

The Board of Trustees of Sugarcreek Township, Greene County, Ohio, in Regular Session on December 6th, 2021, at 7:00 PM.

- 1) **Mrs. Destefani called the session to order at 7:01 pm.**
- 2) **Mr. Demko called the roll with Board Members** Mrs. Destefani, Mrs. Daugherty and Mr. Cramer being present. Also, in attendance was Marvin Moeller, Louis Schatzberb, Donna Hellmann, and Denise Moore.
- 3) **All in attendance stood for the Pledge of Allegiance.**
- 4) **Kelsey Hurlburt – Bellbrook Sugarcreek Community Support Center**
Kelsey gave an update on the state of the Support Center and what projects they have been able to do with the help of Sugarcreek Township.

5) **Recognizing the Retirement of Trustee Nadine Daugherty – 2021.12.06.01**
SUGARCREEK TOWNSHIP
RESOLUTION NO. 2021.12.06.01

IN RE: Honoring Nadine Daugherty for her Years of Service as Trustee of
Sugarcreek Township, Greene County, Ohio

WHEREAS, as a five-term Sugarcreek Township Trustee and lifetime resident of Sugarcreek Township, Nadine Daugherty has remained a steadfast supporter of open space within Sugarcreek Township serving with distinction and conviction; and,

WHEREAS, Nadine Daugherty steadfastly championed the cause for sensible, controlled development, helping to protect Sugarcreek Township's scenic, rural character; and,

WHEREAS, Nadine Daugherty's commitment to fight against annexation, to look out for the taxpayer's best interest always, and to demand more from developers looking to bring projects to the Township are just a few examples of the key role she has played in her position as Township Trustee over the past twenty (20) years; and,

WHEREAS, Nadine Daugherty has served and led with grace and calm during an annexation lawsuit that would span a decade, after the loss of a dear friend and long-time colleague and during the onslaught of an unprecedented global pandemic, and

WHEREAS, from her involvement in the development of Sugarcreek Township's first Comprehensive Plan to her support of our first in class Police, Fire and Roads Departments, Nadine Daugherty's mark on Sugarcreek Township will long outlast her service; and,

WHEREAS, in gratitude and recognition of her service, the Sugarcreek Township Administration Office Meeting Room, in which Nadine Daugherty has presided over countless meetings, shall hereby be renamed the

Nadine Daugherty Room as a reminder to all who enter of her longstanding service and commitment to Sugar creek Township; and

NOW, THEREFORE, BE IT RESOLVED, that this Sugar creek Township Board of Trustees honors and says “thank you” to Nadine Daugherty for her dedication to our community and wishes her well in her well-deserved retirement.

Mrs. Destefani made a motion to approve Resolution 2021.12.06.01, Mr. Cramer seconded. Roll was called with the vote being as follows:

Mrs. Destefani – Yes
Mrs. Daugherty – Abstain
Mr. Cramer – Yes

Many people spoke about Mrs. Daugherty and her service to Sugar creek Township.

6) **Reports**

Administration

Mr. Tiffany was present. There was nothing to add to his report.

Zoning

Mrs. Tilford was present. There was nothing to add to her report.

Fiscal Officer

Mr. Demko was present. There was nothing to add to his report.

Fire

Chief Leaming was present. There was nothing to add to his report.

Police

Chief Brown was present. There was nothing to add to his report.

Roads and Service

Mr. Owens was present. There was nothing to add to his report.

Information Technology

There was nothing to add.

Trustees

There was nothing to add.

7) **Public Comments – Agenda Items**

There were no comments

8) **Old Business**

- A. City of Bellbrook, Bellbrook Sugarcreek Parks and Schools Meeting - Meeting date TBD.

9) **Consent Agenda Items**

- A. Payment of Bills
- B. Approval of Minutes
- C. Accepting Retirement of Director of Roads and Services – Bill Harphant – 2021.12.06.02

SUGARCREEK TOWNSHIP
RESOLUTION NO. 2021.12.06.02
IN RE: Accepting Retirement of Bill Harphant

WHEREAS, Bill Harphant submitted his letter of retirement from the Sugarcreek Township Roads and Services Department with an effective date of December 31, 2021; and,

WHEREAS, Barry P. Tiffany, Township Administrator, has stated that Mr. Harphant, started his employment with Sugarcreek Township May 23, 1988 as a part-time service worker I. Over the next 32+ years at Sugarcreek Township, Bill held every position in the Roads and Service department finishing out his service as the Director of Roads and Services, and Mr. Tiffany recommends the Board of Trustees accept Mr. Harphant’s notice of retirement; and,

WHEREAS, the Board of Trustees and Township Administrator, Barry P. Tiffany, would like to publicly thank Mr. Harphant for his dedication of service to this community for the past 32 years.

NOW THEREFORE, BE IT RESOLVED that this Board of Township Trustee officially accepts, with regret, the retirement of Bill Harphant from the Sugarcreek Township Roads and Services Department effective December 31, 2021; and,

FUTHER, BE IT RESOLVED, that this Board of Trustees wishes Mr. Harphant the very best in retirement for many years to come. A reception will be held on December 30, 2021 at the Administration building from 11:00am – 1:00pm.

- D. Reclassification of Roads and Service Department Staff – Dale Owens – 2021.12.06.03

SUGARCREEK TOWNSHIP
RESOLUTION NO. 2021.12.06.03
IN RE: Promotion of Roads and Services Supervisor to Director of Roads and Services – Dale Owens

WHEREAS, a need exists for an experienced individual to fill the vacancy and perform the duties of Director of Roads and Services; and,

WHEREAS, Township Administrator, Barry Tiffany, recommends the Board of Trustees promote Dale Owens from within the department to fill the vacancy.

NOW THEREFORE, BE IT RESOLVED, that the Board of Sugarcreek Township Trustees does hereby promote Dale Owens to the position of Director of Roads and Services, effective the January 1, 2022, at a rate of \$72,600, per year.

BE IT FURTHER RESOLVED that this position is subject to a one (1) year probationary period ending January 1, 2023.

- E. Reclassification of Roads and Service Department Staff – Rick Cipriano – 2021.12.06.04

**SUGARCREEK TOWNSHIP
RESOLUTION NO. 2021.12.06.04**

IN RE: Reclassification of Roads and Services Department Personnel
Richard F. Cipriano

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

WHEREAS, Township Administrator Barry P. Tiffany is requesting the reclassification of Richard F. Cipriano from full-time Service Worker III to Supervisor of the Roads and Services Department in support of the goals and objectives of the Sugar creek Township Roads and Services Department;

WHEREAS, Mr. Barry P. Tiffany states the 2022 Budget has sufficient funds allocated for this reclassification;

NOW THEREFORE, BE IT RESOLVED, that Richard F. Cipriano shall be reclassified to the position of Supervisor of the Roads and Services Department at the rate of \$19.00 per hour payable on a bi-weekly basis.

FURTHER BE IT RESOLVED, this reclassification shall have an effective date of January 1, 2022, and is subject to a one (1) year probationary period ending January 1, 2023.

**F. Resignation of Fire Department Staff – Michael Lewis and Julia Chubner –
2021.12.06.05**

**SUGARCREEK TOWNSHIP
RESOLUTION NO. 2021.12.06.05**

IN RE: Resignation of Fire Department Staff Michael Lewis and Julia Chubner

WHEREAS, Part-time Firefighter/Paramedic, Michael Lewis, has indicated his desire to resign from the Sugar creek Township Fire Department; and,

WHEREAS, Michael Lewis was hired as a member of the Sugar creek Township Fire Department on August 20, 2018; and,

WHEREAS, Part-time Firefighter, Julia Chubner, has indicated her desire to resign from the Sugar creek Township Fire Department; and,

WHEREAS, Julia Chubner was hired as a member of the Sugar creek Township Fire Department on November 21, 2016; and,

WHEREAS, Chief Jeffrey A. Leaming recommends we accept the resignations of Michael Lewis and Julia Chubner.

NOW THEREFORE, BE IT RESOLVED that the Board of Sugar creek Township Trustees officially accept the resignation of Michael Lewis effective November 21, 2021 and Julia Chubner effective November 25, 2021.

G. Annual Reorganization and Appointments – 2021.12.06.06

**SUGARCREEK TOWNSHIP
RESOLUTION NO. 2021.12.06.06**

IN RE: Annual Re-organization and Appointments

WHEREAS, it is necessary that the Sugarcreek Township Board of Trustees establish by resolution its intent to establish meeting dates, holidays, and appointments to boards, commissions, committees and other organizations with which the Township has cooperative working relationships; and,

WHEREAS, it is also necessary that the Board of Trustees establish an annual schedule of holidays to be observed by the Township, schedule of meeting dates, and authorize certain other operational policies of the Township,

NOW, THEREFORE, BE IT RESOLVED, that this Sugarcreek Township Board of Trustees does hereby appoint Fred Cramer to the position of Chairperson, Sugarcreek Township Board of Trustees, for the term commencing January 1, 2022, through December 31, 2022.

BE IT FURTHER RESOLVED, this Sugarcreek Township Board of Trustees does hereby appoint Carolyn L. Destefani to the position of Vice Chairperson, Sugarcreek Township Board of Trustees for the term commencing January 1, 2022, through December 31, 2022.

BE IT FURTHER RESOLVED, that this Sugarcreek Township Board of Trustees does hereby appoint Fred Cramer as representative, and Carolyn L. Destefani as alternate, to the Greene County Regional Planning & Coordinating Commission.

BE IT FURTHER RESOLVED, that this Sugarcreek Township Board of Trustees does hereby appoint Marvin Moeller as representative, and Carolyn L. Destefani as alternate, to the Greene County Combined Health District Advisory Council.

BE IT FURTHER RESOLVED, that this Sugarcreek Township Board of Trustees does hereby appoint Carolyn L. Destefani as representative, and Marvin Moeller as alternate, to the Greene County Water/Wastewater Advisory Council.

BE IT FURTHER RESOLVED, that this Sugarcreek Township Board of Trustees does hereby appoint Carolyn L. Destefani as representative, and Fred Cramer as alternate, to the Miami Valley Regional Planning Commission.

BE IT FURTHER RESOLVED that for the calendar year 2022, the Trustee Work Sessions and Regular Sessions will be held on the same day with the Work Sessions being held from 5:30 p.m. to 6:45 p.m. and the Trustee Regular Session beginning at 7:00 p.m. on the following dates:

January 3	
February 7	
February 21	
March 7	August 1
March 21	August 15
April 4	September 19
April 18	October 3
May 2	October 17
May 16	November 7
June 6	November 21
July 18	December 5
	December 19

Until further notice, all work sessions and regular Board of Township Trustees meetings will be held at the Sugarcreek Township Administration Building, 2090 Ferry Road, Sugarcreek Township, Ohio 45305.

Work Sessions and Regular Sessions may be canceled on occasion by the Chairperson due to schedule conflicts, lack of agenda or other unforeseen circumstances after consulting with the other two Trustees, as available, and the Administrator.

In months containing only one (1) scheduled meeting, the Chairperson may schedule an additional meeting if necessary for continuity of operations. Such meetings shall be noticed properly in accordance with law as Special Meetings.

BE IT FURTHER RESOLVED, that this Sugarcreek Township Board of Trustees does hereby resolve to retain/rehire all current Township employees.

BE IT FURTHER RESOLVED, that all Roads and Service Department temporary part-time service workers will be hired for a term not-to-exceed 180 days from the most recent date of employment in 2022. Temporary part-time service workers will be utilized as needed and must reapply for employment with the Township at the appropriately established time for the next season of work.

BE IT FURTHER RESOLVED, that this Sugarcreek Township Board of Trustees does hereby adopt the following policy regarding hours of work for Part-time employees:

- 1) Part-time employees must average less than thirty (30) hours worked per week per calendar year.
 - a. No part-time employee may work in excess of, or equal to, one hundred-thirty (130) hours in any given calendar month.
 - b. No part-time employee may work in excess of fifteen hundred (1500) hours in any given calendar year.
 - c. No employee may work in excess of their scheduled shifts unless authorized in advance by their respective Department Head, Supervisor, Sergeant or Captain.
 - d. Shift coverage-off and sick days do not count as scheduled hours for part-time employee. These hours can be made up only in the same calendar month and one does not exceed forty-eight (48) hours in any given calendar week.
- 2) It is the responsibility of the part-time employee to keep from working in excess of, or equal to, one hundred-thirty (130) hours in any given calendar month, or 1500 hours in the calendar year.
- 3) It is the responsibility of the Department Head to ensure that part-time employees adhere to the confines of this order.
- 4) Any part-time employee (excluding employees whom work twelve (12) hours every sixth day) whose scheduled shifts begin on the 1st and end on the 31st of any given month must have a scheduled shift off to keep them under one hundred-thirty (130) hours worked in any given month. This will be identified as an "off-day" and shall be assigned by respective their Department Administration. "Off-days" do not count as scheduled hours and cannot be made up.
- 5) Failure to comply with or enforce the above-mentioned Administrative Order may result in the Department Head and/or employee being disciplined up to and including termination.
- 6) Should an employee work Fourteen Hundred, Ninety-Nine (1499) hours within a given calendar year, that employee will immediately be placed on unpaid Administrative leave until January 1 of the following year.

BE IT FURTHER RESOLVED, that this Sugarcreek Township Board of Trustees does hereby establish the 2022 schedule of paid holidays for all Sugarcreek Township non-bargaining unit employees:

New Year's Day: December 31, 2021
Martin Luther King Day: January 17
President's Day: February 21
Memorial Day: May 30
Juneteenth: June 20
Independence Day: July 4
Labor Day: September 5
Veterans Day: November 11
Thanksgiving Day: November 24
Day after Thanksgiving: November 25
Christmas Day: December 26

BE IT FURTHER RESOLVED, that this Sugarcreek Township Board of Trustees does hereby establish the 2022 schedule for the Sugarcreek Township Records Commission:
Monday, April 11, 2022 and Monday, September 12, 2022. The Records Commission shall meet twice a year with both meetings starting at 6:45 pm at the Township Administrative Offices, 2090 Ferry Road, Sugarcreek Township, Ohio

BE IT FURTHER RESOLVED, that this Sugarcreek Township Board of Trustees does hereby establish the following Operational Policies and Priorities for the Year 2022:

AGENDA: The agenda for regular and special meetings of the Board of Trustees is to be prepared by the Township Administrator with the review and consent of the Chairperson. All items for the agenda must be submitted to the Administrator on or before the Thursday preceding a regular meeting.

ANNEXATION: This Board of Sugarcreek Township Trustees adamantly opposes any annexation that is not in the best interest of the health, safety and general welfare of the Township and/or its Citizens and shall aggressively resist annexations from any source as appropriate.

ATTENDANCE OF DEPARTMENT HEADS AT TRUSTEE MEETINGS: Attendance is required at the second regular meeting of the Board of Township Trustees each month and other meetings as requested or unless otherwise excused by the Township Administrator.

AUTHORIZATION TO BILL: The Fiscal Officer shall, upon notification from the Administrator or appropriate Department Head, bill residents and others for damage to Township property and false alarms.

AUTHORIZING TRAVEL/TRAINING REQUESTS: All Travel/Training requests of less than \$1,000.00 may be authorized by the Township Administrator. The Chairperson of the Board of Trustees and the Township Administrator may authorize requested travel training of \$1,000.00 or more, not to exceed \$2,500 without the consent of the majority of the Board of Trustees.

BLOCK PARTY REQUESTS: Requests must be submitted to the Township Administrator, who is authorized to approve requests based on the availability of the Community Outreach group, Police, Fire and/or Roads and Services Departments.

CATASTROPHIC EMERGENCIES: Authorizing the Township Administrator or in the absence of the Township Administrator and a quorum of the Board of Trustees, any one Trustee to represent Sugarcreek Township for the purpose of authorizing the use of Township resources in the event of a catastrophic emergency.

COMPETITIVE BIDDING: The Township Administrator and Department Heads are authorized to obtain competitive bids when legally required. All bids will be advertised when in the best interest of the Township or as required in accordance with law. Each bid shall be evaluated as to requirements and specifications contained therein. Demonstrations and/or references shall be provided as appropriate. The contract shall be reviewed in whole or in part by the Office of the Greene County Prosecuting Attorney. Awarding of bids will be determined by the Sugarcreek Township Board of Trustees in the overall best interest of Sugarcreek Township, not exclusively on the basis of the lowest cost. The Board reserves the right to reject any or all bids.

CREATION OF BOARDS, COMMISSIONS and COMMITTEES: The Township Trustees may by resolution create, eliminate, change, appoint alternates, and abolish boards and commissions in accordance with the Ohio Revised Code. Members of such boards and commissions shall be appointed by and responsible to the Trustees. These members may be removed by the Board of Trustees for malfeasance, misfeasance, or other violations of official Township resolutions and policies. All appointed board, commission, committee members or other appointed volunteers shall be responsible for signing and adhering to the official Sugarcreek Township Code of Ethics or be subject to removal.

All terms, number of members, procedures for appointment and replacement of members, duties, and powers of boards and commissions created by the Trustees shall be prescribed by resolution in accordance with the Ohio Revised Code except as established by the Ohio Revised Code. The Trustees may assign additional non-conflicting duties to the established boards and commissions. Each board or commission shall adopt its own rules of order and procedure in accordance with the Ohio Revised Code and shall annually elect its officers from its membership. The Trustees may authorize funds for the use by the boards and commissions in carrying out their designated responsibilities.

DEPARTMENT REPORTS: Each Department Head shall submit a typed report of activities to the Township Administrator on the Thursday preceding the scheduled regular meetings of the Board of Township Trustees for presentation at that meeting.

DRAINAGE: Retain ground water at its source.

NUISANCE FIRE ALARMS: Nuisance fire alarms shall be subject to the penalties and provisions of the current adopted fire code(s).

MILEAGE REIMBURSEMENT: The Township shall reimburse all employees and elected officials in accordance with Internal Revenue Service (IRS) regulations at the current IRS standard mileage rates for business use when using their private vehicles in those instances where Township-owned vehicles cannot be utilized.

OPEN SPACE PRESERVATION: This Board of Trustees recognizes the high value of and strongly supports the preservation of the open spaces and vistas that help to make Sugarcreek Township a unique and highly desirable place to live, work and play.

REGIONALISM: This Board of Trustees supports true regionalism and will strive to maintain Sugarcreek Township, Greene County and the Miami Valley as a viable and thriving region.

SPECIAL SECURITY EVENTS: The Police Department shall be reimbursed at the rate of Seventy-four dollars (\$74) per hour per person and equipment provided to private organizations for security services.

WORK WITHIN THE ROAD RIGHTS-OF-WAY: Landscaping, traffic signs, fire hydrants or mailboxes (except in conformance with all applicable United States Postal Service Standards) shall not be placed in the Sugarcreek Township road rights-of-way without prior written approval of the Director of Roads and Services, or in his/her absence the Township Administrator or his/her designee.

H. Year 2022 Temporary Appropriations – 2021.12.06.07

SUGARCREEK TOWNSHIP

RESOLUTION NO. 2021.12.06.07

IN RE: Year 2022 Temporary Appropriations

WHEREAS, the need exists to adopt temporary appropriations for the Year 2022; and,

WHEREAS, this temporary appropriation shall be in effect commencing at the close of business December 31, 2021, and extending until the Year 2022 Permanent Appropriations are approved no later than March 31, 2022; and,

WHEREAS, this temporary appropriation will permit the Township Offices to function without interruption as well as allowing ample time to establish exact carry-over figures,

NOW THEREFORE, BE IT RESOLVED, the Year 2022
 Temporary Appropriations are as follows:

1000	General Fund	
	Personal Services (Salaries)	\$ 413,184.00
	Employee Benefits	\$ 193,680.00
	Purchased Services	\$ 161,200.00
	Supplies & Materials	\$ 11,440.00
	Other Dues and Fees	\$ 2,080.00
	Health Districts	<u>\$ 33,280.00</u>
	<i>Total General Fund:</i>	<i>\$ 814,864.00</i>
2011	Motor Vehicle Tax	\$ 30,000.00
2021	Gasoline Tax	\$ 225,000.00
2031	Road and Bridge	
	Personal Services	\$ 454,072.00
	Other	<u>\$ 566,072.00</u>
	<i>Total Road and Bridge:</i>	<i>\$1,020,144.00</i>
2081	Police District	
	Personal Services	\$2,581,000.00
	Other	<u>\$ 418,100.00</u>
	<i>Total Police District:</i>	<i>\$2,999,100.00</i>
2112	Fire District	
	Personal Services	\$2,405,465.00
	Other	<u>\$ 852,400.00</u>
	<i>Total Fire District:</i>	<i>\$3,257,865.00</i>
2231	Permissive Motor Vehicle License	\$ 200,000.00
2281	Ambulance and Emergency Medical	
	Personal Services	\$ 133,261.00
	Other	<u>\$ 104,700.00</u>
	<i>Total Ambulance and Emergency Medical:</i>	<i>\$ 237,961.00</i>
2904	Centerville Fire Ancillary	\$ 110,000.00
2906	Police Trust Fund	\$ 50,000.00
2907	Police Cell Tower Receipts	\$ 24,000.00
2908	Fire Cell Tower Receipts	\$ 24,000.00
2911	American Rescue Plan Fund	\$ 441,525.72
3102	General Bond Retirement	\$ 120,780.00
3901	Clyo Road TIF II	\$ 24,100.00

Total Temporary Appropriations \$9,579,339.72

FURTHER BE IT RESOLVED, that the above aggregate amounts be appropriated based upon the attached submittals (hereby incorporated) and a copy shall be sent to the Greene County Auditor.

I. Authorizing Township Administrator to Enter into Agreement for Road Department Tractor – 2021.12.06.08

**SUGARCREEK TOWNSHIP
 RESOLUTION NO. 2021.12.06.08**

IN RE: Authorizing the Township Administrator to Enter into Agreements for the Lease of Road Department Tractor

WHEREAS, a well equipped fleet of vehicles is necessary for the preservation of roads and safe travel within Sugarcreek Township; and

WHEREAS, Kenn-Feld Group, LLC has a John Deere 5100M Utility Tractor at State Bid pricing in stock that meets the needs and specifications desired to provide adequate service for the department.

NOW, THEREFORE BE IT RESOLVED, that this Board of Trustees of Sugarcreek Township, Ohio, does hereby authorize the Township Administrator to enter into Agreements for the lease of a John Deere 5100M Utility Tractor, not to exceed \$80,833.54.

**J. Accepting the Material Terms of the OneOhio Subdivision Settlement –
2021.12.06.09**

**SUGARCREEK TOWNSHIP
RESOLUTION NO. 2021.12.06.09**

**IN RE: AN EMERGENCY RESOLUTION TO ACCEPT THE MATERIAL TERMS OF THE ONE OHIO
SUBDIVISION SETTLEMENT PURSUANT TO THE ONE OHIO MEMORANDUM OF UNDERSTANDING
AND CONSISTENT WITH THE TERMS OF THE JULY 21, 2021 NATIONAL OPIOID SETTLEMENT
AGREEMENT**

AN EMERGENCY RESOLUTION AUTHORIZING Barry P. Tiffany, Sugarcreek Township Administrator, on behalf of the Sugarcreek Township Trustees, to execute the Participation Agreement for the OneOhio Subdivision Settlement with Janssen/Johnson&Johnson pursuant to the OneOhio Memorandum of Understanding regarding the pursuit and use of potential opioid litigation settlement funds and consistent with the material terms of the July 21, 2021 proposed Settlement Agreement available at <https://nationalopioidsettlement.com/>.

WHEREAS, Sugarcreek Township, Ohio (herein “Municipality”) is a township formed and organized pursuant to the Constitution and laws of the State of Ohio; and

WHEREAS, the people of the State of Ohio and its communities have been harmed by misfeasance, nonfeasance and malfeasance committed by certain entities within the Opioid Pharmaceutical Supply Chain; and

WHEREAS, the State of Ohio, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Opioid Pharmaceutical Companies accountable for the damage caused by their misfeasance, nonfeasance and malfeasance; and

WHEREAS, the State of Ohio, through its Governor and Attorney General, and its Local Governments share a common desire to abate and alleviate the impacts of that misfeasance, nonfeasance and malfeasance throughout the State of Ohio; and

WHEREAS, the State and its Local Governments, subject to completing formal documents effectuating the Parties Agreements, have drafted and Sugarcreek Township has adopted, and hereby reaffirms its adoption of, a OneOhio Memorandum of Understanding (“MOU”) relating to the allocation and the use of the proceeds of any potential settlements described; and

WHEREAS, the MOU has been collaboratively drafted to maintain all individual claims while allowing the State and Local Governments to cooperate in exploring all possible means of resolution; and

WHEREAS, the Board understands that an additional purpose of the MOU is to create an effective means of distributing any potential settlement funds obtained under the MOU between the State of Ohio and Local Governments in a manner and means that would promote an effective and meaningful use of the funds in abating the opioid epidemic throughout Ohio, as well as to permit collaboration and explore potentially effectuation earlier resolution of the Opioid Litigation against Opioid Pharmaceutical Companies; and

WHEREAS, nothing in the MOU binds any party to a specific outcome, but rather, any resolution under the MOU requires acceptance by the State of Ohio and the Local Governments; and

WHEREAS a settlement proposal is being presented to the State of Ohio and Local Governments by Janssen/Johnson&Johnson to resolve governmental entity claims in the State of Ohio using the structure of the OneOhio MOU and consistent with the material terms of the July 21, 2021 proposed Settlement Agreement; and

WHEREAS, the Board wishes to agree to the material terms of the proposed National Settlement Agreement with the Proposed Settlement:

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF THE TRUSTEES OF SUGARCREEK TOWNSHIP, OHIO.

Section 1. That Barry P. Tiffany, Township Administrator, is authorized to accept the Proposed Settlement on behalf of the Sugarcreek Township Trustees, pursuant to the terms of the OneOhio MOU.

Section 2. That it is found and determined that all formal actions of the Council relating to the adoption of this resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements.

Section 3. This Resolution is hereby declared to be an emergency measure, necessary for the preservation of the public peace, health, welfare and safety of Sugarcreek Township. The reason for the emergency is to ensure prompt pursuit of funds to assist in abating the opioid epidemic throughout Ohio.

Mrs. Destefani made a motion to approve resolution 2021.12.06.03 with the modification, Mrs. Daugherty seconded. Roll was called with the vote being as follows:

Mrs. Destefani – Yes
Mrs. Daugherty – Yes
Mr. Cramer –Yes

Mrs. Destefani made a motion to approve the Consent agenda items, Mrs. Daugherty seconded. Roll was called with the vote being as follows:

Mrs. Destefani – Yes
Mrs. Daugherty – Yes
Mr. Cramer –Yes

10) **Discussion Agenda Items**

There were no items

11) **Public Comments – Discussion Agenda Items**

There were no public comments

12) **Trustee/Staff Discussions**

Mrs. Destefani made a motion to move into executive Session at 8:37 PM, Mrs. Daugherty seconded. Roll was called with the vote being as follows:

Mrs. Destefani – Yes
Mrs. Daugherty – Yes
Mr. Cramer –Yes

13) **Adjourn**

Trustees returned form Executive session at 9:26 PM

The Trustees discussed Cares Act money that needs to be spent by the end of the calendar year, and Hazard Pay for those that worked during COVID-19 last year to this year.

**SUGARCREEK TOWNSHIP
RESOLUTION NO. 2021.12.06.10**

IN RE: Hazard Pay for Essential Workers During the Public Health Emergency

WHEREAS, the novel coronavirus disease (COVID-19) continues to be present in our community with the risk of exposure and community spread a reality; and,

WHEREAS, this Sugarcreek Township Board of Trustees recognizes that employees should be eligible for hazard pay given their interaction with the general public, both inside and outside of Township buildings during this ongoing global pandemic; and,

WHEREAS, this Sugarcreek Township Board of Trustees realizes that our employees have increased exposure to COVID-19 in the performance of the employee's job duties; and,

WHEREAS, our employees continue to provide exemplary service to our residents and the general public at the risk of exposure to coronavirus disease.

NOW, THEREFORE BE IT RESOLVED, 3% lump-sum premium pay for essential workers “for the elevated health risks they have faced during the public health emergency” as outlined in the ARPA Act (602(g)2 and 603 (g) (2) between March 2020 thru May 2021, under the ARPA funds expenditure 1.9, Resolution 2021 is hereby approved.

Mrs. Destefani made a motion to approve Resolution 2021.12.06.10 , Mrs. Daugherty seconded. Roll was called with the vote being as follows:

Mrs. Destefani – Yes
Mrs. Daugherty – Yes
Mr. Cramer –Yes

Mrs. Destefani made a motion to adjourn the Trustee meeting, Mrs. Daugherty seconded.
Roll was called with the vote being as follows:

Mrs. Destefani – Yes
Mrs. Daugherty – Yes
Mr. Cramer –Yes

Richard J Demko, Fiscal Officer