

# MIAMI TOWNSHIP BOARD OF TRUSTEES

DECEMBER 18, 2013

The Miami Township Board of Trustees met in regular session on Wednesday, December 18, 2013 at 7:00 PM. Trustee Karl Schultz called the meeting to order and lead the Pledge of Allegiance. The invocation was given by Ken Tracy. Fiscal Officer, Eric C. Ferry, called the roll. Attending were Trustees Karl Schultz, Ken Tracy and Mary Makley Wolff. Mr. Tracy made a motion to approve the minutes of the November 20, 2013 business meeting and the December 9, 2013 work session/budget meeting, seconded by Mrs. Wolff with all voting "AYE".

**Correspondence:** Mr. Ferry advised of one liquor permit application for transfer from Vita Enterprises, Mama Vita's, to Grumpy Irishman and there are no objections to the transfer.

**Proclamations and Special Presentations:** None

**Department Reports:** A representative of each department presented a report of activities during the month of November 2013.

Community Development	Mr. Ethridge
Finance	Mr. Ferry
Fire/EMS	Chief Kelly
Police	Chief Madsen
Recreation	Mrs. Thibodeau
Service	Mr. Mantel
Administrator	Mr. Fronk

**Old Business:** None

**New Business:** Mrs. Wolff made a motion to pay the bills of the Township with 322 checks numbered 116435 - 116757 and 16 electronic checks numbered 283 – 299 for the total amount of \$1,962,543.48 plus payroll and payroll taxes for the week of 11/23/2013 in the amount of \$364,615.83 and payroll and payroll taxes for the week of 12/07/2013 in the amount of \$575,857.26, seconded by Mr. Tracy with all voting "AYE".

Mr. Fronk advised of the need for a Then and Now Certificate in the amount \$11,734.23.

Mr. Tracy made a motion to adopt **Resolution 2013-62** authorizing the Township Fiscal Officer to issue and certify a Then and Now Certificate for payment of various expenditures totaling \$11,734.23, seconded by Mrs. Wolff with all voting "AYE"

Mr. Fronk presented one personnel issue to the Board, to accept the resignation of Alan Guile, part-time firefighter effective November 11, 2013.

Mrs. Wolff moved to accept the resignation of Alan Guile, part-time firefighter effective November 11, 2013, seconded by Mr. Tracy with all voting "AYE".

Mr. Fronk presented an overview of a contract with Medicount Management, Inc. for services related to the soft billing of residents for EMS transport and recommended the Board enter into a contract with Medicount Management for services relating to soft billing of residents for EMS transport in an amount not to exceed 6.5% of monthly revenue collected.

Mr. Tracy moved to enter into a contract with Medicount Management for services relating to soft billing of residents for EMS transport in an amount not to exceed 6.5% of monthly revenue collected, seconded by Mrs. Wolff with all voting "AYE".

Mr. Fronk advised of the need to amend the 2013 Township Appropriations due to increases or decreases in revenue or expenditures in certain funds and that it is necessary to amend the approved 2013 appropriations to match the actual revenues and expenditures.

Mrs. Wolff made a motion to adopt **Resolution 2013-63** a resolution amending the Township's 2013 Appropriation, seconded by Mr. Tracy with all voting "AYE".

## MIAMI TOWNSHIP BOARD OF TRUSTEES

DECEMBER 18, 2013

Mr. Fronk presented the proposed Miami Township 2014 Budget noting staff has continued to prepare fiscally conservative budgets and is recommending the Board approve the budget as presented.

Mr. Tracy made a motion to approve the Miami Township 2014 Budget as presented, seconded by Mrs. Wolff with all voting "AYE".

Mr. Fronk advised after the Board adopts the yearly budget the County Auditor requires a resolution adopting the yearly Annual Appropriations.

Mrs. Wolff made a motion to adopt **Resolution 2013-64** a resolution adopting the Township's 2014 Annual Appropriations, seconded by Mr. Tracy with all voting "AYE".

Mr. Fronk presented the 2014 pay rates for all union employees as set by their contracts. He advised they are still in negotiations with the Patrol Officers and a 2014 pay rate has not been set for non-bargaining employees. The resolution will show the 2013 pay rates for these employees. Should a pay increase be granted in 2014 for these employees, the resolution can be amended.

Mr. Tracy made a motion to adopt **Resolution 2013-65** a resolution providing for compensation of Township employees, seconded by Mrs. Wolff with all voting "AYE".

Mr. Fronk advised the Board that the Fiscal Office is requesting they adopt a resolution that will permit the Township to collect advance taxes in 2014.

Mrs. Wolff made a motion to adopt **Resolution 2013-66** a resolution requesting Advance of Taxes Collected, seconded by Mr. Tracy with all voting "AYE".

Mr. Fronk recommended the Board adopt a resolution authorizing the travel expenses for the Board of Trustees and Fiscal Officer for their various out of Township conferences, meetings and training programs that are necessary in the performance of their Township duties and responsibilities.

Mr. Tracy made a motion to adopt **Resolution 2013-67** a resolution approving travel expenses for Township Trustees and Township Fiscal Officer, seconded by Mrs. Wolff with all voting "AYE".

Mr. Fronk recommended the Board adopt a resolution authorizing the compensation of each member of the Board of Trustees and Fiscal Officer for 2014. This compensation shall be the maximum compensation permitted per the Ohio Revised Code.

Mrs. Wolff made a motion to adopt **Resolution 2013-68** a resolution authorizing the compensation of the Township Trustees and Township Fiscal Officer, seconded by Mr. Tracy with all voting "AYE".

Mr. Fronk advised the Board that the Service Department has found streets that are totally within platted subdivisions that still have a speed limit of 55 mph and is recommending the Board adopt a Speed Reduction Resolution to lower the speed to 25 mph.

Mr. Tracy made a motion to adopt **Resolution 2013-69** a resolution lowering the speed limit on certain streets in Miami Township, seconded by Mrs. Wolff with all voting "AYE".

Mr. Fronk advised the Board adopted a resolution establishing a Tax Increment Finance District on the Carespring office located on Wards Corner Road. This TIF fund has a balance of \$0 dollars and is no longer generating revenue. The TIF is not supporting any bond debt. Mr. Fronk is recommending this Tax Increment Finance District be terminated.

## MIAMI TOWNSHIP BOARD OF TRUSTEES

DECEMBER 18, 2013

Mr. Tracy gave the first reading of **Resolution 2013-70** a resolution authorizing termination of a property tax exempt granted pursuant to Section 5709.73 of the Ohio Revised Code.

Mr. Fronk advised the Fire/EMS Department is in possession of miscellaneous surplus equipment that is no longer necessary for its operation or is obsolete and is requesting to dispose of it by internet auction pursuant to Section 505.10 of the Ohio Revised Code. If no qualified bidders are found within sixty (60) days then to recommend the Fire Chief be authorized to dispose of the equipment by destruction or other means.

Mrs. Wolff made a motion to adopt **Resolution 2013-71** a resolution authorizing the disposal of surplus property and authorizing the sale of unneeded or obsolescent personal property no longer necessary for Township use by internet auction pursuant to Section 505.10 of the Ohio Revised Code. If no qualified bidders are found within sixty (60) days the Fire Chief is authorized to dispose of the equipment by destruction or other means, seconded by Mr. Tracy with all voting "AYE".

Mr. Fronk advised that each year the Trustees appoint two Township representatives to the Volunteer Fire Fighter's Dependents Fund Board. Mr. Fronk is recommending the Trustees appoint the Township Administrator and the Fire Chief to this Board.

Mr. Tracy moved to appoint Larry Fronk, Township Administrator, and Steve Kelly, Fire Chief, to the Volunteer Fire Fighter's Dependents Fund Board, seconded by Mrs. Wolff with all voting "AYE".

Mr. Fronk advised the Board does its reorganization at the last business meeting of the year and recommends the Board do that at this time.

Mrs. Wolff made a motion to nominate Ken Tracy as Chair of the Board of Trustees, seconded by Mr. Schultz with all voting "AYE".

Mr. Tracy made a motion to nominate Mary Wolff as Vice Chair of the Board of Trustees, seconded by Mr. Schultz with all voting "AYE".

Mrs. Wolff made a motion to hold the regular work sessions on the second Monday of the month at 8:30 a.m. and to hold the regular business meetings the third Tuesday of the month at 7:00 p.m. except for January and February when the business meeting will be held the fourth Wednesday of January and the third Wednesday of February at 7:00 p.m., seconded by Karl Schultz with all voting "AYE".

Mr. Tracy asked Joe Braun, Miami Township Law Director, to update them on the Irvine Wood Recovery issues. Mr. Braun advised the Board of the need for them to amend their decision on Case #531 to reflect that they adopted the recommendation of the Zoning Commission to deny the zone change request. Also, there is an ongoing investigation regarding alleged zoning violations and the appropriate zoning actions will be taken against the applicant regarding any violations found.

Mr. Tracy moved to amend their decision, per Mr. Braun's recommendation, December 9, 2013 hearing, and adopt the recommendation of the Zoning Commission and deny the proposed zone change from Mobile Home Park to Industrial in zoning Case #531 for the property at 110 State Route 126 commonly known as the Lake Remington Mobile Home Park, seconded by Mrs. Wolff with all voting "AYE".

**MIAMI TOWNSHIP BOARD OF TRUSTEES**

**DECEMBER 18, 2013**

Mr. Tracy made a motion to go into Executive Session to consider the appointment, employment, dismissal, discipline, promotion, demotion or compensation of a public employee pursuant to Section 121.22(G)(1) of the Ohio Revised Code and to discuss pending and imminent litigation pursuant to Section 121.22(G)(3) of the Ohio Revised Code and to discuss preparing for, conducting, or reviewing negotiations for bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment pursuant to Section 121.22(G)(4) of the Ohio Revised Code and to consider the sale or purchase of property pursuant to Section 121.22(G)(2) of the Ohio Revised Code seconded by Mrs. Wolff with all voting "AYE".

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

With no further business to come before the Board the meeting was adjourned at 9:07 p.m.

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

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Karl Schultz, Chairperson