

**RECORD OF PROCEEDINGS**  
**CLEARCREEK TOWNSHIP TRUSTEES**  
**Minutes of Regular Meeting**  
**April 22, 2024**

The Clearcreek Township Trustees met in regular session at 9:00 a.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 asked for a motion to appoint Robert P. Moertle as Volunteer Police Chaplain. 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 administered the Oath of Office to Chaplain Moertle. The Board and audience congratulated Chaplain Moertle on his appointment.

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. Wade called for Public Comment. No comments were noted.

Mr. Wade read Resolution 5500 – A Resolution authorizing the Township Administrator to enter into a Crop Rental Agreement of part of lands known as Hoffmann Reserve, dispensing with the second reading, and declaring an emergency. The reason for the emergency being the need to authorize immediate access to the land so crops can be planted as soon as possible. Mr. Clark, Township Administrator, gave background information on the Resolution. After a short discussion, Mr. Wade asked for a motion to accept the bid from Lewis Family Farming Operations, LLC and 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 read Resolution 5503 – A Resolution authorizing remittance of the first biannual lease payment of 2024 from funds due to the Warren County Port Authority's Ohio Community Accelerator Fund, dispensing with the second reading, and declaring an emergency. The reason for the emergency being the need to remit our lease payment by June 1, 2024. 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 5504 – A Resolution authorizing the Township Administrator to incur obligations greater than \$10,000 on behalf of the Township and dispensing with the second reading and declaring an emergency. The emergency being the need to authorize and to approve immediate payment for the above obligations at the earliest time permitted by law. The items being purchased are:

1. Parr Public Safety to upfit two 2024 Dodge Durango police cruisers at a total cost of \$46,202
2. Sedgwick TPA's offer of Group Retrospective Rating Program for BWC rating year

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2025 in the Ohio Township Association Retro Program at a projected premium cost of \$139,693.

Mr. Clark gave background information on the Group Retrospective Rating Program for the Bureau of Worker's Compensation and how long the Township would be required to use this program. After a short discussion, 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 read Resolution 5505 – A Resolution dedicating a portion of Clearcreek Township's share of funds from the American Rescue Plan Act to fund the purchase of a fuel management system, dispensing with the second reading, and declaring an emergency. Mr. Clark, Township Administrator, explained the purchase. 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 5506 – A Resolution authorizing the Township Administrator to execute a contract with Cargill, Inc. for the 2024-2025 bulk ice control salt bid through Warren County and dispense with the second reading. Mr. Clark noted this year's salt price at \$92.10 per ton. 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 read Resolution 5507 – A Resolution authorizing the Township Administrator to execute a contract with the Warren County Engineer for the 2024 Warren County Resurfacing and Striping Project dispensing with the second reading and declaring an emergency. The reason for the emergency being the need to meet the Engineer's Office scheduling deadline. Mr. Clark explained the need to add the Resolution to the Agenda. Mr. Jones, Road Superintendent, noted that asphalt was bid at \$98 per ton with the total amount of the Township's portion being \$431,185. 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. Terrill, Police Chief, noted that the State Route 122/Utica Road intersection was now an all-ways stop. The Township had asked the Warren County Engineer's office to make that intersection safer.

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 Minutes – April 8, 2024, Regular Session.
- 2 Current Bills and Financial Report.
- 3 Transmittal of Zoning Commission Action – Set two public hearings for the following zoning cases:

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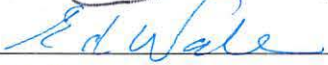

- a. 536 E. Old Route 122, Parcel ID 09-33-225-012, submitted by Richard Ross; zone change request from “OSR-1” to “MU-PUD”.
  - b. 1555 E. State Route 73, Parcel ID 05-25-400-028, submitted by Brett Scott; “NRPUD” to “B-1”.
- 4 Accept the verbal resignations of Chaplains Shawn Acrey and Rich Harrison as Volunteer Police Chaplains effective immediately.
  - 5 Hire seasonal Park Crewperson, Zachary Turney, at a rate of pay of \$15.00 per hour effective April 22, 2024.
  - 6 Adjust Park Crewperson, Alex Harshbarger’s rate to pay to \$19.30 per hour (+\$1.00 per hour) for obtaining his Commercial Applicator’s (spray) license through the Ohio Department of Agriculture effective April 13, 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. Clark advised that Warren County Officials had chosen Patricia Allyn Park as one of the sites for this year’s National Day of Prayer. Mr. Muterspaw added that he would be at the event that would begin on Thursday, May 2<sup>nd</sup> at 8:00 a.m. and would end around 9:30 a.m. Mr. Muterspaw added that our country needed prayer in addition to lifting up prayers to first responders, local, state, and Federal governments.

Mr. Bryan Pacheco, Law Director, advised that the lawsuit with the Loeb foundation trustees had ended with a victory for the Township.

With no further business, Mr. Wade asked for a motion to adjourn the Regular Meeting at 9:18 a.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.

FISCAL OFFICER   
TRUSTEE   
TRUSTEE   
TRUSTEE 