

TURTLECREEK TOWNSHIP BOARD OF TRUSTEES

ON

MAY 30

17

The regular scheduled meeting of the Board of Trustees of Turtlecreek Township was held on May 30, 2017 at 8:00 a.m. with the following person present:

TRUSTEES: Jim VanDeGrift, Daniel Jones, and Jonathan Sams

CHIEF FISCAL OFFICER: Gregory S. Johnson

GUEST: Steve Flint, Tammy Boggs, Jennifer Niehaus, Gene Bustle, Maj. Steve Arrasmith, Jackie Davis, Scott Belcastro, and Joe Garrett

The meeting opened with Mr. Jones leading the Pledge of Allegiance.

The minutes of the previous meeting were received by the Trustees prior to the meeting for review. Since there were no additions or corrections, Mr. Sams moved for acceptance, seconded by Mr. VanDeGrift. All were in favor and the minutes were approved as written.

Department Reports:

Fire/EMS:

None

Road and Bridge:

None

Administration:

Tammy Boggs, Township Administrator, informed the board that the Township's maintenance technician was requesting funds to purchase a new tool box and additional tools for the township service bay. Mr. VanDeGrift made a motion, seconded by Mr. Sams to approve for the purchase of up to \$1,100.00 for a toolbox and tools for the service bay. All present voiced a "YEA" vote and the motion passed with resolution **17-05-13** (a copy of the resolution will be included in the minutes).

Mrs. Boggs informed the board of a letter received from Mr. Macy regarding Chief Flint and his outstanding involvement with the Township. The Trustees each thanked Chief Flint for his service and dedication to the Township.

Mrs. Boggs informed the board that an emergency repair was made to M34 at a cost of \$1,500.00. Mr. Sams made a motion, seconded by Mr. VanDeGrift to approve the repair of the squad. All present voiced a "YEA" vote and the motion passed with resolution **17-05-12** (a copy of the resolution will be included in the minutes).

Mrs. Boggs informed the board she had discussed the issue regarding the culvert at the Greentree and Union Road intersection and that the County Engineer was aware and involved in a matter with the bank regarding the project.

Mrs. Boggs asked if the board would like to make a \$500.00 donation to the Warren County Junior Fair Board for trophies. A discussion was held regarding uses of the donation and its benefit to the taxpayers. Mr. Sams made a motion, seconded by Mr. Jones to approve for the donation to the Warren County Junior Fair Board in the amount of \$500.00. All present voiced a "YEA" vote and the motion passed with resolution **17-05-11** (a copy of the resolution will be included in the minutes).

Mrs. Boggs informed the board that a review had been done regarding the training request for the year for firefighters and EMT's. A request was made for up to \$20,000.00 in funds approved for use to cover these trainings including paramedic, instructor, and a work study. Mr. VanDeGrift made a motion, seconded by Mr. Sams to approve the \$20,000.00 request for training. All present voiced a "YEA" vote and the motion passed with resolution **17-05-15** (a copy of the resolution will be included in the minutes).

Mrs. Boggs presented the board with additional revisions to the logo for Township branding. The board decided to request additional alterations to the submitted designs. Mr. Johnson informed the board we had approved the expenditure a while back and that he would be paying Mrs. Guerra for her work on the logos.

Mrs. Boggs informed the board that Townships have the ability to pass resolutions restricting marijuana grow operations in the Township. Mr. VanDeGrift made a motion, seconded by Mr. Jones to prohibit marijuana grow operations in the Township. All present voiced a "YEA" vote and

the motion passed with resolution **17-05-10** (a copy of the resolution will be included in the minutes).

Fiscal Officer Reports:

Mr. Johnson informed the board that due to unplanned repairs this year, most of the appropriations set for the 2192 repairs fund had been encumbered already and requested a line item transfer of \$50,000.00 from 2192-220-599-0000 (Other Expenses) to 2192-220-323-0000 (Repairs and Maintenance). Mr. Sams made a motion, seconded by Mr. VanDeGrift to approve the line item transfer. All present voiced a “YEA” vote and the motion passed with resolution **17-05-16** (a copy of the resolution will be included in the minutes).

Mr. Johnson also informed the board that he would need additional approval for legal fees for Bricker and Eckler in the amount of \$60,000.00 for the Union Village TIF project. Mr. VanDeGrift made a motion, seconded by Mr. Sams to approve the payment of the legal fees. All present voiced a “YEA” vote and the motion passed with resolution **17-05-17** (a copy of the resolution will be included in the minutes).

General Reports:

1. CORRESPONDENCE:

IN:

- Email from GovDeals regarding fraudulent buyers
- Letter from Warren County Regional Planning Commission regarding State Issue Money
- Email from Mr. Slusher regarding street lights and road work for Buckeye Fields
- Email from Medicount Management regarding Blue Cross/Blue Shield
- Letter from Prime Health Services for PPO Network
- Email from Trebel regarding electric aggregation
- Letter from Red Wing Shoes regarding new billing system
- Anthem BlueCross/Blue Shield regarding medicare specialty needs
- Email from IEC regarding electric aggregation
- Letter from the City of Lebanon regarding fees to test the fire hydrant
- Notice from Warren County Regional Planning that Shaker Run PUD Stage 3 approval letter for the Pod Q Lakeside Condominiums

OUT:

- Email to Mr. Slusher regarding the street lights and road work
- Letter to Warren County Rural Zoning regarding the variance for Deborah and James Mulford
- Letter to Warren County Regional Planning regarding the site plan for New Campus Center Entry
- Letter to Warren County Regional Planning requesting the assistance to facilitate and Draft an area plan for the east side of town
- Email to the City of Lebanon requesting an exemption from dire hydrant testing

The Fiscal Officer presented the bills which were due and the following checks were approved and signed. Check Nos. 28039 through 28097 (copy to follow) and Vouchers 75-2017 and 76-2017.

Post Date	Receipt Number	Source	Account Code	Total Receipt	Purpose
5/9/17	381-2017	K. HOWELL	2191-299-0000	\$10.00	LIFESQUAD SERVICES
5/9/17	382-2017	HEALTH SMART	2191-299-0000	\$86.70	LIFESQUAD SERVICES
5/12/17	383-2017	DEPT OF REHAB AND CORRECTIONS	2191-299-0000	\$700.00	LIFESQUAD SERVICES (LCI - 1ST QTR 2017)
5/15/17	384-2017	TRICARE	2191-299-0000	\$86.47	LIFESQUAD SERVICES
5/16/17	385-2017	PROGRESSIVE	2191-299-0000	\$265.00	LIFESQUAD SERVICES
5/18/17	386-2017	GREGORY S. YOUNG	2191-299-0000	\$144.23	LIFESQUAD SERVICES
5/22/17	387-2017	R. HUFF	2191-299-0000	\$50.00	LIFESQUAD SERVICES
				\$1,342.40	

Visitor Concerns

Gene Bustle requested the Townships continued partnership providing escort vehicles as a safety service for the annual Tractor Treks held by the Farm Club. Mr. Sams made a motion, seconded by Mr. VanDeGrift to approve the use of Township vehicles for use as escort vehicles for the Tractor Trek. All present voiced a “YEA” vote and the motion passed. Additionally Mr. Sams made a motion, seconded by Mr. VanDeGrift to approve a \$250.00 donation to The Farm Club. All present voiced a “YEA” vote and the motion passed with resolution **17-05-14** (a copy of the resolution will be included in the minutes).

Major Steve Arrasmith with the Warren County Drug Task force presented the Trustees with the Task Force's 2016 report. The Trustees thanked Maj. Arrasmith for his work with the Task Force.

Scott Belcastro and Joe Garrett with Tre-Bel thanked the board for allowing them to present at the last meeting and offered any additional help to the board. The board informed the representatives that they would not be pursuing additional information on aggregation at this time.

Trustee Reports:

Mr. Sams made a motion seconded by Mr. VanDeGrift to enter into executive session to consider the purchase of property for public purposes pursuant to ORC 121.22(G)(2). Upon roll call to enter executive session, Mr. Sams "YEA", Mr. Jones "YEA", and Mr. VanDeGrift "YEA". All voiced a "YEA" vote and the motion passed to enter into executive session at 9:25 a.m.

There being no further discussion to be held in executive session, Mr. VanDeGrift made a motion seconded by Mr. Sams to enter out off executive session to the regular scheduled meeting of the township board of trustees. Upon roll call to exit executive session, Mr. Sams "YEA", Mr. Jones "YEA", and Mr. VanDeGrift "YEA". All present voiced a "YEA" vote and the motion was passed at 9:45 a.m.

There being no further business, Mr. VanDeGrift made a motion, seconded by Mr. Sams to adjourn the meeting. All present voiced a "YEA" vote and the motion passed.

The next regular meeting is scheduled for June 12, 2017 at 7:00 P.M.

Signed: _____ President

Attest: _____ Chief Fiscal Officer

**TURTLECREEK TOWNSHIP BOARD OF TRUSTEES
WARREN COUNTY, OHIO**

Resolution Number: 17-05-10 Date of Resolution: May 30, 2017

TOPIC OF RESOLUTION: PROHIIBTING MEDICAL MARIJUANA CULTIVATORS, PROCESSORS AND RETAIL DISPENSARIES LICENSED UNDER CHAPTER 3796 OF THE OHIO REVISED CODE [MEDICAL MARIJUANA CONTROL PROGRAM] IN THE UNINCORPORATED TERRITORY OF TURTLECREEK TOWNSHIP, WARREN COUNTY, OHIO

WHEREAS, House Bill 523, effective September 8, 2016, is the state enabling legislation wherein the Ohio Legislature delegated authority to townships to regulate medical marijuana facilities, including without limitation, that a board of township trustees pursuant to Section 3796.29 of the Ohio Revised Code may adopt a resolution to prohibit, or limit the number of, cultivators, processors, or retail dispensaries licensed under this chapter within the unincorporated territory of the township; and,

WHEREAS, this Board deems it is in the interest of public health, safety, and general welfare of Turtlecreek Township to prohibit the cultivation, processing and retail dispensing of medical marijuana in the unincorporated territory of Turtlecreek Township.

THEREFORE, BE IT RESOLVED by the Board of Trustees of Turtlecreek Township, Warren County, Ohio, at least a majority of all Trustees casting a vote concur as follows:

Section 1. That the Board does prohibit cultivators, processors, or retail dispensaries licensed under Chapter 3796 of the Ohio Revised Code [Medical Marijuana Control Program] within the unincorporated territory of Turtlecreek Township, Warren County, Ohio.

Section 2. This Resolution does not limit research related to marijuana conducted at a state university, academic medical center, or private research and development organization as part of a research protocol approved by an institutional review board or equivalent entity.

Section 3. That the Board is acting in its legislative capacity in adopting this Resolution.

Section 4. That the recitals contained within the Whereas Clauses set forth above are incorporated by reference herein.

Section 5. That it is found and determined that all formal actions of the Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Board in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Mr. VanDeGrift moved adoption of the foregoing Resolution, being seconded by Mr. Sams. Upon call of the roll, the following vote resulted:

Mr. VanDeGrift -YEA
Mr. Jones -YEA
Mr. Sams -YEA

Resolution adopted this 30th day of May, 2017.

TURTLECREEK TOWNSHIP TRUSTEES

GREGORY STUART JOHNSON,
FISCAL OFFICER

**RESOLUTION 17-05-11
TURTLECREEK TOWNSHIP
WARREN COUNTY, OHIO**

BE IT RESOLVED by the Board of Trustees of Turtlecreek Township, Warren County, Ohio, that they shall make a donation to the Warren County Junior Fair Board in the amount of \$500.00. Source of the funds will be from the General Fund #1000-110-591-0000 (Contributions to other Organizations). Resolution was initiated by Mr. Sams seconded by Mr. Jones. All voiced a "YEA" vote and the resolution passed.

Adopted this 30th day of May, 2017

Signed: _____ "YEA"
_____ "YEA"
_____ "YEA"

Attest: _____ Chief Fiscal Officer

**RESOLUTION 17-05-12
TURTLECREEK TOWNSHP
WARREN COUNTY, OHIO**

BE IT RESOLVED by the Board of Trustees of Turtlecreek Township, Warren County, Ohio, that they shall approve the emergency repair of the EMS squad (M34) at a cost of \$1,500.00. Source of the funds will be from the EMS Fund #2191-230-323-0000 (Repairs and Maintenance). Resolution was initiated by Mr. Sams and seconded by Mr. VanDeGrift. All voiced a "YEA" vote and the resolution passed.

Adopted this 30th day of May, 2017

Signed: _____ "YEA"
_____ "YEA"
_____ "YEA"

Attest: _____ Chief Fiscal Officer

**RESOLUTION 17-05-13
TURTLECREEK TOWNSHIP
WARREN COUNTY, OHIO**

BE IT RESOLVED by the Board of Trustees of Turtlecreek Township, Warren County, Ohio, that they shall purchase mechanics tools and a tool box at a cost of up to \$1,100.00. Source of the funds will be equally paid from 2031-330-420-0000 Operating Supplies, 2191-230-420-0000 Operating Supplies, and 2192-230-420-0000 Operating Supplies.

Mr. VanDeGrift made a motion, seconded by Mr. Sams to approve for the purchase of the tools and toolbox. All present voiced a "YEA" vote and the motion passed.

Adopted this 30th day of May, 2017.

Signed: _____ "YEA"

_____ "YEA"

_____ "YEA"

Attest: _____ Chief Fiscal Officer

**RESOLUTION 17-05-14
TURTLECREEK TOWNSHIP
WARREN COUNTY, OHIO**

BE IT RESOLVED by the Board of Trustees of Turtlecreek Township, Warren County, Ohio, that they shall make a donation to The Farm Club in the amount of \$250.00. Source of the funds will be from the General Fund #1000-110-591-0000 (Contributions to other Organizations). Resolution was initiated by Mr. Sams seconded by Mr. VanDeGrift. All voiced a "YEA" vote and the resolution passed.

Adopted this 30th day of May, 2017

Signed: _____ "YEA"

_____ "YEA"

_____ "YEA"

Attest: _____ Chief Fiscal Officer

**RESOLUTION 17-05-15
TURTLECREEK TOWNSHIP
WARREN COUNTY, OHIO**

RESOLUTION TO PAY FOR EMS AND FIRE TRAINING OF TOWNSHIP EMPLOYEES

WHEREAS, it is the intent of Turtlecreek Township Board of Trustees to pay for initial and continuing education for Fire and EMS personnel. Source of the funds will be from the training fund established in each major fund (2191-230-599-0005 Other Expenses EMS Training and 2192-200-590-0006 Other Expenses Fire Training). The board approves up to \$20,000.00 for 2017 to be spent in training approved by the Fire Chief and Township Administrator.

THEREFORE, by motion of Mr. VanDeGrift and seconded by Mr. Sams the above resolution was approved. All voiced a "YEA" vote and the resolution passed.

Adopted this 30th day of May, 2017

Signed: _____ "YEA"

_____ "YEA"

_____ "YEA"

Attest: _____ Chief Fiscal Officer

**RESOLUTION 17-05-16
TURTLECREEK TOWNSHIP
WARREN COUNTY, OHIO**

BE IT REOLVED by the Board of Trustees of Turtlecreek Township, Warren County, Ohio, that they shall transfer within the Fire Fund from Account 2192-220-599-0000 (Other Expenses) to Account 2192-220-323-0005 (Fire Repairs and Maintenance) an amount of \$50,000.00 for needed expenses. Mr. Sams moved for adoption of the foregoing resolution. The motion was seconded by Mr. VanDeGrift.

All voiced a "YEA" vote and the resolution passed.

Adopted this 30th day of May, 2017

Signed: _____ "YEA"

_____ "YEA"

_____ "YEA"

Attest: _____ Chief Fiscal Officer

**RESOLUTION 17-05-17
TURTLECREEK TOWNSHP
WARREN COUNTY, OHIO**

BE IT RESOLVED by the Board of Trustees of Turtlecreek Township, Warren County, Ohio, that they shall agree to pay legal fees to Mr. Caleb Bell of Bricker and Eckler, for work regarding the Union Village TIF process. Funds are reimbursable by Union Village Development Co. The cost is up to \$90,000. Source of the funds will be from the General Fund - #1000-110-319-0000 (Other – Other Professional and Technical Services). Resolution was initiated by Mr. VanDeGrift and seconded by Mr. Sams. All voiced a "YEA" vote and the resolution passed.

Adopted this 30th day of May, 2017.

Signed: _____ "YEA"

_____ "YEA"

_____ "YEA"

Attest: _____ Chief Fiscal Officer