

RECORD OF PROCEEDINGS

1709

Minutes of

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

October 13,

2010

Held _____,

(YEAR)

The Clearcreek Township Trustees met in regular session at 6:32 p.m. with the following members present: Ms. Anspach, Mr. Lamb and Mr. Wade.

Ms. Anspach moved to approve the regular meeting minutes of September 22, 2010. The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Ms. Anspach-yea; Mr. Lamb-yea; Mr. Wade-yea.

In the Fiscal Officer's Report, Mrs. Oda introduced members of the 5/3 Investment Team who have been working with the township for the past year on its investments. They gave a summary on the township's investment portfolio.

Mr. Lamb moved to adopt Resolution #3827 amending the permanent appropriations with supplemental appropriations. The motion was seconded by Ms. Anspach and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-yea; Mr. Wade-yea. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten herein.

Ms. Anspach moved to approve pending warrants #9375 through #9478, and the electronic fund transfers from #6041 through #6156. The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Ms. Anspach-yea; Mr. Lamb-yea; Mr. Wade-yea.

At 6:43 p.m. Mr. Lamb moved to recess the regular meeting and open the Public Hearing to consider the application of Michael Foley agent for owner Miranda Jackson to amend the Zoning resolution and Map for 6.214 acres of land on the north side of Old 122 east of Drake Road from R-1 and 5.186 acres of open space rural resident OSR-1 to be changed to Neighborhood Business Zoning B-1.

Following the discussion, Mr. Lamb moved to close the Public Hearing at 7:01 p.m. The motion was seconded by Ms. Anspach and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-yea; Mr. Wade-yea.

Mr. Lamb moved to deny the above noted application. The motion was seconded by Mr. Wade. During the discussion phase, Mr. Lamb moved to rescind his motion. Mr. Wade seconded that motion and upon roll call the vote was as follows: Mr. Lamb-yea; Mr. Wade-yea; Mrs. Anspach-yea.

Mr. Lamb moved to table the Resolution until a consensus could be reached on the type of businesses that should be allowed in this particular PUD. The motion was seconded by Mrs. Anspach and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-yea; Mr. Wade-yea.

Ms. Anspach moved to adopt a holiday meeting schedule. The Board of Trustees will meet on Tuesday, November 23 at 6:30 p.m., rather than Wednesday, November 24. The Board also added a December 29, 2010 meeting in order to approve any late bills in preparation for the close out of Fiscal Year 2010. The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Ms. Anspach-yea; Mr. Lamb-yea; Mr. Wade-yea

Mr. Lamb moved to adopt Resolution #3828 authorizing the township administrator to enter into a service contract for chemical lawn care for 2011 with Buckeye Ecocare for an annual cost of \$1,080.00. The motion was seconded by Ms. Anspach and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-yea; Mr. Wade-yea. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten herein.

Ms. Anspach moved to adopt Resolution #3829 authorizing the township administrator to execute change order #1 with J.K. Meuer Corporation for Patricia Allyn Park. The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Ms. Anspach-yea; Mr. Lamb-yea; Mr. Wade-yea. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten herein.

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Mr. Lamb moved to adopt Resolution #3830 accepting a \$1,000.00 donation from William O. Hoffmann for the Hoffmann Reserve Fund. The motion was seconded by Ms. Anspach and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-yea; Mr. Wade-yea. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten herein.

Ms. Anspach moved to adopt Resolution #3831 which creates the Hoffmann Reserve Fund and amending the Permanent Appropriations Resolution with Supplemental Appropriations. The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Ms. Anspach-yea; Mr. Lamb-yea; Mr. Wade-yea. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten herein.

Mr. Lamb moved to adopt Resolution #3832 which determines certain equipment is no longer necessary and may be sold through Internet auction. The motion was seconded by Ms. Anspach and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-yea; Mr. Wade-yea. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten herein.

Police Chief John Terrill gave the September monthly report.

Ms. Anspach moved to extend an offer to hire part time Police Officer Brian McWhorter at \$15.00 per hour. The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Ms. Anspach-yea; Mr. Lamb-yea; Mr. Wade-yea.

Fire Chief Bob Kidd gave the September monthly report, and noted that firefighters and EMTs had raised \$4,000 for the MDA.

Mr. Lamb moved to accept the resignation of William Washington as a part-time firefighter/EMT effective September 30, 2010. The motion was seconded by Ms. Anspach and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-yea; Mr. Wade-yea.

Ms. Anspach moved to increase firefighter/paramedic Todd Wilson's pay from \$18.03 per hour to \$18.69, beginning October 30, 2010. The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Ms. Anspach-yea; Mr. Lamb-yea; Mr. Wade-yea.

Mr. Lamb moved to approve the third repair phase of Unit 402 at a cost of \$13,038.83. The work is to be done by Carstar of Wilmington. The motion was seconded by Ms. Anspach and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-yea; Mr. Wade-yea.

Ms. Anspach moved to approve the purchase of the Howell Rescue Systems extrication tool upgrades, accessories and shoring equipment at a cost of \$24,000.00. The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Ms. Anspach-yea; Mr. Lamb-yea; Mr. Wade-yea.

Director of Zoning and Planning Jeff Palmer gave the September monthly report.

Mr. Lamb moved to waive fees for Chris Brian's Stage 2 and Stage 3 PUD application. The motion was seconded by Ms. Anspach and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-yea; Mr. Wade-yea.

Ms. Anspach moved to adopt Resolution #3833 approving the return of the bond for outstanding landscape and trails for the approved final plats for Villages of Winding Creek. The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Ms. Anspach-yea; Mr. Lamb-yea; Mr. Wade-yea. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten herein.

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(YEAR)

Mr. Lamb moved to adopt Resolution #3834 approving the modification of the landscape plan of the previously approved preliminary site plan, Stage 2 request for The Greens of Bunnell Hill LLC. The motion was seconded by Ms. Anspach and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-yea; Mr. Wade-yea. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten herein.

Ms. Anspach moved to approve a joint catch basin installation project with the homeowner residing at 432 Terrace Creek and to award White Excavating the bid at \$3,150.00. The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Ms. Anspach-yea; Mr. Lamb-yea; Mr. Wade-yea.

With no further business, Mr. Lamb moved to adjourn the meeting at 7:46 p.m. The motion was seconded by Ms. Anspach and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-yea; Mr. Wade-yea.

FISCAL OFFICER

J. L. Wade

TRUSTEE

Ed Wade

TRUSTEE

M. Anspach

TRUSTEE

R. D. [Signature]

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