

Held January 13, 2020  
(YEAR)

The Clearcreek Township Trustees met in regular session at 5:30 p.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.

Pursuant to ORC 505.01, at the first meeting of each calendar year, the Board of Township Trustees shall select one of its members to serve as Chairperson for a one year term, and should the Chairperson be unavailable, a Vice Chairperson to assume those duties.

Mr. Gabbard moved to select Mr. Wade as Chairperson. The motion was seconded by Mr. Muterspaw and upon roll call the vote was as follows: Mr. Gabbard-yea; Mr. Muterspaw-yea; and Mr. Wade-yea.

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

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. Carolus, Fiscal Officer, updated the Board on the state of Township finances. He noted that the Township's overall financial condition was strong with a \$2 million General Fund balance. Also noted was the \$1.16 million dollar deficit in Fire Fund. While there are sufficient balances to avoid cuts at this time, some action must be taken to balance this fund.

Mr. Muterspaw moved to approve Resolution 5201 – A Resolution requesting the County Auditor to make tax advances during calendar year 2020, pursuant to Ohio Revised Code 321.34, and dispensing with the second reading. This will allow the Township to accrue interest income from these tax monies. The motion was seconded by Mr. Gabbard and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-yea; and Mr. Wade-yea.

Mr. Gabbard moved to approve Resolution 5202 – A Resolution approving a transfer of funds from the General Fund to other funds in amounts equal to investment income generated by fourth quarter (2019) earnings, and dispensing with the second reading. The motion was seconded by Mr. Muterspaw and upon roll call the vote was as follows: Mr. Gabbard-yea; Mr. Muterspaw-yea; and Mr. Wade-yea.

Mr. Muterspaw moved to approve Resolution 5203 – A Resolution to supplement appropriate funds to the permanent appropriations Resolution for FY 2020 (5196), and dispensing with the second reading. This will allow payment of car allowances missed in 2019 to the Township Administrator and Zoning Director. The motion was seconded by Mr. Gabbard and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-yea; and Mr. Wade-yea.

During the Public Comments section of the meeting, Mr. Andre Tagliamonte, 1739 Winding Run Blvd, came forward to see if construction traffic could be abated or re-rerouted. A short discussion between Mr. Tagliamonte, Mr. Jeff Palmer, Zoning Director, and Mr. Wade ensued. Mr. Palmer agreed to get back with Mr. Tagliamonte once he had information consolidated. Mr. Tagliamonte then asked the Board about construction noise issues. He noted several instances where construction occurred well after dark and into the early morning hours. Mr. John Terrill, Police Chief, noted that the Township had looked into the issue and noted the County prosecutor didn't consider construction noise in the same vein as loud music coming from a boom box. In addition, with the mixed use between agricultural and residential, it was problematic to develop fair, enforceable rules. Mr. Matthew Clark, Township Administrator offered to contact builders asking for consideration with late night/early morning noise issues. Mr. Tagliamonte left his contact information for additional discussion.

Held

January 13

2020  
(YEAR)

No further Public Comments were noted.

Mr. Gabbard moved to approve Resolution 5204 – A Resolution authorizing the Township Administrator to execute a contract with the Warren County Engineer's Office for the Warren County 2020 Resurfacing Project, dispensing with the second reading and declaring an emergency. This will allow the Township to benefit from consolidating road projects with the County and other entities to get the best prices for the Township. The motion was seconded by Mr. Muterspaw and upon roll call the vote was as follows: Mr. Gabbard-yea; Mr. Muterspaw-yea; and Mr. Wade-yea.

Mr. Muterspaw moved to approve Resolution 5205 – A Resolution to amend and restate Clearcreek Township's participation in the Warren County Drug Task Force Council of Government's contract, and dispensing with the second reading. The contract was amended to allow another government entity to join the Drug Task Force. This requires all signatories to pass another resolution to approve the contract. The motion was seconded by Mr. Gabbard and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-yea; and Mr. Wade-yea.

Mr. Gabbard moved to approve a First Reading for Resolution 5206 – A Resolution to approve an amendment to the final detailed site plan (Stage 3) for the General Business Planned Unit Development "B-2PUD" at 9125 N. State Route 48. Mr. Palmer, advised the Board of the issues associated with the request. The motion was seconded by Mr. Muterspaw and upon roll call the vote was as follows: Mr. Gabbard-yea; Mr. Muterspaw-yea; and Mr. Wade-yea.

Mr. Jim Hilliard, who was at the meeting to respond to any questions on Resolution 5206, came forward to thank our Township police officers for their kindness and support during a recent family incident.

Mr. Muterspaw moved to approve Resolution 5207 – A Resolution determining that the maintenance of 3640 Colton Court, Parcel ID #08-15-258-008, constitutes a nuisance for trash and debris, dispensing with the second reading and declaring an emergency. This will allow construction debris to be removed in a timely manner. The motion was seconded by Mr. Gabbard and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-yea; and Mr. Wade-yea.

Mr. Steve Agenbroad, Fire Chief, wanted to thank Lieutenant Adam Stafford for his efforts in providing assistance to the Springboro Community Assistance Center (SCAC) with the "Pack a Medic" food and clothing drive. He also noted that Firefighter James Whitney assisted in the effort. Mr. Agenbroad informed the Board that Mr. Whitney just passed his paramedic certification as well. The Board congratulated both of them for their community service and to Mr. Whitney for passing his paramedic certification. Mr. Gabbard passed along the thanks from the SCAC Board, of which he is a member.

Mr. Gabbard moved to approve the Consent Agenda as presented to the Board:

- 1 Approval of Minutes – December 23, 2019 Regular Meeting.
- 2 Current Bills & Financial Reports.
- 3 Approve the 2020 lawn care chemical treatments for Patricia Allyn Park, Hoffmann Reserve, Diane's Sycamore Reserve, along with the Government Center, not to exceed \$16,900, and authorize the Township Administer to execute all associated agreements.

Mr. Muterspaw seconded the motion and upon roll call the vote was as follows: Mr. Gabbard-yea; Mr. Muterspaw-yea; and Mr. Wade-yea.

RECORD OF PROCEEDINGS  
Clearcreek Township Trustees

2383  
Meeting

Minutes of

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held January 13 2020  
(YEAR)

Mr. Clark updated the Board on the Red Lion Sewer Project. He also advised the Board that with the adoption of the new Employee Handbook, Memorandums of Understandings will be needed on some active collective bargaining agreements.

Mr. Terrill advised the Board that the Drug Task Force will make a presentation at the next meeting.

At 6:02 p.m. Mr. Wade asked if the Board wanted to go to executive session pursuant to O.R.C. 121.22(G)(1) to consider the appointment, employment, and compensation of public employees and officials. Mr. Muterspaw moved to go into executive session. Mr. Gabbard seconded the motion and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-yea; and Mr. Wade-yea.

At 6:28 p.m. the Board returned from the executive session and by unanimous acclamation continued the public meeting.

With no further business to conduct, Mr. Muterspaw moved to adjourn the meeting at 6:29 p.m. Mr. Gabbard seconded the motion and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-yea; and Mr. Wade-yea.

FISCAL OFFICER Russell Carothers Jr.  
TRUSTEE Ed Wade  
TRUSTEE Sam Muterspaw  
TRUSTEE JSR

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held \_\_\_\_\_, \_\_\_\_\_ (YEAR)