

RECORD OF PROCEEDINGS

2071

Minutes of

Clearcreek Township Trustees

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

August 26,

2015

(YEAR)

The Clearcreek Township Trustees met in regular session at 5 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 August 11, 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 approve pending warrants #20765 through #20871 and EFTs #1609 through #1711. 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.

Township resident David Wills asked the Board to postpone its Public Hearing to his property to give him additional time to address issues with the change in zoning.

Mr. Gabbard moved to table Resolution #4735 to approve/deny the application of Sherry Wills to amend the zoning resolution and map for 1.5798 acres, located at 2698 State Route 122, Parcel 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. Muterspaw and upon roll call the vote was as follows: Mr. Gabbard-yea; Mr. Muterspaw-yea; Mr. Wade-yea.

Mr. Muterspaw moved to allow Energy Alliances to represent the Township until November 3, 2015 to education Township residents about the benefits of approving the electric aggregation issue that voters will have the opportunity to approve at the ballot on November 3, 2015. Bill Grafe, vice president of Energy Alliances, said his organization would attend any group meeting and make presentations on the cost savings to taxpayers whenever the Township would make such opportunities available. 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 approve Resolution #4736 levying a special assessment on lands in Clearcreek Township for the Soraya Farms, Phase I Street 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. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten within.

Mr. Gabbard moved to approve Resolution #4737 levying a special assessment on lands in Clearcreek Township for the Soraya Farms, Phase 2 Street Lighting District. 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 within.

Mr. Muterspaw moved approve Resolution #4738 levying a special assessment on lands in Clearcreek Township for the Soraya Farms, Phase 2 (LFS) Street 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. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten within.

Mr. Gabbard moved to approve Resolution #4739 levying a special assessment on lands in Clearcreek Township for the Clearcreek Lighting District No. 1 Street Lighting District. 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 within.

Mr. Muterspaw moved approve Resolution #4740 levying a special assessment on lands in Clearcreek Township for the Clearcreek Estates Street 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. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten within.

Mr. Gabbard moved to approve Resolution #4741 levying a special assessment on lands in Clearcreek Township for the Boulevards at Winding Creek Section 1 Street Lighting District. 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 within.

Mr. Muterspaw moved approve Resolution #4742 levying a special assessment on lands in Clearcreek Township for the Bello Vista Street 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. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten within.

Mr. Gabbard moved to approve Resolution #4743 levying a special assessment on lands in Clearcreek Township for the Villages of Winding Creek, The Legacy 1 Street Lighting District. 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 within.

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Mr. Muterspaw moved approve Resolution #4744 levying a special assessment on lands in Clearcreek Township for the Villages of Winding Creek, The Legacy 2 Street 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. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten within.

Mr. Gabbard moved to approve Resolution #4745 levying a special assessment on lands in Clearcreek Township for the Villages of Winding Creek, The Falls, Street Lighting District. 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 within.

Mr. Muterspaw moved approve Resolution #4746 levying a special assessment on lands in Clearcreek Township for the Turning Leaf at Winding Creek Section 3 Street 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. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten within.

Mr. Gabbard moved to approve Resolution #4747 levying a special assessment on lands in Clearcreek Township for the Turning Leaf at Winding Creek, Section 3 Street Lighting District. 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 within.

Mr. Muterspaw moved approve Resolution #4748 levying a special assessment on lands in Clearcreek Township for Country Brook North, Section 4 Street 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. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten within.

Mr. Gabbard moved to approve Resolution #4749 levying a special assessment on lands in Clearcreek Township for Country Brook North, Section 4 Street Lighting District. 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 within.

Mr. Muterspaw moved approve Resolution #4750 levying a special assessment on lands in Clearcreek Township for Country Brook North, Section 5 Street 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. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten within.

Mr. Gabbard moved to approve Resolution #4751 levying a special assessment on lands in Clearcreek Township for Country Brook North, Section 6 Street Lighting District. 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 within.

Mr. Muterspaw moved approve Resolution #4752 levying a special assessment on lands in Clearcreek Township for Country Brook North, Section 7 Street 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. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten within.

Mr. Gabbard moved to approve Resolution #4753 levying a special assessment on lands in Clearcreek Township for Country Brook North, Section 8 Street Lighting District. 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 within.

Mr. Muterspaw moved approve Resolution #4754 levying a special assessment on lands in Clearcreek Township for Cypress Ridge Phase 7 Street 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. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten within.

Mr. Gabbard moved to approve Resolution #4755 authorizing the Township Administrator to enter into a contract with Cincinnati Bell Telephone Company LLC for the Township's phone service at an approximate cost of \$1,129.86 per month. 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 within.

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Mr. Muterspaw moved to not request a hearing with United Dairy Farmers, which is requesting a liquor license for its new store at the corner of Ohio 122 and Ohio 741 in Red Lion. 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 accept Nunzio Fiorito as a permanent full-time lieutenant and to increase his hourly rate from \$23.90 to \$24.37, effective September 5, 2015. 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 extend Lt. Tim Haggard's orientation period for up to one additional year, ending September 2, 2016. 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 Chief to establish a lieutenant eligibility list of currently employed firefighter/paramedics, in order to give them experience with those duties. The list will be effect for one year, after the list has been compiled. 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 extend conditional offers of probationary employment to full-time firefighter/paramedics Naveed A Kahn, Chad A. Capozzi, Alexander P. Brahm, Erik J. Neal, and Bradley K. Luedtke. Once additional testing has been completed, they will be presented for hiring. 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 #4756 to amend the Permanent Appropriations resolution with a supplemental in Fund 2916 from \$0.00 to \$80,264.00, which is a federal grant that will be used to purchase 5 Lucas 2 chest compression systems with four-year service contracts. The total price of the purchase is \$91,797.20. 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 within.

Mr. Muterspaw moved to accept the resignation of Craig Letavec from the Township's Board of Zoning Appeals, effective immediately. 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.

At approximately 5:50 p.m. Mr. Gabbard moved to recess into executive session to confer with the Law Director concerning a specific piece of property. The motion was seconded by Mr. Muterspaw and upon roll call the vote was as follows: Mr. Gabbard-yea; Mr. Muterspaw-yea; Mr. Wade-abstain. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten within.

Mr. Wade recused himself from the executive session.

The Board returned from executive session at 6:08 p.m.

Mrs. Oda conducted an OpenGov demonstration. The Township's checkbook will be going online through the State Treasurer's office in early September. OpenGov is the company the treasurer's office is utilizing to make this happen for municipalities and townships in Ohio. They have an extended software opportunity at a cost of about \$4,000 annually. The Board said it would consider upgrading after it views the Open Checkbook software.

With no further business to conduct, Mr. Muterspaw moved to adjourn the meeting at 6:35 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

Joe Wade

TRUSTEE

TRUSTEE

Mr. Muterspaw

TRUSTEE

Mr. Gabbard

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