

**RESOLUTION #1-2014**

**RESOLUTION TO RETAIN NEWHOUSE, PROPHATER, LETCHER & MOOTS, LLC AS LEGAL COUNSEL TO ADVISE & REPRESENT MIAMI TOWNSHIP, IN ANNEXATION MATTERS**

**Whereas,** Miami Township Board of Trustees met in regular session on January 2, 2014; and

**Whereas,** the Board of Trustees of Miami Township deems it necessary and advisable to employ legal counsel to advise and represent the township on legal matters relating to annexation; and

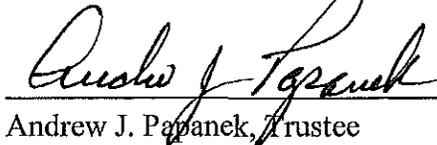
**Therefore Be It Resolved,** the Miami Township Board of Trustees hires the firm of Newhouse, Prophater, Letcher & Moots, LLC, to be retained as Legal Counsel to advise and represent Miami Township on legal matters relating to annexation for 2014. Representation will be paid for as follows: \$220.00 per hour senior attorney time, \$175.00 per hour associate attorney time, and \$75.00 per hour law clerk or legal assistant time. Rate is fixed for six months but subject to increase thereafter, with a maximum increase of 6% every six months; time spent on travel and telephone calls is considered billable time. Court costs and expenses will be paid by the Township. Fees will be paid monthly upon receipt of the bill. The Board of Trustees will execute a Retainer Agreement reciting these terms.



Charles C. Lewis, Trustee



Robert H. Matthews Jr., Trustee



Andrew J. Papanek, Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: January 2, 2014

GSR:sld

**RESOLUTION #2-2014**

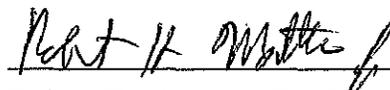
**RESOLUTION TO APPOINT TOWNSHIP REPRESENTATIVE  
TO THE HILLGROVE UNION CEMETERY BOARD OF TRUSTEES**

- Whereas,** the Miami Township Board of Trustees and the City Council for the City of Miamisburg have formed the Hillgrove Union Cemetery; and
- Whereas,** there is a need to appoint a Miami Township Representative to the Hillgrove Union Cemetery Board of Trustees to fill an unexpired term and be reappointed to the position; and
- Whereas,** Robert H. Matthews Jr. has expressed a desire to serve on the Hillgrove Union Cemetery Board of Trustees; and

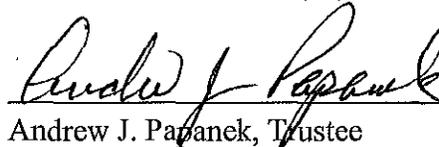
**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Robert H. Matthews Jr. to serve on the Hillgrove Union Cemetery Board of Trustees for the unexpired term ending on May 31, 2014 and reappointment to the position for a term of three (3) years ending on May 31, 2017.



Charles C. Lewis, Trustee

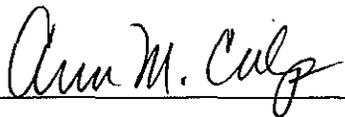


Robert H. Matthews Jr., Trustee



Andrew J. Papanek, Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: January 2, 2014

GSR:sld

**RESOLUTION #3-2014**

**RESOLUTION TO APPOINT A TOWNSHIP REPRESENTATIVE  
TO THE EMERGENCY COMMUNICATIONS POLICY COMMITTEE  
(ECPC)**

**Whereas,** the Miami Township Board of Trustees in 2009 executed an agreement with the Montgomery County Board of County Commissioners to provide emergency dispatch services to Miami Township in a Consolidated Emergency Communications Center as operated by the County Sheriff; and

**Whereas,** a permanent Emergency Communications Policy Committee was established to oversee this Consolidated Emergency Communications; and

**Whereas,** there is a need to appoint a Miami Township Representative to the Emergency Communications Policy Committee; and

**Whereas,** Andrew J. Papanek has expressed a desire to serve on the Emergency Communications Policy Committee; and

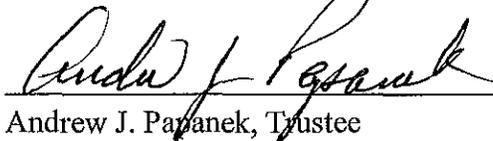
**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Andrew J. Papanek to serve on the Emergency Communications Policy Committee effective immediately.



Charles C. Lewis, Trustee



Robert H. Matthews Jr., Trustee



Andrew J. Papanek, Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: January 2, 2014

GSR:sld

**RESOLUTION #4-2014**

**RESOLUTION TO ACCEPT A STREET FOR  
TOWNSHIP MAINTENANCE**

**Whereas,** Southland Place has received final inspection by Montgomery County and Miami Township staff; and

**Whereas,** the Public Works Director has given his approval; and

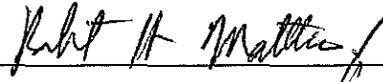
**Therefore Be It Resolved,** the Miami Township Board of Trustees accepts the following street for Township maintenance:

Southland Place

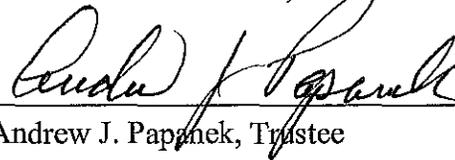
384 L.F.



Charles C. Lewis, Trustee



Robert H. Matthews Jr., Trustee



Andrew J. Papenek, Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: January 2, 2014

GSR:sld

**RESOLUTION #5-2014**

**RESOLUTION TO ENTER INTO A CONTRACT WITH AN EXECUTIVE SEARCH FIRM FOR PROFESSIONAL SERVICES**

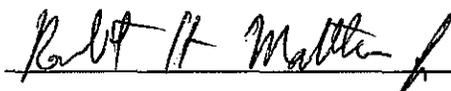
**Whereas,** Miami Township Board of Trustees has a need for professional recruiting and placement needs for Miami Township; and

**Whereas,** an executive search firm will provide the services that Miami Township Board of Trustees desires; and

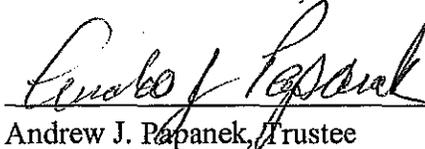
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Chief Compliance Officer to enter into a contract with an executive search firm to provide professional services to Miami Township and this resolution is effective immediately upon signing.



Charles C. Lewis, Trustee



Robert H. Matthews Jr., Trustee



Andrew J. Papanek, Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: January 2, 2014

GSR:sld

**RESOLUTION #6-2014**

**RESOLUTION TO CREATE ONE FULL-TIME  
ROAD WORKER POSITION**

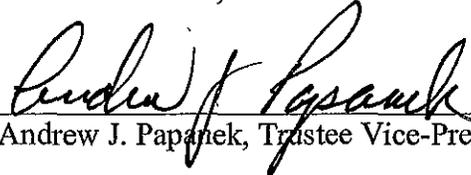
**Whereas,** the Board of Trustees is the authority for creating authorized positions within Miami Township's compliment of personnel; and

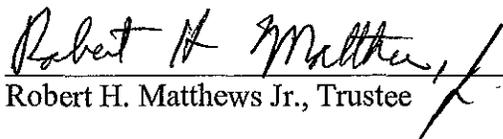
**Whereas,** there is a need to create one (1) full-time Road Worker position in the Road Department; and

**Whereas,** this action shall increase the Road Department's authorized full-time work force to a total of eleven (11) full-time staff; and

**Therefore Be It Resolved,** the Board of Trustees authorizes the creation of one (1) full-time Road Worker position and directs staff to take the necessary actions to fill the position.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
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Andrew J. Paparek, Trustee Vice-President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: January 14, 2014  
GSR: sld

## RESOLUTION #7-2014

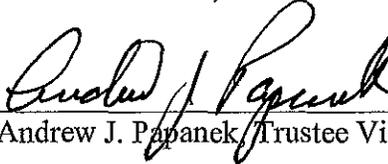
### RESOLUTION TO REINSTATE A FULL-TIME ROAD WORKER

- Whereas,** the Board of Trustees has authorized the hiring of one (1) full-time Road Worker beginning January 14, 2014; and
- Whereas,** Section 6.9 of the Employee Policy Manual states a former employee re-employed within six (6) months from the effective date of termination shall be considered a reinstated employee; and
- Whereas,** on March 11, 2013, former employee Junior Cope was laid off through staff reductions and on August 11, 2013, Junior's status changed from laid off to terminated; and
- Whereas,** Junior Cope is desirous of returning to Miami Township to his former position, rate of pay and restoration of all other employment conditions prior to his lay off date of March 11, 2013; and
- Whereas,** the Public Works Director is recommending Junior Cope be reinstated to his former position and fill the full-time position opening; and

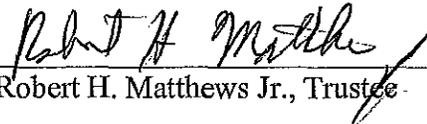
**Therefore Be It Resolved,** the Board of Trustees authorizes the reinstatement of Junior Cope to his former position and restores all other conditions of his employment on the date to be determined by the Public Works Director.



Charles C. Lewis, Trustee President

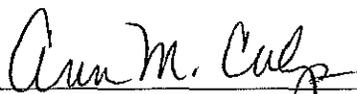


Andrew J. Papanek, Trustee Vice-President



Robert H. Matthews Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: January 14, 2014

GSR: sld

**RESOLUTION #8-2014**

**RESOLUTION TO APPOINT A TOWNSHIP REPRESENTATIVE TO THE  
MIAMI VALLEY FIRE DISTRICT BOARD**

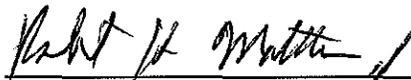
**Whereas,** the City of Miamisburg, Ohio and Miami Township, Montgomery County, Ohio created the Miami Valley Fire District (the "District") consistent with Ohio Revised Code Section 505.371 via Joint Resolution, City Resolution No. 2786 and Township Resolution No. 121-2011; and

**Whereas,** there is a need to appoint a Miami Township Representative to the Miami Valley Fire District Board; and

**Whereas,** Andrew J. Papanek has expressed a desire to serve on the Miami Valley Fire District Board; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Andrew J. Papanek to serve on the Miami Valley Fire District Board effective immediately.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: January 2, 2014  
GSR:sld

**RESOLUTION #9-2014**

**RESOLUTION TO ADOPT FINAL DEVELOPMENT PLANS FOR  
AUSTIN LANDING – AREA 1 AND AREA 13 UNDER ZONING CASE  
#222-88, FOR LANDS ZONED “PD-5”, PLANNED MIXED-USE**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, January 14, 2014; and

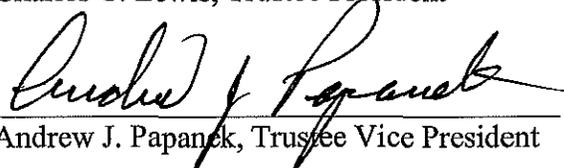
**Whereas,** Zoning Case #222-88, filed by Innovation Pointe I, LTD, proposes adoption of final development plans for Austin Landing – Area 1 and Area 13 and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

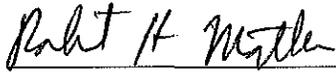
**Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVES  
the Final Development Plan under Zoning Case #222-88 and  
UPHOLDS the Zoning Commission recommendation.



Charles C. Lewis, Trustee President



Andrew J. Papanek, Trustee Vice President



Robert H. Matthews, Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: January 14, 2014

GSR:sld

**RESOLUTION #10-2014**

**RESOLUTION TO RESCIND RESOLUTION #57-83 AND TO ENACT A  
RESOLUTION REQUIRING THE REGISTRATION OF ALL TRANSIENT  
VENDORS**

**Whereas,** on May 11, 1983 the Board of Trustees approved Resolution #57-83 enacting a resolution requiring the registration of all transient vendors; and

**Whereas,** the Board of Trustees rescinds Resolution # 57-83, enacting a resolution requiring the registration of all transient vendors; and

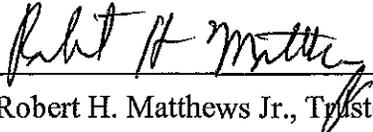
**Whereas,** the Board of Miami Township Trustees has determined the public safety and welfare of the Township would be served by the regulation of Transient Vendors; is authorized by Section 505.94 of the Ohio Revised Code to enact a resolution requiring the registration of all transient vendors, and enact a resolution regulating the place and manner in which these vendors may sell, offer for sale, or solicit orders for future delivery of goods; and

**Therefore Be It Resolved,** all transient vendors as defined by Section 505.94 of the Ohio Revised Code which requires the filing of a written registration with the Miami Township Board of Trustees and shall be responsible for all regulations governing the place and manner in which the vendors may sell, offer for sale, or solicit orders for future delivery of goods, established by the Board of Trustees.

**And Be It Further Resolved,** the Miami Township Board of Trustees adopts the regulations prepared by the Police Chief and reviewed by the Prosecutor's Office and this resolution is effective immediately upon signing.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_

Ann M. Culp, Fiscal Officer

Passed: January 14, 2014

GSR:sld

## SOLICITORS

### Sections:

- 1.01 Definitions
- 1.02 Identification card required
- 1.03 Application information, card fee, issuance and term
- 1.04 Card revocation: Appeal and hearing by Trustees
- 1.05 Enforcement of registration
- 1.99 Penalty

### **1.01 Definitions:**

- A. "Reasonable length of time" is measured in terms of eight (8) hours working days and does not include weekends or holidays. As used herein after a maximum of three (3) working days is considered reasonable for verifying applications of vendors from outside Montgomery County and one (1) working day for vendors of Montgomery County.
- B. "Street, highway, and roadway" are synonymous and all mean the same thing.
- C. "Nuisance" means two or more documented complaints filed with the Police Department shall be prima facie evidence of a nuisance.
- D. "Transient Vendors" means any person who opens a temporary place of business for the sale of goods or who, on the streets or while traveling about the Township, sells offers for sale, or solicits orders for future delivery of goods where payment is required prior to delivery of the goods so as to include private residences and businesses. Transient Vendor **does not** include any person who represents any entity exempted from taxation under Section 5709.04 of the Revised Code, that notifies the Board of Trustees that its representatives are present in the Township for the purpose of either selling or offering for sale goods, or soliciting orders for future delivery of goods, and does not include an action or an auctioneer company licensed under Chapter 4707 of the Revised Code.
- E. "Temporary Place of Business" means any business whose sales activity is intended for a short period of time, or a business establishment which has a sales area not permanently affixed to a foundation which requires a construction permit, i.e. roadside stands or street corner sales.
- F. "Business or organization" means chartered or incorporated establishments with the State of Ohio, tax exempt entities, and licensed auctioneers. Persons soliciting under this classification are not to be charged a registration fee, but are requested to file a registration application for issuance of identification card.

### **1.02 Identification Card Required**

- A. No person, without invitation, shall enter upon the premises of any residence, nor upon any roadway, highway or the right-of-way thereof, in the unincorporated area of Miami Township, for the purposes of peddling, hawking, or soliciting orders for sale of goods, merchandise, or services of any kind or character unless such person shall have first registered and obtained an identification card as hereinafter provided.

B. Each transient vendor shall comply with all licensing and or other requirements imposed by State Statute, Township Zoning Regulations, or any other requirements imposed by law.

1. Each vendor shall be required to:

- a. Wear a Miami Township identification card on their outer garment signifying his or her registration at all times, while engaged in any of the activities listed in Section 505.94 of the Revised Code.
- b. Allow visual inspection of the identification card upon the request of any person from whom a sale, offer to sell or solicitation is being conducted; or upon the request of any uniformed law enforcement officer.

C. Vendors shall not engage in any of the activities listed in section 505.94 of the Revised Code where a dwelling, property, building, or other structure has posted a notice by means of a sign that its owners or occupants do not want salesman, or solicitations, or transient salesman or vendors, and such sign is reasonably calculated by its size and placement to notify the Transient Vendor of this fact. An example of this, but not limited to this, are signs that say “**NO SALESMAN,**” or “**NO SOLICITATIONS.**”

D. Each vendor shall appear in person to be registered and shall be furnished a copy of regulations at this time. Registration will be conducted by the Miami Township Police Department at 2660 Lyons Road, Miami Township, Ohio, 45342, between the hours of 8:30 a.m. and 3:30 p.m., Monday through Friday, except legal holidays. All registrations shall be checked and verified by the Police Chief or his designate within a reasonable length of time.

E. Notification is required to be made by an entity exempted from taxation under Section 5709.04 of the Ohio Revised Code, that its representatives are present in the Township for the purpose of either selling or offering for sale goods, or soliciting orders for future delivery of goods. Such notification shall be addressed to the Board of Trustees marked – **ATTENTION: CHIEF OF POLICE.**

F. All companies, corporations, businesses or business entities shall provide to their Transient Vendors, to be given to the Police Department, a written statement signed by a person with authority that the Transient Vendor is in fact authorized to sell, offer for sale, or solicit orders for its goods within the Township for it, or under its authority or agency.

G. Transient Vendors working at a fixed location shall in addition to the other requirements mandated herein: establish the temporary place of business in an area zoned for the same. No temporary place of business shall be established in areas of zoned residential and not violate any Township Zoning Regulations in regards to signs.

### **1.03 Application information, card fee, issuance and term**

A. Each vendor requesting the issuance of an identification card as required by Section 1.02, shall file with the Police Chief a written application on a form to be provided, correctly containing the following information:

1. Full name of applicant
2. Permanent address
3. Temporary address (if different from permanent address)
4. Physical information, such as birthdates, height, weight, etc.

5. If the applicant uses a motor vehicle, the make, model, year and current registration number thereof
6. State of issuance of driver's license and number thereof
7. Name and address of employer
8. Vendor's license number, if licenses are required
9. Brief description of goods, wares, merchandise, or services involved
10. Whether the applicant has ever been convicted of any crime, or if so, the nature thereof and penalties therefore
11. Whether the applicant has previously been employed to conduct solicitations of orders or door-to-door sales; and if so, the name of the company represented, the goods, wares, merchandise or services involved
12. Whether the applicant has ever been denied a permit or identification card for soliciting orders or door-to-door sales by any other governmental agency or jurisdiction or whether such a permit or card, if issued, has been revoked by such other governmental agency or jurisdiction.

B. Concurrent therewith, applicants working singularly or self-employed, supervisors or company representatives of groups of vendors, shall pay a fee of seventy-five dollars (\$75.00) and each additional person is twenty-five dollars (\$25.00) to compensate for the costs incidental to the card issuance. These fees are non-refundable. The registration fee must be paid either by cash or money order; no checks or credit cards will be accepted.

1. Any business or organization, as defined in Section 1.01, that notifies the Board of Township Trustees that it's representatives are present in the Township for the purpose of selling, offering for sale, or soliciting orders for future delivery of goods, must furnish such information concerning each of its representatives as would be required from an individual who is registering as a transient vendor, except that a business or organization shall not be required to pay a fee.

C. The Police Chief or his representative shall investigate all applicants for an identification card. If such investigation reveals that the applicant has ever been previously denied an identification card or permit from any other governmental agency or jurisdiction, or had such a card or permit revoked for any reason after issuance, or if he should find that valid complaints have been registered with any agency concerning the manner in which the applicant solicits orders for or sells goods, wares, merchandise, or services of any kind or character, the Chief of Police shall have the right to refuse the issue of an identification card to such applicant. Any person who has been refused an identification card may appeal such decision to the Township trustees, as provided in Section 1.04.

D. Upon compliance with the foregoing, and upon a finding that none of the grounds for refusal of issuance of an identification card or that none of the grounds which are reasons for revocation in Section 1.04 exist, an identification card shall be issued by the Police Chief to the applicant, which shall be valid for a period of ninety (90) days from date of issuance.

E. Identification card shall consist of identification of individual, company, phone number, photograph and lamination with fastener affixed.

F. Names of all persons registered with Miami Township shall be forwarded to the County Prosecutor's Office.

#### **1.04 Card revocation: Appeal and hearing by Trustees**

- A. Any identification card may be revoked by the Police Chief, or upon his orders, at any time, for conditions or considerations enumerated in 1 thru 7 below.
1. Had they existed at the time of issuance, would have been valid grounds for its denial.
  2. Misrepresentation of a material fact in the application discovered after issuance of the identification card.
  3. Violation of any provision of this chapter, other law or regulation, relating to the operation of the business or enterprise for which the identification card has been issued.
  4. Upon valid complaints that the person who obtained the identification card is harassing, abusing, or in any manner becoming a nuisance to the residents of the Township in the manner in which the soliciting of orders is being conducted.
  5. If identification card is altered, defaced, destroyed, or exchanged in an attempt to represent someone other than the person who filled out the application
  6. Applicant is convicted of any federal, state, or city ordinance involving moral turpitude.
  7. The applicant obstructs or impedes the normal movement of traffic or otherwise places themselves or others in a potential traffic or safety hazard. No person shall sell, offer for sale, or dispense any goods, wares, or merchandise to any person while either person is standing or parked upon the paved thoroughfare of any street.
- B. Any person whose identification card is revoked may, within ten (10) days after receipt of the revocation notice or confiscation of the card, appeal to the Township Trustees by filing with the Township Clerk a signed written statement briefly setting forth their grounds of appeal. Trustees shall give the appellant due notice of a hearing thereof by certified mail. The appellant may appear before the Trustees in person or by counsel, and the decision of the Trustees shall be final.

#### **1.05 Enforcement of Registration**

- A. Enforcement of the provisions requiring registration of vendors will be strictly adhered to.
- B. If any law enforcement officer finds a transient vendor or receives a complaint about a transient vendor, the officer will contact the transient vendor and determine if that vendor has registered as required.
- C. If it is found that the transient vendor has not registered as required, the transient vendor will be warned to cease his or her activities until such time as the registration requirements have been met.
- D. If, after receiving the warning to register, the transient vendor still does not comply further legal action may be taken.
- E. Legal action may consist of a summons under the provisions of 505.94 or arrest consistent with the Ohio Revised Code as it applies to minor misdemeanor arrests.

#### **1.99 Penalty**

- A. Whoever violates any provision of this section shall be guilty of a minor misdemeanor, punishable by a fine of no more than \$100.00

B. Should any one or more parts of this Resolution be adjudged unconstitutional or otherwise unenforceable by any Court or other body or person empowered to so rule, this shall not invalidate those other parts or sections herein.

**RESOLUTION #11-2014**

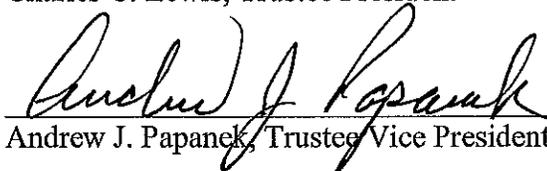
**RESOLUTION TO AUTHORIZE THE ASSISTANT TOWNSHIP ADMINISTRATOR TO PURCHASE OFFICE 365**

- Whereas,** Miami Township currently uses Microsoft Exchange Server for our email needs; and
- Whereas,** Miami Township has been reviewing ways to minimize the cost of maintaining IT infrastructure; and
- Whereas,** Miami Township has determined that migrating email functions to Microsoft Office 365 will allow the Township to have email service for a fixed yearly cost that will be lower than our current service model; and
- Whereas,** The Miami Township Trustee's have reviewed a quote from AIMS to provide the necessary migration and Office 365 support necessary; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Assistant Township Administrator to take the necessary steps to have the Township email services migrated to Office 365 by AIMS for email and migration services.



Charles C. Lewis, Trustee President

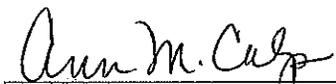


Andrew J. Papanek, Trustee Vice President



Robert H. Matthews, Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: January 14, 2014

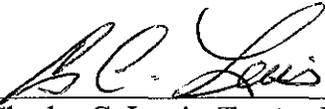
GSR:sld

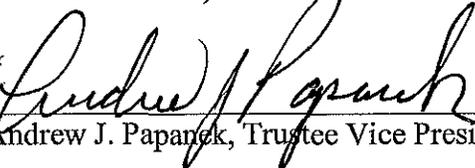
**RESOLUTION #12-2014**

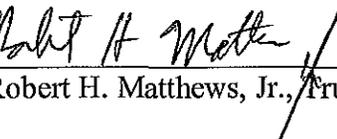
**RESOLUTION TO AUTHORIZE THE ASSISTANT TOWNSHIP ADMINISTRATOR TO PURCHASE A NEW PROJECTOR**

- Whereas,** there is a need to have an overhead projector at Board of Trustee's meetings, Zoning Commission meetings, Board of Zoning Appeals meetings, and all other meetings held in the Board of Trustee's Room; and
- Whereas,** The projector that was installed with the building has mechanically failed and is unable to be fixed; and
- Whereas,** Miami Township needs to replace the projector to allow for the public to view presentation materials; and
- Whereas,** Staff has provided quotes for specific projector systems; and

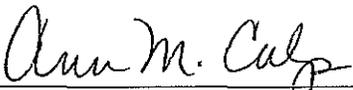
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Assistant Township Administrator to take the necessary steps to purchase a new projector for the Board of Trustee's Meeting room not to exceed \$3,885.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews, Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: January 14, 2014  
GSR:sld

**RESOLUTION #13-2014**

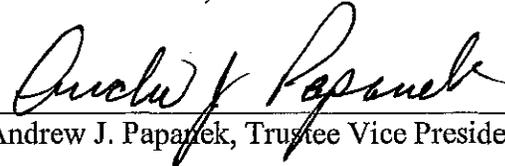
**RESOLUTION TO AUTHORIZE THE ASSISTANT TOWNSHIP  
ADMINISTRATOR TO RENEW THE TOWNSHIP'S ANTIVIRUS  
SOFTWARE**

- Whereas,** Miami Township has a need for anti-virus protection on our servers and desktop computers; and
- Whereas,** Miami Township currently is using ESET NOD32 for this anti-virus protection; and
- Whereas,** The Miami Township Trustee's have reviewed a quote from BBS to provide the necessary anti-virus protection; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Assistant Township Administrator to take the necessary steps to renew the Township Anti-virus protection for one year at a cost not to exceed \$900.



Charles C. Lewis, Trustee President



Andrew J. Papazek, Trustee Vice President



Robert H. Matthews, Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: January 14, 2014

GSR:sld

**RESOLUTION #14-2014**  
**RESOLUTION TO APPROVE A PAY INCREASE FOR A**  
**FINANCE DIRECTOR**

**Whereas,** Harry Steger has successfully served as Miami Township's Finance Director since July 1, 2013; and

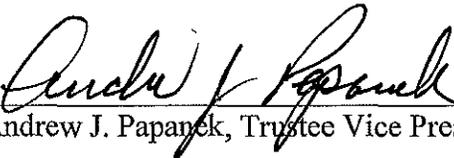
**Whereas,** a six month performance evaluation has been conducted by the Township Fiscal Officer and his evaluation and recommendation have been completed; and

**Whereas,** the Miami Township Board of Trustees has reviewed the evaluation and the recommendation of the Township Fiscal Officer; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes a salary increase for Harry Steger, to an annual rate of pay of \$80,246.00, effective January 1, 2014;

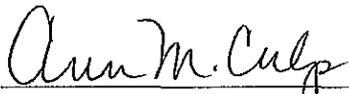
**Further More Be It Resolved,** the Miami Township Board of Trustees authorizes a salary increase of \$1,573 for Harry Steger, Finance Director.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee Vice President

      NAY        
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: January 14, 2014

AMC

**RESOLUTION #15-2014**

**A RESOLUTION AUTHORIZING THE FINANCE DIRECTOR TO TRANSFER TAX INCREMENTAL FINANCING FUNDS IN THE AMOUNT OF \$335,000.00 FROM FUND 36, AUSTIN ROAD, TO FUND 04, ROAD AND BRIDGE, AND APPROPRIATE THE FUNDS FOR FISCAL YEAR 2014**

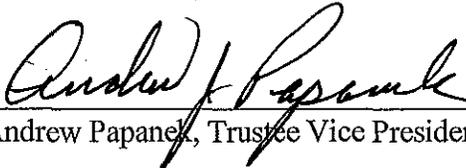
**Whereas,** the Township of Miami in the County of Montgomery, Ohio (the "Township"), has created a Tax Incremental Financing (TIF) district at Austin Road; and

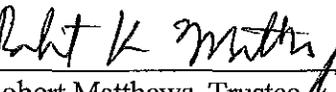
**Whereas,** the new Public Works Facility services the area encompassed by the TIF district; and

**Whereas,** the receipt of funds is in excess of that needed to meet current obligations of the TIF district; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Finance Director to create a transfer of funds in the amount of \$335,000.00 from Fund 36 to Fund 04 and to appropriate the funds for use in paying the debt service on the Public Works Facility for 2014.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew Papanek, Trustee Vice President

  
\_\_\_\_\_  
Robert Matthews, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: January 14, 2014

## RESOLUTION #16-2014

### RESOLUTION TO AUTHORIZE PARTICIPATION IN THE STATE OF OHIO COOPERATIVE PURCHASING PROGRAM

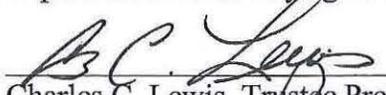
**Whereas,** Ohio's Cooperative Purchasing Act provides the opportunity for townships to participate in contracts distributed by the state of Ohio, Department of Administrative Services, Office of Cooperative Purchasing for the purchase of supplies, services, equipment and materials; and

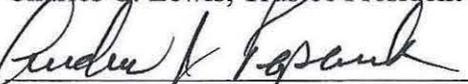
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the following:

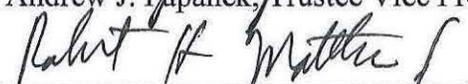
Section 1. That all Miami Township departments hereby request authority in the name of the Miami Township Board of Trustees to participate in state contracts which the Department of Administrative Services, Office of State Purchasing has entered into and the Office of Cooperative Purchasing has distributed for the purchase of supplies, services, equipment and materials pursuant to Ohio Revised Code Section 125.04.

Section 2. That all Miami Township departments are hereby authorized to agree in the name of the Miami Township Board of Trustees to be bound by all terms and conditions as the Department of Administrative Services, Office of Cooperative Purchasing prescribes. Such terms and conditions may include a reasonable annual membership fee to cover the administrative costs which the Department of Administrative Services incurs as a result of the Miami Township Board of Trustees participation in the contract. Further, that all Miami Township departments do hereby agree to be bound by all such terms and conditions and to not cause or assist in any way the misuse of such contracts or make contract disclosures to non-members of the Coop for the purpose of avoiding the requirements established by ORC 125.04.

Section 3. That all Miami Township departments are hereby authorized to agree in the name of the Miami Township Board of Trustees to directly pay vendors, under each such state contract in which it participates for items it receives pursuant to the contract, all Miami Township departments do hereby agree to directly pay vendors.

  
Charles C. Lewis, Trustee President

  
Andrew J. Papanek, Trustee Vice President

  
Robert H. Matthews Jr., Trustee

Attested:

  
Ann M. Culp, Fiscal Officer

Passed: January 28, 2014

GSR:sld

## RESOLUTION #17-2014

### RESOLUTION TO AUTHORIZE PARTICIPATION IN THE ODOT COOPERATIVE PURCHASING PROGRAM

**Whereas,** Section 5513.01 (B) of the Ohio Revised Code authorizes local government agencies to participate in contracts of the Ohio Department of Transportation for the purchase of machinery, materials, supplies or other articles; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the following:

Section 1. The Public Works Director hereby requests authority, in the name of the Miami Township Board of Trustees, to participate in ODOT contracts for the purchase of machinery, materials, supplies or other articles the Department has entered into, pursuant to ORC Section 5513.01 (B).

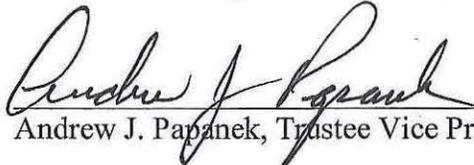
Section 2. The Public Works Director is hereby authorized to agree in the name of the Miami Township Board of Trustees to be bound by all terms and conditions as the Director of Transportation prescribes.

Section 3. The Public Works Director is hereby authorized to agree, in the name of the Miami Township Board of Trustees, to directly pay vendors, under each such contract of ODOT in which Miami Township participates, for items it receives pursuant to the contract.

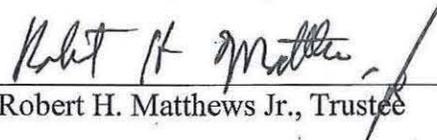
Section 4. The Miami Township Board of Trustees agrees to hold the Director of Transportation and the Ohio Department of Transportation harmless for any claim or dispute arising out of participation in a contract, pursuant to ORC Section 5513.01(B).



Charles C. Lewis, Trustee President

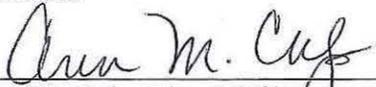


Andrew J. Papaneck, Trustee Vice President



Robert H. Matthews Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: January 28, 2014

GSR:sld

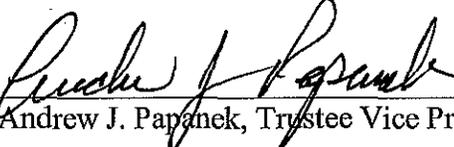
**RESOLUTION #18-2014**

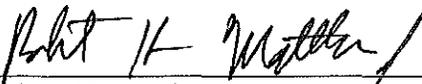
**RESOLUTION TO DECLARE VEHICLES AS SURPLUS PROPERTY AND  
AUTHORIZE THE SALE OF SAID PROPERTY**

- Whereas,** the Ohio Revised Code Section 505.10 establishes procedures by which Miami Township can sell, trade-in, or dispose of Township-owned articles; and
- Whereas,** regulations are being followed in accordance with the Ohio Revised Code; and
- Whereas,** Miami Township Police Department has a 2001 Isuzu Rodeo, VIN 4S2DM58W814343410, which is no longer needed, broken and /or worn out and beyond useful purpose; and
- Whereas,** Miami Township Police Department has a 2000 Ford Taurus, VIN 1FAF95324YG151545, which is no longer needed, broken and /or worn out and beyond useful purpose; and
- Whereas,** Miami Township Public Works Department has a 1992 Ford F450 Dump Bed Truck, VIN 2FDLF47MXNCA71570, which is no longer needed, broken and /or worn out and beyond useful purpose; and

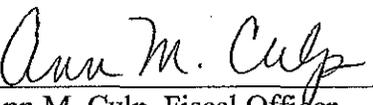
**Therefore Be It Resolved,** in accordance with the Ohio Revised Code, Section 505.10 the Miami Township Board of Trustees declares the above listed vehicles as surplus property to be disposed of, sold or traded-in and removed from the Police and Public Works Departments inventory.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: January 28, 2014  
GSR:sld

**RESOLUTION #19-2014**

**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
AUSTIN LANDING – AREA 1 – AMENITIES PACKAGE UNDER  
ZONING CASE #222-88, FOR LANDS ZONED “PD-5”, PLANNED  
MIXED-USE**

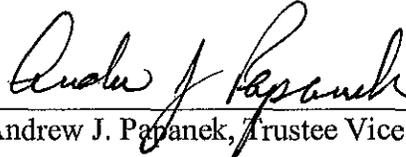
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, January 28, 2014; and

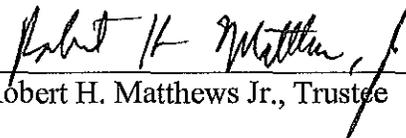
**Whereas,** Zoning Case #222-88, filed by Innovation Pointe I, LTD, proposes adoption of final development plans for Austin Landing – Area 1 – Amenities Package and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVES  
the Final Development Plan under Zoning Case #222-88 and  
UPHOLDS the Zoning Commission recommendation.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: January 28, 2014  
GSR:sld

**RESOLUTION #20-2014**

**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
AUSTIN LANDING – AREA 1 – PHASE 5 (BUILDING LD) UNDER  
ZONING CASE #222-88, FOR LANDS ZONED “PD-5”, PLANNED  
MIXED-USE**

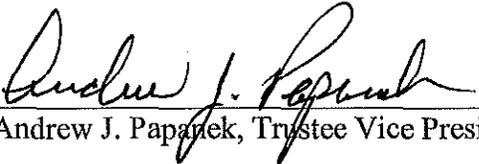
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, January 28, 2014; and

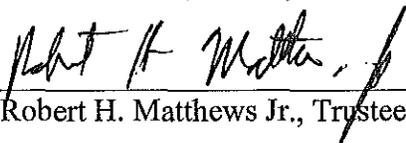
**Whereas,** Zoning Case #222-88, filed by Innovation Pointe I, LTD, proposes adoption of a final development plan for Austin Landing – Area 1 – Phase 5 (Building LD) and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

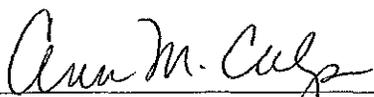
**Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVES  
the Final Development Plan under Zoning Case #222-88 and  
UPHOLDS the Zoning Commission recommendation.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: January 28, 2014  
GSR:sld

**RESOLUTION #21-2014**

**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
AUSTIN LANDING – AREA 1 – PHASE 6 (BUILDING LE) UNDER  
ZONING CASE #222-88, FOR LANDS ZONED “PD-5”, PLANNED  
MIXED-USE**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, January 28, 2014; and

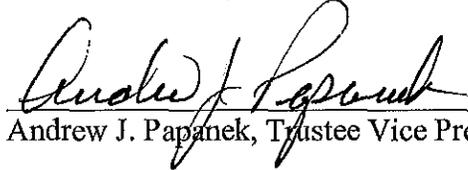
**Whereas,** Zoning Case #222-88, filed by Innovation Pointe I, LTD, proposes adoption of final development plans for Austin Landing – Area 1 – Phase 6 (Building LE) and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

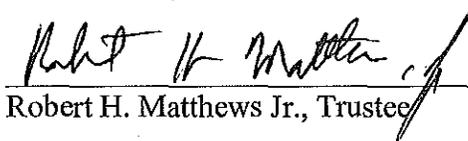
**Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVES  
the Final Development Plan under Zoning Case #222-88 and  
UPHOLDS the Zoning Commission recommendation.  
W/CONDITIONS



Charles C. Lewis, Trustee President



Andrew J. Papanek, Trustee Vice President



Robert H. Matthews Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: January 28, 2014

GSR:sld

**RESOLUTION #22-2014**

**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
AUSTIN LANDING – AREA 1 – PHASE 9 (BIKE HUB) UNDER  
ZONING CASE #222-88, FOR LANDS ZONED “PD-5”, PLANNED  
MIXED-USE**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, January 28, 2014; and

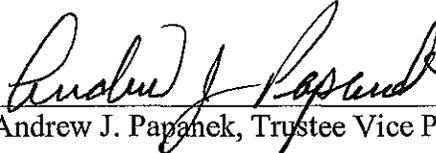
**Whereas,** Zoning Case #222-88, filed by Innovation Pointe I, LTD, proposes adoption of a final development plan for Austin Landing – Area 1 – Phase 9 (Bike Hub) and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

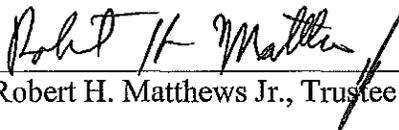
**Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVES  
the Final Development Plan under Zoning Case #222-88 and  
UPHOLDS the Zoning Commission recommendation.  
W/ CONDITIONS



Charles C. Lewis, Trustee President



Andrew J. Paparek, Trustee Vice President



Robert H. Matthews Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: January 28, 2014

GSR:sld

**RESOLUTION #23-2014**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO  
CONTRACT FOR APPRAISAL SERVICES ON THE COTTMAN-BAKER  
PROPERTY**

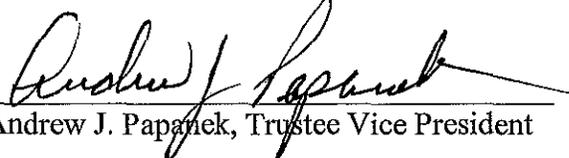
**Whereas,** Miami Township is working cooperatively with Five Rivers MetroParks to prepare a joint Clean Ohio application to preserve the balance of the Cottman-Baker Property at 10383 Dayton Cincinnati Pike; and

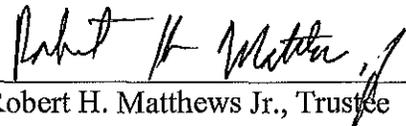
**Whereas,** the Five Rivers MetroParks is obtaining an appraisal report for submission with the application; and

**Whereas,** Miami Township desires to have a comparative appraisal report prepared to ensure that the project is in the best interest of Miami Township; and

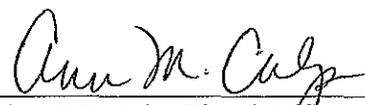
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to contract with a qualified firm to prepare and provide an appraisal report with such services not to exceed \$5,000.00.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

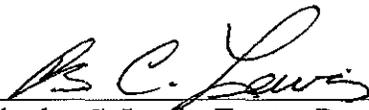
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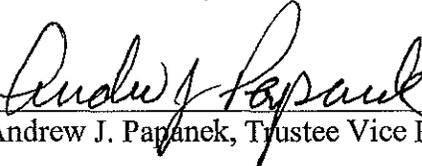
  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: January 28, 2014  
GSR:sld

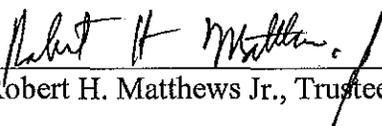
**RESOLUTION #24-2014**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO CONTRACT FOR APPRAISAL SERVICES**

- Whereas,** Miami Township is working cooperatively with the City of Dayton to evaluate joint land use planning needs within and around the Dayton Wright Brothers Airport; and
- Whereas,** Miami Township desires to have an appraisal report prepared to aid in the evaluation of certain lands within and adjacent to the Dayton Wright Brothers Airport; and
- Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to contract with a qualified firm to prepare and provide an appraisal report with such services not to exceed \$5,500.00

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: January 28, 2014  
GSR:sld

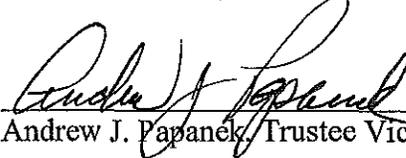
**RESOLUTION #25-2014**

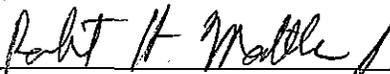
**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO EXECUTE THE NECESSARY DOCUMENTS TO SECURE AN  
AGREEMENT WITH MONTGOMERY COUNTY RECORDS  
COMMISSION AND MICROFILMING BOARD**

- Whereas,** Miami Township is desirous of retaining the services of Montgomery County Records Commission & Microfilming Board for microfilming certain documents and storage of certain microfilms; and
- Whereas,** Miami Township is authorized by the Ohio Revised Code to secure an agreement, if the amount is under the statutory bidding requirement; and
- Whereas,** Miami Township is satisfied with said services and the Assistant Planning Director is recommending the signing of an agreement with Montgomery County Records Commission & Microfilming Board; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to execute the necessary documents to secure an agreement with Montgomery County Records Commission & Microfilming Board, in the amount of \$2,500, from January 1, 2014 through December 31, 2014.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: February 11, 2014  
GSR:sld

**RESOLUTION #29-2014**

**RESOLUTION TO AUTHORIZE THE ASSISTANT TOWNSHIP ADMINISTRATOR TO APPROVE AN EXPENSE FOR UPGRADING A TOWNSHIP SERVER**

**Whereas,** The CCTV server in the Miami Township Administration Building is not adequate to service the needs of the updated software placed on it; and

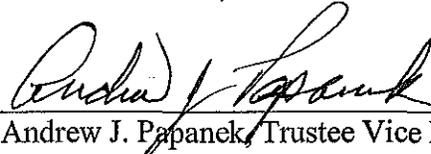
**Whereas,** Miles Ahead Technologies along with Buckeye Business Solutions have researched the needs and provided their recommendation for upgrading the CCTV server; and

**Whereas,** Buckeye Business Solutions has provided a quote to upgrade the existing server to allow it function as needed; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Assistant Township Administrator to approve a one time expense for the purchase of materials required to upgrade a server in the Administration Building.



Charles C. Lewis, Trustee President

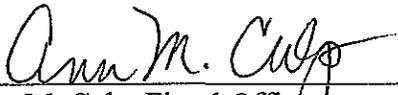


Andrew J. Papanek, Trustee Vice President



Robert H. Matthews Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: February 11, 2014

GSR:sld

**RESOLUTION #27-2014**

**RESOLUTION TO APPOINT MIAMI TOWNSHIP  
TAX INCENTIVE REVIEW COUNCIL MEMBER**

**Whereas,** the Tax Incentive Review Council (TIRC) was created to annually monitor compliance with the terms of Enterprise Zone statutes, pursuant to ORC Section 5709.61(A); and

**Whereas,** the TIRC must have two members representing the township, pursuant to ORC Section 5709.85(A)(2); and

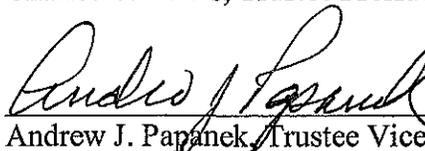
**Whereas,** Joseph Fowler was appointed to represent Miami Township on the TIRC; and

**Whereas,** it is the recommendation of the TIRC to replace Joseph Fowler with the appointment of Finance Director Harry Steger; and

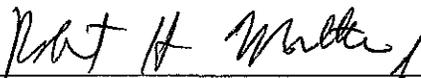
**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Harry Steger to represent Miami Township on the TIRC, as required by contract, effective immediately.



Charles C. Lewis, Trustee President



Andrew J. Papanek, Trustee Vice President



Robert H. Matthews Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: February 11, 2014

GSR:sld

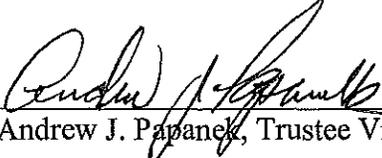
**RESOLUTION #28-2014**

**RESOLUTION TO AWARD A BID FOR THE  
2014 TURF AND LANDSCAPE MAINTENANCE PROGRAM**

- Whereas,** there is a need for a mowing and landscape services for township owned lands and rights-of-way for the 2014 growing season; and
- Whereas,** a competitive bid process was conducted in 2013 to solicit sealed bids for a turf and landscape maintenance services contract and MAW Specialized Lawn Care Services, Inc., (MAW) was the lowest and best bidder for the Base Project portion of the bid; and
- Whereas,** the bidding specifications permit the renewal of the contract agreement for up to three subsequent growing seasons after the initial contract agreement is signed if the Township and contractor mutually agree on pricing; and
- Whereas,** MAW and Miami Township are in agreement of the 2014 pricing schedule and both parties are desirous of renewing the contract agreement for 2014; and
- Whereas,** the Montgomery County Prosecutor has reviewed the conditions of the specifications and has given his approval for Miami Township to renew the agreement with MAW for 2014; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to enter into a contract extension with MAW Specialized Lawn Care Services, Inc., 227 S. Pioneer Boulevard, Springboro, Ohio, 45066, for turf and landscape maintenance services at a total estimated cost of \$50,845.00, and to execute all the necessary documents to secure these services.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

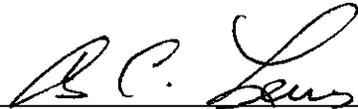
  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: February 11, 2014  
GSR:sld

**RESOLUTION #30-2014**

**RESOLUTION TO AUTHORIZE THE ASSISTANT TOWNSHIP  
ADMINISTRATOR TO APPROVE AN EXPENSE FOR RENEWING  
SERVER WARRANTIES**

- Whereas,** Miami Township servers have warranties on them to provide the Township with protection in case of failure; and
- Whereas,** Two server warranties are up for renewal; and
- Whereas,** Buckeye Business Solutions has provided a quote to renew both warranties for three years; and

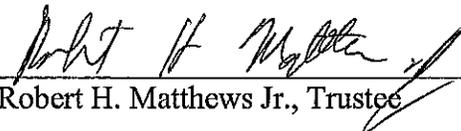
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Assistant Township Administrator to approve a one time expense for the renewal of warranties on two servers in the Administration Building.



Charles C. Lewis, Trustee President



Andrew J. Papanek, Trustee Vice President



Robert H. Matthews Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: February 11, 2014

GSR:sld

**RESOLUTION #31-2014**

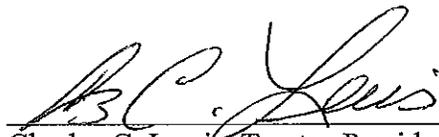
**RESOLUTION TO APPOINT A POLICE OFFICER**

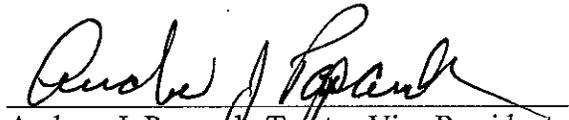
**Whereas,** there is a need to appoint a Police Officer; and

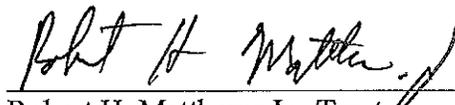
**Whereas,** the approved recruitment and selection process was followed; and

**Whereas,** the Chief of Police has made his recommendation; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Steven T. Hupp II to the position of Police Officer, at a starting rate of \$26.01 per hour, effective February 25, 2014.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: February 25, 2014  
GSR:sld

**RESOLUTION #32-2014**

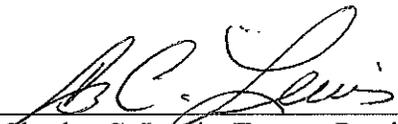
**RESOLUTION TO APPOINT A POLICE OFFICER**

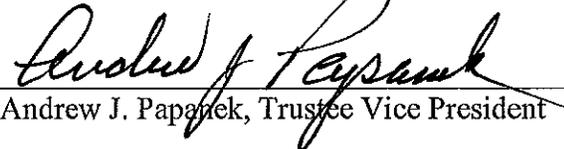
**Whereas,** there is a need to appoint a Police Officer; and

**Whereas,** the approved recruitment and selection process was followed; and

**Whereas,** the Chief of Police has made his recommendation; and

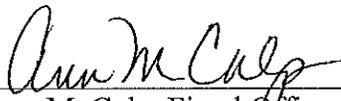
**Therefore Be It Resolved,** that the Miami Township Board of Trustees appoints Joshua Samples to the position of Police Officer, at a starting rate of \$26.01 per hour, effective February 25, 2014.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: February 25, 2014  
GSR:sld

**RESOLUTION #33-2014**

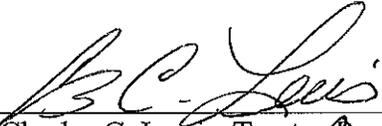
**RESOLUTION TO APPOINT A POLICE OFFICER**

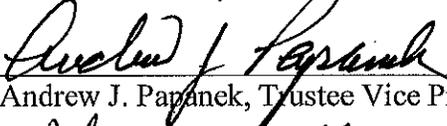
**Whereas,** there is a need to appoint a Police Officer; and

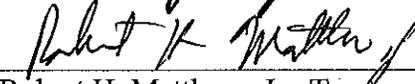
**Whereas,** the approved recruitment and selection process was followed; and

**Whereas,** the Chief of Police has made his recommendation; and

**Therefore Be It Resolved,** that the Miami Township Board of Trustees appoints Daniel J. Wessling to the position of Police Officer, at a starting rate of \$26.01 per hour, effective February 25, 2014.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: February 25, 2014

**RESOLUTION #34-2014**

**RESOLUTION TO APPROVE A PAY INCREASE FOR  
THE STREET SUPERVISOR**

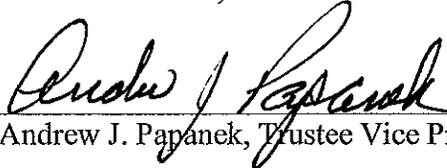
**Whereas,** Wesley Wade has successfully served two (2) years as Street Supervisor for the Road Department; and

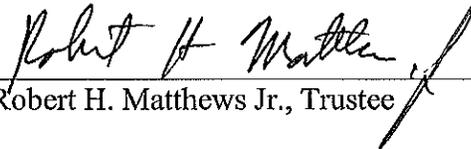
**Whereas,** a performance evaluation has been conducted by the Public Works Director, and an evaluation and recommendation has been completed; and

**Whereas,** the Miami Township Board of Trustees has reviewed the evaluation and the recommendation of the Public Works Director; and

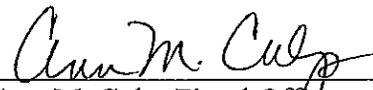
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes a pay increase of \$2,038.40 for Wesley Wade, Pay Grade E, to an annual rate of pay of \$60,486.40, effective March 5, 2014.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer

Passed: February 25, 2014

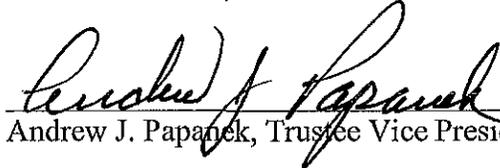
GSR:sld

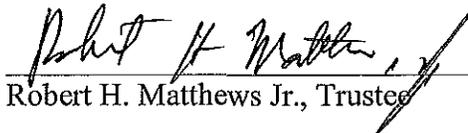
**RESOLUTION #35-2014**

**RESOLUTION TO APPOINT MIAMI TOWNSHIP  
TAX INCENTIVE REVIEW COUNCIL MEMBER**

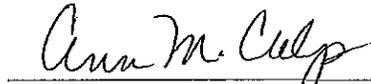
- Whereas,** the Tax Incentive Review Council (TIRC) was created to annually monitor compliance with the terms of Enterprise Zone statutes, pursuant to ORC Section 5709.61(A); and
- Whereas,** the TIRC must have two members representing the township, pursuant to ORC Section 5709.85(A)(2); and
- Whereas,** G. Tracy Williams was appointed to represent Miami Township on the TIRC; and
- Whereas,** it is the recommendation of the TIRC to replace G. Tracy Williams with the appointment of Assistant Administrator Greg Rogers; and
- Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Greg Rogers to represent Miami Township on the TIRC, as required by contract, effective immediately.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: February 25, 2014  
GSR:sld

**RESOLUTION #36-2014**

**RESOLUTION TO CREATE TWO PART-TIME  
ADMINISTRATIVE ASSISTANTS**

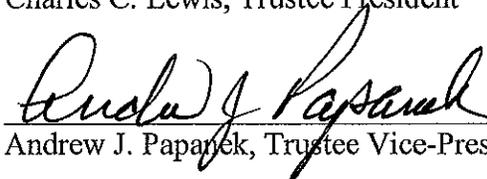
**Whereas,** the Board of Trustees is the authority for creating authorized positions within Miami Township's compliment of personnel; and

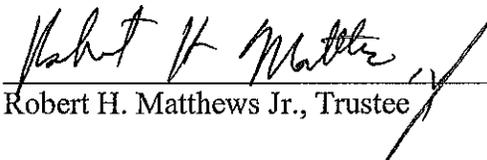
**Whereas,** there is a need to create two (2) part-time Administrative Assistant positions in the Planning and Zoning Department; and

**Whereas,** this action shall increase the Planning and Zoning Department's authorized work force to a total of two (2) part-time Administrative Assistants; and

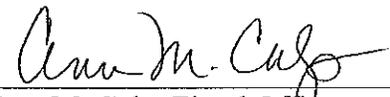
**Therefore Be It Resolved,** the Board of Trustees authorizes the creation of two (2) part-time Administrative Assistant positions and directs staff to take the necessary actions to fill the position.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee Vice-President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: February 25, 2014  
GSR: sld

**RESOLUTION #37-2014**

**RESOLUTION TO CREATE THREE PART-TIME  
ADMINISTRATIVE ASSISTANTS**

**Whereas,** the Board of Trustees is the authority for creating authorized positions within Miami Township's compliment of personnel; and

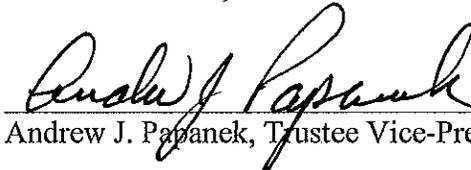
**Whereas,** there is a need to create two (2) part-time Administrative Assistant positions in the Administration Department and one (1) part-time Administrative Assistant to assist the Compliance Officer; and

**Whereas,** this action shall increase the Administration Department's authorized work force to a total of two (2) part-time Administrative Assistants and one (1) part-time Administrative Assistant to assist the Compliance Officer; and

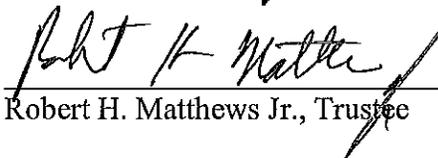
**Therefore Be It Resolved,** the Board of Trustees authorizes the creation of three (3) part-time Administrative Assistant positions and directs staff to take the necessary actions to fill the position.



Charles C. Lewis, Trustee President

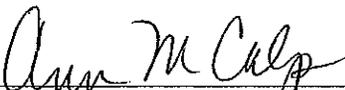


Andrew J. Papanek, Trustee Vice-President



Robert H. Matthews Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: February 25, 2014

GSR: sld

**RESOLUTION #38-2014**

**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
AUSTIN LANDING – AREA 8 – PHASE 1 UNDER ZONING CASE #222-  
88, FOR LANDS ZONED “PD-5”, PLANNED MIXED-USE**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, February 25, 2014; and

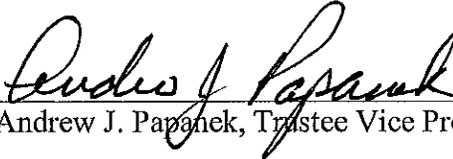
**Whereas,** Zoning Case #222-88, filed by Innovation Pointe I, LTD, proposes adoption of a final development plan for Austin Landing – Area 8 – Phase 1 and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

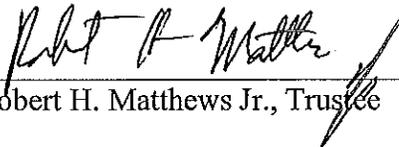
**Therefore Be It Resolved,** the Miami Township Board of Trustees ADOPTS  
the Final Development Plan under Zoning Case #222-88 and  
upheld the Zoning Commission recommendation.



Charles C. Lewis, Trustee President

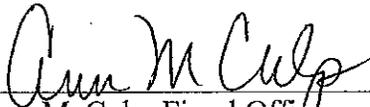


Andrew J. Paponek, Trustee Vice President



Robert H. Matthews Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: February 25, 2014

GSR:sld

**RESOLUTION #39-2014**

**A RESOLUTION TO AUTHORIZE THE EXECUTION AND DELIVERY BY THE TOWNSHIP ADMINISTRATOR OF A PROPERTY OWNER AND BUSINESS OWNER PETITION TO ADD AREA TO THE AUSTIN CENTER JOINT ECONOMIC DEVELOPMENT DISTRICT CONTRACT BETWEEN THE TOWNSHIP, THE CITY OF MIAMISBURG, AND THE CITY OF SPRINGBORO.**

**Whereas,** Miami Township, Ohio (the "Township"), the City of Miamisburg, Ohio, and the City of Springboro, Ohio, (collectively, the "Contracting Parties"), are parties to the Austin Center Joint Economic Development District Contract, dated June 16, 2009, as amended by a First Amendment dated August 28, 2012, a Second Amendment dated November 6, 2012, and a Third Amendment dated November 13, 2012 (as amended, the "Agreement"), which provides for the creation and operation of the Austin Center Joint Economic District (the "District"); and

**Whereas,** The Contracting Parties initially entered into the Agreement to create the District with only a limited number of real estate parcels owned by the Township and the Montgomery County Transportation Improvement District included in the territory encompassing the District (the "JEDD Territory") to provide the foundation for the formation of a larger JEDD Territory encompassing greater area around the interchange; and

**Whereas,** The Agreement provides that the Legislative Authorities of the Contracting Parties may amend the Agreement to add to the JEDD Territory any area that was not originally included in the JEDD Territory in accordance with Section 715.761 of the Revised Code; and

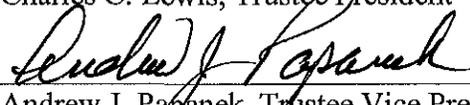
**Whereas,** the Contracting Parties intend to amend the Agreement pursuant to a Fourth Amendment to add certain areas to the JEDD Territory in accordance with Section 715.761 of the Ohio Revised Code (the "Fourth Amendment"); and

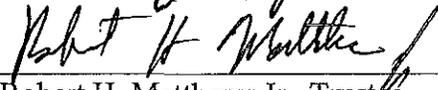
**Whereas,** the Board of Trustees of the Township believes that the inclusion into the JEDD Territory of the property owned by the Township shown on the attached Exhibit "A-1" (the "Additional Area") pursuant to the Fourth Amendment, is in the best interests of the Township; and

**Therefore, Be It Resolved,** by the Board of Trustees of Miami Township, Montgomery County, Ohio:

- Section 1.** The Board of Trustees of the Township, having heretofore reviewed the area to be added to the District, now determines that (i) the inclusion of the Additional Area within the JEDD Territory will facilitate economic development, create or preserve jobs and employment opportunities and improve the economic welfare within the State and the Township, (ii) no electors reside within the Additional Area and no part of the Additional Area is zoned for residential use as of the date hereof, (iii) it is in the best interests of the Township to provide for the execution and delivery of the Property Owners' and Business Owners' petitions for the Additional Area and hereby directs and authorizes the Township Administrator to execute a Property Owner and Business Owner Petition for inclusion of the Additional Area within the JEDD Territory.
- Section 2.** If any section, paragraph or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the provisions of this Resolution.
- Section 3.** It is found and determined that all formal actions of this Board of Trustees concerning and relating to this Resolution were passed in an open meeting of this Board and all deliberations of this Board 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 4.** All resolutions, orders or parts thereof in conflict with the provisions of this Resolution are, to the extent of such conflict, hereby repealed and the provisions of this Resolution shall prevail and be given effect.
- Section 5.** This Resolution shall take effect from and after its adoption, as provided by law.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

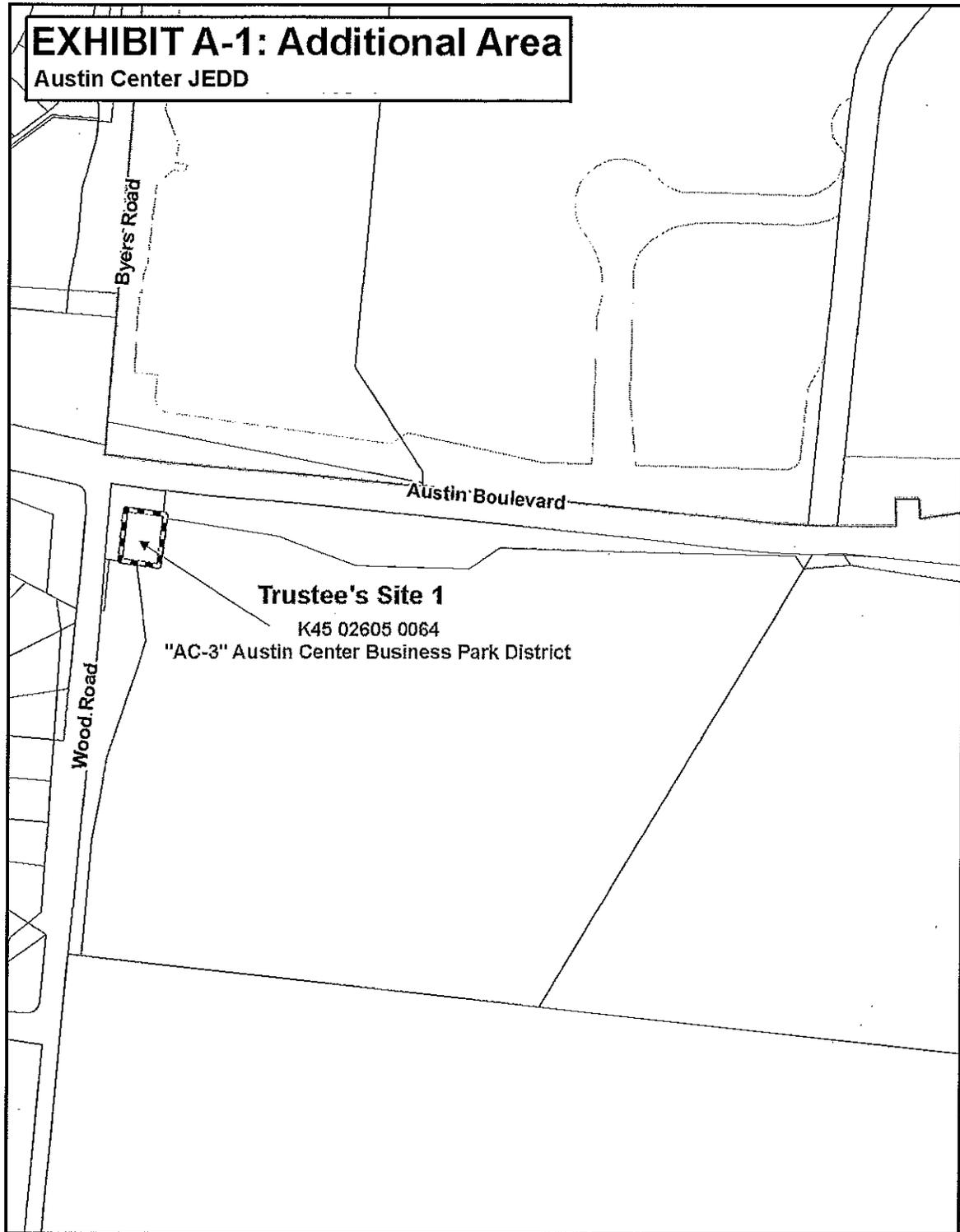
  
\_\_\_\_\_  
Andrew J. Papanek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: February 25, 2014  
GSR:sld

EXHIBIT A-1



**RESOLUTION #40-2014**

**RESOLUTION TO HIRE A PART-TIME ADMINISTRATIVE ASSISTANT**

**Whereas,** Miami Township has four vacancies for the positions of part-time Administrative Assistant to assist with Planning and Zoning and Administration support staff duties; and

**Whereas,** the Board of Trustees desires to hire four part-time Administrative Assistants; and

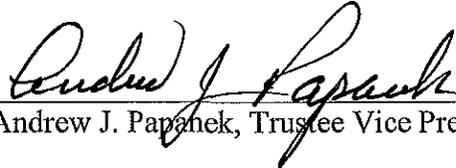
**Whereas,** the Assistant Administrator is recommending Sarah Hone to fill one of these positions at a starting rate of \$13.00 per hour; and

**Therefore Be It Resolved,** the Board of Trustees authorizes the following:

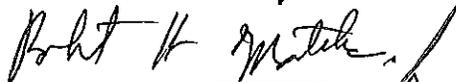
1. The hiring of Sarah Hone as a part-time Administrative Assistant; and
2. The starting wage shall be \$13.00 per hour; and
3. The period of employment shall commence under the direction of the Assistant Administrator.



Charles C. Lewis, Trustee President



Andrew J. Papanek, Trustee Vice President



Robert H. Matthews Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: February 25, 2014

GSR:sld

## RESOLUTION #41-2014

### RESOLUTION TO HIRE A PART-TIME ADMINISTRATIVE ASSISTANT

**Whereas,** Miami Township has four vacancies for the positions of part-time Administrative Assistant to assist with Planning and Zoning and Administration support staff duties; and

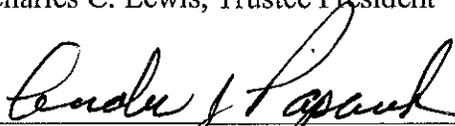
**Whereas,** the Board of Trustees desires to hire four part-time Administrative Assistants; and

**Whereas,** the Assistant Administrator is recommending Tina McGrevy to fill one of these positions at a starting rate of \$13.00 per hour; and

**Therefore Be It Resolved,** the Board of Trustees authorizes the following:

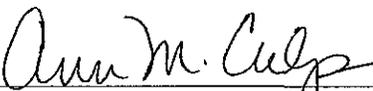
1. The hiring of Tina McGrevy as a part-time Administrative Assistant; and
2. The starting wage shall be \$13.00 per hour; and
3. The period of employment shall commence under the direction of the Assistant Administrator.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: February 25, 2014  
GSR:sld

**RESOLUTION #42-2014**

**RESOLUTION TO HIRE A PART-TIME ADMINISTRATIVE ASSISTANT**

**Whereas,** Miami Township has four vacancies for the positions of part-time Administrative Assistant to assist with Planning and Zoning and Administration support staff duties; and

**Whereas,** the Board of Trustees desires to hire four part-time Administrative Assistants; and

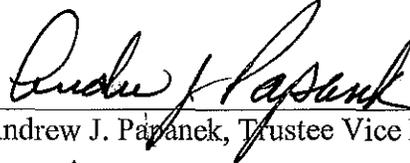
**Whereas,** the Assistant Administrator is recommending Nicole Kessel to fill one of these positions at a starting rate of \$13.00 per hour; and

**Therefore Be It Resolved,** the Board of Trustees authorizes the following:

1. The hiring of Nicole Kessel as a part-time Administrative Assistant; and
2. The starting wage shall be \$13.00 per hour; and
3. The period of employment shall commence under the direction of the Assistant Administrator.



Charles C. Lewis, Trustee President

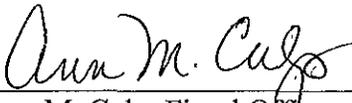


Andrew J. Paraneck, Trustee Vice President



Robert H. Matthews Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: February 25, 2014

GSR:sld

## RESOLUTION #43-2014

### RESOLUTION TO HIRE A PART-TIME ADMINISTRATIVE ASSISTANT

**Whereas,** Miami Township has four vacancies for the positions of part-time Administrative Assistant to assist with Planning and Zoning and Administration support staff duties; and

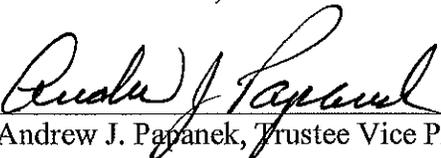
**Whereas,** the Board of Trustees desires to hire four part-time Administrative Assistants; and

**Whereas,** the Assistant Administrator is recommending Betty Eldridge to fill one of these positions at a starting rate of \$13.00 per hour; and

**Therefore Be It Resolved,** the Board of Trustees authorizes the following:

1. The hiring of Betty Eldridge as a part-time Administrative Assistant; and
2. The starting wage shall be \$13.00 per hour; and
3. The period of employment shall commence under the direction of the Assistant Administrator.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer

Passed: February 25, 2014

GSR:sld

**RESOLUTION #44-2014**

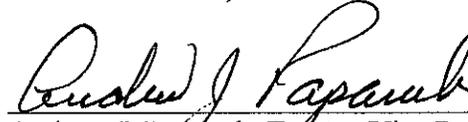
**RESOLUTION TO TRANSFER A TEMPORARY PART-TIME  
ADMINISTRATIVE ASSISTANT TO PERMANENT PART-TIME**

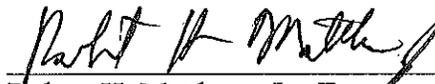
- Whereas,** Under Resolution #47-2013 Julie Hunn was hired as a temporary part-time Administrative Assistant to assist the Compliance Officer; and
- Whereas,** the Board of Trustees desires to transfer Julie Hunn from a temporary part-time Administrative Assistant to a permanent part-time Administrative Assistant; and
- Whereas,** the Assistant Administrator is recommending Julie Hunn to fill this position at a starting rate of \$13.00 per hour; and

**Therefore Be It Resolved,** the Board of Trustees authorizes the following:

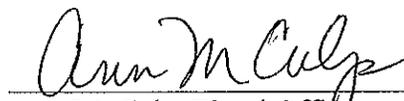
1. The transfer of Julie Hunn to a permanent part-time Administrative Assistant; and
2. The starting wage shall be \$13.00 per hour; and
3. The period of employment shall commence immediately.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: February 25, 2014  
GSR:sld

**RESOLUTION #45-2014**

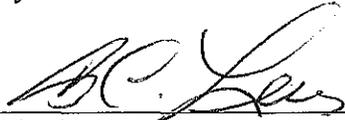
**RESOLUTION TO DECLARE VEHICLES AS SURPLUS  
PROPERTY AND AUTHORIZE THE SALE OF SAID PROPERTY**

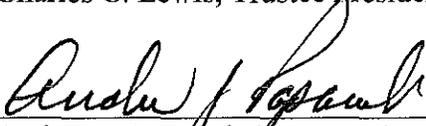
**Whereas,** the Ohio Revised Code Section 505.10 establishes procedures by which Miami Township can sell, trade-in, or dispose of Township-owned articles; and

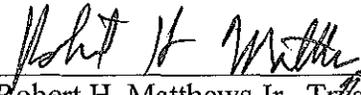
**Whereas,** regulations are being followed in accordance with the Ohio Revised Code; and

**Whereas,** Miami Township has a desire to dispose of its 2009 Harley Davidson FLHTP Motorcycle, VIN 1HD1FMM159Y636780 which is no longer needed; and

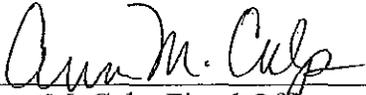
**Therefore Be It Resolved,** in accordance with the Ohio Revised Code, Section 505.10 the Miami Township Board of Trustees declares the above listed vehicles as surplus property to be disposed of, sold or traded-in and removed from the Police Department inventory.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: March 11, 2014  
GSR:sld

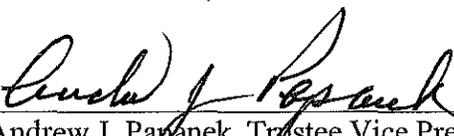
## RESOLUTION #46-2014

### RESOLUTION TO DECLARE PROPERTY AS SURPLUS PROPERTY AND AUTHORIZE THE SALE OF SAID PROPERTY

- Whereas,** the Ohio Revised Code Section 505.10 establishes procedures by which Miami Township can sell, trade-in, or dispose of Township-owned articles; and
- Whereas,** regulations are being followed in accordance with the Ohio Revised Code; and
- Whereas,** Miami Township Police Department has a Pro Guard partition for a Ford Crown Victoria Police Interceptor, Model Number 4PS04PG, Serial Number 04/08, which is no longer needed, broken and /or worn out and beyond useful purpose; and
- Whereas,** Miami Township Police Department has a Setina Body Guard partition for a Ford Crown Victoria Police Interceptor, which is no longer needed, broken and /or worn out and beyond useful purpose; and

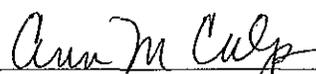
**Therefore Be It Resolved,** in accordance with the Ohio Revised Code, Section 505.10 the Miami Township Board of Trustees declares the above listed property as surplus property to be disposed of, sold or traded-in and removed from the Police Department inventory.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Paraneck, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: March 11, 2014  
GSR:sld

**RESOLUTION #47-2014**

**RESOLUTION TO AUTHORIZE THE TRANSFER OF AN  
EMPLOYEE'S STATE OF OHIO SERVICE TIME FOR THE  
PURPOSE OF CALCULATING VACATION LEAVE FOR A  
POLICE DEPARTMENT EMPLOYEE**

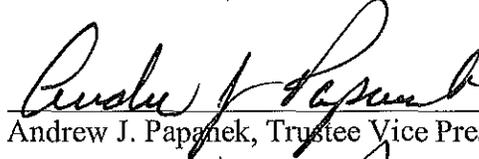
**Whereas,** the Ohio Revised Code permits the transfer of prior paid state employment for the purpose of calculating an employee's vacation accrual rate; and

**Whereas,** the Police Chief has made a recommendation consistent with the Ohio Revised Code Section 9.44 "Prior Service counted in computing vacation leave" that the employee's prior service with the State of Ohio be counted for the purpose of calculating the employee's vacation accrual rate; and

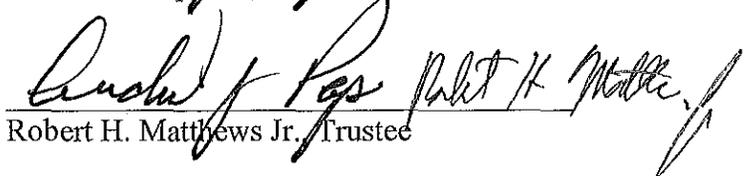
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the transfer of prior paid service time, in the amount of eighty-seven (87) months and fourteen (14) days from Sinclair Community College in Dayton, Ohio for the purposes of calculating the vacation accrual rate for Officer Steven T. Hupp.



Charles C. Lewis, Trustee President

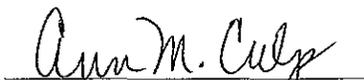


Andrew J. Papazek, Trustee Vice President



Robert H. Matthews Jr., Trustee

Attested:

  
Ann M. Culp, Fiscal Officer  
Passed: March 11, 2014  
GSR:sld

**RESOLUTION #48-2014**

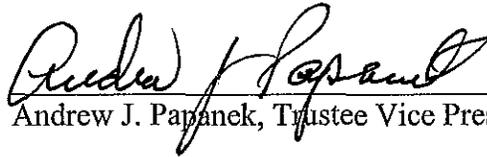
**RESOLUTION TO AUTHORIZE THE TRANSFER OF AN  
EMPLOYEE'S STATE OF OHIO SERVICE TIME FOR THE  
PURPOSE OF CALCULATING VACATION LEAVE FOR A  
POLICE DEPARTMENT EMPLOYEE**

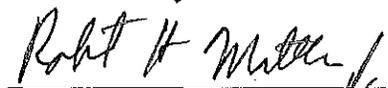
**Whereas,** the Ohio Revised Code permits the transfer of prior paid state employment for the purpose of calculating an employee's vacation accrual rate; and

**Whereas,** the Police Chief has made a recommendation consistent with the Ohio Revised Code Section 9.44 "Prior Service counted in computing vacation leave" that the employee's prior service with the State of Ohio be counted for the purpose of calculating the employee's vacation accrual rate; and

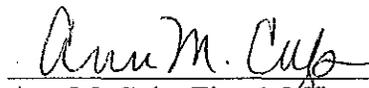
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the transfer of prior paid service time, in the amount of fourteen (14) months and twenty (20) days from Miami University in Oxford, Ohio for the purposes of calculating the vacation accrual rate for Sergeant Jason Kramer.

\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer

Passed: March 11, 2014

GSR:sld

**RESOLUTION #49-2014**

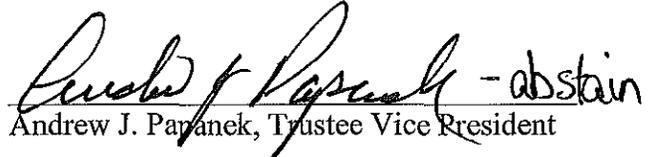
**RESOLUTION TO AUTHORIZE THE TRANSFER OF AN  
EMPLOYEE'S STATE OF OHIO SERVICE TIME FOR THE  
PURPOSE OF CALCULATING VACATION LEAVE FOR A  
POLICE DEPARTMENT EMPLOYEE**

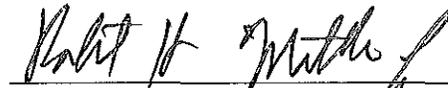
**Whereas,** the Ohio Revised Code permits the transfer of prior paid state employment for the purpose of calculating an employee's vacation accrual rate; and

**Whereas,** the Police Chief has made a recommendation consistent with the Ohio Revised Code Section 9.44 "Prior Service counted in computing vacation leave" that the employee's prior service with the State of Ohio be counted for the purpose of calculating the employee's vacation accrual rate; and

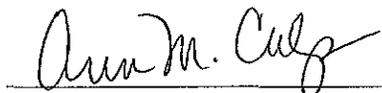
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the transfer of prior paid service time, in the amount of twenty-nine (29) months and twenty-one (21) days from Miami University in Oxford, Ohio for the purposes of calculating the vacation accrual rate for Officer Shawn Todd.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

 - abstain  
\_\_\_\_\_  
Andrew J. Paraneck, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: March 11, 2014  
GSR:sld

11

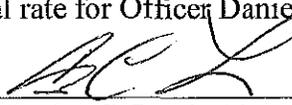
**RESOLUTION #50-2014**

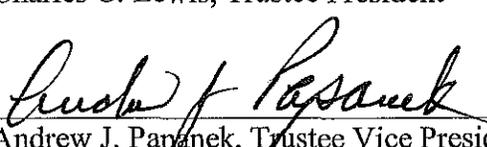
**RESOLUTION TO AUTHORIZE THE TRANSFER OF AN  
EMPLOYEE'S TOWNSHIP SERVICE TIME FOR THE PURPOSE  
OF CALCULATING VACATION LEAVE FOR A POLICE  
DEPARTMENT EMPLOYEE**

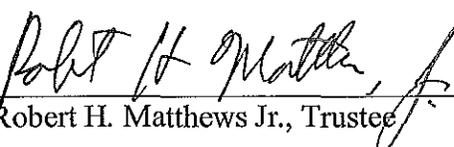
**Whereas,** the Ohio Revised Code permits the transfer of prior paid township employment for the purpose of calculating an employee's vacation accrual rate; and

**Whereas,** the Police Chief has made a recommendation consistent with the Ohio Revised Code Section 9.44 "Prior Service counted in computing vacation leave" that the employee's prior service with the Jackson Township be counted for the purpose of calculating the employee's vacation accrual rate; and

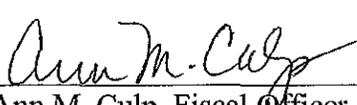
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the transfer of prior paid service time, in the amount of twenty-nine (29) months and three (3) days from Jackson Township for the purposes of calculating the vacation accrual rate for Officer Daniel J. Wessling.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Papenek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer

Passed: March 11, 2014

GSR:sld

**RESOLUTION #51-2014**

**RESOLUTION TO ENTER INTO A CONTRACT WITH AN EXECUTIVE  
SEARCH FIRM FOR PROFESSIONAL SERVICES**

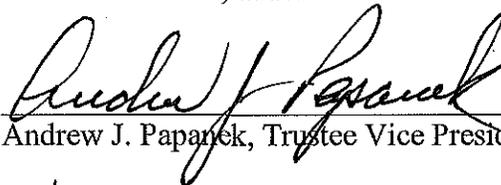
**Whereas,** Miami Township Board of Trustees has a need for professional recruiting and placement needs for a Chief of Police; and

**Whereas,** an executive search firm will provide the services that Miami Township Board of Trustees desires; and

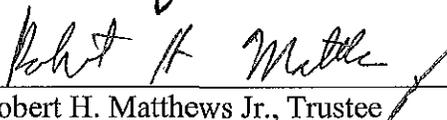
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Assistant Administrator to enter into a contract with an executive search firm to provide professional services to recruit a Chief of Police and this resolution is effective immediately upon signing.



Charles C. Lewis, Trustee President

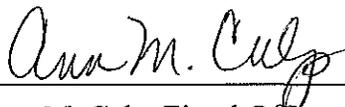


Andrew J. Papanek, Trustee Vice President



Robert H. Matthews Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: March 11, 2014

GSR:sld

**RESOLUTION #52-2014**

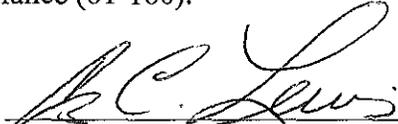
**RESOLUTION TO CHANGE A GENERAL FUND DEPARTMENT NAME  
FROM HUMAN RESOURCES TO COMPLIANCE**

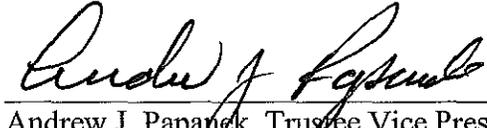
**Whereas,** Miami Township Board of Trustees has hired a compliance officer; and

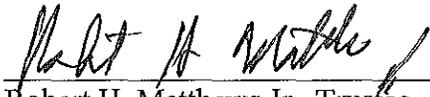
**Whereas,** the Township no longer has a Human Resources Director; and

**Whereas,** the Compliance Officer will be acting in the roll of compliance; and

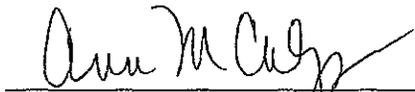
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Finance Director to change the General Fund Department formerly known as Human Resources (01-160) to Compliance (01-160).

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_

Ann M. Culp, Fiscal Officer

Passed: March 11, 2014

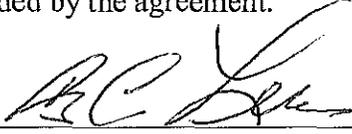
GSR:sld

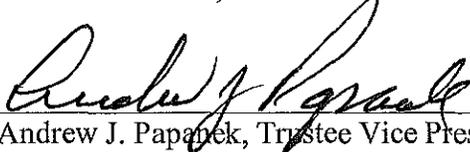
**RESOLUTION #53-2014**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO EXECUTE AN AGREEMENT WITH TIME WARNER CABLE  
BUSINESS CLASS FOR CABLE AND INTERNET SERVICES**

- Whereas,** Miami Township is desirous of entering into an agreement with Time Warner Cable Business Class for Cable and Internet Services; and
- Whereas,** Quotes have been received from the only two providers Staff is aware of within our service boundary; and
- Whereas,** Time Warner Cable Business Class has provided a quote for cable television and Internet services for the Administration Building; and
- Whereas,** Time Warner Cable Business Class has provided the cable and internet services for at least four (4) years without any noticeable concerns or issues; and
- Whereas,** No other service provider can deliver the speed requested of 50 megabit down and 5 megabit upload speeds; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Assistant Township Administrator to execute the necessary documents to enter into an agreement with Time Warner Cable Business Class for Cable and Internet Services, beginning March 18, 2014 or per terms provided by the agreement, to July of 2016 or per terms provided by the agreement.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer

Passed: March 11, 2014

GSR:sld

**RESOLUTION #54-2014**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO EXECUTE AN AGREEMENT WITH DPL, INC. FOR FACILITIES  
ELECTRICITY GENERATION**

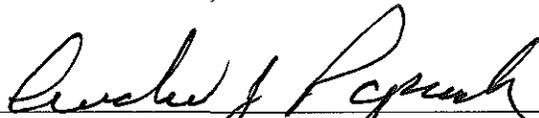
**Whereas,** Miami Township is desirous of entering into an agreement with DPL, Inc, for facilities electricity generation; and

**Whereas,** DPL, Inc. provides the apparent lowest available cost; and

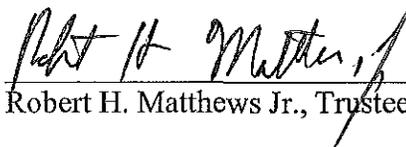
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to execute the necessary documents to enter into an agreement with DPL, Inc. for facilities electricity generation, in the amount of \$0.0575 per kilowatt-hour, beginning May of 2014 or per terms provided by the agreement, to May of 2017.



Charles C. Lewis, Trustee President

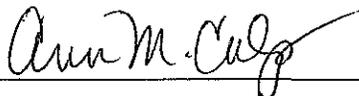


Andrew J. Papanek, Trustee Vice President



Robert H. Matthews Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: March 11, 2014

GSR:sld

**RESOLUTION #55-2014**

**A RESOLUTION AUTHORIZING A COST OF LIVING  
ADJUSTMENT (COLA) TO NON-UNION EMPLOYEES**

**Whereas,** each year the Board of Trustees review the Pay Schedule for full time and part time, regular, non-union personnel; and

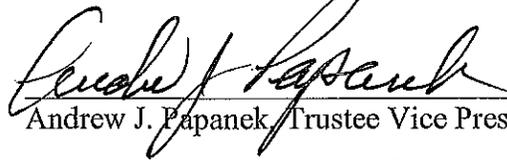
**Whereas,** the Board of Trustees may consider a cost-of-living adjustment (COLA) to these employees to ensure employee retention and parity with union personnel; and

**Therefore, Be It Resolved,** the Miami Township Board of Trustees approves, for all non-union and full time and part time employees a one and one half percent (1.5%) COLA, effective next pay period cycle; and

**Be It Further Resolved,** the Miami Township Board of Trustees directs the Assistant Township Administrator and Finance Director to make the respective changes to the Pay Schedule, adjusting respective position ranges to ensure continued parity and labor market wage competitiveness.



Charles C. Lewis, Trustee President

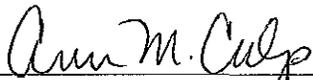


Andrew J. Papanek, Trustee Vice President



Robert H. Matthews, Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: March 11, 2014

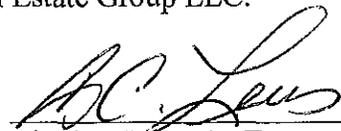
GSR:sld

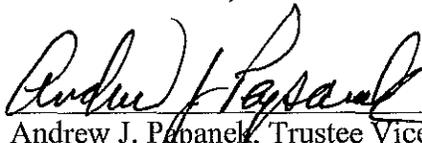
**RESOLUTION #56-2014**

**RESOLUTION TO SUPPORT THE CONTINUATION OF A TAX  
ABATEMENT WITHIN THE ENTERPRISE ZONE FOR  
BRIXEY & MEYER, INC./EAGLES REAL ESTATE GROUP LLC,  
2991 NEWMARK DRIVE**

- Whereas,** Miami Township and Montgomery County have encouraged the development of real property and the acquisition of personal property, located in the area designated as an Enterprise Zone; and
- Whereas,** Brixey & Meyer, Inc./Eagles Real Estate Group LLC constructed a new 12,000 square foot multi-tenant office/warehouse building to create employment opportunities, provided that the appropriate incentives were available to support the economic viability of said project; and
- Whereas,** Miami Township and Montgomery County have the appropriate authority to allow incentives, as provided for in the Ohio Revised Code, as approved by the local school taxing authorities; and
- Whereas,** the Miami Township Tax Incentive Review Council (TIRC) met on March 19, 2014 and determined Brixey & Meyer, Inc./Eagles Real Estate Group LLC has exceeded its promised investment in the community, and the TIRC recommends continuation of the tax abatement; and

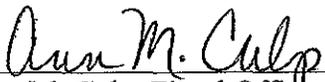
**Therefore Be It Resolved,** the Miami Township Board of Trustees approves the continuation of the Ohio Enterprise Zone Agreement, approved by Resolution #152-2010, with all the terms and conditions as stated therein with Montgomery County and Brixey & Meyer, Inc./Eagles Real Estate Group LLC, and to continue the agreement with Brixey & Meyer, Inc./Eagles Real Estate Group LLC.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews, Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: March 25, 2014  
GSR:sld

**RESOLUTION #57-2014**

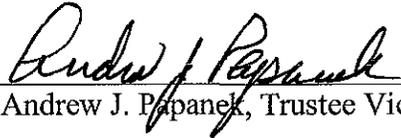
**RESOLUTION TO ENTER INTO A CONTRACT WITH COOLIDGE  
WALL FOR LEGAL SERVICES**

- Whereas,** Miami Township Board of Trustees has a need for professional services relating to legal advice for Miami Township; and
- Whereas,** Coolidge Wall will provide the services that Miami Township Board of Trustees desires; and
- Whereas,** Coolidge Wall has submitted an engagement letter to assist Miami Township and said letter is attached; and

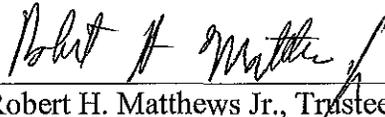
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Assistant Township Administrator to make all the necessary arrangements to retain Coolidge Wall to provide legal services to Miami Township and this resolution is effective immediately upon signing.



Charles C. Lewis, Trustee President



Andrew J. Papanek, Trustee Vice President



Robert H. Matthews Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: March 25, 2014

GSR:bfe

**RESOLUTION #58-2014**

**RESOLUTION TO APPOINT A PART – TIME RESERVE POLICE /  
JAIL TRANSPORTATION OFFICER**

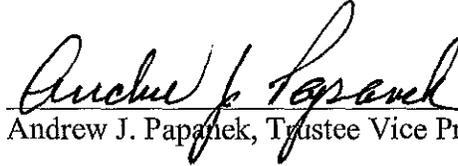
**Whereas,** there is a need to appoint a part – time Reserve Police / Jail Transportation Officer; and

**Whereas,** the Chief of Police has made his recommendation; and

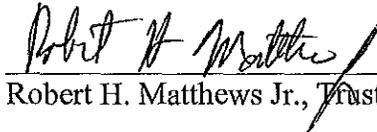
**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints John G. Brun to the position of Reserve Police / Jail Transportation Officer, at a starting rate of \$15.00 per hour, effective March 25, 2014.



Charles C. Lewis, Trustee President



Andrew J. Papanek, Trustee Vice President



Robert H. Matthews Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: March 25, 2014

GSR:sld

**RESOLUTION #59-2014**

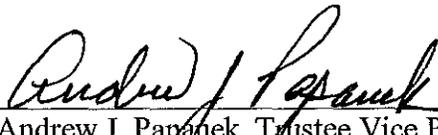
**RESOLUTION TO APPOINT A POLICE CHAPLAIN**

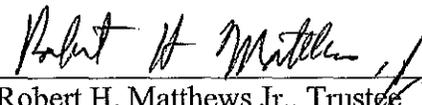
**Whereas,** there is a need to appoint a Police Chaplin; and

**Whereas,** the Chief of Police has made his recommendation; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Richard W. McKinley II to the position of Police Chaplain, at a starting rate of \$1.00 per year, effective March 25, 2014.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Paponek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: March 25, 2014  
GSR:sld

**RESOLUTION #60-2014**

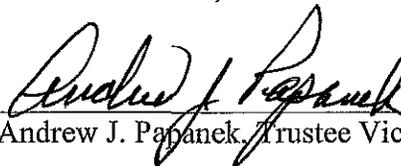
**RESOLUTION TO DECLARE PROPERTY AS SURPLUS  
PROPERTY AND AUTHORIZE THE SALE OF SAID PROPERTY**

- Whereas,** the Ohio Revised Code Section 505.10 establishes procedures by which Miami Township can sell, trade-in, or dispose of Township-owned articles; and
- Whereas,** regulations are being followed in accordance with the Ohio Revised Code; and
- Whereas,** Miami Township Police Department has miscellaneous property (see attached), which is no longer needed, broken and /or worn out and beyond useful purpose; and

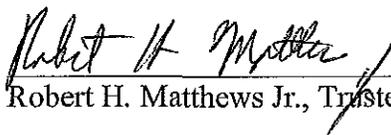
**Therefore Be It Resolved,** in accordance with the Ohio Revised Code, Section 505.10 the Miami Township Board of Trustees declares the above listed items as surplus property to be disposed of, sold or traded-in and removed from the Police Department inventory.



Charles C. Lewis, Trustee President

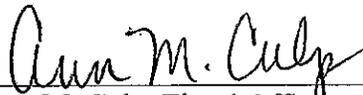


Andrew J. Papanek, Trustee Vice President



Robert H. Matthews Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: March 25, 2014

GSR:sld

Attachment to Resolution #60-2014

Miami Twp. Property Number	Item
2835	Red and Blue Flashers w/ box
None	Sho-Me Siren box w/ switch
1494	Unitrol siren / lightbar controller box w/ mic
None	Unitrol siren / lightbar controller box S/N A11040
None	Whelen power supply pack S/N PKI07411
None	Black tow hooks
None	Red/Blue/White strobe assembly (interior)
3085	Galls 90 watt power supply
None	Box of cage parts for Crown Victoria
None	Federal Signal speaker
None	Box of misc emergency lights for former Det. car
None	Samsung 35mm camera
None	Box of Safariland duty gear
None	Nikon Cool Pix camera, not battery
None	Dual Impedance microphone
None	Vehicle mobile radio antenna and wire
None	Sony cassette recorder
None	Heavy Duty headset with microphone
3546	Audiovox TV (Small portable TV)
3670	Brother IntelliFAX 4750e fax machine
None	Texas Instrument calculator w/ paper roll
None	Realistic Hihgball-2 microphone
None	Olympus Digital Camera (powers up, but screen is blk.)
None	Setina Mfg. Co. Crown Victoria cage
None	Pro-gard Crown Victoria cage
1956	Olympus 35mm Camera
None	police model black and white Shoei motorcycle helmet.

**RESOLUTION #61-2014**

**RESOLUTION TO AUTHORIZE A PROMOTION  
TO THE POSITION OF ROAD FOREMAN**

**Whereas,** there is a vacancy in the position of Road Foreman; and

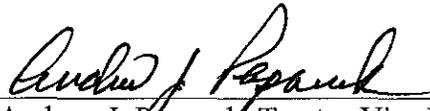
**Whereas,** Junior Cope has been serving as Road Foreman in Charge on a daily basis for the past 14 months and has received favorable monthly performance ratings by the Street Supervisor; and

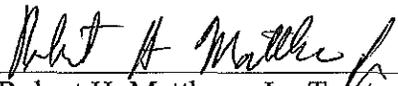
**Whereas,** the Public Works Director is recommending Junior Cope be promoted to the Road Foreman position; and

**Whereas,** Junior has accepted the conditional offer to the position of Road Foreman; and

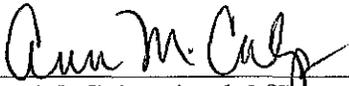
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the promotion of Junior Cope to the position of Road Foreman, effective April 1, 2014.

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Papanel, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer

Passed: March 25, 2014

GSR:sld

## RESOLUTION #62-2014

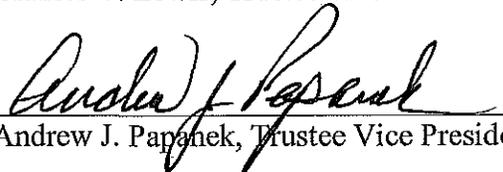
### RESOLUTION TO AUTHORIZE THE TOWNSHIP'S PARTICIPATION IN AN ED/GE APPLICATION

- Whereas,** the Miami Township Board of Trustees desires to assist the Dayton Mall Joint Economic Development District in creation of a master plan for the Dayton Mall area in Miami Township and Montgomery County; and
- Whereas,** Miami Township has provided support to the project in the form of staffing and funding for the first phase of the master planning project; and
- Whereas,** the Miami Township-Dayton Mall JEDD Board has agreed to support the second phase of the master plan project; and
- Whereas,** the Dayton Mall commercial area generates substantial sales tax revenue for Montgomery County; and
- Whereas,** the long term health of the Dayton Mall commercial area directly impacts the communities' ability to attract and retain jobs within the area; and
- Whereas,** the Montgomery County ED/GE program has been identified as an appropriate source of grant monies to pay a portion of the plan creation costs; and
- Whereas,** ED/GE program funds may only be distributed through a participating ED/GE community; and

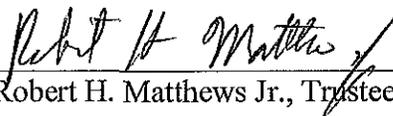
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Assistant Township Administrator to submit an ED/GE application for the spring 2014 ED/GE funding cycle.



Charles C. Lewis, Trustee President

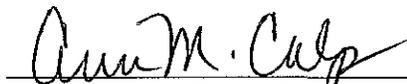


Andrew J. Paponek, Trustee Vice President



Robert H. Matthews Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: March 25, 2014

GSR:sld

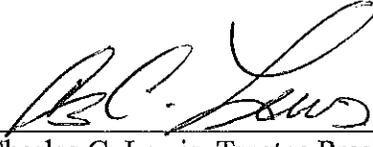
## RESOLUTION #63-2014

### RESOLUTION TO AUTHORIZE THE ASSISTANT TOWNSHIP ADMINISTRATOR TO EXECUTE AN AGREEMENT WITH AFIDENCE FOR TOWNSHIP INFORMATION TECHNOLOGY SUPPORT

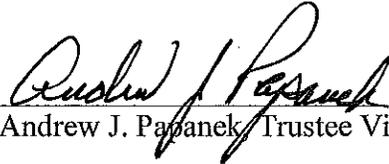
- Whereas,** Miami Township jointly with the City of Miamisburg submitted a request for proposals from Information Technology Support providers; and
- Whereas,** After reviewing all responses and interviewing applicants it was determined that Afidence IT Consulting was the best response; and
- Whereas,** Miami Township is desirous of entering into an agreement with Afidence IT Consulting for Township Information Technology Support; and
- Whereas,** Afidence has provided a monthly price that is good for one year from the date of the agreement; and
- Whereas,** Miami Township would like to lock in the monthly rate for twelve months with no annual contract for service; and
- Whereas,** Afidence has agreed to a rate of \$6,037 per month to support the entire township; and
- Whereas,** Afidence has agreed to an onboarding cost of \$3,750 to document the network and get their support system in place; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Assistant Township Administrator to execute the necessary documents to enter into an agreement with Afidence IT Consulting for Information Technology Support, with an initial payment of \$3,750 and monthly payments of \$6,037 beginning in May 2014 and lasting for one year.

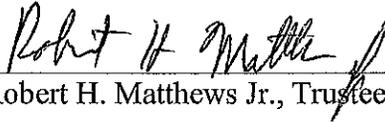
**SIGNATURE PAGE FOR RESOLUTION #63-2014**



Charles C. Lewis, Trustee President

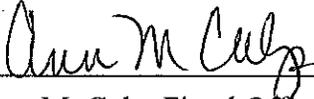


Andrew J. Papanek, Trustee Vice President



Robert H. Matthews Jr., Trustee

Attested:



Ann M. Culp, Fiscal Officer

Passed: March 25, 2014

GSR:tmm

**RESOLUTION #64-2014**

**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
AUSTIN LANDING – AREA 1 – PHASE 5 (TENANT FIT UP) FOR  
DEWEY’S PIZZA UNDER ZONING CASE #222-88, FOR LANDS  
ZONED “PD-5”, PLANNED MIXED-USE**

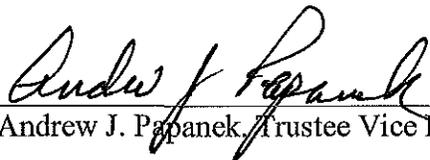
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, March 25, 2014; and

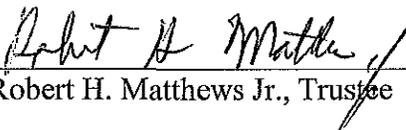
**Whereas,** Zoning Case #222-88, filed by Innovation Pointe I, LTD, proposes adoption of a final development plan for Austin Landing – Area 1 – Phase 5 (Tenant Fit Up) for Dewey’s Pizza and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

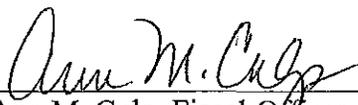
**Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVES  
the Final Development Plan under Zoning Case #222-88 and  
UPHOLDS the Zoning Commission recommendation.  
W/ STIPULATIONS

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer

Passed: March 25, 2014

GSR:sld

**RESOLUTION #65-2014**

**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
AUSTIN LANDING – AREA 1 – PHASE 6 (TENANT FIT UP) FOR  
FIREBIRDS UNDER ZONING CASE #222-88, FOR LANDS ZONED  
“PD-5”, PLANNED MIXED-USE**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, March 25, 2014; and

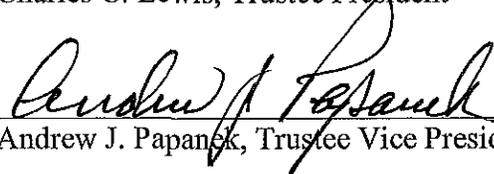
**Whereas,** Zoning Case #222-88, filed by Innovation Pointe I, LTD, proposes adoption of a final development plan for Austin Landing – Area 1 – Phase 6 (Tenant Fit Up) for Firebirds and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVED w/ MODIFICATIONS the Final Development Plan under Zoning Case #222-88 and UPHOLDS the Zoning Commission recommendation.



Charles C. Lewis, Trustee President



Andrew J. Papanek, Trustee Vice President



Robert H. Matthews Jr., Trustee

Attested:

\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: March 25, 2014  
GSR:sld

**RESOLUTION #66-2014**

**RESOLUTION TO APPROVE A MAJOR MODIFICATION TO A  
PRELIMINARY DEVELOPMENT PLAN FOR THE CEA PROPERTIES  
DEVELOPMENT UNDER ZONING CASE #160-85, FOR LANDS  
ZONED "PD-5", PLANNED MIXED-USE**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, March 25, 2014; and

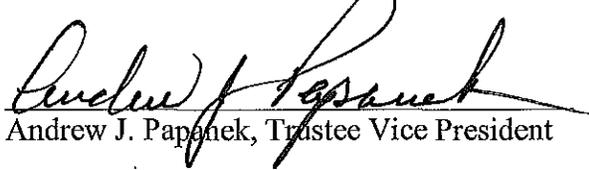
**Whereas,** Zoning Case #160-85, filed by CEA Properties, LLC, proposes a major modification to the preliminary development plan for the CEA Properties Development and adoption of a development text and for lands zoned "PD-5", Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVES W/STIPULATIONS the major modification to the Preliminary Development Plan under Zoning Case #160-85 and UPHOLDS the Zoning Commission recommendation.



Charles C. Lewis, Trustee President



Andrew J. Paponek, Trustee Vice President



Robert H. Matthews Jr., Trustee

Attested:

\_\_\_\_\_  
Ann M. Culp, Fiscal Officer

Passed: March 25, 2014

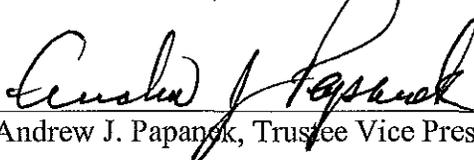
GSR:sld

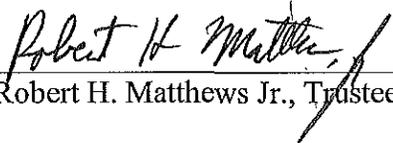
**RESOLUTION #67-2014**

**RESOLUTION TO HIRE A TOWNSHIP ADMINISTRATOR**

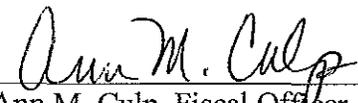
- Whereas,** Miami Township has a vacancy for the position of Township Administrator; and
- Whereas,** a search was conducted for a Township Administrator and thirty applicants applied; and
- Whereas,** a selection process was used to narrow the field of applicants; and
- Whereas,** the Board of Trustees interviewed four applicants and selected one of the applicants interviewed; and
- Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Gregory S. Rogers to the position of Township Administrator and authorizes the Chief Compliance Officer to enter into an agreement with Mr. Rogers.

\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

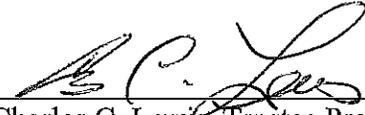
  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: March 25, 2014  
MK:sld

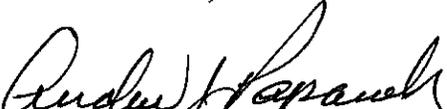
**RESOLUTION #67-2014**

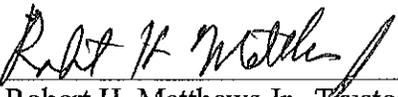
**RESOLUTION TO HIRE A TOWNSHIP ADMINISTRATOR**

- Whereas,** Miami Township has a vacancy for the position of Township Administrator; and
- Whereas,** a search was conducted for a Township Administrator and thirty applicants applied; and
- Whereas,** a selection process was used to narrow the field of applicants; and
- Whereas,** the Board of Trustees interviewed four applicants and selected one of the applicants interviewed; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Gregory S. Rogers to the position of Township Administrator and authorizes the Chief Compliance Officer to enter into an agreement with Mr. Rogers. ~~On 3/25/2014~~ *ees*

  
\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: March 25, 2014  
MK:sld

**RESOLUTION #68-2014**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP'S PARTICIPATION  
IN AN ED/GE APPLICATION**

**Whereas,** the Miami Township Board of Trustees desires to assist Oberer Land Developers in attracting a defined end user to the Exchange at Spring Valley project in Miami Township and Montgomery County; and

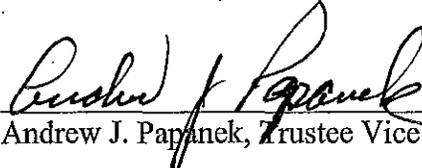
**Whereas,** the defined end user is projected to create 500 new jobs within Miami Township; and

**Whereas,** Oberer Land Developers and the end user are committed to a substantial investment of private equity into the project; and

**Whereas,** the Montgomery County ED/GE program has been identified as an appropriate source of grant monies to pay a portion of the development costs of the project; and

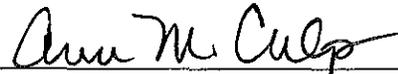
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to submit an ED/GE application for the spring 2014 ED/GE funding cycle.

\_\_\_\_\_  
Charles C. Lewis, Trustee President

  
\_\_\_\_\_  
Andrew J. Papaneck, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer

Passed: March 31, 2014

GSR:tmm

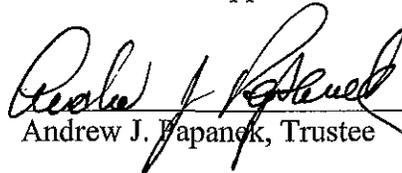
**RESOLUTION #69-2014**

**RESOLUTION TO APPOINT A BOARD OF TRUSTEE MEMBER  
TO A VACATED SEAT**

- Whereas,** the position of Board of Trustee is currently vacant on the Miami Township the Board of Trustees; and
- Whereas,** the Board of Trustees have abided by the provision set forth in 503.24 of the Ohio Revised Code; and
- Whereas,** the Board of Trustees has reviewed the resumes of those interested in being appointed to the elected position of Board of Trustee, and have made a decision on the appointment; and
- Whereas,** the Board of Trustees desires to appoint Douglas J. Barry to the position of Board of Trustee for Miami Township; and

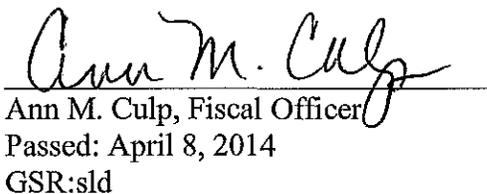
**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Douglas J. Barry to the position of Board of Trustee (unexpired term), effective April 8, 2014; and

**Be It Further Resolved,** the appointment of Douglas J. Barry to the position of Board of Trustee (unexpired term), shall be subject to all of the legal requirements of 503.24 of the Ohio Revised Code for such appointments.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: April 8, 2014  
GSR:sld

**RESOLUTION #70-2014**

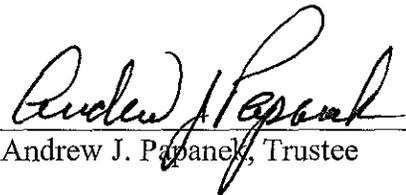
**RESOLUTION TO DECLARE PROPERTY AS SURPLUS PROPERTY  
AND TO AUTHORIZE THE SALE OF SAID PROPERTY**

**Whereas,** the Ohio Revised Code Section 505.10 establishes procedures by which Miami Township can sell, trade-in, or dispose of township-owned articles; and

**Whereas,** the regulations are being followed in accordance with the Ohio Revised Code; and

**Whereas,** Miami Township has miscellaneous property (see attached), which is no longer needed, broken and /or worn out and beyond useful purpose; and

**Therefore Be It Resolved,** in accordance with the Ohio Revised Code, Section 505.10, the Miami Township Board of Trustees declares the above listed items as surplus property to be disposed of, sold or traded-in and removed from Miami Township's inventory.

  
Andrew J. Papanek, Trustee

  
Robert H. Matthews Jr., Trustee

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Culp, Fiscal Officer  
Passed: April 8, 2014  
GSR:tmm

ITEM	PROPERTY TAG	QUANTITY	DESCRIPTION
Cabinet	2055	1	Almond office cabinet
Chair		1	Green office chair
Chair		1	Black string office chair
Chair		3	Blue office chairs
Chair		1	Black wide office chair
Podium		1	Wood podium
Trunk Tracker	1919	1	Uniden Bearcat Lockout BC895XLT
Ear Piece		2	Ear Hugger Radio ear piece and mic LB100
Telephone Logger		2	Dyna Metric telephone logger patch
800mhz Scanner		1	Uniden Bearcat 800mhz Mobile Scanner
Antenna		1	Car exterior radio antenna
LIDAR		1	Stalker Lidar/Laser Unit
Surger Protectors		5	APC Surge Protector/Battery Back Up
Dell Computer	3886	1	Desk top computer tower (no hard drive)
Dell Computer	3885	1	Desk top computer tower (no hard drive)
Dell Computer	3431	1	Desk top computer tower (no hard drive)
Dell Computer	3884	1	Desk top computer tower (no hard drive)
Computer Zoo	3244	1	Desk top computer tower (no hard drive)
Computer Mouse		5	Black computer mouses
Computer Keyboard		5	Black computer keyboards
Computer Zoo PC		1	Desk top computer tower (hard drive wiped)
Dell Optiplex		1	Desk top computer tower (hard drive wiped)
Dell Dimension 4550		1	Desk top computer tower (hard drive wiped)
Computer Zoo PC		1	Desk top computer tower (hard drive wiped)
Cannon PC-6RE		1	Copier
HP business Ink Jet 2800		1	Copier
Dalco PC		1	Desk top computer tower ( no hard drive )
White no name PC		1	Desk top computer tower ( no hard drive )
Max Tech		1	CRT Monitor
AOC		1	CRT Monitor
White no name PC		1	Desk top computer tower ( no hard drive )

View Sonic		1	LCD Monitor
Acer		1	LCD Monitor
Acer Travel Mate 2413 LCI		1	Desk top computer tower ( no hard drive )
Dell Inspiron 5100		1	Desk top computer tower (hard drive wiped)
Dell Inspiron 100		1	Laptop computer (hard drive wiped)
Dell Computer	3307	1	Desk top computer tower (no hard drive)
Dell Computer	3318	1	Desk top computer tower (no hard drive)
Dell Computer	3296	1	Desk top computer tower (no hard drive)
Dell Computer		1	Desk top computer tower (no hard drive)
Monitor	3308	6	NEC MultiSync LCD Monitor
	3309		
	3319		
	3320		
	3298		
	3297		
	3288		
Fax Machine	3662	2	brother Intelli FAX 5750e
	3494		
Dell Keyboard		4	Dell computer keyboard
Dell Mouse		1	Dell computer mouse
LogiTech Keyboard		3	LogiTeck computer keyboard
LogiTeck Mouse		2	LogiTech computer mouse
Gateway Keyboard		1	Gateway computer keyboard
APC Surge/Battery	3290	2	APC Surge Prot. / Battery back-up
Scanner		1	Unknown Make Fire Scanner
Scanner	1737	1	Uniden BC780XLT Scanner
Microsoft Mouse		1	Microsoft computer mouse
Dell Monitor	3288	2	Dell Monitor (No Picture)
	3287		

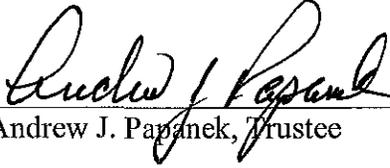
Items 23-38 are from MT Admin

**RESOLUTION #71-2014**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO EXECUTE AN AGREEMENT WITH AMERICAN PAVEMENTS,  
INC. FOR PAVEMENT MAINTANCE SERVICES**

- Whereas,** there is a need for pavement maintenance services to designated township roadways; and
- Whereas,** a competitive bid process was conducted to solicit sealed bids for pavement maintenance services; and
- Whereas,** American Pavements, Inc., was the lowest and best bidder for the pavement maintenance services contract; and
- Whereas,** references have been checked for American Pavements, Inc., with all recommendations being favorable; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to enter into a contract with American Pavements, Inc., 7475 Montgomery Drive, Plain City, Ohio, 43064, for Slurry Seal Type II, at a cost of \$2.19 per square yard, and to execute all the necessary documents to secure pavement maintenance services.

  
\_\_\_\_\_  
Andrew J. Papaneck, Trustee

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer

Passed: April 8, 2014

GSR:tmm

**RESOLUTION #72-2014**

**RESOLUTION TO APPROVE AN AMENDED APPROPRIATION OF FUNDS FOR 2014**

**Whereas,** the annual appropriations for 2014 are to provide for expenditures during fiscal year ending December 31, 2014; and

**Whereas,** it is necessary to amend an appropriation of funds for Miami Township; and

**Whereas,** a new department in the General Fund, Compliance, has been approved and is in need of a budgetary change; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees approves the attached amendment to the annual appropriations for 2014, and forwards the attached copy to the Montgomery County Auditor.

  
Andrew Papanek, Trustee

  
Robert Matthews, Trustee

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Culp, Fiscal Officer

Passed: April 8, 2014

GSR:bfe

**RESOLUTION #73-2014**

**RESOLUTION TO ACCEPT THE RESIGNATION OF A  
BOARD OF ZONING APPEALS MEMBER**

**Whereas,** Michael Logan has served on the Miami Township Board of Zoning Appeals since June 14, 2007; and

**Whereas,** Michael Logan has given notice that he will resign his position, effective April 4, 2014; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees accepts the resignation of Michael Logan, and termination of his appointment on the Miami Township Board of Zoning Appeals effective April 8, 2014.

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Culp, Fiscal Officer  
Passed: April 8, 2014  
GSR:bfe

**RESOLUTION #74-2014**

**RESOLUTION TO RECLASSIFY AN  
ADMINISTRATIVE ASSISTANT II POSITION  
TO AN ADMINISTRATIVE ASSISTANT III POSITION**

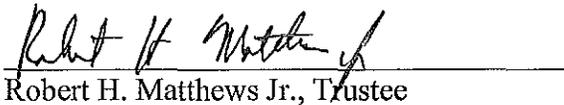
**Whereas,** Susan Davis is currently and has been classified at the level of an Administrative Assistant II position for several years and exceeded the expectation of her job classification; and

**Whereas,** there is a need to reclassify Susan Davis' position from an Administrative Assistant II position to an Administrative Assistant III position; and

**Whereas,** the Township Administrator recommends the reclassification of Susan Davis from an Administrative Assistant II position to an Administrative Assistant III position; and

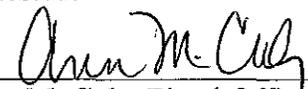
**Therefore, Be It Resolved,** the Miami Township Board of Trustees accepts the above recommendation and authorizes the reclassification for Susan Davis to an Administrative Assistant III position with a pay increase to Grade 4, Step 6, at \$21.98 per hour, effective immediately.

  
Andrew J. Paparek, Trustee

  
Robert H. Matthews Jr., Trustee

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Culp, Fiscal Officer  
Passed: April 8, 2014  
GSR:sld

## RESOLUTION #75-2014

### RESOLUTION TO AUTHORIZE THE REMOVAL OF TERRITORY FROM THE AUSTIN CENTER JOINT ECONOMIC DEVELOPMENT DISTRICT PURSUANT TO THE CONTRACT BETWEEN THE TOWNSHIP, THE CITY OF MIAMISBURG, AND THE CITY OF SPRINGBORO

**Whereas,** Miami Township, Ohio (the "Township"), the City of Miamisburg, Ohio, and the City of Springboro, Ohio, (collectively, the "Contracting Parties"), are parties to the Austin Center Joint Economic Development District Contract, dated June 16, 2009, as amended by a First Amendment dated August 28, 2012, a Second Amendment dated November 6, 2012, and a Third Amendment dated November 13, 2012 (as amended, the "Agreement"), which provides for the creation and operation of the Austin Center Joint Economic District (the "District"); and

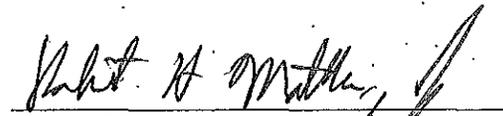
**Whereas,** the Agreement provides that an area may be removed from the JEDD Territory upon the approval of the Legislative Authority in which the area to be removed is located and upon unanimous approval by resolution of all five JEDD Board members; and

**Whereas,** the Board of Trustees of the township believes that the removal of an area as described in Exhibit "A" (attached) from the JEDD Territory is in the best interests of the Township; and

**Therefore, Be It Resolved,** the Board of Trustees of the Township, having heretofore reviewed the area to be removed from the District, now determines that removal of said territory is in the best interest of Miami Township and approves the removal of the territory shown in Exhibit "A" subject to approval by the Board of Directors of the Austin Center Joint Economic Development District.

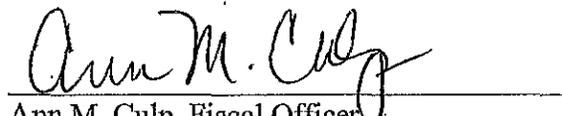
SIGNATURE PAGE FOR RESOLUTION #75-2014

  
Andrew J. Payanek, Trustee

  
Robert H. Matthews, Jr., Trustee

  
Douglas Barry

Attested:

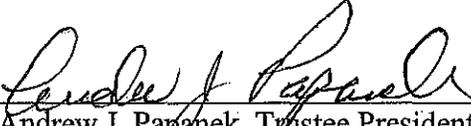
  
Ann M. Culp, Fiscal Officer  
Passed: April 8, 2014  
GSR: tmm

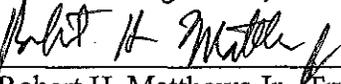


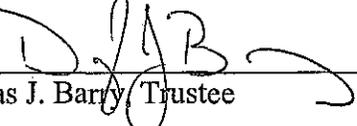
**RESOLUTION #76-2014**

**RESOLUTION TO ADJUST THE WAGE SCHEDULE FOR  
ADMINISTRATIVE ASSISTANT PAUL R. RIEDER III**

- Whereas,** Resolution #165-2011 was passed on December 13, 2011 hiring Paul R. Rieder III for the position of Administrative Assistant
- Whereas,** the starting rate was \$9.46 per hour effective January 3, 2012
- Whereas,** the possible maximum rate per hour by the end of the first year was \$12.00 per hour
- Whereas,** the only additional wage step was at the second anniversary at a rate of \$13.00 per hour
- Whereas,** all other Administrative Assistants have a defined wage scale
- Whereas,** the Chief of Police is making his recommendation to place Paul R. Rieder III, on the same wage scale as all other Administrative Assistant I's
- Therefore Be It Resolved,** the Miami Township Board of Trustees place Paul R. Rieder III on the Miami Township Administrative Assistant I 2014 Pay Schedule starting at Step 4 (2 years of service), \$15.73 per hour effective May 4, 2014.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer

Passed: April 22, 2014

GSR:tmm

**RESOLUTION #77-2014**

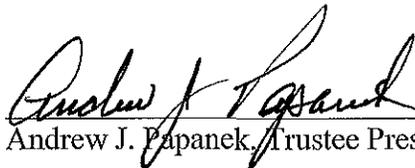
**RESOLUTION TO HIRE A PART-TIME ROAD WORKER**

**Whereas,** Miami Township has a vacancy for the position of part-time Road Worker;  
and

**Whereas,** an approved recruitment and selection process was followed; and

**Whereas,** the Public Works Director is recommending Christopher Coomer to fill the  
part-time Road Worker position at a starting rate of \$13.20 per hour; and

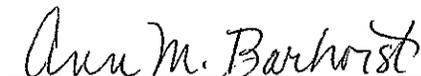
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the hiring of  
Christopher Coomer to the position of part-time Road Worker, at a starting  
rate of \$13.20 per hour, effective April 23, 2014.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice-President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: April 22, 2014  
GSR:tmm

**RESOLUTION #78-2014**

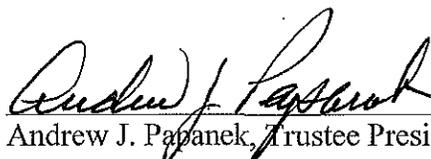
**RESOLUTION TO DECLARE PROPERTY AS SURPLUS  
PROPERTY AND AUTHORIZE THE SALE OF SAID PROPERTY**

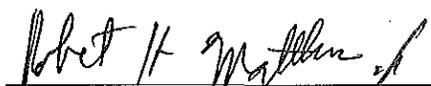
**Whereas,** the Ohio Revised Code Section 505.10 establishes procedures by which Miami Township can sell, trade-in, or dispose of Township-owned articles; and

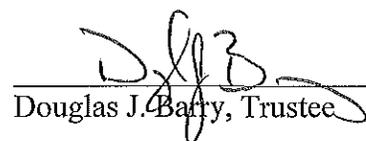
**Whereas,** regulations are being followed in accordance with the Ohio Revised Code; and

**Whereas,** Miami Township Information Technology (IT) Department has miscellaneous property (see attached), which is no longer needed, broken and /or worn out and beyond useful purpose; and

**Therefore Be It Resolved,** in accordance with the Ohio Revised Code, Section 505.10 the Miami Township Board of Trustees declares the attach listed items as surplus property to be disposed of, sold or traded-in and removed from the IT Department inventory.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: April 22, 2014  
GSR:tmm

Attachment to Resolution #78-2014

	Items	
1	Microtel Automatic Paper Feeder	Sell
2	Samsung Monitor	Sell
3	Lanier Fax Machine	Sell
4	Kyocera Ecosys (FS-C5030N) Printer	Sell
5	Eiki Projector	Sell
6	Dell Projector (2200 MP)	Sell
7	Dell Optiplex 755	Sell
8	Dell Optiplex 755	Sell
9	Dell Optiplex 760	Sell
10	Dell Optiplex 380	Sell
11	Dell PC (DVD ROM / DVD R/W)	Sell
12	19" Acer Flat Screen Monitor #AL1916 (qty: 4)	Sell
13	19" Acer Flat Screen Monitor #AL1914 (qty: 2)	Sell
14	16" Dell Flat Screen Monitor	Sell
15	19" NEC Flat Screen Monitor #LCD197ONX (qty: 2)	Sell

**RESOLUTION #79-2014**

**RESOLUTION TO APPOINT A  
BOARD OF ZONING APPEALS MEMBER**

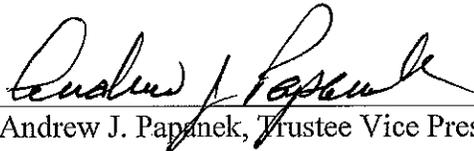
**Whereas,** the Board of Zoning Appeals is made up of five members and one alternate; and

**Whereas,** the Board currently has a vacancy for a full member; and

**Whereas,** Richard W. Poore has expressed an interest to serve the Board as a full member; and

**Whereas,** the Planner has made a recommendation to the Board of Trustees; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Richard W. Poore to the position of full member of the Board of Zoning Appeals, with a term ending December 31, 2016, effective April 22, 2014.

  
\_\_\_\_\_  
Andrew J. Papazek, Trustee Vice President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:



Ann M. Barhorst, Fiscal Officer

Passed: April 22, 2014

GSR:tmm

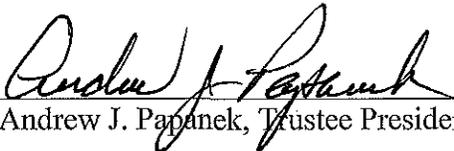
**RESOLUTION #80-2014**

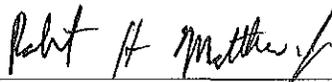
**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO EXECUTE AN AGREEMENT WITH DPL ENERGY FOR FACILITIES  
ELECTRICITY GENERATION**

**Whereas,** Miami Township is desirous of entering into an agreement with DPL Energy Resources, Inc. d.b.a. DPL Energy, for electricity generation for a property operated by the township; and

**Whereas,** DPL Energy provides the apparent lowest available cost; and

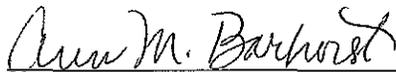
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to execute the necessary documents to enter into an agreement with DPL Energy for facilities electricity generation, in the amount of \$0.0575 per kilowatt-hour, beginning May of 2014 or per terms provided by the agreement, to May of 2017.

  
Andrew J. Papánek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_

Ann M. Barhorst, Fiscal Officer

Passed: April 22, 2014

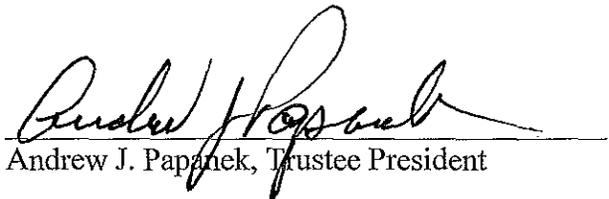
GSR:tmm

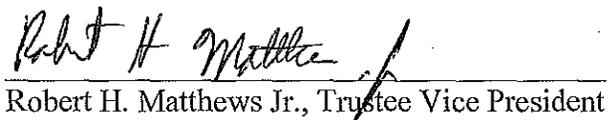
**RESOLUTION #81-2014**

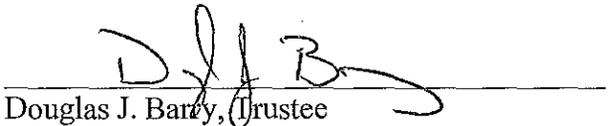
**RESOLUTION TO REAPPOINT A CITIZEN REPRESENTATIVE  
TO THE HILLGROVE UNION CEMETERY BOARD OF TRUSTEES**

- Whereas,** the Miami Township Board of Trustees and the City Council for the City of Miamisburg have formed the Hillgrove Union Cemetery; and
- Whereas,** there is a need to appoint a citizen representative to the Hillgrove Union Cemetery Board of Trustees; and
- Whereas,** the Miami Township Board of Trustees and the City Council for the City of Miamisburg each agree to reappoint Gary Pascoe as the citizen representative for the Hillgrove Union Cemetery Board of Trustees; and
- Whereas,** Gary Pascoe has expressed a desire to continue to serve on the Hillgrove Union Cemetery Board of Trustees; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees reappoints Gary Pascoe to serve on the Hillgrove Union Cemetery Board of Trustees for a term of two (2) years ending on December 31, 2015.

  
Andrew J. Paparek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:



Ann M. Barhorst, Fiscal Officer  
Passed: May 13, 2014  
GSR:sld

**RESOLUTION #82-2014**

**RESOLUTION TO ENTER INTO A CONTRACT FOR HEALTH INSURANCE**

**Whereas,** the Board of Trustees, has given consideration to the health insurance renewal information presented to them at the last Board of Trustee's meeting; and

**Whereas,** due to the townships experience and the health insurance environment as a whole, the Township Administrator is making the recommendation to accept Anthem's "no shop" rate for a healthcare plan with an 8% increase in renewal rate; and

**Whereas,** non-union employee contribution rates will be 10% of the premium for this health plan year; and

**Whereas,** union employee contributions rates for premiums are based on union contracts; and

**Whereas,** Anthem's Lumenos 7.0 HSA Option 1 Rx-9, annual premiums are:

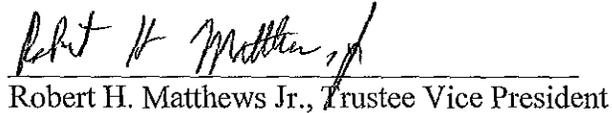
Employee	\$6,476.52
Employee/Spouse	\$14,236.08
Employee/Child	\$10,932.96
Employee/Children	\$10,932.96
Family	\$19,994.04

**Whereas,** a renewal date of July 1, 2014 is the effective date; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees accepts the recommendation; and

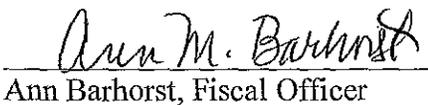
**Lastly Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to enter into a contract with Anthem to institute the above insurance plan for the 7/1/2014 through 6/30/2015 plan year.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann Barhorst, Fiscal Officer

Passed: May 13, 2014

GSR:sld

**RESOLUTION #83-2014**

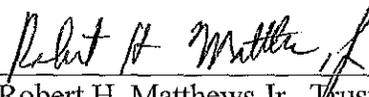
**RESOLUTION TO ENTER INTO A LEASE AGREEMENT FOR A POSTAGE METER MACHINE FOR THE POLICE DEPARTMENT**

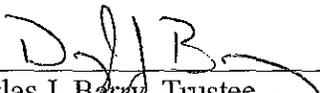
**Whereas,** the current lease agreement the Police Department has on a postage meter machine with Pitney Bowes will expire on June 30, 2014 therefore there is a need to enter into a new lease agreement for a postage meter machine; and

**Whereas,** the Police Department has researched various options for leasing a new postage meter machine and the Police Chief has made a recommendation to enter into a forty-eight (48) month lease agreement for a new postage meter machine with improved technology and maintenance coverage at a cost of \$57.00 per moth with Pitney Bowes; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to enter into a forty-eight (48) month lease agreement with Pitney Bowes for a postage meter machine for the Police Department at the rate of \$57.00 per month effective July 1, 2014.

  
Andrew J. Paparek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: May 13, 2014  
GSR:bfe

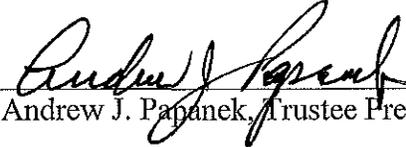
**RESOLUTION #84-2014**  
**RESOLUTION TO DECLARE PROPERTY AS SURPLUS PROPERTY**  
**AND AUTHORIZE THE SALE OF SAID PROPERTY**

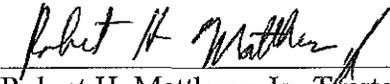
**Whereas,** the Ohio Revised Code Section 505.10 establishes procedures by which Miami Township can sell, trade-in, or dispose of Township-owned articles; and

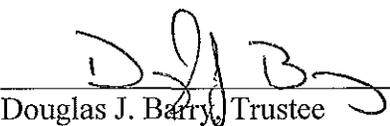
**Whereas,** regulations are being followed in accordance with the Ohio Revised Code; and

**Whereas,** Miami Township has miscellaneous property (see attached), which is no longer needed, broken and /or worn out and beyond useful purpose; and

**Therefore Be It Resolved,** that in accordance with the Ohio Revised Code, Section 505.10 the Miami Township Board of Trustees declares the above listed items as surplus property to be disposed of, sold or traded-in and removed from Miami Township's inventory.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

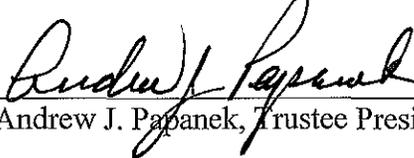
  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: May 13, 2014  
GSR:bfe

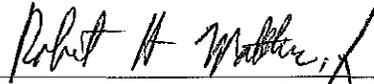
**RESOLUTION #85-2014**

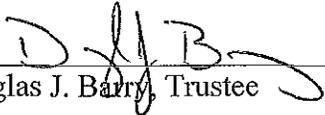
**RESOLUTION TO AUTHORIZE EXECUTION OF A FARM  
MAINTENANCE AGREEMENT FOR 9001 UNION ROAD**

- Whereas,** Miami Township owns certain real property located at 9001 Union Road with Parcel Identification Number K50 02507 0048; and
- Whereas,** Miami Township desires to lease said property for farming purposes in order to have the property maintained and minimize expenses; and
- Whereas,** Gilbert Farms has expressed a desire to continue to farm the property during the 2014 season; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to execute a one (1) year farm maintenance agreement with Gilbert Farms at a rate of not less than \$150 per acre.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews, Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: May 13, 2014  
GSR: tmm

## RESOLUTION #86-2014

### RESOLUTION REGARDING A NUISANCE ABATEMENT

**Whereas,** the Miami Township Board of Trustees is authorized, by Section 505.87 of the Ohio Revised Code, to provide for the abatement, control or removal of vegetation, garbage, refuse, and other debris from land in the Township; and

**Whereas,** the Miami Township Board of Trustees has given notice to all owners and lien holders of record of the property located at 2160 BLANTON DR., MIAMISBURG, OH 45342 in Miami Township, Ohio, that a nuisance is alleged to exist at the property and that a public hearing concerning said alleged nuisance would be conducted before the Board of Trustees on May 13, 2014; and

**Whereas** the Miami Township Board of Trustees conducted said public hearing on May 13, 2014, beginning at 7:00 p.m., wherein the parties were given the opportunity to present evidence concerning the alleged nuisance; and

**Whereas,** after said public hearing, the Board of Trustees has determined that the owner's maintenance of vegetation, garbage, refuse or other debris at the above property constitutes a nuisance and said property has been declared a nuisance prior within the last twelve consecutive months; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees orders the owners and/or lien holders to abate the nuisance within FOUR (4) days of the date of the mailing of this resolution or that the owner and/or lien holder of said property may, within FOUR (4) days of the date of the mailing of this resolution, enter into an agreement with the Board of Trustees providing for either the property owner, or the Board of Trustees, to abate said nuisance; and

**Be It Further Resolved,** if such nuisance is not abated within FOUR (4) days, the Miami Township Board of Trustees authorizes staff to contract the abatement of the nuisance and assess the costs to the property tax duplicate:

**2160 BLANTON DR.**  
Parcel ID #K45 18824 0010  
STEVA D SHEPHERD  
1515 N MAIN ST  
Dayton, OH 45405

**MORTGAGE/LIEN**

N/A

SIGNATURE PAGE FOR RESOLUTION #86-2014 ONLY

  
\_\_\_\_\_

Andrew J. Papaneck, Trustee President

  
\_\_\_\_\_

Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_

Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_

Ann M. Barhorst, Fiscal Officer

Passed: May 13, 2014

GSR:bfe

## RESOLUTION #87-2014

### RESOLUTION REGARDING A NUISANCE ABATEMENT

**Whereas,** the Miami Township Board of Trustees is authorized, by Section 505.87 of the Ohio Revised Code, to provide for the abatement, control or removal of vegetation, garbage, refuse, and other debris from land in the Township; and

**Whereas,** the Miami Township Board of Trustees has given notice to all owners and lien holders of record of the property located at 2175 BUSHWICK DR., DAYTON, OH 45439 in Miami Township, Ohio, that a nuisance is alleged to exist at the property and that a public hearing concerning said alleged nuisance would be conducted before the Board of Trustees on May 13, 2014; and

**Whereas** the Miami Township Board of Trustees conducted said public hearing on May 13, 2014, beginning at 7:00 p.m., wherein the parties were given the opportunity to present evidence concerning the alleged nuisance; and

**Whereas,** after said public hearing, the Board of Trustees has determined that the owner's maintenance of vegetation, garbage, refuse or other debris at the above property constitutes a nuisance and said property has been declared a nuisance prior within the last twelve consecutive months; and

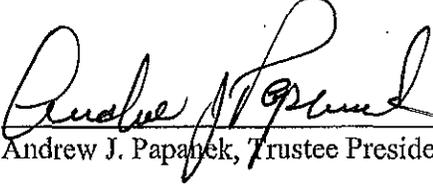
**Therefore Be It Resolved,** the Miami Township Board of Trustees orders the owners and/or lien holders to abate the nuisance within four (4) days of the date of the mailing of this resolution or that the owner and/or lien holder of said property may, within four (4) days of the date of the mailing of this resolution, enter into an agreement with the Board of Trustees providing for either the property owner, or the Board of Trustees, to abate said nuisance; and

**Be It Further Resolved,** if such nuisance is not abated within four (4) days, the Miami Township Board of Trustees authorizes staff to contract the abatement of the nuisance and assess the costs to the property tax duplicate:

**2175 Bushwick Dr.**  
Parcel ID #K47 22904 0038  
Don T. Zimmerman  
2175 Bushwick Dr.  
Dayton, OH 45439

**MORTGAGE/LIEN**  
Ohio Dept. of Taxation  
4485 Northland Ridge Bl.  
Columbus, OH 43229

**SIGNATURE PAGE FOR RESOLUTION #87-2014 ONLY**

  
Andrew J. Papanek, Trustee President

\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_

Ann M. Barhorst, Fiscal Officer

Passed: May 13, 2014

GSR:bfe

## RESOLUTION #88-2014

### RESOLUTION REGARDING A NUISANCE ABATEMENT

**Whereas,** the Miami Township Board of Trustees is authorized, by Section 505.87 of the Ohio Revised Code, to provide for the abatement, control or removal of vegetation, garbage, refuse, and other debris from land in the Township; and

**Whereas,** the Miami Township Board of Trustees has given notice to all owners and lien holders of record of the property located at 6653 FARMINGTON, MIAMISBURG, OH 45342 in Miami Township, Ohio, that a nuisance is alleged to exist at the property and that a public hearing concerning said alleged nuisance would be conducted before the Board of Trustees on May 13, 2014; and

**Whereas** the Miami Township Board of Trustees conducted said public hearing on May 13, 2014, beginning at 7:00 p.m., wherein the parties were given the opportunity to present evidence concerning the alleged nuisance; and

**Whereas,** after said public hearing, the Board of Trustees has determined that the owner's maintenance of vegetation, garbage, refuse or other debris at the above property constitutes a nuisance and said property has been declared a nuisance prior within the last twelve consecutive months; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees orders the owners and/or lien holders to abate the nuisance within seven (7) days of the date of the mailing of this resolution or that the owner and/or lien holder of said property may, within seven (7) days of the date of the mailing of this resolution, enter into an agreement with the Board of Trustees providing for either the property owner, or the Board of Trustees, to abate said nuisance; and

**Be It Further Resolved,** if such nuisance is not abated within seven (7) days, the Miami Township Board of Trustees authorizes staff to contract the abatement of the nuisance and assess the costs to the property tax duplicate:

**6653 Farmington**

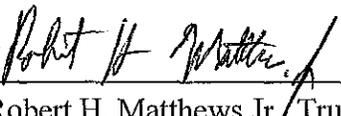
Parcel ID #K50 02508 0055  
Anna L. Rowland-Deceased  
6653 Farmington Rd.  
Miamisburg, OH 45342

**Mortgage/Lien**

N/A

**SIGNATURE PAGE FOR RESOLUTION #88-2014 ONLY**

  
\_\_\_\_\_  
Andrew J. Papayek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: May 13, 2014  
GSR:bfe

## RESOLUTION #89-2014

### RESOLUTION REGARDING A NUISANCE ABATEMENT

**Whereas,** the Miami Township Board of Trustees is authorized, by Section 505.87 of the Ohio Revised Code, to provide for the abatement, control or removal of vegetation, garbage, refuse, and other debris from land in the Township; and

**Whereas,** the Miami Township Board of Trustees has given notice to all owners and lien holders of record of the property located at 6060 FIFTH AVE, MIAMISBURG OH, 45342 in Miami Township, Ohio, that a nuisance is alleged to exist at the property and that a public hearing concerning said alleged nuisance would be conducted before the Board of Trustees on May 13, 2014; and

**Whereas** the Miami Township Board of Trustees conducted said public hearing on May 13, 2014, beginning at 7:00 p.m., wherein the parties were given the opportunity to present evidence concerning the alleged nuisance; and

**Whereas,** after said public hearing, the Board of Trustees has determined that the owner's maintenance of vegetation, garbage, refuse or other debris at the above property constitutes a nuisance; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees orders the owners and/or lien holders to abate the nuisance within four (4) days of the date of the mailing of this resolution or that the owner and/or lien holder of said property may, within four (4) days of the date of the mailing of this resolution, enter into an agreement with the Board of Trustees providing for either the property owner, or the Board of Trustees, to abate said nuisance; and

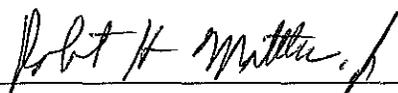
**Be It Further Resolved,** if such nuisance is not abated within four (4) days, the Miami Township Board of Trustees authorizes staff to contract the abatement of the nuisance and assess the costs to the property tax duplicate:

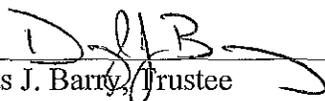
**6060 Fifth Ave.**  
Parcel ID #K50 18421 0135  
Susan J. Carpenter  
9171 Eby Road  
Germantown, Ohio 45327

**Mortgage/Lien**  
N/A

**SIGNATURE PAGE FOR RESOLUTION #89-2014 ONLY**

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: May 13, 2014  
GSR:bfe

## RESOLUTION #90-2014

### RESOLUTION REGARDING A NUISANCE ABATEMENT

**Whereas,** the Miami Township Board of Trustees is authorized, by Section 505.87 of the Ohio Revised Code, to provide for the abatement, control or removal of vegetation, garbage, refuse, and other debris from land in the Township; and

**Whereas,** the Miami Township Board of Trustees has given notice to all owners and lien holders of record of the property located at 6070 FOURTH AVE., MIAMISBURG, OH 45342 in Miami Township, Ohio that a nuisance is alleged to exist at the property and that a public hearing concerning said alleged nuisance would be conducted before the Board of Trustees on May 13, 2014; and

**Whereas,** the Miami Township Board of Trustees conducted said public hearing on May 13, 2014, beginning at 7:00 p.m., wherein the parties were given the opportunity to present evidence concerning the alleged nuisance; and

**Whereas,** after said public hearing, the Board of Trustees has determined that the owner's maintenance of vegetation, garbage, refuse or other debris at the above property constitutes a nuisance; and

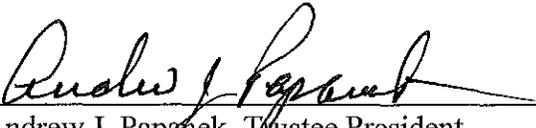
**Therefore Be It Resolved,** the Miami Township Board of Trustees orders the owners and/or lien holders to abate the nuisance within four (4) days of the date of the mailing of this resolution or that the owner and/or lien holder of said property may, within four (4) days of the date of the mailing of this resolution, enter into an agreement with the Board of Trustees providing for either the property owner, or the Board of Trustees, to abate said nuisance; and

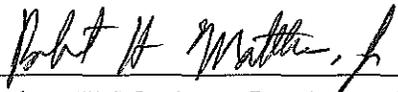
**Be It Further Resolved,** if such nuisance is not abated within four (4) days, the Miami Township Board of Trustees authorizes staff to contract the abatement of the nuisance and assess the costs to the property tax duplicate:

6070 Fourth Ave.  
Parcel ID #K50 18421 0024  
Daniel and Misty Johnson  
787 Martha Dr.  
Franklin, OH 45005

Mortgage/Lien  
N/A

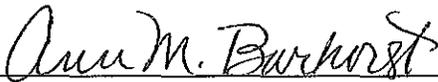
**SIGNATURE PAGE FOR RESOLUTION #90-2014 ONLY**

  
\_\_\_\_\_  
Andrew J. Paponek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: May 13, 2014  
GSR:bfe

## RESOLUTION #91-2014

### RESOLUTION REGARDING A NUISANCE ABATEMENT

**Whereas,** the Miami Township Board of Trustees is authorized, by Section 505.87 of the Ohio Revised Code, to provide for the abatement, control or removal of vegetation, garbage, refuse, and other debris from land in the Township; and

**Whereas,** the Miami Township Board of Trustees has given notice to all owners and lien holders of record of the property located at 2147 KAJEAN AVE., DAYTON, OH 45439 in Miami Township, Ohio, that a nuisance is alleged to exist at the property and that a public hearing concerning said alleged nuisance would be conducted before the Board of Trustees on May 13, 2014; and

**Whereas,** the Miami Township Board of Trustees conducted said public hearing on May 13, 2014, beginning at 7:00 p.m., wherein the parties were given the opportunity to present evidence concerning the alleged nuisance; and

**Whereas,** after said public hearing, the Board of Trustees has determined that the owner's maintenance of vegetation, garbage, refuse or other debris at the above property constitutes a nuisance; and

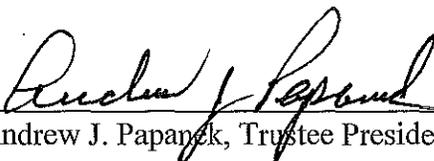
**Therefore Be It Resolved,** the Miami Township Board of Trustees orders the owners and/or lien holders to abate the nuisance within FOUR (4) days of the date of the mailing of this resolution or that the owner and/or lien holder of said property may, within FOUR (4) days of the date of the mailing of this resolution, enter into an agreement with the Board of Trustees providing for either the property owner, or the Board of Trustees, to abate said nuisance; and

**Be It Further Resolved,** if such nuisance is not abated within FOUR (4) days, the Miami Township Board of Trustees authorizes staff to contract the abatement of the nuisance and assess the costs to the property tax duplicate:

2147 KAJEAN AVE.  
Parcel ID #K47 21210 0023  
JO ANNE PINNEY  
2147 KAJEAN AVE  
DAYTON, OH 45439

Mortgage/Lien  
N/A

**SIGNATURE PAGE FOR RESOLUTION #91-2014 ONLY**

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: May 13, 2014  
GSR:bfe

## RESOLUTION #92-2014

### RESOLUTION REGARDING A NUISANCE ABATEMENT

**Whereas,** the Miami Township Board of Trustees is authorized, by Section 505.87 of the Ohio Revised Code, to provide for the abatement, control or removal of vegetation, garbage, refuse, and other debris from land in the Township; and

**Whereas,** the Miami Township Board of Trustees has given notice to all owners and lien holders of record of the property located at 6034 SECOND AVE., MIAMISBURG, OH 45342 in Miami Township, Ohio, that a nuisance is alleged to exist at the property and that a public hearing concerning said alleged nuisance would be conducted before the Board of Trustees on May 13, 2014; and

**Whereas** the Miami Township Board of Trustees conducted said public hearing on May 13, 2014, beginning at 7:00 p.m., wherein the parties were given the opportunity to present evidence concerning the alleged nuisance; and

**Whereas,** after said public hearing, the Board of Trustees has determined that the owner's maintenance of vegetation, garbage, refuse or other debris at the above property constitutes a nuisance and said property has been declared a nuisance prior within the last twelve consecutive months; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees orders the owners and/or lien holders to abate the nuisance within seven (7) days of the date of the mailing of this resolution or that the owner and/or lien holder of said property may, within seven (7) days of the date of the mailing of this resolution, enter into an agreement with the Board of Trustees providing for either the property owner, or the Board of Trustees, to abate said nuisance; and

**Be It Further Resolved,** if such nuisance is not abated within seven (7) days, the Miami Township Board of Trustees authorizes staff to contract the abatement of the nuisance and assess the costs to the property tax duplicate:

**6034 Second Ave.**

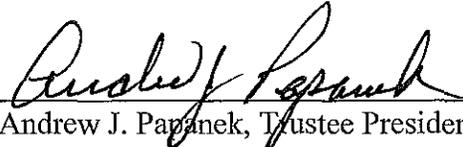
Parcel ID #K50 18421 0013

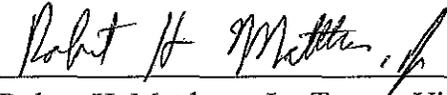
Marie N. Holt

6034 Second Avenue

Miamisburg, Ohio 45342

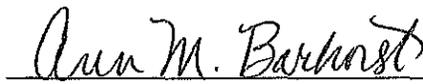
**SIGNATURE PAGE FOR RESOLUTION #92-2014 ONLY**

  
\_\_\_\_\_  
Andrew J. Papaneck, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: May 13, 2014  
GRS:bfe

## RESOLUTION #94-2014

### RESOLUTION REGARDING A NUISANCE ABATEMENT

**Whereas,** the Miami Township Board of Trustees is authorized, by Section 505.87 of the Ohio Revised Code, to provide for the abatement, control or removal of vegetation, garbage, refuse, and other debris from land in the Township; and

**Whereas,** the Miami Township Board of Trustees has given notice to all owners and lien holders of record of the property located at 6032 SIXTH AVE., MIAMISBURG, Ohio, 45342 in Miami Township, Ohio, that a nuisance is alleged to exist at the property and that a public hearing concerning said alleged nuisance would be conducted before the Board of Trustees on May 13, 2014; and

**Whereas** the Miami Township Board of Trustees conducted said public hearing on May 13, 2014, beginning at 7:00 p.m., wherein the parties were given the opportunity to present evidence concerning the alleged nuisance; and

**Whereas,** after said public hearing, the Board of Trustees has determined that the owner's maintenance of vegetation, garbage, refuse or other debris at the above property constitutes a nuisance and said property has been declared a nuisance prior within the last twelve consecutive months; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees orders the owners and/or lien holders to abate the nuisance within four (4) days of the date of the mailing of this resolution or that the owner and/or lien holder of said property may, within four (4) days of the date of the mailing of this resolution, enter into an agreement with the Board of Trustees providing for either the property owner, or the Board of Trustees, to abate said nuisance; and

**Be It Further Resolved,** if such nuisance is not abated within four (4) days, the Miami Township Board of Trustees authorizes staff to contract the abatement of the nuisance and assess the costs to the property tax duplicate:

**6032 Sixth Ave.**

Parcel ID #K50 18421 0145

Carlo H. and Kathleen J. Wynne

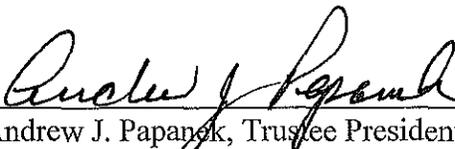
6032 Sixth Avenue

Miamisburg, OH 45342

**Mortgage/Lien**

N/A

**SIGNATURE PAGE FOR RESOLUTION #94-2014 ONLY**

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: May 13, 2014  
GSR:bfe

## RESOLUTION #95-2014

### RESOLUTION REGARDING A NUISANCE ABATEMENT

**Whereas,** the Miami Township Board of Trustees is authorized, by Section 505.87 of the Ohio Revised Code, to provide for the abatement, control or removal of vegetation, garbage, refuse, and other debris from land in the Township; and

**Whereas,** the Miami Township Board of Trustees has given notice to all owners and lien holders of record of the property located at 5410 S. UNION RD., MIAMISBURG, OH 45342, in Miami Township, Ohio, that a nuisance is alleged to exist at the property and that a public hearing concerning said alleged nuisance would be conducted before the Board of Trustees on May 13, 2014; and

**Whereas** the Miami Township Board of Trustees conducted said public hearing on May 13, 2014, beginning at 7:00 p.m., wherein the parties were given the opportunity to present evidence concerning the alleged nuisance; and

**Whereas,** after said public hearing, the Board of Trustees has determined that the owner's maintenance of vegetation, garbage, refuse or other debris at the above property constitutes a nuisance; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees orders the owners and/or lien holders to abate the nuisance within four (4) days of the date of the mailing of this resolution or that the owner and/or lien holder of said property may, within four (4) days of the date of the mailing of this resolution, enter into an agreement with the Board of Trustees providing for either the property owner, or the Board of Trustees, to abate said nuisance; and

**Be It Further Resolved,** if such nuisance is not abated within four (4) days, the Miami Township Board of Trustees authorizes staff to contract the abatement of the nuisance and assess the costs to the property tax duplicate:

**5410 South Union Road**

Parcel ID #K45 02511 0080

Thomas E. Thygerson (deceased)

5410 South Union Road

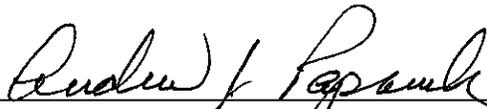
Miamisburg, OH 45342

**Mortgage/Lien**

N/A

Unknown heirs, the devisees,  
legatees, executors, administrators,  
and assigns of Thomas E. Thygerson,  
and the unknown guardians of minor  
and/or incompetent heirs of  
Thomas E. Thygerson ADDRESS UNKNOWN

**SIGNATURE PAGE FOR RESOLUTION #95-2014 ONLY**

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

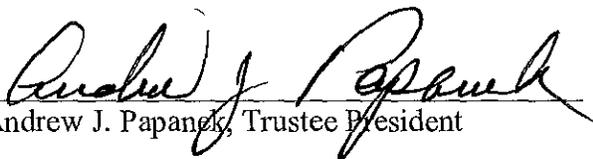
  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: May 13, 2014  
GSR:bfe

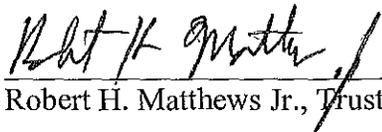
**RESOLUTION #96-2014**

**RESOLUTION TO HIRE A DIRECTOR OF PLANNING AND ZONING**

- Whereas,** Miami Township has a vacancy for the position of Director of Planning and Zoning; and
- Whereas,** an internal hiring process to select a Director of Planning and Zoning was conducted per Miami Township policy; and
- Whereas,** one applicant applied and was interviewed before a panel of four (4) individuals; and
- Whereas,** based on the interview results, the Township Administrator is recommending Christopher Snyder be promoted to Director of Planning and Zoning; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Christopher Snyder to the position of Director of Planning and Zoning, pay Grade B with a pay increase of 5% over current salary to an annual rate of \$84,635 per year effective immediately.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barby, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: May 13, 2014  
GSR:sld

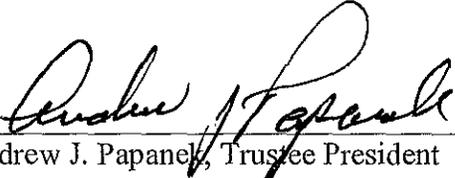
**RESOLUTION #97-2014**

**RESOLUTION TO APPOINT A POLICE CHAPLAIN**

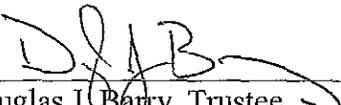
**Whereas,** there is a need to appoint a Police Chaplin; and

**Whereas,** the Chief of Police has made his recommendation; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Marcus Combs to the position of Police Chaplain, at a starting rate of \$1.00 per year, effective May 13, 2014.

  
\_\_\_\_\_  
Andrew J. Papanello, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: May 13, 2014

**RESOLUTION #98-2014**

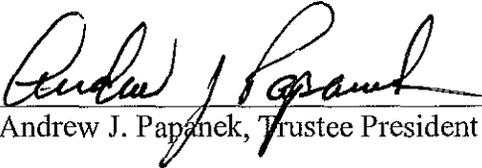
**RESOLUTION TO APPROVE A THREE (3)-YEAR COLLECTIVE BARGAINING AGREEMENT WITH THE FRATERNAL ORDER OF POLICE, INC. (OHIO LABOR COUNCIL, INC.)**

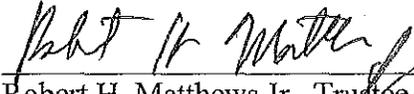
**Whereas,** the Miami Township Board of Trustees authorized the Township Administrator, the Police Chief, and Legal Counsel to negotiate a collective bargaining agreement for Police Officers with the Fraternal Order of Police, Inc. (Ohio Labor Council, Inc.); and

**Whereas,** said negotiations were conducted in accordance with Ohio Revised Code Section 4117, and said negotiations will promote the health, safety, and welfare of the employees, businesses, and residents of Miami Township; and

**Whereas,** the membership of the Fraternal Order of Police, Inc. (Ohio Labor Council, Inc.) ratified the proposed collective bargaining agreement; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees approves the collective bargaining agreement between Miami Township and the Fraternal Order of Police, Inc. (Ohio Labor Council, Inc.), effective March 1, 2014 through February 28, 2017, with retroactivity to March 1, 2014

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer

Passed: May 13, 2014

**RESOLUTION # 99-2014**

**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
AUSTIN LANDING – AREA 1 – PHASE 6 (TENANT FIT UP) FOR  
ANOTHER BROKEN EGG CAFE UNDER ZONING CASE #222-88,  
FOR LANDS ZONED “PD-5”, PLANNED MIXED-USE**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, May 27, 2014; and

**Whereas,** Zoning Case #222-88, filed by ABE – Southwest Ohio / Innovation Pointe I, Ltd., proposes adoption of a final development plan for Austin Landing – Area 1 – Phase 6 (Tenant Fit Up) for Another Broken Egg Café and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees Approves  
the Final Development Plan under Zoning Case #222-88 and  
upholds the Zoning Commission recommendation.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: May 27, 2014  
GSR:bfe

**RESOLUTION # 100-2014**

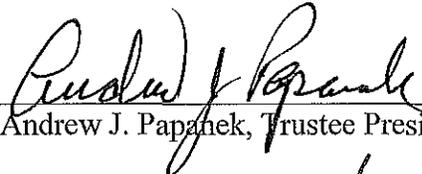
**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
AUSTIN LANDING – AREA 7 – PHASE 4 (CHIPOTLE) UNDER  
ZONING CASE #222-88, FOR LANDS ZONED “PD-5”, PLANNED  
MIXED-USE**

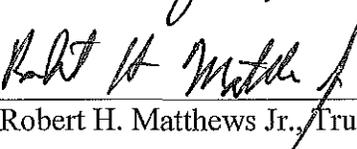
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, May 27, 2014; and

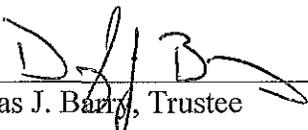
**Whereas,** Zoning Case #222-88, filed by RG Properties, Inc., proposes adoption of a final development plan for Austin Landing – Area 7 – Phase 4 (Chipotle) and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees Approves  
the Final Development Plan under Zoning Case #222-88 and  
Upholds the Zoning Commission recommendation.

  
Andrew J. Papahnek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:



Ann M. Barhorst, Fiscal Officer

Passed: May 27, 2014

GSR:bfe

**RESOLUTION # 101-2014**

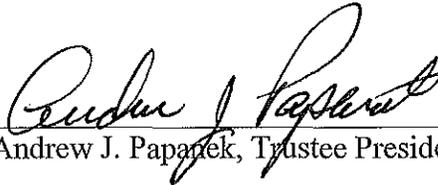
**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
AUSTIN LANDING – AREA 8 – PHASE 2 AND PHASE 3 UNDER  
ZONING CASE #222-88, FOR LANDS ZONED “PD-5”, PLANNED  
MIXED-USE**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, May 27, 2014; and

**Whereas,** Zoning Case #222-88, filed by RG Properties, Inc., proposes adoption of a final development plan for Austin Landing – Area 8 – Phase 2 and Phase 3 and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

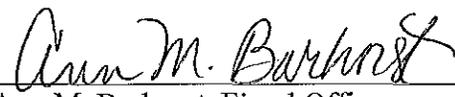
**Therefore Be It Resolved,** the Miami Township Board of Trustees Approves  
the Final Development Plan under Zoning Case #222-88 and  
Upholds the Zoning Commission recommendation.

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: May 27, 2014  
GSR:bfe

**RESOLUTION # 102-2014**

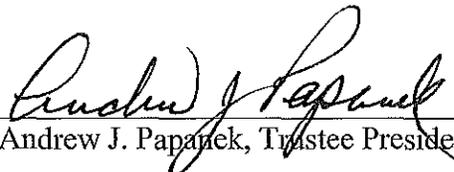
**RESOLUTION TO ADOPT A MAJOR MODIFICATION TO THE  
PRELIMINARY PLAN AND TEXT FOR AUSTIN LANDING UNDER  
ZONING CASE #222-88, FOR LANDS ZONED "PD-5", PLANNED  
MIXED-USE**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, May 27, 2014; and

**Whereas,** Zoning Case #222-88, filed by RG Properties, Inc., proposes a major modification to the preliminary plan and text for Austin Landing and for lands zoned "PD-5", Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVES  
the Final Development Plan under Zoning Case #222-88 and  
upholds the Zoning Commission recommendation.

  
Andrew J. Paparek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: May 27, 2014  
GSR:bfe

**RESOLUTION #103-2014**

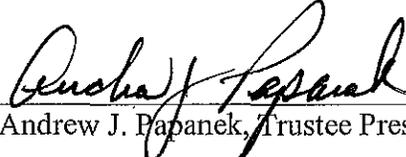
**RESOLUTION TO HIRE A CONTRACTUAL TOWNSHIP  
POLICE CHIEF**

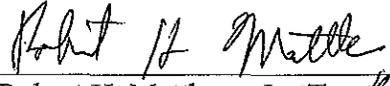
**Whereas,** there is a need for a contractual Police Chief; and

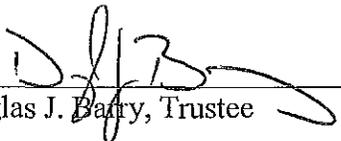
**Whereas,** Ronald L. Hess has been serving as Interim Police Chief since June of 2013; and

**Whereas,** the Township Administrator has made his recommendation; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Ronald L. Hess to the position of Police Chief for a one (1) year term and authorizes the Township Administrator to execute a contract effective June 1, 2014 through May 31, 2015 under the accompanied contract agreement.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: May 27, 2014  
GSR:sld

## RESOLUTION #104-2014

### A RESOLUTION APPROVING A FOURTH AMENDMENT TO THE AUSTIN CENTER JOINT ECONOMIC DEVELOPMENT DISTRICT CONTRACT BY AND BETWEEN MIAMI TOWNSHIP, THE CITY OF MIAMISBURG, AND THE CITY OF SPRINGBORO TO ADD PROPERTY TO THE AUSTIN CENTER JOINT ECONOMIC DEVELOPMENT DISTRICT TERRITORY

- Whereas,** the Township of Miami in the County of Montgomery, Ohio (“Miami Township”), the City of Miamisburg, Ohio (“Miamisburg”), the City of Springboro, Ohio (“Springboro”), and the County of Montgomery, Ohio (“Montgomery County”) (collectively, the “Initial Contracting Parties”) entered into the Austin Center Joint Economic Development District Contract dated as of June 16, 2009 (the “Initial JEDD Contract”) in accordance with Ohio Revised Code Sections 715.72 through 715.83 to create and provide for the operation of the Austin Center Joint Economic Development District (the “District”) for the benefit of their residents and residents of the State; and
- Whereas,** Montgomery County assisted in establishing the District in order to provide financial support for the construction of certain public improvements (the “County Financial Support Obligation”); and
- Whereas,** Miami Township agreed to assign to Montgomery County the TIF Funding (as defined in the Initial JEDD Contract) sufficient to pay the debt service on a portion of the County Financial Support Obligation (the “Miami Township Commitment,” and together with the County Financial Support Obligation, the “Initial Commitments”); and
- Whereas,** The Initial Commitments were fulfilled, and the Initial Contracting Parties entered into a First Amendment to JEDD Contract dated as of August 28, 2012 (the “First JEDD Contract Amendment”), pursuant to which Montgomery County ceased to be a Contracting Party (as defined in the Initial JEDD Agreement); and
- Whereas,** Miami Township, Miamisburg and Springboro entered into a Second Amendment to JEDD Contract dated as of November 6, 2012 (the “Second JEDD Contract Amendment”), to reflect that Montgomery County was no longer a Contracting Party and to provide for the operation of District without Montgomery County as a Contracting Party; and
- Whereas,** Miami Township, Miamisburg and Springboro entered into a Third Amendment to JEDD Contract dated as of November 13, 2012 (the “Third JEDD Contract Amendment,” and together with the Initial JEDD Contract, the First JEDD Contract Amendment and the Second JEDD Contract Amendment, the “Current JEDD Contract”), to add certain areas to the JEDD Territory (as defined below); and

**Whereas,** The Initial Contracting Parties entered into the Initial JEDD Contract to create the District with only a limited number of real estate parcels owned by Miami Township and the Montgomery County Transportation Improvement District included in the territory encompassing the District (the “JEDD Territory”) to provide the foundation for the formation of a larger JEDD Territory encompassing greater area around the interchange; and

**Whereas,** The Current JEDD Contract provides that the Legislative Authorities of the Contracting Parties may amend the JEDD Contract to add to the JEDD Territory any area that was not originally included in the JEDD Territory in accordance with Section 715.761 of the Revised Code; and

**Whereas,** The Contracting Parties now desire to further amend the Current JEDD Contract to add certain areas to the JEDD Territory pursuant to a Fourth Amendment to JEDD Contract (the “Fourth Amendment”); and

**Whereas,** the Miami Township Board of Trustees has determined that it is in the best interests of the citizens of the Township for the Township to approve and enter into the Fourth Amendment; and

**Therefore Be It Resolved,** by the Board of Township Trustees of Miami Township, Montgomery County, Ohio, that:

Section 1. This Board finds and determines that (i) the Board held a public hearing concerning the Fourth Amendment at 7:00 p.m. on May 29, 2014, in accordance with Section 715.761 of the Revised Code, (ii) 30 days’ public notice of the time and place of that public hearing was provided in the *Dayton Daily News*, a newspaper of general circulation in the Township, (iii) during the 30-day period prior to that public hearing, a copy of the Fourth Amendment, a description of the area to be added to the District, and a map in sufficient detail to denote the specific boundaries of the area and to indicate any zoning restrictions applicable to the area, were on file for public examination in the office of the Fiscal Officer, (iv) public comment and recommendations on the proposed Fourth Amendment were made pursuant to the public hearing, and (v) the Fourth Amendment is on file with the Fiscal Officer.

Section 2. The Board approves the Fourth Amendment now on file with the Fiscal Officer and authorizes the execution of the Fourth Amendment.

Section 3. The Board desires that the Fourth Amendment be deemed entered into as of the date the last Contracting Party executes the Fourth Amendment.

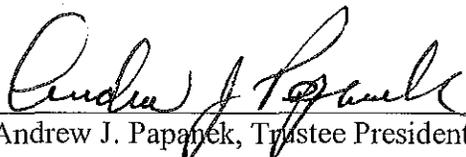
Section 4. The Township Administrator is authorized, on behalf the Board, to file or cause to be filed, jointly with the other Contracting Parties, with the legislative authority of Montgomery County, (i) a signed copy of the Fourth Amendment, (ii) a description of the area to be added to the District, including a map in sufficient detail to denote

the specific boundaries of the area and to indicate any zoning restrictions applicable to the area, (iii) certified copies of the ordinances or resolutions of the Contracting Parties approving the Fourth Amendment, (iv) a certificate of each Contracting Party that the public hearings required by Section 715.761 have been held, the date of the hearings, and evidence of publication of the notice of the hearings, (v) a petition signed by a majority of the owners of property located within the area to be added to the District, and (vi) a petition signed by a majority of the owners of businesses, if any, located within the area to be added to the District.

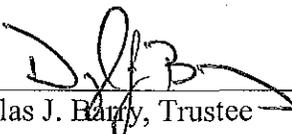
Section 5. The Township Administrator is authorized to take such actions, or to cause such actions to be taken, on behalf of the Board, including signing agreements, petitions or other instruments contemplated by the Fourth Amendment or deemed necessary or appropriate by the Board, in order to achieve approval of the Fourth Amendment and to accomplish the purposes of this Resolution and the Fourth Amendment.

Section 6. That it is found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

Section 7. That this Resolution is hereby declared to be an emergency measure for the reason that the public peace, health, safety and welfare of the inhabitants of the Township require the immediate execution of the Fourth Amendment, and it shall take effect immediately upon its adoption.

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: May 29, 2014  
GSR:sld

**RESOLUTION #105-2014**

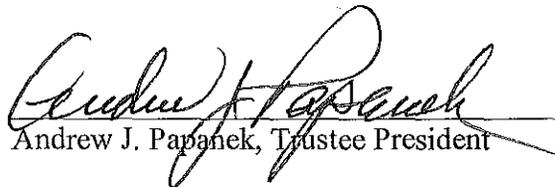
**RESOLUTION TO ENTER INTO A CONTRACT WITH MOSES LAW OFFICES FOR LEGAL SERVICES**

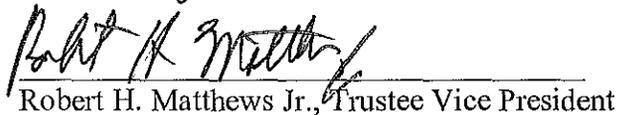
**Whereas,** Miami Township Board of Trustees has a need for professional services relating to legal advice for Miami Township; and

**Whereas,** Moses Law Offices will provide the services that Miami Township Board of Trustees desires; and

**Whereas,** Moses Law Offices has submitted an engagement letter to Miami Township Administrator; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to make all the necessary arrangements to retain Moses Law Offices to provide legal services to Miami Township and this resolution is effective immediately upon signing.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:



Ann M. Barhorst, Fiscal Officer

Passed: June 03, 2014

GSR:bfe

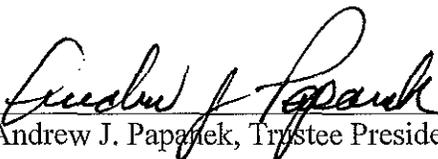
**RESOLUTION #106 -2014**

**RESOLUTION TO ACCEPT RESIGNATION OF AN  
ADMINISTRATIVE ASSISTANT**

**Whereas,** Tina McGrevy has been a part-time Administrative Assistant in the Administration Department since March, 2014; and

**Whereas,** Tina has decided to resign from her position with the township; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees accepts the letter of resignation from Tina McGrevy, and termination of her employment is effective June 5<sup>th</sup>, at 9:46 a.m.

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: June 10, 2014  
GSR:bfe

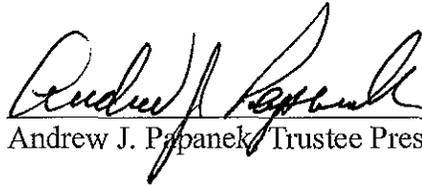
**RESOLUTION #107-2014**

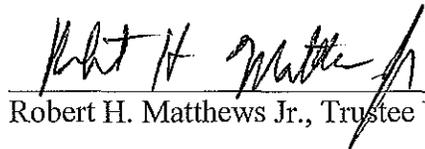
**RESOLUTION TO APPOINT A POLICE CHAPLAIN**

**Whereas,** there is a need to appoint a Police Chaplain; and

**Whereas,** the Chief of Police has made his recommendation; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints William Michael Scott Cronin to the position of Police Chaplain, at a starting rate of \$1.00 per year, effective June 11, 2014.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

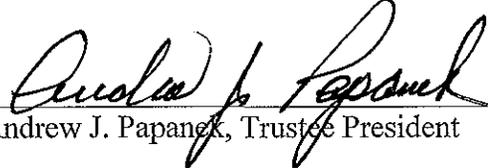
  
Ann M. Barhorst, Fiscal Officer  
Passed: June 10, 2014  
GSR:tmm

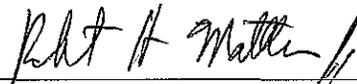
**RESOLUTION #108-2014**

**RESOLUTION TO AUTHORIZE THE POLICE CHIEF TO ENTER  
INTO A MEMORANDUM OF UNDERSTANDING FOR  
PARTICIPATION IN OHIO ORGANIZED CRIME INVESTIGATIVE  
COMMISSION (OOCIC) TASK FORCE 14-02**

- Whereas,** the Chief of Police has made a recommendation that the Miami Township Police Department participate in Ohio Organized Crime Investigative Commission (OOCIC) Task Force 14-02; and
- Whereas,** there is a recognition that criminal activity is a threat to every community and that criminal offenders frequently cross political subdivision boundaries and that the combined effort of law enforcement agencies is an effective method of investigating criminal acts and apprehending those committing criminal acts; and
- Whereas,** Ohio Organized Crime Investigative Commission (OOCIC) Task Force 14-02 requires the signing of a Memorandum of Understanding; and
- Whereas,** the Memorandum of Understanding has been reviewed and approved by the Montgomery County Prosecutor's Office on behalf of Miami Township; and
- Therefore Be It Resolved,** the Miami Township Board of Trustees approves the Police Department's participation in Ohio Organized Crime Investigative Commission (OOCIC) Task Force 14-02 and authorizes the Chief of Police to sign the Memorandum of Understanding.

**SIGNATURE PAGE FOR RESOLUTION #108-2014**

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: June 10, 2014  
GSR:tmm

**RESOLUTION # 109-2014**

**RESOLUTION TO COMMIT THE TOWNSHIP TO THE  
MONTGOMERY COUNTY ENGINEER'S ASPHALT AND  
ROAD STRIPING PROGRAM**

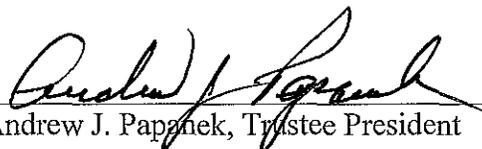
**Whereas,** Miami Township requests the Board of County Commissioners approve assistance through the Partnership Pool Program for improving and maintaining township roadways; and

**Whereas,** the Township authorizes the County Engineer and/or his agents to come upon township roadways for the purposes herein stated and upon completion of this purpose to bill the township all costs incurred; and

**Whereas,** Miami Township is to receive \$8,750.00 of township aid this year from the Montgomery County Engineer's Office; and

**Whereas,** the Public Works Director has made the request that this aid be designated to Miami Township's 2014 asphalt overlay and roadway striping program, at an estimated cost of \$200,000.00; and

**Therefore Be It Resolved,** the \$8,750.00 in county aid is applied to the program expenditures, leaving an estimated cost of \$191,250.00 to be paid by Miami Township.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

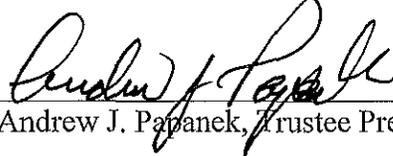
Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: June 10, 2014  
GSR:bfe

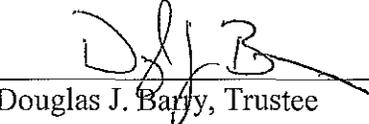
**RESOLUTION # 110-2014**

**RESOLUTION TO HIRE AN ASSISTANT DIRECTOR OF PLANNING &  
ZONING**

- Whereas,** Miami Township has a vacancy for the position of Assistant Director of Planning & Zoning; and
- Whereas,** an internal hiring process to select an Assistant Director of Planning & Zoning was conducted per Miami Township policy; and
- Whereas,** one applicant applied and was interviewed before a panel of four (4) individuals; and
- Whereas,** based on the interview results, the Director of Planning & Zoning is recommending Kyle Hinkelman be promoted to Assistant Director of Planning & Zoning; and
- Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Kyle Hinkelman to the position of Assistant Director of Planning & Zoning, pay Grade C, with a starting salary of \$69,899.36 per year effective immediately.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer

Passed: June 10, 2014

GSR;bfe

**RESOLUTION #117-2014**

**RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF A DEVELOPMENT AGREEMENT WITH CLIVUS DEVELOPMENT, LLC**

**Whereas,** this Board has heretofore authorized, executed and delivered a Development Agreement dated July 28, 2009 (the "Development Agreement") by and between Miami Township (Montgomery County), Ohio and Clivus Development, LLC (the "Company"); and

**Whereas,** the Township and the Company wish to extend a new agreement that the Township will grant the options until June 30, 2015; and

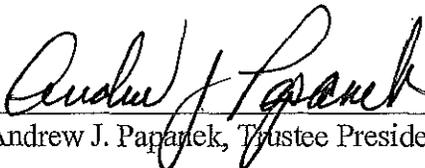
**Whereas,** the Township and the Company wish to extend the deadline for an Eligible Financing to June 30, 2015;

**Therefore, Be It Resolved,** the Miami Township Board of Trustees authorizes the following:

Section 1. Approval of Development Agreement. The new Development Agreement by and between the Township and the Company now on file with this Board is approved, and is in the best interest of the project moving forward.

Section 2. Compliance with Open Meeting Requirements. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution, and all deliberations of this Board and of any committees that resulted in those formal actions, were taken in meetings open to the public in compliance with the law.

Section 3. Effective Date. This Resolution shall be in full force and effect immediately upon its adoption.

  
Andrew J. Paparek, Trustee President

  
Robert H. Matthews, Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

A handwritten signature in cursive script, reading "Ann M. Barhorst", is written over a horizontal line. A long, thin horizontal stroke extends from the end of the signature to the right.

Ann M. Barhorst, Fiscal Officer

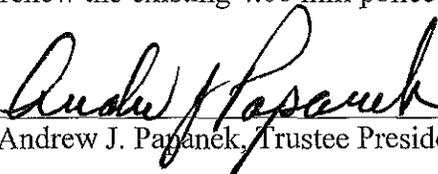
Passed: June 10, 2014

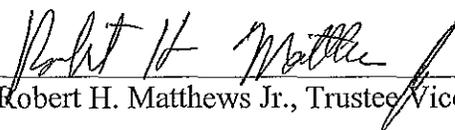
**RESOLUTION #119-2014**

**RESOLUTION TO REQUEST THE MONTGOMERY COUNTY AUDITOR  
TO CERTIFY THE TOTAL CURRENT TAX VALUATION IN  
ANTICIPATION OF A 4.00 MILL RENEWAL LEVY FOR THE POLICE  
DEPARTMENT**

- Whereas,** the Miami Township Board of Trustees provides an efficient and effective police service to the residents paid for through a tax levy; and
- Whereas,** the residents wish to continue this service; and
- Whereas,** this tax levy is necessary to renew the existing tax levy in excess of the ten mill limitation in the amount of 4.00 mills as provided for in the ORC 5705.19 (I); and
- Whereas,** the ORC 5705.03 (B), requires the Township to request the County Auditor to certify a total current tax valuation of the subdivision and the revenue generated by a specified number of mills; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees, in compliance with the Ohio Revised Code 5705.03 (B), requests the Montgomery County Auditor to certify the current total tax valuation of the unincorporated portion of Miami Township and the total revenue a five (5) year 4.00 mill renewal levy would generate for the Police Department, as provided for under ORC 5705.19 (I), if approved in the November general election to renew the existing 4.00 mill police levy expiring on December 31, 2015.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer

Passed: June 24, 2014

GSR:bfe

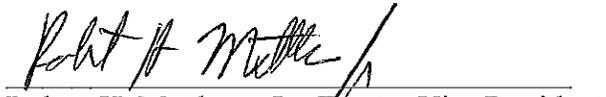
**RESOLUTION #120-2014**

**RESOLUTION TO REQUEST THE MONTGOMERY COUNTY AUDITOR  
TO CERTIFY THE TOTAL CURRENT TAX VALUATION IN  
ANTICIPATION OF A 4.50 MILL REPLACEMENT LEVY FOR THE  
POLICE DEPARTMENT**

- Whereas,** the Miami Township Board of Trustees provides an efficient and effective police service to the residents paid for through a tax levy; and
- Whereas,** the residents wish to continue this service; and
- Whereas,** this tax levy is necessary to replace the existing tax levy in excess of the ten mill limitation in the amount of 4.50 mills as provided for in the ORC 5705.19 (I); and
- Whereas,** the ORC 5705.03 (B), requires the Township to request the County Auditor to certify a total current tax valuation of the subdivision and the revenue generated by a specified number of mills; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees, in compliance with the Ohio Revised Code 5705.03 (B), requests the Montgomery County Auditor to certify the current total tax valuation of the unincorporated portion of Miami Township and the total revenue a five (5) year 4.50 mill replacement levy would generate for the Police Department, as provided for under ORC 5705.19 (I), if approved in the November general election to replace the existing 4.00 mill police levy expiring on December 31, 2015.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer

Passed: June 24, 2014

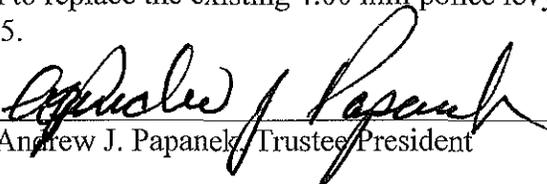
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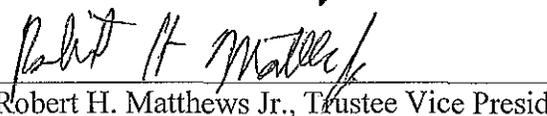
**RESOLUTION #121-2014**

**RESOLUTION TO REQUEST THE MONTGOMERY COUNTY AUDITOR  
TO CERTIFY THE TOTAL CURRENT TAX VALUATION IN  
ANTICIPATION OF A 5.00 MILL REPLACEMENT LEVY FOR THE  
POLICE DEPARTMENT**

- Whereas,** the Miami Township Board of Trustees provides an efficient and effective police service to the residents paid for through a tax levy; and
- Whereas,** the residents wish to continue this service; and
- Whereas,** this tax levy is necessary to replace the existing tax levy in excess of the ten mill limitation in the amount of 5.00 mills as provided for in the ORC 5705.19 (I); and
- Whereas,** the ORC 5705.03 (B), requires the Township to request the County Auditor to certify a total current tax valuation of the subdivision and the revenue generated by a specified number of mills; and

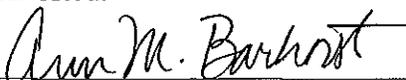
**Therefore Be It Resolved,** the Miami Township Board of Trustees, in compliance with the Ohio Revised Code 5705.03 (B), requests the Montgomery County Auditor to certify the current total tax valuation of the unincorporated portion of Miami Township and the total revenue a five (5) year 5.00 mill replacement levy would generate for the Police Department, as provided for under ORC 5705.19 (I), if approved in the November general election to replace the existing 4.00 mill police levy expiring on December 31, 2015.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:



Ann M. Barhorst, Fiscal Officer

Passed: June 24, 2014

GSR:bfe

**RESOLUTION #122-2014**

**RESOLUTION TO ENTER INTO MEMORANDUMS OF  
UNDERSTANDING WITH UNIONS FOR HSA EMPLOYER  
CONTRIBUTIONS**

**Whereas,** the Board of Trustees has approved a high deductible health plan (HDHP) for the 2014/2015 plan year; and

**Whereas,** the Board of Trustees, for this plan year, has agreed to contribute employer funded Health Savings Account (HSA) funds to non-union employees who are participating in the HDHP; and

**Whereas,** the Board of Trustees has agreed to contribute HSA funds to employees participating in the HDHP and who are covered by a collective bargaining agreement providing that the respective union representatives sign and thereby agree to a Memorandum of Understanding for the plan year; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees agrees to sign the Memorandums of Understanding and authorize the Township Administrator to carry out those activities which will allow employees covered by FOP and OPBA collective bargaining agreements, providing the MOU's are agreed to by the respective union representatives, to earn and/or receive employer funded HSA funds for the 2014/2015 plan year.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: June 24, 2014  
GSR:bfe

## RESOLUTION #123-2014

### RESOLUTION TO AUTHORIZE THE FUNDING OF EMPLOYER HEALTH SAVINGS ACCOUNT (HSA) CONTRIBUTIONS

**Whereas,** the Miami Township Board of Trustees has, for the plan year of 07/01/2014 through 06/30/2015, agreed to fund HSA contributions for eligible employees and elected officials who participate in the Township's a high deductible health plan; and

**Whereas,** the Board of Trustees has agreed to fund employees and elected officials not covered by a collective bargaining agreement at a maximum contribution front load of \$2,000 for the Employee Only Plan Level and at \$4,000 for the following Plan Levels: Employee + Spouse, Employee Plus Child(ren), and Employee Plus Family; and

**Whereas,** the Board of Trustees has agreed that any employee (new or current), who joins the insurance within the plan year will receive a prorated front load portion for the plan they enroll in and that amount will be \$166.67 per remaining month for the Employee Only Plan Level and \$333.33 per remaining month for the following Plan Levels: Employee + Spouse, Employee Plus Child(ren), and Employee plus Family; and

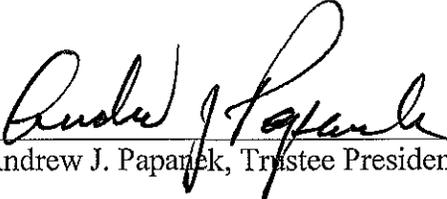
**Whereas,** the Board of Trustees has agreed to fund employees covered by a collective bargaining agreement as outlined for non-union employees and providing that the respective union agrees to and signs off on a Memorandum of Understanding; and

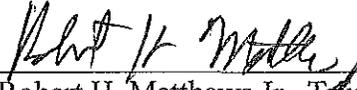
**Whereas,** the HSA Employer Contribution funds, up to the maximum allowed by the HSA calendar year, will be distributed by the end of the first full payroll following the health plan year effective date of 7/1/2014, (if the employee has reached his/her allowable maximum for 2014, the remainder of the HSA Employer Contribution will be deposited in the first full payroll following 1/1/2015); and

**Whereas,** the Employer HSA Contribution is not an entitlement of any eligible non-union or union employee or elected official, and is a benefit only for this plan year and the Township reserves the right to change whether or not it funds HSA dollars and how they may be deposited or earned; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees has considered and supports the funding of HSA contributions as outlined above and directs the Finance Department, to proceed as necessary to ensure the HSA contributions are addressed appropriately.

**SIGNATURE PAGE ONLY FOR RESOLUTION #123-2014**

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

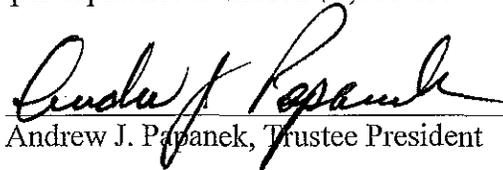
  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: June 24, 2014  
GSR:bfe

**RESOLUTION #124-2014**

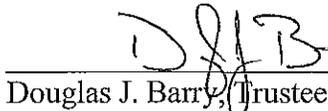
**RESOLUTION TO APPROVE MEMBERSHIP TO THE MIAMI VALLEY  
REGIONAL PLANNING COMMISSION**

- Whereas,** the Miami Valley Regional Planning Commission (MVRPC) controls the allocation and/or solicitation process for approximately \$18 million in annual federal funding; and
- Whereas,** membership in the MVRPC is required to be eligible for solicitation and allocation of these funds for projects within Miami Township; and
- Whereas,** the Miami Township Board of Trustees has determined membership to the Miami Valley Regional Planning Commission (MVRPC) is in the interest of the citizens of Miami Township to provide eligibility for federal transportation funds; and
- Whereas,** membership dues to the MVRPC for 2014 are \$0.46 per capita, and the 2010 United States Census lists the population of the unincorporated portion of Miami Township as 29,131; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees approves a pro-rated membership to the Miami Valley Regional Planning Commission commencing on July 1, 2014 at a rate of \$0.46 per capita not to exceed \$6,700.13.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer

Passed: June 24, 2014

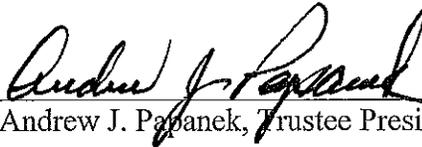
GSR:bfe

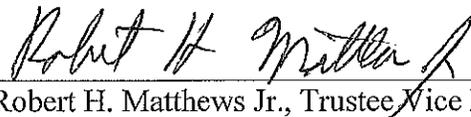
**RESOLUTION #125-2014**

**RESOLUTION TO AUTHORIZE EXECUTION OF A TEMPORARY  
PARKING LOT LEASE AGREEMENT WITH DAYTON METRO  
LIBRARY**

- Whereas,** the Dayton Metro Library operates a Miami Township branch library at 2718 Lyons Road that is scheduled for renovation and expansion in 2014; and
- Whereas,** the Dayton Metro Library desires to utilize approximately 21 parking spaces located at the Miami Township Government Center at 2700 Lyons Road for a period of approximately one (1) year, encompassing the construction period; and
- Whereas,** Miami Township desires to support the library in its efforts to expand the library to better serve the residents of our community; and

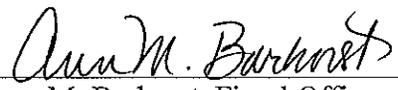
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to execute a Lease Agreement substantially consistent with the lease terms and exhibit now on file with this Board, provided any changes are not inconsistent with the provisions of this Resolution, are not materially adverse to the interests of the Township and are approved by the Administrator, all of which shall be evidenced conclusively by the signing of the Lease Agreement.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: June 24, 2014  
GSR:bfe

**RESOLUTION #126-2014**

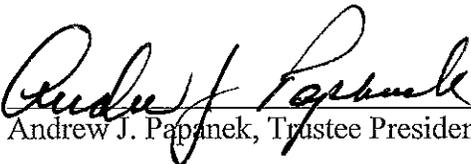
**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
CEA PROPERTIES – PHASE 4 – LEVIN PORTER UNDER ZONING  
CASE #160-85, FOR LANDS ZONED “PD-5”, PLANNED MIXED-USE**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, June 24, 2014; and

**Whereas,** Zoning Case #160-85, filed by Levin Porter Associates Inc., proposes adoption of a final development plan for CEA Properties – Phase 4 – Levin Porter and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVES  
the Final Development Plan under Zoning Case #160-85 and  
UPHOLDS the Zoning Commission recommendation.

  
Andrew J. Papaneck, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: June 24, 2014  
GSR:bfe

**RESOLUTION #127-2014**

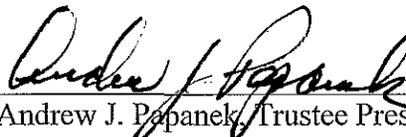
**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
AUSTIN LANDING – AREA 1 – PHASE 2 (EVENT SPACE & BIKE  
HUB) UNDER ZONING CASE #222-88, FOR LANDS ZONED “PD-5”,  
PLANNED MIXED-USE**

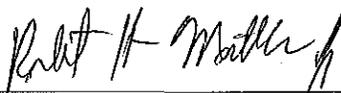
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, June 24, 2014; and

**Whereas,** Zoning Case #222-88, filed by Innovation Pointe I, LTD, proposes adoption of a final development plan for Austin Landing – Area 1 – Phase 2 (Event Space & Bike Hub) and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

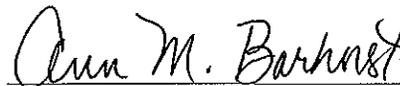
**Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVES  
the Final Development Plan under Zoning Case #222-88 and  
UPHOLDS the Zoning Commission recommendation.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:



Ann M. Barhorst, Fiscal Officer

Passed: June 24, 2014

GSR:bfe

**RESOLUTION #128-2014**

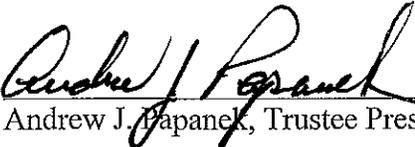
**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
AUSTIN LANDING – AREA 1 – PHASE 6 (FIREBIRDS FINAL  
TENANT FIT UP) UNDER ZONING CASE #222-88, FOR LANDS  
ZONED “PD-5”, PLANNED MIXED-USE**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, June 24, 2014; and

**Whereas,** Zoning Case #222-88, filed by Innovation Pointe I, LTD, proposes adoption of a final development plan for Austin Landing – Area 1 – Phase 6 (Firebirds Final Tenant Fit Up) and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVES  
the Final Development Plan under Zoning Case #222-88 and  
UPHOLDS the Zoning Commission recommendation.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: June 24, 2014  
GSR:bfe

**RESOLUTION #129-2014**

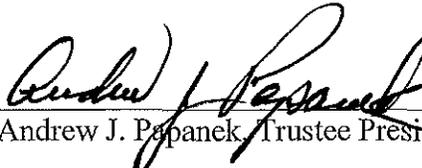
**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
AUSTIN LANDING – AREA 1 – PHASE 7 (BUILDING LF) UNDER  
ZONING CASE #222-88, FOR LANDS ZONED “PD-5”, PLANNED  
MIXED-USE**

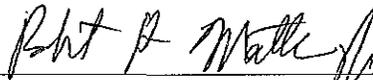
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, June 24, 2014; and

**Whereas,** Zoning Case #222-88, filed by Innovation Pointe I, LTD, proposes adoption of a final development plan for Austin Landing – Area 1 – Phase 7 (Building LF) and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVES  
the Final Development Plan under Zoning Case #222-88 and  
UP HOLDS the Zoning Commission recommendation.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

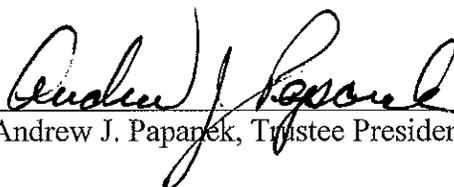
Attested:

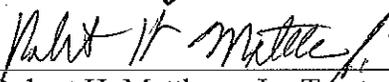
  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: June 24, 2014  
GSR:bfe

**RESOLUTION #130-2014**

**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
AUSTIN LANDING – AREA 1 – PHASE 10 (BUILDING LA) UNDER  
ZONING CASE #222-88, FOR LANDS ZONED “PD-5”, PLANNED  
MIXED-USE**

- Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, June 24, 2014; and
- Whereas,** Zoning Case #222-88, filed by Innovation Pointe I, LTD, proposes adoption of a final development plan for Austin Landing – Area 1 – Phase 10 (Building LA) and for lands zoned “PD-5”, Planned Mixed-Use; and
- Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and
- Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVES the Final Development Plan under Zoning Case #222-88 and UPHOLDS the Zoning Commission recommendation.

  
Andrew J. Paparek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: June 24, 2014  
GSR:bfe

## RESOLUTION #131-2014

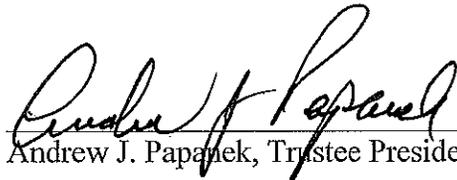
### RESOLUTION TO TRANSFER FUNDS FROM THE MIAMI TOWNSHIP'S GENERAL FUND TO THE POLICE DEPARTMENT'S TRUST FUND

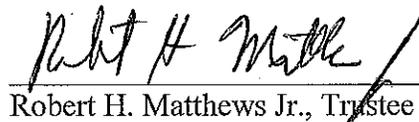
**Whereas,** the Ohio Revised Code (ORC) Section 2981.12 addresses the disposal of unclaimed or forfeited property; and

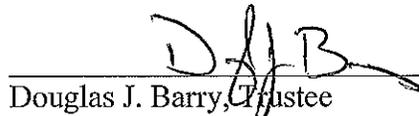
**Whereas,** Section "C" states that any moneys acquired from the sale of property disposed of pursuant to ORC 2981.12 shall be placed in the general fund of the township which the law enforcement agency involved is an agency; and

**Whereas,** the Police Department has request that those funds be transferred to the Police Department's Trust Fund; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorize the Township's Finance Director to transfer funds deposited per Ohio Revised Code Section 2981.12 from the Township's General Fund (01) to the Police Department's Trust Fund (09).

  
Andrew J. Paparek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: July 8, 2014  
GSR:bfe

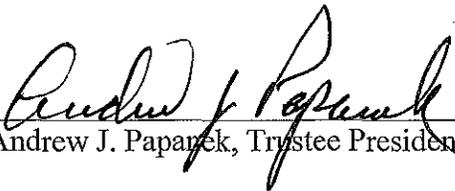
## RESOLUTUION #132-2014

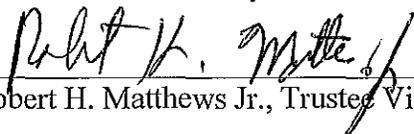
### RESOLUTUION TO PROVIDE FOR COOPERATION BETWEEN AND AMONG THE BOARDS OF COUNTY COMMISSIONERS, CITY AND VILLAGE COUNCILS, AND TOWNSHIP TRUSTEES WITHIN THE MIAMI VALLEY REGION OF SOUTHWESTERN OHIO IN THE MAINTENANCE AND OPERATION OF A REGIONAL PLANNING COMMISSION

- Whereas,** Miami Township does hereby enter into an agreement and pledge its support and cooperation to and with other Boards of County Commissioners, City and Village Councils, and Township Trustees, within the Miami Valley Region of southwestern Ohio, and such other member governments as may from time to time similarly desire to cooperate in the maintenance and operation of the Miami Valley Regional Planning Commission; and
- Whereas,** in compliance with and as a part of the adoption of this Resolution, Miami Township does also agree to maintain its membership in said Miami Valley Regional Planning Commission in compliance with the Constitution and Bylaws of the Miami Valley Regional Planning Commission; and
- Whereas,** any member government may withdraw its maintenance and cooperation hereunder at any time by a resolution and delivering a certified copy thereof approved by the legislative body of said city, village, township, or county to the Executive Director of the Miami Valley Regional Planning Commission, at least three hundred sixty-five (365) days prior to the actual date of withdrawal; and
- Whereas,** such withdrawal shall be effective on the three hundred sixty-sixth (366th) day from the date the Executive Director acknowledges receipt of the certified copy of the resolution to withdraw. The presentation of the resolution to withdraw shall not relieve the withdrawing party of its obligations to contribute its share of the cost for the year in which the withdrawal occurs, nor shall it withdraw its area from the study area of the Miami Valley Regional Planning Commission during the year of withdrawal; and
- Whereas,** these terms of maintenance and cooperation shall take effect immediately upon their adoption and certification by the legislative body of Miami Township; and
- Whereas,** the Executive Director of the Miami Valley Regional Planning Commission shall, upon receipt of the duly adopted and certified resolution, thereafter include said political subdivision as a member in the Miami Valley Regional Planning Commission with all rights and privileges thereto; and

**Whereas,** Miami Township shall not be bound by this Agreement if there is not sufficient participation from the area's political subdivisions to make the existence of the Miami Valley Regional Planning Commission feasible; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to execute the necessary documents to enter into a membership with Miami Valley Regional Planning Commission.

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_

Ann M. Barhorst, Fiscal Officer

Passed: July 08, 2014

GSR:bfe

**RESOLUTION #133-2014**

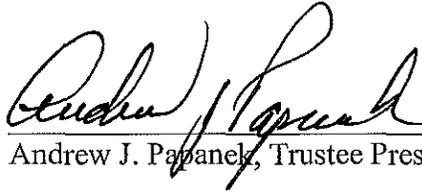
**RESOLUTION TO APPOINT TOWNSHIP REPRESENTATIVES TO THE  
MIAMI VALLEY REGIONAL PLANNING COMMISSION BOARD OF  
DIRECTORS**

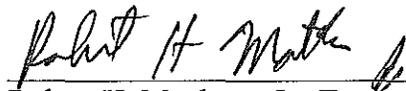
**Whereas,** Miami Township desires to participate in the Miami Valley Regional Planning Commission (MVRPC); and

**Whereas,** there is a need to appoint Miami Township representatives to the MVRPC Board of Directors; and

**Whereas,** Douglas J. Barry and Gregory S. Rogers have expressed a desire to serve as Township representatives on the MVRPC Board of Directors; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Douglas J. Barry to serve as the primary representative and Gregory S. Rogers to serve as the alternate representative to the MVRPC Board of Directors for terms ending on December 31, 2015.

  
\_\_\_\_\_  
Andrew J. Papanello, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: July 08, 2014  
GSR:bfe

**RESOLUTION #134-2014**

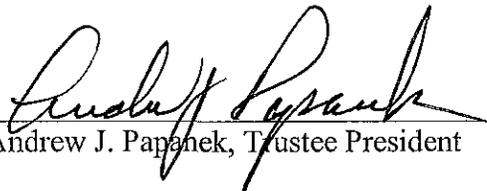
**RESOLUTION TO APPOINT TOWNSHIP REPRESENTATIVES TO THE  
MIAMI VALLEY REGIONAL PLANNING COMMISSION TECHNICAL  
ADVISORY COMMITTEE**

**Whereas,** Miami Township desires to participate in the Miami Valley Regional Planning Commission (MVRPC); and

**Whereas,** there is a need to appoint Miami Township representatives to the MVRPC Technical Advisory Committee; and

**Whereas,** Christopher E. Snyder and Daniel Mayberry have expressed a desire to serve as Township representatives on the MVRPC Technical Advisory Committee; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Christopher E. Snyder to serve as the primary representative and Daniel Mayberry to serve as the alternate representative to the MVRPC Technical Advisory Committee for terms ending on December 31, 2015.

  
Andrew J. Paponek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barby, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer

Passed: July 8, 2014

GSR:bfe

**RESOLUTION # 135-2014**

**RESOLUTION TO CHANGE A ZONING DISTRICT, ADOPT A FINAL DEVELOPMENT PLAN FOR ZONING CASE #415-14**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, July 8, 2014; and

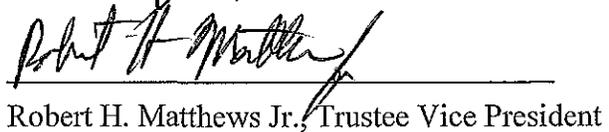
**Whereas,** Zoning Case #415-14, filed by Innovation Pointe I, Ltd., proposes a change of zoning district from the "R-6" Multiple Family Residential District and "PD-5" Planned Mixed-Use District to the "PD-5" Planned Mixed-Use District and adoption of a final development plan and development standards; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**Whereas,** the Trustees have made certain Findings of Fact based upon the evidence presented; and

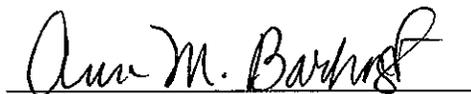
**Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVES Zoning Case #415-14 and the Rezoning and Final Development Plan and development standards and upholds the Zoning Commission recommendation for Zoning Case #415-14.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:



Ann M. Barhorst, Fiscal Officer

Passed: July 8, 2014

GSR:bfe

## RESOLUTION #137-2014

### RESOLUTION REGARDING A NUISANCE ABATEMENT

**Whereas,** the Miami Township Board of Trustees is authorized, by Section 505.87 of the Ohio Revised Code, to provide for the abatement, control or removal of vegetation, garbage, refuse, and other debris from land in the Township; and

**Whereas,** the Miami Township Board of Trustees has given notice to all owners and lien holders of record of the property located at 2160 BLANTON DR., MIAMISBURG, OH 45342 in Miami Township, Ohio, that a nuisance is alleged to exist at the property and that a public hearing concerning said alleged nuisance would be conducted before the Board of Trustees on JULY 8, 2014; and

**Whereas** the Miami Township Board of Trustees conducted said public hearing on JULY 8, 2014, beginning at 7:00 p.m., wherein the parties were given the opportunity to present evidence concerning the alleged nuisance; and

**Whereas,** after said public hearing, the Board of Trustees has determined that the owner's maintenance of vegetation, garbage, refuse or other debris at the above property constitutes a nuisance and said property has been declared a nuisance prior within the last twelve consecutive months; and

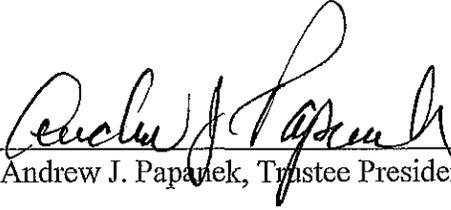
**Therefore Be It Resolved,** the Miami Township Board of Trustees orders the owners and/or lien holders to abate the nuisance within FOUR (4) days of the date of the mailing of this resolution or that the owner and/or lien holder of said property may, within FOUR (4) days of the date of the mailing of this resolution, enter into an agreement with the Board of Trustees providing for either the property owner, or the Board of Trustees, to abate said nuisance; and

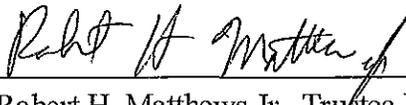
**Be It Further Resolved,** if such nuisance is not abated within FOUR (4) days, the Miami Township Board of Trustees authorizes staff to contract the abatement of the nuisance and assess the costs to the property tax duplicate:

2160 BLANTON DR.  
Parcel ID #K45 18824 0010  
STEVA D SHEPHERD  
1515 N MAIN ST  
Dayton, OH 45405

MORTGAGE/LIEN  
TAX EASE OHIO  
14901 QUORUM DR.  
DALLAS, TX 75254

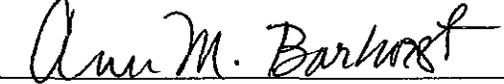
SIGNATURE PAGE FOR RESOLUTION #137-2014 ONLY

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: July 8, 2014  
GSR:bfe

## RESOLUTION #138-2014

### RESOLUTION REGARDING A NUISANCE ABATEMENT

**Whereas,** the Miami Township Board of Trustees is authorized, by Section 505.87 of the Ohio Revised Code, to provide for the abatement, control or removal of vegetation, garbage, refuse, and other debris from land in the Township; and

**Whereas,** the Miami Township Board of Trustees has given notice to all owners and lien holders of record of the property located at 2175 Bushwick Dr., Dayton, Ohio 45439 in Miami Township, Ohio, that a nuisance is alleged to exist at the property and that a public hearing concerning said alleged nuisance would be conducted before the Board of Trustees on JULY 8, 2014; and

**Whereas** the Miami Township Board of Trustees conducted said public hearing on JULY 8, 2014, beginning at 7:00 p.m., wherein the parties were given the opportunity to present evidence concerning the alleged nuisance; and

**Whereas,** after said public hearing, the Board of Trustees has determined that the owner's maintenance of vegetation, garbage, refuse or other debris at the above property constitutes a nuisance and said property has been declared a nuisance prior within the last twelve consecutive months; and

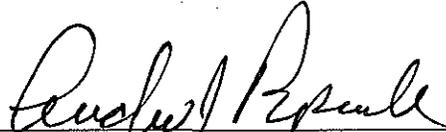
**Therefore Be It Resolved,** the Miami Township Board of Trustees orders the owners and/or lien holders to abate the nuisance within four (4) days of the date of the mailing of this resolution or that the owner and/or lien holder of said property may, within four (4) days of the date of the mailing of this resolution, enter into an agreement with the Board of Trustees providing for either the property owner, or the Board of Trustees, to abate said nuisance; and

**Be It Further Resolved,** if such nuisance is not abated within four (4) days, the Miami Township Board of Trustees authorizes staff to contract the abatement of the nuisance and assess the costs to the property tax duplicate:

**2175 Bushwick Dr.**  
Parcel ID #K47 22904 0038  
Don T. Zimmerman  
2175 Bushwick Dr.  
Dayton, OH 45439

**MORTGAGE/LIEN**  
Ohio Dept. of Taxation  
4485 Northland Ridge Bl.  
Columbus, OH 43229

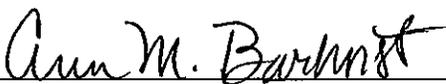
SIGNATURE PAGE FOR RESOLUTION #138-2014 ONLY

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: July 8, 2014  
GSR:bfe

## RESOLUTION #139-2014

### RESOLUTION REGARDING A NUISANCE ABATEMENT

**Whereas,** the Miami Township Board of Trustees is authorized, by Section 505.87 of the Ohio Revised Code, to provide for the abatement, control or removal of vegetation, garbage, refuse, and other debris from land in the Township; and

**Whereas,** the Miami Township Board of Trustees has given notice to all owners and lien holders of record of the property located at 5410 S. UNION RD., MIAMISBURG, OH, 45342, in Miami Township, Ohio, that a nuisance is alleged to exist at the property and that a public hearing concerning said alleged nuisance would be conducted before the Board of Trustees on JULY 8, 2014; and

**Whereas** the Miami Township Board of Trustees conducted said public hearing on JULY 8, 2014, beginning at 7:00 p.m., wherein the parties were given the opportunity to present evidence concerning the alleged nuisance; and

**Whereas,** after said public hearing, the Board of Trustees has determined that the owner's maintenance of vegetation, garbage, refuse or other debris at the above property constitutes a nuisance; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees orders the owners and/or lien holders to abate the nuisance within FOUR (4) days of the date of the mailing of this resolution or that the owner and/or lien holder of said property may, within FOUR (4) days of the date of the mailing of this resolution, enter into an agreement with the Board of Trustees providing for either the property owner, or the Board of Trustees, to abate said nuisance; and

**Be It Further Resolved,** if such nuisance is not abated within FOUR (4) days, the Miami Township Board of Trustees authorizes staff to contract the abatement of the nuisance and assess the costs to the property tax duplicate:

**5410 South Union Road**

Parcel ID #K45 02511 0080

Thomas E. Thygerson (deceased)

5410 South Union Road

Miamisburg, OH 45342

**Mortgage/Lien**

N/A

Unknown heirs, the devisees,  
legatees, executors, administrators,  
and assigns of Thomas E. Thygerson,  
and the unknown guardians of minor  
and/or incompetent heirs of

Thomas E. Thygerson ADDRESS UNKNOWN

**SIGNATURE PAGE FOR RESOLUTION #139-2014 ONLY**



Andrew J. Papaneck, Trustee President



Robert H. Matthews Jr., Trustee Vice President



Douglas J. Barry, Trustee

Attested:



Ann M. Barhorst, Fiscal Officer

Passed: July 8, 2014

GSR:bfe

## RESOLUTION #140-2014

### RESOLUTION REGARDING A NUISANCE ABATEMENT

**Whereas,** the Miami Township Board of Trustees is authorized, by Section 505.87 of the Ohio Revised Code, to provide for the abatement, control or removal of vegetation, garbage, refuse, and other debris from land in the Township; and

**Whereas,** the Miami Township Board of Trustees has given notice to all owners and lien holders of record of the property located at 6032 SIXTH AVENUE, MIAMISBURG, OH, 45342 in Miami Township, Ohio, that a nuisance is alleged to exist at the property and that a public hearing concerning said alleged nuisance would be conducted before the Board of Trustees on JULY 8, 2014; and

**Whereas** the Miami Township Board of Trustees conducted said public hearing on JULY 8, 2014, beginning at 7:00 p.m., wherein the parties were given the opportunity to present evidence concerning the alleged nuisance; and

**Whereas,** after said public hearing, the Board of Trustees has determined that the owner's maintenance of vegetation, garbage, refuse or other debris at the above property constitutes a nuisance and said property has been declared a nuisance prior within the last twelve consecutive months; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees orders the owners and/or lien holders to abate the nuisance within FOUR (4) days of the date of the mailing of this resolution or that the owner and/or lien holder of said property may, within FOUR (4) days of the date of the mailing of this resolution, enter into an agreement with the Board of Trustees providing for either the property owner, or the Board of Trustees, to abate said nuisance; and

**Be It Further Resolved,** if such nuisance is not abated within FOUR (4) days, the Miami Township Board of Trustees authorizes staff to contract the abatement of the nuisance and assess the costs to the property tax duplicate:

**6032 Sixth Ave.**

Parcel ID #K50 18421 0145  
Carlo H. and Kathleen J. Wynne  
6032 Sixth Avenue  
Miamisburg, OH 45342

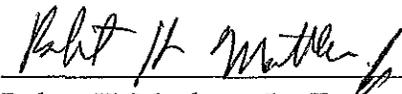
**Mortgage/Lien**

IMPERIAL VALLEY PROPERTIES, LLC  
380 N. 8<sup>TH</sup> ST, 15  
EL CENTRO, CA 92243

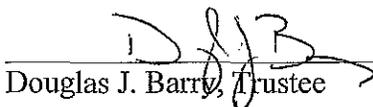
SIGNATURE PAGE FOR RESOLUTION #140-2014 ONLY

  
\_\_\_\_\_

Andrew J. Papanello, Trustee President

  
\_\_\_\_\_

Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_

Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_

Ann M. Barhorst, Fiscal Officer

Passed: July 8, 2014

GSR:bfe

## RESOLUTION #141-2014

### RESOLUTION REGARDING A NUISANCE ABATEMENT

**Whereas,** the Miami Township Board of Trustees is authorized, by Section 505.87 of the Ohio Revised Code, to provide for the abatement, control or removal of vegetation, garbage, refuse, and other debris from land in the Township; and

**Whereas,** the Miami Township Board of Trustees has given notice to all owners and lien holders of record of the property located at 6060 FIFTH AVE., MIAMISBURG, OH, 45342 in Miami Township, Ohio, that a nuisance is alleged to exist at the property and that a public hearing concerning said alleged nuisance would be conducted before the Board of Trustees on JULY 8, 2014; and

**Whereas** the Miami Township Board of Trustees conducted said public hearing on JULY 8, 2014, beginning at 7:00 p.m., wherein the parties were given the opportunity to present evidence concerning the alleged nuisance; and

**Whereas,** after said public hearing, the Board of Trustees has determined that the owner's maintenance of vegetation, garbage, refuse or other debris at the above property constitutes a nuisance; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees orders the owners and/or lien holders to abate the nuisance within FOUR (4) days of the date of the mailing of this resolution or that the owner and/or lien holder of said property may, within FOUR (4) days of the date of the mailing of this resolution, enter into an agreement with the Board of Trustees providing for either the property owner, or the Board of Trustees, to abate said nuisance; and

**Be It Further Resolved,** if such nuisance is not abated within FOUR (4) days, the Miami Township Board of Trustees authorizes staff to contract the abatement of the nuisance and assess the costs to the property tax duplicate:

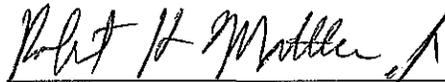
**6060 Fifth Ave.**  
Parcel ID #K50 18421 0135  
Susan J. Carpenter  
9171 Eby Road  
Germantown, Ohio 45327

**Mortgage/Lien**  
N/A

**SIGNATURE PAGE FOR RESOLUTION #141-2014 ONLY**

  
\_\_\_\_\_

Andrew J. Papanek, Trustee President

  
\_\_\_\_\_

Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_

Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_

Ann M. Barhorst, Fiscal Officer

Passed: July 8, 2014

GSR:bfe

## RESOLUTION #142-2014

### RESOLUTION REGARDING A NUISANCE ABATEMENT

**Whereas,** the Miami Township Board of Trustees is authorized, by Section 505.87 of the Ohio Revised Code, to provide for the abatement, control or removal of vegetation, garbage, refuse, and other debris from land in the Township; and

**Whereas,** the Miami Township Board of Trustees has given notice to all owners and lien holders of record of the property located at 6070 FOURTH AVE, MIAMISBURG, OH 45342 in Miami Township, Ohio that a nuisance is alleged to exist at the property and that a public hearing concerning said alleged nuisance would be conducted before the Board of Trustees on JULY 8, 2014; and

**Whereas,** the Miami Township Board of Trustees conducted said public hearing on JULY 8, 2014, beginning at 7:00 p.m., wherein the parties were given the opportunity to present evidence concerning the alleged nuisance; and

**Whereas,** after said public hearing, the Board of Trustees has determined that the owner's maintenance of vegetation, garbage, refuse or other debris at the above property constitutes a nuisance; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees orders the owners and/or lien holders to abate the nuisance within FOUR (4) days of the date of the mailing of this resolution or that the owner and/or lien holder of said property may, within FOUR (4) days of the date of the mailing of this resolution, enter into an agreement with the Board of Trustees providing for either the property owner, or the Board of Trustees, to abate said nuisance; and

**Be It Further Resolved,** if such nuisance is not abated within FOUR (4) days, the Miami Township Board of Trustees authorizes staff to contract the abatement of the nuisance and assess the costs to the property tax duplicate:

**6070 Fourth Ave.**

Parcel ID #K50 18421 0024

Daniel and Misty Johnson

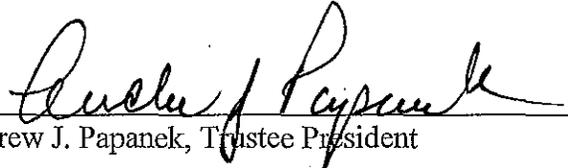
787 Martha Dr.

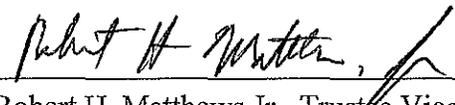
Franklin, OH 45005

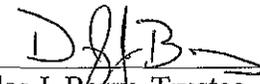
**Mortgage/Lien**

N/A

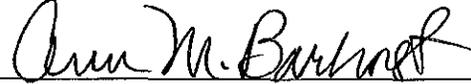
**SIGNATURE PAGE FOR RESOLUTION #142-2014 ONLY**

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barthorst, Fiscal Officer  
Passed: July 8, 2014  
GSR:bfe

**RESOLUTION #145-2014**

**RESOLUTION TO DECLARE IT NECESSARY TO LEVY A TAX  
IN EXCESS OF THE TEN (10) MILL LIMITATION FOR THE  
POLICE DEPARTMENT**

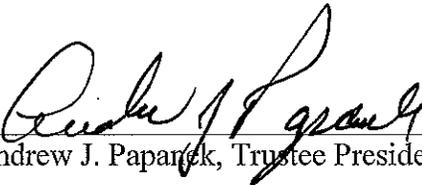
**Whereas,** the amount of taxes which may be raised within the ten (10) mill limitation will be insufficient to provide an adequate amount for the necessary requirements of said Miami Township, Montgomery County, Ohio; and

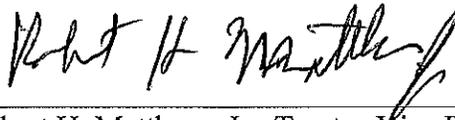
**Therefore Be It Resolved,** by the Board of Trustees of Miami Township, Montgomery County, Ohio, two thirds of all members elected thereto concurring, that it is necessary to levy an additional tax in excess of the ten (10) mill limitation for the benefit of the unincorporated area of Miami Township, for the purpose of paragraph (J) Section 5705.19 ORC, "providing and maintaining motor vehicles, communications, and other equipment used directly in the operation of the Police Department, or the payment of salaries of permanent police personnel, or the payment of costs incurred by the Township as a result of contracts made with other political subdivisions in order to obtain police protection", at a rate not exceeding 5.00 mills for each one dollar of valuation, which amounts to \$0.500 for each one hundred dollars of valuation for five (5) years commencing collection year 2015; and

**Be It Further Resolved,** said levy be placed upon the tax list to be collected in the calendar year of 2015, if a majority of the electors voting thereon vote in favor thereof; and

**Be It Further Resolved,** the Fiscal Officer of this Board of Trustees be and is hereby directed to certify a copy of this Resolution to the Board of Elections, Montgomery County, not less than ninety (90) days before the election upon which it will be voted, and notify said Board of Elections to cause notice of election on the question of levying said tax to be given as required by law.

**SIGNATURE PAGE FOR RESOLUTION #145-2014 ONLY**

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: July 8, 2014

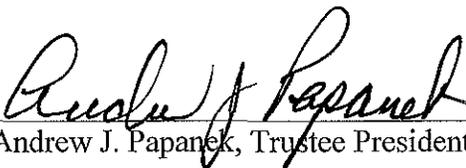
**RESOLUTION #146-2014**

**RESOLUTION TO ADOPT THE REVISED  
EMPLOYEE POLICY MANUAL**

**Whereas,** Miami Township incorporates an employee policy manual into its culture to assist in the general expectations and behaviors of employees; and

**Whereas,** a collective effort involving an independent contractor, the elected officials, administrative staff, department heads, and legal counsel have revised and crafted an updated employee policy manual that better meets Miami Township's needs; and

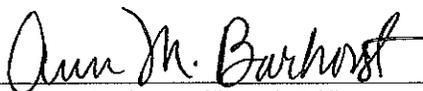
**Therefore Be It Resolved,** the Miami Township Board of Trustees adopts the Employee Policy Manual, replacing the manual passed via Resolution 114-2009, and the revised Employee Policy Manual will become effective August 1, 2014.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: July 22, 2014  
GSR:sld

**RESOLUTION #147-2014**

**RESOLUTION TO HIRE A PART-TIME ADMINISTRATIVE ASSISTANT**

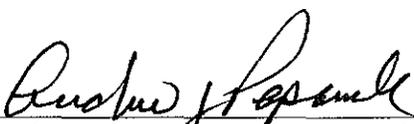
**Whereas,** Miami Township has a vacancy for the position of a part-time Administrative Assistant to assist with Planning and Zoning and Administration Department duties; and

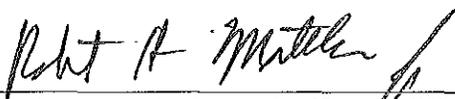
**Whereas,** the Board of Trustees desires to hire a part-time Administrative Assistant; and

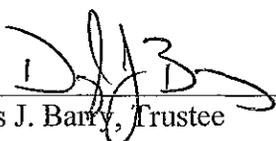
**Whereas,** the Township Administrator is recommending Nancy Cullen to fill this position at a starting rate of \$13.20 per hour; and

**Therefore Be It Resolved,** the Board of Trustees authorizes the following:

1. The hiring of Nancy Cullen as a part-time Administrative Assistant; and
2. The starting wage shall be \$13.20 per hour; and
3. The period of employment shall commence under the direction of the Township Administrator.

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

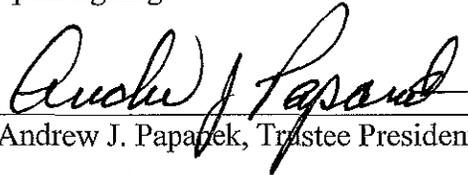
  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: July 22, 2014  
GSR:bfe

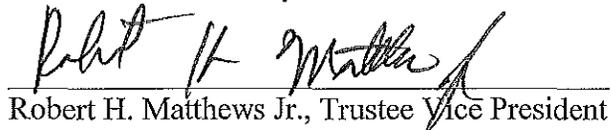
**RESOLUTION #148-2014**

**RESOLUTION TO ENTER INTO A CONTRACT WITH  
MORGAN BUSH FOR GRAPHIC DESIGN SERVICES**

- Whereas,** Miami Township Board of Trustees has a need for graphic design services relating to the rebranding of the logo design; and
- Whereas,** Morgan Bush Graphic Design will provide the services that Miami Township Board of Trustees desires; and
- Whereas,** the Chief Compliance Officer has reviewed the attached contract and approved it as to form and content; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to enter into a contract with Morgan Bush Graphic Design to provide graphic design services to Miami Township and this resolution is effective immediately upon signing.

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: July 22, 2014  
GSR:sld

**RESOLUTION #149-2014**

**RESOLUTION TO ACCEPT A LETTER OF INTENT TO  
RETIRE FROM A POLICE DEPARTMENT EMPLOYEE**

- Whereas,** William Howard Sloop has been a full time employee with the Police Department since July 7, 2003; and
- Whereas,** William Howard Sloop, after a little over 15 years of dedicated service to the citizens of Montgomery County including 11 years with Miami Township, has submitted a letter of intent to retire; and
- Whereas,** William Howard Sloop's last day of employment will be at the end of his work shift on Saturday July 26, 2014; and

**Therefore Be It Resolved,** that the Miami Township Board of Trustees accepts the letter of intent to retire from William Howard Sloop, and termination of his employment to be effective July 26, 2014

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: July 22, 2014  
GSR:bfe

**RESOLUTION #150-2014**

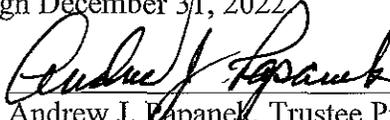
**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO EXECUTE THE FIRST AMENDMENT TO THE AUSTIN LANDING LIGHTING DISTRICT WITH LIGHT SOURCE AL, LTD FOR ELECTRICAL LIGHTING SERVICES FOR USE ON PUBLIC GROUNDS AND STREETS IN MIAMI TOWNSHIP**

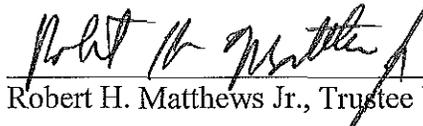
**Whereas,** Miami Township is desirous to enter into an agreement with Light Source AL, Ltd., for maintenance of street lighting services for additional lights within the Austin Landing Lighting District, known as Phase II; and

**Whereas,** Miami Township properly advertised and received bids for the existing contract of street lighting, and the existing contract permits the addition of lights within the Austin Landing Lighting District; and

**Whereas,** A First Amendment to the Austin Landing Lighting District has been presented to the Board of Trustees that adds 162 additional lighting fixtures (Phase II) to the existing lighting district; and

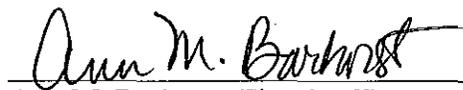
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to execute the necessary documents to enter into an agreement with Light Source AL, Ltd., for the furnishing of infrastructure, electricity and maintenance for Phase II, in the Austin Landing Lighting District, effective January 1, 2015 through December 31, 2022.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: July 22, 2014  
GSR:bfe

**RESOLUTION # 151-2014**

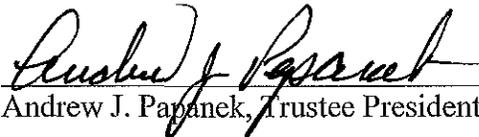
**RESOLUTION TO ADOPT A MAJOR MODIFICATION TO THE  
FINAL DEVELOPMENT PLAN FOR ZONING CASE #293-96, FOR  
LANDS ZONED "PD-2", PLANNED OFFICE**

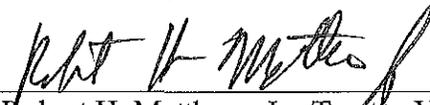
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, July 22, 2014; and

**Whereas,** Zoning Case #293-96, filed by Suites at Walnut Creek, Ltd., proposes adoption of a major modification to the final development plan for lands zoned "PD-2", Planned Office; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVES  
the Major Modification to the Final Development Plan under Zoning Case  
#293-96 and upholds the Zoning Commission recommendation.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: July 22, 2014  
GSR:bfe

**RESOLUTION # 152-2014**

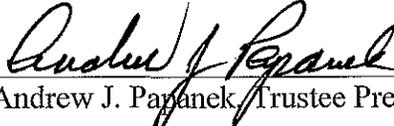
**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
AUSTIN LANDING – AREA 1 – PHASE 6 (TENANT FIT UP) FOR  
NOODLES & COMPANY UNDER ZONING CASE #222-88, FOR  
LANDS ZONED “PD-5”, PLANNED MIXED-USE**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, July 22, 2014; and

**Whereas,** Zoning Case #222-88, filed by Innovation Pointe I, LTD, proposes adoption of a final development plan for Austin Landing – Area 1 – Phase 6 (Tenant Fit Up) for Noodles & Company and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVES  
the Final Development Plan under Zoning Case #222-88 and  
UPHOLDS the Zoning Commission recommendation.

  
\_\_\_\_\_  
Andrew J. Papaneck, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed July 22, 2014  
GSR:bfe

**RESOLUTION # 153-2014**

**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR AUSTIN LANDING – AREA 8 – PHASE 4 (CHUY’S) UNDER ZONING CASE #222-88, FOR LANDS ZONED “PD-5”, PLANNED MIXED-USE**

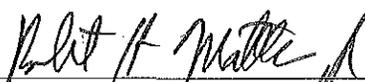
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, July 22, 2014; and

**Whereas,** Zoning Case #222-88, filed by Innovation Pointe I, LTD, proposes adoption of a final development plan for Austin Landing – Area 8 – Phase 4 (Chuy’s) and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVES the Final Development Plan under Zoning Case #222-88 and Upholds the Zoning Commission recommendation.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer

Passed: July 22, 2014

GSR:bfe

**RESOLUTION #154-2014**

**RESOLUTION TO REQUEST THE MONTGOMERY COUNTY AUDITOR  
TO CERTIFY THE TOTAL CURRENT TAX VALUATION IN  
ANTICIPATION OF A 1.00 MILL NEW LEVY FOR THE POLICE  
DEPARTMENT**

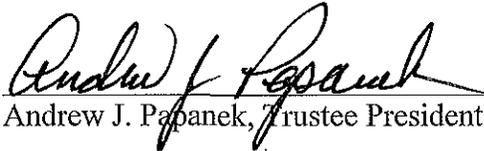
**Whereas,** the Miami Township Board of Trustees provides an efficient and effective police service to the residents paid for through a tax levy; and

**Whereas,** the residents wish to continue this service; and

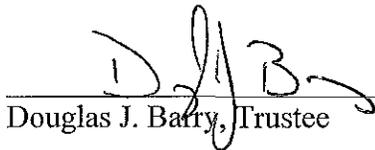
**Whereas,** this tax levy in excess of the ten mill limitation in the amount of 1.00 mills as provided for in the ORC 5705.19 (J); and

**Whereas,** the ORC 5705.03 (B), requires the Township to request the County Auditor to certify a total current tax valuation of the subdivision and the revenue generated by a specified number of mills; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees, in compliance with the Ohio Revised Code 5705.03 (B), requests the Montgomery County Auditor to certify the current total tax valuation of the unincorporated portion of Miami Township and the total revenue a one (1) year 1.00 mill levy would generate for the Police Department, as provided for under ORC 5705.19 (J), if approved in the November 2014 general election.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer

Ann M. Barhorst, Fiscal Officer

Passed: July 22, 2014

GSR:bfe

**RESOLUTION #155-2014**

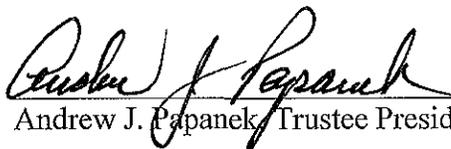
**RESOLUTION TO AUTHORIZE A VOLUNTARY INSURANCE PROGRAM WITH ALLSTATE**

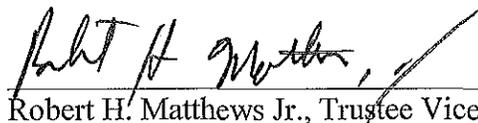
**Whereas,** on behalf of Miami Township, the Insurance Committee has reviewed Miami Township's voluntary insurance options; and

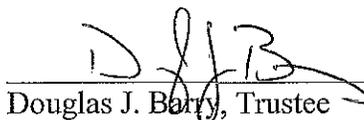
**Whereas,** an Allstate representative had the opportunity to present its respective products to the Insurance Committee and to interested employees; and

**Whereas,** the Insurance Committee recommends adding Allstate as a secondary provider for voluntary insurances; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to enter into an agreement with Allstate to provide voluntary insurance services to Miami Township and this resolution is effective immediately upon signing.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:



Ann M. Barhorst, Fiscal Officer

Passed: August 12, 2014

GSR:bfe

**RESOLUTION #156-2014**

**RESOLUTION TO ADOPT 2014 MONTGOMERY COUNTY  
NATURAL HAZARD MITIGATION PLAN**

**Whereas,** there currently exists between Miami Township, Ohio and the Board of Commissioners of Montgomery County, Ohio, an agreement that the County, through its Office of Emergency Management, shall provide emergency management for the Township in conjunction with a countywide coordinated program; and

**Whereas,** through this countywide coordinated program, the Montgomery County Office of Emergency Management has developed the 2014 Montgomery County Natural Hazard Mitigation Plan that includes all hazards to which Montgomery County and its municipalities are susceptible as per Section 322 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act; and

**Whereas,** goals, objectives and strategies to mitigate against the hazards that have been identified in the County, including Miami Township, have been developed; and

**Whereas,** mitigation measures for the Township and surrounding areas have been analyzed and prioritized; and

**Whereas,** Montgomery County stakeholders have reviewed the 2014 Montgomery County Natural Hazard Mitigation Plan; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees adopts and plans to implement the actions prescribed in the 2014 Montgomery County Natural Hazard Mitigation Plan and this resolution is effective immediately upon signing.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

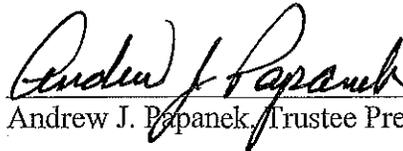
  
Ann M. Barhorst, Fiscal Officer  
Passed: August 12, 2014  
GSR:sld

**RESOLUTION #157-2014**

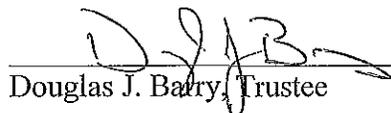
**RESOLUTION TO SELL PROPERTY TO A RETIRING EMPLOYEE**

- Whereas,** Officer W. Howard Sloop was approved for a service retirement by the Ohio Public Employee's Retirement System and the Miami Township Board of Trustees officially accepted Officer Sloop's service retirement; and
- Whereas,** Officer W. Howard Sloop has requested permission to purchase his Glock service weapon for \$100.00; and
- Whereas,** Officer W. Howard Sloop is specifically requesting to purchase a Glock Model 22, .40 Caliber, Serial ~~XXXXXXXXXX~~; and
- Whereas,** the Board of Trustees has considered Officer W. Howard Sloop's request for the purchase of his service weapon for \$100.00; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the sale of a Glock service weapon with serial number ~~XXXXXXXXXX~~ to Officer W. Howard Sloop for the amount of \$100.00, and the sale is effective August 12, 2014.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: August 12, 2014  
GSR:bfe

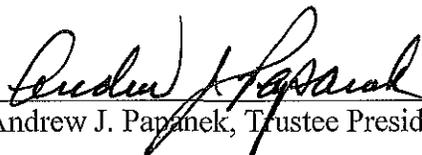
**RESOLUTION #158 -2014**

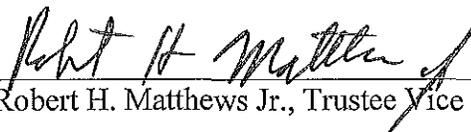
**RESOLUTION TO ACCEPT RESIGNATION OF A  
ROAD WORKER**

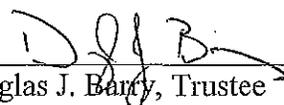
**Whereas,** Chris Coomer has been a part-time Road Worker in the Public Works Department since April, 2014; and

**Whereas,** Chris has decided to resign from his position with the township; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees accepts the letter of resignation from Chris Coomer, and termination of his employment is effective August 8, 2014.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: August 12, 2014  
GSR:bfe

**RESOLUTION # 159-2014**

**RESOLUTION TO ADOPT A TEXT AMENDMENT TO THE MIAMI  
TOWNSHIP ZONING RESOLUTION**

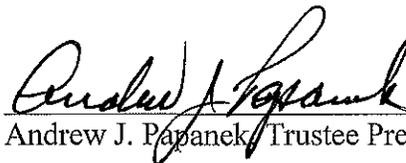
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, August 12, 2014; and

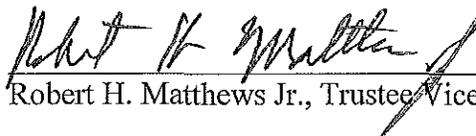
**Whereas,** Zoning Case #416-14, filed by the Miami Township Zoning Commission, proposes amendments to Article 6 Zoning Commission, of the Miami Township Zoning Resolution; and

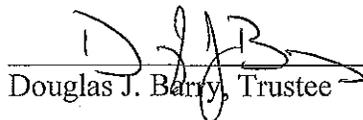
**Whereas,** the Zoning Commission has made a recommendation; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees [**Approves – Denies – Modifies**] Zoning Case #416-14 and [**Upholds – Modifies**] the Zoning Commission recommendation.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

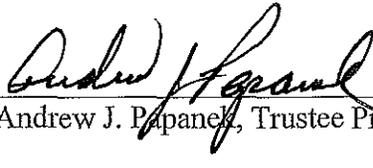
Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: August 12, 2014  
GSR:bfe

**RESOLUTION #160-2014**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO  
SUBMIT A BALLOT ACCEPTING THE JOINT PLAN OF REORGANIZATION  
FOR LOFINO PROPERTIES, LLC AND SOUTHLAND 75, LLC**

- Whereas,** Miami Township is a claimant in the Chapter 11 bankruptcy case of Lofino Properties, LLC; and
- Whereas,** A Joint Plan of Reorganization for Lofino Properties, LLC and Southland 75, LLC has been filed by the Trustee for the Plan proponents; and
- Whereas,** Miami Township has reviewed the Joint Plan of Reorganization and considers it to be in the best interest of Miami Township to support said reorganization in order to recover funds due Miami Township; and
- Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to submit a ballot accepting the Joint Plan of Reorganization in the Chapter 11 Bankruptcy case of Lofino Properties, LLC

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

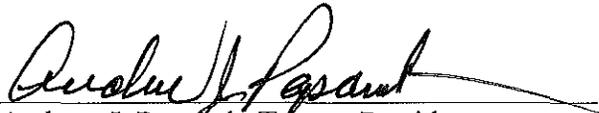
  
Ann M. Barhorst, Fiscal Officer  
Passed: August 12, 2014  
GSR:bfe

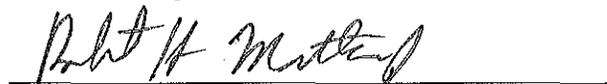
**RESOLUTION #161-2014**

**RESOLUTION TO ENTER INTO A SETTLEMENT  
AGREEMENT WITH CHARLES C. LEWIS**

- Whereas,** On October 23, 2013, the Ohio Auditor of State's Office issued a "Notice of Proposed Finding" to Charles C. Lewis in the amount of \$4,111; and
- Whereas,** Charles C. Lewis paid a monthly amount of \$100 to Miami Township in an effort to reimburse the township for the monthly Ohio Public Employee Retirement System (OPERS) "pick-up" payments made by Miami Township on behalf of Mr. Lewis over several years' time; and
- Whereas,** Miami Township Board of Trustees has a desire to extend the monthly repayment plan of Charles C. Lewis; and
- Whereas,** the Montgomery County Prosecutor's Office has reviewed the attached settlement agreement and approved it as to form and content; and

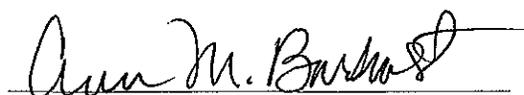
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to enter into a settlement agreement with Charles C. Lewis for reimbursement to the township and this resolution is effective immediately upon signing.

  
Andrew J. Paparek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:



Ann M. Barhorst, Fiscal Officer

Passed: August 12, 2014

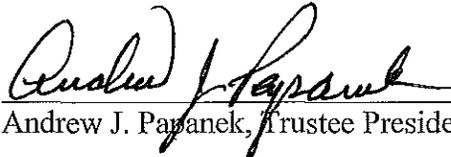
GSR:sld

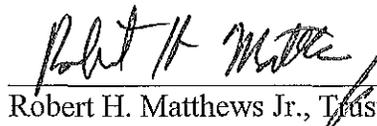
**RESOLUTION #162-2014**

**RESOLUTION TO ENTER INTO A SETTLEMENT  
AGREEMENT WITH JUDY LEWIS**

- Whereas,** On October 23, 2013, the Ohio Auditor of State's Office issued a "Notice of Proposed Finding" to Judy Lewis in the amount of \$6,976; and
- Whereas,** Judy Lewis paid a monthly amount of \$100 to Miami Township in an effort to reimburse the township for the monthly Ohio Public Employee Retirement System (OPERS) "pick-up" payments made by Miami Township on behalf of Ms. Lewis over several years' time; and
- Whereas,** Miami Township Board of Trustees has a desire to extend the monthly repayment plan of Judy Lewis; and
- Whereas,** the Montgomery County Prosecutor's Office has reviewed the attached settlement agreement and approved it as to form and content; and

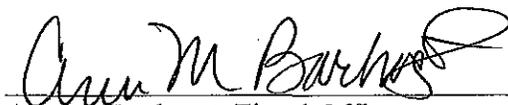
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to enter into a settlement agreement with Judy Lewis for reimbursement to the township and this resolution is effective immediately upon signing.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer

Passed: August 12, 2014

GSR:sld

**RESOLUTION #163-2014**

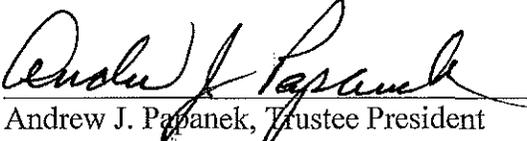
**RESOLUTION TO ENDORSE THE MONTGOMERY COUNTY  
HUMAN SERVICES NOVEMBER 2014 LEVY**

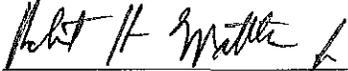
**Whereas,** Montgomery County Human Services has committed to helping our most vulnerable citizens to provide effective, accountable services for people in real need; and

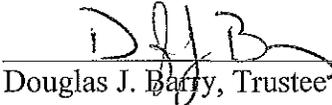
**Whereas,** Montgomery County is facing serious budget challenges with millions of dollars in state funding cuts that directly affect human services agencies and other programs; and

**Whereas,** the passage of the Human Services 2014 November Levy is critical to maintain major services funded by the levy including children services, public health, developmental disabilities and supporting elderly citizens; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to formally endorse the Montgomery County Human Services November 2014 Levy and this resolution is effective immediately upon signing.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: August 26, 2014  
GSR:sld

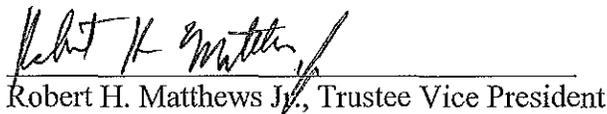
**RESOLUTION #164-2014**

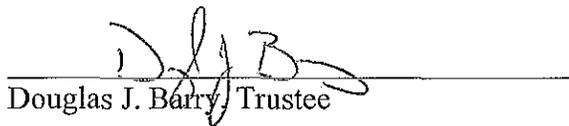
**RESOLUTION TO ACCEPT A LETTER OF INTENT TO  
RETIRE FROM A POLICE DEPARTMENT EMPLOYEE**

- Whereas,** Scott C. Fitzgerald has been a full time employee with the Police Department since April 19, 1987; and
- Whereas,** Scott C. Fitzgerald, with over 27 years of dedicated service to the citizens of Miami Township has submitted a letter of intent to retire; and
- Whereas,** Scott C. Fitzgerald's last day of employment will be at the end of his work shift on Sunday August 31, 2014; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees accept the letter of intent to retire from Scott C. Fitzgerald, and termination of his employment to be effective August 31, 2014.

  
Andrew J. Paparek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: August 26, 2014  
GSR:bfe

## RESOLUTION #165-2014

### RESOLUTION TO SELL PROPERTY TO A RETIRING EMPLOYEE

**Whereas,** Sergeant Scott C. Fitzgerald was approved for a service retirement by the Ohio Public Employee's Retirement System and the Miami Township Board of Trustees officially accepted Sergeant Scott C. Fitzgerald's service retirement; and

**Whereas,** Sergeant Scott C. Fitzgerald has requested permission to purchase his Glock service weapon for \$50; and

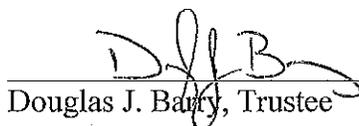
**Whereas,** Sergeant Scott C. Fitzgerald is specifically requesting to purchase a Glock Model 23, .40 Caliber, Serial #PXF654; and

**Whereas,** the Board of Trustees has considered Sergeant Scott C. Fitzgerald's request for the purchase of his service weapon for \$50.00; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the sale of a Glock service weapon with serial number PXF654 to Sergeant Scott C. Fitzgerald for the amount of \$50.00, and the sale is effective September 1, 2014.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: August 26, 2014  
GSR:bfe

**RESOLUTION # 166-2014**

**RESOLUTION TO AUTHORIZE THE COSTS AND EXPENSES OF A  
LIGHTING DISTRICT TO BE ASSESSED AS PROVIDED FOR UNDER  
THE OHIO REVISED CODE CHAPTER 515**

**Whereas,** The **Austin Landing Lighting District** consists of the following parcels:

K45 02606 0091,  
K45 02605 0065,  
K45 02605 0084,  
K45 02605 0083,  
K45 02605 0090,  
K45 02605 0091,  
K45 02605 0093,  
K45 02605 0094,  
K45 02605 0097,  
K45 02605 0098,  
K45 02605 0099,  
K45 02605 0100,  
K45 02605 0101,  
K45 02605 0102,  
K45 02605 0103,  
K45 02605 0108,  
K45 02605 0109,  
K45 02605 0110,  
K45 02605 0111; and

**Whereas,** Light Source AL, Ltd., is under contract to provide, infrastructure, power and maintenance for the Austin Landing Lighting District; and

**Whereas,** the Austin Landing Lighting District has added lights to the existing contract per the agreement; and

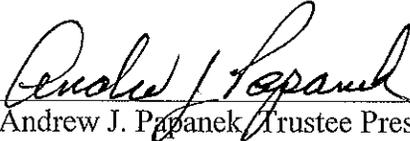
**Whereas,** the Austin Landing Lighting District has been contracted; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees, Miami Township, Montgomery County, State of Ohio:

“that in order to pay for the costs and expenses of furnishing and maintaining the street lights for said unincorporated district under said contract, and the proceedings in relation thereof, there is hereby levied and specially assessed on benefit basis, against the following lots and each of them in said contract, the amount as noted per parcel below:

K45 02605 0091	\$ 254.42
K45 02605 0065	\$ 33,687.78
K45 02605 0084	\$ 2,369.24
K45 02605 0083	\$ 24,591.38
K45 02605 0090	\$ 10,671.59
K45 02605 0091	\$ 16,910.31
K45 02605 0093	\$ 6,651.92
K45 02605 0094	\$ 8,404.70
K45 02605 0097	\$ 12,588.79
K45 02605 0098	\$ 74,166.18
K45 02605 0099	\$ 1,952.78
K45 02605 0100	\$ 1,113.51
K45 02605 0101	\$ 23,912.85
K45 02605 0102	\$ 10,741.53
K45 02605 0103	\$ 31,874.90
K45 02605 0108	\$ 18,821.07
K45 02605 0109	\$ 7,812.36
K45 02605 0110	\$ 1,602.47
K45 02605 0111	\$ 1,274.25

, subject to the contracted agreement.

  
 Andrew J. Papanek, Trustee President

  
 Robert H. Matthews Jr., Trustee Vice President

  
 Douglas J. Barry, Trustee

Attested:

  
 Ann M. Barhorst, Fiscal Officer

Passed: August 26, 2014

GSR:bfe

**RESOLUTION #167 -2014**

**RESOLUTION TO HIRE A PART-TIME ROAD WORKER**

**Whereas,** Miami Township has a vacancy for the position of part-time Road Worker; and

**Whereas,** an approved recruitment and selection process was followed; and

**Whereas,** the Public Works Director is recommending Michael Dalton to fill the part-time Road Worker position at a starting rate of \$13.20 per hour; and

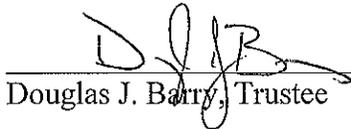
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the hiring of Michael Dalton to the position of part-time Road Worker, at a starting rate of \$13.20 per hour, effective September 10, 2014.



Andrew J. Papaneck, Trustee President

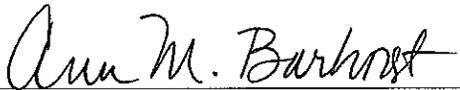


Robert H. Matthews Jr., Trustee Vice-President



Douglas J. Barry, Trustee

Attested:



Ann M. Barhorst, Fiscal Officer

Passed: September 9, 2014

GSR:nsc

**RESOLUTION #168-2014**

**RESOLUTION TO APPROVE A PAY INCREASE FOR A  
FINANCE DIRECTOR**

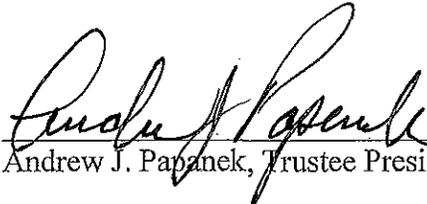
**Whereas,** Harry Steger has successfully served as Miami Township's Finance Director since July 1, 2013; and

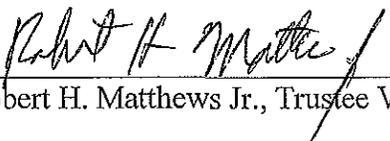
**Whereas,** a twelve month performance evaluation has been conducted by the Township Fiscal Officer and his evaluation and recommendation have been completed; and

**Whereas,** the Miami Township Board of Trustees has reviewed the evaluation and the recommendation of the Township Fiscal Officer; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes a salary increase for Harry Steger, to an annual rate of pay of \$84,711.00, effective July 1, 2014; and

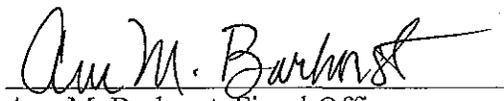
**Further More Be It Resolved,** the Miami Township Board of Trustees authorizes a salary increase of \$3,258 for Harry Steger, Finance Director.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: September 9, 2014  
GSR:sld

## RESOLUTION #169-2014

### RESOLUTION TO APPROVE THE EXECUTION OF THE PETITION FOR AMENDMENT OF THE AUSTIN LANDING COMMUNITY AUTHORITY

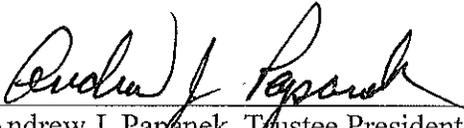
- Whereas,** pursuant to Chapter 349 of the Ohio Revised Code, a petition (the "Petition") for the establishment of The Austin Landing Community Authority (the "Authority") to govern a proposed new community district (the "District") was presented to this Board on November 13, 2012; and
- Whereas,** Miami Township is the "proximate city," as that term is defined in Section 349.01(M) of the Ohio Revised Code; and
- Whereas,** pursuant to Section 349.03(A) of the Ohio Revised Code, the proximate city is permitted to sign the Petition prior to the filing of the Petition with the Montgomery County Board of County Commissioners; and
- Whereas,** the Miami Township Board of Trustees authorized execution of the petition on November 13, 2012; and
- Whereas,** a petition was filed with this Board on August 21, 2014 to amend the Austin Landing Community Authority; and

#### **NOW, THEREFORE, THE MIAMI TOWNSHIP BOARD OF TRUSTEES AUTHORIZES THE FOLLOWING:**

- Section 1. This Board finds and determines that the Amendment to the District will be conducive to the public health, safety, convenience and welfare, and is intended to result in the development of a new community as defined in Section 349.01(A) of the Ohio Revised Code.
- Section 2. The Petition for Amendment is hereby approved and authorized. The Township Administrator and any one or more members of this Board, acting alone or together, for and in the name of this Township, are each hereby authorized to execute the Petition and any amendments thereto not inconsistent with this Resolution and not substantially adverse to this Township and which shall be approved by the Township Administrator.
- Section 3. This Board authorizes and directs the Township Administrator, any member of this Board or other appropriate officers of the Township to take any other actions and to prepare and sign all instruments as may be appropriate to implement this Resolution.

Section 4. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the adoption of this Resolution, and all deliberations of this Board and any of its committees that resulted in those formal actions, were taken in meetings open to the public in compliance with the law.

Section 5. This Resolution shall be in full force and effect immediately upon its adoption.

  
\_\_\_\_\_  
Andrew J. Papaneck, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Adopted: September 9, 2014  
GSR:nsc

**RESOLUTION #170-2014**

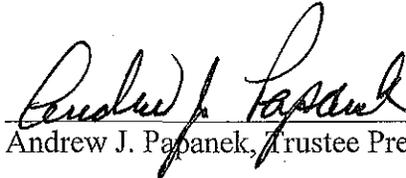
**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
DAYTON CHRISTIAN SCHOOLS – BASEBALL FIELD UNDER  
ZONING CASE #413-13, FOR LANDS ZONED “PD-5”, PLANNED  
MIXED-USE**

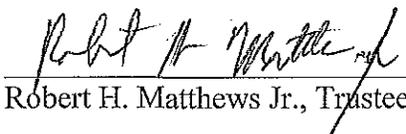
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, September 9, 2014; and

**Whereas,** Zoning Case #413-13, filed by Legacy Ministries International, proposes adoption of a final development plan for the Dayton Christian Schools Planned Development and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees approves  
the Final Development Plan under Zoning Case #413-13 and  
upholds the Zoning Commission recommendation.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer

Ann M. Barhorst, Fiscal Officer

Passed: September 9, 2014

GSR:nsc

**RESOLUTION #171-2014**

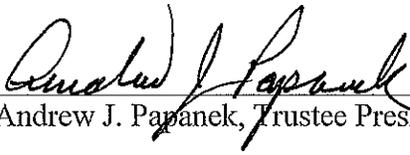
**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
AUSTIN LANDING – AREA 7, PHASE 1 & AREA 8, PHASE 1 –  
ENTRANCE SIGNS UNDER ZONING CASE #222-88, FOR LANDS  
ZONED “PD-5”, PLANNED MIXED-USE**

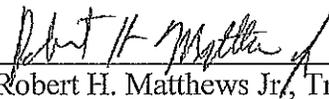
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, September 9, 2014; and

**Whereas,** Zoning Case #222-88, filed by Innovation Pointe I, LTD, proposes adoption of a final development plan for Austin Landing – Area 7, Phase 1 & Area 8, Phase 1 – Entrance Signs and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

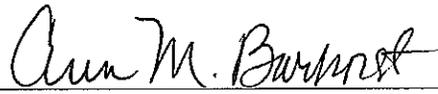
**Therefore Be It Resolved,** the Miami Township Board of Trustees approve  
the Final Development Plan under Zoning Case #222-88 and  
upholds the Zoning Commission recommendation.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: September 9, 2014  
GSR:nsc

**RESOLUTION # 172-2014**

**RESOLUTION TO CREATE A  
FLEET MAINTENANCE FOREMAN POSITION**

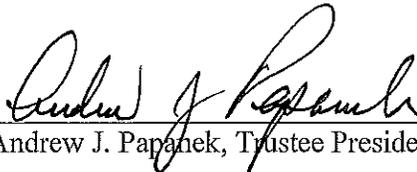
**Whereas,** the Board of Trustees is the authority for creating authorized positions within Miami Township's complement of personnel; and

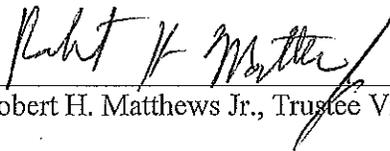
**Whereas,** there is a need to create one (1) full-time Fleet Maintenance Foreman position in the Vehicle Maintenance Department to serve as the department's supervisory representative; and

**Whereas,** a job description and accompanying pay scale for the newly created position has been reviewed and approved by the Chief Compliance Officer; and

**Whereas,** this action shall not increase the department's authorized full-time workforce in the Vehicle Maintenance Department; and

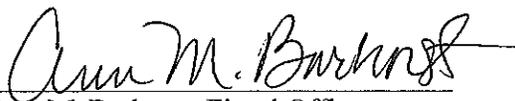
**Therefore Be It Resolved,** the Board of Trustees authorizes the creation of one (1) full-time Fleet Maintenance Foreman position and directs staff to take the necessary actions to fill the position.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer

Passed: September 9, 2014

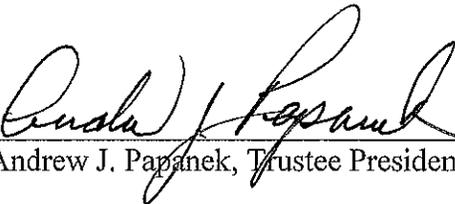
GSR:nsc

**RESOLUTION #173 -2014**

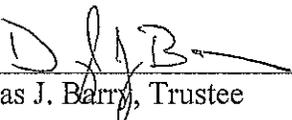
**RESOLUTION TO CREATE THE  
POSITION OF FINANCIAL SPECIALIST**

- Whereas,** during the retreats of the Board of Trustees in February 2013 the need for reorganizing the Finance Department from a three (3) person department to a two (2) person department was decided; and
- Whereas,** additional duties were taken on by the remaining Finance Department employee for continuity of the departmental operations; and
- Whereas,** the Board of Trustees, upon due consideration, approved the position of Financial Specialist for the 2014 fiscal year at the Pay Grade of 9; and
- Whereas,** the Compliance Director, Mukesh K. Singh, is recommending the Board of Trustees to create the position, and to concurrently and retrospectively authorize the change of the Pay Schedule to reflect the creation of the position; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the creation of the position of Financial Specialist, and further directs Administrator Gregory S. Rogers to take the necessary actions to have the Pay Schedule reflect the creation of the position in Pay Grade 9, effective August 1, 2014.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice-President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: September 9, 2014  
GSR:nsc

**RESOLUTION #174 -2014**

**RESOLUTION TO PROMOTE AN EMPLOYEE TO THE  
POSITION OF FINANCIAL SPECIALIST**

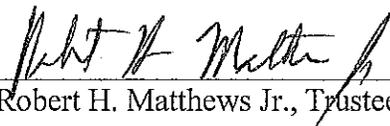
**Whereas,** Miami Township created the position of Financial Specialist, as of August 1, 2014; and

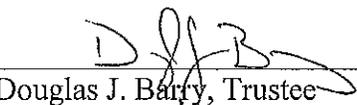
**Whereas,** Penny Bogner, who currently serves as Miami Township's Finance Administrative Assistant III, has been working in this capacity since the changes implemented in the Finance Department in March 2013; and

**Whereas,** the Finance Director and Compliance Director are recommending the promotion of Penny Bogner to the position of Financial Specialist; and

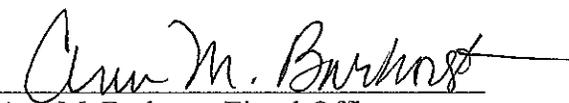
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the promotion of Penny Bogner to the position of Financial Specialist, at an hourly rate of \$23.91, Pay Grade 9, effective August 1, 2014.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice-President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: September 9, 2014  
GSR:nsc

**RESOLUTION #175-2014**

**RESOLUTION TO AUTHORIZE A CONTRACT FOR A  
VOLUNTARY DENTAL PLAN**

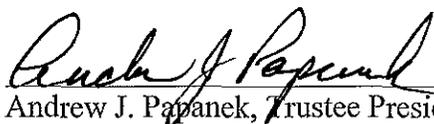
**Whereas,** Miami Township provides an avenue for its employees to take advantage of dental coverage by administering a voluntary dental program; and

**Whereas,** the voluntary dental program premiums are paid for, in whole, by participating employees and Miami Township makes no financial contribution to the premiums; and

**Whereas,** Administrative staff and our agent from McGohan Brabender, have reviewed several quoted and proposed rates for the coming year and are making the recommendation to continue with Dental Care Plus; and

**Whereas,** Dental Care Plus has offered a rate with a 7% increase from last year, while offering the same available benefits; and

**Therefore be it Resolved,** the Miami Township Board of Trustees authorizes Township Administrator Greg Rogers to sign a contract providing voluntary dental insurance for the 2013/2014 plan year with Dental Care Plus.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:



Ann M. Barhorst, Fiscal Officer

Passed: September 23, 2014

GSR:nsc

**RESOLUTION # 176-2014**

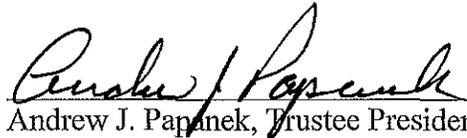
**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
AUSTIN LANDING – AREA 1 – PHASE 7 (BUILDING LF DRIVE  
THRU) UNDER ZONING CASE #222-88, FOR LANDS ZONED “PD-5”,  
PLANNED MIXED-USE**

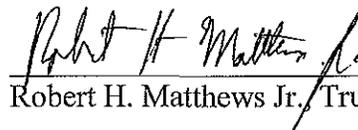
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, September 23, 2014; and

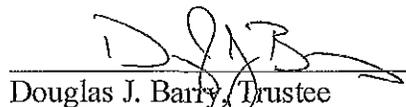
**Whereas,** Zoning Case #222-88, filed by Innovation Pointe I, LTD, proposes adoption of a final development plan for Austin Landing – Area 1 – Phase 7 (Building LF Drive Thru) and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

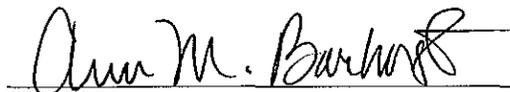
**Therefore Be It Resolved,** the Miami Township Board of Trustees (**APPROVES / DENIES / MODIFIES**) the Final Development Plan under Zoning Case #222-88 and (**UPHOLDS / OVERTURNS**) the Zoning Commission recommendation.

  
Andrew J. Papaneck, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: September 23, 2014  
GSR:bfe

**RESOLUTION # 177-2014**

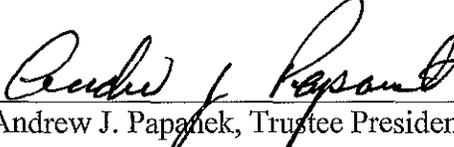
**RESOLUTION TO ADOPT A MAJOR MODIFICATION TO THE  
PRELIMINARY PLAN AND FINAL DEVELOPMENT PLAN  
(WAYFINDING SIGNAGE) FOR AUSTIN LANDING UNDER ZONING  
CASE #222-88, FOR LANDS ZONED "PD-5", PLANNED MIXED-USE**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, September 23, 2014; and

**Whereas,** Zoning Case #222-88, filed by RG Properties, Inc., proposes a major modification to the preliminary plan and final development plan (Wayfinding) for Austin Landing and for lands zoned "PD-5", Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees (**APPROVES / DENIES / MODIFIES**) the Final Development Plan under Zoning Case #222-88 and (**UPHOLDS / OVERTURNS**) the Zoning Commission recommendation.

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: September 23, 2014  
GSR:bfe

**RESOLUTION #178-2014**

**RESOLUTION REGARDING A NUISANCE ABATEMENT**

**Whereas,** the Miami Township Board of Trustees is authorized, by Section 505.87 of the Ohio Revised Code, to provide for the abatement, control or removal of vegetation, garbage, refuse, and other debris from land in the Township; and

**Whereas,** the Miami Township Board of Trustees has given notice to all owners and lien holders of record of the property located at 2160 BLANTON DR., MIAMISBURG, OH 45342 in Miami Township, Ohio, that a nuisance is alleged to exist at the property and that a public hearing concerning said alleged nuisance would be conducted before the Board of Trustees on September 23, 2014; and

**Whereas** the Miami Township Board of Trustees conducted said public hearing on September 23, 2014, beginning at 7:00 p.m., wherein the parties were given the opportunity to present evidence concerning the alleged nuisance; and

**Whereas,** after said public hearing, the Board of Trustees has determined that the owner's maintenance of vegetation, garbage, refuse or other debris at the above property constitutes a nuisance and said property has been declared a nuisance prior within the last twelve consecutive months; and

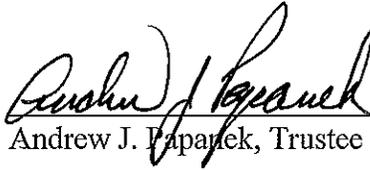
**Therefore Be It Resolved,** the Miami Township Board of Trustees orders the owners and/or lien holders to abate the nuisance within FOUR (4) days of the date of the mailing of this resolution or that the owner and/or lien holder of said property may, within FOUR (4) days of the date of the mailing of this resolution, enter into an agreement with the Board of Trustees providing for either the property owner, or the Board of Trustees, to abate said nuisance; and

**Be It Further Resolved,** if such nuisance is not abated within FOUR (4) days, the Miami Township Board of Trustees authorizes staff to contract the abatement of the nuisance and assess the costs to the property tax duplicate:

**2160 BLANTON DR.**  
Parcel ID #K45 18824 0010  
STEVA D SHEPHERD  
1515 N MAIN ST  
Dayton, OH 45405

**MORTGAGE/LIEN**  
**TAX EASE OHIO**  
14901 QUORUM DR.  
DALLAS, TX 75254

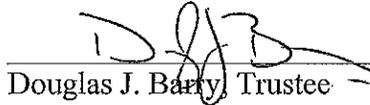
**SIGNATURE PAGE FOR RESOLUTION #178-2014 ONLY**



Andrew J. Paparek, Trustee President



Robert H. Matthews Jr., Trustee Vice President



Douglas J. Barry, Trustee

Attested:



Ann M. Barhorst, Fiscal Officer

Passed: September 23, 2014

GSR:bfe

## RESOLUTION #180-2014

### RESOLUTION REGARDING A NUISANCE ABATEMENT

**Whereas,** the Miami Township Board of Trustees is authorized, by Section 505.87 of the Ohio Revised Code, to provide for the abatement, control or removal of vegetation, garbage, refuse, and other debris from land in the Township; and

**Whereas,** the Miami Township Board of Trustees has given notice to all owners and lien holders of record of the property located at 6060 FIFTH AVE., MIAMISBURG, OH, 45342 in Miami Township, Ohio, that a nuisance is alleged to exist at the property and that a public hearing concerning said alleged nuisance would be conducted before the Board of Trustees on September 23, 2014; and

**Whereas** the Miami Township Board of Trustees conducted said public hearing on September 23, 2014, beginning at 7:00 p.m., wherein the parties were given the opportunity to present evidence concerning the alleged nuisance; and

**Whereas,** after said public hearing, the Board of Trustees has determined that the owner's maintenance of vegetation, garbage, refuse or other debris at the above property constitutes a nuisance; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees orders the owners and/or lien holders to abate the nuisance within FOUR (4) days of the date of the mailing of this resolution or that the owner and/or lien holder of said property may, within FOUR (4) days of the date of the mailing of this resolution, enter into an agreement with the Board of Trustees providing for either the property owner, or the Board of Trustees, to abate said nuisance; and

**Be It Further Resolved,** if such nuisance is not abated within FOUR (4) days, the Miami Township Board of Trustees authorizes staff to contract the abatement of the nuisance and assess the costs to the property tax duplicate:

**6060 Fifth Ave.**

Parcel ID #K50 18421 0135

Susan J. Carpenter

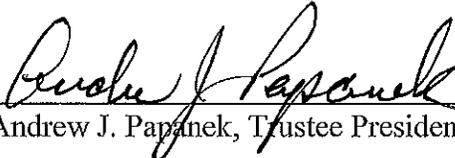
9171 Eby Road

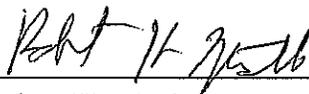
Germantown, Ohio 45327

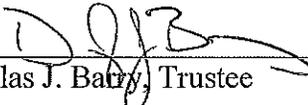
**Mortgage/Lien**

N/A

**SIGNATURE PAGE FOR RESOLUTION #180-2014 ONLY**

  
\_\_\_\_\_  
Andrew J. Papaneck, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: September 23, 2014  
GSR:bfe

## RESOLUTION #181-2014

### RESOLUTION REGARDING A NUISANCE ABATEMENT

**Whereas,** the Miami Township Board of Trustees is authorized, by Section 505.87 of the Ohio Revised Code, to provide for the abatement, control or removal of vegetation, garbage, refuse, and other debris from land in the Township; and

**Whereas,** the Miami Township Board of Trustees has given notice to all owners and lien holders of record of the property located at 6070 FOURTH AVE, MIAMISBURG, OH 45342 in Miami Township, Ohio that a nuisance is alleged to exist at the property and that a public hearing concerning said alleged nuisance would be conducted before the Board of Trustees on September 23, 2014; and

**Whereas,** the Miami Township Board of Trustees conducted said public hearing on September 23, 2014, beginning at 7:00 p.m., wherein the parties were given the opportunity to present evidence concerning the alleged nuisance; and

**Whereas,** after said public hearing, the Board of Trustees has determined that the owner's maintenance of vegetation, garbage, refuse or other debris at the above property constitutes a nuisance; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees orders the owners and/or lien holders to abate the nuisance within FOUR (4) days of the date of the mailing of this resolution or that the owner and/or lien holder of said property may, within FOUR (4) days of the date of the mailing of this resolution, enter into an agreement with the Board of Trustees providing for either the property owner, or the Board of Trustees, to abate said nuisance; and

**Be It Further Resolved,** if such nuisance is not abated within FOUR (4) days, the Miami Township Board of Trustees authorizes staff to contract the abatement of the nuisance and assess the costs to the property tax duplicate:

**6070 Fourth Ave.**

Parcel ID #K50 18421 0024

Daniel and Misty Johnson

787 Martha Dr.

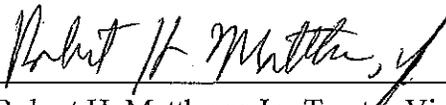
Franklin, OH 45005

**Mortgage/Lien**

N/A

**SIGNATURE PAGE FOR RESOLUTION #181-2014 ONLY**

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: September 23, 2014  
GSR:bfe

## RESOLUTION #184-2014

### RESOLUTION REGARDING A NUISANCE ABATEMENT

**Whereas,** the Miami Township Board of Trustees is authorized, by Section 505.87 of the Ohio Revised Code, to provide for the abatement, control or removal of vegetation, garbage, refuse, and other debris from land in the Township; and

**Whereas,** the Miami Township Board of Trustees has given notice to all owners and lien holders of record of the property located at 6032 SIXTH AVENUE, MIAMISBURG, OH, 45342 in Miami Township, Ohio, that a nuisance is alleged to exist at the property and that a public hearing concerning said alleged nuisance would be conducted before the Board of Trustees on September 23, 2014; and

**Whereas** the Miami Township Board of Trustees conducted said public hearing on September 23, 2014, beginning at 7:00 p.m., wherein the parties were given the opportunity to present evidence concerning the alleged nuisance; and

**Whereas,** after said public hearing, the Board of Trustees has determined that the owner's maintenance of vegetation, garbage, refuse or other debris at the above property constitutes a nuisance and said property has been declared a nuisance prior within the last twelve consecutive months; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees orders the owners and/or lien holders to abate the nuisance within FOUR (4) days of the date of the mailing of this resolution or that the owner and/or lien holder of said property may, within FOUR (4) days of the date of the mailing of this resolution, enter into an agreement with the Board of Trustees providing for either the property owner, or the Board of Trustees, to abate said nuisance; and

**Be It Further Resolved,** if such nuisance is not abated within FOUR (4) days, the Miami Township Board of Trustees authorizes staff to contract the abatement of the nuisance and assess the costs to the property tax duplicate:

**6032 Sixth Ave.**

Parcel ID #K50 18421 0145

Carlo H. and Kathleen J. Wynne

7876 Jill Avenue

Franklin, OH 45005

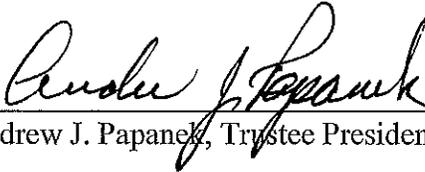
**Mortgage/Lien**

IMPERIAL VALLEY PROPERIES, LLC

380 N. 8<sup>TH</sup> ST, 15

EL CENTRO, CA 92243

**SIGNATURE PAGE FOR RESOLUTION #184-2014 ONLY**

  
\_\_\_\_\_

Andrew J. Papanek, Trustee President

  
\_\_\_\_\_

Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_

Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_

Ann M. Barhorst, Fiscal Officer

Passed: September 23, 2014

GSR:bfe

## RESOLUTION #186-2014

### RESOLUTION REGARDING A NUISANCE ABATEMENT

**Whereas,** the Miami Township Board of Trustees is authorized, by Section 505.87 of the Ohio Revised Code, to provide for the abatement, control or removal of vegetation, garbage, refuse, and other debris from land in the Township; and

**Whereas,** the Miami Township Board of Trustees has given notice to all owners and lien holders of record of the property located at 5410 S. UNION RD., MIAMISBURG, OH, 45342, in Miami Township, Ohio, that a nuisance is alleged to exist at the property and that a public hearing concerning said alleged nuisance would be conducted before the Board of Trustees on September 23, 2014; and

**Whereas** the Miami Township Board of Trustees conducted said public hearing on September 23, 2014, beginning at 7:00 p.m., wherein the parties were given the opportunity to present evidence concerning the alleged nuisance; and

**Whereas,** after said public hearing, the Board of Trustees has determined that the owner's maintenance of vegetation, garbage, refuse or other debris at the above property constitutes a nuisance; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees orders the owners and/or lien holders to abate the nuisance within FOUR (4) days of the date of the mailing of this resolution or that the owner and/or lien holder of said property may, within FOUR (4) days of the date of the mailing of this resolution, enter into an agreement with the Board of Trustees providing for either the property owner, or the Board of Trustees, to abate said nuisance; and

**Be It Further Resolved,** if such nuisance is not abated within FOUR (4) days, the Miami Township Board of Trustees authorizes staff to contract the abatement of the nuisance and assess the costs to the property tax duplicate:

**5410 South Union Road**

Parcel ID #K45 02511 0080

Thomas E. Thygerson (deceased)

5410 South Union Road

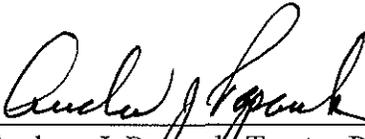
Miamisburg, OH 45342

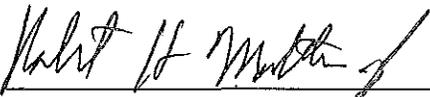
**Mortgage/Lien**

N/A

Unknown heirs, the devisees,  
legatees, executors, administrators,  
and assigns of Thomas E. Thygerson,  
and the unknown guardians of minor  
and/or incompetent heirs of  
Thomas E. Thygerson ADDRESS UNKNOWN

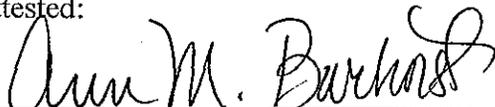
**SIGNATURE PAGE FOR RESOLUTION #186-2014 ONLY**

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer

Ann M. Barhorst, Fiscal Officer

Passed: September 23, 2014

GSR:bfe

**RESOLUTION #187-2014**

**RESOLUTION TO ENTER INTO A CONTRACT WITH  
WRIGHT STATE UNIVERSITY FOR SURVEY SERVICES**

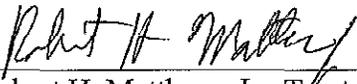
**Whereas,** Miami Township Board of Trustees has a need for professional services relating to survey service of township residents; and

**Whereas,** Wright State University will provide the services that Miami Township Board of Trustees desires; and

**Whereas,** the Chief Compliance Officer has reviewed the attached contract and approved it as to form and content; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to enter into a contract with Wright State University to provide survey services to Miami Township and this resolution is effective immediately upon signing.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: September 23, 2014  
GSR:bfe

**RESOLUTION # 188-2014**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO SUBMIT AN APPLICATION THROUGH THE MIAMI VALLEY  
REGIONAL PLANNING COMMISSION FOR CONGESTION  
MITIGATION AND AIR QUALITY (CMAQ) FUNDING**

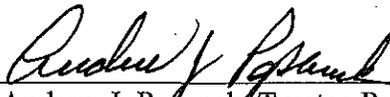
**Whereas,** the Miami Valley Regional Planning Commission (MVRPC) has solicited local government entities to submit new transportation projects for funding consideration;

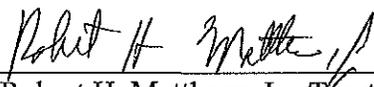
**Whereas,** Miami Township has committed to a timely project development schedule; and

**Whereas,** Miami Township has committed the necessary resources to support the local cost portion of the projects and the following list of projects will be submitted to MVRPC, shown in order of Miami Township's priority from 1 to 1; and

1. Lyons Road/State Route 741 pedestrian improvement project with a Miami Township local commitment not to exceed \$500,000.

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to submit applications to MVRPC as mentioned above.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer

Passed: September 23, 2014

GSR:nsc

**RESOLUTION #189-2014**

**RESOLUTION TO AUTHORIZE AN AGREEMENT BETWEEN  
AAA, ALLIED GROUP INC., AND THE MIAMI TOWNSHIP  
BOARD OF TRUSTEES ALLOWING THE MIAMI TOWNSHIP  
POLICE DEPARTMENT TO PARTICIPATE IN THE OVI  
COUNTYWIDE TASK FORCE FOR 2014/2015**

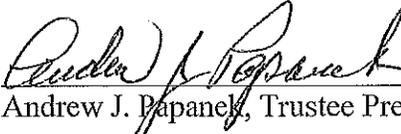
**Whereas,** the AAA, Allied Group Inc., (Lead Agency) and the Miami Township Board of Trustees desire to enter into an agreement to allow the Miami Township Police Department to participate in the OVI Countywide Task Force and receive reimbursement for overtime hours worked plus benefits; and

**Whereas,** Miami Township is authorized by the Ohio Revised Code to enter into contractual agreements with other governmental agencies for the purpose of creating task force solutions to community problems and receiving reimbursement from grants for actual expenses incurred while participating in the task force; and

**Whereas,** the Chief of Police is satisfied that participation in the OVI Countywide Task Force is in the best interest of the Miami Township Police Department and the citizens of Miami Township and Montgomery County; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees approve entering into an agreement with AAA, Allied Group Inc., (Lead Agency) that will allow the Miami Township Police Department to participate in the OVI Countywide Task Force effective October 14, 2014 for 2014/2015 (Agreement attached.)

**SIGNATURE PAGE FOR RESOLUTION #189-2014 ONLY**

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: October 14, 2014  
GSR:nc

**RESOLUTION #190-2014**

**RESOLUTION TO AUTHORIZE A PROMOTION  
TO THE POSITION OF FLEET MAINTENANCE FOREMAN**

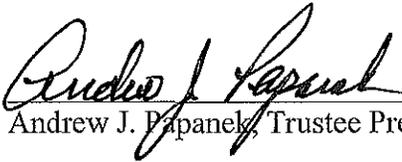
**Whereas,** there is a vacancy in the position of Fleet Maintenance Foreman; and

**Whereas,** the position was posted internally and an interview process was conducted, per Miami Township policy, to determine the best candidate for the position opening; and

**Whereas,** the Public Works Director is recommending the highest scoring applicant, Dave Steffey, be promoted to the Fleet Maintenance Foreman position; and

**Whereas,** Dave Steffey has accepted the conditional offer to the position of Fleet Maintenance Foreman at a starting rate of pay of \$23.48 per hour, and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the promotion of Dave Steffey to the position of Fleet Maintenance Foreman, effective 12:00 a.m., October 19, 2014 at an hourly rate of pay of \$23.48.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews, Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

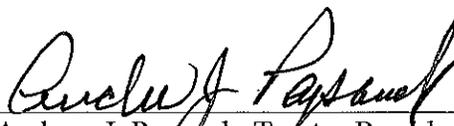
Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: October 14, 2014  
GSR: bfe

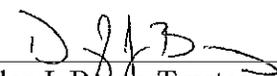
**RESOLUTION #191-2014**

**RESOLUTION TO CREATE A NEW FUND, 35-AUSTIN TIF WEST**

- Whereas,** Miami Township has created a Tax Incremental Financing District on the western side of Interstate 75; and
- Whereas,** the monies collected from these properties must be segregated from other revenues of the township; and
- Whereas,** the Finance Director has recommended establishing a separate fund as a best practice; and
- Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Finance Director to create Fund 35-Austin TIF West within the finance system of the township.

  
\_\_\_\_\_  
Andrew J. Paraneck, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: October 14, 2014  
GSR:nsc

**RESOLUTION #192-2014**

**RESOLUTION TO RENAME A FUND, 36-AUSTIN TIF EAST**

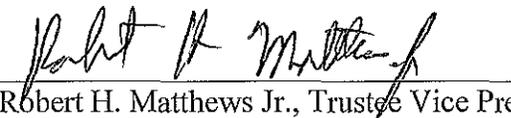
**Whereas,** Miami Township has created a Tax Incremental Financing District on the eastern side of Interstate 75; and

**Whereas,** the monies collected from these properties must be segregated from other revenues of the township; and

**Whereas,** the Finance Director has recommended renaming Fund 36 from Austin Road Capital to Austin TIF East; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Finance Director to rename Fund 36-Austin TIF East within the finance system of the township.

  
Andrew J. Paparek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

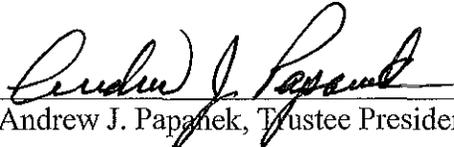
  
Ann M. Barhorst, Fiscal Officer  
Passed: October 14, 2014  
GSR:nsc

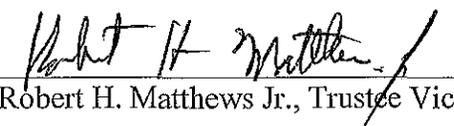
**RESOLUTION #193-2014**

**RESOLUTION TO CREATE A NEW FUND, 39-AUSTIN JEDD**

- Whereas,** Miami Township has created a Joint Economic Development District in the Austin Landing Development; and
- Whereas,** the monies collected from these properties must be segregated from other revenues of the township; and
- Whereas,** the Finance Director has recommended establishing a separate fund as a best practice; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Finance Director to create Fund 39-Austin JEDD within the finance system of the township.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: October 14, 2014  
GSR:nsc

**RESOLUTION #194-2014**

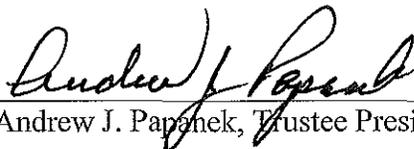
**A RESOLUTION TO AUTHORIZE THE FINANCE DIRECTOR TO TRANSFER JOINT ECONOMIC DEVELOPMENT DISTRICT FUNDS IN THE AMOUNT OF \$346,000.00 FROM FUND 38, DAYTON MALL JEDD, TO FUND 01, GENERAL FUND, AND APPROPRIATE THE FUNDS FOR FISCAL YEAR 2014**

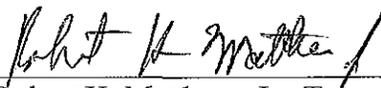
**Whereas,** the Township of Miami in the County of Montgomery, Ohio (the "Township"), has created a Joint Economic Development District (JEDD) at the Dayton Mall; and

**Whereas,** the General Fund of the Township has seen significant reductions in revenue due to the loss of Estate and Personal Property taxes; and

**Whereas,** the receipt of funds is in excess of that needed to meet current obligations of the JEDD district; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Finance Director to create a transfer of funds in the amount of \$346,000.00 from Fund 38 to Fund 01 and to appropriate the funds for use by the Planning and Zoning Department for 2014.

  
Andrew J. Paponek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: October 14, 2014  
GSR:nsc

**RESOLUTION #195-2014**

**A RESOLUTION TO AUTHORIZE THE FINANCE DIRECTOR TO TRANSFER TAX INCREMENTAL FINANCING DISTRICT FUNDS IN THE AMOUNT OF \$504,344.42 FROM FUND 36, AUSTIN EAST TIF, TO FUND 35, AUSTIN WEST TIF, AND APPROPRIATE THE FUNDS FOR FISCAL YEAR 2014**

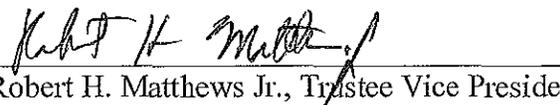
**Whereas,** the Township of Miami in the County of Montgomery, Ohio (the "Township"), has created two Tax Incremental Financing Districts at Austin Landing; and

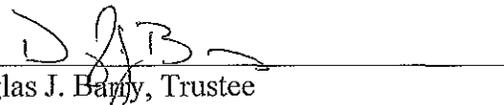
**Whereas,** the monies and expenses for each district must be segregated into separate funds; and

**Whereas,** the Township has created two separate funds to meet this goal; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Finance Director to create a transfer of funds in the amount of \$504,344.42 from Fund 36 to Fund 35 and to appropriate the funds for use for 2014.

  
Andrew J. Paparek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: October 14, 2014  
GSR:nsc

**RESOLUTION #196-2014**

**RESOLUTION TO ACCEPT THE AMOUNTS AND RATES, AS  
DETERMINED BY THE BUDGET COMMISSION, AND TO  
AUTHORIZE THE NECESSARY TAX LEVIES, AND TO CERTIFY  
THEM TO THE COUNTY AUDITOR**

**Whereas,** the Board of Trustees of Miami Township, in accordance with the provisions of law, has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1, 2015; and

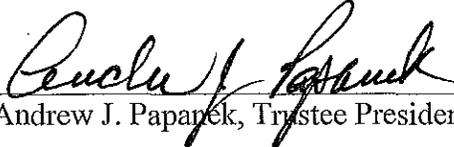
**Whereas,** the Budget Commission of Montgomery County, Ohio, has certified its action thereon to this Board, together with an estimate by the County Auditor of the rate of each tax necessary to be levied by the Board, and what part thereof is without, and what part within, the ten (10) mill tax limitation; and

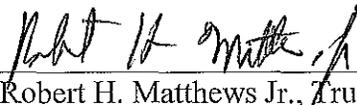
**Therefore Be It Resolved,** by the Board of Trustees of Miami Township, Montgomery County, Ohio, the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and

**Be It Further Resolved,** there be and hereby is levied on the tax duplicate of said Township, the rate of each tax necessary to be levied within and without the ten (10) mill limitation, as listed on the attached documents; and

**Be It Further Resolved,** the Fiscal Officer of this Board be and hereby is directed to certify a copy of the Resolution to the County Auditor of Montgomery County.

**SIGNATURE PAGE FOR RESOLUTION 196-2014 ONLY**

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: October 14, 2014

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**CERTIFICATE OF COPY**

Original On File

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The State of Ohio, Montgomery County,

I, ANN BARHORST, Fiscal Officer of the Board of the Township Trustees of MIAMI Township, in said County, and in whose custody the Files and Records of said Board required by the laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the original minutes \_\_\_\_\_ now on file with said Board Trustees, that the foregoing has been compared by me with said original document, and that the same is a true and correct copy thereof.

WITNESS my signature, this 14 day of OCTOBER, 2014.

Fiscal Officer of the Board of Township Trustees

MIAMI Township

Montgomery County, Ohio

**RESOLUTION #197-2014**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO EXECUTE A NEW THREE (3) - YEAR TRASH COLLECTION  
SERVICES CONTRACT**

**Whereas,** there is a need to continue trash, recycling, yard waste, and large item pickup services for the residential community; and

**Whereas,** Miami Township is under the second option year of a contract with Waste Management of Ohio, of which will expire on December 31, 2014; and

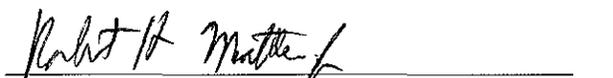
**Whereas,** Miami Township has accepted bids for a new three (3) year contract, which expires December 31, 2017, with two (2) additional option years; and

**Whereas,** Waste Management of Ohio has bid for single day trash and recycling service which meets the bid requirements; and

**Whereas,** Waste Management of Ohio was accepted as the lowest and best bid; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to take the necessary steps to execute a new three (3) - year trash collection contract with Waste Management of Ohio.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: October 14, 2014  
GSR:bfe

## RESOLUTION #198-2014

### RESOLUTION TO APPROVE SETTLEMENT

**Whereas,** Miami Township was designated as a defendant in a lawsuit filed on behalf of Lisa deGuzman in the Montgomery County, Ohio Common Pleas Court; and

**Whereas,** it has been proposed by counsel for Miami Township that consideration be given to settling said lawsuit pursuant to the terms of a Release and Settlement Agreement; and

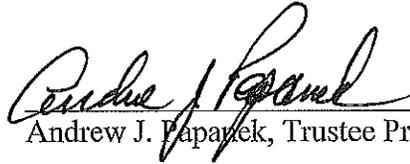
**NOW, THEREFORE, THE MIAMI TOWNSHIP BOARD OF TRUSTEES  
AUTHORIZES THE FOLLOWING:**

Section 1. The proposed Release and Settlement Agreement, is hereby approved.

Section 2. The Miami Township Board of Trustees agrees to contribute to the settlement the sum of sixty-two thousand and five hundred dollars (\$62,500.00) to Lisa deGuzman as set forth in the terms of the Release and Settlement Agreement

Section 3. It has been determined that all formal actions of the Miami Township Board of Trustees concerning the adoption of this Resolution were adopted in an open meeting of the Miami Township Board of Trustees and that all deliberations of the Miami Township Board of Trustees which resulted in formal action were in meetings open to the public and in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code..

**SIGNATURE PAGE FOR RESOLUTION #198-2014 ONLY**



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Andrew J. Paparek, Trustee President



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Robert H. Matthews Jr., Trustee Vice President



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Douglas J. Barry, Trustee

Attested:



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Ann M. Barhorst, Fiscal Officer

Adopted: October 14, 2014

GSR:bfe

**RESOLUTION #199-2014**

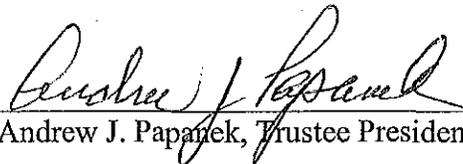
**RESOLUTION TO APPOINT A POLICE OFFICER**

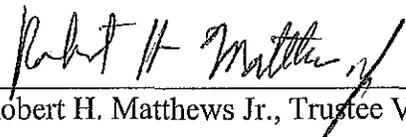
**Whereas,** there is a need to appoint a Police Officer; and

**Whereas,** the approved recruitment and selection process was followed; and

**Whereas,** the Chief of Police has made his recommendation; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Crystal G. Hart to the position of Police Officer, at a starting rate of \$28.26 per hour, effective November 3, 2014.

  
Andrew J. Paparek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: October 28, 2014  
GSR:nsc

**RESOLUTION #200-2014**

**RESOLUTION TO CREATE A  
PUBLIC WORKS ADMINISTRATIVE TECHNICIAN POSITION**

**Whereas,** the Board of Trustees is the authority for creating authorized positions within Miami Township's complement of personnel; and

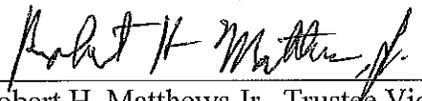
**Whereas,** based on the outcome of a comprehensive position assessment, there is a need to create one (1) full-time Public Works Administrative Technician position in the Public Works Department to serve as the department's administrative representative; and

**Whereas,** a job description and accompanying pay scale for the newly created position has been created by the Public Works Director and reviewed and approved by the Chief Compliance Officer; and

**Whereas,** this action shall not increase the department's authorized full-time workforce in the Public Works Department; and

**Therefore Be It Resolved,** the Board of Trustees authorizes the creation of one (1) full-time Public Works Administrative Technician position at Pay Grade PW3, with an effective date of October 1, 2014 and directs the Public Works Director to take the necessary actions to fill the position.

  
\_\_\_\_\_  
Andrew J. Paponek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer

Passed: October 28, 2014

GSR:nsc

**RESOLUTION #201-2014**

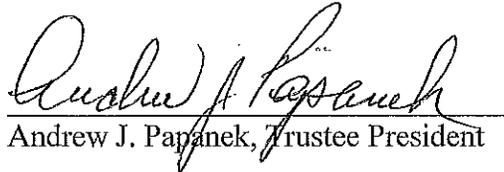
**RESOLUTION TO AUTHORIZE THE RE-CLASSIFICATION  
OF A PUBLIC WORKS EMPLOYEE**

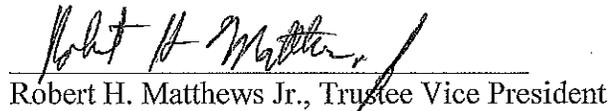
**Whereas,** Miami Township created the position of Public Works Administrative Technician on October 28, 2014; and

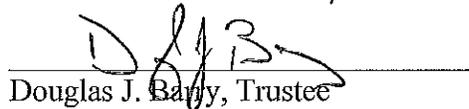
**Whereas,** Adrienne Bell, who currently serves as Public Works Administrative Assistant II, has been working in this capacity for the department since June 21, 1993; and

**Whereas,** the Public Works Director and Chief Compliance Officer are recommending the re-classification of Adrienne Bell to the position of Public Works Administrative Technician; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the re-classification of Adrienne Bell to the position of Public Works Administrative Technician at an hourly rate of \$22.01, Step 5, Pay Grade PW3, effective October 1, 2014.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barty, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer

Ann M. Barhorst, Fiscal Officer

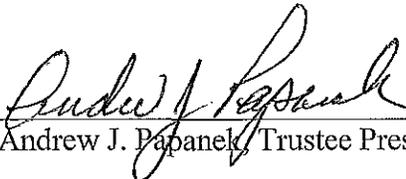
Passed: October 28, 2014

GSR:nsc

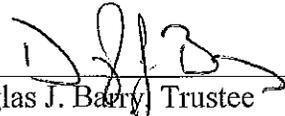
**RESOLUTION #202-2014**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP'S PARTICIPATION  
IN AN ED/GE APPLICATION**

- Whereas,** the Miami Township Board of Trustees has determined that a need exists to assist in attracting a potential tenant to reactivate an existing production facility located in Miami Township and Montgomery County at 8821 Washington Church Road, generating new jobs for Montgomery County; and
- Whereas,** the existing facility and equipment is currently underutilized and the prospect is currently operating outside of the State of Ohio; and
- Whereas,** the prospect provides the opportunity to bring new jobs to Montgomery County; and
- Whereas,** there is a need for assistance with infrastructure improvements in support of the reactivation of the manufacturing capabilities of the facility; and
- Whereas,** the Montgomery County ED/GE program has been identified as an appropriate source of grant monies to pay a portion of infrastructure expenses; and
- Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to submit an ED/GE application for the fall 2014 ED/GE funding cycle.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer

Ann M. Barhorst, Fiscal Officer

Passed: October 28, 2014

GSR:nsc

**RESOLUTION #203-2014**

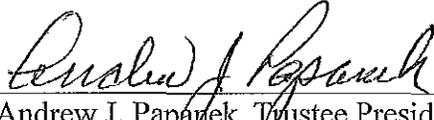
**RESOLUTION TO ACCEPT THE RESIGNATION OF A ZONING  
COMMISSION MEMBER**

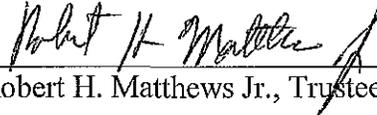
**Whereas,** Eric Halter has served on the Miami Township Zoning Commission since 2010 as a regular member; and

**Whereas,** Eric Halter has served Miami Township in good stead as a Zoning Commission member; and

**Whereas,** Eric Halter has given notice that he will resign his position, effective immediately; and

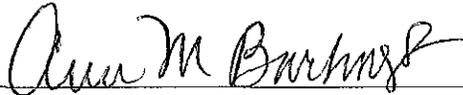
**Therefore Be It Resolved,** the Miami Township Board of Trustees accepts the resignation of Eric Halter, and termination of his appointment as a regular member is effective October 28, 2014.

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: October 28, 2014  
GSR:nsc

**RESOLUTION # 204-2014**

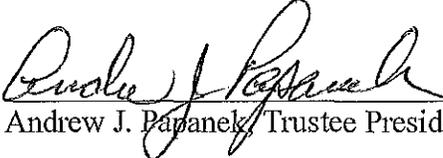
**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
AUSTIN LANDING – AREA 1 – PHASE 9 (RESIDENTIAL) UNDER  
ZONING CASE #222-88, FOR LANDS ZONED “PD-5”, PLANNED  
MIXED-USE**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, October 28, 2014; and

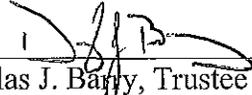
**Whereas,** Zoning Case #222-88, filed by Innovation Pointe I, LTD, proposes adoption of a final development plan for Austin Landing – Area 1 – Phase 9 (Residential) and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

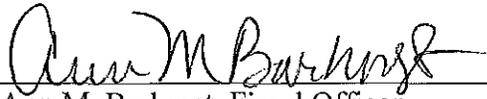
**Therefore Be It Resolved,** the Miami Township Board of Trustees approves the Final Development Plan under Zoning Case #222-88 and upholds the Zoning Commission recommendation.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer

Passed: October 28, 2014

GSR:nsc

**RESOLUTION # 205-2014**

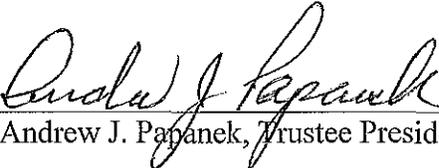
**RESOLUTION TO ADOPT A MAJOR MODIFICATION TO A FINAL  
DEVELOPMENT PLAN FOR AUSTIN LANDING – AREA 13  
(ROADWAYS) UNDER ZONING CASE #222-88, FOR LANDS ZONED  
“PD-5”, PLANNED MIXED-USE**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, October 28, 2014; and

**Whereas,** Zoning Case #222-88, filed by Innovation Pointe I, LTD, proposes adoption of a major modification to a final development plan for Austin Landing – Area 13 (Roadways) and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees approves  
the Final Development Plan under Zoning Case #222-88 and  
upholds the Zoning Commission recommendation.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: October 28, 2014  
GSR:nsc

**RESOLUTION #206-2014**

**RESOLUTION TO APPROVE A PAY INCREASE FOR THE  
TOWNSHIP ADMINISTRATOR**

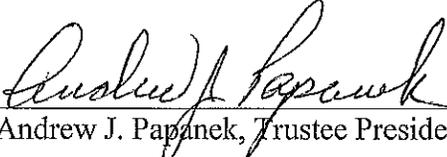
**Whereas,** Greg Rogers has successfully served as Miami Township's Administrator since March 25, 2014; and

**Whereas,** a six month performance evaluation has been conducted by the Township Trustees, Fiscal Officer and Compliance Officer and his evaluation and recommendation have been completed; and

**Whereas,** the Miami Township Board of Trustees has reviewed the evaluation and the recommendation of the Compliance Officer; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes a salary increase of five percent annually (5%) for Greg Rogers, to an annual rate of pay of \$110,240.00, effective the first payroll following September 25, 2014; and

**Further More Be It Resolved,** the Miami Township Board of Trustees authorizes a salary increase of \$5,240 for Greg Rogers, Township Administrator.

  
\_\_\_\_\_  
Andrew J. Papaneck, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: October 28, 2014  
HDS: hds

## RESOLUTION #208-2014

### RESOLUTION TO HIRE A CONTRACTUAL FULL-TIME ROAD WORKER

**Whereas,** Miami Township has two (2) vacancies for the position of full-time Road Worker in the Public Works Department; and

**Whereas,** an internal and external posting was made and an interview process was conducted, per Miami Township policy, to determine the best and most qualified candidate for one (1) of the positions; and

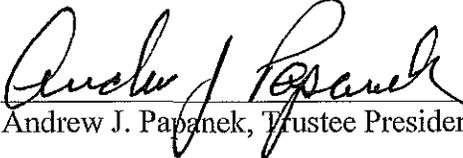
**Whereas,** based on the results of the selection process, the Public Works Director is recommending Jonathon Taylor to fill one (1) of the full-time Road Worker positions; and

**Whereas,** Jonathon Taylor has accepted a conditional offer to the position of Road Worker and agrees to the employment term limit of three (3) years from the first day of employment; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the hiring of Jonathon Taylor to the position of full-time Road Worker, at a starting rate of \$16.60 per hour, Pay Grade 5, Step 1, with an effective starting date to be determined by the Public Works Director.

**Further Be It Resolved,** should Jonathon Taylor fail to pass any portion of the selection process, this could result in the rescinding of the conditional offer of employment and this resolution will cease to be in effect.

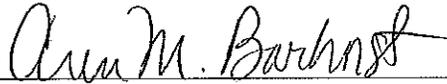
**SIGNATURE PAGE FOR RESOLUTION #208-2014 ONLY**

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice-President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

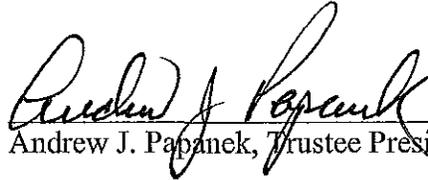
  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: November 4, 2014  
GSR:nsc

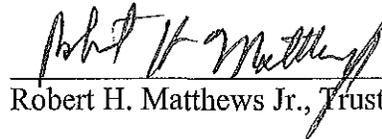
**RESOLUTION #209-2014**

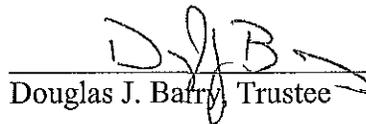
**RESOLUTION TO APPOINT A  
ZONING COMMISSION REGULAR MEMBER**

- Whereas,** the Zoning Commission is made up of five regular members and one alternate;  
and
- Whereas,** there is a need to fill the regular position formerly held by Eric Halter; and
- Whereas,** John Barber has stated an interest in the position and was interviewed by the  
Staff; and
- Whereas,** the Assistant Director has made a recommendation to the Board of Trustees;  
and

**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints John Barber to  
serve on the Zoning Commission as a regular member for the remainder of  
Eric Halter's unexpired term of office, ending December 31, 2014, effective  
November 4, 2014.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer

Passed: November 4, 2014

GSR:bfe

**RESOLUTION #210-2014**

**RESOLUTION TO CHANGE A ZONING DISTRICT, ADOPT A PRELIMINARY DEVELOPMENT PLAN FOR ZONING CASE #417-14**

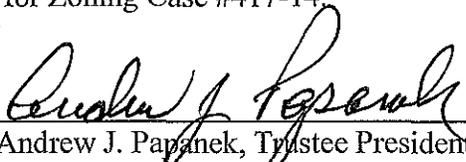
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, November 4, 2014; and

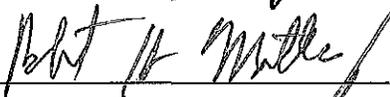
**Whereas,** Zoning Case #417-14, filed by 9900 LLC, proposes a change of zoning district from the "AC-4" Austin Center Professional Office District, and "PD-2" Planned Development District to the "PD-5" Planned Mixed-Use District and adoption of a preliminary development plan and development standards; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**Whereas,** the Trustees have made certain Findings of Fact based upon the evidence presented; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees Approves Zoning Case #417-14 and the Rezoning and Preliminary Development Plan and development standards and Upholds the Zoning Commission recommendation for Zoning Case #417-14.

  
\_\_\_\_\_  
Andrew J. Paparek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_

Ann M. Barhorst, Fiscal Officer  
Passed: November 4, 2014  
GSR:bfe

**RESOLUTION #211-2014**

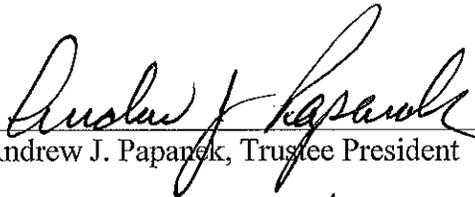
**RESOLUTION TO ADOPT A MAJOR MODIFICATION TO THE  
PRELIMINARY PLAN AND TEXT FOR THE EXCHANGE AT SPRING  
VALLEY UNDER ZONING CASE #374-05, FOR LANDS ZONED "PD-  
5", PLANNED MIXED-USE**

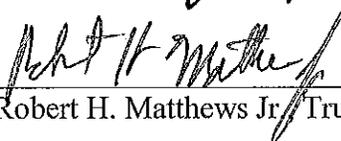
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, November 4, 2014; and

**Whereas,** Zoning Case #374-05, filed by 741 Developers, LTD., proposes a major modification to the preliminary plan and text for The Exchange at Spring Valley and for lands zoned "PD-5", Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

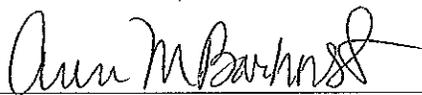
**Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVES  
the Preliminary Development Plan under Zoning Case #374-05 and  
upholds the Zoning Commission recommendation.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: November 4, 2014  
GSR:bfe

**RESOLUTION #212-2014**

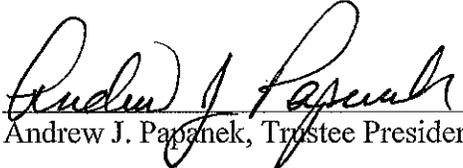
**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
THE EXCHANGE AT SPRING VALLEY – AREA B – JEA SENIOR  
LIVING COMMUNITIES UNDER ZONING CASE #374-05, FOR  
LANDS ZONED “PD-5”, PLANNED MIXED-USE**

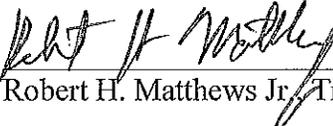
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, November 4, 2014; and

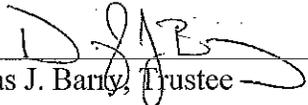
**Whereas,** Zoning Case #374-05, filed by Michael W. Kady, proposes adoption of a final development plan for The Exchange at Spring Valley – Area B – JEA Senior Living Communities and for lands zoned “PD-5”, Planned Mixed-Use; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees Approves  
the Final Development Plan under Zoning Case #374-05 and  
Upholds the Zoning Commission recommendation.

  
Andrew J. Papaneck, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: November 4, 2014  
GSR:bfe

**RESOLUTION #213-2014**

**RESOLUTION TO DECLARE CERTAIN FIRE DISTRICT  
EQUIPMENT AS SURPLUS PROPERTY AND AUTHORIZE  
THE SALE OF SAID PROPERTY**

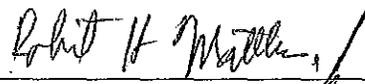
**Whereas,** the Ohio Revised Code, Section 505.10 establishes procedures by which the Township can sell, trade-in or dispose of Township owned articles; and

**Whereas,** regulations are being followed in accordance with the Ohio Revised Code; and

**Whereas,** the Miami Valley Fire District has a boat trailer which has been removed from service. Due to a new trailer being purchased and now in service, this aging unit is no longer needed and now beyond its useful purpose; and

**Therefore Be It Resolved,** in accordance with the Ohio Revised Code, Section 505.10, the Miami Township Board of Trustees declares the piece of fire division equipment as surplus property to be disposed of, sold, or traded-in and removed from the Fire District inventory.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice-President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: November 25, 2014  
GSR:sld

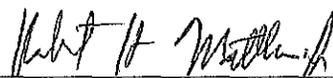
**RESOLUTION #214-2014**

**RESOLUTION TO ACCEPT THE PROPOSED FINAL BUDGET FOR  
THE MIAMI VALLEY FIRE DISTRICT FOR FISCAL YEAR 2015**

- Whereas,** the City of Miamisburg, Ohio and Miami Township, Montgomery County, Ohio created the Miami Valley Fire District (the "District") consistent with Ohio Revised Code Section 505.371 via Joint Resolution, City Resolution No. 2786 and Township Resolution No. 121-2011; and
- Whereas,** the District has prepared a draft budget for January 1 through December 31, 2015 and the Miami Valley Fire District Board has reviewed and approved the same; and
- Whereas,** The Miami Township Board of Trustees is required to pass a resolution to accept or reject the proposed final budget for the District; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees approves the proposed budget for the Miami Valley Fire District for the period of January 1 through December 31, 2015 and will take effective immediately.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: November 25, 2014  
GSR:sld

**RESOLUTION #215-2014**

**RESOLUTION TO APPOINT A POLICE CAPTAIN**

**Whereas,** there is a need to appoint a Police Captain; and

**Whereas,** the approved recruitment and selection process was followed; and

**Whereas,** the Chief of Police has made his recommendation; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Russell N. Johnson to the position of Police Captain, at a starting rate of \$38.75 per hour, with a starting accrual vacation rate of 15 days per year, effective December 8, 2014.

*absent*

Andrew J. Papanek, Trustee President

*Robert H. Matthews Jr.*

Robert H. Matthews Jr., Trustee Vice President

*D. Barry*

Douglas J. Barry, Trustee

Attested:

*Ann M. Barhorst*

Ann M. Barhorst, Fiscal Officer

Passed: November 25, 2014

GSR:nsc

**RESOLUTION #216-2014**

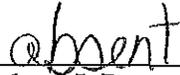
**RESOLUTION TO ACCEPT A LETTER OF INTENT TO RETIRE  
FROM A POLICE DEPARTMENT EMPLOYEE**

**Whereas,** Michael E. Mays has been a full-time employee with the Police Department since February 26, 1989; and

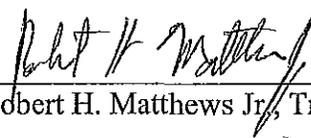
**Whereas,** Michael E. Mays, after over 25 years of dedicated service to the citizens of Miami Township, has submitted a letter of intent to retire; and

**Whereas,** Michael E. May's last day of employment will be at the end of his work shift on Friday, November 28, 2014; and

**Therefore Be It Resolved,** that the Miami Township Board of Trustees accepts the letter of intent to retire from Michael E. Mays, and termination of his employment to be effective November 28, 2014.



Andrew J. Papanek, Trustee President



Robert H. Matthews Jr., Trustee Vice President



Douglas J. Barry, Trustee

Attested:



Ann M. Barhorst, Fiscal Officer

Passed: November 25, 2014

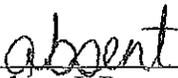
GSR:nsc

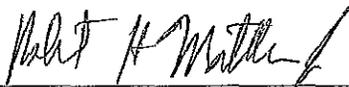
**RESOLUTION #217-2014**

**RESOLUTION TO SELL PROPERTY TO A RETIRING EMPLOYEE**

- Whereas,** Officer Michael E. May was approved for a service retirement by the Ohio Public Employee's Retirement System and the Miami Township Board of Trustees officially accepted Officer May's service retirement; and
- Whereas,** Officer Michael E. Mays has requested permission to purchase his Glock service weapon for \$100.00; and
- Whereas,** Officer Michael E. Mays is specifically requesting to purchase a Glock Model 22, .40 Caliber, Serial # [REDACTED]; and
- Whereas,** the Board of Trustees has considered Officer Michael E. May's request for the purchase of his service weapon for \$100.00; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the sale of a Glock service weapon with serial number [REDACTED] to Officer Michael E. Mays for the amount of \$100.00, and the sale is effective November 28, 2014.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer

Passed: November 25, 2014

GSR:nsc

**RESOLUTION #218-2014**

**RESOLUTION TO ACCEPT A LETTER OF INTENT TO RETIRE  
FROM A POLICE DEPARTMENT EMPLOYEE**

**Whereas,** Matthew R. Nicley has been a full-time employee with the Police Department since July 7, 2003; and

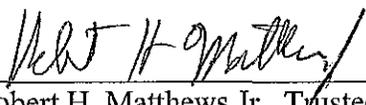
**Whereas,** Matthew R. Nicley has filed for and received a disability pension from the Ohio Public Employees Retirement System; and

**Whereas,** Matthew R. Nicley, after over 11 years of dedicated service to the citizens of Miami Township has submitted a letter of intent to retire due to a disability retirement; and

**Whereas,** Matthew R. Nicley's last day of employment will be on Monday, December 1, 2014; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees accepts the letter of intent to retire from Matthew R. Nicley, and termination of his employment to be effective December 1, 2014.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barthorst, Fiscal Officer  
Passed: November 25, 2014  
GSR:nsc

**RESOLUTION #219-2014**

**RESOLUTION TO AUTHORIZE THE TRANSFER OF AN  
EMPLOYEE'S STATE OF OHIO SERVICE TIME FOR THE PURPOSE  
OF CALCULATING VACATION LEAVE FOR A  
POLICE DEPARTMENT EMPLOYEE**

**Whereas,** the Ohio Revised Code permits the transfer of prior paid state employment for the purpose of calculating an employee's vacation accrual rate; and

**Whereas,** the Police Chief has made a recommendation consistent with the Ohio Revised Code Section 9.44 "Prior Service counted in computing vacation leave" that the employee's prior service with the State of Ohio be counted for the purpose of calculating the employee's vacation accrual rate; and

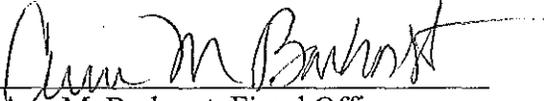
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the transfer of prior paid service time, in the amount of twenty-two (22) months and one (1) day from Sinclair Community College in Dayton, Ohio for the purposes of calculating the vacation accrual rate for Officer Crystal Hart.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: November 25, 2014  
GSR:nsc

**RESOLUTION #220-2014**

**RESOLUTION TO AUTHORIZE TOWNSHIP ADMINISTRATOR TO  
ENTER INTO AN AGREEMENT FOR SECURITY & REMODELING  
UPGRADES**

**Whereas,** Miami Township Police Department desires to enter into a contract for security and remodeling upgrades consulting services; and

**Whereas,** those services include initial planning and conceptual drawings; and

**Whereas,** Miami Township Police Department has a desire to enter into a contract with CR Architecture + Design to perform those services; and

**Now Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to execute the necessary contract agreement to secure services with CR Architecture + Design for an amount not to exceed \$15,343.00.

*absent*

Andrew J. Papanek, Trustee President

*Robert H. Matthews Jr.*

Robert H. Matthews Jr., Trustee Vice President

*DJB*

Douglas J. Barry, Trustee

Attested:

*Ann M. Barhorst*

Ann M. Barhorst, Fiscal Officer

Passed: November 25, 2014

GSR:nsc

**RESOLUTION #221-2014**

**RESOLUTION TO CREATE A NEW DEPARTMENT WITHIN THE  
GENERAL FUND, 01-390 – PUBLIC WORKS LEAF COLLECTION**

- Whereas,** Miami Township has provided leaf collection to its residents; and
- Whereas,** the monies for this collection was paid from Fund 08- Garbage and Waste in the past; and
- Whereas,** the township no longer has a garbage levy to support this fund; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Finance Director to create within the General Fund, Department 01-390 – Public Works Leaf Collection, for the purpose of paying for the leaf collection program, within the finance system of the township.

absent  
Andrew J. Papanek, Trustee President

Robert H. Matthews Jr.  
Robert H. Matthews Jr., Trustee Vice President

D. J. B.  
Douglas J. Barry, Trustee

Attested:

Ann M. Barhorst

Ann M. Barhorst, Fiscal Officer

Passed: November 25, 2014

GSR:hds

**RESOLUTION #222-2014**

**RESOLUTION TO AUTHORIZE THE FINANCE DIRECTOR TO REPAY  
AN ADVANCE OF FUNDS IN THE AMOUNT OF \$42,288.43 FROM  
FUND 08, GARBAGE AND WASTE DISPOSAL, TO FUND 01, GENERAL  
FUND, AND APPROPRIATE THE FUNDS  
FOR FISCAL YEAR 2014**

**Whereas,** the Township of Miami in the County of Montgomery, Ohio (the "Township"), had a levy for Garbage and Waste removal; and

**Whereas,** in fiscal year 2013 an advance was made from the General Fund for outstanding expenses associated with the operation of the Garbage and Waste Disposal Fund; and

**Whereas,** the expenses have been paid and the fund no longer is utilized by the township; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Finance Director to create a repayment of an advance of funds in the amount of \$42,288.43 from Fund 08 to Fund 01 and to appropriate the funds for 2014.

*absent*

\_\_\_\_\_  
Andrew J. Papanek, Trustee President

*Robert H. Matthews Jr.*

\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

*D. J. Barry*

\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

*Ann M. Barhorst*

\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer

Passed: November 25, 2014

GSR:nsc

**RESOLUTION #223-2014**

**RESOLUTION TO AUTHORIZE THE FINANCE DIRECTOR TO  
TRANSFER FUNDS IN THE AMOUNT OF \$350,000.00 FROM FUND 37,  
KINGSRIDGE DAYTON MALL TIF, TO FUND 01, GENERAL FUND,  
AND APPROPRIATE THE FUNDS FOR FISCAL YEAR 2014**

**Whereas,** the Township of Miami in the County of Montgomery, Ohio (the "Township"), has created a Tax Incremental Financing (TIF) Fund for Kingsridge and the Dayton Mall area; and

**Whereas,** the funds are allowed for use by the General Fund for associated infrastructure costs; and

**Whereas,** the receipt of funds is in excess of that needed to meet current obligations of the TIF district; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Finance Director to create a transfer of funds in the amount of \$350,000.00 from Fund 37 to Fund 01 and to appropriate the funds for 2014

*Absent*

Andrew J. Papanek, Trustee President

*Robert H. Matthews Jr.*

Robert H. Matthews Jr., Trustee Vice President

*DJB*

Douglas J. Barry, Trustee

Attested:

*Ann M. Barhorst*

Ann M. Barhorst, Fiscal Officer

Passed: November 25, 2014

GSR:nsc

**RESOLUTION #224-2014**

**RESOLUTION TO AUTHORIZE THE FINANCE DIRECTOR TO REPAY  
AN ADVANCE OF FUNDS IN THE AMOUNT OF \$280,966.76 FROM  
FUND 05, PUBLIC WORKS FACILITY, TO FUND 94, ROAD  
STABILIZATION FUND, AND APPROPRIATE THE FUNDS  
FOR FISCAL YEAR 2014**

**Whereas,** the Township of Miami in the County of Montgomery, Ohio (the "Township"), had a Construction Fund for the Public Works Facility; and

**Whereas,** in fiscal year 2013 an advance was made from the Road Stabilization Fund for outstanding expenses associated with the construction of said facility; and

**Whereas,** the expenses have been paid and the fund no longer is utilized by the township; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Finance Director to create a repayment of an advance of funds in the amount of \$280,966.76 from Fund 05 to Fund 94 and to appropriate the funds for 2014.

*absent*

\_\_\_\_\_  
Andrew J. Papanek, Trustee President

*Robert H. Matthews Jr.*

\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

*D. J. Barry*

\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

*Ann M. Barhorst*

\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer

Passed: November 25, 2014

GSR:bfe

**RESOLUTION # 225-2014**

**RESOLUTION TO ADOPT A MAJOR MODIFICATION TO THE  
PRELIMINARY PLAN AND TEXT FOR 2741 LYONS REALTY, LLC  
PLANNED DEVELOPMENT UNDER ZONING CASE #157-85, FOR  
LANDS ZONED "PD-3", PLANNED BUSINESS DISTRICT**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, November 25, 2014; and

**Whereas,** Zoning Case #157-85, filed by 2741 Lyons Realty, LLC, proposes a major modification to the preliminary plan and text for the 2741 Lyons Realty, LLC Planned Development and for lands zoned "PD-3", Planned Business District; and

**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVES  
the major modification to the preliminary plan and text under Zoning Case  
#157-85 and UPHOLDS the Zoning Commission recommendation.

absent  
Andrew J. Papanek, Trustee President

Robert H. Matthews, Jr.  
Robert H. Matthews, Jr., Trustee Vice President

DJB  
Douglas J. Barry, Trustee

Attested:

Ann M. Barhorst

Ann M. Barhorst, Fiscal Officer

Passed: November 25, 2014

GSR:nsc

**RESOLUTION #226-2014**

**RESOLUTION TO ACCEPT THE RESIGNATION OF A  
FULL-TIME ROAD WORKER**

**Whereas,** Donnie Harper has been a full-time Road Worker for the Public Works Department since February 2007; and

**Whereas,** Donnie has decided to resign from his position with the township; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees accepts the letter of resignation from Donnie Harper and his termination of employment is effective December 5<sup>th</sup>, 2014, at 3:30 p.m.

*absent*

Andrew J. Papanek, Trustee President

*Robert H. Matthews Jr.*

Robert H. Matthews Jr., Trustee Vice-President

*D. J. Barry*

Douglas J. Barry, Trustee

Attested:

*Ann M. Barhorst*

Ann M. Barhorst, Fiscal Officer

Passed: November 25, 2014

GSR: bfe

## RESOLUTION 227-2014

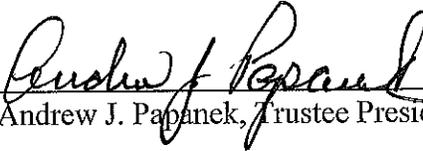
### RESOLUTION TO ADOPT THE FEASIBILITY STUDY FOR THE MIAMISBURG COMMUNITY WELLNESS AND RECREATION CENTER

- Whereas,** Miami Township is committed to enhancing the quality of life of community residents, employees and visitors and has participated in a Community Wellness Collaboration with the City of Miamisburg, Kettering Sycamore Medical Center, and the Miamisburg City School District to collaborate on community health and wellness initiatives; and
- Whereas,** the Community Wellness Collaboration has undertaken a thorough process for a feasibility study for a community wellness and recreation center based on a partnership concept; and
- Whereas,** the study integrated community input and involvement in the development of facility and program components; and
- Whereas,** the study has been reviewed by the partner agency administrators, Parks and Recreation Advisory Board, the Miamisburg City Council and Miami Township; and

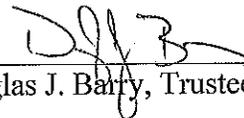
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the following:

- Section 1. Miami Township hereby adopts the Community Wellness and Recreation Center Feasibility Study as set forth in the "Miamisburg Community Wellness and Recreation Center Feasibility Study", retaining the right to modify, alter or improve upon said study in appropriate circumstances in accordance with the laws, statutes, charter and ordinances of Miami Township.
- Section 2. The Miamisburg Community Wellness and Recreation Center Feasibility Study shall serve as a guide for future opportunities for the development of programs and facilities.
- Section 3. This measure shall take effect and be in full force from and after the earliest period allowed by law.

**SIGNATURE PAGE FOR RESOLUTION #227-2014 ONLY**

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: December 9, 2014  
GSR:bfe

## RESOLUTION #228-2014

### RESOLUTION TO APPROVE THE LOAN REPAYMENT AGREEMENT OF THE AUSTIN PIKE RECONSTRUCTION PROJECT BETWEEN MIAMI TOWNSHIP, OHIO AND THE MONTGOMERY COUNTY ENGINEER'S OFFICE

**Whereas,** Miami Township (the "Township") and the Montgomery County Engineer's Office ("MCEO") (together with the Township, the "Parties") have agreed to jointly develop improvements to Austin Pike from SR 741 through Washington Church Road (the "Project"); and

**Whereas,** the Parties have agreed that MCEO will be the lead agency for the Project and will contract directly for all goods and services required to deliver the Project, and that the Township will be responsible for reimbursing MCEO for a portion of the costs of the Project in accordance of the Project Memorandum of Understanding (MOU) executed by Resolution #81-2010; and

**Whereas,** the Township and MCEO have agreed to cooperatively fund the local share cost of the Project, with the Township providing 20% of the local share of the Austin Pike Reconstruction Project, in an amount equal to \$292,803.26, through a State Infrastructure Bank (SIB) Loan taken out by the County for the Project, identified as SIB#130007/PID#78696; and

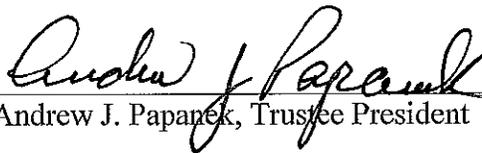
**Therefore Be It Resolved,** The Miami Township Board of Trustees authorizes the following:

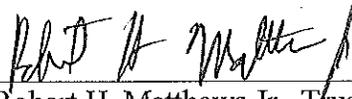
Section 1. The Board of Trustees of the Township hereby authorizes and directs the Township Administrator to execute and deliver to the Fiscal Officer for retention in the official records of the Township a fully executed SIB Loan Repayment Agreement of the Austin Pike Reconstruction Project.

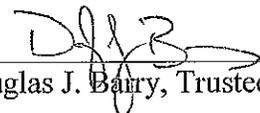
Section 2. This Board authorizes and directs each of the Trustees, the Administrator, the Fiscal Officer and all other appropriate officers and employees of the Township, alone or in conjunction with any other officer or employee of the Township to take such actions as may be necessary or appropriate to provide for other conditions subsequent to the signing of the SIB Loan Repayment Agreement. This Board ratifies approves and adopts all actions taken by such officers and employees in connection with the agreement.

Section 3. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board or its committees, and that all deliberations of this Board and any of its committees that resulted in those formal actions, were in meetings open to the public, all in compliance with the law, including Ohio Revised Code Section 121.22.

Section 4. This Resolution shall take effect immediately upon its adoption.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice-President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: December 9, 2014  
GSR:sld

**RESOLUTION #229 -2014**

**RESOLUTION TO HIRE A CONTRACTUAL  
FULL-TIME ROAD WORKER**

**Whereas,** Miami Township has two (2) vacancies for the position of full-time Road Worker in the Public Works Department; and

**Whereas,** in November 2014, an internal and external posting was made and an interview process was conducted, per Miami Township policy, to determine the best and most qualified candidate for one (1) of the positions; and

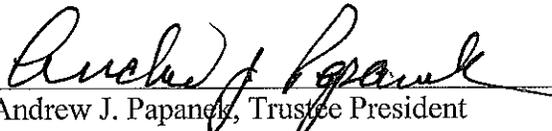
**Whereas,** based on the results of the selection process, the Public Works Director is recommending part-time Road Worker, Jeromy Carpenter, to fill one (1) of the full-time Road Worker positions; and

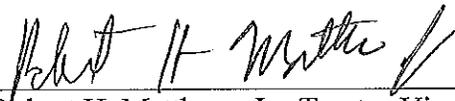
**Whereas,** Jeromy has accepted a conditional offer to the position of Road Worker and agrees to the employment term limit of three (3) years from the first day of full-time employment; and

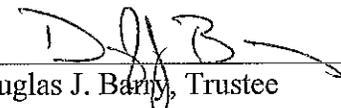
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the promotion of Jeromy Carpenter to the position of full-time Road Worker, at a starting rate of \$16.60 per hour, Pay Grade 5, Step 1, with an effective starting date of December 10, 2014.

**Further Be It Resolved,** should Jeromy Carpenter fail to pass any portion of the selection process, this could result in the rescinding of the conditional offer of employment and this resolution will cease to have effect.

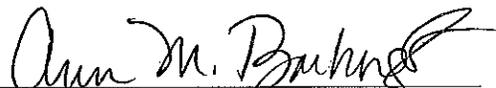
**SIGNATURE PAGE FOR RESOLUTION #229-2014 ONLY**

  
Andrew J. Papandri, Trustee President

  
Robert H. Matthews Jr., Trustee Vice-President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: December 9, 2014  
GSR:bfe

**RESOLUTION #230-2014**

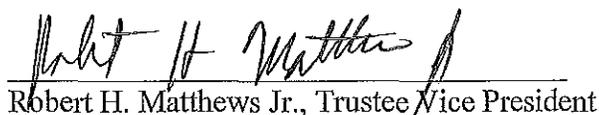
**RESOLUTION TO AUTHORIZE CONTINUED OPERATIONS  
IN CALENDAR YEAR 2015**

**Whereas,** the day-to-day operations of the Township government functioned well in 2014 with dedicated and conscientious employees whose purpose was to provide the best possible services to the residents, businesses, and visitors in Miami Township; and

**Whereas,** all departments: Administration, Finance, Compliance, Police, Public Works, and Planning & Zoning offices are functioning in a responsive, organized and efficient manner under the direction of the Township Administrator and the Department Heads; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes continued operations for all departments to operate under the enacted management program for calendar year 2015.

  
Andrew J. Papaneck, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: December 9, 2014  
GSR:nsc

**RESOLUTION #231-2014**

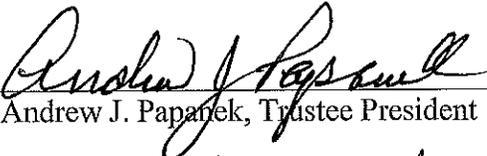
**RESOLUTION TO REAPPOINT A  
ZONING COMMISSION REGULAR MEMBER**

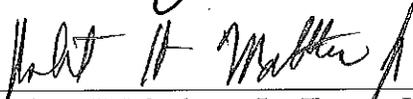
**Whereas,** the Zoning Commission is made up of five regular members and one alternate;  
and

**Whereas,** John Barber's term of office expires December 31, 2014; and

**Whereas,** Mr. Barber has expressed a desire to continue to serve on the commission; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees reappoints John Barber to serve on the Zoning Commission for a term of five (5) years ending on December 31, 2019.

  
Andrew J. Paparek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: December 9, 2014  
GSR:nsc

**RESOLUTION #232-2014**

**RESOLUTION TO REAPPOINT A  
BOARD OF ZONING APPEALS MEMBER**

**Whereas,** the Board of Zoning Appeals is made up of five members and one alternate;  
and

**Whereas,** Brent Anslinger's term expires on December 31, 2014; and

**Whereas,** Mr. Anslinger has expressed an interest to continue serving on the Board; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees reappoints Brent Anslinger to the Board of Zoning Appeals as a regular member, with a term ending December 31, 2019, effective January 1, 2015.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: December 9, 2014  
GSR:nsc

**RESOLUTION #234-2014**

**RESOLUTION TO APPROVE A PAY INCREASE FOR A  
PLANNING & ZONING DIRECTOR**

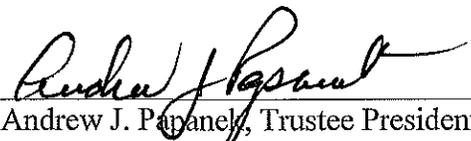
**Whereas,** Christopher Snyder has successfully served as Miami Township's Planning & Zoning Director since May 13, 2014; and

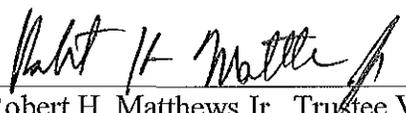
**Whereas,** a six month performance evaluation has been conducted by the Township Administrator and his evaluation and recommendation have been completed; and

**Whereas,** the Miami Township Board of Trustees has reviewed the evaluation and the recommendation of the Township Administrator; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes a salary increase for Christopher Snyder, to an annual rate of pay of \$86,675.32, effective November 13, 2014; and

**Further More Be It Resolved,** the Miami Township Board of Trustees authorizes a salary increase of \$2,040.32 for Christopher Snyder, Planning & Zoning Director.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer

Passed: December 23, 2014

GSR:sld

**RESOLUTION #235-2014**

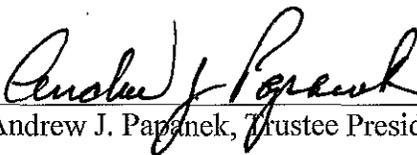
**RESOLUTION TO AUTHORIZE THE PROMOTION OF A  
POLICE OFFICER TO THE POSITION OF POLICE  
SERGEANT**

**Whereas,** there is a vacancy in the Miami Township Police Department for the position of Police Sergeant; and

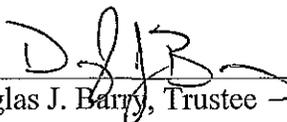
**Whereas,** the approved promotional process was used to determine the most qualified candidate and create an eligibility list for the position of Police Sergeant; and

**Whereas,** the Chief of Police has reviewed the results of the promotional process and made his recommendation for the promotion of a Police Officer to the position of Police Sergeant; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees approves the promotion of Officer Kevin Landis to the position of Police Sergeant, effective January 11, 2015, at a pay rate of \$33.60 per hour.

  
Andrew J. Papazek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: December 23, 2014  
GSR:bfe

**RESOLUTION #236-2014**

**RESOLUTION TO AUTHORIZE THE PROMOTION OF A  
POLICE OFFICER TO THE POSITION OF POLICE  
SERGEANT**

**Whereas,** there is a vacancy in the Miami Township Police Department for the position of Police Sergeant; and

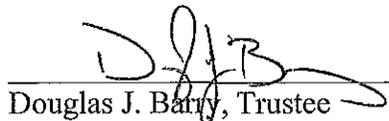
**Whereas,** the approved promotional process was used to determine the most qualified candidate and create an eligibility list for the position of Police Sergeant; and

**Whereas,** the Chief of Police has reviewed the results of the promotional process and made his recommendation for the promotion of a Police Officer to the position of Police Sergeant; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees approves the promotion of Officer Michael Siney to the position of Police Sergeant, effective January 11, 2015, at a pay rate of \$33.60 per hour.

  
Andrew J. Papanek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: December 23, 2014  
GSR:bfe

**RESOLUTION #237-2014**

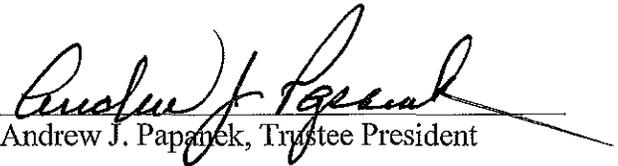
**RESOLUTION TO HIRE A PART-TIME ROAD WORKER**

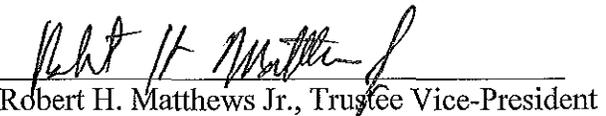
**Whereas,** Miami Township has a vacancy for the position of part-time Road Worker; and

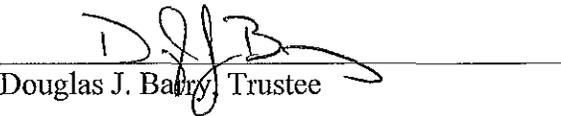
**Whereas,** an approved recruitment and selection process was followed; and

**Whereas,** the Public Works Director is recommending Raymond Slaton to fill the part-time Road Worker position at a starting rate of \$13.60 per hour; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the hiring of Raymond Slaton to the position of part-time Road Worker, at a starting rate of \$13.60 per hour, effective December 29, 2014.

  
Andrew J. Paparek, Trustee President

  
Robert H. Matthews Jr., Trustee Vice-President

  
Douglas J. Barry, Trustee

Attested:

  
Ann M. Barhorst, Fiscal Officer  
Passed: December 23, 2014  
GSR: nsc

**RESOLUTION #238-2014**

**RESOLUTION TO APPROVE A PAY INCREASE FOR AN ASSISTANT  
PLANNING & ZONING DIRECTOR**

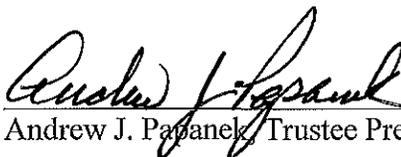
**Whereas,** Kyle Hinkelman has successfully served as Miami Township's Assistant Director of Planning & Zoning since June 10, 2014; and

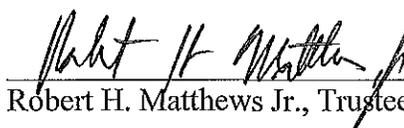
**Whereas,** a six month performance evaluation has been conducted by the Planning & Zoning Director and his evaluation and recommendation have been completed; and

**Whereas,** the Miami Township Board of Trustees has reviewed the evaluation and the recommendation of the Planning & Zoning Director; and

**Whereas,** the Miami Township Board of Trustees authorizes a salary increase for Kyle Hinkelman, to an annual rate of pay of \$71,996.34, effective December 10, 2014; and

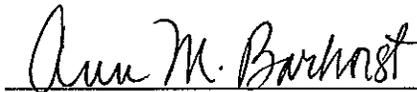
**Therefore, Be It Resolved,** the Miami Township Board of Trustees authorizes a salary increase of \$2,096.98 for Kyle Hinkelman, Assistant Planning & Zoning Director.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer

Ann M. Barhorst, Fiscal Officer

Passed: December 23, 2014

GSR:bfe

**RESOLUTION #239-2014**

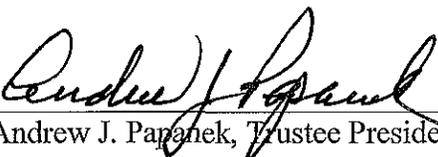
**RESOLUTION TO REQUEST TAX ADVANCES FROM THE  
MONTGOMERY COUNTY AUDITOR IN FISCAL YEAR 2015**

**Whereas,** the Ohio Revised Code allows advancement of payments on taxes; and

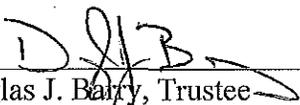
**Whereas,** the tax bills will soon be sent out in Montgomery County; and

**Whereas,** Township residents will begin making payments upon receipt of these bills;  
and

**Therefore Be It Resolved,** the Miami Township Board of Trustees requests the Montgomery  
County Auditor pay monthly advances to Miami Township of collected taxes  
during 2015.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: December 23, 2014  
HDS:hds

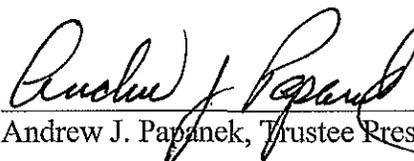
**RESOLUTION #240-2014**

**RESOLUTION TO APPROVE AN APPROPRIATION OF FUNDS FOR 2015**

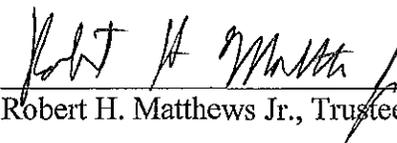
**Whereas,** the annual appropriations for 2015 are to provide for expenditures for the fiscal year ending December 31, 2015; and

**Whereas,** it is necessary to approve an appropriation of funds for Miami Township; and

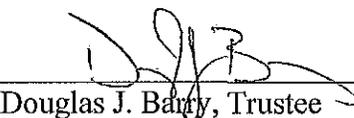
**Therefore Be It Resolved,** the Miami Township Board of Trustees approves the annual appropriations for 2015, and forwards the attached copy to the Montgomery County Auditor.

  
\_\_\_\_\_

Andrew J. Papanek, Trustee President

  
\_\_\_\_\_

Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_

Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_

Ann M. Barhorst, Fiscal Officer

Passed: December 23, 2014

HDS:hds

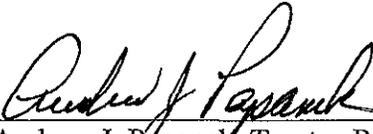
**RESOLUTION #241-2014**

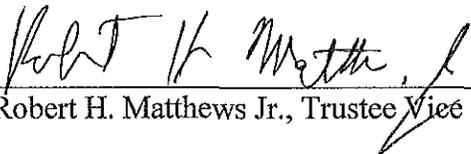
**RESOLUTION TO APPROVE AN AMENDED  
APPROPRIATION OF FUNDS FOR 2014**

**Whereas,** the annual appropriations for 2014 are to provide for expenditures for the fiscal year ending December 31, 2014; and

**Whereas,** it is necessary to approve an amendment of appropriation of funds for Miami Township; and

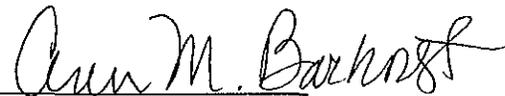
**Therefore Be It Resolved,** the Miami Township Board of Trustees approves the attached amendment to the annual appropriations for 2014, and forwards the attached copy to the Montgomery County Auditor.

  
\_\_\_\_\_  
Andrew J. Papanek, Trustee President

  
\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Douglas J. Barry, Trustee

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer

Ann M. Barhorst, Fiscal Officer

Passed: December 23, 2014

HDS:hds