

The Board of Trustees of Sugarcreek Township, Greene County, Ohio, met in Regular Session on February 18, 2014, at 7:00 pm, at 2090 Ferry Road, Sugarcreek Township, Ohio 45305.

1. Mr. Bryant called the session to order at 7:00 pm.
2. Mr. Tiffany called the roll with Board Members Nadine Daugherty, Mike Pittman and Scott Bryant being present. Township Administrator Barry Tiffany was absent. Others present who signed in were Donna Hellman Danielle Coots, Daniel Coots, Hope Taft and Rhett Rohrer. Mr. Tiffany noted that Mr. Hodson would not be present; he is recovering from an injury at home and noted that he will be fine.
3. All rose and recited the Pledge of Allegiance to the Flag.
4. Under Community Activities, Mrs. Daugherty noted that she has been working at the Open Arms Clinic. They saw seven new patients last Tuesday. They are located in the medical building behind Skyline Chili, in Compunet's old space.
5. Appointment of Volunteer Firefighter/EMT-B Andrew Keister

Resolution # 2014.02.18.01

IN RE: Appointment of Fire Department Volunteer Firefighter/EMT-B Andrew Keister

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

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

WHEREAS, Andrew Keister has the necessary qualifications to serve in the capacity of Volunteer Firefighter/EMT-B for the Sugarcreek Township Fire Department; and,

WHEREAS, Chief Pavlak, in his February 5, 2014, 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 2014 Operating Budget,

NOW THEREFORE, BE IT RESOLVED, that Andrew Keister shall be appointed to the position of Volunteer Firefighter/EMT-B within the Sugarcreek Township Fire Department effective February 18, 2014.

Mr. Bryant moved to accept the Resolution as presented. Mr. Pittman seconded. Roll was called with the vote being as follows:

Mr. Pittman – Yes
Mrs. Daugherty – Yes
Mr. Bryant – Yes

Chief Pavlak said Mr. Keister was with us from 2007 to 2011 as a part time employee. We are happy to have him back in the capacity of volunteer now. He was welcomed back by all.

6. Appointment of Part time Firefighter/EMT Kyle Vincent

Resolution # 2014.02.18.02

IN RE: Appointment of Part-time Firefighter/EMT Kyle Vincent

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; and,

WHEREAS, Kyle Vincent has the necessary qualifications to serve in the capacity of Part-time Firefighter/EMT for the Sugarcreek Township Fire Department; and,

WHEREAS, Chief Pavlak, in his February 11, 2014, 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 2014 Operating Budget,

WHEREAS, that effective February 1, 2013, all part-time employees shall be scheduled to work not more than twenty-four (24) hours in any work week and effective March 31, 2013, part-time employees shall be permitted to work not more than twenty-eight (28) hours total in any work week,

NOW THEREFORE, BE IT RESOLVED, that Kyle Vincent shall be appointed to the position of Part-time Firefighter/EMT at the pay rate of \$8.85 per hour having an effective date of February 18, 2014, with a one (1) year probationary period ending on February 18, 2015.

Mr. Pittman moved to accept the Resolution as presented. Mr. Bryant seconded. Roll was called with the vote being as follows:

Mr. Pittman – Yes
Mrs. Daugherty – Yes
Mr. Bryant – Yes

Mr. Vincent was welcomed by all.

7. Reports

A. Administration

Mr. Tiffany noted that he had no written report. He noted that he updated the Board on his activities during the Work Session.

B. Fiscal Office

Mr. Hodson was absent.

C. Fire

The report prepared by the Fire Department will be appended to the permanent record. Chief Pavlak said the Department has been digging out fire hydrants. They are considering poles with flags to help them easily find the hydrants. We have a total of 385 in the township. The road crews are good about not burying them, but the hydrants along cul-de-sacs and county roads pose more of a challenge. He noted that he sent the Board a link on the volunteer piece on Channel 2. Mr. Tiffany noted that the Chief has a family commitment tonight so he will be leaving now.

D. Police

The report prepared by the Police Department will be appended to the permanent record. Mr. Pittman asked about the heroin class that Sgt. White is attending. He noted that it isn't hitting us like other communities but it is around. Symptoms are community wide. Users function much like functional alcoholics. Mr. Tiffany noted that most of our contact is transient referring to the shoplifters at the plaza. It would be short sighted to say that we don't have a problem at all. Sgt. White indicated that 95% of the shoplifters that they come into contact with are heroin addicts. Chief Brown noted that they have created a task force to address the thefts, to make apprehensions and to identify fences. It has been eye-opening and successful for all of the agencies involved. Mr. Pittman noted that as a community we are fortunate that we don't have an epidemic. Mr. Bryant asked Sgt. White to bring back the knowledge he acquires at the training and give a presentation to the board.

E. Roads and Services

The report for Roads and Services will be appended to the permanent record. Mr. Tiffany noted that the boys are tired, they were out again early this morning. We got 80 tons of salt in today. Our trucks have suffered a bit, but we are fortunate that our guys can fix just about anything. Mr. Tiffany noted that we had

an issue in one of the cul-de-sacs in Eden Meadows; there was so much snow that it got pushed into someone's yard. We will be fixing it. Mr. Bryant asked what our roads looked like. Mr. Tiffany noted that they are a mess. He anticipated more problems from this winter than from any winter in twenty years. Mr. Bryant asked about cold patches. Mr. Tiffany said we would be doing cold patches; we need the rain this week to wash the brine and debris off the roads first. We will be looking to reprioritize our spring work, anticipating much more crack sealing. Mr. Pittman noted that this may stretch our road budget. Mr. Tiffany agreed but noted in 2015 the budget should open up a bit.

F. Zoning

The report prepared by Cara Tilford, Director of Planning and Zoning, will be appended to the permanent record. Cara said she had nothing to add. Mr. Bryant asked about the upcoming BZA Case. Mrs. Tilford noted that we received a complaint about a wood boiler furnace constructed without a Zoning Certificate on file. Upon investigation the complaint was found to be substantiated and the owner has opted to apply for a variance; the wood boiler, as installed, does not meet the township's requirements. She noted that the complaint did not reference any issue with the operation of the wood boiler. Mr. Tiffany asked about the board appointments this year. Mrs. Tilford will confirm the dates.

G. Information Technology

The report prepared by Mr. Zappanti will be appended to the permanent record. Chris said he had nothing additional to report.

H. Trustees

Mr. Bryant noted that we had a good meeting with Bellbrook.

8. **Old Business**

A. Compensatory Storage information and associated costs

Mrs. Tilford noted that she contacted ODNR and received input as to how best to implement a local floodplain management program. She has provided cost information to Mr. Tiffany to assist the Trustees with their decision. Mr. Tiffany noted it isn't outrageous but it isn't cheap, it's ongoing and it is a lot of time.

B. Audit

This discussion was held until the next meeting because of Mr. Hodson's absence. Mr. Bryant noted that our audit was pretty good and that Ted is doing a great job as our Fiscal Officer.

9. **New Business**

Fiscal Office

A. Approval of Minutes

Mr. Bryant moved to approve the minutes for February 3, 2014. Mrs. Daugherty seconded. Roll was called with the vote being as follows:

Mr. Pittman – Yes
Mrs. Daugherty – Yes
Mr. Bryant – Yes

B. Payment of Bills

Mr. Bryant moved to accept the Payment of bills. Mr. Pittman seconded. Roll was called with the vote being as follows:

Mr. Pittman – Yes
Mrs. Daugherty – Yes
Mr. Bryant – Yes

Administration Office

C. Encouraging Best Practice in Future Development to Maintain and Sustain High Water Quality in the Little Miami River and its Tributaries

IN RE: Encouraging Best Practice in Future Development to Maintain and Sustain High Water Quality in the Little Miami River and its Tributaries

WHEREAS, the Little Miami River traverses through Sugarcreek Township and is considered a valuable asset providing economic, environmental and social benefits to the residents and businesses of the Sugarcreek/Bellbrook communities; and,

WHEREAS, the Little Miami River was the first river in these United States to be designated a State and National Scenic River; and,

WHEREAS, the Little Miami River has been designated a High Quality Warm-water Habitat River because of its quality of water that provides habitat for many indigenous species of plant and aquatic life in Ohio; and,

WHEREAS, the Little Miami River's watershed drains 1,757 square miles in southwest Ohio where countless people depend on it for their drinking water and recreational needs.

NOW, THEREFORE BE IT RESOLVED that this Board of Trustees shall encourage best practices in future development to maintain and sustain high water quality in the Little Miami River and its tributaries.

BE IT FURTHER RESOLVED that the Township Administrator is hereby directed to work with staff to update the Township website and development literature to include information and links to related websites that will help to further the endeavor to protect and preserve the Little Miami River.

BE IT FURTHER RESOLVED that this Board of Trustees shall work with the Little Miami River Kleeners to identify outside, private/public funding sources for the purposes of installing tributary markers on public infrastructure located in the Little Miami River watershed of Sugarcreek Township.

Mrs. Daugherty moved to accept the Resolution as presented. Mr. Bryant seconded. Roll was called with the vote being as follows:

Mr. Pittman – Yes
Mrs. Daugherty – Yes
Mr. Bryant – Yes

Mrs. Daugherty noted that this needs to be kept active. We need to keep this Resolution alive. Mr. Pittman noted that part of our marketing package needs to include information on low impact development. A development in Beavercreek Township is incorporating rain gardens. Mr. Pittman noted he is very concerned about the Cornerstone Development. This needs to be taken seriously. Mr. Bryant noted that he was very surprised we didn't already have a Resolution out there like this. He is glad we are able to fix that now. Mr. Pittman wanted to thank Hope Taft for her work and asked her to keep up the good fight. Mr. Tiffany introduced Mr. Rhett Rohrer, owner of the canoe livery south of Spring Valley; he is not just a businessman on the river-he gives back to it continuously. Mrs. Daugherty would like a copy of this Resolution be sent to the Greene County Commissioners. Mrs. Hope Taft thanked the board for their strong support of this Resolution. She thanked the board for serving as an incubator of the River Kleeners group. Mrs. Taft noted they have developed a letter that they would like to send to developers coming in, encouraging them to utilize low impact development techniques. She will get it to us when it is completed.

Zoning Department

D. 2014 Infrastructure Ordinance

Resolution # 2014.02.18.04

IN RE: 2014 Infrastructure Ordinance

The following is a Resolution enacted by the Board of Trustees of Sugarcreek Township, Greene County, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matter of the stated described project.

WHEREAS, the United States Congress has set aside monies for Safe Routes to School Projects through the State of Ohio, Department of Transportation; and

WHEREAS, LPAs can apply for these monies and be selected for funding by the State of Ohio, Department of Transportation; and

WHEREAS, the Safe Routes to School project is in Phase 4 which consists of two sections; Section 1 linking Eden Meadows Way to Adams Place and Section 2 linking Kable's Mill Drive to Seton Hill Drive are transportation activities eligible to receive federal funding; and

NOW, THEREFORE BE IT ORDAINED by the Board of Trustees of Sugarcreek Township, Greene County, State of Ohio, that:

SECTION ONE: The Township Administrator of said LPA is hereby empowered on behalf of the LPA to prepare and execute an application for SRTS funds for the stated described project and to submit same to the State of Ohio, Department of Transportation.

SECTION TWO: The total cost of the project is estimated to be Four Hundred Sixty-Eight Thousand Four Hundred Twenty-Three dollars (\$468,423), of which the LPA, if awarded the funds, further agrees to pay One Hundred Percent (100%) of the construction cost over and above the maximum amount provided by the State of Ohio, Department of Transportation.

SECTION THREE: Upon completion of the described Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the described Project in accordance with all applicable state and federal laws, including, but not limited to, 23 USC 116; (2) provide ample financial provisions, as necessary, for the maintenance of the described Project; (3) if necessary, maintain the right-of-way, keeping it free of obstructions; and (4) if necessary, hold said right-of-way inviolate for public highway purposes.

SECTION FOUR: If the application is approved for the funding the Township Administrator of said LPA is hereby empowered on behalf of the LPA to enter into a contract with the Director of the Ohio Department of Transportation necessary to complete the above described project.

Mr. Bryant moved to accept the Resolution as presented. Mrs. Daugherty seconded. Roll was called with the vote being as follows:

Mr. Pittman – Yes
Mrs. Daugherty – Yes
Mr. Bryant – Yes

Mr. Bryant noted that this is an important program for our community and thanked Mrs. Tilford for her work on the program.

E. Collective Bargaining Agreement with the Police Sergeants and Records Clerk

Resolution # 2014.02.18.05

IN RE: Collective Bargaining Agreement with the Fraternal Order of Police for the full-time Police Sergeants and full-time Records Clerk

WHEREAS, the initial Collective Bargaining Agreement between Sugarcreek Township and the Fraternal Order of Police (F.O.P.) expires, effective March 31, 2014; and,

WHEREAS, a team consisting of the Township Administrator, Township Police Chief and a representative from Fishel, Hass, Kim and Albrecht, Attorneys at Law, negotiated with representatives of the Fraternal Order of Police and local bargaining unit representatives,

NOW THEREFORE, BE IT RESOLVED, that this Board of Township Trustees hereby authorizes execution of a three (3) year Collective Bargaining Agreement between Sugarcreek Township and the Fraternal Order of Police for the full-time Police Sergeants and full-time Records Clerk.

FURTHER BE IT RESOLVED, this contract shall be in effect from April 1, 2014, through midnight March 31, 2017.

Mr. Bryant moved to accept the Resolution as presented. Mr. Pittman seconded. Roll was called with the vote being as follows:

Mr. Pittman – Yes
Mrs. Daugherty – Yes
Mr. Bryant – Yes

Mr. Pittman thanked Sgt. White for the service that he provides to the township. Mr. Tiffany noted that Sgt. White was part of the negotiation team and did a great job.

10. Trustee/Staff Discussion

Mr. Tiffany noted that Greene County Township Association meets next on March 11, 2014. Mr. Bryant needs to RSVP. April 8, 2014 will be hosted by MVRPC and Greene County Career Center. No meeting in May. June 10, 2014 is hosted by Miami Township and Yellow Springs. No meeting will take place in July or August.

11. Executive Session

None.

12. Public Comments

None.

Mr. Pittman moved to adjourn. Mr. Bryant seconded. Roll was called with the vote being as follows:

Mr. Pittman – Yes
Mrs. Daugherty – Yes
Mr. Bryant – Yes

The meeting adjourned at 7:53 pm.

Theodore L. Hodson, Fiscal Officer