

RECORD OF PROCEEDINGS

1735

Minutes of

Clearcreek Township Trustees

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held January 26, 2011  
(YEAR)

The Clearcreek Township Trustees met in special session at 5:30 p.m. with the following members present: Mr. Lamb, Ms. Anspach and Mr. Wade.

Mr. Lamb moved to adopt Resolution #3874 authorizing an executive session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee. The motion was seconded by Ms. Anspach and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-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 5:47 p.m., Ms. Anspach moved to adjourn the special meeting. The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Ms. Anspach-yea; Mr. Lamb-yea; Mr. Wade-yea.

At 6 p.m., Mr. Wade opened a second special meeting.

Mr. Lamb moved to adopt Resolution #3875 authorizing an executive session to confer with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action. The motion was seconded by Ms. Anspach and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-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 6:27 p.m., Ms. Anspach moved to adjourn the special meeting. The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Ms. Anspach-yea; Mr. Lamb-yea; Mr. Wade-yea.

At 6:30 p.m., Mr. Wade opened the regular meeting.

Mr. Lamb moved to approve regular meeting minutes of January 12, 2011. The motion was seconded by Ms. Anspach and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-yea; Mr. Wade-yea.

Ms. Anspach moved to adopt Resolution #3876 amending the temporary appropriations resolution with supplemental appropriations to allow for the full payment to Miami Valley Lighting LLC. The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Ms. Anspach-yea; Mr. Lamb-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. Lamb moved to approve pending warrants #10110 through #10207 and electronic fund transfers #6968 to #7082. The motion was seconded by Ms. Anspach and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-yea; Mr. Wade-yea.

At approximately 6:35 p.m. Ms. Anspach moved to recess the regular meeting and open the Public Hearing to discuss the application of Chris Brian for Brian Manor to consider the Stage 2 R-1 PUD zoning application for the properties located at 129 W. State Route 122.

Mr. Palmer presented the request to the Board, and noted the Warren County Regional Planning Commission had recommended 15 conditions for approval, while the Township's Zoning Commission recommended one additional condition for approval for a total of 16 conditions.

Mr. Brian presented on behalf of Brian Manor. Five residents spoke concerning the application: Robert Berger, Ted Finnessy, Bill Janning, Charles Noble, and Mike Alley. Mr. Palmer also noted for the record that he received a letter from William Dunn concerning questions about the use on the property.

After discussion, Mr. Lamb moved to recess the Public Hearing and continue it to March 9, 2011 to give Mr. Brian time to talk to his neighbors. The motion was seconded by Ms. Anspach and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-yea; Mr. Wade-yea.

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The regular session resumed at 7:26 p.m. Mr. Wade called for a small break. At 7:37 p.m., after the regular session had resumed, Ms. Anspach moved to recess the regular meeting and reconvene the Public Hearing to consider the application of Andy George, agent for Howard and Lisa Gray, to amend the Zoning Resolution and map for 6.719 acres of land at 2248 Pennyroyal Road from Suburban Resident Zone SR-1 to General Business Zone with a planned unit development overlay B-2 PUD.

Following a brief comment by Mr. Palmer, resident Jon Flynn spoke, as did Agent John Chambers, on behalf of township resident Jack Henkle, and resident Terry Conley. Mr. George spoke on behalf of Howard and Lisa Gray.

At 7:50 p.m., Mr. Lamb moved to close the Public Hearing. The motion was seconded by Ms. Anspach, and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-yea; Mr. Wade-yea.

Mr. Lamb moved to deny Resolution #3877 to amend the Clearcreek Township Zoning Resolution and map for a total of 6.719 acres of land at 2248 Pennyroyal Road from Suburban Resident Zone SR-1 to General Business Zone with a planned unit development overlay B-2 PUD. The motion was seconded by Ms. Anspach and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-yea; Mr. Wade-yea.

Ms. Anspach moved to approve the following appointments to the Warren County Regional Planning Commission: John Edelmann (Ed Wade, alternate); Jeff Palmer (Dan Puthoff, alternate), and Chief Bob Kidd (Tim Simpson, alternate). The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Ms. Anspach-yea; Mr. Lamb-yea; Mr. Wade-yea.

Mr. Lamb moved to adopt Resolution #3878 authorizing the Township Administrator to enter into a service contract for the township's emergency generators. The motion was seconded by Ms. Anspach and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-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.

The Board thanked Chief Terrill for the 2010 Annual Report.

Mr. Lamb moved to accept Chief Terrill's recommendation to pay the Miami Valley Regional Crime Lab's annual fee of \$5,300.00. The motion was seconded by Ms. Anspach and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-yea; Mr. Wade-yea.

Ms. Anspach moved to accept Chief Terrill's recommendation to pay the Greater Warren County Drug Task Force 2011 annual fee of \$8,747.00. The motion was seconded by Mr. Lamb, and upon roll call the vote was as follows: Ms. Anspach-yea; Mr. Lamb-yea; Mr. Wade-yea.

Mr. Lamb moved to approve the contingent employment offer to AJ Laughlin III to part-time Firefighter/EMT at the rate of \$12.16 per hour. The motion was seconded by Ms. Anspach and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-yea; Mr. Wade-yea.

Ms. Anspach moved to approve Firefighter/EMT Cory Bower for a leave of absence effective February 6, 2011. The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Ms. Anspach-yea; Mr. Lamb-yea; Mr. Wade-yea.

Township resident Mike Ryan, who led an initiative to make Farnese Court off of Bunnell Hill Road a cul-de-sac, thanked the Board for their actions. He noted the area is safer because of their decision to close Farnese Court to ingress and egress traffic.

The Board complimented the Maintenance Department for their efforts and efficiencies during the recent snow storms.

**RECORD OF PROCEEDINGS**  
Clearcreek Township Trustees

1737

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(YEAR)

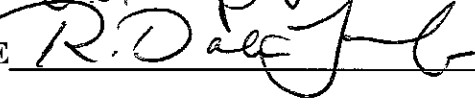
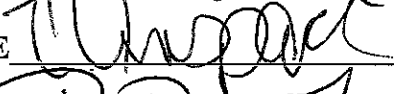
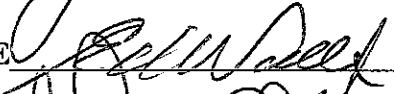

With no further business, Mr. Lamb moved to adjourn the meeting at 7:58 p.m. The motion was seconded by Ms. Anspach and upon roll call the vote was as follows: Mr. Lamb-yea; Ms. Anspach-yea; Mr. Wade-yea.

FISCAL OFFICER

TRUSTEE

TRUSTEE

TRUSTEE



DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held \_\_\_\_\_,

(YEAR)