

RECORD OF PROCEEDINGS

1961

Minutes of

Clearcreek Township Trustees

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 16148

Held

FEBRUARY 12,

2014

(YEAR)

The Clearcreek Township Trustees met in regular session at 6:30 p.m. with the following members present: Mr. Muterspaw and Mr. Wade. Mr. Gabbard was absent.

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

Mr. Muterspaw moved to approve the regular meeting minutes from January 22, 2014 and the special meeting minutes from January 28, 2014. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Wade-yea.

Mrs. Oda gave the Board and Department Chairs the current appropriation status report, and noted the township had \$12,876,130.01 in its bank accounts.

Mr. Muterspaw moved to approve pending warrants #17373 through #17486 and electronic warrants #194-2014 through #290-2014. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Wade-yea.

Mr. Muterspaw moved to recess the regular meeting and open the Public Hearing to consider the application of Michael Garrett to amend the zoning resolution and map for 3.5140 acres of land at 2046 E. State Route 73 from "B-2" PUD, Residence "R-1" and "B-1" to "B-2" PUD. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Wade-yea.

After a discussion led by Mr. Palmer and comments by Mr. Garrett, Mr. Wade adjourned the Public Hearing, and re-opened the regular meeting.

Mr. Muterspaw moved to approve the request by Mr. Garrett, owner of Waynesville Automotive Inc. to amend the zoning resolution and map for 3.5140 acres (1.2285 acres General Business Planned United Development "B-2PUD", 1.0016 acres residence zone "R-1", 1.2839 acres neighborhood business "B-1"). The land is located at 2046 East State Route 73, Lot 1 Bradley Acres 2 (first addition) and described by parcel number 05-19-151-0090 in Section 19, Town 3, Range 5 of Clearcreek Township. The rezoning request is from General Business with a Planned Unit Development "B-2PUD", Residence Zone "R-1" and neighborhood business zone "B-1" to general business Planned Unit Development "B-2PUD." The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw - 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. Muterspaw moved to recess the regular meeting and open the second Public Hearing to consider an amendment of Chapter 13 of the text of the Clearcreek Township Zoning Resolution. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw- yea; Mr. Wade-yea.

After a brief discussion, Mr. Wade adjourned the Public Hearing and reconvened the regular meeting.

Mr. Muterspaw moved to approve Exhibit 2013-2, an amendment that refines standards for Chapter 13 Planned Unit Development (PUD) for the Clearcreek Township, Warren County, Ohio Zoning Code. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw - 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. Muterspaw moved to approve Resolution #4491 endorsing the name of "Old State Route 123" and suggesting the name of "Abner Crane Road" for the connector road in the unincorporated community of Red Lion. The name was suggested by members of the township's maintenance department who researched to find Abner Crane was the first developer of what is now known as Red Lion. Mr. Pickett noted he would be submitting the Board's request to Warren County Engineer Neil Tunison. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw- 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 within.

Mr. Muterspaw moved to approve Resolution #4492 authorizing the township administrator to execute an additional counsel agreement and declaring an emergency to allow John Smith to continue to represent the township in the Sunshine Law court action. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw- 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. Pickett noted that he would like to pay off the debt of the park property purchased from Thomas Gitzinger early. Mr. Gitzinger would like to continue the payment plan for the next four years. Mrs. Oda and Mr. Pickett will confer with their financial contacts to see what a fair rate to continue financing the remaining amount would be, and report back to the Board at its February 26, 2014 meeting.

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Mr. Pickett asked for the Board's approval to install new and additional insulation in the Township Government Center. He had a quote of \$3,990.00. The Board asked him to obtain additional quotes before approving the project.

The Board held a brief discussion about changing the dates of its meeting. Mr. Muterspaw moved to hold a special meeting on February 17, 2014 for the purpose of paying current bills. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw- yea; Mr. Wade-yea.

Mr. Muterspaw moved to request that Mr. Pickett send out the property and casualty insurance specifications to local insurance agencies in order to receive bids. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw- yea; Mr. Wade-yea.

Chief Terrill gave the January 2014 monthly police department report.

Chief Kidd gave the 2013 Annual Report to the Board, as well as the January 2014 monthly fire district report.

Mr. Muterspaw moved to promote Steven Agenbroad to Assistant Fire Chief under a probationary appointment effective February 15, 2014. His rate of pay will increase to \$41.86 per hour. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw- yea; Mr. Wade-yea.

Mr. Pickett removed item C4 from the agenda.

Mr. Muterspaw moved to promote Daniel Swords to captain effective February 15, 2014, and increase his pay to \$33.25 per hour. The appointment has a one year probationary period. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw- yea; Mr. Wade-yea.

Mr. Muterspaw moved to promote Justin Buehler to lieutenant effective February 15, 2014 and increase his pay to \$23.90 per hour. The appointment has a one year probationary period. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw- yea; Mr. Wade-yea.

Mr. Muterspaw moved to promote Larry Carman to lieutenant effective February 15, 2014 and increase his pay to \$31.66 per hour. The appointment has a one year probationary period. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw- yea; Mr. Wade-yea.

Mr. Muterspaw moved to promote Jacob Roop to full-time career Firefighter/Paramedic effective February 15, 2014 and increase his pay to \$18.53 per hour. The appointment has a one year probationary period. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw- yea; Mr. Wade-yea.

Mr. Muterspaw moved to extend contingent full-time probationary employment offers for the position of full-time firefighter/paramedics to Kent J. Denlinger and Sean P. O'Neil. Both men will need to complete additional exams before they can be hired. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw- yea; Mr. Wade-yea.

Mr. Muterspaw moved to approve Resolution #4493 authorizing the Township Administrator to enter into a service contract with Federal Field Services for the Clearcreek Township's outdoor warning sirens at a cost of \$2,200.00. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw - 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. Muterspaw moved to increase part-time Firefighter/EMT Matthew Spear's pay rate from \$15.83 per hour to \$16.20 per hour as he has completed paramedic requirements. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw- yea; Mr. Wade-yea.

Mr. Muterspaw moved to allow the Clearcreek Fire District to submit a grant proposal to the Ohio Department of Public Safety/Division of EMS grant program. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw- yea; Mr. Wade-yea.

Mr. Palmer presented the January 2014 monthly Zoning Department report.

Mr. Muterspaw moved to keep the appointments to the Warren County Regional Planning Commission the same as last year. Representatives are Jeff Palmer, Dennis Pickett and Bob Kidd, and alternates are John Edelman, Ed Wade and Tim Simpson. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw- yea; Mr. Wade-yea.

Mr. Muterspaw moved to approve Resolution #4494 determining the maintenance of a specific tract of land constitutes a nuisance. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw - 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.

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DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

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2014

(YEAR)

Mr. Muterspaw moved to approve a Bobcat T590 T4 with trailer and five attachments at a cost of \$72,217.80. Mr. Smith was able to attain three bids on the equipment, and the bid from Bobcat was the lowest and best. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Wade-yea.

Mr. Smith gave a brief overview on how his department decides which roads get priority when snow plowing is necessary. He also noted the township – unlike most communities in Southwest Ohio – has plenty of road salt. Mr. Smith said the township has a contract for salt at \$49 per ton, and others are now paying \$175 per ton for salt. The Board complimented him for staying on top of the township's needs for road maintenance.

With no further business to conduct, Mr. Muterspaw moved to adjourn the meeting at 7:52 p.m. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Wade-yea.

FISCAL OFFICER

TRUSTEE

TRUSTEE

TRUSTEE

1964

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Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held _____, (YEAR)