

**MIAMI TOWNSHIP BOARD OF TRUSTEES**

**MAY 16, 2017**

The Miami Township Board of Trustees met in regular session on Tuesday, May 16, 2017 at 7:00 PM. Trustee Ken Tracy called the meeting to order and led the Pledge of Allegiance. The invocation was led by Mr. Tracy. Mr. Ferry called the roll. Attending were Ken Tracy, Mary Makley Wolff and Karl Schultz. Mr. Schultz made a motion to approve the minutes of the April 18, 2017 business meeting and the May 8, 2017 work session, seconded by Ms. Wolff with all voting "AYE".

**Correspondence:** None

**Proclamations and Special Presentations:** Chief Kelly read a proclamation recognizing the week of May 21-27, 2017 as Emergency Medical Services Week.

Mr. Don Baker, Principal of McCormick Elementary School, came forward with a donation of \$1,500.00 from the children of the elementary schools of the Milford Exempted Village School District, towards the Spirit of 76 Park aerator.

**Department Reports:** A representative of each department presented a report of activities during the month of April.

Community Development	Mr. Elliff
Finance	Mr. Ferry
Fire/EMS	Chief Kelly
Police	Chief Madsen
Recreation	Mrs. Thibodeau
Service	Mr. Musselman
Administration	Mr. Wright

**Old Business:** None

**New Business:** Mr. Schultz made a motion to pay the bills of the Township with 239 checks numbered 127293 - 127532 and 14 electronic checks numbered 935 - 949 for the total amount of \$1,907,396.26 plus payroll and payroll taxes for the week of 04/22/2017 in the amount of \$405,196.29 and payroll and payroll taxes for the week of 05/06/2017 in the amount of \$398,605.42, seconded by Ms. Wolff with all voting "AYE".

Mr. Wright advised the need for a Then and Now Certificate in the amount of \$35,324.45.

Ms. Wolff made a motion to adopt Resolution 2017-15 a resolution authorizing the township Fiscal Officer to issue and certify a Then and Now Certificate for payment of various expenditures, totaling \$35,324.45 and dispensing with the second reading, seconded by Mr. Schultz with all voting "AYE".

Mr. Wright presented personnel actions to the Board for their consideration. Mr. Wright recommended the Board grant a Conditional Offer of Employment to Robert Bunnel for the position of full time Police Officer. If approved this replacement position will fill the soon to be vacated full time position of retiring Officer Steven Burgess.

Mr. Schultz moved to grant Conditional Offer of Employment to Robert Bunnel for the position of full time Police Officer, seconded by Ms. Wolff with all voting "AYE".

Mr. Wright is recommending the Board remove Officer Jimmy Taylor from probationary status effective June 3, 2017.

Ms. Wolff moved to remove Officer Jimmy Taylor from probationary status effective June 3, 2017, seconded by Mr. Schultz with all voting "AYE".

Mr. Wright recommended the Board grant final employment for Andrew Greine as a part-time Maintenance Worker at \$12.00 per hour effective May 17, 2017.

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Mr. Schultz moved to grant final employment to Andrew Greine as a part-time Maintenance Worker at \$12.00 per hour effective May 17, 2017, seconded by Ms. Wolff with all voting "AYE".

Mr. Wright recommended the Board grant final employment to James Leavens as a part-time Multimedia Coordinator at \$10.00 per hour effective May 18, 2017.

Ms. Wolff moved to grant final employment to James Leavens as a part-time Multimedia Coordinator at \$10.00 per hour effective May 18, 2017, seconded by Mr. Schultz with all voting "AYE".

Mr. Wright advised the Board approved an agreement with Imbus Enterprises which defined that company's responsibilities for constructing a new sanitary sewer line and water line to serve future commercial development at the area of St. Rt. 28 and Monclair Boulevard and Smysor Road. After further conversations with the Clermont County Water Resources Department it was learned that the existing Service Agreement will need to be amended to reflect that the County is not obligated to accept the proposed improvements. It is in the best interest of the Township to have an amendment to the Service Agreement so that Imbus Enterprises acknowledges that in the event that the County would not accept the lines, which is unlikely if they are constructed per approved plans, the maintenance would be Imbus Enterprises' responsibility and not the Township's. Mr. Braun has drafted Resolution 2017-16 for the Board's consideration.

Mr. Schultz made a motion to adopt Resolution 2017-16 a resolution authorizing approval of an amendment to the existing Agreement between Miami Township and Imbus Enterprises Limited Partnership and dispensing with a second reading, seconded by Ms. Wolff with all voting "AYE".

Mr. Wright advised the Board that Mr. Bill Taphorn, the Township's Assistant Fiscal Officer, has advised that we need to make one minor revision to our 2017 Appropriations Resolution. This is necessary to secure our Certification of Resources from the County. Fund #2030 – road and Bridge to be reduce by \$10,000.00 which will make a new balance of \$2,619,748.00.

Mr. Schultz made a motion to adopt Resolution 2017-17 a resolution amending the Township's annual appropriations and dispensing with the second reading, seconded by Ms. Wolff with all voting "AYE".

Mr. Wright presented an out of Township travel request from the Fire/EMS Department to send Lt. Dan Berkebile to Phoenix, Arizona for the Blue Card Incident Command Train-the Trainer course from August 6<sup>th</sup> through 12<sup>th</sup>. The Blue Card program affords the ability to interact with one another on calls for mutual aid with other communities. The cost will not exceed \$3,340.00. This was discussed at the May work session.

Ms. Wolff made a motion to approve the out of Township travel request to send Lt. Dan Berkebile to Phoenix, Arizona for the Blue Card Incident Command Train-the Trainer course from August 6<sup>th</sup> through August 12, 2017 at a cost not to exceed \$3,340.00, seconded by Mr. Schultz with all voting "AYE".

Mr. Wright noted as discussed at the work session, the Fire/EMS Department is requesting to purchase a Genesis battery operated hydraulic combination rescue tool from Howell Rescue Systems which they have been utilizing for the past month for demonstration purposes. This device will be an asset to the operations for the purposes of rescue and extrication of patients involved in vehicle or machinery accidents. The cost will be \$8,975.00

Mr. Schultz made a motion to approve the purchase of a Genesis battery operated hydraulic combination rescue tool from Howell Rescue Systems at a cost of \$8,975.00, seconded by Ms. Wolff with all voting "AYE".

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Mr. Wright advised as discussed at the work session, the Fire/EMS Department is requesting to purchase two new elliptical exercise machines to replace the existing machines at Station 26 and Station 27. Both of the machines are over twelve years old and are showing extreme signs of age and wear, and are not recommended for service by the fitness equipment company that recently performed the routine preventative maintenance. The total cost for the two machines would be \$5,385.00 and was in the 2017 budget.

Ms. Wolff made a motion to approve the purchase of two (2) Precor 100i elliptical exercise machines from Commercial Fitness Solutions at a total cost of \$5,385.00, seconded by Mr. Schultz with all voting "AYE".

Mr. Wright advised, as discussed at the work session, the Service Department conducted a bid opening for the Wolfpen Pleasant Hill sidewalk project and we received one bid. The bid was from Adleta Construction for \$179,995.35 which is lower than the Engineers estimate. Mr. Wright is recommending the Board accept the bid and award the bid to Adleta Construction.

Mr. Schultz made a motion to accept the bid of \$179,995.35 and award a contract to Adleta Construction for the Wolfpen Pleasant Hill sidewalk project, seconded by Ms. Wolff with all voting "AYE".

Mr. Wright advised, as has been discussed several times, they are in the middle of Phase 2 of the Miami Meadows Lake Erosion project and there has been positive feedback from the public. Mr. Wright noted instead of coming back in 2018 to do Phase 3, they would save several thousand dollars by completing the whole project this year. The Township will not have to re-drain the lake next year as part of the project and there will be less interruption to the public who use the lake and walking trail. Mr. Wright is requesting the Board for an adjustment to the project to be completed this year. The cost will not exceed \$50,000.00.

Ms. Wolff made a motion to allow an adjustment to the budget for the Miami Meadows Lake Erosion project for the wall to be done this year. The adjustment amount will not exceed \$50,000.00, seconded by Mr. Schultz with all voting "AYE".

Mr. Wright advised as discussed at the work session, the Service Department is requesting to purchase 2 Heavy Duty 1 Ton trucks for parks. Originally the department had budgeted, for 2017, \$150,000.00 to replace a salt truck and \$50,000.00 for one Heavy Duty 1 Ton truck. Since the budget was approved, another truck blew an engine and needs to be replaced. Mr. Musselman advised they could go one more year with the salt truck but the 2 other trucks need to be replaced. The recommendation is to purchase 2 Heavy Duty 1 Ton trucks which will be equipped with dump beds, one will be equipped with a snow plow and a v-box spreader which can be placed in the bed of the truck and used to spread salt, for a total cost of \$100,000.00.

Mr. Schultz made a motion to allow the purchase of two Heavy Duty 1 Ton, F550's, trucks through Woody Sander Ford at a cost not to exceed \$100,000.00, seconded by Ms. Wolff with all voting "AYE".

Mr. Wright recommended the Board reject the single bid submitted for the Service storage building and grant permission to re-advertise.

Ms. Wolff made a motion to reject the bid from Perkins Carmack Construction and grant permission to re-bid for the Service Department's pre-engineered steel building to be used for vehicle and equipment storage, seconded by Mr. Schultz with all voting "AYE".

Mr. Wright advised at the February meeting, two residents, Ms. Shannon Dennis and Ms. Kathy Smith, came to the Board to request the Board adopt a resolution regarding tethering dogs. The residents presented the Board with a resolution that was adopted by Anderson Township as an example. Since that meeting in February, Chief Madsen recommended some

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modifications and Mr. Braun has reviewed the modified resolution and approves it as to form. Mr. Wright is recommending the Board adopt Resolution 2017-18.

Mr. Schultz made a motion to adopt Resolution 2017-18 a resolution regulating the tethering of dogs in Miami Township, Clermont County, Ohio and dispensing with the second reading, seconded by Ms. Wolff with all voting "AYE".

The Board thanked Ms. Dennis and Ms. Smith for their work in helping to get this resolution adopted.

Mr. Wright is recommending the Board renew the street lighting district for Harvest Ridge 1 and for Reserves at the Oasis, by resolution.

Ms. Wolff made a motion to adopt Resolution 2017-19 a resolution providing for the procurement of a street lighting system for Harvest Ridge 1 and declaring an emergency, seconded by Mr. Schultz with all voting "AYE".

Mr. Schultz made a motion to adopt Resolution 2017-20 a resolution providing for the procurement of a street lighting system for Reserve at the Oasis and declaring an emergency, seconded by Ms. Wolff with all voting "AYE".

**Public Comment:** Mr. Anders Lindquist, of Sophia Drive, came forward to discuss the Township having a single vender trash collector. Mr. Lindquist stated the homeowners association of his subdivision discussed this and would like the Township to address this by forming a special interest group, with himself, a Township representative and a representative from the Clermont County Solid Waste group to come up with the next steps. The board noted they have done surveys that concluded residents want to be able to choose their own vendor and the idea was not well received. The Board would like to see more survey information.

Marv Hudson, of Pinto Place, came forward to let the Board know of the 25<sup>th</sup> annual Run for the Poor on June 10<sup>th</sup>. The Board thanked Mr. Hudson for his work and will read a proclamation on June 10<sup>th</sup> before the race.

**Executive Session:** Ms. Wolff made a motion to go into Executive Session to consider the appointment, employment, dismissal, discipline, promotion, demotion or compensation of a public employee or official, or the investigation of charges or complaints against a public employee or official pursuant to Section 121.22(G)(1) of the Ohio Revised Code, and to conference with counsel related to pending or imminent litigation pursuant to Section 121.22(G)(3) of the Ohio Revised Code, seconded by Mr. Schultz with all voting "AYE".

Ms. Wolff made a motion to come out of Executive Session, seconded by Mr. Schultz with all voting "AYE"

Mrs. Wolff made a motion to approve a settlement agreement and release between Township, KLH Engineers and Michael Schuster and Associates regarding the completion of seismic bracing for the construction of Fire Station 29, seconded by Karl Schultz with all voting "AYE".

With no further business to come before the Board the meeting was adjourned at 9:30 p.m.

ATTEST: \_\_\_\_\_  
Eric C. Ferry, Fiscal Officer

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Ken Tracy, Chairperson