

The Board of Trustees of Sugarcreek Township, Greene County, Ohio, met in Special Session, July 28, 2010, at 5:00 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. Tiffany 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 Donna Hellman, Jeff Stuart, Nathan Cahill, Jim Martin and Barbara Burson.

4. New Business

Administration

A. Declaring Improvements to Parcels of Real Property Located in Sugarcreek Township, Ohio to be a Public Purpose Under Section 5709.73(B) of the Ohio Revised Code, Exempting Such Improvements from Real Property Taxation, Declaring Certain Public Improvements to be Necessary for the Further Development of Those Parcels and Establishing a Tax Increment Equivalent Fund.

Mr. John McCloud, Attorney for the Dille Family and Mr. Marrinan, President of Dille Laboratories were present to represent the Dille family. Mr. Cloud put before the Board an Agreement stating the Dille Labs will not seek and will oppose any annexation of the property on Feedwire and Brown Road (Parcels L3200010002008300, L3200010002000500, and L32000100020002400).

Mr. Cloud stated that the Family and Board met and voted unanimously, with one member being absent, to approve this agreement.

Chief Pavlak asked if they will prepare minutes of their meeting.

Mr. Cloud said they will prepare and provide them for our records.

**NON-ANNEXATION AGREEMENT BETWEEN
DILLE LABORATORIES CORP. AND THE SUGARCREEK TOWNSHIP BOARD OF TRUSTEES**

Dille Laboratories Corp. agrees, for a period of three (3) years from the date of the execution this agreement, not to seek and to oppose any annexation of any portion of the property owned by Dille Laboratories Corp. east of I-675 comprising of approximately 260 acres and specifically known on the Greene County Auditor's website as parcels L3200010002008300, L3200010002000500, L3200010002000400, L32000100020001100, L32000100020005200, and L32000100010007900.

The Sugarcreek Township Board of Trustees agrees not impose TIF legislation on the same property for the same three (3) year period of time.

Both parties shall be entitled to all remedies available at law or in equity, including without limitation, injunctive and equitable relief to enforce the provisions of this agreement.

This agreement is binding upon parties, their successors and their assigns.

This agreement constitutes the entire agreement between the parties and there are no side agreements, oral or otherwise, between the parties pertaining to the subject matter of this agreement.

This agreement may not be amended or modified except by agreement of both parties and in writing.

Ongoing discussions and communications between representatives of both parties are encouraged throughout the three (3) year period.

The undersigned hereby affirm that they have full authority in their position to execute this agreement on behalf of their respective party and as duly authorized by the Board of Directors of Dille Laboratories in their case.

Dille Laboratories Corp.:

Mr. King moved to accept the terms of the agreement. Mr. Pittman seconded. Roll was called with the vote being as follows:

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

Discussion Items

The Board discussed the upcoming Public Hearing for Limited Home Rule at the August 3rd meeting at the Sugarcreek Middle School. The meeting will provide a brief presentation from the Ohio Township Association followed by a questions and opinions of the attending Citizens.

Public Comments

Mr. Howard Ackerman said he thought the agreement with the Dille's was a mistake. The Merger Issue can be on the ballot again before the agreement has expired.

The meeting adjourned at approximately 6:10 pm.

Theodore L. Hodson, Fiscal Officer