

RECORD OF PROCEEDINGS

2083

Minutes of

Clearcreek Township Trustees

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

October 26,

2015

(YEAR)

The Clearcreek Township Trustees met in regular session at 4:30 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. Muterspaw moved to approve the regular meeting minutes of October 12, 2015. 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.

Mrs. Oda noted the Board had received copies of the appropriation, revenue and fund status reports. She also stated the Township has \$13,804,280.93 in its checking and savings accounts.

Mr. Gabbard moved to approve pending warrants #21132 through #21220 and electronic transfers #2003 through #2200. 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 lengthy discussion then followed concerning the Township's health insurance. Participants in the discussion included Mr. Wade, Mr. Gabbard, Mr. Muterspaw, Mr. Cameron, Mr. Palmer, Mr. Pacheco, Sgt. Cornett, and Frank Harmon from the Ohio Insurance Agency.

At 5:31 p.m., the Board adjourned to begin a Public Hearing to consider a request to amend the Clearcreek Township Zoning Resolution and Map.

Mr. Palmer opened the discussion, and provided feedback on a request by applicant Sherry Wills to change the zoning from R-1 to B-2 at the corner of Ohio 122 and Ohio 123 in Red Lion Road. He noted that both the Warren County Regional Planning Commission and the Township's Zoning Commission did not think the change was appropriate.

David Wills spoke on behalf of his wife Sherry Wills on why the change was appropriate. Neighbors Paul Pomeroy, Kevin Kraft, Todd Allen and Aaron Downey spoke against the proposal.

At 6:32 p.m., Mr. Gabbard moved to adjourn the Public Hearing. 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.

Mr. Muterspaw moved to deny Resolution #4735 and the application of Sherry Wills to amend the zoning resolution and map for 1.5798 acres, located at 2698 State Route 122, Sidwell number 08-15-176-014 in Section 15, Town 3, Range 4 of Clearcreek Township, from Residence Zone "R-1" to General Business "B-2." The motion was seconded by Mr. Gabbard and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-yea; Mr. Wade-nay. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten within.

Mr. Muterspaw moved to set the date of 5:30 p.m. November 30, 2015 as the date for a Public Hearing to consider the Soraya Farms 3 Lighting District. 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 #4770 accepting a \$20.00 donation from Kaity Ashcraft for the Clearcreek Township Police Department's Safety Town program. The motion was seconded by Mr. Muterspaw and upon roll call the vote was as follows: Mr. Gabbard-yea; Mr. Muterspaw-yea; Mr. Wade-nay. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten within.

Mr. Muterspaw moved to allow the Police Department to contract with Miami Valley Regional Crime Lab for their 2016 needs at a cost of \$6,985.00. 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 allow the Fire District to apply for Federal Emergency Management Agency 2015-2016 Assistance to Firefighters Grant for an operations firefighting and safety equipment funding package and also a fire station facility safety modification funding package. 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.

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Mr. Muterspaw moved to accept the resignation of part-time Firefighter/Paramedic Mathew Spears effective October 23, 2015. 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 renew the scheduling software and support for the Fire District at an annual cost of \$3,100.00. The FIRES software is produced by Visual Computer Solutions. 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.

Chief Kidd explained the Fire District is required to replace helmets on a specific schedule, and that typically, those helmets are destroyed. He asked if Firefighters might be allowed to purchase their own helmet at a cost of \$1.00. Mr. Muterspaw moved to allow Firefighters to purchase their own helmets a cost of \$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.

Chief Kidd noted a recent fire engine did not meet its minimum bid on Govdeals.com. Mr. Muterspaw moved to authorize Chief Kidd to enter into a contract to sell the fire engine at a price not lower than \$40,256.00. 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 change the November meeting schedule to 5:30 p.m. Thursday, November 12, 2015 and 9 a.m. Wednesday, November 25, 2015 to accommodate schedules. The motion also included the change of the Soraya Farm lighting district hearing from November 30, 2015 to November 25, 2015 at 9 a.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.

Mr. Muterspaw moved to reschedule a Public Hearing from November 9 to November 12 to consider a map amendment to property located at 3405 and 3466 State Route 741, otherwise known as Red Lion Methodist Church. 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. Smith noted the brine system was up and running, and that his crew would be making some maintenance run using water in the next few weeks.

Mr. Gabbard moved to approve Resolution #4771 authorizing the Township Administrator to renew the health insurance coverage for the period covering December 2015 and through September 30, 2017. The motion was seconded by Mr. Muterspaw and upon roll call the vote was as follows: Mr. Gabbard-yea; Mr. Muterspaw-yea; Mr. Wade-nay. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten within.

At 7 p.m., Mr. Muterspaw moved to approve Resolution #4769 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. 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 within.

The Board returned to general session at 7:57 p.m.

With no further business to conduct, Mr. Muterspaw moved to adjourn the meeting at 7:58 p.m. 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.

FISCAL OFFICER

*John Apple*

TRUSTEE

*Ed Wade*

TRUSTEE

*SA Muterspaw*

TRUSTEE

*[Signature]*