

**The Board of Trustees of Sugarcreek Township, Greene County, Ohio, met in Special Session, July 14, 2010, at 5:30 pm, at 2090 Ferry Road, Bellbrook, Ohio 45305.**

1. Chairperson Nadine Daugherty called the meeting to order at 5:30 pm.
2. All rose and recited the Pledge of Allegiance to the Flag.
3. Mr. Hodson called the roll with Board Members Nadine Daugherty, Mike Pittman and Dick King being present. Others present, in addition to Mr. Tiffany, who signed in were Jim Martin, Scott Bryant, Donna Hellman, Jerry A. Burgen and Jim Tharpe.

**4. Public Hearing of 2011 Fiscal Budget**

**Fiscal Office Report**

Mr. Hodson said the Budget was much the same as last years. He said the General Fund was the only fund of concern. He said he had doubts that we could hold to the expenditure allocations he has proposed for the General Fund and that by the end of 2011 we would experience a major shortfall for 2012. Mr. Hodson suggested we may have to sell assets held by the General Fund to meet 2012 obligations and that we need to start planning for ways to eliminate possible future shortfalls. Mr. Hodson also said the Road and Bridge Fund will have to be carefully monitored for 2011 and 2012 in an effort to complete payments for Clyo Road. All other Funds are in a solid financial position for next year. Mr. Hodson answered several questions presented by the Board as the discussion proceeded.

**Open Public Hearing**

Mrs. Daugherty opened the Public Hearing and asked if there were any questions or comments from those attending. There were none.

**Close the Public Hearing**

Mrs. Daugherty move to close the Public Hearing.

Mrs. Daugherty moved to accept the 2010 Budget as Presented. Mr. King seconded. Mrs. Daugherty then moved to amend her motion to approve the 2011 Budget as Presented. Roll was called with the vote being as follows:

Mr. King – Yes  
Mr. Pittman – Yes  
Mrs. Daugherty - Yes

**5. New Business**

Mr. King moved to adjourn to Executive Session briefly before continuing with the meeting. Mr. Pittman seconded. Roll was called with the vote being as follows:

Mr. King – Yes  
Mr. Pittman – Yes  
Mrs. Daugherty - Yes

The meeting adjourned to Executive Session at 5:55 pm.

The meeting resumed at 6:05 pm.

As a result of the Executive Session, Mr. Tiffany said Chief Flick recommend the Board accept the Probationary release of Officer Kavanaugh.

A. Probationary Release of Full -time Police Officer Kevin S. Kavanaugh

**Resolution # 2010-07-14-02**

WHEREAS, Full-time Police Officer Kevin S. Kavanaugh has been a member of the Sugarcreek Township Police Department since January 25, 2010; and,

WHEREAS, during this probationary period, Mr. Kavanaugh has not satisfied the requirements of his position,

NOW THEREFORE, BE IT RESOLVED that the Board of Sugarcreek Township Trustees does hereby authorize the probationary release of Kevin S. Kavanaugh from his duties as full-time Police Officer effective July 14, 2010.

Mr. King moved to accept the Resignation of Officer Kavanaugh. Mr. Pittman seconded. Roll was called with the vote being as follows:

Mr. King – Yes  
Mr. Pittman – Yes  
Mrs. Daugherty - Yes

Mr. Tiffany said the Board had previously scheduled a meeting on July 28<sup>th</sup> with the Dille family and to table the T.I.F. proposed by Resolution 2010-07-06-01 until the August 2<sup>nd</sup> Board meeting. Mr. Tiffany suggested the Board move the Tabled Item to the July 28<sup>th</sup> meeting.

Mr. Pittman moved to vote for the T.I.F. on the July 28<sup>th</sup> meeting. Mr. King seconded. Roll was called with the vote being as follows:

Mr. King – Yes  
Mr. Pittman – Yes  
Mrs. Daugherty - Yes

B. Amend Resolution 2010.06.21.07 to Reduce Millage of Tax Levy for Sidewalks and Pathways

**Resolution # 2010-07-14-01**

WHEREAS, this Board of Sugarcreek Township Trustees has determined the necessity of levying a tax outside the ten mill limitation; and,

WHEREAS, Section 5705.19 of the Ohio Revised Code authorizes submission of the question of the tax; and,

WHEREAS, this Board of Trustees has determined the necessity of levying a tax in excess of the ten-mill limitation for the benefit of the Township for the purposes of the general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges and for constructing, rehabilitating, repairing or maintaining of sidewalks, walkways, trails, bicycle pathways, or similar improvements, or acquiring ownership interest in land necessary for the foregoing improvements, pursuant to 5705.19.(PP) of the Ohio Revised code, for a total not to exceed five tenths (0.5) mills per year for a five (5) year period commencing in tax year 2010; and

WHEREAS, the question of levying said tax will be submitted to the electors at an election to held on November 2, 2010, election,

NOW THEREFORE, BE IT RESOLVED, that this Board of Trustees is requesting the County Auditor to certify the total current valuation and dollar amount of revenue that would be generated by said millage,

FURTHER, BE IT RESOLVED, when certification from County Auditor is received, this Resolution will be certified to the Board of Elections in the manner and within the time prescribed by the applicable section of the Ohio Revised Code along with the County Auditor's estimate.

Mrs. Daugherty moved to Amend Resolution 2010.06.21.07 as presented. Mr. King seconded. Roll was called with the vote being as follows:

Mr. King – Yes  
Mr. Pittman – Yes  
Mrs. Daugherty - Yes

The Board expressed concerns that, in the current economic climate, the original 0.9 mils cost may exceed the Citizens interest in supporting the project and the reduced amount would still help with limited establishment of the Safe Routes to School program.

The Board discussed entering into a Memorandum of Understanding with Miami Valley Interpreters to assist our Police and Fire Departments with non-English speaking people. All members of the Board agreed to do so.

The Board discussed the Limited Home Rule Issue. Mrs. Daugherty said she's not convinced we need to put it back on the ballot. She thinks we need a committee to study the issue. Mr. King and Mr. Pittman agreed with studying the issue but thought it should go on the ballot this November. Chief Pavlak said after further discussion that we have two issues here. One is the board needs additional information to reach an agreement and two is put a study committee together. Mr. Tiffany said the Board should be together if they put it on the ballot. He suggested they might have a Public Meeting with the Citizens for their input since several mentioned it at the Merger Commission meetings. The Board decided to start on further educating themselves with the issue.

#### **Public Comments**

Mr. Scott Bryant said Limited Home Rule is an important issue and the Board needs to get it right and have a thorough review of pros and cons. Mr. Bryant also volunteered to serve on a committee.

Mrs. Donna Hellman suggested the Board read the minutes of the Colerain Township meeting of March 8, 2009. The Board was given a presentation stating there was no advantage to annexation deterrence.

Mr. Jim Martin said he had encouraged LHR on the previous election because it made it easier to get money for necessary projects. However, he doesn't like it because it empowers the Board to make too many laws. Mr. Martin said we don't need more laws.

Mrs. Joan Gallagher said she thinks the people have a feel for what the Township is up against with annexation. She thought LHR would provide another tool in the tool box to help in our fight against annexation. People are starting to realize that we need options.

Mr. Martin said he can see what will happen if voter in. Some farmer will combine beans all night and someone will complain about it. Then we will have an ordinance that the farmers are restricted on when they can work their fields.

Mrs. Daugherty moved to adjourn to work session. Mr. Pittman seconded. Roll was called with the vote being as follows:

Mr. King – Yes  
Mr. Pittman – Yes  
Mrs. Daugherty - Yes

The meeting adjourned to work session at 6:50 pm.