

RECORD OF PROCEEDINGS
Clearcreek Township Trustees

1775

Minutes of

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held May 25, 2011
(YEAR)

The Clearcreek Township Trustees met in regular session at 6:30 p.m. with the following members present: Mr. Lamb, Ms. Anspach and Mr. Wade.

Ms. Anspach moved to approve the special meeting minutes of May 6, 2011 and the regular meeting minutes of May 11, 2011. 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 pending warrants #10801 through #10887. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-yea; Mr. Wade-yea.

Ms. Anspach moved to hire Kyle Lalich as a conditional career Firefighter/Paramedic effective May 28, 2011. His starting pay as a Probationary Firefighter/Paramedic is \$47,650.91 annually.

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 employ Larry Carman, Nunzio Fiorito, Matthew Lalich, Levi Sargent and Adam Stafford – all current part-time Firefighter/Paramedics – as Probationary Career Firefighter/Paramedics at a rate of \$17.29 per hour, effective May 28, 2011. 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. Wade administered the oaths of office to Mr. Carman, Mr. Fiorito, Mr. Lalich, Mr. Sargent and Mr. Stafford.

Ms. Anspach moved to hire Barry Deaton, Brian Flemming, Nathan Hall, Ross Moffitt, Peter Richison and Michael Toothman as Probationary Career Firefighter/Paramedics effective June 4, 2011 at a rate of \$17.20 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.

Mr. Wade administered the oaths of office to Mr. Deaton, Mr. Flemming, Mr. Hall, Mr. Moffitt, Mr. Richison and Mr. Toothman.

Mr. Lamb moved to employ Troy Bonfield as a Probationary Career Lieutenant at a rate of \$22.30 per hour, effective June 4, 2011. 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. Wade administered the oath of office to Mr. Bonfield.

Chief Kidd presented Firefighter/Paramedic Larry Carman with the 2010 Chief Dick Chenault Fire Service Excellence Award for outstanding community service.

Chief Kidd presented Firefighter/Paramedic Justin Buehler with the 2010 Dr. Scott Swope Emergency Medical Service Excellence Award for outstanding community service.

Mrs. Oda gave the Fiscal Officer's Report. She noted about a dozen people attended the first Quarterly Financial Meeting and the next one would be Tuesday, August 30, 2011. She also noted that a credit/debit card machine would be installed to help the township get away from handling cash, and that a mail slot had been installed in her office door.

Additionally, Mrs. Oda is working with a Clearcreek Township business to film all of its Board Minutes so that they will be safe and can be easily viewed by residents at the library, historical museums, etc.

Under Unfinished Business, resident Stephen Halsted asked some follow-up questions concerning the retiring and rehiring of Administrator Dennis Pickett. Following Mr. Halsted's questions, residents Jack Chrisman, John Parise and Brian Armour also questioned the trustees, concerning their processes involving the retire/rehire of Mr. Pickett.

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Mr. Lamb moved to approve Resolution No. 3963, an employment agreement with the Township Administrator and to authorize the President of the Board of Trustees to execute said agreement. Ms. Anspach seconded the motion. As a Point of Order, Mrs. Oda noted that as the Township's Fiscal Officer, she is required to sign a document from the Ohio Public Employment Retirement System stating that Board gave a Public Notice more than 60 days prior to Mr. Pickett's retirement, which is July 31, 2011, and 15-30 days prior to his rehire of October 3. Mrs. Oda stated that the actual vote for his rehiring should take place during the 15-30 days prior to the rehire. Mr. Wade stated the Warren County Prosecutor's Office had assured the Board they were correct in taking the vote May 25, 2011. Upon a roll call vote, the vote was as follows: Mr. Lamb-yea; Ms. Anspach-nay; Mr. Wade-yea. Copies of the resolution and agreement are attached to these minutes and deemed a part of this record as if fully rewritten herein.

Ms. Anspach moved to approve Resolution No. 3964 establishing a job description for the Township Administrator. 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. Copies of the resolution and job description are attached to these minutes and deemed a part of this record as if fully rewritten herein.

Mr. Lamb moved to approve Resolution No. 3965 authorizing the president of the Board of Trustees to enter into Addendum No. 1 for the real estate purchase agreement authorized by Resolution No. 3889. The Addendum allows the Board to purchase of 6.796 acres at a cost of \$61,164 to the purchase of land already executed from Jason E. Gabbard, Jeffrey Allen Gabbard, Shelli Marie Gentry, and Diane Harbaugh. 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.

Mr. Lamb moved to approve Resolution No. 3966 which approves and authorizes Mr. Lamb to represent the Board of Trustees and execute all closing documents at the real estate closing for the acquisition of 6.796 acres from Jason E. Gabbard, Jeffrey Allen Gabbard, Shelli Marie Gentry, and Diane Harbaugh. Ms. Anspach asked how much money did the initial purchase of the Gabbard family cost the township. Mrs. Oda said she thought it was about \$780,000.00, and Mr. Pickett concurred. 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 Resolution No. 3967 authorizing the Township Administrator to enter into a service contract for the Township's telephone system. The Township will be contracting with Pro On Call Technologies at a cost of \$4,856.90. 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 approve Resolution No. 3968 requesting the Director of Transportation to establish a reasonable and safe speed limit on Red Lion Five Points Road between Lower Springboro Road and Ohio 73. 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.

Trustees agreed that no hearing was necessary concerning the transfer of the liquor license from M &K Entertainment Inc. to Elsa's Clearcreek LLC.

Ms. Anspach moved to approve a step increase for Police Officer Kevin Knobbe from \$23.83 to \$24.75 following his successful completion of his fulltime probationary period, effective June 11, 2011. 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.

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Mr. Lamb moved to approve a step increase for Police Officer John Gleason from \$23.83 to \$24.75 effective June 11, 2011. 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 a new Jag LE grant, which authorizes the purchase of two computers at a cost of \$9,336.16, of which the Township will pay a 10-percent match. The purchase will be made from CDW-G. 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 a step increase for Firefighter/Paramedic Justin Buehler from \$20.68 to \$21.44 per hour effective June 11, 2011. 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 the following part-time Firefighter/EMTs pay from \$11.92 to \$14.07 per hour, effective May 28, 2011, as they successfully completed their part-time orientation. They included Jonathan Decola, Steve Stover, James Toth and James Whitney. 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 accept the following Firefighter/Paramedics/EMT as permanent part-time employees. There will be no increase in pay. Those employees include Sean O'Neill, Seth Penn, Lucas Shupert, and Eric Wells. 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 Resolution No. 3969 approving electronic fund transfer for the Clearcreek Fire District and authorizing the Township Administrator to execute said agreements. 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 approve Resolution Nos. 3970-3976 determining the maintenance of vegetation on a specific tract of land constitutes a nuisance. 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. Copies of the resolutions are attached to these minutes and deemed a part of this record as if fully rewritten herein.

Ms. Anspach moved to approve Resolution No. 3977 determining the maintenance of vegetation on a specific tract of land constitutes a nuisance. 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. Following comments by Tony Weissmann, a visitor, Ms. Anspach withdrew her motion. It was the intent of the Board to rescind Resolution No. 3977.

Mr. Lamb moved to approve re-numbered Resolution No. 3977 determining the maintenance of vegetation on a specific tract of land constitutes a nuisance. 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 Resolution No. 3978 determining the maintenance of vegetation on a specific tract of land constitutes a nuisance. 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 approve Resolution No. 3979 determining the maintenance of vegetation on a specific tract of land constitutes a nuisance. 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 asphalt repair on Waynesboro Way at a cost of \$17,200.00. The work will be performed by Rhule Excavating Co. 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.

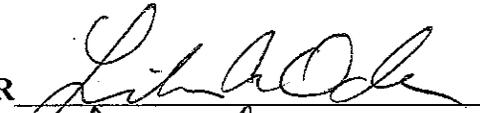
Mr. Pickett noted that Tony Hale, the parks supervisor, has successfully completed Levels I and II of the Ohio Department of Transportation's Roads Scholar program. Mrs. Oda asked why members of the parks and maintenance departments do not receive merit pay increases similar to fire department personnel. Trustees were in agreement this needed to be enacted, and instructed staff to put together a pay proposal.

Under comments, residents Elda Daums, Laurie Armour and Mr. Weissmann commented on the additional Gabbard land purchase as well as the retire/rehire of Mr. Pickett.

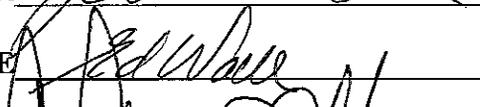
Mrs. Oda suggested that the Township offer a "trash day" to residents twice a year where they can bring in old tires, paint cans, old appliances, etc. to dispose of them safely for a fee that would cover the Township's costs. Following the agreement by the Trustees, staff was instructed to set up said "trash day."

Mr. Lamb moved to adjourn the meeting at 7:50 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



TRUSTEE



TRUSTEE



TRUSTEE

