

The Board of Trustees of Sugarcreek Township, Greene County, Ohio, in Regular Session on July 18, 2016, at 7:00 pm, at 2090 Ferry Road, Bellbrook, Ohio 45305.

1. Mr. Pittman called the session to order at 7:00 pm.
2. Mr. Hodson called the roll with Board Members Mike Pittman, Nadine Daugherty and Carolyn Destefani being present. In addition, Barry Tiffany, Township Administrator; Cara Tilford, Director of Planning and Zoning, Fire Chief Leaming, Assistant Fire Chief Zimmerman as well as Donna Hellmann, Barbara Burson, Jim Martin, Denise Moore, Chris Ewing, Arnold Kiefer and Kevin Kiefer were also in attendance.
3. All rose and recited the Pledge of Allegiance to the Flag.
4. Chris Ewing of the Bellbrook/Sugarcreek Township Chamber of Commerce was in attendance to speak. She brought maps and visitor guides for the lobby. She mentioned the golf outing August 25th, Rock the Brook was last Saturday, Local Heroes at which several Sugarcreek Township personnel and Jim Martin were honored. Greene county dailies will have a Bellbrook/Sugarcreek Township page starting August 4th. She talked about the presidential debate coming and bringing people our direction. Lions club festival August 18-20. The free clinic is still running Tuesday evenings 6 pm – 9 pm. Greene County fair is July 31st – Aug 6th.
5. Public Hearing - 2017 Fiscal Year Budget
Mr. Pittman moved to open the public hearing. Mrs. Daugherty seconded.
Roll was called with the vote being as follows:
Mrs. Daugherty – Yes
Mrs. Destefani – Yes
Mr. Pittman - Yes

Mr. Hodson said the following:

General fund – The budget should be in good shape for the next couple of years. The Zoning fund was put back under the General fund and permit fees from the new developments will exceed the Zoning department expenses. All Zoning revenue will still be recorded under its own revenue codes for tracking.

Roads – The Road budget is good for the immediate future due to the current TIF revenue being received from the county for Clys Rd. In addition to the 2031 Road Department fund, the roads revenue includes receipts from the 2011 license tax fund, the 2021 gas tax fund and the 2231 permissive tax fund.

Police – The Police budget is stable with expenditures close to revenue. However, our revenue is constant and expenses are ever increasing. The budget needs reviewed in 2018 for current stability and any increase in demands for service, since the current levy expires in 2019.

Fire – The Fire budget is currently under considerable duress. However, our current operations provide for sufficient funding for our 2017 budget. The Board is currently working on a long term solution for the current department issues.

Mrs. Daugherty thanked Mr. Hodson for doing a great job with the budget.

6. Reports
 - A. Administration
Mr. Tiffany's report will be appended to the permanent record.
Mr. Tiffany added that on the August 1st agenda will be the refinancing of the Public Safety building which should save the township a substantial amount of money each year. It appears that we will not have to issue bonds.
Mrs. Daugherty asked about the outside payroll company.
Mr. Tiffany said that right now it appears that they would be doing just as much work as before then handing the data over to the payroll service to cut a check. The Key to it is the time and attendance software. Our police and fire contracts are complicated. We are trying to watch and see what the problems are.
Mr. Hodson said he knows the liabilities possible with retirement.
Mrs. Daugherty asked why we were looking at an outside company.
Mr. Hodson said that they were checking to see if there were improvements.
Mr. Pittman asked what most townships were doing.
Mr. Tiffany said they were using time and attendance software.
Mrs. Destefani asked Mr. Tiffany about ODOT conference call regarding Safe routes to school.
Mr. Tiffany said it was about getting up to date.

B. Fiscal Office

No written report.

C. Fire

The report prepared by the Fire Department will be appended to the permanent record. Chief Leaming had nothing to add.

Mrs. Destefani commented that she got to tour station 72. Joanne Zimmerman took over painting and she got the whole station painted. It looks nice and homey. While there Mrs. Destefani got to go out on an emergency call.

Mr. Pittman asked about ladder 72. Chief Leaming said it's back operational.

D. Police

The report prepared by the Police Department will be appended to the permanent record. Chief Brown had nothing to add.

Mrs. Destefani attended the Honor our Heroes awards. It was neat to see the community support.

Mr. Pittman asked Chief Brown who was going to take Bruce May's place when he retires at the end of this year. Chief Brown said that they would post the position within the next couple of weeks and do interviews in October.

Mr. Martin said he is on the same page with Bruce May. Mr. Martin is concerned about the changes we are making.

E. Roads and Services

The report prepared for Roads and Services will be appended to the permanent record.

Mr. Tiffany said Mr. Powell will let us use his conveyer yearly to put salt in the hut. Salt price came in at \$57.00/ton.

F. Zoning

Cara Tilford's report will be appended to the permanent record.

Mrs. Tilford said she had nothing to add.

Mrs. Destefani asked about the Agritourism meeting and the new legislation.

Mrs. Tilford said that it will be on agenda for August 1st meeting.

Mr. Pittman asked what the regulations for chain link fences are.

Mrs. Tiford said they are allowed.

G. Information Technology

Mr. Zappanti's report will be appended to the permanent record. Mr. Zappanti had nothing to add.

Mrs. Destefani said she has been working with Mr. Zappanti on a solution to have someone to take over in the event Mr. Zappanti cannot perform his duties.

H. Trustees

Mrs. Destefani attended an amateur radio club meeting at Sackett Wright park. She recently completed her last requirement for the Leadership Academy run through the Ohio Township Association. This Saturday is the Eagle 5K Fun Run.

We got a special request for support for the fireworks for the 200th Anniversary Committee from Greg Sparks. Mr. Pittman said we would chip in.

7. **Public Comments –**

8. **Old Business**

No old Business

9. **New Business**

Consent Agenda Items

A. Approval of Minutes

B. Payment of Bills

Mr. Pittman moved to accept the consent agenda items. Mrs. Daugherty seconded.

Roll was called with the vote being as follows:

Mrs. Daugherty – Yes

Mrs. Destefani – Yes

Mr. Pittman - Yes

10. **Discussion Agenda Items**

a. Certifying Expenses for Nuisance Abatement to the Greene County Auditor - 2112 Erickman Lane – 201607.18.01 – Table due to missing information.

Mr. Tiffany suggested we table the resolution. Mr. Pittman moved to table Mrs. Destefani seconded. Roll was called with the vote being as follows:

Mrs. Daugherty – Yes

Mrs. Destefani – Yes

Mr. Pittman – Yes

b. Mrs. Daugherty read resolution Final Resolution enacted by the Sugarcreek Township, hereinafter referred to as the Legislative Authority or Local Public Agency (LPA), in the matter of the stated described project. - 2016.07.18.02

**SUGARCREEK TOWNSHIP
RESOLUTION NO. 2016.07.18.02**

IN RE: Final Resolution enacted by the Sugarcreek Township, hereinafter referred to as the Legislative Authority or Local Public Agency (LPA), in the matter of the stated described project.

WHEREAS, on the 5th day of October, 2015, the LPA enacted legislation proposing cooperation with the Director of Transportation for the described project:

The project consists of Part 1: Extend existing path from Intermediate School south to existing path by water tower on east side of Upper Bellbrook Road to connect to school sidewalk. Part 2: Construct a shared use path along Upper Bellbrook Road from Feedwire to Kable's Mill Drive, lying within Sugarcreek Township, and;

WHEREAS, the LPA shall cooperate with the Director of Transportation in the above described project as follows:

The Township agrees to assume and bear one hundred percent (100%) of the entire cost of the improvement, less the amount of Federal-aid Safe Routes to School funds set aside by the Director of Transportation for the financing of this improvement from funds allocated by the Federal Highway Administration, U.S. Department of Transportation.

In view of the fact that the LPA's share of the project is now estimated in the amount of Zero Dollars and Zero Cents (\$0.00) therefore, the Township will not be required to deposit any funds at this time. The LPA's ultimate share of the cost will be determined when final actual costs and allocations are determined, and;

WHEREAS, The Director of Transportation has approved said legislation proposing cooperation and has caused to be made plans and specifications and an estimate of cost and expense for improving the above described highway and has transmitted copies of same to this legislative authority; and

WHEREAS, this legislative authority desires the Director of Transportation to proceed with the aforesaid highway improvement.

NOW THEREFORE BE IT RESOLVED, that the LPA hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.

FURTHER BE IT RESOLVED, that the LPA enter into a contract with the State, and that Township Administrator be, and is hereby authorized to execute said contract for improving the described project.

BE IT FURTHER RESOLVED, that the LPA transmit to the Director of Transportation a fully executed copy of this Resolution.

This is to certify that we have compared the foregoing copy of Resolution with the original record thereof, found in the record of the proceedings of the LPA, and which Resolution was duly passed by the LPA on the ____ day of

____, 20____, and that the same is a true and correct copy of the record of said Resolution and the action of said LPA thereon.

We further certify that said Resolution and the action of said LPA thereon is recorded in the journal of said LPA in Volume____, at Page____, and under date of _____,20____.

Mr. Tiffany explained the formality of the resolution.

Mr. Pittman had a question with the engineering in regards to future expansion.

Mr. Tiffany advised he has spoken to Bob Geyer and he will seek Issue II funds to widen the road.

Mrs. Daugherty moved to accept resolution. Mr. Pittman seconded. Roll was called with the vote being as follows:

Mrs. Daugherty – Yes
Mrs. Destefani – Yes
Mr. Pittman – Yes

c. Mrs. Destefani read resolution Declaration of Excess Fire Department Property - 2016.07.18.03

SUGARCREEK TOWNSHIP
RESOLUTION NO. 2016.07.18.03
IN RE: Declaration of Excess Fire Department Property

WHEREAS, the Sugar creek Township Fire Department has identified equipment which is no longer needed for operations, and;

WHEREAS, Fire Chief Jeff Leaming is requesting a 1998 Sears Craftsman Lawn Tractor, Two (2) Itronix laptop computers and One (1) General Dynamics laptop computer be declared as excess property and sold “as is”; and,

WHEREAS, the items listed have an individual value of \$2,000 or less,

NOW THEREFORE BE IT RESOLVED, this Sugar creek Township Board of Trustees hereby declares said property to be excess and authorizes the Township Administrator to immediately dispose of and/or place said property on GovDeals.com and sold “as is.”

Mrs. Destefani moved to accept resolution. Mr. Pittman seconded. Roll was called with the vote being as follows:

Mrs. Daugherty – Yes
Mrs. Destefani – Yes
Mr. Pittman – Yes

d. Mrs. Daugherty read resolution Renewal of Road Levy – 2016.07.18.04

SUGARCREEK TOWNSHIP
RESOLUTION NO. 2016.07.18.04
IN RE: Renewal of Road Levy

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

WHEREAS, the ORC Section 5705.19 (G) authorizes submission of the question of the tax; and,

WHEREAS, the purpose of the proposed tax is for Road Services and is a renewal of a 1.4 mill levy for five years; and

WHEREAS, this proposed levy was previously voted on prior to 1980, renewed in November 1982, renewed in November 1987, replaced in June 1992, replaced in November 1996, renewed in May 2002, renewed in August 2006, and renewed again in November 2011 and is set to expire in 2016; and,

WHEREAS, this proposed levy will be placed on the ballot for the November 2016, General Election with a beginning collection date of 2017 and ending in 2021,

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 accept resolution. Mrs. Destefani seconded. Roll was called with the vote being as follows:

Mrs. Daugherty – Yes
Mrs. Destefani – Yes
Mr. Pittman – Yes

Mrs. Daugherty wanted to reiterate that this was a renewal

e. Mr. Pittman read Proceed to Ballot – Road Levy Renewal - 2016.07.18.05

**SUGARCREEK TOWNSHIP
RESOLUTION NO. 2016.07.18.05**

IN RE: RESOLUTION TO PROCEED TO BALLOT
FOR ROAD LEVY 2016

WHEREAS, this proposed levy will be placed on the ballot for the November 2016 General Election with a beginning collection date of 2017 and ending in 2021,

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

WHEREAS, having passed a Resolution of Necessity for Levying a Tax, 2016.07.18.04, and upon receiving certification from Greene County Auditor David Graham, the Sugarcreek Board of Trustees moves for a Resolution to Proceed and desires to proceed and place this Road Levy Renewal on the November 2016 Ballot.

NOW THEREFORE BE IT RESOLVED, that this Resolution to Proceed for Ballot is hereby adopted and that this Resolution shall take effect and be in force from and after the earliest time provided by law.

Mr. Pittman moved to accept resolution. Mrs. Daugherty seconded. Roll was called with the vote being as follows:

Mrs. Daugherty – Yes
Mrs. Destefani – Yes
Mr. Pittman – Yes

f. Mr. Pittman read Resolution in support of Police Officers – 2016.17.18.06

**SUGARCREEK TOWNSHIP
RESOLUTION NO. 2016.07.18.06**

IN RE: A RESOLUTION IN SUPPORT OF THE
SUGARCREEK TOWNSHIP POLICE DEPARTMENT

WHEREAS, the men and women of our Police Department and law enforcement agencies across the nation wear their uniforms with honor, dedication, and integrity as they protect and serve their communities; and

WHEREAS, these uniforms have made them targets by those who seek to kill or injure law enforcement officers simply because of their profession and commitment to duty; and

WHEREAS, the national law enforcement family mourns the continuing loss of many officers that have fallen victim to these vicious attacks.

NOW, THEREFORE, BE IT RESOLVED, that this Board of Trustees of Sugarcreek Township, Ohio, stands with, and honors our officers that protect our community and keep us from harm's way.

Mr. Pittman moved to accept resolution. Mrs. Destefani seconded. Roll was called with the vote being as follows:

Mrs. Daugherty – Yes

Mrs. Destefani – Yes

Mr. Pittman – Yes

Mr. Pittman told Chief Brown that we stand behind our officers and he asked that Chief Brown tell the Officers that we appreciate all they do for the community. He also thanked Chief Leaming and his crew.

11. Public Comments

Mr. Keifer brought up people using the pathway at night and brought concern for enough lighting.

Mr. Pittman said that may be something that needs to be addressed with the schools.

Mr. Martin asked if the EPA has decided anything on the Smith property.

Mr. Tiffany said that the trees were cut early to avoid the time when trees are not allowed to be cut. EPA rules state that trees cannot be cut between May 1st through September 1st. They were hoping to be under construction in June.

Mrs. Hellman asked about the fire district filing.

Mr. Tiffany advised that we were still trying to negotiate a settlement. The Board is taking necessary steps to protect their interest at this point.

12. Trustee/Staff Discussion

13. Executive Session

Mr. Tiffany requested an Executive Session, relative to pending litigation. Mr. Pittman moved to adjourn to Executive Session. Mrs. Daugherty seconded. Roll was called with the vote being as follows:

Mrs. Daugherty - Yes

Mrs. Destefani – Yes

Mr. Pittman – Yes

The meeting adjourned to Executive Session at 8:26p.m.

Adjourn

The meeting resumed after Executive Session with no action taken and promptly adjourned.

Theodore L. Hodson, Fiscal Officer