

RECORD OF PROCEEDINGS
Clearcreek Township Trustees

2163

Minutes of

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 16148

JANUARY 9,

2017

Held

(YEAR)

The Clearcreek Township Trustees met in regular session at 5:30 p.m. with the following members present: Mr. Muterspaw, Mr. Gabbard and Mr. Wade.

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

Mr. Muterspaw moved to approve the regular meeting minutes of December 30, 2016. The motion was seconded by Mr. Gabbard and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-yea; Mr. Wade-yea.

Mr. Muterspaw moved to approve warrants #23862 through #23891 and electronic fund transfers #0001-2017 through #0086-2017. The motion was seconded by Mr. Gabbard and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-yea; Mr. Wade-yea.

Mr. Muterspaw moved to approve Resolution #4985 amending the temporary appropriations resolution with supplemental appropriations. The motion was seconded by Mr. Gabbard and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-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. Gabbard moved to approve Resolution #4986 approving a transfer of funds from the General Fund to other funds in the amounts equal to investment income generated by those funds in 2016. The motion was seconded by Mr. Muterspaw and upon roll call the vote was as follows: Mr. Gabbard-yea; 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. Gabbard moved to appoint Mr. Wade as Chair for 2017. The motion was seconded by Mr. Muterspaw and upon roll call the vote was as follows: Mr. Gabbard-yea; Mr. Muterspaw-yea; Mr. Wade-yea.

Mr. Muterspaw moved to appoint Mr. Gabbard as Vice Chair for 2017. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Wade-yea; Mr. Gabbard-yea.

Mr. Muterspaw moved to establish the second and fourth Mondays of each month at 5:30 p.m. as regular meeting dates. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Wade-yea; Mr. Gabbard-yea.

Mr. Gabbard moved to hire Brian R. Coulton as a part-time police officer with a wage of \$15.00 per hour effective January 10, 2017. The motion was seconded by Mr. Muterspaw and upon roll call the vote was as follows: Mr. Gabbard-yea; Mr. Muterspaw-yea; Mr. Wade-yea.

Mr. Wade presented the Oath of Office to Officer Coulton.

At 5:39 p.m. Mr. Muterspaw moved to suspend the regular meeting and enter into a Public Hearing to hear a request to amend the zoning resolution and map for a total of 157.224 acres with road front on Ohio 741 and Ohio 122 from Open Space Rural Residence Zone "OSR-1", Light Industry Zone "M-1", Neighborhood Business "B-1", and Residence Zone "R-1" to Residence Zone "R-1" and General Business Zone "B-2". The motion was seconded by Mr. Gabbard and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-yea; Mr. Wade-yea.

Mr. Palmer began the Public Hearing, and went over the details of the request by Gregory Smith of Oberer Land Developers LTD, agent for Stolle Properties Inc., and Bob Abernathy. Mr. Smith and Mr. Abernathy spoke, as did residents John Grier and Paul Pomeroy.

After a discussion, the Public Hearing closed at 6:32 p.m.

Mr. Gabbard moved to approve Resolution #4987 allowing the application of Mr. Smith to amend the zoning resolution and map for a total of 157.224 acres. The property has road frontage on Ohio 122 and Ohio 741. The parcel is identified by Sidwell #08-15-276-005 and Account #0605961 and located in Section 15, Town 3 and Range 4 in Clearcreek Township. The request was from Open

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Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held JANUARY 9, 2017 (YEAR)

Rural Space Residence Zone "OSR-1", Light Industry Zone "M-1", Neighborhood Business "B-1", and Residence Zone "R-1" to Residence Zone "R-1". The motion was seconded by Mr. Muterspaw and upon roll call the vote was as follows: Mr. Gabbard-yea; 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 purchase a replacement truck for Road Superintendent Scott Smith with a 2017 Dodge Durango from Key Chrysler Jeep Dodge Ram Inc. for \$27,838.00. Mr. Smith's current truck is 17 years old and has more than 160,000 miles. The motion was seconded by Mr. Gabbard and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-yea; Mr. Wade-yea.

Mr. Smith gave the Road Department's monthly report, and noted there have only been four weather incidents this season. About 500 tons of salt has been delivered to the Township to date this season.

The Board agreed to request services from the Warren County Regional Planning Commission. This will include a public charrette as well as the drafting of a master park plan for the Harbaugh Park properties. A meeting to further discuss this project will be held at 10 a.m. Thursday, January 12, 2017 at the Township's meeting room.

Mr. Palmer gave the Zoning Department monthly report.

Chief Agenbroad gave the Fire District monthly report.

Chief Terrill gave the Police Department monthly report.

Mrs. Oda requested the Board vote to allow her to move upwards of \$400,000.00 into the individual health savings account for employees, and to establish how often deposits would be made into these individual account (monthly, quarterly, semi-annually or annually). She noted that employees who leave any time after mid-January do not pay back the money meant to cover deductibles. Additionally, paying the money upfront requires the Township to use investment money rather than budgeted money. Mr. Wade pointed out that the prior resolution already approved these health savings account deposits happening annually and another vote by the Board was not necessary. Mrs. Oda stated while she understood this, because of the large amount of money to be moved, she was asking for a vote from the Board for 2017 funds. At which point Mr. Wade asked Mrs. Oda if she had read the resolution. Mrs. Oda said that she had not read the resolution. Mr. Wade concluded the conversation by making it clear that no further action by the Board was necessary as it was already approved by resolution. Neither Mr. Muterspaw nor Mr. Gabbard objected.

Mr. Gabbard moved to allow four employees who were overcharged on their health savings account to have that money put back into their health savings account through the Township's payment portion. The motion was seconded by Mr. Muterspaw and upon roll call the vote was as follows: Mr. Gabbard-yea; Mr. Muterspaw-yea; Mr. Wade-yea.

With no further business to discuss, Mr. Muterspaw moved to adjourn the meeting at 6:47 p.m. The motion was seconded by Mr. Gabbard and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-yea; Mr. Wade-yea.

FISCAL OFFICER [Signature]
TRUSTEE [Signature]
TRUSTEE [Signature]
TRUSTEE [Signature]