

**The Board of Trustees of Sugarcreek Township, Greene County, Ohio, in Regular Session on August 1, 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, Denise Moore, Arnold Kiefer, Randy Pavlak and Mike & Heather Sabin also attended.
3. All rose and recited the Pledge of Allegiance to the Flag.
4. Mike Sabin of the Bellhop cafe attended to speak about the Family Resource Center.  
Mrs. Destefani said that because of her affiliation with the Family Resource Center she would leave the room and abstain from any votes should there be any.  
Mr. Sabin began his status update by stating that in May, Greene County announced they were withdrawing budgetary funds which run the resource center.  
Center will remain open Wednesday and Thursday mornings.  
They will be putting together a go fund me account to accept donations.  
Going forward, the County will have no direct operational authority.  
Mr. Pittman asked kind of funding they received from the County before they cut it out.  
Mr. Sabin said that \$35-\$40 thousand was budgeted annually from county.  
Mr. Pittman asked if grant money would still be available.  
Mr. Sabin replied that grant money would be reallocated to countywide services.  
Mrs. Daugherty asked what areas they serviced.  
Mr. Sabin said that the Center mainly focused on the Bellbrook/Sugarcreek area but could help in other areas of the county.  
Mr. Tiffany said that when they initially started talking about the change that was coming later this fall, it was a reduction of services, getting out of the food pantry, and that they were going to keep the programs.  
Mr. Sabin said that they were going to be keeping "kids club", a small component.  
Mr. Tiffany asked what percentage of funding needs to be gained locally.  
Mr. Sabin said 90%.  
Mr. Tiffany asked if there was any immediate need for food or clothing that we could help with.  
Mr. Sabin said that the status quo right now is good.  
Mrs. Daugherty suggested putting word out on our website.  
Mr. Sabin added that the optimist club honored local heroes and wanted to give Mr. Jim Martin an award.
5. Public Hearing - ZC Case 03-2016: Approval for a text amendment to the Sugarcreek Township Zoning Resolution regarding agritourism.

- Public hearing is formally opened  
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
- Staff report  
Mrs. Tilford read the staff report explaining the amendment.  
Mr. Pittman had no questions  
Mrs. Daugherty had no questions  
Mrs. Destefani agrees that this is the best way to protect the township and she understands that there may be amendments in the future to this resolution as they find loopholes, this is permitted used only no conditional use.  
Mr. Pittman is all in favor of helping our agricultural community find different avenues for income. What he has issue with is that we have lost the ability to regulate certain things.  
Mrs. Daugherty is concerned with potential noise issues.  
Mrs. Tilford said that the legislature established that these are permitted uses and they gave the township limited ability to regulate certain things. The say-so about how these things are developed are all exempt.
- Those wishing to speak in favor – Randy Pavlak gave examples of things to be permitted such as photography and environmental educational programs.  
Mr. Pittman is all in favor of the income aspects.

- Those wishing to speak against - none
  - Neutral parties wishing to speak - none
  - Public hearing is closed
- Mr. Pittman moved to close hearing. Mrs. Daugherty seconded.

Roll was called with the vote being as follows:

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

- Deliberation and decision – 2016.08.01.01

SUGARCREEK TOWNSHIP  
 RESOLUTION NO. 2016.08.01.01

IN RE: ZC Case 03-2016: Approval for a text amendment to the Sugarcreek Township Zoning Resolution regarding agritourism.

WHEREAS, the Sugarcreek Township Zoning Commission initiated, by passage of a motion, a text amendment to the Sugarcreek Township Zoning Resolution. The text amendment initiated establishes agritourism uses as permitted in every zoning district subject to standards. Included in the amendment are associated definitions. The BZC initiated the proposed text amendment at their June 7, 2016 meeting; and,

WHEREAS, the Greene County Regional Planning and Coordinating Commission reviewed the proposed text amendment and recommended that it be approved; and,

WHEREAS, the Zoning Commission held a public hearing on July 12, 2016 and recommended that the text amendment be approved subject to the table heading be changed from “Setback” to “Setback from Existing Residential Structure” and subject to staff conferring with the Prosecutor’s Office on the verbiage of more than five acres (versus using a standard of five acres or more); and

WHEREAS, staff has conferred with the Prosecutor’s Office and recommends that Section 4.16 A. 1. be changed to read “The agritourism provider shall provide evidence the farm on which the agritourism operation is proposed is ten (10) acres or more in area. If the farm is less than ten (10) acres in area, evidence shall be provided that such farm is currently enrolled in the Current Agricultural Use Value (CAUV) program or produces an average yearly gross income of at least twenty-five hundred dollars (\$2,500) from agricultural production.”; and,

WHEREAS, the Sugarcreek Township Board of Trustees held a public hearing on August 1, 2016 and deliberated on the requested text amendment,

NOW THEREFORE, BE IT RESOLVED, the Sugarcreek Township Board of Trustees does hereby accept the Zoning Commission’s recommendation to approve the requested text amendment subject to Section 4.16 A. 1. being changed to read “The agritourism provider shall provide evidence the farm on which the agritourism operation is proposed is ten (10) acres or more in area. If the farm is less than ten (10) acres in area, evidence shall be provided that such farm is currently enrolled in the Current Agricultural Use Value (CAUV) program or produces an average yearly gross income of at least twenty-five hundred dollars (\$2,500) from agricultural production.”

Mrs. Destefani read the resolution. Mr. Pittman seconded.

Roll was called with the vote being as follows:

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

6. Reports

A. Administration

Mr. Tiffany’s report will be appended to the permanent record.

B. Fiscal Office

No written report.

C. Fire

The Fire department report will be appended to the permanent record. Chief Leaming had nothing additional to report.

Mrs. Destefani asked about the Zika Virus training. Chief Leaming said that Greene County received \$ 2,000 towards putting out mosquito traps. Two types of mosquitoes in our area can carry the virus but none are carriers at this point. Standing water is a breeding ground. Right now, it is just a surveillance effort.

**D. Police**

Police department report will be appended to the permanent record. Chief Brown had nothing to add.

**E. Roads and Services**

Roads and service department report will be appended to the permanent record. Mr. Tiffany said that paving is finished in Kable's Mill and Eden Meadows.

Mrs. Destefani thanked Mr. Tiffany for paving in Kable's Mill delaying until noon the day of the run.

Mrs. Hellman asked who paved Wagner. Mr. Tiffany said the County did that and Stutsman. The Township has spent 300,000 on paving this year.

**F. Zoning**

Mrs. Tilford had nothing to add to the report. She said that she received a nice email about the paving helps the residents take more pride in their homes to go along with the new pavement.

Mr. Pittman asked about the BZA meeting July 28<sup>th</sup>. Mrs. Tilford said it went well with the BZA approving a wood board fence maintaining the aesthetics in the area.

**G. Information Technology**

Mr. Zappanti had nothing to add

**H. Trustees**

Mrs. Daugherty asked about payroll services. Mr. Tiffany advised there is no action on that.

Mrs. Destefani attended Greene County wastewater advisory committee meeting and they are working on an extension. They will be tying onto a line that is already there on Carpenter Rd. She also went to the Ohio State Fair to present an award for workforce preparation. Farmer's Market is giving out Bags this Friday the 5<sup>th</sup>. Also the Big Wheel race in Kable's Mill on Saturday from 10-2.

Mr. Pittman mentioned the Greene county fair starts this week. He also thanked Donna Hellman for doing such a great job on the commission.

Chief Brown reminded of the Farmer's Market Touch a truck on the 12<sup>th</sup>.

**7. Public Comments –**

**8. Old Business**

No old Business

**9. New Business**

**Consent Agenda Items**

A. Approval of Minutes

B. Payment of Bills

Mrs. Daugherty moved to accept the consent agenda items. Mrs. Destefani seconded.

Roll was called with the vote being as follows:

Mrs. Daugherty – Yes

Mrs. Destefani – Yes

Mr. Pittman - Yes

**10. Discussion Agenda Items**

a. Rescinding of Resolutions 2016.07.18.04 and 2016.07.18.05

Mr. Pittman moved to rescind resolutions 2016.07.18.04 and 2016.07.18.05. Mrs. Daugherty seconded. Roll was called with the vote being as follows:

Mrs. Daugherty – Yes

Mrs. Destefani – Yes

Mr. Pittman - Yes

b. Resolution to Renew Road Levy – 2016.08.01.02

SUGARCREEK TOWNSHIP  
RESOLUTION NO. 2016.08.01.02  
IN RE: Renewal of Road Levy

WHEREAS, this Board of Sugarcreek 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 .80 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 replaced in November 2012 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 the resolution. Mrs. Destefani seconded.

Roll was called with the vote being as follows:

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

c. Resolution to Proceed to Ballot with Road Levy – 2016.08.01.03  
SUGARCREEK TOWNSHIP  
RESOLUTION NO. 2016.08.01.03

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, 2016.08.01.01, , the Sugarcreek Board of Trustees moves for a Resolution to Proceed and upon receiving certification from Greene County Auditor David Graham 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.

Mrs. Daugherty moved to accept the resolution. Mrs. Destefani seconded.

Roll was called with the vote being as follows:

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

d. Resolution to Request Traffic Study on Possum Run Road – 2016.08.01.04  
SUGARCREEK TOWNSHIP  
RESOLUTION NO. 2016.08.01.04

IN RE: A Request for traffic study to lower speed limit on Possum Run Road within the Township

WHEREAS, as a minor roadway, Possum Run Road serves an increasing number of residents due to recent and scheduled subdivision plats, and

WHEREAS, a reduced speed limit for this roadway is believed to be in the best interest of residents and their safety, and

WHEREAS, the roadway is very narrow, unposted for speed, and has a resulting current speed limit of 55 miles per hour,

NOW, THEREFORE, BE IT RESOLVED, that this Board of Trustees of Sugarcreek Township, Ohio, requests that the Greene County Engineer's Office conduct a traffic study to determine if a reduced speed limit is reasonable and necessary for the portion of Possum Run Road located in Sugarcreek Township.

Mrs. Daugherty moved to accept the resolution. Mrs. Destefani seconded.

Roll was called with the vote being as follows:

Mrs. Daugherty – Yes  
Mrs. Destefani – Yes

Mr. Pittman – Yes

- e. Resolution to Declare Excess Fire Department Property – 2016.08.01.05

SUGARCREEK TOWNSHIP  
RESOLUTION NO. 2016.08.01.05

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 that Three (3) inflatable child car seats, One (1) Apollo pager, One (1) Apollo Pager charger and a Harris portable radio desktop charger 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 the resolution. Mr. Pittman seconded.

Roll was called with the vote being as follows:

Mrs. Destefani – Yes

Mr. Pittman – Yes

Mrs. Daugherty - Yes

- f. Appointment of Morgan Robbins to Part-Time EMS Only position – 2016.08.01.06

SUGARCREEK TOWNSHIP  
RESOLUTION NO. 2016.08.01.06

IN RE: Appointment of Part-Time EMS Only  
Morgan Robbins

WHEREAS, the continuing need exists to maintain proper staffing within the Sugar creek Township Fire Department; and,

WHEREAS, vacancies exist within the classification of EMS Only position; and,

WHEREAS, Morgan Robbins has the necessary qualifications to serve in the capacity of Part-Time EMS Only for the Sugar creek Township Fire Department; and,

WHEREAS, Chief Leaming, in his July 26, 2016, correspondence to the Township Administrator, has recommended the appointment of this candidate; and,

WHEREAS, funds are available for this purpose within the Fire Department’s 2016 Operating Budget,

NOW THEREFORE, BE IT RESOLVED, that Morgan Robbins shall be appointed to the position of Part-Time EMS Only position within the Sugar creek Township Fire Department, effective August 1, 2016, at the pay rate of \$11.85 per hour, payable on a bi-weekly basis, pending physical and drug screening, and subject to a one (1) year probationary period ending August 1, 2017.

Mr. Pittman moved to accept the resolution. Mrs. Daugherty seconded.

Roll was called with the vote being as follows:

Mr. Pittman – Yes

Mrs. Daugherty – Yes

Mrs. Destefani – Yes

- g. Appointment of Christopher DeHays to Part-Time EMS Only position – 2016.08.01.07

SUGARCREEK TOWNSHIP  
RESOLUTION NO. 2016.08.01.07

IN RE: Appointment of Part-Time EMS Only  
Christopher DeHays

WHEREAS, the continuing need exists to maintain proper staffing within the Sugar creek Township Fire Department; and,

WHEREAS, vacancies exist within the classification of EMS Only position; and,

WHEREAS, Christopher DeHays has the necessary qualifications to serve in the capacity of Part-Time EMS Only for the Sugarcreek Township Fire Department; and,

WHEREAS, Chief Leaming, in his July 28, 2016, correspondence to the Township Administrator, has recommended the appointment of this candidate; and,

WHEREAS, funds are available for this purpose within the Fire Department's 2016 Operating Budget,

NOW THEREFORE, BE IT RESOLVED, that Christopher DeHays shall be appointed to the position of Part-Time EMS Only position within the Sugarcreek Township Fire Department, effective August 1, 2016, at the pay rate of \$12.73 per hour, payable on a bi-weekly basis, pending physical and drug screening, and subject to a one (1) year probationary period ending August 1, 2017.

Mr. Pittman moved to accept the resolution. Mrs. Daugherty seconded.

Roll was called with the vote being as follows:

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

- h. Appointment of Katlyn Ables to Part-Time EMS Only position – 2016.08.01.08  
SUGARCREEK TOWNSHIP  
RESOLUTION NO. 2016.08.01.08  
IN RE: Appointment of Part-Time EMS Only  
Katlyn Ables

WHEREAS, the continuing need exists to maintain proper staffing within the Sugarcreek Township Fire Department; and,

WHEREAS, vacancies exist within the classification of EMS Only position; and,

WHEREAS, Katlyn Ables has the necessary qualifications to serve in the capacity of Part-Time EMS Only for the Sugarcreek Township Fire Department; and,

WHEREAS, Chief Leaming, in his July 28, 2016, correspondence to the Township Administrator, has recommended the appointment of this candidate; and,

WHEREAS, funds are available for this purpose within the Fire Department's 2016 Operating Budget,

NOW THEREFORE, BE IT RESOLVED, that Katlyn Ables shall be appointed to the position of Part-Time EMS Only position within the Sugarcreek Township Fire Department, effective August 1, 2016, at the pay rate of \$11.85 per hour, payable on a bi-weekly basis, pending physical and drug screening, and subject to a one (1) year probationary period ending August 1, 2017.

Mr. Pittman moved to accept the resolution. Mrs. Daugherty seconded.

Roll was called with the vote being as follows:

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

- i. Appointment of Hannah Kohl to Part-Time Firefighter/EMT-B position – 2016.08.01.09  
SUGARCREEK TOWNSHIP  
RESOLUTION NO. 2016.08.01.09  
IN RE: Appointment of Part-Time Firefighter II/EMT-P  
Hannah Kohl

WHEREAS, the continuing need exists to maintain proper staffing within the Sugarcreek Township Fire Department; and,

WHEREAS, vacancies exist within the classification of Part-Time Firefighter/EMT-B; and,

WHEREAS, Hannah Kohl has the necessary qualifications to serve in the capacity of Part-Time Firefighter II/EMT-B for the Sugarcreek Township Fire Department; and,

WHEREAS, Chief Leaming, in his July 26, 2016, correspondence to the Township Administrator, has recommended the appointment of this candidate; and,

WHEREAS, funds are available for this purpose within the Fire Department's 2016 Operating Budget,

NOW THEREFORE, BE IT RESOLVED, that Hannah Kohl shall be appointed to the position of Part-Time Firefighter II/EMT-B within the Sugarcreek Township Fire Department, effective August 1, 2016, at the pay rate of

\$12.24 per hour, payable on a bi-weekly basis, pending physical and drug screening, and subject to a one (1) year probationary period ending August 1, 2017.

Mr. Pittman moved to accept the resolution. Mrs. Daugherty seconded.

Roll was called with the vote being as follows:

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

j. Resignation of Part-Time Firefighter/ Paramedic Alex Brennaman – 2016.08.01.10

SUGARCREEK TOWNSHIP

RESOLUTION NO. 2016.08.01.10

IN RE: Resignation of Part-time Firefighter/Paramedic Alex Brennaman

WHEREAS, Firefighter/Paramedic Alex Brennaman has indicated his desire to resign from the Sugar creek Township Fire Department; and,

WHEREAS, Mr. Brennaman became a member of the Sugar creek Township Fire Department as a part-time Firefighter/Paramedic on June 6, 2016; and,

WHEREAS, Chief Jeff Leaming recommends we accept the resignation of Alex Brennaman.

NOW THEREFORE, BE IT RESOLVED that the Board of Sugar creek Township Trustees officially accepts the resignation of Alex Brennaman effective August 4, 2016.

Mrs. Daugherty moved to accept the resolution. Mrs. Destefani seconded.

Roll was called with the vote being as follows:

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

k. Resolution Authorizing the Issuance and Sale of Not To Exceed \$1,125,000 Building Improvement Refunding Bonds – 2016.08.01.11

SUGARCREEK TOWNSHIP

RESOLUTION NO. 2016.08.01.11

IN RE: RESOLUTION AUTHORIZING THE ISSUANCE  
AND SALE OF NOT TO EXCEED \$1,125,000  
BUILDING IMPROVEMENT REFUNDING BONDS.

WHEREAS, Section 505.262 of the Ohio Revised Code provides authority for this Board of Township Trustees (the “Board”) of Sugar creek Township (the “Township”) of Greene County, Ohio to issue its obligations to finance the cost of the acquiring and constructing of township buildings, including the public safety building and a fire station, and to pay the cost of issuance of such financing (the “Project”); and

WHEREAS, this Board has previously issued its \$1,865,000 Various Purpose Refunding and Improvement Bonds, Series 2005 (the “2005 Bonds”), of which \$1,125,000 currently remains outstanding; and

WHEREAS, this Board has determined it will be in the best interest of the Township and its constitutes to refinance the 2005 Bonds in order to achieve interest cost savings; and

WHEREAS, the Township Fiscal Officer, (the “Fiscal Officer”), has heretofore estimated that the life of the improvements hereinafter described is at least five (5) years, and certified that the remaining maximum maturity of the bonds issued therefore is thirteen (13) years; and

WHEREAS, the Board intends to refinance the Project as described above, with the proceeds of the Bonds hereinafter authorized (the “Bonds”) being not in excess of \$1,125,000; and

WHEREAS, the County Auditor of Greene County, Ohio has certified that the debt service charge on the Bonds in the first year, together with the debt service charge for that same year on any other Bonds issued pursuant to Section 505.262 of the Ohio Revised Code does not exceed one-tenth of the Township’s total revenue from all sources;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Sugarcreek Township, County of Greene, Ohio, all members elected thereto concurring:

SECTION 1. That it is necessary to issue Bonds of the Board in the principal sum of not to exceed \$1,125,000 for the purpose of refinancing the cost of the Project, under authority of the general laws of the State of Ohio, particularly Section 505.262 of the Ohio Revised Code. Said Bonds shall be dated, shall mature, shall bear interest, and shall be subject to mandatory and optional redemption as set forth in the Certificate of Award setting forth the final terms of the Bonds (hereinafter the "Certificate of Award"). The average interest rate on the Bonds shall not be in excess of five percent (5.00%) per annum. Said Bonds shall be issued in denominations of \$100,000 or integral multiples of \$1,000 in excess of \$100,000. Interest shall be payable semiannually on June 1 and December 1 of each year, until the principal sum is paid.

SECTION 2. That said Bonds shall be signed, manually, by at least two members of the Board and attested by the signature of the Fiscal Officer. Said Bonds shall be designated "Building Improvement Refunding Bonds, Series 2016", shall be payable by the Fiscal Officer or at a bank to be designated by the Township Administrator to act as paying agent for the Bonds, by check or draft to the holder thereof, without deduction for exchange, collection, or service charges, and shall recite that they are issued pursuant to the provisions of applicable law of the State of Ohio and this resolution.

SECTION 3. That said Bonds shall be sold at public or private sale by the Township Administrator, at a price of not less than the par value of the Bonds as set forth in the Certificate of Award. Any of the members of this Board and/or the Township Administrator is hereby authorized and directed to execute and deliver the Certificate of Award if the terms and provisions contained therein are acceptable to such members. The proceeds from the sale of said Bonds, except the premium, if any, and accrued interest, shall be used for the purposes aforesaid and for no other purpose; the premium and accrued interest, if any, shall be transferred to the bond retirement fund to be applied to the payment of the principal of and interest on said Bonds in the manner provided by law.

SECTION 4. That, if not paid from other sources, for the payment of said Bonds there shall be levied annually a sufficient tax to pay the interest on and principal of such Bonds; such tax shall be inside the ten-mill limitation.

SECTION 5. That the Board hereby covenants that it will restrict the use of the proceeds of said Bonds hereby authorized in such manner and to such extent, if any, and take such other actions as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute obligations the interest on which is subject to federal income taxation or "arbitrage bonds" under Section 103(b)(2) and 148 of the Internal Revenue Code of 1986, as amended (the "Code") and the regulations prescribed there under. The Fiscal Officer or any other officer having responsibility with respect to the issuance of the Bonds is authorized and directed to give an appropriate certificate on behalf of the Board, on the date of delivery of the Bonds for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the proceeds thereof and the provisions of said Sections 103(b)(2) and 148 and regulations there under.

These Bonds are hereby designated "qualified tax-exempt obligations" for the purposes set forth in Section 265(b)(3) of the Internal Revenue Code of 1986, as amended. The Board did not anticipate issuing more than \$10,000,000 of "qualified tax-exempt obligations" during the calendar year in which the 2005 Bonds were originally issued.

SECTION 6. That it is hereby determined that all acts, conditions and things necessary to be done precedent to and in the issuance of said Bonds in order to make the same legal, valid and binding obligations of the Board have been done, have happened and have been performed in regular and due form as required by law, and that said issue of Bonds and the tax for the payment of their principal and interest as the same fall due and are payable do not exceed any limitations of indebtedness or taxation fixed by law.

SECTION 7. That this Board hereby authorizes the Township Administrator or the Fiscal Officer to take any and all actions which may be necessary to issue the Bonds in book-entry only form without further action by this Board, and further authorizes each member hereof or the Township Fiscal Officer to execute any certificates, agreements or documents necessary to appropriate or accomplish the issuance of the Bonds and the purposes of this resolution.

SECTION 8. That the firm of Peck, Shaffer & Williams, a division of Dinsmore & Shohl LLP, is hereby engaged as the Township's "bond counsel" and that the Township Administrator is hereby authorized and directed to execute and deliver the engagement letter in the form on file with the Township Administrator.



SECTION 9. All appropriate officers of the Township are further authorized to make, execute, acknowledge and deliver such agreements, financing statements, closing certificates and other instruments or documents as are, in the opinion of bond counsel, necessary to carry out the purposes of this resolution.

SECTION 10. The Township Fiscal Officer is hereby authorized to apply, if it is deemed appropriate by William Blair & Company, L.L.C., for a rating on the Bonds from either Standard & Poor's Corporation or Moody's Investors Service, and to pay the fee for said rating from the proceeds of the Bonds.

SECTION 11. That it is found and determined that all formal actions of the Board concerning and relating to the adoption of this resolution were adopted in an open meeting of the Board; and that all deliberations of the Board and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 12. That the Fiscal Officer of the Board be and is hereby directed to forward a certified copy of this resolution to the County Auditor.

Mr. Tiffany said that in 2005 we had to wait 10 years to refinance or pay it off to avoid penalty and the savings will be in the area of 15,000 dollars per year totaling around \$150,000.

Mr. Pittman moved to approve the resolution. Mrs. Destefani seconded.

Roll was called with the vote being as follows:

Mrs. Daugherty - Yes

Mrs. Destefani – Yes

Mr. Pittman – Yes

I. Tabled Resolution 2016.07.18.01

SUGARCREEK TOWNSHIP  
RESOLUTION NO. 2016.07.18.01

IN RE: Certifying Expenses for Nuisance Abatement to the Greene County Auditor  
2112 Erickman Lane

WHEREAS, the Board of Trustees declared the property at 2112 Erickman Lane nuisance in Resolution 2016.05.16.05 (attached); and,

WHEREAS, the Director of Planning and Zoning issued notice, by certified mail, of the nuisance abatement and responsibilities therein to the lien holders of record, of 2112 Erickman Lane ; and,

WHEREAS, Ohio Revised Code 505.87 (attached) allows the owner seven (7) days to abate, control or remove such vegetation, grass, and noxious weeds exceeding 12" in height; and,

WHEREAS, since no response was received from the owner of 2112 Erickman Lane, the Director of Planning and Zoning made contact with Sugarcreek Township Roads and Services Department to control the vegetation, grass, and noxious weeds exceeding 12" in height; and

NOW THEREFORE, BE IT RESOLVED, that this Sugarcreek Township Board of Trustees hereby certifies expenses for said nuisance abatement in the amount of three hundred six and thirty-one cents (\$306.31) for the certified mail and mowing costs to the Greene County Auditor and any interest or other charges that may be applicable.

FURTHER BE IT RESOLVED, that this Sugarcreek Township Board of Trustees hereby request the Fiscal Office submit a written report to the Greene County Auditor of the Board's action.

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

Mrs. Daugherty asked why the resolution was tabled.

Mr. Tiffany advised it was due to incorrect dollar amount.

### 11. Public Comments

Mr. Pavlak talked about Fire Department funding. He suggested an alternate way of funding.

Mr. Pittman is open to ideas and the board would like to schedule a meeting to discuss.

Mr. Kieffer said he received a letter regarding the Safe Routes to School, South side.

Mr. Tiffany stated that there is no final decision yet on our end.

Mr. Kieffer said that the comments were individualized and he wants the citizens to know both sides of the story.

**12. Trustee/Staff Discussion**

**13. Executive Session**

Mr. Tiffany requested an Executive Session, relative to personnel. Mr. Pittman moved to adjourn to Executive Session 12122G1. Mrs. Daugherty seconded. Roll was called with the vote being as follows:

Mrs. Daugherty - Yes

Mrs. Destefani – Yes

Mr. Pittman – Yes

Mr. Tiffany requested that Mrs. Hellman be invited in.

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

**Adjourn**

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

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Theodore L. Hodson, Fiscal Officer