

RECORD OF PROCEEDINGS

Minutes of

Clearcreek Township Trustees

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

June 8,

2006

(YEAR)

The Clearcreek Township Trustees met in regular session with the following members present: Mr. Lamb, Dr. McDonald and Mr. Wade.

Mr. Lamb moved to approve the minutes of the regular meeting on May 25, 2006 and the special meeting on June 2, 2006. The motion was seconded by Dr. McDonald and upon roll call the vote was as follows: Mr. Lamb-yea; Dr. McDonald-yea; Mr. Wade-yea.

Dr. McDonald moved to approve pending warrants #16715 through #16868. The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Dr. McDonald-yea; Mr. Lamb-yea; Mr. Wade-yea.

Mr. Lamb moved to recess the regular meeting to convene a public hearing to consider the application of Fisher Group Architects, agent for Gregory and Rhonda Lavine to amend the Zoning Resolution and map for 0.70 acres of land at 1809 Lytle Five Points road from "TR-1" to B-1". The motion was seconded by Dr. McDonald and upon roll call the vote was as follows: Mr. Lamb-yea; Dr. McDonald-yea; Mr. Wade-yea.

After a lengthy discussion Dr. McDonald moved to adjourn the public hearing and reconvene the regular meeting at 6:55 pm. The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Dr. McDonald-yea; Mr. Lamb-yea; Mr. Wade-yea.

Dr. McDonald moved to deny Resolution #3057 an application of Fisher Group Architects agent for Gregory Scott & Rhonda Lavine to amend the Clearcreek Township Zoning Resolution and map for a total of .70 acres of land. This property is identified as 1809 Lytle Five Points Road. The property is further identified as 05-26-200-0070. This property is in section 26, Town 3 and range 5 in Clearcreek Township. The proposed rezoning is from Township Residence "TR-1" to Neighborhood Business "B-1". The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Dr. McDonald-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 recess the regular meeting and convene a public hearing to consider the application of William Martin, Agent for Jeffrey Wentworth (and others) to amend the Zoning Resolution and map for 24.1010 acres of land at 1454 E. State Route 73 from "R-1" to B-1 PUD".

After a lengthy discussion Mr. Lamb moved to adjourn the public hearing and reconvene the regular meeting at 7:55 pm. The motion was seconded by Dr. McDonald and upon roll call the vote was as follows: Mr. Lamb-yea; Dr. McDonald-yea; Mr. Wade-yea.

Mr. Lamb moved to adopt Resolution #3058 approving the application of William Martin of MB Lamb Company agent for property owners Jeffrey Wentworth ET AL to amend the Clearcreek Township Zoning Resolution and map for a total of 24.1013 acres of land. This property is identified as 05-25-176-0140 in section 25, Town 3 and Range 5 in Clearcreek Township. The property is also identified as 1454 E. State Route 73. The proposed rezoning is from Residence "R-1" to Neighborhood Business with a Planned Unit Development Overlay "B-1PUD". The motion was seconded by Dr. McDonald and upon roll call the vote was as follows: Mr. Lamb-yea; Dr. McDonald-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 adopt Resolutions #3059, #3060, #3061, #3062, #3063, and #3064 levying special assessments on lands in Clearcreek Township for the Stone Ridge South Combined Street Light District, the Country Brook Street Light District, the Country Brook North, Section 1, Street Light District, the Country Brook North, Section 3, Street Light District, the Country Brook North, Section 4, Street Light District, and the Country Brook North, Section 5, Street Light District. The motion was seconded by Dr. McDonald and upon roll call the vote was as follows: Mr. Lamb-yea; Dr. McDonald-yea; Mr. Wade-yea. Copies of the resolutions are attached to these minutes and deemed a part of this record as if fully rewritten herein.

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Dr. McDonald moved to adopt Resolutions #3065 and #3066 providing for changes in the Clearcreek Township Street Lighting System by establishing the Villages of Winding Creek, Section 1, Street Lighting District and levying a special assessment on lands in Clearcreek Township for the Villages of Winding Creek, Section 1, Street Lighting District. The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Dr. McDonald-yea; Mr. Lamb-yea; Mr. Wade-yea. Copies of the Resolutions are attached to these minutes and deemed a part of this record as if fully rewritten herein.

Mr. Lamb moved to adopt Resolutions #3067, #3068, #3069, #3070, and #3071 determining that the maintenance of vegetation on a specific tract of land constitutes a nuisance. The motion was seconded by Dr. McDonald and upon roll call the vote was as follows: Mr. Lamb-yea; Dr. McDonald-yea; Mr. Wade-yea. Copies of the Resolutions are attached to these minutes and deemed a part of this record as if fully rewritten herein.

The Police report for the month of May was presented and discussed.

Dr. McDonald moved to adopt Resolution #3072 establishing regulations for the use of the Ohio Bureau of Criminal Identification and Investigation's Webcheck Background System. The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Dr. McDonald-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 adopt Resolutions #3073, #3074, and #3075; the first rescinding Resolution #2559 and amending and revising the policy for the accounting of the Clearcreek Township Police District; the second also rescinding Resolution #2559 and amending and revising the policy for the management of the Vice, Drugs and Organized Crime of the Clearcreek Township Police District; and the third rescinding Resolution #1578 and amending and revising the policy for the inventory and controls of the Clearcreek Township Police District. The motion was seconded by Dr. McDonald and upon roll call the vote was as follows: Mr. Lamb-yea; Dr. McDonald-yea; Mr. Wade-yea. Copies of the Resolutions are attached to these minutes and deemed a part of this record as if fully rewritten herein.

The Fire District report for the month of May was presented and discussed.

Dr. McDonald moved to adopt Resolution #3076 accepting a donation from Mr. and Mrs. Robert O'Loughlin for the Clearcreek Fire District. The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Dr. McDonald-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 adopt Resolution #3077 accepting a donation from James F. Lawson and Freda Geer for the Clearcreek Fire District. The motion was seconded by Dr. McDonald and upon roll call the vote was as follows: Mr. Lamb-yea; Dr. McDonald-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 Zoning report for the month of May was presented and discussed.

Staff reports were presented and discussed.

Dr. McDonald moved to adopt Resolution #3078 authorizing an executive session to confer with an attorney for the Public Body concerning disputes. The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Dr. McDonald-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.

The executive session was adjourned and the regular meeting reconvened at 9:00 pm.

RECORD OF PROCEEDINGS

1405

Minutes of

Clearcreek Township Trustees

Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 1014B

Held

June 8,

2006

(YEAR)

Dr. McDonald moved to adopt Resolution #3079 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. Lamb and upon roll call the vote was as follows: Dr. McDonald-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.

The executive session was adjourned and the regular meeting reconvened at 9:10 pm.

Dr. McDonald moved, based on the Chief of Police report and available evidence presented to date, that there are sufficient grounds to proceed with a disciplinary hearing against Sergeant Bates on June 22, 2006, at 6:30 p.m. The motion was seconded by Mr. Lamb and upon roll call the vote was as follows: Dr. McDonald-yea; Mr. Lamb-yea; Mr. Wade-yea.

With no further business to conduct the meeting was adjourned.

FISCAL OFFICER

James A. Dalton

TRUSTEE

Ed Wade

TRUSTEE

[Signature]

TRUSTEE

R. Dan Johnson