

RECORD OF PROCEEDINGS
Clearcreek Township Trustees

2427

Meeting

Minutes of

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

June 8

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.

At 5:31 p.m., Mr. Muterspaw moved to suspend the regular meeting to conduct an Executive Session per Ohio Revised Code 121.22 (G)(3) to confer with the Law Director concerning disputes that are the subject of pending or imminent court action. 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 5:44 p.m., the Board returned from Executive Session and unanimously agreed to resume the Regular Meeting.

At 5:45 p.m., Mr. Wade asked to recess the Regular Meeting to conduct a Public Hearing – To consider the 2021 Tax Budget. Mr. Gabbard moved to recess the Regular Meeting to hold the Public Hearing. 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. Carolus, Fiscal Officer, noted the Tax Budget process is required by the Ohio Revised Code and the County.

No public comments or questions were noted.

At 5:46 p.m., Mr. Muterspaw moved to close the Public Hearing and to resume the Regular Meeting. Mr. Gabbard seconded the motion and upon roll call the vote was as follows: Mr. Muterspaw-yea; Mr. Gabbard-yea; and Mr. Wade-yea.

The Regular Meeting resumed at this time.

Mr. Gabbard moved to direct the Fiscal Officer to submit the Tax Budget to the County Auditor. 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.

At 5:46 p.m., Mr. Wade asked to recess the Regular Meeting to conduct a Public Hearing – To create the Country Creek Estates, Section 2 Street Lighting District. Mr. Muterspaw moved to recess the Regular Meeting to hold the Public Hearing. 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. Clark, Township Administrator, stated that the new district was submitted in February, but that the developer had advised that no further changes would be made to the lot count. Mr. Clark advised that he would return to the Board if further changes were needed.

No public comments or questions were noted.

At 5:47 p.m., Mr. Gabbard moved to close the Public Hearing and to resume the Regular Meeting. Mr. Muterspaw seconded the motion and upon roll call the vote was as follows: Mr. Gabbard-yea; Mr. Muterspaw-yea; and Mr. Wade-yea.

The Regular Meeting resumed at this time.

Mr. Muterspaw moved to approve Resolution 5226 – A Resolution providing for changes in the Clearcreek Township Street Lighting System by establishing the Country Creek, Section 2 Street Lighting District, and dispensing with the second reading. 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.

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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.

No Public Comments were noted.

Mr. Gabbard moved to approve Resolution 5227 – A Resolution determining that the maintenance of a specific tract of land constitutes a nuisance, dispensing with the second reading, and declaring an emergency, for the property located at 329 Chapel Drive, parcel ID #05-32-176-020. 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 5228 – A Resolution determining that the maintenance of a specific tract of land constitutes a nuisance, dispensing with the second reading, and declaring an emergency for the property located at 367 Patton Drive, parcel ID #05-32-193-001. 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. Wade introduced Resolution 5229 – A Resolution requesting that the County Auditor certify to Clearcreek Township (1) the total current tax valuation of Clearcreek Township; and (2) the dollar amount of revenue that would be generated by a specified number of mills, and dispensing with the second reading, and declaring an emergency.

Mr. Clark advised the Board the Resolution is the first step in placing a Fire Levy on the ballot. The current millage in the request is 3.75 mills.

Mr. Gabbard moved to approve Resolution 5229. Mr. Muterspaw seconded the motion. Upon roll call, Mr. Gabbard voted yea. Mr. Muterspaw stated that when he is voting, he's going to be supportive of this, and does not want to get in the weeds of past discussions, however, he is bothered by the ratio of payments – contributions through taxes for the Fire District – when comparing township residents versus the city residents. Mr. Muterspaw voted yea followed by a yea vote from Mr. Wade.

Mr. Agenbroad, Fire Chief, asked the Board to accept a generous donation of \$1,000, to benefit the Fire District, from Enterprise TE Products Pipeline Co., LLC. Mr. Muterspaw moved to accept the donation. 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 the Consent Agenda as presented to the Board:

- 1 Approval of Minutes – May 26, 2020, Regular Meeting.
- 2 Current Bills & Financial Reports.
- 3 Monthly reports for Police, Fire, Planning and Zoning, along with Road and Parks.

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 he was working on funding options for possible forthcoming capital projects.

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Mr. Smith, Road Superintendent, noted that the paving season had started and that road projects would begin in the next week.

Chief Agenbroad stated that Captain Steve Cox had graduated from the Ohio Fire Executive Program. Captain Cox has spent 2½ years in the program and graduated despite the issues with the pandemic. Chief Agenbroad stated that Captain Cox wished to thank the Board for their support. The Board congratulated Captain Cox on his achievement.

With no further business to conduct, Mr. Muterspaw moved to adjourn the meeting at 5:56 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
TRUSTEE
TRUSTEE
TRUSTEE

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held _____, _____ (YEAR)