

RECORD OF PROCEEDINGS
CLEARCREEK TOWNSHIP TRUSTEES
Minutes of Regular Meeting
September 9, 2024

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 Public Comment. No comments were noted.

Mr. Carolus, Fiscal Officer, advised that the new fueling software system was operational and working. Mr. Carolus updated the Board on the settlement with the Rockies Pipeline property tax which provides approximately \$195,000 per year. The settlement also provided a one-time back tax payment of \$486,947. Mr. Carolus advised that the company was making extensive capital investment at the site in the future. Mr. Carolus then asked the Board to approve the Resolution accepting property tax rates from the Warren County Budget Commission.

Mr. Wade read Resolution 5536 – A Resolution accepting the amounts and rates as determined by the Budget Commission of Warren County, authorizing the necessary tax levies and certifying them to the County Auditor, and dispensing with the second reading. 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 5537 – A Resolution dedicating a portion of Clearcreek Township's share of funds from the American Rescue Plan Act to fund the purchase of stormwater infrastructure at Patricia Allyn Park, dispensing with the second reading, and declaring an emergency. The reason for the emergency being the need to install storm water piping at the earliest time available. Mr. Jones, Road Superintendent, gave background information on the storm water project. 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. Wade advised that the next item on the agenda was to retain the services of an attorney to defend the Township. Mr. Wade asked for a motion to direct the Township Administrator to retain the services of Terry Donnellon, Esq. to defend the Township in Waste Management of Ohio, Inc. vs. Clearcreek Township, 24CV97813. 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 asked about the pickleball courts and how they are being used. Mr. Gabbard noted that the courts seemed to be very busy, with many times all courts being used. Mr. Wade noted that someone had asked if the courts could be lit, but Mr. Wade and Mr. Gabbard noted that Patricia Allyn Park was a dawn to dusk park. Mr. Wade gave some background information on previous attempts to light segments of the park.

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Mr. Wade opened discussion on the annexation request for 1045 State Route 73 (9.08 acres). Mr. Palmer, Planning and Zoning Director, gave background information on the request. The Board and Mr. Palmer discussed the proposed request. Mr. Gabbard stated he had a fundamental problem with the request based on the leaving a parcel bottlenecked in the Township. Mr. Wade agreed. Mr. Muterspaw asked if additional information could be provided at the next meeting. Mr. Gabbard stated his concern with additional school and safety resources being needed. Mr. Wade advised that he would like additional time to consider the request as well. Mr. Palmer was asked to move further discussion on the request to the next regular meeting.

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 – August 26, 2024, Regular Session.
- 2 Current Bills and Financial Report.
- 3 Recommendation to remove from probationary status and accept the following employees as permanent, fulltime employees, and adjust their pay rates as appropriate (on September 14, 2024) as indicated:
 - a. Cody Bohachek; \$28.02 per hour
 - b. Abbie Muterspaw; \$26.15 per hour
 - c. Brett Garrett; unchanged
 - d. Logan Powell; unchanged
 - e. Doug Laile; \$28.02 per hour
 - f. Nick Logsdon; unchanged
- 4 Adjust the hourly pay rate of Officer Kim Robinson to the contractual Senior Patrol Officer rate of \$41.03 effective September 14, 2024.
- 5 Adjust the hourly pay rates of the following personnel effective September 14, 2024 for successfully completing their LTAP Road Scholar II certifications:
 - 6 a. Colby Bloom to \$26.21 per hour
 - b. Allen Fry to \$26.58 per hour
 - c. Kevin Ray to \$27.14 per hour
 - d. Mark Pohlabein to \$26.21 per hour
- 7 Remove Sheryl Dillon from probationary status and accept her as a permanent, fulltime employee effective September 6, 2024.
- 8 Accept the Road, Planning and Zoning, Police and Fire monthly reports for August 2024.

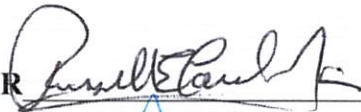
Mr. Muterspaw seconded the motion and upon roll call the vote was as follows: Mr. Gabbard-yea; Mr. Muterspaw-yea; and Mr. Wade-yea.

Mr. Carolus mentioned that Mr. Clark, Township Administrator, was in Washington D.C.

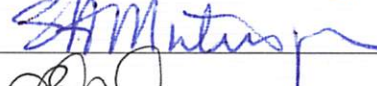
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With no further business, Mr. Wade asked for a motion to adjourn the Regular Meeting at 5:55 p.m. Mr. Muterspaw so moved with Mr. Gabbard seconding the motion. Upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-yea; and Mr. Wade-yea.

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