

TURTLECREEK TOWNSHIP BOARD OF TRUSTEES

ON

OCTOBER 10

22

The regular scheduled meeting of the Board of Trustees of Turtlecreek Township was held on October 10, 2022 at 7:00 P.M. with the following persons present:

TRUSTEES: Jim VanDeGrift, Jonathan Sams and Dan Jones
FISCAL OFFICER: Amanda Childers
GUEST: Tammy Boggs, Brian Elleman, Dave Siebert, Doug Koenig, Rhonda Koenig, Kurt Grafton, David Brown and Jason Baker

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

The minutes of the meeting held on September 27, 2022 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. Jones. All were in favor and the minutes were approved as written.

The Fiscal Officer, notified the Trustees that the financial reports for the previous month were available for their review. By motion of Mr. Sams and seconded by Mr. Jones the following reports were approved. Cash Summary by Fund (month to date and year to date), Fund Status Report, and Bank Reconciliation for the previous month.

PUBLIC HEARING FOR COMPLAINT OF ALLEGED NUISANCE – 5669 Hendrickson Road,
As publicly noticed the board is to hold a public hearing for complaint of alleged nuisance at 5669 Hendrickson Road. Mr. Sams made a motion, seconded by Mr. Jones to enter into a public hearing in the aforementioned matter. All present voiced a “YEA” vote and the public hearing was entered into at 7:01 p.m. Mr. Dale Hendrickson, the property owner, was provided notice of the hearing by regular mail and certified mail on 9-23-22. Certified mail with return receipt was issued on 9-23-22 and delivered to the home owner and signed for on 9-24-22. The township received an anonymous complaint regarding high weeds at the property on 8-12-22. Road Supervisor Dave Siebert investigated the complaint. Mr. Siebert was sworn in to give testimony, after which he presented photos as evidence. The property owner was not in attendance. Mr. Sams made a motion, seconded by Mr. Jones to close the evidentiary portion of the hearing for deliberation. Mr. Sams made a motion, seconded by Mr. Jones that a nuisance exists. There being no other witnesses or parties wishing to speak regarding the matter, Mr. Sams made a motion, seconded by Mr. Jones to close the public hearing and enter back into the regular scheduled meeting of the board of Trustees of Turtlecreek Township. Mr. Sams made a motion, seconded by Mr. Jones to approve a Resolution stating the vegetation of tall grass and/or weeds located at 5669 Hendrickson Rd is a nuisance and must be abated or removed within seven days of a written notice to the property. A letter will be sent to the property owner by certified mail to the Owners and the lienholder, Huntington National Bank. All present voiced a “YEA” vote and the motion was passed with **Resolution 22-10-03**. (A copy of the Resolution is included in the minutes.)

Department Reports:

Fire/EMS:

Brian Elleman, Assistant Fire Chief, suggested that we offer All Call Pay for Volunteers that are needed for a period of time that is longer than a normal run. All Calls are special incidents and used when the Fire Chief deems necessary. This would be a new pay type and not replace the current pay per run for Volunteers. The Trustees agreed to allow the Fire Chiefs to investigate the All Call Pay category and report back to the Board.

Road and Bridge:

Dave Siebert, Road and Bridge Supervisor, gave an update on the Hoffman Swale, after meeting with Chuck Petty from Warren County Engineer's Office. The final swim study is in, but he is still needing the park district and perhaps soil and water regarding a large retention pond solution.

Mr. Siebert gave an update on the Township signage project. An estimate to simply refurbish the sign at Station 32 by Atlantic Sign Company is \$11,838.97. No action was taken.

Mr. Siebert informed the Board that he had a second walk through at Shaker Run. Fischer has 90 days to complete a couple of minor concerns.

Mr. Siebert asked for ratification for expenditure of tires for the Road Department in the amount of \$3,528.30 from Shrader Tire and Oil for the orange dump truck. Mr. Sams made a motion,

seconded by Mr. Jones to subsequently approve the expenditure in the amount of \$3,528.30 to Shrader Tire and Oil. All present voiced a "YEA" vote and the motion passed.

Mr. Siebert asked for ratification for expenditure of tires for the Road Department in the amount of \$994.02 from Walt Luti Tire for six tires for the flatbed truck. Mr. Sams made a motion, seconded by Mr. Jones to subsequently approve the expenditure in the amount of \$994.02 to Walt Luti Tire. All present voiced a "YEA" vote and the motion passed.

Mr. Siebert requested authorization to purchase new front tires for the Tom 61 Truck and Tom 63 Truck at an approximate cost of \$2,400.00. The purchase would be from either Shrader Tire and Oil or Walt Luti Tire depending on current pricing. Mr. Sams made a motion, seconded by Mr. Jones to approve the purchase as stated above. All present voiced a "YEA" vote and the motion passed.

Mr. Siebert informed the Board that the sprinkler system at Station 32 was inspected. He will report back at the next meeting on a quote for repairs and maintenance.

Mr. Siebert informed the Board that the Monroe Industrial Park is getting ready for pavement to be installed. The first bridge is complete.

Mr. Siebert informed the Board that the Fort Ancient Restored Machinery Farm Club is donating straw for the live burn at Warren County Career Center.

Administration:

Tammy Boggs, Township Administrator, was not in attendance but left the Board to approve ratification for expenditures authorized by Township Administrator or Township Officer or Employee authorized by Township Administrator in the cumulative amount of \$177.90. The purchase is \$177.90 from Amazon. Mr. Sams made a motion, seconded by Mr. Jones to subsequently approve the expenditures in the cumulative amount of \$177.90. All present voiced a "YEA" vote and the motion was passed with **Resolution 22-10-01**. (A copy of the Resolution is included in the minutes.)

Mrs. Boggs requested a Resolution to authorize James VanDeGrift to sign the Agreement between Turtlecreek Township and the Warren County Soil & Water Conservation District for the MS4 permit as a co-permittee. Mr. Sams made a motion, seconded by Mr. Jones to approve the resolution as stated above. All present voiced a "YEA" vote and the motion passed with **Resolution 22-10-02**. (A copy of the Resolution is included in the minutes.)

Mrs. Boggs informed the Board that Brad Edrington researched and provided a cost comparison for cemetery lots and services from Turtlecreek Township and other Township in Warren County to facilitate a discussion on pricing. The Trustees tabled the discussion until the next meeting.

General Reports:

CORRESPONDENCE:

IN:

- Email from Sigma Technologies regarding right-of-way permits
- Email from Mr. Grafton regarding speeding issues in Charleston Woods
- Letter from Warren County Water & Sewer regarding backflow prevention device testing for Station 33
- Email from Mr. Robertson regarding dust from the construction site
- Letter from Duke Energy regarding returning to Duke from AEP electric
- Email from Lebanon City School regarding TIF
- Email from Mr. Bowers regarding scholarships
- Email from Duke that the township has a gas supplier with AEP
- Letter from Sedgwick regarding BWC premiums
- Email from Mr. Fodor regarding parking and speeding on Cold Springs Road
- Letter from OP&F regarding public records request

OUT:

- Email to Sigma Technologies Ltd regarding right-of-way permits
- Email to Mr. Grafton regarding speeding issues in Charleston Woods
- Email to Mr. Robertson that the concern of the dust from the construction site has been addressed with the developer
- Email to Lebanon City School regarding TIF
- Email to Mr. Bowers regarding scholarships
- Email to Mr. Fodor regarding parking and speeding on Cold Springs Road

Fiscal Officer Reports:

Amanda Childers, Fiscal Officer, presented the bills which were due and the following checks were approved and signed. Check Nos. 34247 through 34276 (copy to follow) and Vouchers 1034-2022 through 1086-2022.

The Fiscal Office reported the following income:

Post Date	Transaction Date	Receipt Number	Source	Account Code	Total Receipt	Purpose
9/26/22	10/3/22	1038-2022	WARREN COUNTY AUDITOR, MATT NOLAN	2031-535-0000	\$605.22	ROLLBACK MANUFACTURED LIKE REAL 2022 1ST & 2ND HALVES (DIRECT DEPOSIT)
9/26/22	10/3/22	1039-2022	WARREN COUNTY AUDITOR, MATT NOLAN	2231-592-0000	\$2,198.25	NEW \$5 PERMISSIVE AUTO AUGUST 2022 (DIRECT DEPOSIT)
9/26/22	10/3/22	1040-2022	WARREN COUNTY AUDITOR, MATT NOLAN	2011-536-0000	\$2,239.66	MOTOR VEHICLE LICENSE TAX AUGUST 2022 (DIRECT DEPOSIT)
9/26/22	10/3/22	1041-2022	WARREN COUNTY AUDITOR, MATT NOLAN	2021-537-0000	\$2,500.40	CENTS PER GALLON SEPTEMBER 2022 (DIRECT DEPOSIT)
9/26/22	10/3/22	1042-2022	WARREN COUNTY AUDITOR, MATT NOLAN	2231-104-0000	\$9,525.75	OLD \$5 PERMISSIVE AUTO TAX AUGUST 2022 (DIRECT DEPOSIT)
9/26/22	10/3/22	1043-2022	WARREN COUNTY AUDITOR, MATT NOLAN	2021-537-0000	\$17,873.40	GAS EXCISE TAX SEPTEMBER 2022 (DIRECT DEPOSIT)
					\$34,942.68	
9/28/22	10/3/22	1045-2022	PUBLIC ENTITY RISK SERVICES OF OHIO INC	2191-892-0000	\$269.93	INSURANCE CLAIM PAYMENT FOR MEDIC 34 REPAIRS
					\$269.93	
9/30/22	10/3/22	1047-2022	COMMUNITY AUTHORITY OF UNION VILLAGE	2902-601-0000	\$135.00	UNION VILLAGE STORM WATER CHARGES 2ND HALF
					\$135.00	
9/30/22	10/3/22	1049-2022	CITY OF MONROE	1000-591-0008	\$655,242.30	3RD QTR 2022 JEDD INCOME TAX PAYMENT (DIRECT DEPOSIT)
					\$655,242.30	
10/3/22	10/10/22	1086-2022	GOVDEALS	2191-951-0000	\$150.00	PROCEEDS FROM SALE OF AMBULANCE COTS (DIRECT DEPOSIT)
					\$150.00	
9/30/22	10/4/22	1060-2022	STAROHIO	1000-701-0000	\$5,856.00	SEPTEMBER 2022 INTEREST
9/30/22	10/4/22	1061-2022	PRIMARY	1000-701-0000	\$7.40	SEPTEMBER 2022 INTEREST
9/30/22	10/4/22	1062-2022	US BANK	1000-701-0000	\$66.67	SEPTEMBER 2022 INTEREST
9/1/22	10/4/22	1063-2022	CD 15	1000-701-0000	\$348.94	SEPTEMBER 2022 INTEREST
9/6/22	10/4/22	1064-2022	FICB 9	1000-701-0000	\$600.00	SEPTEMBER 2022 INTEREST
9/6/22	10/4/22	1065-2022	CD 9	1000-701-0000	\$327.79	SEPTEMBER 2022 INTEREST
9/9/22	10/4/22	1066-2022	FHLB 9	1000-701-0000	\$660.00	SEPTEMBER 2022 INTEREST
9/12/22	10/4/22	1067-2022	FHLB 4	1000-701-0000	\$1,250.00	SEPTEMBER 2022 INTEREST
9/12/22	10/4/22	1068-2022	FHLB 8	1000-701-0000	\$562.50	SEPTEMBER 2022 INTEREST
9/15/22	10/4/22	1069-2022	UST 5	1000-701-0000	\$468.75	SEPTEMBER 2022 INTEREST
9/19/22	10/4/22	1070-2022	CD 33	1000-701-0000	\$211.48	SEPTEMBER 2022 INTEREST
9/23/22	10/4/22	1071-2022	FHLMC 16	1000-701-0000	\$1,031.25	SEPTEMBER 2022 INTEREST
9/26/22	10/4/22	1072-2022	CD 35	1000-701-0000	\$502.09	SEPTEMBER 2022 INTEREST
9/27/22	10/4/22	1073-2022	CD 17	1000-701-0000	\$338.37	SEPTEMBER 2022 INTEREST
9/28/22	10/4/22	1074-2022	CD 22	1000-701-0000	\$359.52	SEPTEMBER 2022 INTEREST
9/28/22	10/4/22	1075-2022	CD 14	1000-701-0000	\$325.16	SEPTEMBER 2022 INTEREST
9/28/22	10/4/22	1076-2022	CD 16	1000-701-0000	\$348.94	SEPTEMBER 2022 INTEREST
9/30/22	10/4/22	1077-2022	UST 4	1000-701-0000	\$312.50	SEPTEMBER 2022 INTEREST
					\$13,577.36	
9/26/22	10/3/22	1050-2022	ANTHEM BLUE	2191-299-0000	\$440.82	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
9/27/22	10/3/22	1051-2022	UNITED HEALTHCARE	2191-299-0000	\$140.00	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
9/27/22	10/3/22	1052-2022	ANTHEM BLUE	2191-299-0000	\$750.24	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
9/27/22	10/3/22	1053-2022	CGS	2191-299-0000	\$1,867.60	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
9/28/22	10/3/22	1054-2022	AETNA	2191-299-0000	\$420.13	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
9/28/22	10/3/22	1055-2022	AETNA BETTER HEALTH	2191-299-0000	\$535.24	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
9/28/22	10/3/22	1056-2022	CGS	2191-299-0000	\$700.87	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
9/30/22	10/3/22	1057-2022	AARP SUPPLEMENTAL	2191-299-0000	\$104.96	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
9/30/22	10/3/22	1058-2022	AETNA	2191-299-0000	\$404.47	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
9/30/22	10/3/22	1059-2022	US TREASURY DEPARTMENT OF VA	2191-299-0000	\$855.04	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
9/27/22	10/3/22	1044-2022	THE CINCINNATI INSURANCE COMPANIES	2191-299-0000	\$233.00	LIFE SQUAD SERVICES
9/30/22	10/3/22	1046-2022	HEALTH SPECIAL RISK INC	2191-299-0000	\$635.70	LIFE SQUAD SERVICES
9/28/22	10/3/22	1048-2022	MEDICOUNT MANAGEMENT INC	2191-299-0000	\$861.58	LIFE SQUAD SERVICES AUGUST 2022 DEPOSITS (DIRECT DEPOSIT)
9/16/22	10/5/22	1078-2022	HNB-ECHO	2191-299-0000	\$126.00	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
9/16/22	10/5/22	1079-2022	AARP SUPPLEMENTAL	2191-299-0000	\$292.82	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
9/19/22	10/5/22	1080-2022	ANTHEM BLUE	2191-299-0000	\$402.97	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
9/19/22	10/5/22	1081-2022	UNITED HEALTHCARE	2191-299-0000	\$438.39	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
9/19/22	10/5/22	1082-2022	CGS	2191-299-0000	\$2,697.12	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
9/20/22	10/5/22	1083-2022	HUMANA	2191-299-0000	\$349.26	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
9/20/22	10/5/22	1084-2022	CGS	2191-299-0000	\$363.03	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
10/3/22	10/10/22	1085-2022	MEDICAL MUTUAL	2191-299-0000	\$92.61	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
10/3/22	10/10/22	1087-2022	CGS	2191-299-0000	\$388.81	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
10/3/22	10/10/22	1088-2022	ANTHEM BLUE	2191-299-0000	\$395.32	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
10/3/22	10/10/22	1089-2022	AETNA BETTER HEALTH	2191-299-0000	\$499.51	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
10/4/22	10/10/22	1090-2022	PNC-ECHO	2191-299-0000	\$105.44	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
10/4/22	10/10/22	1091-2022	AARP SUPPLEMENTAL	2191-299-0000	\$106.56	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
10/4/22	10/10/22	1092-2022	HUMANA	2191-299-0000	\$169.17	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
10/4/22	10/10/22	1093-2022	UNITED HEALTHCARE	2191-299-0000	\$180.00	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
10/4/22	10/10/22	1094-2022	CGS	2191-299-0000	\$754.65	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
10/4/22	10/10/22	1095-2022	AETNA	2191-299-0000	\$885.54	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
10/5/22	10/10/22	1096-2022	CIGNA	2191-299-0000	\$70.55	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
10/5/22	10/10/22	1097-2022	AETNA	2191-299-0000	\$90.60	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
10/5/22	10/10/22	1098-2022	AARP SUPPLEMENTAL	2191-299-0000	\$90.92	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
10/5/22	10/10/22	1099-2022	VPAY	2191-299-0000	\$130.00	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
10/5/22	10/10/22	1100-2022	AETNA BETTER HEALTH	2191-299-0000	\$559.05	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
10/5/22	10/10/22	1101-2022	CGS	2191-299-0000	\$811.59	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
10/5/22	10/10/22	1102-2022	ANTHEM BLUE	2191-299-0000	\$1,200.46	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
10/6/22	10/10/22	1103-2022	STATE OF OHIO MEDICAID	2191-299-0000	\$136.00	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
10/6/22	10/10/22	1104-2022	AARP SUPPLEMENTAL	2191-299-0000	\$394.08	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
10/6/22	10/10/22	1105-2022	UNITED HEALTHCARE	2191-299-0000	\$838.98	LIFE SQUAD SERVICES (DIRECT DEPOSIT)
10/3/22	10/10/22	1106-2022	BLUE CROSS BLUE SHIELD OF KANSAS INC	2191-299-0000	\$81.53	LIFE SQUAD SERVICES
10/3/22	10/10/22	1107-2022	E BROWN	2191-299-0000	\$425.58	LIFE SQUAD SERVICES
10/3/22	10/10/22	1108-2022	R LUKEMIRE	2191-299-0000	\$250.00	LIFE SQUAD SERVICES
					\$21,276.19	

Other Business:

None.

Visitor Concerns:

T. David Brown attended the meeting to voice his concerns with solicitation occurring in Timbercreek II, and said he would like to place a "No Solicitation" sign in his yard but would not put it in the right of way. The sales people have been increasingly aggressive. Mr. Sams suggested that he file a report with the Sheriff's department. As to the question of placing a no solicitation sign that would cover the whole subdivision, Mr. Sams asked Mrs. Boggs to pose the question to the Warren County Prosecutor's Office.

Kurt Grafton from Triple Creek Ct attended the meeting to speak about safety concerns with people speeding in the subdivision. Mr. Grafton stated that nothing he has tried whether through the HOA or Sheriff's department has helped. Small children riding bicycles and mini ATVs and motorcycles are in danger of being hit. Additionally, people running and walking dogs are at risk of being hit. The Road Department will install child at play signs, paint 25 MPH signs on the road surface and place the road speed sign in the subdivision once requested by the HOA.

Jason Baker, a resident of the Trails of Shaker Run stated his daughter was almost hit by a FedEx Truck. The electronic speed sign was placed in his yard but there has been no reduction in speed. The road is narrow and there is parking on both sides of the street which causes very low visibility for those trying to cross the road. Mr. Sams informed Mr. Baker that our three tools are the child at play signs, the 25 mph painted signs on the roadways and the portable speed sign. A request from the HOA would be needed. Mr. Sams suggested that a letter be sent to the companies whose employees are speeding in the subdivision. If they will notify us the Township could send a letter to the company. Mr. Baker asked if the road could be changed to parking on just one side of the street and the speed limit dropped below 25 mph. Mr. Sams stated the speed limit is at the lowest speed allowed for a public road. Mr. Sams agreed to drive the subdivision with Mr. Baker to see the situation in person.

Trustee Reports:

A motion was made by Mr. Sams that the Board of Trustees adjourns into executive session to discuss Personnel matters pursuant to ORC 121.22 (G) (1) at 8:33 p.m. The motion was seconded by Mr. Jones and upon call of roll call, Mr. Jones "YEA", Mr. Sams "YEA" and Mr. VanDeGrift "YEA" the executive session was entered.

By motion of Mr. Jones that the Board of Trustees adjourns out of executive session and return to the open meeting and ask the Fiscal Officer to note in the minutes that NO ACTION WAS TAKEN. The motion was seconded by Mr. Sams the executive session ended. Upon call of roll, Mr. Jones "YEA" Mr. Sams "YEA" and Mr. VanDeGrift "YEA" the Board returned to regular session at 8:39 p.m.

Mr. Sams made a motion, seconded by Mr. Jones to approve the establishment of a job description for a seasonal road department technician and allow for posting of the job with an effective date of October 10, 2022 at \$18.00 per hour. All present voiced a "YEA" vote and the motion was passed with **Resolution 22-10-04**. (A copy of the resolution is included in the minutes).

There being no further business, Mr. Jones 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 October 25, 2022 at 8:00 a.m.

Signed: _____ Chairman of the Board

Attest: _____ Fiscal Officer

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

Resolution Number: 22-10-01
2022

Date of Resolution: October 10,

TOPIC OF RESOLUTION: BOARD RESOLUTION SUBSEQUENTLY APPROVING EXPENDITURES NOT EXCEEDING TWENTY-FIVE HUNDRED DOLLARS BY TOWNSHIP ADMINISTRATOR OR TOWNSHIP OFFICER OR EMPLOYEE AUTHORIZED BY TOWNSHIP ADMINISTRATOR

RESOLUTION

WHEREAS, this Board adopted Resolution Number 16-04-12, dated April 26, 2016, authorizing the Township Administrator to incur obligations on behalf of the Township not to exceed Two Thousand Five Hundred Dollars, and further authorizing the Township Administrator to authorize other Township Officers and Employees to incur obligations on behalf of the Township not to exceed Two Thousand Five Hundred Dollars; and,

WHEREAS, pursuant to section 507.11 (A) of the Ohio Revised Code, and Section 3 of the aforementioned Resolution, the obligations incurred by the Township Administrator on behalf of the Township, or that the Township Administrator authorizes a Township Officer or Employee to incur, shall be subsequently approved by adoption of formal resolution of this Board at the next regularly scheduled Board meeting after receipt by the Township Fiscal Officer of proper voucher for the obligation or obligations incurred; and,

WHEREAS, this Board has been notified by the Township Fiscal Officer she is in receipt of a proper voucher or vouchers for obligations incurred by the Township Administrator or authorized Township Officer or Employees, a copy or copies of which are attached hereto.

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. This Board does hereby subsequently approve the obligations incurred by the Township Administrator or Township Officer or Employees on behalf of the Township, a copy or copies of the vouchers of which are attached hereto.

Section 2. That the Board is acting in its administrative capacity in adopting this Resolution.

Section 3. That the recitals contained within the Whereas Clauses set forth above are incorporated by reference herein.

Section 4. 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. Sams moved adoption of the foregoing Resolution, being seconded by Mr. Jones. Upon call of the roll, the following vote resulted:

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

Resolution adopted this 10th day of October, 2022.

CERTIFICATION:

The undersigned does hereby certify that the foregoing is a true and accurate copy of the above Resolution adopted on the aforementioned date by the Board of Township Trustees.

SIGNATURE: _____
NAME: Amanda K. Childers
TITLE: Fiscal Officer
DATE: _____

**RESOLUTION 22-10-02
TURTLECREEK TOWNSHIP
WARREN COUNTY, OHIO**

**RESOLUTION TO AUTHORIZE JAMES VANDEGRIFT,
TURTLECREEK TOWNSHIP TRUSTEE,
TO SIGN AGREEMENT BETWEEN TURTLECREEK TOWNSHIP
AND
WARREN COUNTY SOIL & WATER CONSERVATION DISTRICT**

WHEREAS, the Turtlecreek Township Board of Trustees have the need to establish an agreement with Warren County Soil and Water Conservation District for a MS4 permit as a co-permittee; and

WHEREAS, the Turtlecreek Township Board of Trustees have authorized James VanDeGrift, Chairperson, to sign the agreement for 2023 for the MS4 permit as a co-permittee with Warren County Soil & Water Conservation District on behalf of Turtlecreek Township Trustees; and

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

Adopted this 10th day October, 2022

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

Attest: _____ Chief Fiscal Officer

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

Resolution Number: 22-10-03

Date of Resolution: October 10, 2022

RESOLUTION: FINDING THE VEGETATION CONSISTING OF TALL GRASS AND/OR WEEDS ON A PART OF THE PROPERTY LOCATED AT 5669 HENDRICKSON ROAD IN TURTLECREEK TOWNSHIP, CONSTITUTES A NUISANCE, AND ORDERING THE NUISANCE TO BE ABATED OR REMOVED WITHIN SEVEN DAYS OF A WRITTEN NOTICE TO ABATE OR REMOVE

WHEREAS, in accordance with section 505.87 of the Ohio Revised Code, a board of township trustees may provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from land in the township, if the board determines that the owner's maintenance of that vegetation, garbage, refuse, or other debris constitutes a nuisance; and,

WHEREAS, in accordance with section 505.87 of the Ohio Revised Code, in the event a board of township trustees declares the owner's maintenance of vegetation, garbage, refuse, or other debris on an owner's property to be a nuisance, the board is required to send a seven day notice to the property owner and any lienholders of record upon the land that the owner is ordered to abate, control, or remove the vegetation garbage, refuse, or other debris the board has declared to constitute a nuisance, and if such vegetation garbage, refuse, or other debris is not abated, controlled or removed, or if provision is not made to do so within seven days, the board shall provide the abatement, control, or removal, and any costs incurred by the board in performing that task shall be entered upon the tax duplicate and become a lien upon the land; and,

WHEREAS, this Board of Trustees received a private complaint regarding a strip of land with approximately 18 inches and higher tall grass and/or weeds on a part of the property at 5669 Hendrickson Road in Turtlecreek Township (the "property"); and,

WHEREAS, the Board's legal counsel has verified by conducting a title search of the deed records of Warren County, Ohio, the current owner of the property is Dale Hendrickson, (the "Owner"), and that Huntington National Bank, 7575 Huntington Park Drive, Columbus, Ohio 43235, is the sole lienholder of record; and,

WHEREAS, persuasive legal precedent in five separate Ohio appellate districts have upheld that the procedure under section 505.87 of the Ohio Revised Code requires no prior notice for a board of township trustees to make a nuisance determination, and such procedure is not quasi-judicial [administrative] requiring a hearing; nevertheless, this Board adopted Resolution Number 22-10-03 on 10/10/2022. The Township Administrator mailed a certified copy of the notice of public hearing to the Owner giving him an opportunity to attend the Trustees meeting on 10/10/2022 and comment on the complaint as part of the process wherein the Trustees may make a determination the current condition of tall grass and/or weeds on a part of the property constitutes a nuisance; and,

WHEREAS, during the October 10, 2022 regularly scheduled meeting, the Trustees discussed the complaint, including the fact that Road Supervisor, Dave Siebert drove by the property prior to the meeting and observed the tall grass and/or weeds on the property had not been abated.

NOW 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. this Board does hereby find that the Owners' lack of maintenance allowing tall grass and/or weeds on a part of the property located at 5669 Hendrickson Road, in Turtlecreek Township, constitutes a nuisance.

Section 2. this Board hereby ORDERS that Dale Hendrickson, as the Owner of the said property, abate or remove the said nuisance within SEVEN DAYS of the date of a written notice from the Board.

Section 3. the Township Administrator shall send written notice by certified mail to the Owners and the lienholder, Huntington National Bank, that should the nuisance not timely be abated or removed as ordered within seven days of the date of the written notice, or provision is not made by the Owners or their lienholder to timely abate or remove the nuisance by contacting the Board of Township Trustees within the seven day period, the Township's staff may abate or remove the nuisance which will result in the Owners being responsible for any and all costs and expenses incurred by the Township in performing such task by the costs and expenses being entered on the tax duplicate for collection which will become a lien upon the Owners' land from the date of entry.

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

Section 5. this Resolution shall take effect immediately upon its adoption.

Section 6. 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 R.C. 121.22.

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

Mr. VanDeGrift	-	Yea
Mr. Jones	-	Yea
Mr. Sams	-	Yea

Resolution adopted this 10th day of October, 2022.

CERTIFICATION

I hereby certify that the foregoing is a true, accurate and complete copy of the Resolution No. 22-10-03 adopted on October 10, 2022, by the Board of Trustees of Turtlecreek Township, Warren County, Ohio.

AMANDA K. CHILDERS, FISCAL OFFICER

**RESOLUTION 22-10-04
TURTLECREEK TOWNSHIP
WARREN COUNTY, OHIO**

**RESOLUTION WHEREAS TURTLECREEK TOWNSHIP
HAS ESTABLISHED A JOB DESCRIPTION FOR
SEASONAL ROAD DEPARTMENT TECHNICIAN**

WHEREAS, the Turtlecreek Township Board of Trustees have established a job description for a Seasonal Road Department Technician position with the effective date of October 10, 2022; and

WHEREAS, the Turtlecreek Township Board of Trustees have adopted this job description effective October 10, 2022; and

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

Adopted this 10th day October, 2022

Signed: _____ " YEA"

_____ "YEA"

_____ "YEA"

Attest: _____ Chief Fiscal Officer

End of Minutes.