

RECORD OF PROCEEDINGS
CLEARCREEK TOWNSHIP TRUSTEES
Minutes of Regular Meeting
February 10, 2025

The Clearcreek Township Trustees met in regular session at 5:30 p.m. with the following members present: Mr. Gabbard, Mr. Muterspaw, and Mr. Wade.

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

Mr. Wade called for General Public Comments. No comments were noted.

Mr. Wade asked if the Board members had any consent agenda item or items that they wished removed. No removal from the consent agenda was requested.

Mr. Carolus, Fiscal Officer, noted that none of the checks that had been mailed to vendors after the January 27, 2025 meeting had been posted for payment, suggesting an issue with the Post Office. The Fiscal Office is working on resolving the issue.

Mr. Wade read Resolution 5572 – A Resolution authorizing the Township Administrator to incur obligations greater than \$10,000 on behalf of the Township, dispensing with the second reading, and declaring an emergency. The reason for the emergency being the need to authorize and to approve immediate payment for the obligations below at the earliest time permitted by law. Mr. Clark, Township Administrator, described the items being purchased. The items being purchased were:

- A. Community share of the Warren County Drug Task Force (\$17,176).
- B. Fire Department Knox Boxes from Loeb Fund (\$12,000).
- C. Security Access System from LaForce Security Systems for three existing fire stations (\$17,894).

Mr. Wade asked for a motion to approve the Resolution. Mr. Muterspaw so moved with Mr. Gabbard seconding the motion. Upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-yea; and Mr. Wade-yea.

Mr. Wade read Resolution 5573 – A Resolution authorizing a contract with Warren County for the bidding of road salt for the 2025-2026 winter season and dispensing with the second reading. Mr. Wade asked for a motion to approve the Resolution. Mr. Gabbard so moved with Mr. Muterspaw seconding the motion. Upon roll call the vote was as follows: Mr. Gabbard-yea; Mr. Muterspaw-yea; and Mr. Wade-yea.

Mr. Terrill, Police Chief, asked the Board to change the date for National Night Out from the first Tuesday in August (August 5 for 2025) to September 5, 2025, for Clearcreek Township. Chief Terrill explained that the Township was having issues getting other government services and vendors to attend since many other police jurisdictions used the first Tuesday in August as their date for the event. Chief Terrill also stated that moving the date back might help with heat issues and that event time length may be reduced by an hour due to an earlier sunset in September. Mr. Wade asked for a motion to approve the change of date for National Night Out for Clearcreek Township. Mr. Muterspaw so

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moved with Mr. Gabbard seconding the motion. Upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-yea; and Mr. Wade-yea.

Mr. Agenbroad, Fire Chief, asked the Board to accept the generous donation of \$100 by David and Marcia Colvin in memory of Chester Colvin. Chief Agenbroad noted the kind gesture to ask for donations to the Fire District in lieu of flowers in Mr. Colvin's obituary. Mr. Wade asked for a motion to accept the donation. Mr. Gabbard so moved with Mr. Muterspaw seconding the motion. Upon roll call the vote was as follows: Mr. Gabbard-yea; Mr. Muterspaw-yea; and Mr. Wade-yea.

Chief Agenbroad asked the Board to approve the purchase of an annual software subscription for iSimulate REALITi 360EMS training program, along with necessary equipment, for a total expenditure of \$8,500. This hardware and software will be used to simulate cardiac rhythms for EMS training purposes. Mr. Wade asked for a motion to authorize the purchase. Mr. Muterspaw so moved with Mr. Gabbard seconding the motion. Upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-yea; and Mr. Wade-yea.

Mr. Wade opened discussion on a proposed noise resolution. Mr. Palmer, Planning and Zoning director, updated the Board on additional information gathered since the last discussion on the noise resolution. The Board, Mr. Palmer, Mr. Clark, and Mr. Pacheco, Law Director, engaged in a lengthy discussion on the issues related to the noise resolution.

Mr. Wade then opened the floor for discussion from the audience. Mr. Steve Hendricks, Country Brook Homeowners' Association, came forward to discuss the issue of noise complaints in a residential area and how it could possibly impact police responses. Mr. Gabbard and Mr. Wade discussed the resolution with Mr. Hendricks and how complicated the issues are and how care must be taken in consideration of all township stakeholders. Mr. Pacheco emphasized the need to set objective limits using decibel readings instead of using subjective limits that change depending on the officer responding to a complaint.

Mr. Charles Sweet, 653 Stokes Reserve Court, came forward to support the Resolution and the use of decibel readings to set standards for enforcement.

The Board, Mr. Palmer, Mr. Pacheco, and Mr. Clark, Township Administrator, discussed the Resolution working through issues brought forth by the residents. After further discussion Mr. Wade advised that the Township would continue working on the Resolution. Messrs. Muterspaw and Gabbard noted that they would consider setting the decibel limit to a higher number in the range of 80 to 85 decibels for daytime noise limits. Mr. Gabbard also asked for additional information on how garbage collection would be affected. Mr. Wade stated that additional discussions would be made at the next meeting.

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Mr. Wade asked for a motion to approve the Consent Agenda. Mr. Gabbard so moved to approve the Consent Agenda as presented to the Board:

- 1 Approval of Regular Minutes – January 27, 2025, Regular Session.
- 2 Current Bills and Financial Report.
- 3 Accept the Road, Planning and Zoning, Police and Fire monthly reports for January 2025.

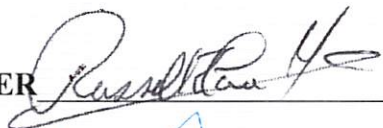

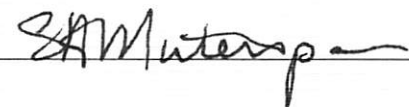
Mr. Muterspaw seconded the motion and upon roll call the vote was as follows: Mr. Gabbard-yea; Mr. Muterspaw-yea; and Mr. Wade-yea.

Mr. Clark updated the Board on the road issues at Auteur Estates. Mr. Wade added additional information to the Board on what he had learned since the last meeting.

Chief Agenbroad asked the Board if the date and time for the ribbon cutting ceremony for Station 24 on March 24th at 1:30 p.m. was acceptable. After a short discussion, the Board asked Chief Agenbroad if the time could be moved to 11:00 a.m. Chief Agenbroad stated he would make the change.

Mr. Pacheco advised that recent case law affirmed the continued use of the Consent Agenda in the manner used by the Township.

With no further business, Mr. Wade asked for a motion to adjourn the Regular Meeting at 6:14 p.m. Mr. Muterspaw so moved with Mr. Gabbard seconding the motion. Upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-yea; and Mr. Wade-yea.

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