS, AND RETAIL DISPENSARIES WITHIN THE UNINCORPORATED AREA OF SPRINGFIELD TOWNSHIP, CLARK COUNTY

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Held WHEREAS, on November 7, 2023, voters in Ohio approved State Issue 2, which enacts new Chapter 3780 of the Ohio Revised Code, effective thirty days from the date of the election; and

WHEREAS, Chapter 3780 authorizes and regulates recreational adult-use cannabis in the state of Ohio; and.

WHEREAS, R.C. 3780.25 authorizes townships to prohibit or limit the number of adult-use cannabis operators (as defined in R.C. 3780.01) within the unincorporated area of the township; and,

WHEREAS, Medical marijuana is regulated in Ohio by Chapter 3796 of the Ohio Revised Code, and;

WHEREAS, R.C. 3796.29 similarly authorizes townships to prohibit or limit the number of marijuana cultivators, processors, or retail dispensaries licensed under Chapter 3796 within the unincorporated area of the township; and,

WHEREAS, the board of township trustees finds it to be in the best interest of the township to prohibit adult-use cannabis operators licensed under Chapter 3780, as well as cultivators, processors, and retail dispensaries licensed under Chapter 3796, within the unincorporated area of the township.

NOW THEREFORE, BE IT RESOLVED, all terms used in this resolution shall be defined in the same manner as R.C. Chapter 3796, as it pertains to medical marijuana, and R.C. Chapter 3780, as it pertains to adult-use cannabis.

NOW BE IT FURTHER RESOLVED THAT, pursuant to R.C. Sections 519.21(D) and 3796.29, the Board prohibits cultivators, processors, and retail dispensaries of medical marijuana, licensed under Ohio Revised Code Chapter 3796, within the unincorporated territory of the township.

NOW BE IT FURTHER RESOLVED THAT, pursuant to R.C. Section 3780.25(A), the Board prohibits adult use cannabis dispensaries and processors set forth in Ohio Revised Code Chapter 3780, within the unincorporated territory of the township.

NOW BE IT FURTHER RESOLVED THAT, pursuant the Board prohibits cultivation of both medical and adult use marijuana pursuant to R.C. Sections 519.21(D), 3796.29 and 3780.25(A), within the unincorporated territory of the township.

Motion to approve by John Roeder

Second by Jim Scoby

Discussion

Roll Call

Mr. Foley Yes Mr. Roeder Yes Mr. Scoby Yes

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Held Resolution: 2025-032 20

BE IT FURTHER RESOLVED by the Township Trustees to approve the 2 year anniversary wage increase for Gavin Vanmeter from \$16 per hour to \$17 per hour effective March 5, 2025.

Motion to approve by Jim Scoby
Second by John Roeder
Discussion
Roll Call
Mr. Foley Yes Mr. Roeder Yes Mr. Scoby Yes

Resolution: 2025-033

BE IT FURTHER RESOLVED by the Township Trustees to adopt the attached Permanent Appropriations for calendar year 2025.

Motion to approve by John Roeder
Second by Jim Scoby
Discussion
Roll Call
Mr. Foley Yes Mr. Roeder Yes Mr. Scoby Yes

Open to the Public

Shawn Anon 250 4th Ave

I want to bring to attention to the Townships policy on firearms is a conflict of Ohio Revised Code. The Springfield Township Policy currently reads 15.25: Employees are prohibited from carrying a firearm during working hours. In addition, firearms of any sort are absolutely prohibited at any Township facility or in Township vehicles. You are absolutely prohibited from bringing any firearms to a Township facility, even if it is kept in your own vehicle. Any employee who violates the Township policy regarding firearms is subject to discipline up to and including termination.

The Ohio Revised Code 2923.1210 Ohio employers can not prohibit employees from keeping legal firearms in their personal vehicles on company property. So in conclusion Springfield Township Policy 15.25 violates Ohio Revised Code, and until the policy is revised and complies with state law this section should be considered void and any persons previously was disciplined under this policy be restored abrupt.

I would also caution strongly against, even though you can ban recreational use of marijuana when something is voted on by the people

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~~that you people are up here representing the people and then throw~~
down rules and opinions going against that.

Andrew Baker 2256 Shawnee Ave

We have plow damage in my neighborhood. I just don't know what you are going to do.

John Roeder We will fix that.

Closing remarks by Trustees

John Roeder I would like to thank both departments on the job they did throughout the bad weather.

OUR NEXT TRUSTEE MEETING IS MARCH 11, 2025 @ 6PM

Motion to approve entering into Executive Session pursuant to Ohio Revised Code Section 121.22(G) (3) for the purpose of meeting with legal counsel regarding pending litigation

Motion to approve by John Roeder

Second by Jim Scoby

Discussion

Roll Call

Mr. Foley Yes Mr. Roeder Yes Mr. Scoby Yes

Motion to enter back into Public Forum

Motion to approve by Jim Scoby

Second by John Roeder

Discussion

Roll Call

Mr. Foley Yes Mr. Roeder Yes Mr. Scoby Yes

MOTION TO RESEND THE TERMINATION OF BRAD BAUGH AND REINSTATE HIS EMPLOYMENT PENDING A THOROUGH INVESTIGATION OF A POLICY VIOLATION

Motion to approve by John Roeder

Second by Jim Scoby

Discussion

Roll Call

Mr. Foley Yes Mr. Roeder Yes Mr. Scoby Yes

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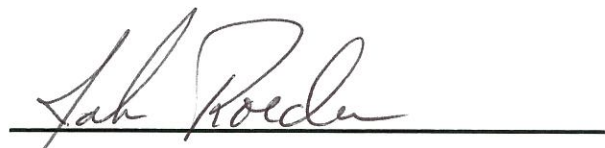
MOTION TO ADJOURN

Motion to approve by John Roeder
Second by Jim Scoby
Discussion
Roll Call
Mr. Foley Yes Mr. Roeder Yes Mr. Scoby Yes

Board Certified


Jim Scoby, Trustee


Tim Foley, Trustee


John Roeder, Trustee


Mark Smith, Fiscal Officer