

Minutes of the Miami Township Board of Trustees Regular Meeting

January 12, 2016

Trustee President Douglas Barry called the Miami Township Board of Trustees Regular meeting to order on Tuesday, January 12, 2016 at 7:00 pm and led in the reciting of the Pledge of Allegiance. The following were present:

Elected Officials:

Douglas Barry – Trustee President
Robert Matthews Jr. – Trustee Vice President
Andrew Papanek – Trustee
Ann Barhorst – Fiscal Officer

Township Staff:

Greg Rogers – Township Administrator
Ron Hess – Police Chief
Dan Mayberry – Public Works Director
Clay McCord – Finance Director
Chris Snyder – Community Development Director
Kyle Hinkelman – Community Development, Deputy Director

Mukesh Singh- Compliance Director - Absent

Recognition of Guests

Mr. Barry recognized the Fiscal Officer-Elect, Aaron Newell who was in attendance.

Reading of “Operation Inherent Resolve and Freedom’s Sentinel”

Mr. Matthews read the latest casualties of “Operation Inherent Resolve and Freedom’s Sentinel”, followed by a moment of silence.

CONSENT AGENDA

All matters under the Consent Agenda are considered by the Board of Trustees to be routine and will be enacted by one motion. Any Trustee may remove an item from the Consent Agenda by request. No second is required for removal of an item. Items removed for separate discussion will be considered after the motion to approve the Consent Agenda.

- A. Meeting Minutes
 - December 15, 2015—Regular Meeting
 - December 21, 2015—Special Meeting

- B. Payroll and Bills
 - Payroll dated 12/25/2015 totaling \$186,457.25.
 - Payroll dated 01/08/2016 totaling \$216,209.99.
 - Write on check run checks 66386 - 66462, totaling \$268,021.02.

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Mr. Barry motioned and Mr. Papanek seconded the motion to approve the Consent Agenda items.

Mr. Barry - yes
Mr. Matthews - yes
Mr. Papanek- yes

NEW BUSINESS

Department Reports

Admin- Greg Rogers discussed the following items:

1. To retain Carter Law, LLC as legal counsel to advise and represent Miami Township in annexation matters (Resolution 001-2016)

Mr. Rogers explained that this is a yearly resolution. He said he was happy to report that we have not had any annexation issues in past eight years, but that we would need to pass this resolution so that if the need arises, we have approval to utilize legal counsel.

2. 2016 Committees for elected officials

Mr. Rogers went through the list of committees and verified who will be representing Miami Township on each committee.

Police- Chief Hess discussed the following items:

Chief want to recognize Officer Raymond Swallen, who was recently named the Ohio Organized Crime Investigative Commission's 2015 Agent of the Year for the Miami Valley task force.

Public Works- Dan Mayberry discussed the following items:

1. To authorize participation in the State of Ohio Cooperating Purchasing Program (Resolution 002-2016)

2. To authorize participation in the ODOT Cooperative Purchasing Program (Resolution 003-2016)

Mr. Mayberry explained the township will benefit by participating in both of these programs again this year.

3. Mr. Mayberry attended the MVRPC meeting this was for the resurfacing requests that were submitted back in August. Tentatively, we have one match from MVRPC for \$68,000.

4. Mr. Mayberry thanked his staff for their work on keeping the roads safe today.

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Community Development- Chris Snyder had no formal items, but reported that we are coming off a good year with construction dollars at \$91 million in total, which is a record year for the township. He also announced that the CMAQ \$1 million dollar grant has been confirmed by the state.

Community Development/IT- Kyle Hinkelman had nothing formal for the Board this evening.

Finance- Clay McCord discussed the following items:

1. Revising Resolution 139-2015R declaring it necessary to levy a tax in excess of the ten (10) Mill limitation for the Miami Township streets (Resolution 139-2015R)
Mr. McCord explained that this resolution is simply a revision to correct a clerical error regarding the years for collection.

Compliance- Mukesh Singh was not in attendance this evening.

PUBLIC COMMENTS

Eric Flasher, 2868 Loris Drive made the announcement that the Miami Township Road Committee is getting together again to assist in getting the Roads Levy passed. He urged anyone who is interested in getting involved to contact him through the Facebook page Miami Township Committee for Roads.

VOTING ON RESOLUTIONS

Resolution 001-2016

Mr. Papanek motioned and Mr. Barry seconded the motion to approve Resolution 001-2016 to retain Carter Law, LLC, as legal counsel to advise and represent Miami Township in annexation matters at a rate of \$200 per hour for senior attorney, \$175 per hour for associate attorney, and \$75 for law clerk or legal assistant time.

Mr. Barry - yes
Mr. Matthews - yes
Mr. Papanek- yes

Resolution 002-2016

Mr. Matthews motioned and Mr. Papanek seconded the motion to approve Resolution 002-2016 to authorize participation in the State of Ohio Cooperative Purchasing Program.

Mr. Barry - yes
Mr. Matthews - yes
Mr. Papanek- yes

Resolution 003-2016

Mr. Barry motioned and Mr. Matthews seconded the motion to approve Resolution 003-2016 to authorize participation in the ODOT Cooperative Purchasing Program.

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Mr. Barry - yes
Mr. Matthews - yes
Mr. Papanek- yes

Resolution 139-2015R

Mr. Papanek motioned and Mr. Barry seconded the motion to approve Resolution 139-2015R to revise Resolution 139-2015 to declare it necessary to levy a tax in excess of the ten (10) Mill limitation for the Miami Township Streets.

Mr. Barry - yes
Mr. Matthews - yes
Mr. Papanek- yes

PUBLIC HEARINGS

Zoning Case 222-88

To adopt a final development plan for lands zoned PD-5 Planned Mixed-use, under Zoning Case #222-88 Area 9, Bar Louie Final Tenant Fit Up.

Mr. Barry motioned and Mr. Papanek seconded the motion to open public hearing for Zoning Case 222-88 concerning Bar Louie.

Mr. Barry - yes
Mr. Matthews - yes
Mr. Papanek- yes

Mr. Hinkelman, Miami Township Deputy Director of Community Development, provided details on this plan. He shared that the case is a final development plan for Bar Louie which will be located on the corner of Penny Lane and Innovation Drive. The Applicant is requesting a 1,000 sq. ft. outdoor patio as well as seating, lighting and fencing along with lighting fixtures and signage on the building. There are no changes to parking, landscape or pedestrian connections. The Lighting Plan has been updated and now meet the requirements for Austin Landing. Mr. Hinkelman also pointed out that the Applicant will be adding "Austin Landing" to their signage.

The Zoning Commission recommended the above changes with a vote of 4-0.

The Applicant was unable to attend tonight's meeting.

No one came forward as a Proponent or Opponent in this case.

Mr. Barry motioned and Mr. Matthews seconded the motion to close public hearing for Zoning Case 222-88.

Mr. Barry - yes
Mr. Matthews - yes
Mr. Papanek- yes

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Mr. Barry motioned and Mr. Matthews seconded the motion to **approve** Resolution 004-2016 to approve a final development plan for Zoning Case 222-88 Area 9 and **uphold** the Zoning Commission recommendation.

Mr. Barry - yes
Mr. Matthews - yes
Mr. Papanek- yes

COMMENTS FROM THE BOARD

Andrew Papanek congratulated Doug Barry on winning his four-year term and thanked him for his work throughout this past year.

Robert Matthews also congratulated Doug on his win, and thanked Mr. Mayberry and his crew for their work on the roads during the recent snowfall. Mr. Matthews also noted that the Austin Center signs look beautiful.

Douglas Barry thanked the department heads, fellow trustees, and staff for the reception. Mr. Barry indicated he had been reflecting on the strategic planning over the weekend and realized what has been accomplished over the past year is truly amazing.

EXECUTIVE SESSION

Mr. Barry motioned and Mr. Matthews seconded the motion at 7:31 pm to move into executive session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee in accordance with O.R.C. 121.22(G)(1), and to consider information related to the marketing plans, specific business strategy, production techniques, trade secrets, or personal financial statements of an applicant for economic development assistance or to negotiations with other political subdivisions respecting requests for economic development assistance in accordance with O.R.C. 121.22(G)(8)

Mr. Barry - yes
Mr. Matthews - yes
Mr. Papanek- yes

Mr. Barry motioned and Mr. Matthews seconded the motion at 7:58 pm to close executive session and return to regular session.

Mr. Barry - yes
Mr. Matthews - yes
Mr. Papanek- yes

REGULAR SESSION

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Mr. Matthews made a motion and Mr. Papanek seconded the motion to appoint Doug Barry as President of the Board of Trustees.

Mr. Barry - abstain
Mr. Matthews - yes
Mr. Papanek- yes

Mr. Barry made a motion and Mr. Papanek seconded the motion to appoint Bob Matthews as Vice President of the Board of Trustees.

Mr. Barry - yes
Mr. Matthews - abstain
Mr. Papanek- yes

Mr. Barry adjourned the meeting at 8:01 pm.



Douglas Barry, Trustee President



Robert Matthews Jr., Trustee Vice President



Andrew Papanek, Trustee



Ann Barhorst, Fiscal Officer

AMB: pdb