

**RECORD OF PROCEEDINGS**  
**Clearcreek Township Trustees**

Minutes of

2295

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held December 10, , 2018  
(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.

Mr. Wade administered the Oath of Office as a full member of the Clearcreek Township Board of Zoning Appeals to Mr. Thomas St. Denis.

Mr. Wade administered the Oath of Office as an alternate member of the Clearcreek Township Board of Zoning Appeals to Mr. Steve Bond.

Mr. Muterspaw moved to approve the meeting minutes of November 26<sup>th</sup>, 2018. 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 warrants #28145 through #28274 and electronic fund transfers #2730-2018 through #2733-2018. 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. Wade opened the floor for public comment. Mr. Brad Drager from Midwest Wealth Management came forward and asked the Board to consider his firm for the Township's investments.

Mr. Muterspaw moved to pass Resolution #5138 - A Resolution Rescinding Resolution #3650 and establishing a New Schedule of Fees for the Zoning Department and approve an increase of five dollars to the stipend for the Board of Zoning Appeals and the Zoning Commission. 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. 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 pass Resolution #5139 - A Resolution Establishing a New Schedule of Fees for the Police Department Fingerprinting Program. 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. A copy of the resolution is attached to these minutes and deemed a part of this record as if fully rewritten within.

A short discussion was opened with Mr. Clark, the Township Administrator, on whether or not the Township should continue to reserve shelters at Patricia Allyn Park. Mr. Bryan Pacheco, the Township's Law Director, advised the Board that reserving or restricting access to shelters, and requiring payment for the use of such shelters, would impact the Township's recreational user immunity in any potential liability lawsuit. After some discussion, the Board directed Mr. Clark to look into liability coverages as it pertains to our current insurance. The Board decided to continue this discussion once the information is available.

Mr. Muterspaw moved to pass Resolution #5140 - A Resolution Establishing a New Schedule of Fees for Patricia Allyn Park Shelter Rentals. 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. 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 enter an agreement to purchase a new telephone system and telephones from Cincinnati Bell Telephone Company, at state bid pricing, for a one time cost of \$13,106, with a monthly licensing and access fee of \$1,695. 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.

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Mr. Muterspaw moved to purchase two LIFEPAK AED Kits, one each for the Road and Parks buildings, at a total cost of \$4,051. 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 purchase one John Deere, model Z950R, 60" mulching mower from Koenig Equipment at the state bid price of \$10,980. 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 authorize repairs to medic unit 308. The Alternator and regulator were replaced by Vogelpohl Fire Equipment with repairs totaling \$2,853.81. 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 recommend Lieutenant Justin Null for enrollment into the Ohio Fire Executive Program at a total cost of \$9,500, paid in biannual installments. 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 Fire Collective Bargaining Agreement rate adjustments. 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. A copy of the rate adjustments is attached to these minutes and deemed a part of this record as if fully rewritten within.

Mr. Gabbard moved to accept a \$500 donation from the Enbridge Foundation (Texas Eastern). 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 purchase 19 bullet resistant helmets at a total cost of \$6,175 from CPG Armor Company. 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 Police Collective Bargaining Agreement rate adjustments. 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. A copy of the rate adjustments is attached to these minutes and deemed a part of this record as if fully rewritten within.

At 6:03, Mr. Muterspaw moved to go into executive session with the following 2 purposes:

Pursuant to Ohio Revised Code, Section 121.22(G)(1) - To consider the compensation of public employees.

Pursuant to Ohio Revised Code, Section 121.22(G)(8)(a)(b) - To consider confidential information related to the marketing plans, specific business strategy, production techniques, trade secrets, or personal financial statements of an applicant for economic development assistance, or to negotiations with other political subdivisions respecting requests for economic development assistance, provided that both of the following conditions apply:

- a. The information is directly related to a request for economic development assistance ...that involves public infrastructure

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improvements or the extension of utility services that are directly related to an economic development project, and

- h. A unanimous quorum of the public body determines, by a roll call vote, that the executive session is necessary to protect the interests of the applicant or the possible investment or expenditure of public funds to be made in connection with the economic development project.

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

At 7:55 p.m., the board returned from executive session and resumed the meeting.

Mr. Muterspaw moved to approve non-union rate adjustments. 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. A copy of the rate adjustments will be set forth as a resolution at the board meeting on December 27<sup>th</sup>.

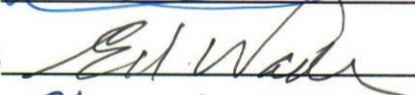
Mr. Gabbard moved to increase the Township's monthly Law Director fee from \$6,000 to \$7,500 monthly. The motion was seconded by Mr. Muterspaw and upon roll call the vote was as follows: Mr. Gabbard-yea; Mr. Muterspaw-yea; and Mr. Wade-yea.

At 7:58 p.m. and with no further business to conduct, Mr. Muterspaw moved to adjourn the meeting. 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.

FISCAL OFFICER



TRUSTEE



TRUSTEE



TRUSTEE



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

# RECORD OF PROCEEDINGS

2293

Minutes of Clearcreek Township Records Commission

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

December 10th

2018

(YEAR)

The Clearcreek Township Records Commission met in regular session at 5:15 p.m. with the following members present: Mr. Wade and Mr. Carolus.

Mr. Wade opened the meeting.

Mr. Carolus moved to accept the revisions as noted in the Police Department's RC2. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Carolus-yea; Mr. Wade-yea.

Mr. Wade moved to approve and send the RC2's to the Ohio Historical Society and Auditor of the State of Ohio. The motion was seconded by Mr. Carolus and upon roll call the vote was as follows: Mr. Wade-yea; Mr. Carolus-yea.

Mr. Carolus moved to contract with Shred-It for the disposal of records as provided by the Ohio Revised Code. The motion was seconded by Mr. Wade and upon roll call the vote was as follows: Mr. Carolus-yea; Mr. Wade-yea.

With no further business to conduct, Mr. Wade moved to adjourn the meeting at 5:20 p.m. The motion was seconded by Mr. Carolus and upon roll call the vote was as follows: Mr. Wade-yea; Mr. Carolus-yea.

BOARD MEMBER



BOARD MEMBER



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Held \_\_\_\_\_, \_\_\_\_\_  
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