

**RESOLUTION #001-2016**

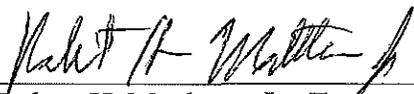
**RESOLUTION TO RETAIN CARTER LAW, LLC AS LEGAL COUNSEL  
TO ADVISE & REPRESENT MIAMI TOWNSHIP  
IN ANNEXATION MATTERS**

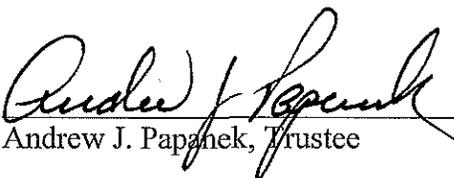
**Whereas,** Miami Township Board of Trustees met in regular session on January 12, 2016;  
and

**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 Carter Law,  
LLC to be retained as legal counsel to advise and represent Miami Township on  
legal matters relating to annexation for 2016. Representation will be paid for as  
follows: \$200.00 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 the calendar year of 2016; 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.

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

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

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

Attested:

  
\_\_\_\_\_

Ann M. Barhorst, Fiscal Officer

Passed: January 12, 2016

GSR:nsc

## RESOLUTION #002-2016

### 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:

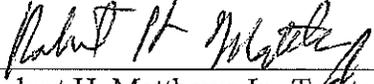
Section 1. That all Miami Township departments hereby request authority in the name of the Miami Township Board of Trustees to participate in state contracts which the Department of Administrative Services, Office of State Purchasing has entered into and the Office of Cooperative Purchasing has distributed 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 Co-op 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.

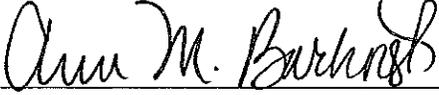
**SIGNATURE PAGE FOR RESOLUTION #002-2016 ONLY**

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

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

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

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: January 12, 2016  
GSR:bfe

## RESOLUTION #003-2016

### 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.

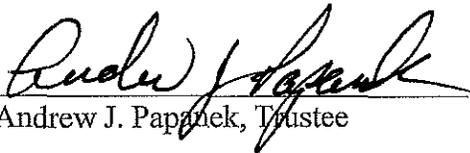
Section 3. The Public Works Director is hereby authorized to agree, in the name of the Miami Township Board of Trustees, to directly pay vendors, under each such contract of ODOT in which Miami Township participates, for items it receives pursuant to the contract.

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).

**SIGNATURE PAGE FOR RESOLUTION #003-2016 ONLY**

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

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

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

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: January 12, 2016  
GSR:bfe

**RESOLUTION # 004-2016**

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

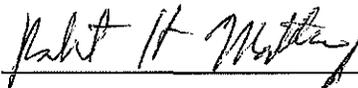
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, January 12, 2016; and

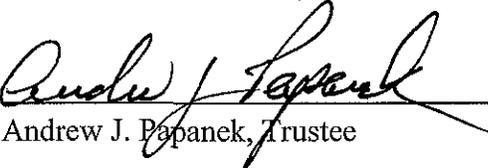
**Whereas,** Zoning Case #222-88, filed by Innovation Pointe I, LTD, proposes adoption of a final development plan for Austin Landing – Area 9 – Bar Louie Final Tenant Fit Up and for lands zoned “PD-5”, Planned Mixed-Use; and

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

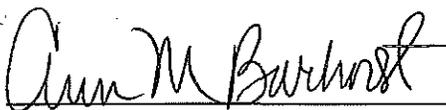
**Therefore Be It Resolved,** the Miami Township Board of Trustees approves  
the Final Development Plan under Zoning Case #222-88 and  
upholds the Zoning Commission recommendation.

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

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

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

Attested:

  
\_\_\_\_\_

Ann M. Barhorst, Fiscal Officer  
Passed: January 12, 2016  
GSR:nsc

**RESOLUTION #005-2016**

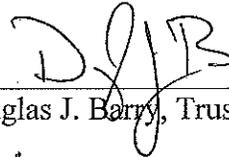
**RESOLUTION TO DECLARE CERTAIN TOWNSHIP ARTICLES AS SURPLUS PROPERTY AND AUTHORIZE THE SALE OR DISPOSAL OF SAID PROPERTY**

**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

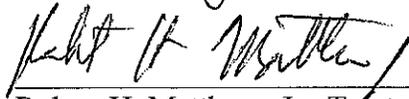
**Whereas,** regulations are being followed in accordance with the Ohio Revised Code; and

**Whereas,** several Township departments each have an attached list of articles which is no longer needed, broken and/or worn out and beyond useful purpose; and

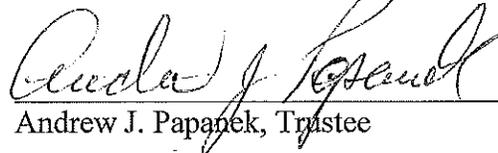
**Therefore Be It Resolved,** in accordance with the Ohio Revised Code, Section 505.10, the Miami Township Board of Trustees declares the attached list of articles as surplus property to be disposed of, sold, or traded-in and removed from the respective department's inventory.



Douglas J. Barry, Trustee President



Robert H. Matthews Jr., Trustee Vice President



Andrew J. Paparek, Trustee

Attested:



Ann M. Barhorst, Fiscal Officer

Passed: January 26, 2016

GSR:bfe

**Public Works Surplus List 2016**

<u>Make</u>	<u>Model</u>	<u>Serial Number</u>	<u>Location</u>
<b>Computers/ Equipment:</b>			
Dell	Optiplex 380	00186-076-972-440	Training Rm
Dell	Optiplex 760	00144-555-442-443	Training Rm
Dell	Optiplex 360	00144-053-891-660	Training Rm
Dell	Optiplex 380	00186-077-315-062	Training Rm
Dell	Optiplex 760	00144-550-591-025	Training Clo
Dell	Optiplex 760	00144-550-591-023	Training Clo
HP	4500 - Printer	CN14UF42213	VM Office
HP	4620 Printer	CN2AS2307T	Parks Office
Acer	Optiplex 380	ETL490812260701A70PK08	Training Rm
Dell	Optiplex 380	CN0D606R-64180-091-07DS	Training Rm
Dell	Optiplex 790	CNOY858D-72872-925-14JL	Training Rm
Acer	AL1916	ETL490812260701A71PK08	IT RM
Acer	AL1916	ETL490812260701A1DPK08	IT RM
Dell	Monitor	CN06331H641808AD0DGC	IT RM
Dell	Monitor	CNOY858D7287292514KL	IT RM
<b>Equipment:</b>			
Stihl - P48	2002 Stihl Chainsaw	254753453	Sm Engine Rm
Stihl- R98	2000 Stihl Cut Off Saw	169935133	Sm Engine Rm
Whirlpool	Microwave	69-101X0172-011919	Kitchen



# Materials for Surplus

Department	IT	Date	01-20-2016
Performed By	Nicole - If condition not noted then it is used or not known		

Lot #	Quantity	Item Description	Condition	Date Purchased
#17	1	COMPUTER POWER MODULE		
	1	MIS MOUNTING PARTS		
	4	CISCO 1700 ROUTERS		
	1	NETOPIA ROUTER		
	1	US ROBOTICS MODEM		
	4	D LINK ROUTERS		
	2	CISCO 2600 SERVERS	NO HD	
	4	MIS CORDS FOR ROUTERS		
#18	1	DELL OPTIPLEX 3010 COMPUTER	NO HD	
	1	DELL OPTIPLEX 755 COMPUTER	NO HD	
	2	POWEREDGE 2950 SERVER	NO HD	
	12	MISC BRACKETS		
	1	MISC SERVER	NO HD	
	2	CUSTOM COMPUTERS	NO HD	
	1	MISC SERVER CASE	NO HD	
	1	8 PORT KVM SWITCH D-LINK		
	1	D LINK DGS-3350SR SWITCH		
	2	D LINK DXS-3350SR SWITCH		
	3	MISC CORDS		
#19	1	ACER LAPTOP 2413LCI	NO HD	
	1	DELL LAPTOP LATITUDE E6400	NO HD	
	2	DELL INSPIRON 5100	NO HD	
#20	1	HP BUSINESS INKJET 2800		
#21	10	MISC COMPUTERS - CUTOM BUILDS OR DELL	NO HD	
#22	4	DELL OPTIPLEX 745 COMPUTER	NO HD	
#23	1	DELL OPTIPLEX 380 COMPUTER	NO HD	
	5	MISC COMPUTERS - CUSTOM BUILDS OR DELL	NO HD	

Signature

# Materials for Surplus

Department	IT	Date	01/19/2016
Performed By	Nicole - IF NOTHING NOTED FOR CONDITION THEN IS USED OR UNKNOWN		

Lot #	Quantity	Item Description	Condition	Date Purchased
#1	1	Laner LF215m Fax Machine		
	1	Business Class Laser Fax Super G3		
#2	2	HP LASERJET 2100 W CABLES		
	1	HP LASERJET 2600N		
	1	HP LASERJET 3600N W/ CORD		
	1	HP LASERJET P2035N W/CORD		
	1	RICOH PRINT CARTRIDGE CYAN	NEW	
	2	HP LASERJET C0061X BLACK INK	NEW	
	1	HP LASERJET P205DN WITH CORD		
#3	2	DELL OPTIPLEX 755 COMPUTER		
	2	DELL OPTIPLEX 745		
	1	DELL OPTIPLEX 360		
	2	DELL OPTIPLEX 380		
	3	DELL OPTIPLEX 760		
#4	18	RANDOM DELL & MISC KEYBOARDS		
	3	MISC MICE AND CORDS		
#5	3	ACER 19" MONITORS AL 1914		
#6	3	ACER 19" MONITORS AL 1916		
#7	1	USB FOOT PEDAL		
#8	5	MISC MONITORS		
#9	3	MISC MONITORS		
#10	2	BOXES OF MISC CORDS		
#11	1	EIKI BOARDROOM PROJECTOR LC-X70		
#12	1	DELL 2200MP PROJECTOR WITH CASE		
#13	1	UPS BACK UP POWER SUPPLY		
#14	3	MISC SCANNERS		
#15	3	DVD DRIVES - MISC		
#16	6	DELL AND LOGITEC KEYBOARDS		
	6	COMPUTER MICE		

Signature















**RESOLUTION # 006-2016**

**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
THE BYERS ROAD DISTRIBUTION FACILITY UNDER ZONING  
CASE #419-15, FOR LANDS ZONED "PD-3",  
PLANNED BUSINESS DISTRICT**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, January 26, 2016; and

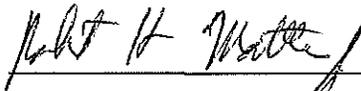
**Whereas,** Zoning Case #419-15, filed by Scannell Properties, proposes adoption of a final development plan for the Byers Road Distribution Facility and for lands zoned "PD-3", Planned Business District; and

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

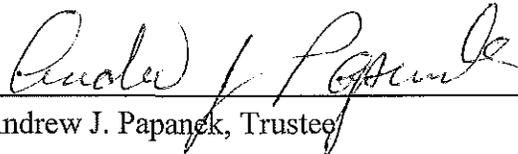
**Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVES  
the Final Development Plan under Zoning Case #419-15 and  
UPHOLDS the Zoning Commission recommendation.



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



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



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

Attested:



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

Passed: January 26, 2016

GSR:bfe

**RESOLUTION #007-2016**

**RESOLUTION TO ADOPT A FEE SCHEDULE  
FOR COMMUNITY DEVELOPMENT**

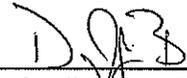
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, February 9, 2016; and

**Whereas,** the Miami Township Zoning Resolution, under Article 3 Section 305, directs fees to be charged to defer, in part, the cost of holding hearings and reviewing applications filed with the Community Development Department; and

**Whereas,** a review has been completed and presented to the Trustees to revise the fee schedule for the Community Development Department to be more in line with other local jurisdictions; and

**Whereas,** the Trustees have reviewed the proposed fee schedule in a public meeting; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees adopts the attached fee schedule for the Community Development Department, effective March 1, 2016.



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



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



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

Attested:



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

Passed: February 9, 2016

GSR:bfe

**RESOLUTION #008-2016**

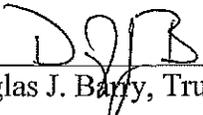
**RESOLUTION TO CREATE A PART-TIME  
FINANCIAL ANALYST POSITION**

**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 for one (1) part-time Financial Analyst position in the Finance Department; and

**Whereas,** this action shall increase the Finance Department's authorized work force to a total of one (1) part-time Financial Analyst and one (1) full-time Finance Specialist to assist the Finance Director; and

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

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

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

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

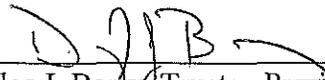
Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: February 9, 2016  
GSR:bfe

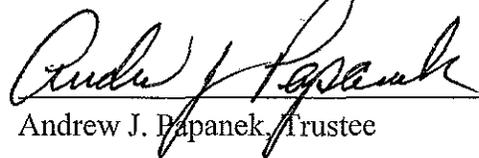
**RESOLUTION #011-2016**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO CONTRACT WITH SRW ENVIRONMENTAL SERVICES, INC.**

- Whereas,** Miami Township owns property at 2673 Austin Boulevard; and
- Whereas,** Miami Township desires to have a Phase I Environmental Assessment completed for the property; and
- Whereas,** the Board of Trustees has reviewed an agreement with SRW Environmental Services, Inc. to complete the Phase I Environmental Assessment; and
- Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to contract with SRW Environmental Services, Inc. to prepare and provide a Phase I Environmental Assessment for the property at 2673 Austin Boulevard with such services not to exceed \$2,200.00.

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

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

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

Attested:

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

Passed: February 23, 2016

GSR:nsc

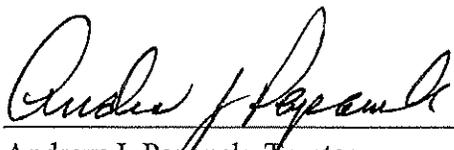
**RESOLUTION #013-2016**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO CONTRACT WITH THOMPSON HINE FOR LEGAL SERVICES**

- Whereas,** Miami Township Board of Trustees has a need for legal services related to the branding and logo design of the Township; and
- Whereas,** Thompson Hine will provide the services that the Miami Township Board of Trustees desires; and
- Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to contract the services of Thompson Hine for legal services related to the Township brand, logo, and seal in an amount not to exceed \$3,000.00.

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

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

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

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: February 23, 2016  
GSR:bfe

**RESOLUTION #014-2016**

**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

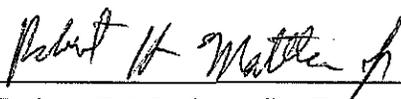
**Whereas,** the TIRC must have two members representing the township, pursuant to ORC Section 5709.85(A) (2); and

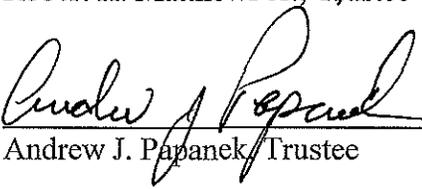
**Whereas,** the former Finance Director has resigned; and

**Whereas,** it is the recommendation of the Township Administrator to replace the former Finance Director with the appointment of the current Finance Director C. Clay McCord; and

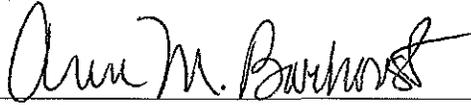
**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints C. Clay McCord to represent Miami Township on the TIRC, as required by contract, effective immediately.

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

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

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

Attested:

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

Ann M. Barhorst, Fiscal Officer

Passed: March 8, 2016

GSR:sld

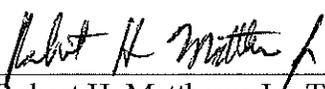
**RESOLUTION #015-2016**

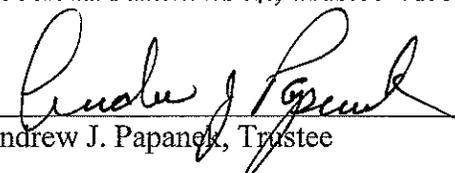
**RESOLUTION TO AWARD A BID FOR THE  
2016 TURF AND LANDSCAPE MAINTENANCE PROGRAM**

- Whereas,** there is a need for turf mowing and landscape services on township maintained lands in the 2016 growing season; and
- Whereas,** a competitive bid process was conducted to solicit sealed bids for a turf and landscape maintenance services contract; and
- Whereas,** Bladecutter's, Inc., was the lowest and best bidder for the program; and
- Whereas,** references have been checked for the vendor 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 Bladecutter's Inc., 5440 N. Dixie Drive, Dayton, Ohio, 45414, for turf and landscape maintenance services at a total estimated cost of \$63,530.00, and to execute all the necessary documents to secure these services.

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

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

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

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: March 08, 2016  
GSR:bfe

**RESOLUTION #016-2016**

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

**Whereas,** there is a need for pavement maintenance services to designated township roadways; and

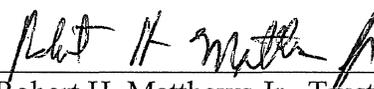
**Whereas,** a competitive bid process was conducted to solicit sealed bids for pavement maintenance services; and

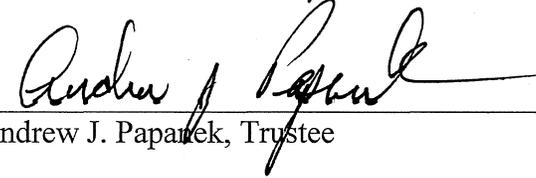
**Whereas,** American Pavements, Inc., was the lowest and best bidder for the pavement maintenance services contract; and

**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 \$2.03 per square yard, and to execute all the necessary documents to secure pavement maintenance services.

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

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

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

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

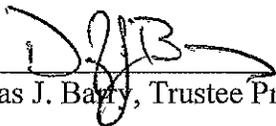
Passed: March 08, 2016  
GSR:bfe

## RESOLUTION #017-2016

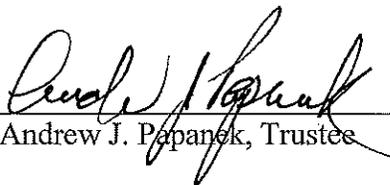
### RESOLUTION TO APPROVE AN INTERGOVERNMENTAL AGREEMENT FOR THE AUSTIN ENHANCEMENTS MAINTENANCE & MANAGEMENT SERVICES WITH THE MONTGOMERY COUNTY TRANSPORTATION IMPROVEMENT DISTRICT

- Whereas,** the Montgomery County Transportation Improvement District (the "TID") has been actively engaged with the Austin Center Joint Economic Development District (the "JEDD") in an effort to implement, manage and maintain several projects related to the Austin Interchange Project; and
- Whereas,** following construction of the Phase I Austin Enhancements Project ("Phase 1 Project"), which enhanced the appearance of the Austin Interchange and other public right-of-way in the vicinity of the Interchange, implemented by the TID and completed in 2013, the JEDD assumed responsibility for the maintenance and improvements; and
- Whereas,** the JEDD desired to undertake additional improvements to the appearance of the Austin Interchange and other public right-of-way in the vicinity of the Interchange by initiating a Phase 2 Austin Enhancement and Maintenance Program ("Phase 2 Project") and engaged the TID to design and implement the Phase 2 Project and manage Phase 1 Project maintenance; and
- Whereas,** the Board of Trustees (the "Board") of the TID entered into an Intergovernmental Agreement with the JEDD to manage and maintain the Phase 1 Project and manage the design and implementation of Phase 2 Project; and
- Whereas,** Miami Township (the "Township") has expressed the desire to provide the necessary landscape maintenance management services and installation of Phase 2 Enhancements on behalf of the TID and the Township Public Works Department will be the Township representative responsible for day-to-day management of the Enhancements within the physical boundaries, and
- Whereas,** the Executive Director of the TID recommended that the Township be engaged to perform the maintenance management and installation services and the Board of the TID approved the recommendation per the attached Intergovernmental Agreement with the Township for the Austin Enhancements Maintenance and Management Services; and
- Therefore Be it Resolved,** the Miami Township Board of Trustees hereby approves of the TID recommendation and authorizes the Township Administrator to execute the attached Intergovernmental Agreement with the TID for the Austin Enhancements Maintenance and Management Services.

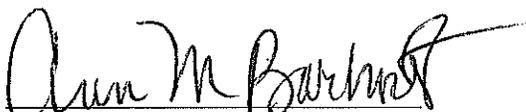
**Be It Further Resolved**, that signed copies of this resolution and executed Intergovernmental Agreement be provided to the Montgomery County Transportation Improvement District and the Austin Center JEDD.

  
\_\_\_\_\_  
Douglas J. Barty, Trustee President

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

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

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: March 8, 2016  
GSR:bfe

## RESOLUTION #018-2016

### RESOLUTION TO AUTHORIZE THE EXECUTION AND DELIVERY OF A PROJECT MANAGEMENT AND FINANCING AGREEMENT BETWEEN MIAMI TOWNSHIP AND THE DAYTON-MONTGOMERY COUNTY TRANSPORTATION IMPROVEMENT DISTRICT IN CONNECTION WITH THE DEVELOPMENT AND JOINT FINANCING OF TRANSPORTATION PROJECTS WITHIN MIAMI TOWNSHIP

- Whereas,** Miami Township, Ohio (the "Township") and the Montgomery County Transportation Improvement District (the "District") jointly desire to develop certain roadway enhancement projects within the Township to improve public safety and general public welfare and to encourage public and private development in the Township and to enhance the viability of development within the Township generally; and
- Whereas,** the Township and the District previously entered into a Project Financing and Development Agreement dated December 30, 2011 (the "Prior Agreement"), which provided for the construction and development of streets, highways, interchanges, and other transportation improvements, within the meaning of Section 755.20 of Am. Sub. H.B. No. 153 of the 129th General Assembly; and
- Whereas,** in order to facilitate such development within the territory of the Township and or the District, the Township desires, among other things, to provide for the construction, development and joint financing of streets, highways, interchanges, and transportation projects ("Projects"), within the meaning of Section 755.20 of Am. Sub. H.B. No. 153 of the 129th General Assembly; and
- Whereas,** as authorized under Section 755.20, the Montgomery County Transportation Improvement District (the "District") and the Township now desire to enter into a Project Development Agreement (the "Project Development Agreement") relating to the Projects wherein the District has agreed to undertake the Projects under the conditions set forth in the Project Development Agreement; and

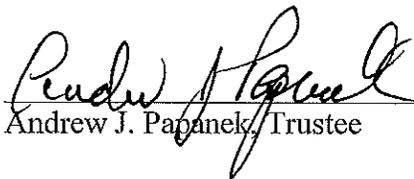
**Therefore, Be It Resolved**, by the Board of Trustees of Miami Township, Montgomery County, Ohio, that:

- Section 1.     Determinations of the Board. The Board of Trustees of the Township, having theretofore reviewed the form of the Project Development Agreement, now determines that it is a proper public purpose and in the best interests of the Township to enter into the Project Development Agreement. This Board further determines that the Project Development Agreement when executed (together with any amendments and supplements thereto) shall be executed pursuant to Section 755.20 of Am. Sub. H.B. No. 153 of the 129th General Assembly, to provide for the joint financing of any street, highway, interchange, or other transportation improvement project and such related undertakings as may be determined by the Township and the other parties thereto.
- Section 2.     Authorization for Execution and Delivery of the Project Development Agreement. The Board of Trustees of the Township hereby authorizes and directs the Township Administrator, to execute and deliver for and on behalf of the Township the Project Development Agreement substantially in the form presently on file with the Township, with such changes thereto as may be approved by the Township Administrator executing the Project Development Agreement, the execution of which shall be prima facie evidence of such Township official's approval of the form of such Agreement. The Township Administrator is hereby directed to obtain and deliver to the Fiscal Officer for retention in the official records of the Township a fully executed counterpart of the Project Development Agreement.
- Section 3.     Open Meeting Requirements Compliance. This Board of Trustees determines that all formal actions of this Board of Trustees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board of Trustees, and that all deliberations of this Board of Trustees and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.
- Section 4.     Effective Date. This Resolution shall take effect immediately upon its adoption.

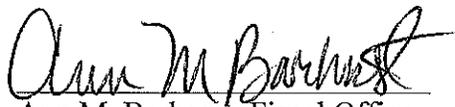
**SIGNATURE PAGE FOR RESOLUTION #018-2016 ONLY**

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

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

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

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: March 8, 2016  
GSR:bfe

## RESOLUTION #019-2016

### RESOLUTION TO AUTHORIZE THE EXECUTION AND DELIVERY OF A LPA FEDERAL LOCAL-LET PROJECT AGREEMENT FOR THE MOT-LYONS ROAD TRANSPORTATION PROJECT WITHIN MIAMI TOWNSHIP

**Whereas,** Miami Township, Ohio (the "Township") has obtained an allocation of Federal funding through the Congestion Mitigation and Air Quality Improvement program to complete the MOT-Lyons Road transportation project; and

**Whereas,** in order to utilize the allocated funds through the Federal Highway Administration designated agency, the Ohio Department of Transportation (ODOT), the Township must enter into an agreement with ODOT setting forth the requirements associated with the Federal funds, the LPA Federal LOCAL-LET Project Agreement (hereinafter referred to as the "LPA Agreement"); and

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

Section 1. Determinations of the Board. The Board of Trustees of the Township, having theretofore reviewed the form of the LPA Agreement, now determines that it is a proper public purpose and in the best interests of the Township to enter into the LPA Agreement.

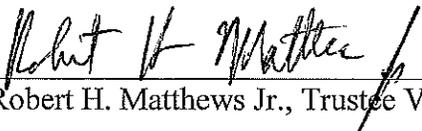
Section 2. Authorization for Execution and Delivery of the LPA Agreement. The Board of Trustees of the Township hereby authorizes and directs the Township Administrator, to execute and deliver for and on behalf of the Township the LPA Agreement substantially in the form presently on file with the Township, with such changes thereto as may be approved by the Township official executing the LPA Agreement, the execution of which shall be prima facie evidence of such Township official's approval of the form of such Agreement. The Township Administrator is hereby directed to obtain and deliver to the Fiscal Officer for retention in the official records of the Township a fully executed counterpart of the LPA Agreement.

Section 3. Open Meeting Requirements Compliance. This Board of Trustees determines that all formal actions of this Board of Trustees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board of Trustees, and that all deliberations of this Board of Trustees and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. Effective Date. This Resolution shall take effect immediately upon its adoption.

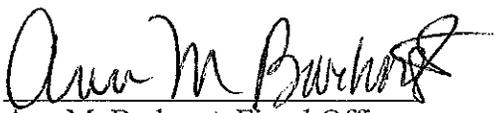
**SIGNATURE PAGE FOR RESOLUTION #019-2016 ONLY**

  
\_\_\_\_\_  
Douglas J. Batty, Trustee President

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

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

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: March 08, 2016  
GSR:bfe

**RESOLUTION #020-2016**

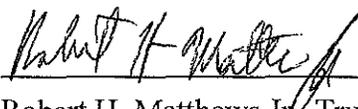
**RESOLUTION TO APPROVE THE REVISED  
EMPLOYEE POLICY MANUAL**

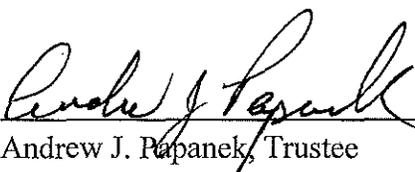
**Whereas,** Miami Township incorporates an employee policy manual into its culture to assist in the general expectations and behaviors of employees; and

**Whereas,** a collective effort involving the elected officials, administrative staff, department heads, and legal counsel have proposed modifications to the employee policy manual that better meets Miami Township's needs; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees approves the modifications to the Employee Policy Manual passed via Resolution 146-2014, and the revised Employee Policy Manual shall become effective immediately upon signing.

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

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

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

Attested:

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

Ann M. Barhorst, Fiscal Officer

Passed: March 8, 2016

GSR:sld

**RESOLUTION #021-2016**

**RESOLUTION TO ENTER INTO EMPLOYMENT AGREEMENTS  
WITH THE TOWNSHIP ADMINISTRATOR AND  
THE COMPLIANCE DIRECTOR**

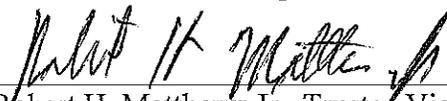
**Whereas,** Miami Township Board of Trustees has a desire to enter into employment agreements with Township Administrator Gregory Rogers and Compliance Director Mukesh Singh; and

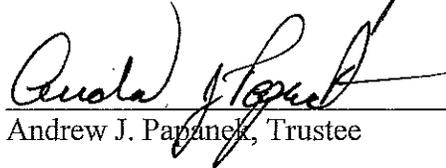
**Whereas,** Miami Township's Law Director has reviewed the attached employment agreements and approved them as to form and content; and

**Whereas,** the term of the agreements shall continue until the last pay period in 2020 or until the agreement and/or agreements are terminated; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees will enter into the attached employment agreements with Township Administrator Gregory Rogers and Compliance Director Mukesh Singh and this resolution shall be effective March 1, 2016.

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

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

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

Attested:

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

Ann M. Barhorst, Fiscal Officer

Passed: March 8, 2016

GSR:sld

## RESOLUTION #022-2016

### 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

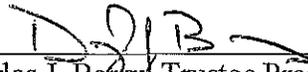
**Whereas,** Brixey & Meyer, Inc./Eagles Real Estate Group LLC constructed a new 12,000 square foot multi-tenant office/warehouse building to create employment opportunities, provided that the appropriate incentives were available to support the economic viability of said project; and

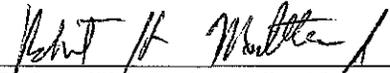
**Whereas,** Miami Township and Montgomery County have the appropriate authority to allow incentives, as provided for in the Ohio Revised Code, as approved by the local school taxing authorities; and

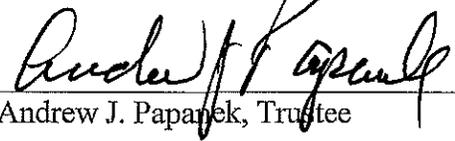
**Whereas,** the Miami Township Tax Incentive Review Council (TIRC) met on March 22, 2016 and determined Brixey & Meyer, Inc./Eagles Real Estate Group LLC has exceeded its promised investment in the community, and the TIRC recommends continuation of the tax abatement; and

**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.

**SIGNATURE PAGE ONLY FOR RESOLUTION #022-2016**

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

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

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

Attested:

  
\_\_\_\_\_

Ann M. Barhorst, Fiscal Officer

Passed: March 22, 2016

GSR:sld

## RESOLUTION #023-2016

### RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO ENTER INTO AN AGREEMENT FOR PARTICIPATION IN A REGIONAL COUNCIL OF GOVERNMENTS KNOWN AS THE MONTGOMERY COUNTY REGIONAL RADIO COUNCIL

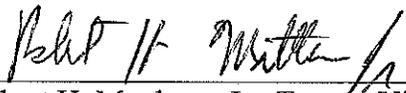
- Whereas,** the jurisdictions within Montgomery County, Ohio have been preparing for the installation and initiation of a county-wide P25 public safety communications system and partnership with the State of Ohio Multi-Agency Radio Communications System (“MARCS”); and
- Whereas,** it has been generally agreed that the administration, management and operation of said system and partnership would be best accomplished through the establishment of a Council of Governments pursuant to the Constitution and Laws of the State of Ohio, including, but not limited to Chapter 167 of the Ohio Revised Code; and
- Whereas,** such a Council of Governments has been proposed, under the name of “The Montgomery County Regional Radio Council”, and Miami Township has been asked to become a charter member of said organization; and
- Whereas,** the Miami Township does desire to participate in the Montgomery County Regional Radio Council to represent the needs of Miami Township regarding the county-wide P25 public safety communications system; and

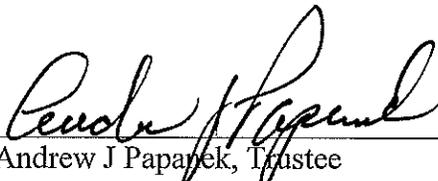
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the following:

- Section 1. Miami Township hereby agrees and consents to participate in and become a member of the Montgomery County Regional Radio Council.
- Section 2. Miami Township hereby authorizes Township Administrator, Gregory S. Rogers, to sign the Agreement for Participation in a Regional Council of Governments Known as the Montgomery County Regional Radio Council.
- Section 3. The Chief of Police shall forward a copy of this resolution to the Executive Director of the Miami Valley Communications Council upon adoption.
- Section 4. This resolution shall become effective as prescribed by law.

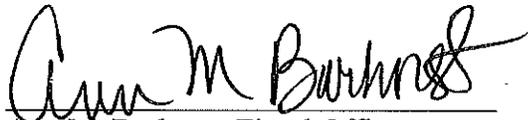
**SIGNATURE PAGE FOR RESOLUTION 023-2016**

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

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

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

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: March 22, 2016  
GSR:nsc

## RESOLUTION #024-2016

### RESOLUTION TO AUTHORIZE THE EXECUTION AND DELIVERY OF A DEVELOPMENT AGREEMENT BETWEEN MIAMI TOWNSHIP AND SCANNELL PROPERTIES FOR A PROJECT WITHIN MIAMI TOWNSHIP

**WHEREAS,** Miami Township, Ohio (the "Township") desires to facilitate the development of the Township in areas designated for commercial development along the Austin Interchange and Byers Road corridors; and

**WHEREAS,** Scannell Properties #235 LLC (together with any successors and assigns or other prospective owners of the property, the "Owner") has acquired or intends to acquire certain real property located in the Township within the Byers Road corridor; and

**WHEREAS,** this Board desires to facilitate the development of the property and the creation of jobs therein; and

**WHEREAS,** the understanding between the Owner and the Township shall be set forth in a Development Agreement (the "Development Agreement") the form of which is on file with the Fiscal Officer; and

**NOW, THEREFORE, BE IT RESOLVED,** by the Board of Trustees of Miami Township, Montgomery County, Ohio, that:

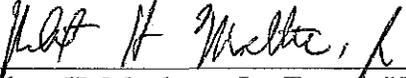
**Section 1.** Determinations of the Board. This Board hereby finds and determines that it is in the best interest of the Township for the Township to execute and deliver the Development Agreement.

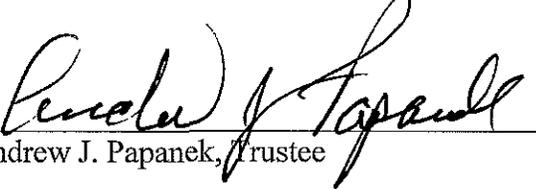
**Section 2.** Authorization for Execution and Delivery of the Project Development Agreement. The Board of Trustees of the Township hereby authorizes and directs the Township Administrator, to execute and deliver for and on behalf of the Township the Development Agreement substantially in the form presently on file with the Township, with such changes thereto as may be approved by the Township Administrator executing the Project Development Agreement, the execution of which shall be prima facie evidence of such Township official's approval of the form of such Agreement. The Township Administrator is hereby directed to obtain and deliver to the Fiscal Officer for retention in the official records of the Township a fully executed counterpart of the Project Development Agreement.

**Section 3.** Open Meeting Requirements Compliance. This Board of Trustees determines that all formal actions of this Board of Trustees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board of Trustees, and that all deliberations of this Board of Trustees and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

**Section 4.** Effective Date. This Resolution shall take effect immediately upon its adoption.

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

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

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

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: March 22, 2016  
GSR:bfe

**RESOLUTION #025-2016**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO ENTER INTO A MAINTENANCE AGREEMENT FOR  
SIDEWALKS AND BIKEWAYS FOR THE FEDEX FACILITY ON  
BYERS ROAD**

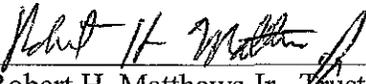
**Whereas,** the FedEx Facility on Byers Road and Scannell Properties as its property owner has agreed to enter into a maintenance agreement with Miami Township as part of its development approval; and

**Whereas,** the agreement covers maintenance responsibilities for sidewalks and bikeways along Byers Road and on the north of their facility; and

**Whereas,** the maintenance agreement has been reviewed and approved by the Compliance Department; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to enter into an agreement with Scannell Properties for maintenance of the sidewalks and bikeways around the new FedEx Facility development project.

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

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

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

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: March 22, 2016  
GSR:bfe

**RESOLUTION #026-2016**

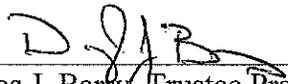
**RESOLUTION TO AMEND THE MIAMI TOWNSHIP  
2016 PAY SCHEDULE**

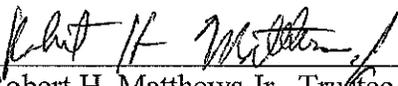
**Whereas,** Miami Township Board of Trustees has a desire to amend the 2016 Pay Schedule to ensure consistent and equitable compensatory consideration; and

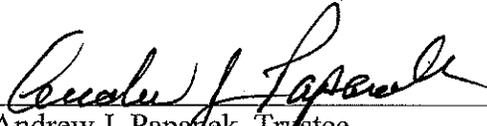
**Whereas,** the Compliance Director has completed an area salary survey; and

**Whereas,** the 2016 Pay Schedule has been modified to reflect new salary ranges; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees approves the use of the Amended 2016 Pay Schedule, as attached, to be effective immediately.

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

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

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

Attested:

  
\_\_\_\_\_  
Ann M. Barhorst, Fiscal Officer  
Passed: March 22, 2016  
GSR:ldh

**RESOLUTION # 027-2016**

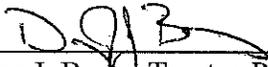
**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
AUSTIN LANDING – AREA 9 UNDER ZONING CASE #222-88, FOR  
LANDS ZONED “PD-5”, PLANNED MIXED-USE**

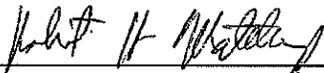
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, March 22, 2016; and

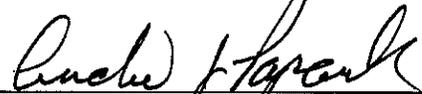
**Whereas,** Zoning Case #222-88, filed by Ken Russ, proposes adoption of a final development plan for Austin Landing – Area 9 – Bar 145 Final Tenant Fit Up and for lands zoned “PD-5”, Planned Mixed-Use; and

**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  
Uphold the Zoning Commission recommendation.

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

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

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

Attested:

  
\_\_\_\_\_

Ann M. Barhorst, Fiscal Officer

Passed: March 22, 2016

GSR:nsc

**RESOLUTION # 028-2016**

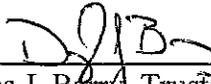
**RESOLUTION TO ADOPT A MAJOR MODIFICATION TO A  
PRELIMINARY DEVELOPMENT PLAN FOR THE ZENGEL  
PROPERTY PLANNED DEVELOPMENT UNDER ZONING CASE  
#271-94, FOR LANDS ZONED "PD-3", PLANNED  
BUSINESS DISTRICT**

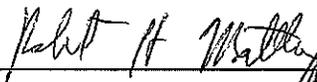
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, March 22, 2016; and

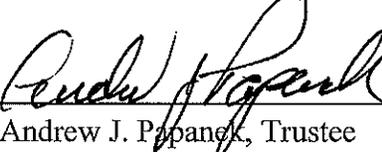
**Whereas,** Zoning Case #271-94, filed by Zengel Construction Company, proposes adoption of a major modification to the preliminary development plan for the Zengel Property Planned Development and for lands zoned "PD-3", Planned Business District; and

**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 a Preliminary Development Plan under Zoning Case #271-94 and upholds the Zoning Commission recommendation.

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

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

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

Attested:

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

Ann M. Barhorst, Fiscal Officer

Passed: March 22, 2016

GSR:nsc

**RESOLUTION #029-2016**

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

**Whereas,** the Miami Township Board of Trustees desires to assist The Oberer Companies in attracting a defined end user to the Newmark Office Park in Miami Township and Montgomery County; and

**Whereas,** the defined end user is projected to create or retain 115 new jobs within Miami Township; and

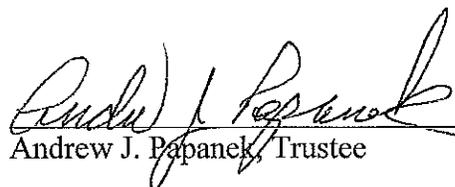
**Whereas,** The Oberer Companies and the end user are committed to a substantial investment of private equity into the project; and

**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

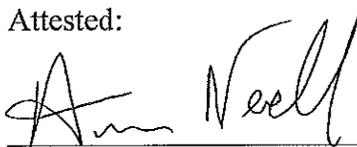
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to submit an ED/GE application for the spring 2016 ED/GE funding cycle, effective April 1, 2016.

  
\_\_\_\_\_  
Douglas J. Batry, Trustee President

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

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

Attested:

  
\_\_\_\_\_

Aaron F. Newell, Fiscal Officer

Passed: April 12, 2016

GSR:nsc

**RESOLUTION #030-2016**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO CONTRACT WITH JUNIPER CRE SOLUTIONS TO PROVIDE  
MARKETING AND REAL ESTATE SERVICES**

**Whereas,** Miami Township has a need for marketing and real estate services; and

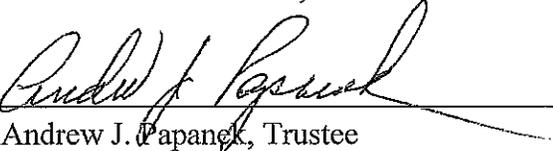
**Whereas,** Juniper CRE Solutions provides the desired services; and

**Whereas,** the Board of Trustees have reviewed the Services and Proposal Agreement (the "Agreement") from Juniper CRE Solutions; and

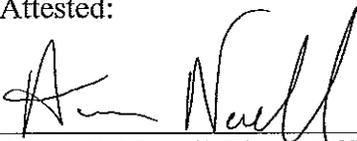
**Therefore Be It Resolved,** the Miami Township Board of Trustees hereby authorizes and directs the Township Administrator, to execute and deliver for and on behalf of the Township the Services Proposal and Agreement substantially in the form presently on file with the Township, with such changes thereto as may be approved by the Township Administrator executing the Agreement, the execution of which shall be prima facie evidence of such Township official's approval of the form of such Agreement. This resolution shall be effective immediately.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: April 12, 2016

GSR:bfe

## RESOLUTION #033-2016

### RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING FOR PARTICIPATION IN THE MONTGOMERY COUNTY LAND REUTILIZATION CORPORATION

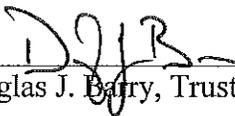
- Whereas,** Montgomery County, Ohio, under the authority of the State of Ohio Revised Code Chapters 1724 and 5722, has created a Land Reutilization Corporation in order to address the growing problems of blight and property disuse in our communities; and
- Whereas,** it has been stated in the 2015 Strategic Plan of Miami Township that dealing with community blight is one of the five community priorities moving forward; and
- Whereas,** The Montgomery County Land Reutilization Corporation aims to provide tools and funding for local governments to address problems of neighborhood blight in a time and resource efficient manner; and
- Whereas,** Miami Township does desire to participate in the Montgomery County Land Reutilization Corporation to ameliorate the issues of Miami Township regarding neighborhood blight and disinvestment; and

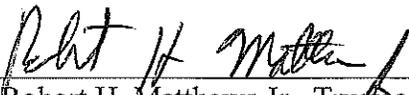
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the following:

- Section 1. Miami Township hereby agrees and consents to cooperate and enter into a memorandum of understanding with the Montgomery County Land Reutilization Corporation.
- Section 2. The Board of Trustees of the Township hereby authorizes and directs the Township Administrator, to execute and deliver for and on behalf of the Township the Memorandum of Understanding (MOU) substantially in the form presently on file with the Township, with such changes thereto as may be approved by the Township Administrator executing the MOU, the execution of which shall be prima facie evidence of such Township official's approval of the form of such Agreement.
- Section 3. Open Meeting Requirements Compliance. This Board of Trustees determines that all formal actions of this Board of Trustees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board of Trustees, and that all deliberations of this Board of Trustees and of any of its committees that resulted in such formal action were in meetings open to the

public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

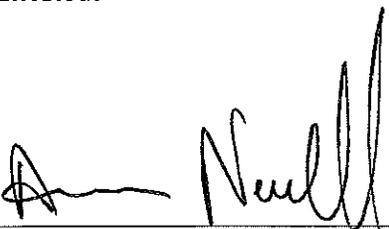
Section 4. This resolution shall become effective immediately.

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

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

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

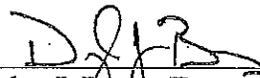
Attested:

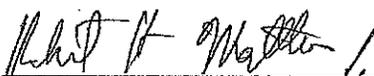
  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer  
Passed: April 26, 2016  
GSR:bfe

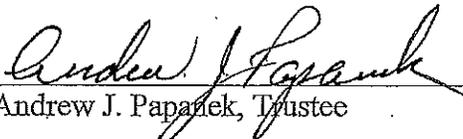
## RESOLUTION #034-2016

### RESOLUTION TO SELL PROPERTY TO A RETIRING EMPLOYEE

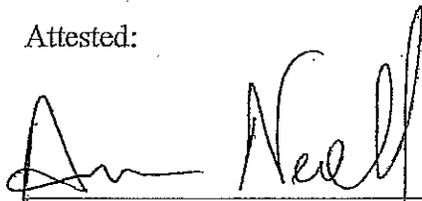
- Whereas,** Sergeant Rex A. Thompson was approved for a service retirement by the Ohio Public Employee's Retirement System and the Miami Township Board of Trustees officially accepted Sergeant Rex A. Thompson's service retirement; and
- Whereas,** Sergeant Rex A. Thompson has requested permission to purchase his Glock service weapon for \$50; and
- Whereas,** Sergeant Rex A. Thompson is specifically requesting to purchase a Glock Model 17, 9mm, [REDACTED]; and
- Whereas,** the Board of Trustees has considered Sergeant Rex A. Thompson'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 [REDACTED] to Sergeant Rex A. Thompson for the amount of \$50.00, and the sale is effective May 25, 2016.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: May 10, 2016

GSR:nsc

**RESOLUTION #035-2016**

**RESOLUTION TO DECLARE VEHICLE 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 Ford Taurus, VIN [REDACTED], 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 vehicle as surplus property to be disposed of, sold or traded-in and removed from the Police Department inventory.

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

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

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

Attested:   
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: May 10, 2016

GSR:bfe

**RESOLUTION #036-2016**

**RESOLUTION TO DECLARE EQUIPMENT 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

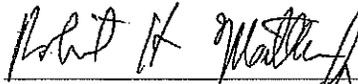
**Whereas,** regulations are being followed in accordance with the Ohio Revised Code; and

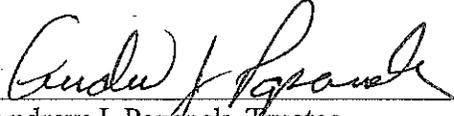
**Whereas,** Miami Township Police Department has a 2001 Ford Taurus, [REDACTED] [REDACTED] which is no longer needed, broken and /or worn out and beyond useful purpose; and

**Whereas,** Miami Township Public Works Department has a 2008 Toro Zero Turn Mower, Model #74416, Serial [REDACTED] which is no longer needed, broken and /or worn out and beyond useful purpose; and

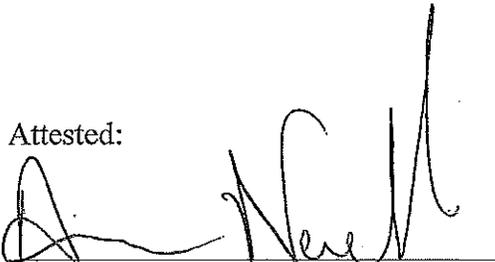
**Therefore Be It Resolved,** that in accordance with the Ohio Revised Code, Section 505.10 the Miami Township Board of Trustees declares the above listed items as surplus property to be disposed of, sold or traded-in and removed from the Police and Public Works Departments' inventories.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: May 24, 2016

GSR:nsc

## RESOLUTION #037-2016

### RESOLUTION TO ENACT A LEVY ON MOTOR VEHICLE LICENSE PURSUANT TO OHIO REVISED CODE SECTION 4504.18

**Whereas,** Additional revenue is needed to meet expenses of projects outlined in Ohio Revised Code Section 4504.18; and

**Whereas,** a \$5.00 tax per licensed motor vehicle, levied upon the operation of motor vehicles on the public road and streets, on all motor vehicles in the district of registration of Miami Township, Montgomery County, Ohio, is an appropriate means of raising needed revenue; and

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

**Section 1:** An annual levy of \$5.00 per licensed motor vehicle, upon the operation of motor vehicles on the public roads and streets on all motor vehicles in the district of regulation of which is in and/or over Miami Township, Montgomery County, Ohio, is herein enacted, pursuant to Ohio Revised Code Section 4504.18. The intent of this section is to levy the full tax a Township is allowed to annually levy under Ohio Revised Code Section 4504.18.

**Section 2:** All revenues realized by the Township of Miami, Montgomery County, Ohio, pursuant to this Resolution be used only for the purposes allowed under Ohio Revised Code Section 4504.18.

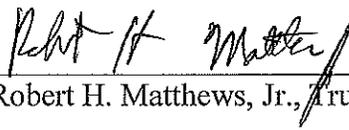
**Section 3:** The appropriate state, county, and local officials are herein authorized and required to enforce this resolution.

**Section 4:** The annual tax levy herein enacted shall be effective and begin January 1, 2017. The Township Fiscal Officer is authorized and shall certify a copy of this Resolution to the Registrar of Motor Vehicles.

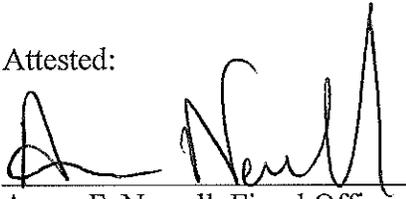
**Section 5:** This Resolution shall become effective from and after the earliest period allowed by law.

**SIGNATURE PAGE ONLY FOR RESOLUTION #037-2016**

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

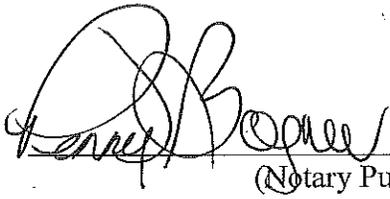
  
\_\_\_\_\_  
Robert H. Matthews, Jr., Trustee Vice President

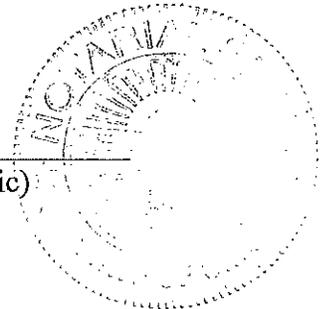
  
\_\_\_\_\_  
Andrew J. Papanek, Trustee

Attested:  
  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer  
Passed: May 24, 2016  
GSR:bfe

Sworn before me and subscribed in my presence a Notary Public for the State of Ohio  
this 24 day of May, 2016.

FRED D. BOGNER, Notary Public  
for and for the State of Ohio  
My Commission Expires: 10, 2017

  
\_\_\_\_\_  
(Notary Public)



**RESOLUTION # 038-2016**

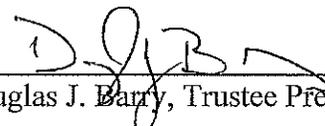
**RESOLUTION TO ADOPT A MAJOR MODIFICATION TO A FINAL DEVELOPMENT PLAN FOR HUNTERS CHASE APARTMENTS UNDER ZONING CASE #141-84, FOR LANDS ZONED "PD-1", PLANNED RESIDENTIAL DISTRICT**

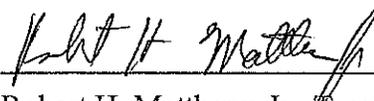
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, May 24, 2016; and

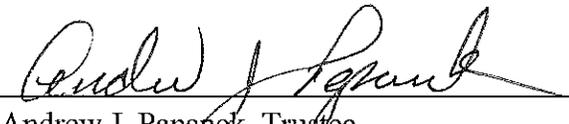
**Whereas,** Zoning Case #141-84, filed by Hunters Chase Dayton, LLC, proposes adoption of a major modification to a final development plan for Hunters Chase Apartments and for lands zoned "PD-1", Planned Residential District; and

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

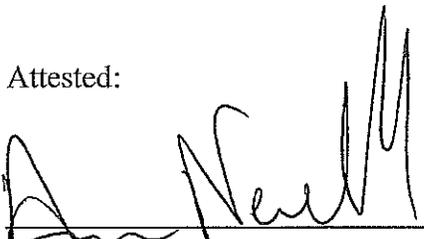
**Therefore Be It Resolved,** the Miami Township Board of Trustees approve the Major Modification to a Final Development Plan with the attached conditions under Zoning Case #141-84 and uphold the Zoning Commission recommendation.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron Newell, Fiscal Officer

Passed: May 24, 2016

GSR: bfe

**RESOLUTION # 039-2016**

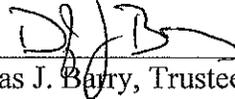
**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
DAYTON CHRISTIAN SCHOOLS – SOFTBALL FIELD UNDER  
ZONING CASE #413-13, FOR LANDS ZONED “PD-5”, PLANNED  
MIXED-USE**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, May 24, 2016; and

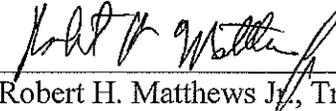
**Whereas,** Zoning Case #413-13, filed by Legacy Ministries International, proposes adoption of a final development plan for the Dayton Christian Schools Planned Development and for lands zoned “PD-5”, Planned Mixed-Use; and

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

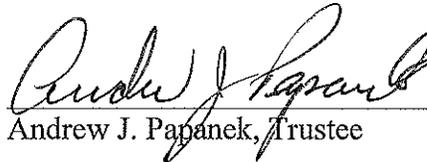
**Therefore Be It Resolved,** the Miami Township Board of Trustees approve  
the Final Development Plan under Zoning Case #413-13 and  
uphold the Zoning Commission recommendation.



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



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



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

Attested:



\_\_\_\_\_  
Aaron Newell, Fiscal Officer

Passed: May 24, 2016

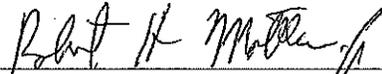
GSR:bfe

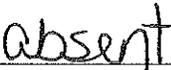
**RESOLUTION #040-2016**

**RESOLUTION TO SUPPORT THE REFORMING AND EXPANDING  
ACCESS TO TREATMENT (TREAT) ACT (H.R. 4076)**

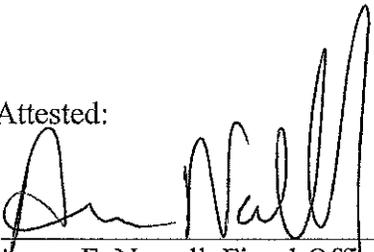
- Whereas,** drug abuse is a serious public health problem that affects almost every community and family in some way, and deaths from drug overdoses have jumped in nearly every county across the United States, driven largely by an explosion of addiction to prescription painkillers and heroin; and
- Whereas,** Congressman Mike Turner has introduced a bill to amend title XIX of the Social Security Act; and
- Whereas,** this amendment is cited as the Reforming and Expanding Access to Treatment (TREAT) Act (H.R. 4076); and
- Whereas,** the TREAT Act would allow payments to states under Medicaid for substance abuse services furnished to inmates in public institutions; and
- Therefore Be It Resolved,** the Miami Township Board of Trustees formally endorses the Reforming and Expanding Access to Treatment (TREAT) Act (H.R. 4076).

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: June 14, 2016

GSR:bfe

**RESOLUTION #041-2016**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO ENTER INTO AN ADDENDUM AGREEMENT WITH MIAMI  
VALLEY LIGHTING TO CONVERT EXISTING STREET LIGHTING  
TO LED LUMINARIES**

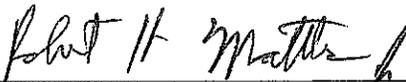
- Whereas,** the citizens of Miami Township, Montgomery County, Ohio, who live in street lighting districts, pay by assessment on their tax duplicates; and
- Whereas,** the Township is interested in converting all of Miami Valley Lightings existing eligible HPS Luminaries in the Township to LED Luminaries and Miami Valley Lighting is willing to undertake such conversions; and
- Whereas,** the Township and Miami Valley Lightings have negotiated and agreed to terms and conditions under which such conversions will occur; and
- Whereas,** the one-time cost will be split, pro-rata, and assessed to property owner's in affected areas; 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 Miami Valley Lighting, LLC, for the conversion of existing HPS Luminaries to LED Luminaries at a cost not to exceed \$11,000, which will be assessed pro-rata and put on the tax duplicates of those property owner's within each lighting district that is affected.

**And Be It Further Resolved,** a one-time pro-rata cost will be reflected on the January 2017 tax duplicate.

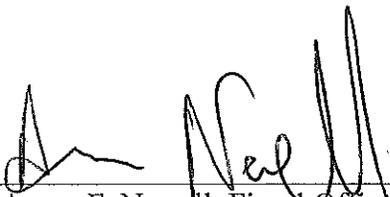
**SIGNATURE PAGE FOR RESOLUTION #041-2016 ONLY**

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer  
Passed: June 14, 2016  
GSR:bfe

RESOLUTION # 042-2016

**RESOLUTION TO ADOPT A ZONING MAP AMENDMENT FROM “O-2” OFFICE DISTRICT TO “PD-5” PLANNED MIXED USE DISTRICT AND FINAL DEVELOPMENT PLAN FOR THE WILDCAT PLANNED DEVELOPMENT UNDER ZONING CASE #420-16**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, June 14, 2016; and

**Whereas,** Zoning Case #420-16, filed by Wildcat Holdings, LLC, proposes adoption of a zoning map amendment from “O-2” Office District to “PD-5” Planned Mixed-Use District and final development plan for the Wildcat Planned Development and for lands zoned “PD-5”, Planned Mixed Use District; 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 Zoning Map Amendment and Final Development Plan under Zoning Case #420-16 and uphold the Zoning Commission recommendation.

DJB  
Douglas J. Barry, Trustee President

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

absent  
Andrew J. Papanek, Trustee

Attested:

Aaron F. Newell

Aaron F. Newell, Fiscal Officer

Passed: June 14, 2016

GSR:nsc

**RESOLUTION #043-2016**

**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 during executive session of the 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 change carriers to Anthem, effective July 1, 2016, with an overall rate increase of less than 2.0%; and

**Whereas,** the following tables show the two plans selected, Anthem's Lumenos 8.0 HSA Option E1 and Option 9 Rx-CE:

	Option E1 Embedded	Option 9 Non-Embedded
Employee	\$ 452.38	\$ 464.07
Employee/ Spouse	\$1,314.12	\$1,348.06
Employee/ Child(ren)	\$ 741.62	\$ 760.77
Family	\$1,391.01	\$1,416.68

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

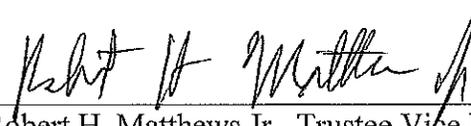
**Whereas,** union employee contributions rates for premiums are based on union contracts; and

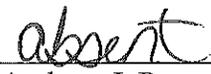
**Therefore Be It Resolved,** the Miami Township Board of Trustees accepts the recommendation; and

**Be It Further 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 7/1/2016 through 6/30/2017 plan year.

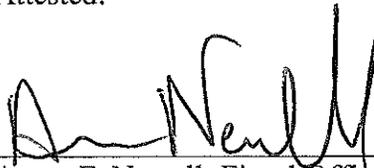
**SIGNATURE PAGE FOR RESOLUTION #043-2016 ONLY**

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer  
Passed: June 14, 2016  
GSR:pdb

**RESOLUTION #044-2016**

**RESOLUTION TO CEASE THE FRINGE BENEFIT PENSION PICK UP  
FOR FULL TIME EMPLOYEES**

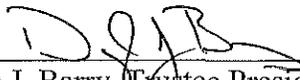
- Whereas,** non-union, full time employees hired before February 1, 2008 have been participating in an OPERS fringe benefit pension pick-up plan; and
- Whereas,** the Board of Trustees desires to have all non-union employees on one OPERS pension type; and
- Whereas,** it is the desire of the Township to increase the wages of those employees to pay their pension contribution in lieu of continuing the fringe benefit pension pick-up plan; and

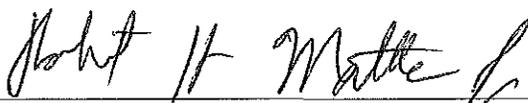
**Therefore Be It Resolved,** the Miami Township Board of Trustees ceases the fringe benefit pension pickup for the following employees:

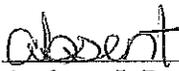
Scott Astor	Adrienne Bell
Penny Bogner	Junior Cope
Jay Crawford	Susan Davis
Rex Gore	Kyle Hinkelman
Melvin King	Daniel Mayberry
John Oldfield	Leah O'Malley
Gregory Rogers	John Schweickart
Christopher Snyder	David Steffey
Benjamin Swogger	Wesley Wade

**And Be It Further Resolved,** the increase of wages in lieu of the pension pick up benefit will be effective July 23, 2016.

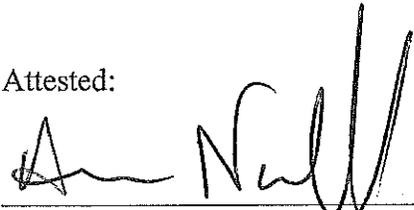
**SIGNATURE PAGE FOR RESOLUTION #044-2016 ONLY**

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

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

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

Attested:

  
\_\_\_\_\_

Aaron F. Newell, Fiscal Officer

Passed: June 14 2016

GSR:pdb

## RESOLUTION #045-2016

### RESOLUTION TO AUTHORIZE MIAMI TOWNSHIP TO PICK UP (TAX DEFER) THE STATUTORILY REQUIRED CONTRIBUTION TO THE OHIO PUBLIC EMPLOYEES RETIREMENT SYSTEM (OPERS) FOR THE EMPLOYEES OF THE TOWNSHIP PURSUANT TO INTERNAL REVENUE CODE SECTION 414(h)(2)

**Whereas,** pursuant to federal and Ohio laws, the employees of Miami Township could defer the federal and state income taxes on a portion of their wages or salaries if Miami Township would “pick-up” (tax defer) the statutorily required contribution by such elected official and covered employees to OPERS; and

**Whereas,** Miami Township will not incur any additional cost in the deferment of federal and state income taxes; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees requests the employee contribution for pension to OPERS be tax deferred for federal and state income taxes and authorizes the following:

Section 1: Effective **July 24, 2016 (August 2016 Pension Month)** the full amount of the statutorily required contributions to OPERS shall be withheld from the gross pay of each person within any of the classes established in Section 2 herein and shall be “picked up, taxed deferred” (assumed and paid to OPERS) by Miami Township. This “pick up, tax deferred” by Miami Township is, and shall be designated as, public employees contributions and shall be in lieu of contributions to OPERS by each person within any of the classes established in Section 2 herein. No person subject to this “pick up, tax deferred” shall have the option of choosing to receive the statutorily required contribution to OPERS directly instead of having it “picked up, tax deferred” by Miami Township or of being excluded from the “pick up, tax deferred.” Miami Township shall, in reporting and making remittance to OPERS report that the public employees contribution for each person subject to this “pick up, tax defer” has been made as provided by the statute.

Section 2: The “pickup, tax deferred” by Miami Township provided by this resolution shall apply to **all township employees** (union and non-union) of Miami Township who are or become contributing members of OPERS.

Section 3: The Township’s method of payment of salary to employees who are participants in OPERS is hereby modified as follows, in order to provide for a salary reduction pick-up of employee contributions to OPERS.

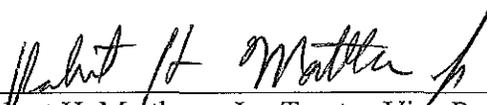
Section 4: The total salary for each employee shall be the salary otherwise payable under the Township’s policies. Such total salary of each employee shall be payable by the Township in two parts: (a) deferred salary and (b) cash salary. An

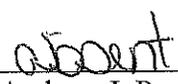
employee's deferred salary shall be equal to that percentage of that employee's total salary which is required from time to time by OPERS to be paid as an employee contribution by that employee, and shall be paid by the Township to OPERS on behalf of that employee as a pick-up and in lieu of the OPERS employee contribution otherwise payable by that employee. An employee's cash salary shall be equal to that employee's total salary less the amount of the pick-up for that employee, and shall be payable, subject to applicable payroll deductions, to that employee. The Township shall compute and remit its employer contributions to OPERS based upon an employee's total salary. The total combined expenditures of the Township for such employees' total salaries payable under applicable township policies and the pick-up provisions of this Resolution shall not be greater than the amounts it would have paid for those items had this provision not been in effect.

Section 5: The Township **will no longer provide the Fringe Benefit Pick-up plan** to any Township employee who currently is receiving this benefit as of **July 23, 2016**.

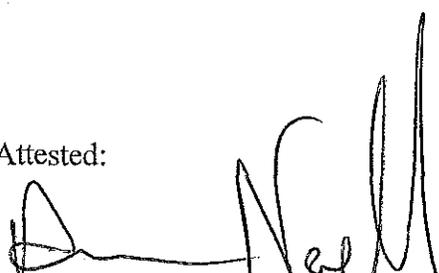
Section 6: The Fiscal Officer is hereby authorized and directed to implement the provisions of this Resolution to institute the "pick-up, tax deferred" of the statutorily required contributions to OPERS for those persons reflected in Section 2 herein so as to enable them to obtain the result in federal and state tax deferrals and other benefits.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron Newell, Fiscal Officer

Passed: June 14, 2016

GSR:pdb

**RESOLUTION #046-2016**

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

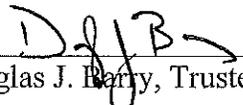
**Whereas,** Miami Township requests the Board of County Commissioners approve assistance through the Partnership Pool Program for improving and maintaining township roadways; and

**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

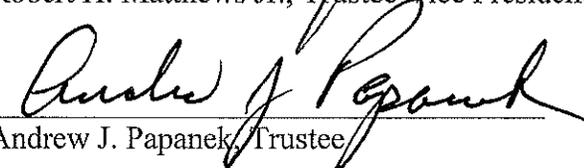
**Whereas,** Miami Township is to receive \$4,375.00 of township aid this year from the Montgomery County Engineer's Office; and

**Whereas,** the Public Works Director has made the request that this aid be designated to Miami Township's 2016 asphalt overlay and roadway striping program, at an estimated cost of \$167,000.00; and

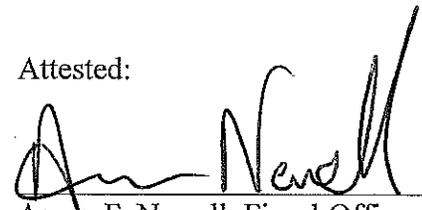
**Therefore Be It Resolved,** the \$4,375.00 in county aid is applied to the program expenditures, leaving an estimated cost of \$162,625.00 to be paid by Miami Township.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: June 28, 2016

GSR:nsc

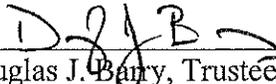
## RESOLUTION #047-2016

### RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO EXECUTE AN ED/GE PROGRAM PROJECT AGREEMENT WITH MONTGOMERY COUNTY FOR UTILIZATION OF ED/GE FUNDING

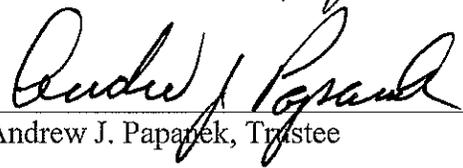
- Whereas,** the Board of County Commissioners of Montgomery County has established the Montgomery County Economic Development/Government Equity, "ED/GE" Program, to enhance the local area's ability to compete successfully in a global economic marketplace by providing a significant fund of grant dollars to attract and retain jobs and tax base; and
- Whereas,** Sensor Technology Systems, Inc. intends to refurbish an existing office facility at 3475 Newmark Drive; and
- Whereas,** the refurbishment of the facility by Sensor Technology Systems, Inc. provides the opportunity to bring 78 jobs to Miami Township that are new to Montgomery County; and
- Whereas,** Miami Township has been awarded \$200,000 or 14.1% of the total project cost through the ED/GE program, to support the refurbishment of the facility at 3475 Newmark Drive; and
- Whereas,** the ED/GE funding requires execution of a Program Project Agreement between the member jurisdiction (Miami Township) and Montgomery County; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to execute an agreement with Montgomery County substantially in the form on file with Miami Township with such changes as the Administrator determines are in the best interest of Miami Township, in support of the ED/GE project for Sensor Technology Systems, Inc..

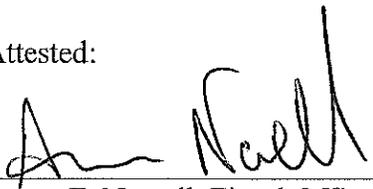
**SIGNATURE PAGE FOR RESOLUTION #047-2016 ONLY**

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer  
Passed: June 28, 2016  
GSR:nsc

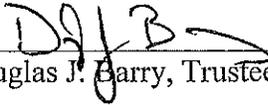
## RESOLUTION #048-2016

### RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO EXECUTE A DEVELOPMENT AGREEMENT WITH SENSOR TECHNOLOGY SYSTEMS, INC. FOR UTILIZATION OF ED/GE FUNDING

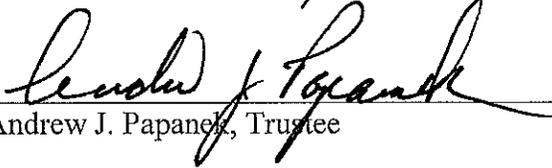
- Whereas,** the Board of County Commissioners of Montgomery County has established the Montgomery County Economic Development/Government Equity, "ED/GE" Program, to enhance the local area's ability to compete successfully in a global economic marketplace by providing a significant fund of grant dollars to attract and retain jobs and tax base; and
- Whereas,** Sensor Technology Systems, Inc. intends to refurbish an existing office facility at 3475 Newmark Drive; and
- Whereas,** the refurbishment of the facility by Sensor Technology Systems, Inc. provides the opportunity to bring 78 jobs to Miami Township that are new to Montgomery County; and
- Whereas,** Miami Township has been awarded \$200,000 or 14.1% of the total project cost through the ED/GE program, to support the refurbishment of the facility at 3475 Newmark Drive; and
- Whereas,** the ED/GE funding requires commitments to adhere to project job creation and retention goals and payment of prevailing wage; and
- Whereas,** Sensor Technology Systems, Inc. is willing to undertake the project and make such commitments as are required by the ED/GE Program Project Agreement between Miami Township and Montgomery County; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to execute an agreement with Sensor Technology Systems, Inc. to affirm the obligations of Sensor Technology Systems, Inc. to create and maintain, per the terms of the ED/GE Contract, the required number of new full time jobs and such other commitments as are required by the ED/GE Contract and Miami Township.

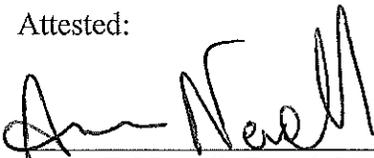
**SIGNATURE PAGE FOR RESOLUTION #048-2016 ONLY**

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

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

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

Attested:

  
\_\_\_\_\_

Aaron F. Newell, Fiscal Officer

Passed: June 28, 2016

GSR:nsc

**RESOLUTION #049-2016**

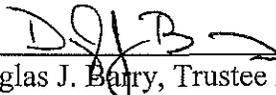
**RESOLUTION TO APPROVE A PAY INCREASE FOR A DEPUTY  
DIRECTOR OF COMMUNITY DEVELOPMENT**

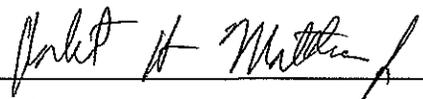
**Whereas,** Kyle Hinkelman has successfully served as Miami Township's Deputy Director of Community Development since June 10, 2014; and

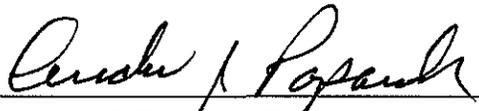
**Whereas,** a performance evaluation has been conducted by the Director of Community Development and an evaluation and recommendation have been completed; and

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

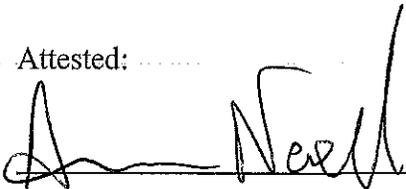
**Therefore, Be It Resolved,** the Miami Township Board of Trustees authorizes a salary increase of \$2,288 for Kyle Hinkelman, Pay Grade C, to an annual rate of pay of \$77,916.80 effective June 10, 2016.

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

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

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

Attested: .....

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: June 28, 2016

GSR:nsc

## RESOLUTION #050-2016

### RESOLUTION TO AUTHORIZE THE FUNDING OF EMPLOYEE HEALTH SAVINGS ACCOUNT (HSA) CONTRIBUTIONS

- Whereas,** the Miami Township Board of Trustees has, for the plan year of 07/01/2016 through 06/30/2017, agreed to fund HSA contributions for eligible employees and elected officials who participate in the Township's 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 that if it is known prior to the frontloading of funds, that an employee will be leaving employment before the end of the year, that employee will receive a prorated portion based on their potential date of termination or retirement and if the date of termination or retirement changes, they will receive the remaining amount of frontload; 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 within the month of July 2016 following the health plan year effective date of 7/1/2016, (if the employee has reached his/her allowable maximum for 2016, the remainder of the HSA Employer Contribution will be deposited within the month of January 2017); 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

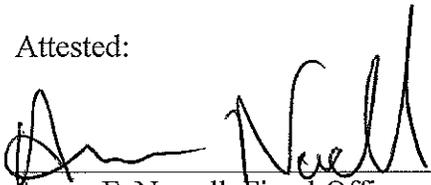
**Therefore Be It Resolved,** the Miami Township Board of Trustees has considered and supports the funding of HSA contributions as outlined above and directs the Finance Department, to proceed as necessary to ensure the HSA contributions are addressed appropriately.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: June 28, 2016

GSR:pdh

**RESOLUTION #051-2016**

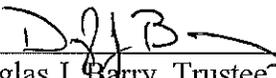
**RESOLUTION TO ENTER INTO MEMORANDUMS OF UNDERSTANDING WITH UNIONS FOR HSA EMPLOYER CONTRIBUTIONS**

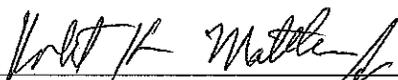
**Whereas,** the Board of Trustees has approved a high deductible health plan (HDHP) for the 2016/2017 plan year; and

**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

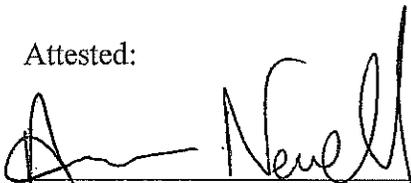
**Therefore Be It Resolved,** the Miami Township Board of Trustees agrees to sign the Memorandums of Understanding and authorize the Township Administrator to carry out those activities which will allow employees covered by FOP and OPBA collective bargaining agreements, providing the MOU's are agreed to by the respective union representatives, to earn and/or receive employer funded HSA funds for the 2016/2017 plan year.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: June 28, 2016

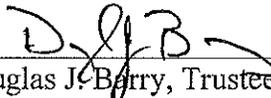
GSR:pdh

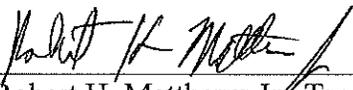
**RESOLUTION #052-2016**

**RESOLUTION TO REQUEST THE MONTGOMERY COUNTY  
AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION  
IN ANTICIPATION OF A 3.65 MILL RENEWAL LEVY FOR THE  
FIRE DEPARTMENT**

- Whereas,** the Miami Township Board of Trustees provides an efficient and effective fire and EMS 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 3.65 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

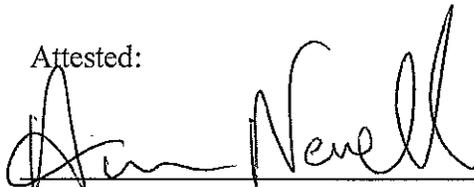
**Therefore Be It Resolved,** the Miami Township Board of Trustees, in compliance with Ohio Revised Code 5705.03 (B), requests the Montgomery County Auditor to certify the current total tax valuation of the unincorporated portion of Miami Township and the total revenue a 3.65 mill renewal levy would generate for the Fire Department, as provided for under ORC 5705.19 (I), if approved in the November 2016 election to renew the existing 3.65 mill fire levy expiring on December 31, 2016.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: June 28, 2016

GSR:pdb

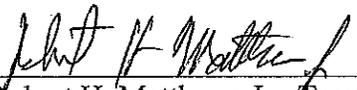
**RESOLUTION #053-2016**

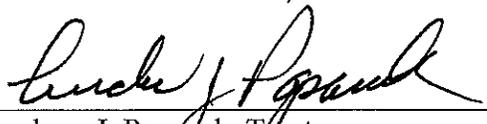
**RESOLUTION TO REQUEST THE MONTGOMERY COUNTY  
AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION  
IN ANTICIPATION OF A 3.65 MILL REPLACEMENT LEVY FOR  
THE FIRE DEPARTMENT**

- Whereas,** the Miami Township Board of Trustees provides an efficient and effective fire and EMS 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 3.65 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

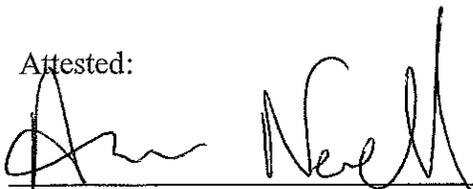
**Therefore Be It Resolved,** the Miami Township Board of Trustees, in compliance with Ohio Revised Code 5705.03 (B), requests the Montgomery County Auditor to certify the current total tax valuation of the unincorporated portion of Miami Township and the total revenue a 3.65 mill replacement levy would generate for the Fire Department, as provided for under ORC 5705.19 (I), if approved in the November 2016 election to replace the existing 3.65 mill Fire levy expiring on December 31, 2016.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Aaron F. Newell, Fiscal Officer

Passed: June 28, 2016

GSR:pdb

**RESOLUTION #054-2016**

**RESOLUTION TO APPROVE AN AMENDED APPROPRIATION  
OF FUNDS FOR 2016**

**Whereas,** the annual appropriations for 2016 are to provide for expenditures during fiscal year ending December 31, 2016; and

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

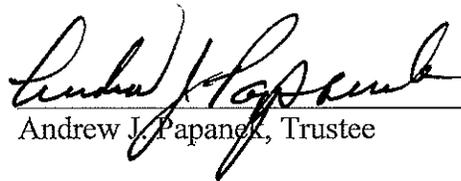
**Therefore Be It Resolved,** the Miami Township Board of Trustees approves the attached amendment to the annual appropriations for 2016, and forwards the attached copy to the Montgomery County Auditor.



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



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



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

Attested:



\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: June 28, 2016

GSR:bfe

**RESOLUTION #055-2016**

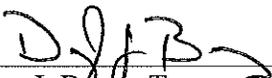
**RESOLUTION TO DECLARE VEHICLE AS SURPLUS PROPERTY  
AND AUTHORIZE THE SALE OF SAID PROPERTY**

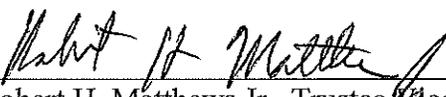
**Whereas,** the Ohio Revised Code Section 505.10 establishes procedures by which Miami Township can sell, trade-in, or dispose of Township-owned articles; and

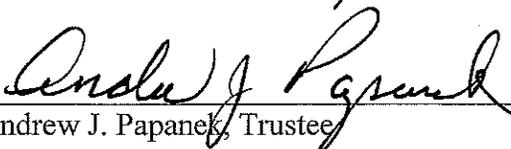
**Whereas,** regulations are being followed in accordance with the Ohio Revised Code; and

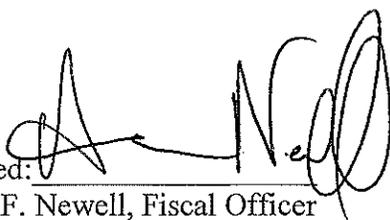
**Whereas,** Miami Township Police Department has a 2010 Ford Crown Victoria, VIN 2FABP7BV7AX102779 which is no longer needed, broken and /or worn out and beyond useful purpose; and

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

  
\_\_\_\_\_  
Douglas J. Barty, Trustee President

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

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

  
Attested:  
Arron F. Newell, Fiscal Officer  
Passed: July 12, 2016  
GSR:bfe

**RESOLUTION #056-2016**

**RESOLUTION TO APPROVE THE PURCHASE OF ROAD  
DE-ICING SALT FOR THE 2016-2017 WINTER SEASON**

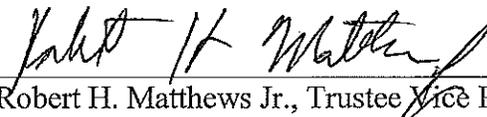
**Whereas,** there is a need to purchase de-icing salt for the winter of 2016-2017; and

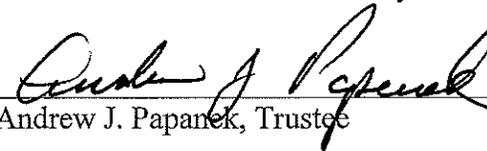
**Whereas,** requests for bids have been made through the Southwest Ohio Purchasers for Government (SWOP4G); and

**Whereas,** Miami Township has joined this bid for 3,000 tons of de-icing salt; and

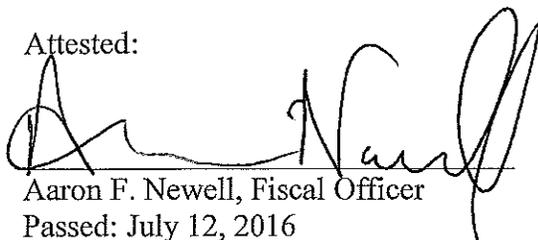
**Therefore Be It Resolved,** the Miami Township Board of Trustees accepts the lowest and best bid from Morton Salt, Inc. at \$57.53 per ton dumped at the Miami Township Public Works facility, 10891 Wood Road, Miami Township, Ohio 45342.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer  
Passed: July 12, 2016  
GSR:bfe

**RESOLUTION #057-2016**

**RESOLUTION IN SUPPORT OF AN APPLICATION FOR CLEAN OHIO FUNDS BY THE THREE VALLEY CONSERVATION TRUST**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, July 12, 2016; and

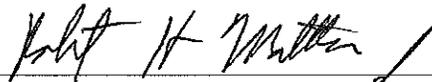
**Whereas,** the Miami Township Board of Trustees received a request from Three Valley Conservation Trust for support of their application to the Clean Ohio Fund for property located at 2465 Keystone Club Drive, Dayton, Ohio 45439 and known as the Miami Valley Hunt & Polo Club; and

**Whereas,** the Miami Township Board of Trustees has reviewed this request and determined that the nomination of the property for purchase of a conservation easement is compatible with the Township's goals to conserve and promote open space; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees supports the participation of the Three Valley Conservation Trust in the Clean Ohio Green Space Conservation Program as it relates to the purchase of a conservation easement at the Miami Valley Hunt & Polo Club and acknowledges that such conservation of open space is consistent with the goals and policies of Miami Township.



Douglas J. Barry, Trustee President



Robert H. Matthews Jr., Trustee Vice President



Andrew J. Papanek, Trustee

Attested:



Aaron F. Newell, Fiscal Officer

Passed: July 12, 2016

GSR:bfe

**RESOLUTION #058-2016**

**RESOLUTION TO APPOINT MIAMI TOWNSHIP-DAYTON MALL  
JOINT ECONOMIC DEVELOPMENT DISTRICT BOARD MEMBER**

**Whereas,** the Miami Township Board of Trustees approved a Joint Economic Development District (JEDD) with Resolution #94-2009; and

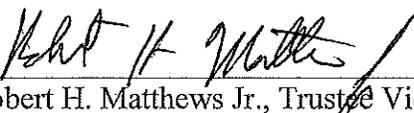
**Whereas,** under the approved contract Miami Township Board of Trustees is responsible for appointing members to the Miami Township-Dayton Mall Joint Economic Development District; and

**Whereas,** Greg Rogers was appointed to represent business owners located within the district on the JEDD Board pursuant to ORC Section 715.78 (A)(1)(c) and has served two (2) consecutive terms which will expire on August 13, 2016; and

**Whereas,** it is the recommendation of the Township Administrator to appoint C. Clay McCord to represent business owners located within the district on the JEDD Board; and

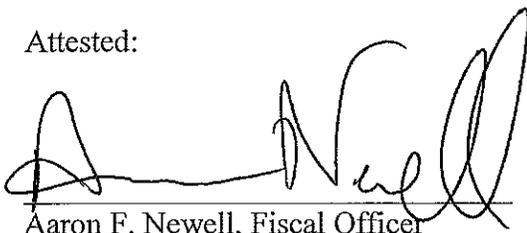
**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints C. Clay McCord to represent business owners located within the district on the Miami Township-Dayton Mall JEDD Board, as required by contract, effective August 14, 2016.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: July 12, 2016

GSR:sld

**RESOLUTION # 059-2016**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO SIGN A RECORD PLAN FOR SCANNELL PROPERTIES #235,  
LLC**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, July 12, 2016; and

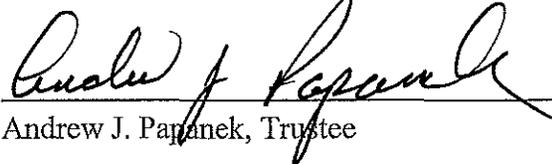
**Whereas,** a Record Plan for Scannell Properties #235, LLC has been prepared; and

**Whereas,** Miami Township owns certain lands identified on the record plan that are to be dedicated for public use as part of the Byers Road right of way; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to sign the requested record plan for Scannell Properties #235, LLC, dedicating said Township lands for public use.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron Newell, Fiscal Officer

Aaron Newell, Fiscal Officer

Passed: July 12, 2016

GSR:nsc

**RESOLUTION #060-2016**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO ENTER INTO THE MONTGOMERY COUNTY LAND  
REUTILIZATION CORPORATION NEIGHBORHOOD INITIATIVE  
PROGRAM COMMUNITY AGREEMENT**

- Whereas,** Montgomery County, Ohio, under the authority of the State of Ohio Revised Code Chapters 1724 and 5722, has created a Land Reutilization Corporation in order to address the growing problems of blight and property disuse in our communities; and
- Whereas,** it has been stated in the 2015 Strategic Plan of Miami Township that dealing with community blight is one of the five community priorities moving forward; and
- Whereas,** The Montgomery County Land Reutilization Corporation aims to provide tools and funding for local governments to address problems of neighborhood blight in a time and resource efficient manner; and
- Whereas,** Miami Township voted to join the Montgomery County Land Reutilization Corporation on April 26, 2016; and
- Whereas,** Miami Township wishes to participate in the Neighborhood Initiative Program; and

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

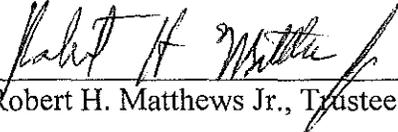
Section 1. Miami Township hereby agrees and consents to cooperate and enter into the Neighborhood Initiative Program Community Agreement with the Montgomery County Land Reutilization Corporation.

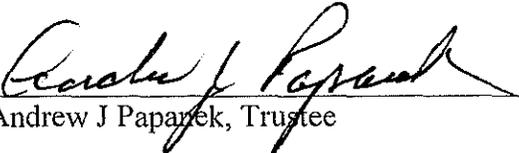
Section 2. The Board of Trustees hereby authorizes and directs the Township Administrator, to execute and deliver for and on behalf of the Township the Neighborhood Initiative Program Community Agreement substantially in the form presently on file with the Township, with such changes thereto as may be approved by the Township Administrator executing the Neighborhood Initiative Program Community Agreement, the execution of which shall be prima facie evidence of such Township official's approval of the form of such Agreement.

Section 3. Open Meeting Requirements Compliance. This Board of Trustees determines that all formal actions of this Board of Trustees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board of Trustees, and that all deliberations of this Board of Trustees and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

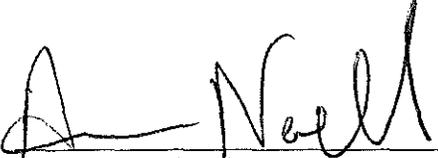
Section 4. This resolution shall become effective immediately.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron Newell, Fiscal Officer  
Passed: July 26, 2016  
GSR:bfe

## RESOLUTION #061-2016

### RESOLUTION TO DECLARE IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN (10) MILL LIMITATION FOR THE MIAMI TOWNSHIP CONTRIBUTION TO THE MIAMI VALLEY FIRE DISTRICT

**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 a tax in excess of the ten (10) mill limitation for the benefit of the unincorporated area of Miami Township, for the purpose of paragraph (I) Section 5705.19 ORC, "providing and maintaining motor vehicles, communications, and other equipment used directly in the operation of the Miami Valley Fire District, or the payment of salaries of permanent fire personnel, or the payment of costs incurred by the District as a result of contracts made with other political subdivisions in order to obtain fire protection", at a rate not exceeding 3.65 mills for each one dollar of valuation, which amounts to \$0.365 for each one hundred dollars of valuation for five (5) years, and which is a renewal of an existing levy of 3.650 mills commencing collection year 2016; and

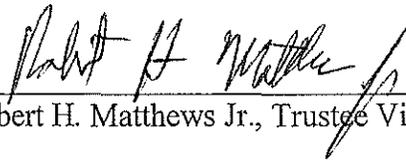
**Therefore Be It Further Resolved,** said levy be placed upon the tax list to be collected in the calendar year of 2017, if a majority of the electors voting thereon vote in favor thereof; and

**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 #061-2016 ONLY**



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

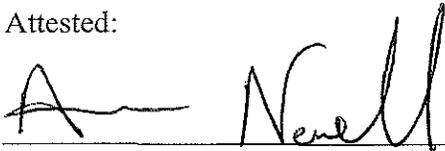


\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President



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

Attested:



\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: July 26, 2016

CCM:pdb

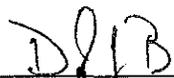
**RESOLUTION #062-2016**

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

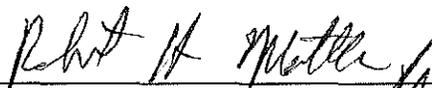
**Whereas,** Miami Township is working cooperatively with the City of Dayton to evaluate joint land use planning needs within and around the Dayton Wright Brothers Airport; and

**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

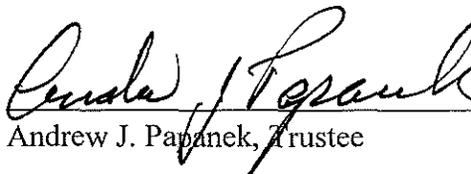
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to contract with a qualified firm to prepare and provide an appraisal report with such services not to exceed \$4,000.00.



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

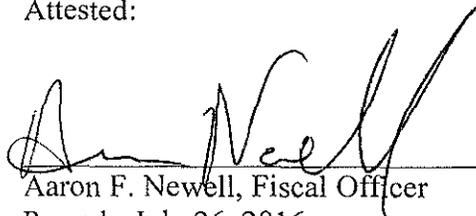


\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President



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

Attested:



\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: July 26, 2016

GSR:bfe

RESOLUTION #064-2016

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO SIGN A CONTRACT WITH SANDY'S TOWING, RECOVERY &  
CARRIER SERVICE FOR THE TOW FRANCHISE AGREEMENT FOR  
THE MIAMI TOWNSHIP POLICE DEPARTMENT**

**Whereas,** the Miami Township Police Department found a need to accept bids for towing services for Miami Township; and

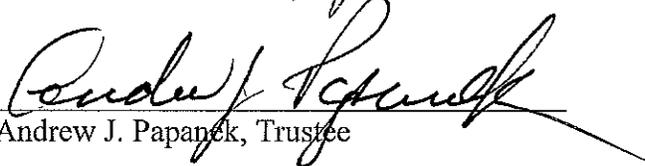
**Whereas,** the Miami Township Police Department advertised for said towing services; and

**Whereas,** Sandy's Towing, Recovery & Carrier Service has agreed to pay an annual rate of \$40,000 to the Miami Township Police Department for these services; and

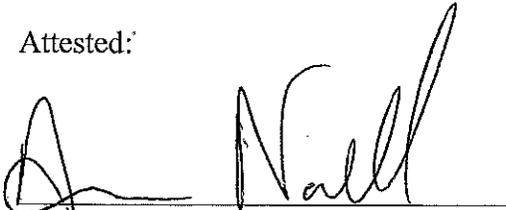
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to enter into an agreement with Sandy's Towing, Recovery & Carrier Service to provide towing services for Miami Township.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: August 23, 2016

GSR:nsc

## RESOLUTION #065-2016

### RESOLUTION TO IMPOSE A MORATORIUM OF SIX MONTHS ON THE ISSUANCE AND PROCESSING OF ANY PERMITS ALLOWING CULTIVATORS, PROCESSORS AND RETAIL DISPENSARIES OF MEDICAL MARIJUANA WITHIN THE TOWNSHIP

- Whereas,** on June 8, 2016 the Ohio General Assembly adopted and the Governor has signed into law 131 Sub. H.B. 523, legalizing the cultivating, processing and dispensing of medical marijuana in the State of Ohio, which becomes effective September 8, 2016; and
- Whereas,** for the purposes of this Resolution, the definitions of “cultivators,” “processors,” and “retail dispensaries” are given the same definitions as are found in Chapter 3796 of the Ohio Revised Code, effective September 8, 2016; and
- Whereas,** Ohio Revised Code Section 3796.29 authorizes a township to adopt a resolution, to prohibit, or limit the number of, cultivators, processors, or retail dispensaries licensed under Chapter 3796 within the unincorporated territory of the Township; and
- Whereas,** the Board of Trustees, Staff, and Zoning Commission require additional time to undertake a review of all applicable codes and resolutions and to study and make recommendations as to whether to limit or prohibit the cultivation, processing and/or retail dispensing and to develop and implement resolutions regarding the cultivation, processing and retail dispensing of medical marijuana within the Township; and
- Whereas,** pursuant to the Ohio Revised Code, townships have the power to enact resolutions that are in the interest of the public health and safety of the citizens of the Township; and
- Whereas,** a moratorium of six months on the granting of permits or certificates for any building, structure, use or change of use that would enable the cultivation, processing or retail dispensing of medical marijuana-related businesses and uses in order to allow the Board of Trustees, Staff and Zoning Commission members to review applicable statutes, codes and resolutions relative to such uses; and

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

- Section 1. The Board of Trustees hereby imposes a six month moratorium, from the effective date of this Resolution, on the processing and issuance of permits or certificates for any building, structure, use or change of use that would enable the cultivation, processing or retail dispensing of medical marijuana-related businesses and uses in order to allow the Board of Trustees, Staff and Zoning Commission members to review applicable statutes, codes and resolutions relative to such uses.
- Section 2. No certificates or permits of any kind shall be processed or issued to an applicant who intends to open, use any land or devote any floor area of a business for the purposes of cultivation, processing, or retail sale of medical marijuana for the period of this moratorium. No valid existing business in the Township may expand in any way that would establish cultivation, processing or retail sale of medical marijuana for the duration of the moratorium.
- Section 3. The Board of Trustees directs the Township Administrator and Community Development Director to immediately undertake a review of the new law and related issues and to have staff recommend resolutions to the Board regarding the cultivation, processing and retail dispensing of medical marijuana.
- Section 4. The moratorium shall be in effect for a period of six months effective immediately or until changes are enacted to amend the Zoning Resolutions of the Township to address these issues or until the Board approves legislation explicitly revoking this moratorium, whichever comes first.
- Section 5. That it is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberation of this Board and of any of its committees that resulted in such formal action were taken in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

**SIGNATURE PAGE FOR RESOLUTION #065-2016 ONLY**



Douglas J. Barry, Trustee President

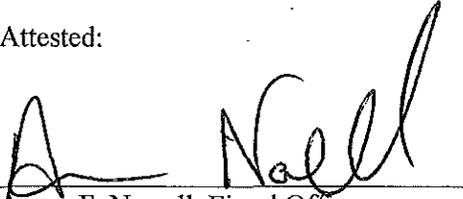


Robert H. Matthews Jr., Trustee Vice President



Andrew J. Papanek, Trustee

Attested:



Aaron F. Newell, Fiscal Officer

Passed: August 23, 2016

GSR:nsc

**RESOLUTION #066-2016**

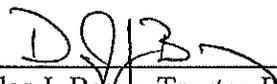
**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
LOT #7 OF THE ZENGEL PROPERTY PLANNED DEVELOPMENT, A  
20,200 S.F. NEW AUTOMOBILE DEALERSHIP, UNDER ZONING  
CASE #271-94, FOR LANDS ZONED "PD-3", PLANNED BUSINESS  
DISTRICT**

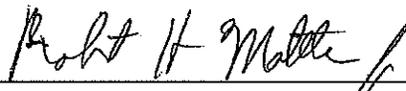
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, August 23, 2016; and

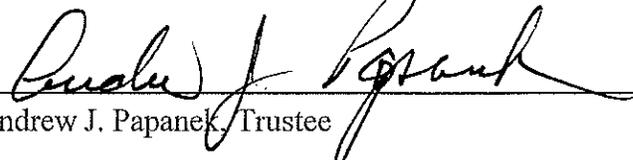
**Whereas,** Zoning Case #271-94, filed by Zengel Construction Company, proposes adoption of a final development plan for lot #7 of the Zengel Property Planned Development and for lands zoned "PD-3", Planned Business District; and

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

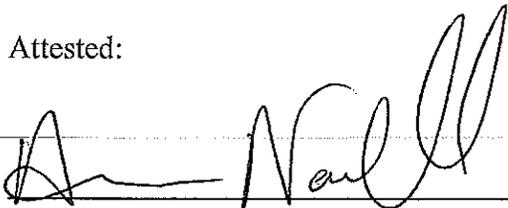
**Therefore Be It Resolved,** the Miami Township Board of Trustees denies  
the Final Development Plan under Zoning Case #271-94 and  
uphold the Zoning Commission recommendation.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: August 23, 2016  
GSR:nsc

## RESOLUTION #067-2016

### RESOLUTION TO SUPPORT WEST CARROLLTON SCHOOL DISTRICT TO SEEK FIVE YEAR, 5.5 MILL OPERATING LEVY

- Whereas,** the West Carrollton School District has stretched the 6.5 mill operating levy passed in 2007 for 9 years; and
- Whereas,** in 2011, the State of Ohio began phasing out the Tangible Personal Property reimbursement – the equivalent of a loss of 5.7 mills to date for the District – and the West Carrollton School District is “capped”, meaning that the district receives only 85% of the calculated State funding – the equivalent of an additional loss of 9 mills – a total loss of 14.7 mills from the State of Ohio; and
- Whereas,** the State Auditor recommends that the West Carrollton School District General Fund year-end balance cover 2 months of expenses, and it will cover 1 month of expenses in June of 2017, 0.4 months in 2018, -0.1 months in 2019, and -0.8 months in 2020; and
- Whereas,** the West Carrollton School District spends significantly more General Fund dollars on instruction and significantly less on administration than the state average and the West Carrollton School District expenditures per pupil (\$10,780) are less than the state average (\$10,985); and
- Whereas,** passage of the 5.5 mill operating levy means the West Carrollton School District will not have to cut 20 to 25 teachers prior to the 2017-18 school year, they will not have to be back on the May 2, 2017, ballot with a 6.8 mill operating levy, and they will be able to bring back most of the more than half a million dollars in budget cuts made after the defeat of the 5.5 mill levy request on March 15, 2016; and
- Whereas,** the cost of the levy on a home valued at \$100,000 is \$16.04 a month or \$0.53 a day – Together We Can Make *Change*; and
- Whereas,** as a result of these financial challenges and excellent fiscal stewardship, the District has determined it necessary to place a five-year, 5.5 mill operating levy on the November 8, 2016 ballot; and
- Whereas,** the Miami Township Trustees believe in protecting and preserving our home values and strengthening the economic fiber and future of our community, and

feels it is in the best interest of the community to pass the five-year operating levy; and

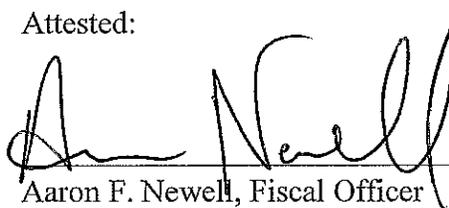
**Therefore Be It Resolved**, the Miami Township Trustees do hereby support the West Carrollton School District's decision to seek a five-year, 5.5 mill operating levy, and encourages the residents of Miami Township to do likewise on November 8, 2016.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: September 13, 2016

GSR:nsc

**RESOLUTION #068-2016**

**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 **Crains Run Lighting District**, established by Resolution #110-2000, consists of the following subdivisions: Section 1 through 14; and

**Whereas,** Miami Valley Lighting, LLC is under contract to provide power and maintenance for Crains Run Lighting District; and

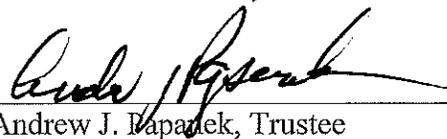
**Whereas,** the Crains Run Lighting District has been contracted; and

**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 of **\$78.56** per lot, plus required administrative fees, subject to the contracted agreement. See attached documents: Miami Valley Lighting, LLC spreadsheet and parcel identifications for this lighting district.”

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: September 13, 2016

GSR:nsc

**RESOLUTION # 069-2016**

**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 **Haplin Lighting District**, consists of the following subdivision: Huber 28 plus an unplatted lot on parcel K47-24-4-36; and

**Whereas,** Miami Valley Lighting, LLC is under contract to provide power and maintenance for Haplin Lighting District; and

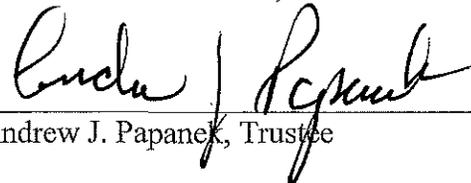
**Whereas,** the Haplin Lighting District has been contracted; and

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

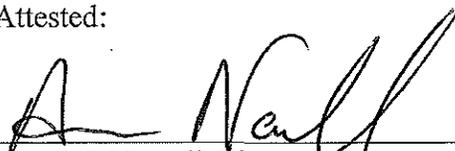
“that in order to pay for the costs and expenses of furnishing and maintaining the street lights for said unincorporated district under said contract, and the proceedings in relation thereof, there is hereby levied and specially assessed on benefit basis, against the following lots and each of them in said contract, the amount of **\$29.71** per lot, plus required administrative fees, subject to the contracted agreement. See attached documents: Miami Valley Lighting, LLC spreadsheet and parcel identifications for this lighting district.”

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: September 13, 2016

GSR:nsc

**RESOLUTION #070-2016**

**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 **Heritage Glen Lighting District**, consists of the following subdivision: Sections 1 through 7; and

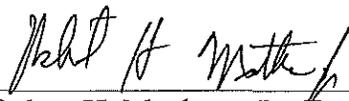
**Whereas,** Miami Valley Lighting, LLC is under contract to provide power and maintenance for Heritage Glen Lighting District; and

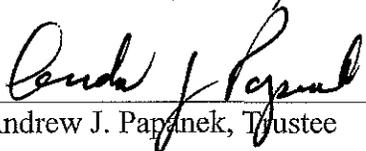
**Whereas,** the Heritage Glen Lighting District has been contracted; and

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

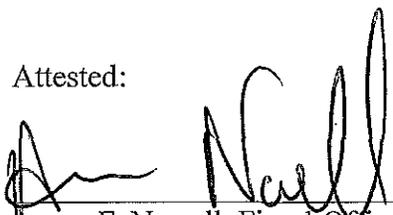
“that in order to pay for the costs and expenses of furnishing and maintaining the street lights for said unincorporated district under said contract, and the proceedings in relation thereof, there is hereby levied and specially assessed on benefit basis, against the following lots and each of them in said contract, the amount of **\$31.60** per lot, plus required administrative fees, subject to the contracted agreement. See attached documents: Miami Valley Lighting, LLC spreadsheet and parcel identifications for this lighting district.”

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer  
Passed: September 13, 2016  
GSR:nsc

**RESOLUTION # 071-2016**

**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 **Lehigh Lighting District**, consists of the following subdivision:  
Haverstick 2 Section 1; and

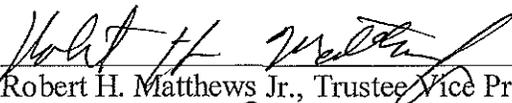
**Whereas,** Miami Valley Lighting, LLC is under contract to provide power and maintenance for Haplin Lighting District; and

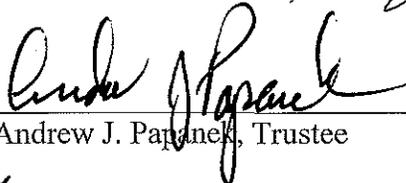
**Whereas,** the Lehigh Lighting District has been contracted; and

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

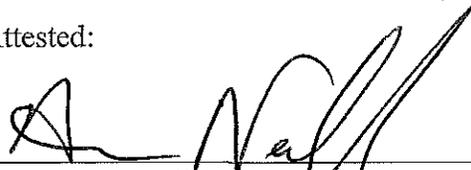
“that in order to pay for the costs and expenses of furnishing and maintaining the street lights for said unincorporated district under said contract, and the proceedings in relation thereof, there is hereby levied and specially assessed on benefit basis, against the following lots and each of them in said contract, the amount of **\$23.38** per lot, plus required administrative fees, subject to the contracted agreement. See attached documents: Miami Valley Lighting, LLC spreadsheet and parcel identifications for this lighting district.”

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: September 13, 2016

GSR:nsc

**RESOLUTION # 072-2016**

**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 **Miami Village Lighting District Section 1**, consists of the following subdivision: Villages of Miami Section 1, 1A, 1C & 1D; and

**Whereas,** Miami Valley Lighting, LLC is under contract to provide power and maintenance for Miami Village Lighting District Section 1; and

**Whereas,** the Miami Village Lighting District Section 1 has been contracted; and

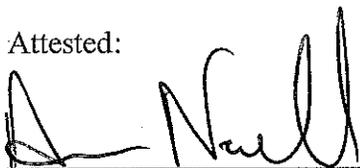
**Therefore Be It Resolved,** the Miami Township Board of Trustees, Miami Township, Montgomery County, State of Ohio:

“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 of **\$46.57** per lot, plus required administrative fees, subject to the contracted agreement. See attached documents: Miami Valley Lighting, LLC spreadsheet and parcel identifications for this lighting district.”

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

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

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

Attested:  
  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer  
Passed: September 13, 2016  
GSR:nsc

**RESOLUTION # 073-2016**

**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 **Miami Village Lighting District Section 2**, consists of the following subdivision: Villages of Miami Section 2, 2A, & 2B; Villages of Miami Townhouse Section 1 & 1A; and

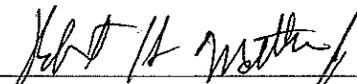
**Whereas,** Miami Valley Lighting, LLC is under contract to provide power and maintenance for Miami Village Lighting District Section 2; and

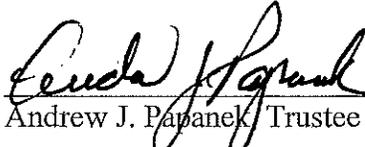
**Whereas,** the Miami Village Lighting District Section 2 has been contracted; and

**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 of **\$40.09** per lot, plus required administrative fees, subject to the contracted agreement. See attached documents: Miami Valley Lighting, LLC spreadsheet and parcel identifications for this lighting district.”

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

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

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

Attested:

\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer  
Passed: September 13, 2016  
GSR:nsc

**RESOLUTION #074-2016**

**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 **Miami Village Lighting District Section 3A**, consists of the following subdivision: Villages of Miami Section 3A; and

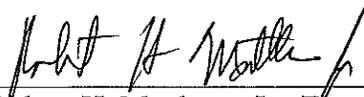
**Whereas,** Miami Valley Lighting, LLC is under contract to provide power and maintenance for Miami Village Lighting District Section 3A; and

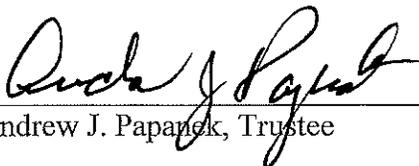
**Whereas,** the Miami Village Lighting District Section 3A has been contracted; and

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

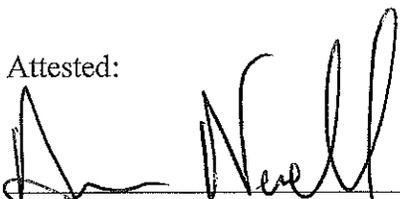
“that in order to pay for the costs and expenses of furnishing and maintaining the street lights for said unincorporated district under said contract, and the proceedings in relation thereof, there is hereby levied and specially assessed on benefit basis, against the following lots and each of them in said contract, the amount of **\$40.60** per lot, plus required administrative fees, subject to the contracted agreement. See attached documents: Miami Valley Lighting, LLC spreadsheet and parcel identifications for this lighting district.”

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: September 13, 2016

GSR:nsc

**RESOLUTION #075-2016**

**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 Miami Village Lighting District Section 3B, consists of the following subdivision: Villages of Miami Section 3B; and

**Whereas,** Miami Valley Lighting, LLC is under contract to provide power and maintenance for Miami Village Lighting District Section 3B; and

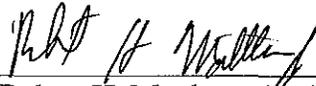
**Whereas,** the Miami Village Lighting District Section 3B has been contracted; and

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

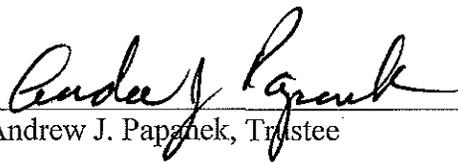
“that in order to pay for the costs and expenses of furnishing and maintaining the street lights for said unincorporated district under said contract, and the proceedings in relation thereof, there is hereby levied and specially assessed on benefit basis, against the following lots and each of them in said contract, the amount of **\$39.15** per lot, plus required administrative fees, subject to the contracted agreement. See attached documents: Miami Valley Lighting, LLC spreadsheet and parcel identifications for this lighting district.”



Douglas J. Barry, Trustee President

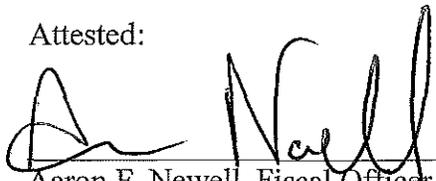


Robert H. Matthews Jr., Trustee Vice President



Andrew J. Paparek, Trustee

Attested:



Aaron F. Newell, Fiscal Officer

Passed: September 13, 2016

GSR:nsc

**RESOLUTION #076-2016**

**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 **Miami Village Lighting District Section 3C**, consists of the following subdivision: Villages of Miami Section 3C; and

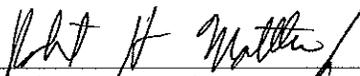
**Whereas,** Miami Valley Lighting, LLC is under contract to provide power and maintenance for Miami Village Lighting District Section 3C; and

**Whereas,** the Miami Village Lighting District Section 3C has been contracted; and

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

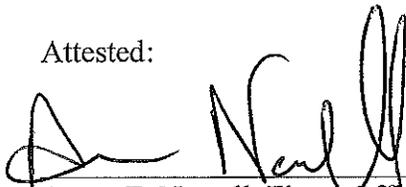
“that in order to pay for the costs and expenses of furnishing and maintaining the street lights for said unincorporated district under said contract, and the proceedings in relation thereof, there is hereby levied and specially assessed on benefit basis, against the following lots and each of them in said contract, the amount of **\$48.18** per lot, plus required administrative fees, subject to the contracted agreement. See attached documents: Miami Valley Lighting, LLC spreadsheet and parcel identifications for this lighting district.”

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

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

  
\_\_\_\_\_  
Andrew J. Papanelek, Trustee

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer  
Passed: September 13, 2016  
GSR:nsc

**RESOLUTION #077-2016**

**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 Miami Village Lighting District Section 4A, consists of the following subdivision: Villages of Miami Section 4A; and

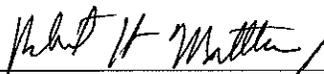
**Whereas,** Miami Valley Lighting, LLC is under contract to provide power and maintenance for Miami Village Lighting District Section 4A; and

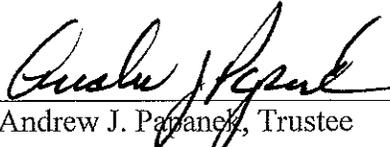
**Whereas,** the Miami Village Lighting District Section 4A has been contracted; and

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

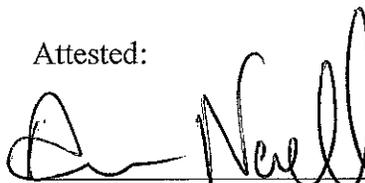
“that in order to pay for the costs and expenses of furnishing and maintaining the street lights for said unincorporated district under said contract, and the proceedings in relation thereof, there is hereby levied and specially assessed on benefit basis, against the following lots and each of them in said contract, the amount of **\$42.16** per lot, plus required administrative fees, subject to the contracted agreement. See attached documents: Miami Valley Lighting, LLC spreadsheet and parcel identifications for this lighting district.”

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

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

  
\_\_\_\_\_  
Andrew J. Patronek, Trustee

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: September 13, 2016

GSR:nsc

GSR:nsc

LIGHTING DIST	QTY	LUMENS	TYPE	POLE	GLOBE	RATE	MONTHLY	ANNUAL	LED Upgrade PAR (GLOBE FEE)	Add Fee (TOTAL LED)	Total Fee	5% FEE	5% FEE per parcel	PER PARCEL	TOTAL FEE WITH 5%	# of Parcels	RESOLUTIONS
<b>TERRYLYNN (GLD)</b>																	
977 PARCELS	1	9500	HPS	WOOD	CUT OFF	9.06	9.06	108.72	20.00	20.00							XXX-2016 \$32.73
	173	9500	HPS		CUT OFF	11.84	2013.72	24184.64	20.00	3460.00							110-2011 \$35.81
W STROOP RD.	9	16000	HPS	WOOD	CUT OFF	10.55	94.95	1139.40	30.00	270.00							170-2004 \$38.48
W STROOP RD.	3	16000	HPS		CUT OFF	13.13	39.39	472.68	30.00	90.00							
W STROOP RD.	8	27000	HPS	WOOD	CUT OFF	14.15	113.20	1358.40	40.00	320.00							
W STROOP RD.	1	27000	HPS		CUT OFF	16.73	16.73	200.76	40.00	40.00							
W STROOP RD.	1	50000	HPS	WOOD		17.16	17.16	205.92	0.00	0.00							
W STROOP RD.	3	35-37' Spin ALUM	METAL			3.44	10.32	123.84	0.00	0.00							
SUB-TOTAL	199							\$27,774.56		\$ 4,200.00	\$ 31,974.56	\$ 1,598.72	\$ 1.64	\$ 52.73	\$ 34.36	977	
<b>HAPLIN (CLD)</b>																	
268 PARCELS	43	9500	HPS		CUT OFF	11.84	500.52	6006.24	20.00	860.00							XXX-2016 \$29.71
	7	16000	HPS	WOOD	CUT OFF	10.55	73.85	886.20	30.00	210.00							103-2011 \$28.33
SUB-TOTAL	50							\$ 6,892.44		\$ 1,070.00	\$ 7,962.44	\$ 398.12	\$ 1.49	\$ 29.71	\$ 31.20	268	171-2004 \$29.14
<b>LEHIGH (ELD)</b>																	
39 PARCELS	1	9500	HPS	WOOD	CUT OFF	9.06	9.06	108.72	20.00	20.00							XXX-2016 \$23.38
	5	16000	HPS	WOOD	CUT OFF	10.55	52.75	633.00	30.00	150.00							104-2011 \$21.83
SUB-TOTAL	6							\$ 741.72		\$ 170.00	\$ 911.72	\$ 45.59	\$ 1.17	\$ 23.38	\$ 24.65	39	172-2004 \$22.50
<b>VOM SEC 1 (HLD)</b>																	
116 PARCELS	1	9500	HPS		CUT OFF	11.84	11.84	139.68	20.00	20.00							XXX-2016 \$46.57
	23	16000	HPS		CUT OFF	13.13	301.99	3623.89	30.00	690.00							105-2011 \$47.49
	3	27000	HPS		CUT OFF	16.73	50.19	602.28	40.00	120.00							173-2004 \$48.97
	1	50000	HPS	WOOD	GLOBE	17.16	17.16	205.92	0.00	0.00							
SUB-TOTAL	28							\$ 4,571.76		\$ 830.00	\$ 5,401.76	\$ 270.09	\$ 2.33	\$ 46.57	\$ 48.90	116	
<b>VOM SEC 2 (JLD)</b>																	
153 PARCELS	2	9500	HPS		CUT OFF	11.84	23.28	279.36	20.00	40.00							XXX-2016 \$40.09
	31	16000	HPS		CUT OFF	13.13	407.03	4884.36	30.00	930.00							106-2011 \$40.76
SUB-TOTAL	33							\$ 5,163.72		\$ 970.00	\$ 6,133.72	\$ 306.69	\$ 2.00	\$ 40.09	\$ 42.09	153	174-2004 \$42.01
<b>VOM SEC 3A(KLD)</b>																	
27 PARCELS	7	16000	HPS	WOOD	CUT OFF	10.55	73.85	886.20	30.00	210.00							XXX-2016 \$40.60
SUB-TOTAL	7							\$ 886.20		\$ 210.00	\$ 1,096.20	\$ 54.81	\$ 2.03	\$ 40.60	\$ 42.63	27	107-2011 \$38.61
<b>VOM SEC 3B (LLD)</b>																	
24 PARCELS	6	16000	HPS	WOOD	CUT OFF	10.55	63.30	759.60	30.00	180.00							XXX-2016 \$39.15
SUB-TOTAL	6							\$ 759.60		\$ 180.00	\$ 939.60	\$ 48.98	\$ 1.96	\$ 39.15	\$ 41.11	24	108-2011 \$37.23
<b>VOM SEC 3C (MLD)</b>																	
26 PARCELS	8	16000	HPS	WOOD	CUT OFF	10.55	84.40	1012.80	30.00	240.00							XXX-2016 \$48.18
SUB-TOTAL	8							\$ 1,012.80		\$ 240.00	\$ 1,252.80	\$ 62.64	\$ 2.41	\$ 48.18	\$ 50.59	26	111-2011 \$45.82
<b>VOM SEC 4A (NLD)</b>																	
52 PARCELS	14	16000	HPS	WOOD	CUT OFF	10.55	147.70	1772.40	30.00	420.00							XXX-2016 \$42.16
SUB-TOTAL	14							\$ 1,772.40		\$ 420.00	\$ 2,192.40	\$ 109.62	\$ 2.11	\$ 42.16	\$ 44.27	52	112-2011 \$40.09
<b>HERITAGE GLEN (OLD)</b>																	
247 PARCELS	69	9500	HPS	WOOD	CUT OFF	9.06	534.54	6414.48	20.00	1180.00							XXX-2016 \$31.60
	1	27000	HPS	WOOD	CUT OFF	14.15	14.15	189.90	40.00	40.00							113-2011 \$31.36
SUB-TOTAL	69							\$ 6,584.28		\$ 1,220.00	\$ 7,804.28	\$ 390.21	\$ 1.58	\$ 31.60	\$ 33.18	247	175-2004 \$32.34
<b>OHIO TEAMSTERS (FLD)</b>																	
6 PARCELS	5	16000	HPS		GLOBE	13.13	65.65	787.80	30.00	150.00							XXX-2016 \$156.30
SUB-TOTAL	5							787.80		\$ 150.00	\$ 937.80	\$ 46.89	\$ 7.82	\$ 156.30	\$ 164.12	6	109-2011 \$158.50
<b>CRAINS RUN 1-14 (BLD)</b>																	
402 PARCELS	57	12' Cast ALUM	POLES			19.01	1083.57	13002.84									402
	57	16000	REGAL		REGAL	27.16	1548.12	18577.44									XXX-2016 \$78.56
SUB-TOTAL	114							31580.28		\$ -	\$ 31,580.28	\$ 1,879.01	\$ 3.93	\$ 78.56	\$ 82.49	402	114-2011 \$71.67
																	197-2006 \$72.02

Austin Landing Lighting District  
 Calculation of 2015 Assessment Charged in 2016

(1)

Austin Landing Lighting District Assessment Allocation

Phase 1	Phase 2	Combined	Fee Surcharge	Assessment
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Miami Township Annual Contract Due to Light Source of AL Ltd

\$105,237.00 \$170,384.00 \$275,621.00

Tax Parcel	Owner	Location	Acres					
K45 02606 0091	Mount Adams Properties LLC	Very NE corner	0.2780	239.89		239.89	11.99	251.88
K45 02605 0065	Mount Adams Properties LLC	N of Innovation	36.8096	31,763.83		31,763.83	1588.19	33,352.02
K45 02605 0084	Mount Adams Properties LLC	Hill behind Kroger	2.5888	2,233.93		2,233.93	111.7	2,345.63
			<u>39.6764</u>	<u>34,237.65</u>		<u>34,237.65</u>	<u>1,711.88</u>	<u>35,949.53</u>

K45 02605 0090	Austin Landing Associates Ltd	Hilton Hotel	3.4789	3,002.02	7,204.24	10,206.26	510.31	10,716.57
K45 02605 0091	Innovation Pointe III Ltd	Terdata	5.5127	4,757.03	11,415.91	16,172.94	808.65	16,981.59
K45 02605 0093	Innovation Pointe IV Ltd	Office Bldg 2	2.1685	1,871.25	4,490.61	6,361.86	318.09	6,679.95
K45 02605 0094	Austin Landing Garage Ltd	Garage	2.7399	2,364.32	5,673.89	8,038.21	401.91	8,440.12
K45 02605 0097	Innovation Pointe I	Office Bldg 1	4.1039	3,541.35	8,498.51	12,039.86	601.99	12,641.85
K45 02605 0101	Innovation Pointe I	Kohls	7.7955	6,726.91	16,143.22	22,870.13	1143.51	24,013.64
K45 02605 0103	Austin Landing II Ltd	Kroger	10.3911	8,966.71	21,518.29	30,485.00	1524.25	32,009.25
K45 02605 0108	Austin Landing IV Ltd	TJMx etal retail	6.1356	5,294.55	12,705.83	18,000.38	900.02	18,900.40
K45 02605 0109	Austin Landing IV Ltd	SE Parking	2.5468	2,197.69	5,274.01	7,471.70	373.59	7,845.29
K45 02605 0110	Austin Landing IV Ltd	BJ's	0.5224	450.79	1,081.81	1,532.60	76.63	1,609.23
K45 02605 0111	Austin Landing IV Ltd	Panera	0.4154	358.46	860.23	1,218.69	60.93	1,279.62
K45 02605 0116	Austin Landing VII	Apartments	4.3311	3,737.40	8,969.01	12,706.41	635.32	13,341.73
K45 02605 0120	Austin Landing VI	Field & Streams	4.7975	4,139.87	9,934.85	14,074.72	703.74	14,778.46
K45 02605 0122	Austin Landing VI	Chuy's	0.4954	427.49	1,025.89	1,453.38	72.67	1,526.05
K45 02605 0125	Monty Hotel Enterprises Ltd	Staybridge	2.3617	2,037.96	4,890.70	6,928.66	346.43	7,275.09
K45 02605 0126	Innovation Pointe I	Cinema	1.9758	1,704.96	4,091.56	5,796.52	289.83	6,086.35
K45 02605 0127	Innovation Pointe I	Bar Louie/Bar 145	1.5259	1,316.73	3,159.89	4,476.62	223.83	4,700.45
K45 02605 0128	Austin Landing VI	SW Retail	2.0676	1,784.18	4,281.66	6,065.84	303.29	6,369.13
K45 02605 0129	Austin Landing VI	SW Parking	1.5354	1,324.93	3,179.56	4,504.49	225.22	4,729.71
K45 02605 0130	Innovation Pointe I	Rigby Parking Lot	3.0906	2,666.95	6,400.13	9,067.08	453.35	9,520.43
K45 02605 0131	Innovation Pointe I	Pad @ Innovation/Liverpool	0.4257	367.35	881.56	1,248.91	62.45	1,311.36
K45 02605 0132	Innovation Pointe I	Venue	0.3423	295.38	708.85	1,004.23	50.21	1,054.44
K45 02605 0133	Innovation Pointe I	Restaurant Pad on Park	0.8088	697.93	1,674.89	2,372.82	118.64	2,491.46
K45 02605 0134	Innovation Pointe I	Park	0.9611	829.35	1,990.28	2,819.63	140.98	2,960.61
K45 02605 0135	Innovation Pointe I	Bldg LD	0.5159	445.18	1,068.35	1,513.53	75.68	1,589.21
K45 02605 0136	Innovation Pointe I	Bldg LE	0.8246	711.57	1,707.61	2,419.18	120.96	2,540.14
K45 02605 0137	Innovation Pointe I	Street Between Hotel & Apts	0.2641	227.90	546.91	774.81	38.74	813.55
K45 02605 0138	Innovation Pointe I	Bldg 1 East Parking	0.2577	222.38	533.65	756.03	37.8	793.83
K45 02605 0139	Innovation Pointe I	Bldg LF and Parking Lot	5.2591	4,538.19	10,890.74	15,428.93	771.45	16,200.38
K45 02605 0140	Innovation Pointe I	Pad West of Bldg LF	0.3962	341.89	820.47	1,162.36	58.12	1,220.48
K45 02605 0141	Innovation Pointe I	Jr Anchor Building Site	0.7839	676.44	1,623.33	2,299.77	114.99	2,414.76
K45 02605 0142	Innovation Pointe I	Liverpool Road	1.1242	970.10	2,328.04	3,298.14	164.91	3,463.05
K45 02605 0143	Innovation Pointe I	Lot Between Kroger & Kohls	2.3225	2,004.14	4,809.52	6,813.66	340.68	7,154.34
			<u>82.2778</u>	<u>70,999.35</u>	<u>170,384.00</u>	<u>241,383.35</u>	<u>12,069.17</u>	<u>253,452.52</u>

121.9542 105,237.00 170,384.00 275,621.00 13,781.05 289,402.05

Montgomery County Collection Fee

5.0% 5.0%  
 5,261.85 8,519.20 13,781.05

289,402.05

**RESOLUTION #079-2016**

**RESOLUTION TO AUTHORIZE THE COSTS AND EXPENSES OF A LIGHTING DISTRICT TO BE ASSESSED AS PROVIDED FOR UNDER THE OHIO REVISED CODE CHAPTER 515**

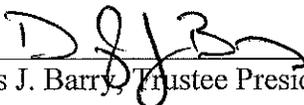
**Whereas,** the **Terrylynn Lighting District**, consists of the following subdivision: Huber 23 Sections 1, 2, & 3; Huber 24 Sections 1 & 2; and

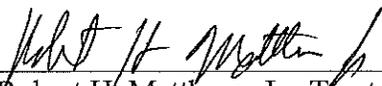
**Whereas,** Miami Valley Lighting, LLC is under contract to provide power and maintenance for Terrylynn Lighting District; and

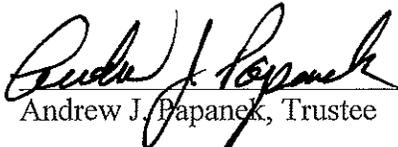
**Whereas,** the Terrylynn Lighting District has been contracted; and

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

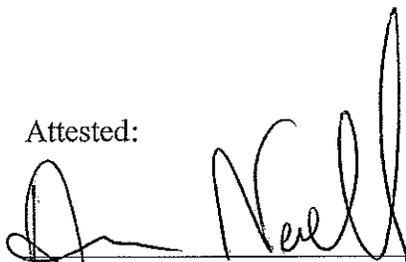
“that in order to pay for the costs and expenses of furnishing and maintaining the street lights for said unincorporated district under said contract, and the proceedings in relation thereof, there is hereby levied and specially assessed on benefit basis, against the following lots and each of them in said contract, the amount of **\$32.73** per lot, plus required administrative fees, subject to the contracted agreement. See attached documents: Miami Valley Lighting, LLC spreadsheet and parcel identifications for this lighting district.”

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: September 13, 2016

GSR:nsc

**RESOLUTION # 080-2016**

**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 0090,
- K45 02605 0091,
- K45 02605 0093,
- K45 02605 0094,
- K45 02605 0097,
- K45 02605 0101,
- K45 02605 0103,
- K45 02605 0108,
- K45 02605 0109,
- K45 02605 0110,
- K45 02605 0111,
- K45 02605 0116,
- K45 02605 0120,
- K45 02605 0122,
- K45 02605 0125,
- K45 02605 0126,
- K45 02605 0127,
- K45 02605 0128,
- K45 02605 0129,
- K45 02605 0130,
- K45 02605 0131,
- K45 02605 0132,
- K45 02605 0133,
- K45 02605 0134,
- K45 02605 0135,
- K45 02605 0136,
- K45 02605 0137,
- K45 02605 0138,
- K45 02605 0139,
- K45 02605 0140,
- K45 02605 0141,
- K45 02605 0142,
- K45 02605 0143,

**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:

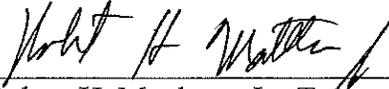
“that in order to pay for the costs and expenses of furnishing and maintaining the street lights for said unincorporated district under said contract, and the proceedings in relation thereof, there is hereby levied and specially assessed on benefit basis, against the following lots and each of them in said contract, the amount as noted per parcel below:

K45 02606 0091	251.88
K45 02605 0065	33,352.02
K45 02605 0084	2,345.63
K45 02605 0090	10,716.57
K45 02605 0091	16,981.59
K45 02605 0093	6,679.95
K45 02605 0094	8,440.12
K45 02605 0097	12,641.85
K45 02605 0101	24,013.64
K45 02605 0103	32,009.25
K45 02605 0108	18,900.40
K45 02605 0109	7,845.29
K45 02605 0110	1,609.23
K45 02605 0111	1,279.62
K45 02605 0116	13,341.73
K45 02605 0120	14,778.46
K45 02605 0122	1,526.05
K45 02605 0125	7,275.09
K45 02605 0126	6,086.35
K45 02605 0127	4,700.45
K45 02605 0128	6,369.13
K45 02605 0129	4,729.71
K45 02605 0130	9,520.43
K45 02605 0131	1,311.36
K45 02605 0132	1,054.44

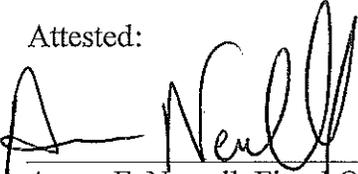
K45 02605 0133	2,491.46
K45 02605 0134	2,960.61
K45 02605 0135	1,589.21
K45 02605 0136	2,540.14
K45 02605 0137	813.55
K45 02605 0138	793.83
K45 02605 0139	16,200.38
K45 02605 0140	1,220.48
K45 02605 0141	2,414.76
K45 02605 0142	3,463.05
K45 02605 0143	7,154.34

, subject to the contracted agreement.

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

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

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

Attested:  
  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer  
Passed: September 13, 2016  
GSR:nsc

**RESOLUTION #081-2016**

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

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

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

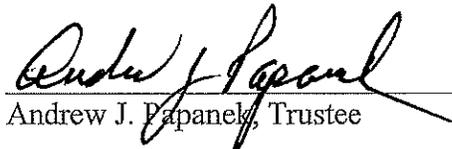
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to execute the necessary documents to enter into an agreement with DPL, Inc. for facilities electricity generation, in the amount of \$0.0574 per kilowatt-hour, beginning October of 2016 or per terms provided by the agreement, to May of 2020.



Douglas J. Barry, Trustee President

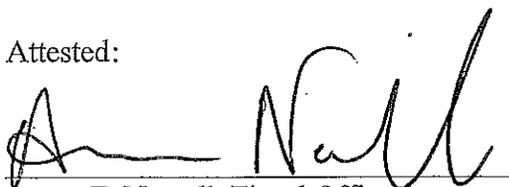


Robert H. Matthews Jr., Trustee Vice President



Andrew J. Papanek, Trustee

Attested:



Aaron F. Newell, Fiscal Officer

Passed: September 13, 2016

GSR:nsc

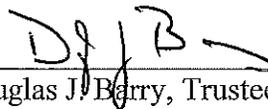
**RESOLUTION #082-2016**

**RESOLUTION TO PURCHASE A 2016 MEDIC VEHICLE FROM  
HORTON EMERGENCY VEHICLES FOR USE BY THE  
MIAMI VALLEY FIRE DISTRICT**

**Whereas,** the Miami Valley Fire District has indicated a need to replace aging and outdated equipment; and

**Whereas,** the comprehensive merger agreement established between Miami Township, the City of Miamisburg and the Miami Valley Fire District provides guidelines for replacing aging and outdated equipment

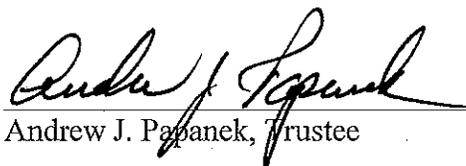
**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes, and appropriates funding for the purchase of a 2016 medic vehicle from Horton Emergency Vehicles for an amount not to exceed \$245,000.



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



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



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

Attested:



\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: September 13, 2016

GSR:ccm

**RESOLUTION #078-2016**

**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 **Ohio Teamsters Village Lighting District**, consists of the following subdivision: Chimney Springs Section 4; and

**Whereas,** Miami Valley Lighting, LLC is under contract to provide power and maintenance for Ohio Teamsters Village Lighting District; and

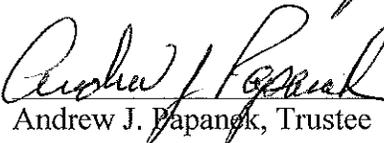
**Whereas,** the Ohio Teamsters Village Lighting District has been contracted; and

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

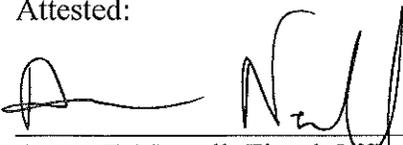
“that in order to pay for the costs and expenses of furnishing and maintaining the street lights for said unincorporated district under said contract, and the proceedings in relation thereof, there is hereby levied and specially assessed on benefit basis, against the following lots and each of them in said contract, the amount of **\$156.30** per lot, plus required administrative fees, subject to the contracted agreement. See attached documents: Miami Valley Lighting, LLC spreadsheet and parcel identifications for this lighting district.”

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: September 13, 2016

GSR:nsc

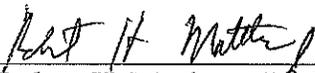
**RESOLUTION #083-2016**

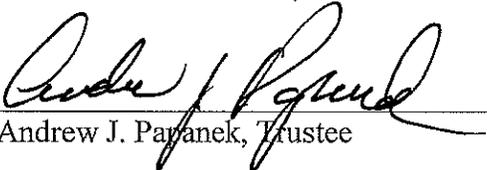
**RESOLUTION OF CONCURRENCE WITH DAYTON CITY  
COMMISSION APPOINTMENT TO THE MIAMI TOWNSHIP-DAYTON  
JOINT ECONOMIC DEVELOPMENT DISTRICT (JEDD)**

- Whereas,** the City of Dayton and the Township of Miami, entered into a Joint Economic Development District (JEDD) contract on July 12, 2005; and
- Whereas,** the Joint Economic Development District Board is made up of five members; and
- Whereas,** Miami Township is required, by contract, to concur with appointees by the Dayton City Commission; and
- Whereas,** the Dayton City Commission reappointed Terry Slaybaugh to fill a second term representing the businesses located in the Miami Township-Dayton JEDD District with a term ending September 20, 2020; and

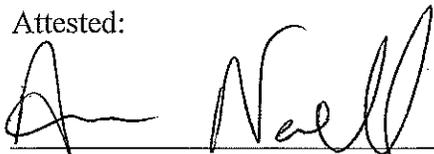
**Therefore Be It Resolved,** the Miami Township Board of Trustees concurs with the Dayton City Commission's reappointment of Terry Slaybaugh to the Miami Township-Dayton Joint Economic Development District.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: September 27, 2016

GSR:sld

**RESOLUTION #084-2016**

**RESOLUTION TO ACCEPT THE AMOUNTS AND RATES AS  
DETERMINED BY THE BUDGET COMMISSION AND TO  
AUTHORIZE THE NECESSARY TAX LEVIES AND CERTIFY THEM  
TO THE COUNTY AUDITOR**

**Whereas,** the Board of Trustees of Miami Township, in accordance with the provisions of law, has previously adopted Tax Rates for the next succeeding fiscal year commencing January 1, 2017; 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 this 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, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and

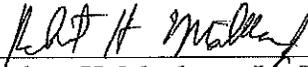
**Be It Further Resolved,** there be and is hereby levied on the tax duplicate of said Township, the rate of each tax necessary to be levied within and without the ten mill limitation, as listed on the attached documents; and

**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.

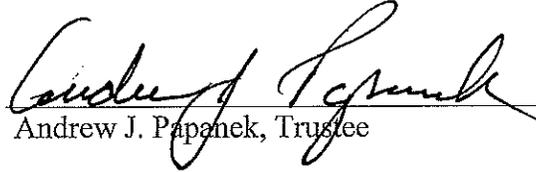
**SIGNATURE PAGE FOR RESOLUTION #084-2016 ONLY**



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

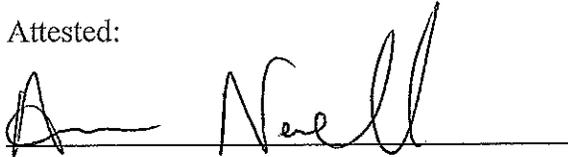


\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President



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

Attested:



\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: September 27, 2016

GSR:nsc

**RESOLUTION # 086-2016**

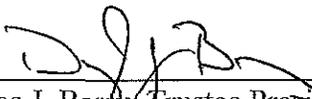
**RESOLUTION TO ADOPT A MAJOR MODIFICATION TO THE  
PRELIMINARY DEVELOPMENT PLAN FOR THE EXCHANGE AT  
SPRING VALLEY, UNDER ZONING CASE #374-05, FOR LANDS  
ZONED "PD-5", PLANNED MIXED-USE DISTRICT**

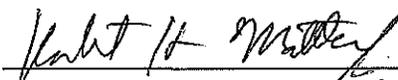
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, September 27, 2016; and

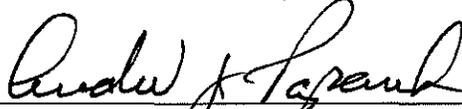
**Whereas,** Zoning Case #374-05, filed by 741 Developers, Ltd., proposes adoption of a major modification to the preliminary development plan and standards for the Exchange at Spring Valley and for lands zoned "PD-5", Planned Mixed-Use District; and

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

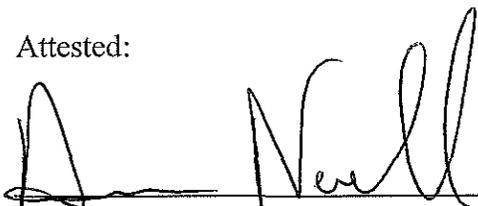
**Therefore Be It Resolved,** the Miami Township Board of Trustees approves the major modification to the preliminary development plan under Zoning Case #374-05 and upholds the Zoning Commission recommendation.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Aaron F. Newell, Fiscal Officer

Passed: September 27, 2016

GSR:nsc

**RESOLUTION # 087-2016**

**RESOLUTION TO ADOPT A MAJOR MODIFICATION TO THE  
PRELIMINARY DEVELOPMENT PLAN FOR VIENNA CENTRE -  
THE ZENGEL PROPERTY PLANNED DEVELOPMENT, UNDER  
ZONING CASE #271-94, FOR LANDS ZONED "PD-3", PLANNED  
BUSINESS DISTRICT**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, September 27, 2016; and

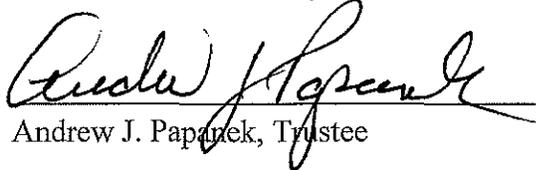
**Whereas,** Zoning Case #271-94, filed by Zengel Construction Company, proposes adoption of a major modification to the preliminary development plan and standards for Vienna Centre - the Zengel Property Planned Development and for lands zoned "PD-3", Planned Business District; and

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

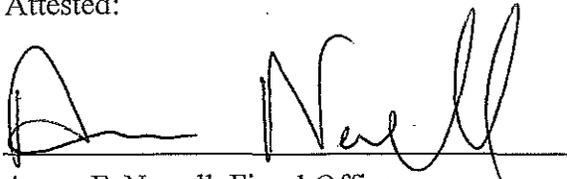
**Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVE the major modification to the preliminary development plan under Zoning Case #271-94 and upholds the Zoning Commission recommendation.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Aaron F. Newell, Fiscal Officer

Passed: September 27, 2016

GSR:nsc

**RESOLUTION #088-2016**

**RESOLUTION TO AUTHORIZE AN AGREEMENT BETWEEN THE  
CITY OF DAYTON AND THE MIAMI TOWNSHIP BOARD OF  
TRUSTEES ALLOWING THE MIAMI TOWNSHIP POLICE  
DEPARTMENT TO PARTICIPATE IN THE OVI COUNTYWIDE  
TASK FORCE FOR 2016/2017**

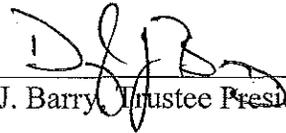
**Whereas,** the City of Dayton (Lead Agency) and the Miami Township Board of Trustees desire to enter into an agreement to allow the Miami Township Police Department to participate in the OVI Countywide Task Force and receive reimbursement for overtime hours worked plus benefits; and

**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 hereby authorizes entering into an agreement with the City of Dayton (Lead Agency) that will allow the Miami Township Police Department to participate in the OVI Countywide Task Force effective October 12, 2016 for 2016/2017 (Agreement Attached)

**SIGNATURE PAGE FOR RESOLUTION #088-2016 ONLY**



Douglas J. Barry, Trustee President

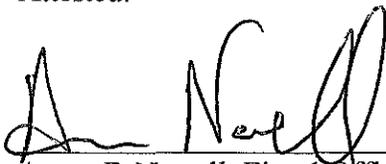


Robert H. Matthews Jr., Trustee Vice President



Andrew J. Papanek, Trustee

Attested:



Aaron F. Newell, Fiscal Officer

Passed: October 11, 2016

GSR:bfe

**RESOLUTION #089-2016**

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

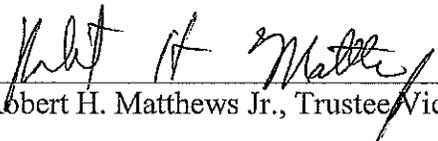
**Whereas,** the Ohio Revised Code Section 505.10 establishes procedures by which Miami Township can sell, trade-in, or dispose of Township-owned articles; and

**Whereas,** regulations are being followed in accordance with the Ohio Revised Code, Section 505.10; and

**Whereas,** Miami Township Police Department has a 2002 Ford Crown Victoria, VIN 2FAFP71W92X156565, which is no longer needed, broken and /or worn out and beyond useful purpose; and

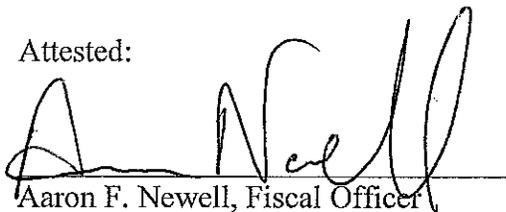
**Therefore Be It Resolved,** in accordance with the Ohio Revised Code, Section 505.10 the Miami Township Board of Trustees declares the above listed vehicle as surplus property to be disposed of, sold or traded-in and removed from the Police Department inventory.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: October 11, 2016

GSR:bfe

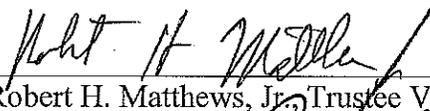
**RESOLUTION #090-2016**

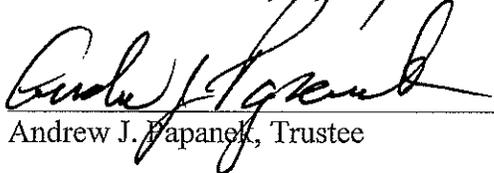
**RESOLUTION TO HIRE TEMPORARY STAFF FOR THE  
2016 LEAF COLLECTION PROGRAM**

- Whereas,** Miami Township will be providing curbside leaf collection services to residents beginning October 31, 2016; and
- Whereas,** there is a need to hire additional staff to aid township employees in completing the 2016 leaf collection program; and
- Whereas,** competitive price quotes were solicited from local temporary staffing agencies; and
- Whereas,** Express Employment Professionals provided the lowest and best price quote for temporary staffing services; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to enter into an agreement with Express Employment Professionals, 2018 South Alex Road, West Carrollton, OH 45449, for temporary staffing services at a cost of \$14.50 per hour, and to execute all the necessary documents to secure these services.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron, F. Newell, Fiscal Officer  
Passed: October 11, 2016  
GSR:bfe

**RESOLUTION #091-2016**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO CONTRACT WITH LJB INC. TO PROVIDE SURVEY &  
ENGINEERING SERVICES**

**Whereas,** Miami Township has a need for survey and engineering services for lands owned by Miami Township at Wood Road and Austin Boulevard; and

**Whereas,** LJB, Inc. provides the desired services; and

**Whereas,** the Board of Trustees have reviewed the Services and Proposal Agreement (the "Agreement") from LJB, Inc.; and

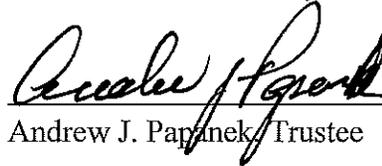
**Therefore Be It Resolved,** the Miami Township Board of Trustees hereby authorizes and directs the Township Administrator, to execute and deliver for and on behalf of the Township the Master Agreement and Scope of Work substantially in the form presently on file with the Township, with such changes thereto as may be approved by the Township Administrator executing the Agreement in an amount not to exceed \$8,000.00, the execution of which shall be prima facie evidence of such Township official's approval of the form of such Agreement. This resolution shall be effective immediately.



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



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



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

Attested:



\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: October 11, 2016

GSR:nsc

**RESOLUTION # 093-2016**

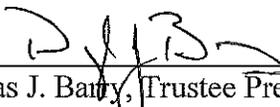
**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR LOT #7 OF THE ZENGEL PROPERTY PLANNED DEVELOPMENT, A 20,200 S.F. NEW AUTOMOBILE DEALERSHIP, UNDER ZONING CASE #271-94, FOR LANDS ZONED "PD-3", PLANNED BUSINESS DISTRICT**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, October 25, 2016; and

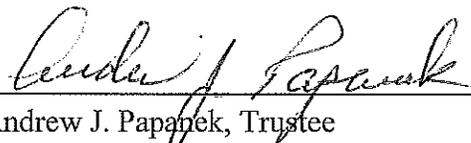
**Whereas,** Zoning Case #271-94, filed by Zengel Construction Company, proposes adoption of a final development plan for lot #7 of the Zengel Property Planned Development and for lands zoned "PD-3", Planned Business District; and

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

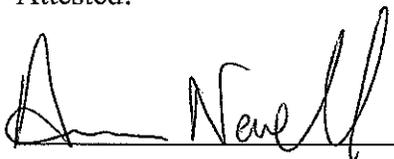
**Therefore Be It Resolved,** the Miami Township Board of Trustees approve the Final Development Plan under Zoning Case #271-94 and uphold the Zoning Commission recommendation.

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

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

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

Attested:

  
\_\_\_\_\_

Aaron F. Newell, Fiscal Officer

Passed: October 25, 2016

GSR:nsc

**RESOLUTION #094-2016**

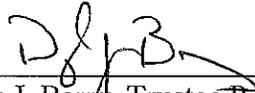
**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO CONTRACT WITH U CREATIVE, INC. TO PROVIDE  
MARKETING SERVICES**

**Whereas,** Miami Township has a need for marketing services; and

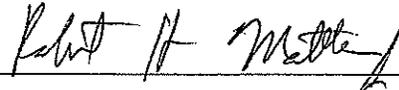
**Whereas,** U Creative, Inc. provides the desired services; and

**Whereas,** the Board of Trustees have reviewed a proposal for Property Marketing from U Creative, Inc.; and

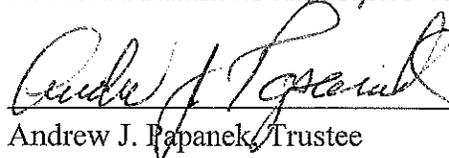
**Therefore Be It Resolved,** the Miami Township Board of Trustees hereby authorizes and directs the Township Administrator, to execute and deliver for and on behalf of the Township a Property Marketing agreement substantially in the form presently on file with the Township and in an amount not to exceed \$15,000.00, with such changes thereto as may be approved by the Township Administrator executing the Agreement, the execution of which shall be prima facie evidence of such Township official's approval of the form of such Agreement. This resolution shall be effective immediately.



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



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



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

Attested:



\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: October 25, 2016

GSR:bfe

## RESOLUTION #095-2016

### RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO EXECUTE A LEASE AND MAINTENANCE AGREEMENT WITH WOODHULL FOR THE LEASE OF AN OFFICE COPIER

**Whereas,** the Public Works Department owns 12 year old Lanier LD135 office copier in need of replacement; and

**Whereas,** competitive quotes were obtained from two vendors to lease a replacement copier; and

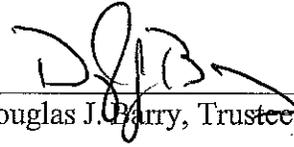
**Whereas,** Miami Township desires to enter into a lease and maintenance agreement with Woodhull, LLC, for the lease and maintenance of a copier; and

**Whereas,** Miami Township is authorized by the Ohio Revised Code to lease equipment and secure a maintenance agreement if the amount is under the statutory bidding requirements; and

**Whereas,** the Public Works Director is recommending a 60-month lease and maintenance agreement at a monthly lease rate of \$131.00, which includes 2,000 pages per month for black and white copies, and color pages at 0.0765 per color page, with Woodhull, LLC, for a new Ricoh Aficio MP C2504 copier; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to execute the necessary agreement to secure a 60-month lease and maintenance agreement with Woodhull, LLC.

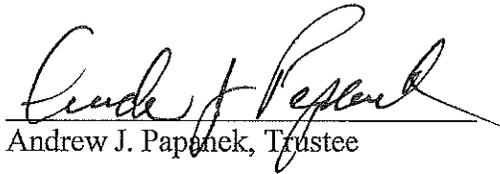
**SIGNATURE PAGE FOR RESOLUTION #095-2016 ONLY**



Douglas J. Barry, Trustee President



Robert H. Matthews Jr., Trustee Vice President



Andrew J. Paponek, Trustee

Attested:



Aaron F. Newell, Fiscal Officer

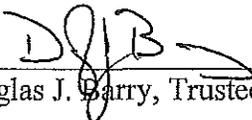
Passed: November 10, 2016

GSR:nsc

**RESOLUTION #096-2016**

**RESOLUTION TO APPROVE PARTICIPATION AND FUNDING FOR  
THE MOT-WASHINGTON CHURCH ROAD, PID #103055  
RESURFACING PROJECT**

- Whereas,** Miami Township has been awarded funding through the Miami Valley Regional Planning Commission (MVRPC) STP Resurfacing Grant Program for a portion of Washington Church Road; and
- Whereas,** Miami Township has committed to a timely project development schedule and project completion for fiscal year 2018; and
- Whereas,** the Ohio Department of Transportation (ODOT) requires project participatory legislation be passed for the MOT-Washington Church Road project; and
- Therefore Be It Resolved,** the Miami Township Board of Trustees agrees to sign and certify all required documentation, meet all required conditions, appropriate funds as may be necessary and enter into contracts with the ODOT to complete the MOT Washington Church Road Resurfacing Project.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: November 10, 2016

GSR:nsc

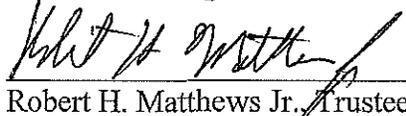
**RESOLUTION #097-2016**

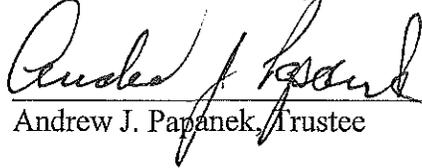
**RESOLUTION TO CREATE THE  
POSITION OF FULL TIME FINANCIAL ANALYST**

- 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 for one (1) full-time Financial Analyst position in the Finance Department; and
- Whereas,** this action shall further facilitate the effective implementation and maintenance of adequate segregation of duties; and
- Whereas,** this action shall enable the Finance Department to effectively achieve the strategic goals established by the Trustees; and

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

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: November 10, 2016

GSR:nsc

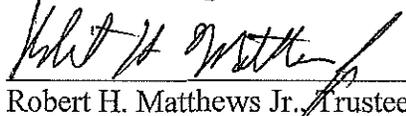
**RESOLUTION #097-2016**

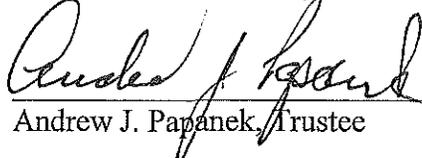
**RESOLUTION TO CREATE THE  
POSITION OF FULL TIME FINANCIAL ANALYST**

- 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 for one (1) full-time Financial Analyst position in the Finance Department; and
- Whereas,** this action shall further facilitate the effective implementation and maintenance of adequate segregation of duties; and
- Whereas,** this action shall enable the Finance Department to effectively achieve the strategic goals established by the Trustees; and

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

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: November 10, 2016

GSR:nsc

**RESOLUTION #098-2016**

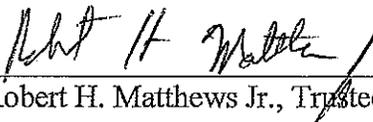
**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO ENTER INTO A SALES AGREEMENT WITH TASER  
INTERNATIONAL**

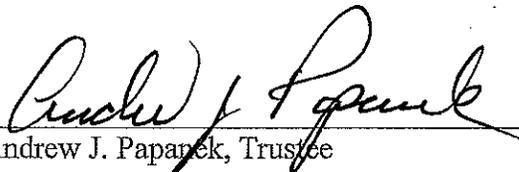
- Whereas,** the Police Department is in need of replacement conducted electrical weapons (CEW); and
- Whereas,** the Police Department currently has from Taser International, the leading provider of CEW's, the Taser X-26 model which is issued to every road patrol officer; and
- Whereas,** Taser International has announce that effective January 2017, that the X-26 Taser will no longer be serviced, will be considered out of specification and that they will no longer provide assistance with issues caused by the deployment of the unit.; and
- Whereas,** the Police Department is recommending that the township administrator enter into an agreement with Taser International to replace the current inventory of Taser X-26 with the Taser X-26P CEW; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to enter into a sales agreement with Taser International to provide 32 Taser X-26P units and additional accessories to the Police Department at a cost not to exceed \$56,740.14 to be paid over a five (5) year period starting in 2017.

SIGNATURE PAGE ONLY FOR RESOLUTION #098-2016

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron J. Newell, Fiscal Officer  
Passed: November 22, 2016  
GSR:nsc

**RESOLUTION #099-2016**

**RESOLUTION TO ACCEPT THE RESIGNATION OF A ZONING  
COMMISSION MEMBER**

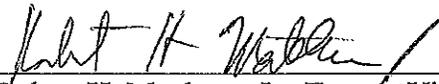
**Whereas,** Mitch McElroy has served on the Miami Township Zoning Commission since 2012 as a regular member; and

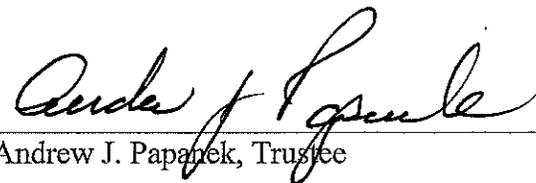
**Whereas,** Mitch McElroy has served Miami Township in good stead as a Zoning Commission member; and

**Whereas,** Mitch McElroy has given notice that he will resign his position, effective December 31, 2016; and

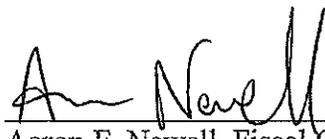
**Therefore Be It Resolved,** the Miami Township Board of Trustees accepts the resignation of Mitch McElroy, and termination of his appointment as a regular member is effective December 31, 2016.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer  
Passed: November 22, 2016  
GSR:nsc

**RESOLUTION #100-2016**

**RESOLUTION TO APPOINT A  
ZONING COMMISSION REGULAR MEMBER**

**Whereas,** the Zoning Commission is made up of five regular members and one alternate;  
and

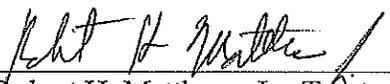
**Whereas,** Mitch McElroy's term of office expires December 31, 2016; and

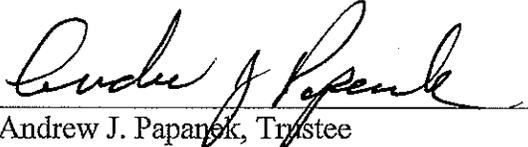
**Whereas,** Mitch McElroy has requested to resign from the Zoning Commission, leaving  
a vacancy on the Commission; and

**Whereas,** Brent Anslinger has served on the Miami Township Board of Zoning Appeals  
since 2006 and has expressed interest in the Zoning Commission vacancy; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Brent Anslinger  
to serve on the Zoning Commission for a term of five (5) years ending on  
December 31, 2021.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer  
Passed: November 22, 2016  
GSR:nsc

**RESOLUTION #101-2016**

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

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

**Whereas,** Richard Poore's term of office expires December 31, 2016; and

**Whereas,** Mr. Poore has expressed a desire to continue to serve on the Board; and

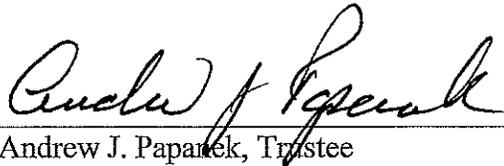
**Therefore Be It Resolved,** the Miami Township Board of Trustees reappoints Richard Poore to serve on the Board of Zoning Appeals for a term of five (5) years ending on December 31, 2021.



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



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



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

Attested:



\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: November 22, 2016

GSR:nsc

**RESOLUTION #102-2016**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO ENTER INTO A MAINTENANCE AGREEMENT FOR  
SIDEWALKS CONSTRUCTED FOR THE WHITE ALLEN PROJECT  
ON SPRINGBORO PIKE IN THE OHIO DEPARTMENT OF  
TRANSPORTATION RIGHT OF WAY**

**Whereas,** the approved development plan for a new Volkswagen automobile dealership within Vienna Centre shows a sidewalk being constructed along Springboro Pike; and

**Whereas,** the Ohio Department of Transportation requires that any construction within the right of way on Springboro Pike is under a maintenance agreement from the community who has jurisdiction over the construction; and

**Whereas,** the agreement covers maintenance and repair responsibilities for sidewalks along Springboro Pike in front of the Volkswagen dealership; and

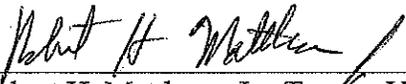
**Whereas,** the developer of the project (White Allen) has agreed to enter into a separate agreement with Miami Township to assume maintenance and repair from the Township prior to the construction of the sidewalk and facility; and

**Whereas,** the maintenance agreement has been reviewed and approved by the Compliance Department; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to enter into an agreement with the Ohio Department of Transportation for maintenance of the sidewalks on Springboro Pike in front of the new Volkswagen dealership.

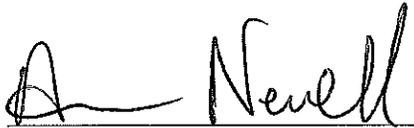
**SIGNATURE PAGE ONLY FOR RESOLUTION #102-2016**

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer  
Passed: November 22, 2016  
GSR:nsc

**RESOLUTION #103-2016**

**RESOLUTION TO APPROVE  
POLICIES AND A FEE SCHEDULE FOR USE OF THE MIAMI  
TOWNSHIP COMMUNITY ROOM**

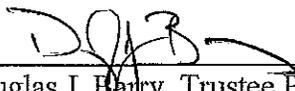
**Whereas,** Miami Township has a Community Room within the Administration Building that is available to be utilized by residents and businesses within Miami Township; and

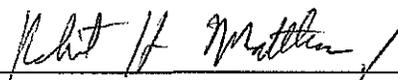
**Whereas,** The Community Room is meant to serve as an asset and resource for residents and businesses to have private events at a reasonable cost; and

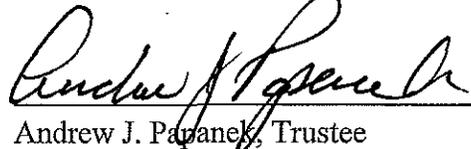
**Whereas,** There is a need to have clear policies that govern the use of the Community Room to assure that the activities within and treatment of the room are acceptable and safe; and

**Whereas,** The Township has determined that reasonable fees to mitigate the costs associated with cleaning and upkeep of the room are necessary; and

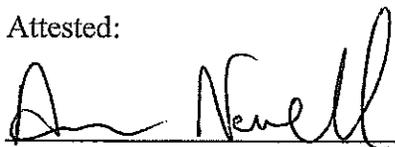
**Therefore Be It Resolved,** the Miami Township Board of Trustees approves the Community Room Usage Policy and Associated Fees, and the new policy and fee structure shall become effective January 1, 2017.

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

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

  
\_\_\_\_\_  
Andrew J. Papane, Trustee

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: November 22, 2016

GSR:sld

**RESOLUTION # 104-2016**

**RESOLUTION TO ADOPT A MAJOR MODIFICATION TO THE  
FINAL DEVELOPMENT PLAN FOR AUSTIN LANDING – AREA 9  
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, November 22, 2016; and

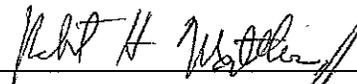
**Whereas,** Zoning Case #222-88, filed by Innovation Pointe I, Ltd., proposes adoption of a major modification to the final development plan for Austin Landing – Area 9 – Bar 145 and for lands zoned “PD-5”, Planned Mixed-Use; and

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

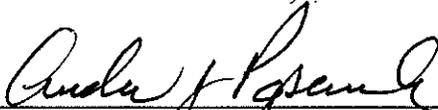
**Therefore Be It Resolved,** the Miami Township Board of Trustees approves the Major Modification to the Final Development Plan under Zoning Case #222-88 and uphold the Zoning Commission recommendation.



\_\_\_\_\_  
Douglas J. Berry, Trustee President

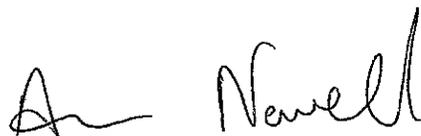


\_\_\_\_\_  
Robert H. Matthews Jr., Trustee Vice President



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

Attested:



\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: November 22, 2016

GSR:nsc

**RESOLUTION #105-2016**

**RESOLUTION TO REAPPOINT MIAMI TOWNSHIP COMMUNITY  
IMPROVEMENT CORPORATION BOARD MEMBER**

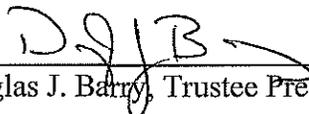
**Whereas,** the Miami Township Board of Trustees approved a Community Improvement Corporation (CIC), with Resolution #73-2006, on March 14, 2006; and

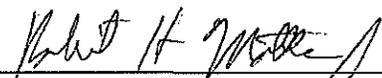
**Whereas,** under the approved Code of Regulation, Article 2, Section 2, the Miami Township Board of Trustees is responsible for approving members to the Miami Township Community Improvement Corporation; and

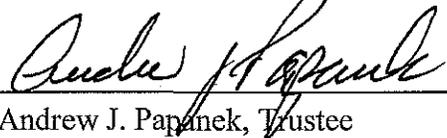
**Whereas,** Christopher Snyder was approved with Resolution #122-2015 to fill an unexpired four-year term which will expire on December 31, 2016; and

**Whereas,** it is the recommendation of the Township Administrator to reappoint Christopher Snyder to the CIC Board to serve a successive four-year term ending December 31, 2020; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Christopher Snyder to serve on the CIC Board, as required by contract, effective January 1, 2017.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Aaron F. Newell, Fiscal Officer  
Passed: December 13, 2016  
GSR:sld

## RESOLUTION #106-2016

### A RESOLUTION TO APPROVE THE FORM OF A 2017 AMENDED AND RESTATED AUSTIN CENTER JOINT ECONOMIC DEVELOPMENT DISTRICT CONTRACT BY AND BETWEEN MIAMI TOWNSHIP, THE CITY OF MIAMISBURG, AND THE CITY OF SPRINGBORO

- Whereas,** Miami Township, Montgomery County, 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 former Ohio Revised Code Sections 715.72 through 715.83 (the "Original Alternative JEDD Statutes") 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, and Montgomery County fulfilled its obligations with respect thereto; and
- Whereas,** the Initial Contracting Parties entered into a First Amendment to Austin Center Joint Economic Development District Contract dated as of August 28, 2012 (the "First Initial Contract Amendment"), pursuant to which Montgomery County ceased to be an Initial Contracting Party; and
- Whereas,** Miami Township, Miamisburg, and Springboro (the "Contracting Parties") entered into a Second Amendment to Austin Center Joint Economic Development District Contract dated as of November 6, 2012 (the "Second Initial Contract Amendment"), to further reflect that Montgomery County was no longer a Contracting Party and to provide for the operation of the District without Montgomery County; and
- Whereas,** the Contracting Parties entered into a Third Amendment to Austin Center Joint Economic Development District Contract dated as of November 13, 2012 (the "Third Initial Contract Amendment") to add certain areas to the District; and
- Whereas,** the Contracting Parties entered into a Fourth Amendment to Austin Center Joint Economic Development Contract dated as of June, 2, 2014, (the "Fourth Initial Contract Amendment"), and together with the Initial JEDD Contract, the First Initial Contract Amendment, the Second Initial Contract Amendment, the Third Initial Contract Amendment, and the Fourth Initial Contract Amendment, the "Current JEDD Contract") to add certain areas to the District; and
- Whereas,** on June 13, 2016, the Governor of the State of Ohio signed legislation revising certain statutes included in the Original Alternative JEDD Statutes and repealing

certain other statutes included in the Original Alternative JEDD Statutes (the "Revised Legislation"), and the Revised Legislation took effect as of September 13, 2016; and

**Whereas,** the Contracting Parties now desire to amend and restate the Current JEDD Contract pursuant to a 2017 Amended and Restated Austin Center Joint Economic Development District Contract (the "2017 JEDD Contract") in order to: (i) provide for all the applicable rights and obligations of the Contracting Parties to be included in one document for simplification of administration, (ii) where appropriate, clarify and simplify the Contracting Parties' respective rights and obligations, (iii) acknowledge the Revised Legislation and to conform the governing document for the District to the provisions thereof, and (iv) acknowledge that the District includes a Mixed Use Development (as defined under Ohio Revised Code Section 715.72 (A)(9)) and to provide for certain income tax matters related thereto; and

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

- Section 1. The Board approves the form of the 2017 JEDD Contract now on file with the Township Administrator, a copy of which is attached hereto as Exhibit A, and further authorizes and directs the Township Administrator to negotiate the definitive terms of the 2017 JEDD Contract with the representatives of the other Contracting Parties.
- Section 2. 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 or other instruments contemplated by this Resolution, including without limitation the 2017 JEDD Contract as finally negotiated between the Contracting Parties, or deemed necessary or appropriate by the Board, in order to accomplish the purposes of this Resolution.
- 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 in compliance with the law.
- Section 4. This Resolution shall be in full force and effect immediately upon its adoption.

**SIGNATURE PAGE ONLY FOR RESOLUTION #106-2016**

  
\_\_\_\_\_  
Douglas J. Barty, Trustee President

  
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Robert H. Matthews Jr., Trustee Vice President

  
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Andrew J. Papanek, Trustee

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer  
Passed: December 13, 2016  
GSR:sld

## RESOLUTION #107-2016

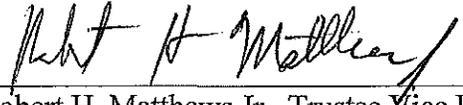
### RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO EXECUTE A LEASE AND MAINTENANCE AGREEMENT WITH WOODHULL FOR THE LEASE OF AN OFFICE COPIER

- Whereas,** the Police Department is wanting to reduce the costs of copier service and increasing efficiency of services by desiring to enter into a lease and maintenance agreement for copiers provided by Woodhull, LLC; and
- Whereas,** the Administration and Public Works Departments previously entered into a lease and maintenance agreements with Woodhull, LLC for competitive rates and service; and
- Whereas,** the current lease agreement with Pro Source for the Police Department copiers will expire in December of 2017 and Woodhull, LLC will reimburse the Police Department the cost of the remaining lease payments with Pro Source up to the amount of \$12,863.00; and
- Whereas,** the Chief of Police is recommending a 60-month lease and maintenance agreement at a monthly lease rate of \$998.00, which includes 24,000 pages per month for black and white copies, and 1500 color pages, with overages billed quarterly at 0.008 per black and white page and .059 per color page, with Woodhull, LLC, for the following new copiers, a Ricoh MPC3504 copier, a Ricoh MP6054 copier and a Ricoh MP 3554 copier; and
- Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to execute the necessary agreement to secure a 60-month lease and maintenance agreement with Woodhull, LLC.

**SIGNATURE PAGE FOR RESOLUTION #107-2016 ONLY**



Douglas J. Barry, Trustee President



Robert H. Matthews Jr., Trustee Vice President



Andrew J. Papenek, Trustee

Attested:



Aaron F. Newell, Fiscal Officer

Passed: December 13, 2016

GSR:nsc

## RESOLUTION #108-2016

### RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO ENTER INTO A SALES AGREEMENT WITH INFORMATION MANAGEMENT SERVICES

**Whereas,** the Police Department's current microfilm reader is worn out and replacement parts are no longer available; and

**Whereas,** Miami Township desires to purchase one ScanPro 2200 Bundle microfilm reader for use at the Police Department; and

**Whereas,** competitive quotes were previously obtained by the Police Department and the quote from Information Management Services is the least expensive and meets the needs of the Police Department; and

**Whereas,** Information Management Services has provided dependable and reliable service for several years to the microfilm reader currently used by the Police Department; and

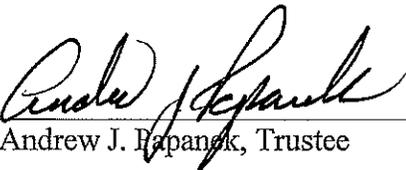
**Whereas,** the Chief of Police is recommending the purchase of one ScanPro 2200 that includes a UCC610 Motorized Rolle Fiche Carrier, a 7-32X Optical Zooms Lens, and includes delivery, installation, user training and one year on-site warranty; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to execute the necessary purchase to secure one ScanPro 2200 microfilm reader from Information Management Services at a total cost of \$5,850.00.

**SIGNATURE PAGE ONLY FOR RESOLUTION #108-2016**

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

  
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Robert H. Matthews Jr., Trustee Vice President

  
\_\_\_\_\_  
Andrew J. Rapanak, Trustee

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer  
Passed: December 13, 2016  
GSR:nsc

**RESOLUTION #109-2016**

**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, due to Brent Anslinger  
moving to the Zoning Commission; and

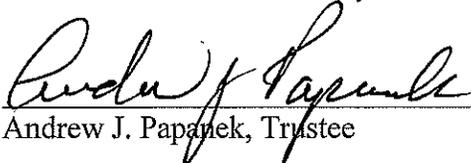
**Whereas,** Fredric L. Sinder has expressed an interest to serve the Board as a full  
member; and

**Whereas,** the Deputy Director of Community Development has made a recommendation  
to the Board of Trustees; and

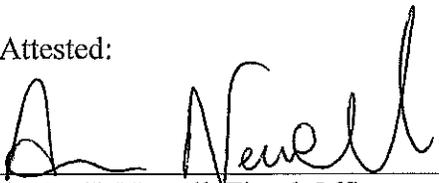
**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Fredric L.  
Sinder to the position of full member of the Board of Zoning Appeals to  
complete Mr. Anslinger's unexpired term, with an ending date of December  
31, 2019, effective December 31, 2016.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer  
Passed: December 13, 2016  
GSR;bfe

**RESOLUTION #110-2016**

**RESOLUTION TO APPOINT A  
ZONING COMMISSION ALTERNATE MEMBER**

**Whereas,** the Zoning Commission is made up of five regular members and one alternate;  
and

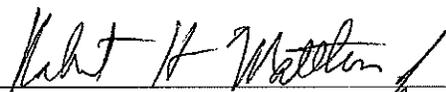
**Whereas,** currently the alternate position is vacant; and

**Whereas,** Kurt Hatcher has provided a resume and letter of interest for consideration;  
and

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

**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Kurt Hatcher to  
serve on the Zoning Commission for a term of one (1) year, beginning on  
December 31, 2016 and ending on December 31, 2017.

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

  
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Robert H. Matthews Jr., Trustee Vice President

  
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Andrew J. Papanek, Trustee

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer  
Passed: December 13, 2016  
GSR:bfe

**RESOLUTION #111-2016**

**RESOLUTION TO ADOPT A TEXT AMENDMENT TO THE MIAMI  
TOWNSHIP ZONING RESOLUTION**

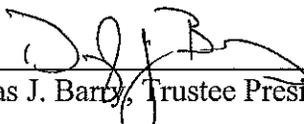
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, December 13, 2016; and

**Whereas,** Zoning Case #421-16, filed by the Miami Township Zoning Commission, proposes amendments to Article 1 Intent and Interpretation, of the Miami Township Zoning Resolution; and

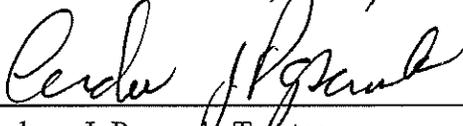
**Whereas,** the Zoning Commission has made a recommendation; and

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

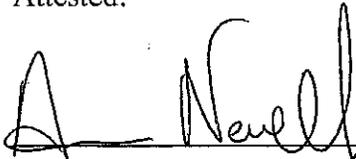
**Therefore Be It Resolved,** the Miami Township Board of Trustees approve  
the Text Amendment to the Miami Township Zoning Resolution under  
Zoning Case #421-16 and upholds the Zoning Commission  
recommendation.

  
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Douglas J. Barry, Trustee President

  
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Robert H. Matthews Jr., Trustee Vice President

  
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Andrew J. Papanek, Trustee

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer

Passed: December 13, 2016

GSR:nsc

**RESOLUTION # 112-2016**

**RESOLUTION TO ADOPT A TEXT AMENDMENT TO THE MIAMI  
TOWNSHIP ZONING RESOLUTION**

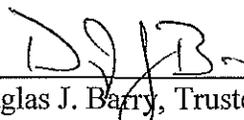
**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, December 13, 2016; and

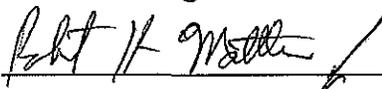
**Whereas,** Zoning Case #422-16, filed by the Miami Township Zoning Commission, proposes amendments to Articles 7, 19, 20, 21, and 22 of the Miami Township Zoning Resolution; and

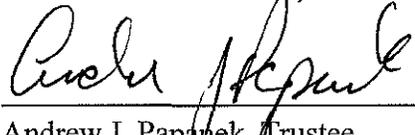
**Whereas,** the Zoning Commission has made a recommendation; and

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

**Therefore Be It Resolved,** the Miami Township Board of Trustees approve the Text Amendment to the Miami Township Zoning Resolution under Zoning Case #422-16 and upholds the Zoning Commission recommendation.

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

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

  
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Andrew J. Papanek, Trustee

Attested:

  
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Aaron F. Newell, Fiscal Officer

Passed: December 13, 2016

GSR:nsc

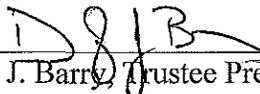
**RESOLUTION #113-2016**

**RESOLUTION TO APPROVE AN APPROPRIATION OF FUNDS FOR 2017**

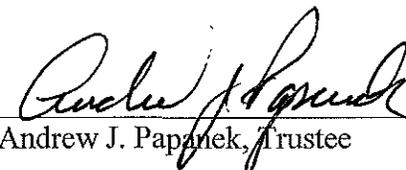
**Whereas,** the annual appropriations for 2017 are to provide for expenditures for the fiscal year ending December 31, 2017; and

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

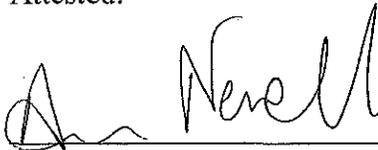
**Therefore Be It Resolved,** the Board of Trustees of Miami Township, Montgomery County, Ohio, approves the annual appropriations for 2017 and forwards the attached copy to the Montgomery County Auditor.

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

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

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

Attested:

  
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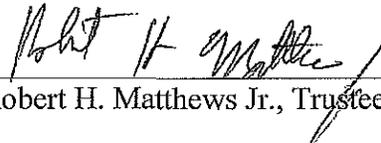
Aaron F. Newell, Fiscal Officer  
Passed: December 13, 2016  
GSR:bfe

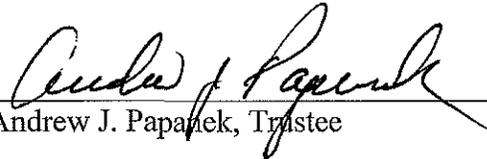
**RESOLUTION #114-2016**

**RESOLUTION TO REQUEST TAX ADVANCES FROM THE  
MONTGOMERY COUNTY AUDITOR IN FISCAL YEAR 2017**

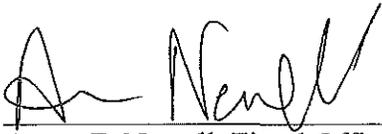
**Whereas,** the Ohio Revised Code allows advancement of payments on taxes; and  
**Whereas,** the tax bills will soon be sent out in Montgomery County; and  
**Whereas,** Township residents will begin making payments upon receipt of these bills; and  
**Therefore Be It Resolved,** the Miami Township Board of Trustees requests the Montgomery County Auditor pay monthly advances to Miami Township of collected taxes during 2017.

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

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

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

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer  
Passed: December 13, 2015  
GSR:bfe

**RESOLUTION #115-2016**

**RESOLUTION TO AUTHORIZE CONTINUED OPERATIONS  
IN CALENDAR YEAR 2017**

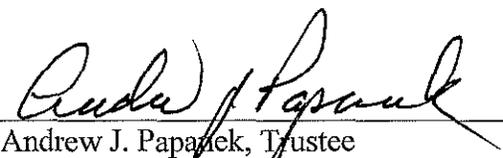
**Whereas,** the day-to-day operations of the Township government functioned well in 2016 with dedicated and conscientious employees whose purpose was to provide the best possible services to the residents, businesses, and visitors in Miami Township; and

**Whereas,** all departments - Administration, Community Development, Compliance, Finance, Police, and Public Works 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 Board of Trustees of Miami Township, Montgomery County, Ohio, authorizes continued operations for all departments to operate under the enacted management program for calendar year 2017.

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

  
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Robert H. Matthews Jr., Trustee Vice President

  
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Andrew J. Paparek, Trustee

Attested:

  
\_\_\_\_\_  
Aaron F. Newell, Fiscal Officer  
Passed: December 13, 2016  
GSR:bfe