

RECORD OF PROCEEDINGS

1957

Minutes of

Clearcreek Township Trustees

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

JANUARY 22,

2014

(YEAR)

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

Mr. Wade opened the meeting, and led in the Pledge of Allegiance.

Mr. Gabbard moved to approve the regular meeting minutes from January 8, 2014. The motion was seconded by Mr. Muterspaw and upon roll call the vote was as follows: Mr. Gabbard-yea; Mr. Muterspaw-yea; Mr. Wade-yea.

Mrs. Oda gave the Board copies of the 2013 Annual Report, and noted a copy was posted on the Township's website and was available to the public in the front lobby. She also noted that a Public Notice was placed in the local newspaper as required by the Ohio Revised Code

Mr. Muterspaw moved to approve pending warrants #17294 through #17369 and electronic warrants #101 through #193. The motion was seconded by Mr. Gabbard and upon roll call the vote was as follows: Mr. Muterspaw- yea; Mr. Gabbard-yea; Mr. Wade-yea.

Mr. Gabbard moved to approve Resolution #4483 amending the Permanent Appropriations Resolution with supplement appropriations. The motion was seconded by Mr. Muterspaw and upon roll call the vote was as follows: Mr. Gabbard- yea; Mr. Muterspaw-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.

Law Director Jill Meade and Mr. Pickett presented an adverse possession claim made by the Sproat Family against the Township. After a brief discussion, Mr. Muterspaw moved to direct the Law Director to contact the Sproats' lawyer and to indicate to them the Township has no interest in giving up the property in question, but would be open to working with the Sproats to alleviate any of their concerns. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-abstain; Mr. Wade-yea.

Mr. Muterspaw moved to approve Resolution #4484 certifying the changes to the Clearcreek Township maintained road mileage during calendar year 2013. The Township currently has 84.417 miles of road. Road Superintendent Mr. Smith noted the actual number is closer to 95 miles as some roads are still waiting to be certified by the Warren County Engineer. The motion was seconded by Mr. Gabbard and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-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. Gabbard moved to approve Resolution #4485 accepting a donation of \$6,000.00 from William O. Hoffmann for the exclusive use to improve or maintain Hoffmann Reserve. The motion was seconded by Mr. Muterspaw and upon roll call the vote was as follows: Mr. Gabbard- yea; Mr. Muterspaw-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. Muterspaw moved to approve Resolution #4486 authorizing the Township Administrator to enter into a service contract for the Township's emergency generators. The contract is with Buckeye Power Sales Company at a cost of \$2,161.29. The motion was seconded by Mr. Gabbard and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-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.

Sgt. Stacey presented the 2013 Annual Police District Report.

Mr. Gabbard moved to approve the 2014 invoice for the Miami Valley Regional Crime Lab. The annual renewal was unchanged from last year at \$6,681.00. The motion was seconded by Mr. Muterspaw and upon roll call the vote was as follows: Mr. Gabbard- yea; Mr. Muterspaw-yea; Mr. Wade-yea.

RECORD OF PROCEEDINGS

Minutes of

Clearcreek Township Trustees

Meeting

DAYTON LEGAL BLANK INC., FORM NO. 10149

Held

January 22,

2014

(YEAR)

Mr. Muterspaw moved to increase part time Firefighter/EMT/Paramedic James Gabbard's pay from \$15.84 per hour to \$16.90 per hour effective January 18, 2014. The motion was seconded by Mr. Gabbard and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-yea; Mr. Wade-yea.

Mr. Muterspaw moved to established 6:30 p.m. February 12, 2014 as the date of a Public Hearing to consider Text Amendment Exhibit 2013-2, which refines standards for the Planned Unit Development PUD Chapter of the Clearcreek Township Zoning Code and the application of Michael Garrett, owner of Waynesville Automotive Inc. to amend the zoning resolution and map for 3.5140 acres (1.2285 acres General Business Planned Unit Development "B-2PUD", 1.0016 acres Residence Zone "R-1", 1.2839 acres Neighborhood Business "B-1." The motion was seconded by Mr. Gabbard and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-yea; Mr. Wade-yea.

Mr. Muterspaw moved to appoint Mr. Gabbard to sit on the Villages of Winding Creek review board. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Wade-yea; Mr. Gabbard-yea.

Mr. Wade noted he would like to establish 7:30 a.m. Tuesday, January 28, 2014 as a Special Meeting to meet with attorneys concerning the Township's upcoming trial over alleged Sunshine Law violations.

Mr. Wade also brought up a couple of issues residents were having on Weidner Road concerning some activities by neighbors. Mr. Wade and Mr. Gabbard said they would talk to the neighbors in questions and try to resolve the issues.

At 7:26 p.m., Mr. Gabbard moved to approve Resolution #4487 authorizing an executive session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee. The motion was seconded by Mr. Muterspaw and upon roll call the vote was as follows: Mr. Gabbard-yea; Mr. Muterspaw-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.

At 7:38 p.m. the regular session convened.

A discussion concerning the process to replace Mr. Pickett, who is retiring November 13, 2014 ensued. After much discussion, it was decided that Mr. Muterspaw would contact the State Auditor's office to begin a "Skinny Ohio" audit process, and Mr. Pickett would develop an advertisement to place in local newspapers and magazines concerning the administrator's position.

With no further business to conduct, Mr. Gabbard moved to adjourn the meeting at 8:37 p.m. The motion was seconded by Mr. Muterspaw and upon roll call the vote was as follows: Mr. Gabbard-yea; Mr. Muterspaw-yea; Mr. Wade-yea.

FISCAL OFFICER [Signature]
TRUSTEE [Signature]
TRUSTEE [Signature]
TRUSTEE _____