

RESOLUTION #001-2022

RESOLUTION TO APPROVE A FIVE (5) YEAR MAINTENANCE AGREEMENT WITH OTIS ELEVATOR COMPANY

- Whereas,** the Miami Township Board of Trustees authorized the Township Administrator, to enter into a maintenance agreement with Otis Elevator Company; and
- Whereas,** said maintenance agreement is for yearly maintenance and safety inspection of elevator located inside the police department; and
- Whereas,** said maintenance agreement is for a period of five (5) years and will automatically renew on the fifth anniversary for an additional five (5) years unless terminated by either party according to the terms outlined in said agreement; and
- Whereas,** the Miami Township Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to enter into a maintenance agreement with the Otis Elevator Company for a period of five (5) years with additional years allotted as needed.

	Yes	No	Abstain	Absent
John Morris, Trustee	✓			
Terry W. Posey Jr., Trustee	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron E. Newell, Fiscal Officer

Passed: January 11, 2022

RESOLUTION #010-2022

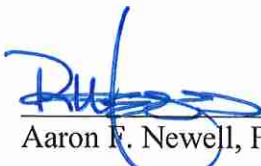
RESOLUTION TO ADMEND THE EMPLOYEE MANUAL FOR HOLIDAY LEAVE

- Whereas,** The Ohio Revised Code 124.19 outlines the list of State holidays (appendix “A”); and
- Whereas,** Miami Township’s employee manual (section 8.10) outlines the holidays that will be observed (appendix “B”); and
- Whereas,** The State of Ohio has recently recognized Juneteenth (June 19th) as a state holiday; and
- Whereas,** The Ohio Revised Code 511.10 states that township employees are entitled to eight hours of holiday pay for the observed state holidays; and
- Whereas,** It is the desire of the Board of Trustee to add Juneteenth as a recognized holiday by Miami township; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees hereby amends section 8.10 of the employee manual to include Juneteenth as a recognized holiday.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee		✓		

Attested:



Aaron F. Newell, Fiscal Officer
Passed: January 18, 2022

RESOLUTION #002-2022

**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 (ODOT) for the purchase of machinery, materials, supplies or other articles; and

Whereas, the Miami Township Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

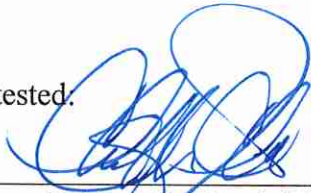
Therefore Be It Resolved, the Miami Township Board of Trustees authorizes the following:

- Section 1. The Township Administrator 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 Township Administrator 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 Ohio Director of Transportation prescribes.
- Section 3. The Township Administrator is hereby authorized to execute any contracts or agreements on behalf of Miami Township and is further authorized to sign any amendments or extensions thereto that the Administrator deems appropriate.
- Section 4. The Township Administrator 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 5. The Miami Township Board of Trustees agrees be responsible for resolving all claims or disputes arising out of its participation in the cooperative purchasing program under section 5513.01(B) of the Ohio Revised Code. The Miami Township Board of Trustees agrees to waive any claims, actions, expenses, or other damages arising out of its participation in the cooperative purchasing program which the Miami Township Board of Trustees may have or claim to have against ODOT or its employees, unless such liability is the result of negligence on the part of ODOT or its employees.

SIGNATURE PAGE ONLY FOR RESOLUTION #002-2022

	Yes	No	Abstain	Absent
John Morris, Trustee	✓			
Terry W. Posey Jr., Trustee	✓			
Donald Culp, Trustee	✓			

Attested.



Aaron F. Newell, Fiscal Officer
Passed: January 11, 2022

RESOLUTION #003-2022

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

Whereas, Miami Township desires to retain the services of the Montgomery County Microfilming Board for microfilming certain documents and storage of certain microfilms; and

Whereas, Miami Township is authorized by the Ohio Revised Code to secure an agreement, if the amount is under the statutory bidding requirement; and


Whereas, Miami Township is satisfied with said services and the Director of Community Development is recommending the signing of an agreement with the Montgomery County Microfilming Board; and

Whereas, The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to execute the necessary documents to secure an agreement with Montgomery County Microfilming Board establishing rates for the creation and storage of microfilm records from January 1, 2022 through December 31, 2022 as outlined in the agreement on file with Miami Township.

SIGNATURE PAGE ONLY FOR RESOLUTION #003-2022

	Yes	No	Abstain	Absent
John Morris, Trustee	✓			
Terry W. Posey Jr., Trustee	✓			
Donald Culp, Trustee	✓			

Attested: 

Aaron F. Newell, Fiscal Officer
Passed: January 11, 2022

RESOLUTION #004-2022

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

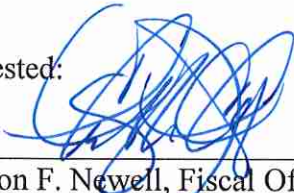
- Whereas,** the Board of County Commissioners of Montgomery County has established the Montgomery County Economic Development/Government Equity, "ED/GE" Program, to enhance the local area's ability to compete successfully in a global economic marketplace by providing a significant fund of grant dollars to attract and retain jobs and tax base; and
- Whereas,** Textum OPCO, LLC. intends to refurbish an existing manufacturing facility at 2133 Lyons Road; and
- Whereas,** the refurbishment of the facility by Textum OPCO, LLC. provides the opportunity to bring 22 jobs to Miami Township that are new to Montgomery County; and
- Whereas,** Miami Township has been awarded \$145,000 or 3.07% of the total project cost through the ED/GE program, to support the refurbishment of the facility at 2133 Lyons Road; and
- Whereas,** the ED/GE funding requires execution of a Program Project Agreement between the member jurisdiction (Miami Township) and Montgomery County; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

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 Textum OPCO, LLC.

SIGNATURE PAGE ONLY FOR RESOLUTION #004-2022

	Yes	No	Abstain	Absent
John Morris, Trustee	✓			
Terry W. Posey Jr., Trustee	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer
Passed: January 11, 2022

RESOLUTION #005-2022

A RESOLUTION AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO EXECUTE A PROJECT AGREEMENT WITH TEXTUM OPCO, LLC. 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,** Textum OPCO, LLC. intends to refurbish an existing manufacturing facility at 2133 Lyons Road; and
- Whereas,** the refurbishment of the facility by Textum OPCO, LLC. provides the opportunity to bring 22 jobs to Miami Township that are new to Montgomery County; and
- Whereas,** Miami Township has been awarded \$145,000 or 3.07% of the total project cost through the ED/GE program, to support the refurbishment of the facility at 2133 Lyons Road; and
- Whereas,** the ED/GE funding requires commitments to adhere to project job creation and retention goals; and
- Whereas,** Textum, OPCO, LLC. 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
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to execute an agreement with Textum OPCO, LLC. 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 Textum OPCO, LLC.

SIGNATURE PAGE ONLY FOR RESOLUTION #005-2022

	Yes	No	Abstain	Absent
John Morris, Trustee	✓			
Terry W. Posey Jr., Trustee	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer
Passed: January 11, 2022

RESOLUTION #006-2022

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

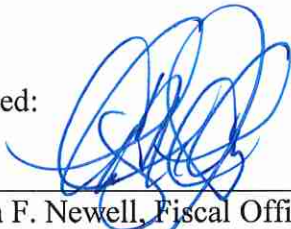
- Whereas,** the Board of County Commissioners of Montgomery County has established the Montgomery County Economic Development/Government Equity, "ED/GE" Program, to enhance the local area's ability to compete successfully in a global economic marketplace by providing a significant fund of grant dollars to attract and retain jobs and tax base; and
- Whereas,** Hearth Products Controls Co., Inc. intends to refurbish an existing manufacturing facility at 2225 Lyons Road; and
- Whereas,** the refurbishment of the facility by Hearth Products Controls Co., Inc. provides the opportunity to bring 12 jobs to Miami Township that are new to Montgomery County; and
- Whereas,** Miami Township has been awarded \$10,000 or 8.81% of the total project cost through the ED/GE program, to support the refurbishment of the facility at 2225 Lyons Road; and
- Whereas,** the ED/GE funding requires execution of a Program Project Agreement between the member jurisdiction (Miami Township) and Montgomery County; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

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 Hearth Products Controls Co., Inc.

SIGNATURE PAGE ONLY FOR RESOLUTION #006-2022

	Yes	No	Abstain	Absent
John Morris, Trustee	✓			
Terry W. Posey Jr., Trustee	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer
Passed: January 11, 2022

RESOLUTION #007-2022

A RESOLUTION AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO EXECUTE A PROJECT AGREEMENT WITH HEARTH PRODUCTS CONTROLS CO., INC. FOR UTILIZATION OF ED/GE FUNDING

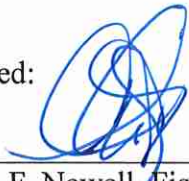
- Whereas,** the Board of County Commissioners of Montgomery County has established the Montgomery County Economic Development/Government Equity, "ED/GE" Program, to enhance the local area's ability to compete successfully in a global economic marketplace by providing a significant fund of grant dollars to attract and retain jobs and tax base; and
- Whereas,** Hearth Products Controls Co., Inc. intends to refurbish an existing manufacturing facility at 2225 Lyons Road; and
- Whereas,** the refurbishment of the facility by Hearth Products Controls Co., Inc. provides the opportunity to bring 12 jobs to Miami Township that are new to Montgomery County; and
- Whereas,** Miami Township has been awarded \$10,000 or 8.81% of the total project cost through the ED/GE program, to support the refurbishment of the facility at 2225 Lyons Road; and
- Whereas,** the ED/GE funding requires commitments to adhere to project job creation and retention goals; and
- Whereas,** Hearth Products Controls Co., 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
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to execute an agreement with Hearth Products Controls Co., Inc. 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 Hearth Products Controls Co., Inc.

SIGNATURE PAGE ONLY FOR RESOLUTION #007-2022

	Yes	No	Abstain	Absent
John Morris, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer
Passed: January 11, 2022

RESOLUTION #008-2022

**RESOLUTION TO APPOINT DESIGNEES TO ATTEND, ON BEHALF
OF THE BOARD OF TRUSTEES AND THE FISCAL OFFICER,
TRAINING ON PUBLIC RECORDS AND OPEN MEETINGS
REQUIREMENTS**

Whereas, Ohio Revised Code §109.43, §149.43, and §121.22 require that officials elected to local office, or their designees, receive training to enhance the officials' understanding of public records and open meetings laws; and

Whereas, the training must meet the requirements established by the Ohio Attorney General and Ohio Revised Code §109.43 including a minimum of three hours for each term of office for which the elected official was appointed or elected to the public office involved; and

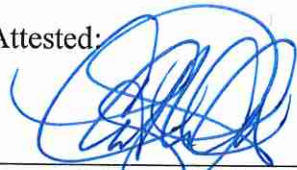
Whereas, Trustees Morris, Culp, and Posey, Jr., and Fiscal Officer Newell desire to appoint designees; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore, Be It Resolved the Miami Township Board of Trustees appoints Erica Priest and Christine Gerspacher to attend public records training as designees for the Trustees and Julie Hunn to attend public records training for the Fiscal Officer for 2022, effective immediately.

	Yes	No	Abstain	Absent
John Morris, Trustee	✓			
Terry W. Posey Jr., Trustee	✓			
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: January 11, 2022

RESOLUTION # 009-2022

RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR RIVENDELL UNDER ZONING CASE #393-07, FOR LANDS ZONED “PD-1” PLANNED RESIDENTIAL DISTRICT

Whereas, the Miami Township Board of Trustees met in a regular session on Tuesday, January 11, 2022; and

Whereas, Zoning Case #393-07 filed by Bill Keethler/Corridor Development Company LLC., proposes adoption of a final development plan for a single family residential subdivision within the Rivendell Planned Development and for lands zoned “PD-1” Planned Residential District; and


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

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees APPROVES the final development plan for Rivendell under Zoning Case #393-07 and MODIFIES the Zoning Commission recommendation.

	Yes	No	Abstain	Absent
John Morris, Trustee	✓			
Terry W. Posey Jr., Trustee	✓			
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer
Passed: January 11, 2022

RESOLUTION #010-2022


RESOLUTION TO ADMEND THE EMPLOYEE MANUAL FOR HOLIDAY LEAVE

- Whereas,** The Ohio Revised Code 124.19 outlines the list of State holidays (appendix “A”); and
- Whereas,** Miami Township’s employee manual (section 8.10) outlines the holidays that will be observed (appendix “B”); and
- Whereas,** The State of Ohio has recently recognized Juneteenth (June 19th) as a state holiday; and
- Whereas,** The Ohio Revised Code 511.10 states that township employees are entitled to eight hours of holiday pay for the observed state holidays; and
- Whereas,** It is the desire of the Board of Trustee to add Juneteenth as a recognized holiday by Miami township; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees hereby amends section 8.10 of the employee manual to include Juneteenth as a recognized holiday.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee		✓		

Attested:



Aaron F. Newell, Fiscal Officer
Passed: January 18, 2022

RESOLUTION #011-2022

**RESOLUTION ON THE HARBORING OF FREQUENT AND HABITUAL BARKING DOGS, A
MINOR MISDEMEANOR**

Whereas, The Miami Township Board of Trustees, desired to enact a resolution prohibiting the keeping or harboring of dogs which habitually and frequently howl, bark or yelp creating unreasonable loud and disturbing noises and disturbing the peace and quiet of the Township; and

Whereas, O.R.C. 955.221 permits townships to enact a resolution and assess penalties to control such nuisances; and

Therefore Be It Resolved, by the Miami Township Board of Trustees as follows

SECTION 1: No person shall keep or harbor any dog within Miami Township which by frequent and habitual barking, howling or yelping, creates unreasonable loud and disturbing noises of such a character, intensity and duration as to disturb the peace and quiet of any person in the Township. Any person who allows any dog habitually to remain or be lodged or fed within any dwelling, building, year or enclosure, which said person owns or occupies, shall be considered to be harboring such dog.

SECTION 2: Whoever violates this resolution is guilty of a minor misdemeanor subject to a fine not to exceed One Hundred Dollars (\$100.00) plus court cost.

SECTION 3: the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days and authorizes the adoption of this resolution upon its first reading.

SECTION 4: This resolution is the subject of the general authority granted to the Board of Trustees through the Ohio Revised Code and not the specific authority granted to the Board of Trustees through the status of a Limited Home Rule Township.

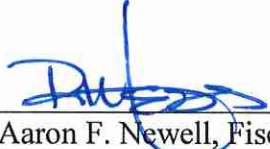
SECTION 5: This it is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in meetings open to the public, in compliance with all requirements including section 211.22 of the Ohio Revised Code.

SECTION 4: This resolution shall take effect at the earliest period allowed by law.

SIGNATURE PAGE ONLY FOR RESOLUTION #011-2022

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer
Passed: January 18, 2022

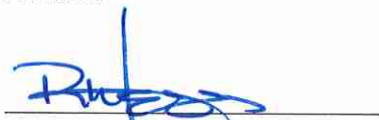
RESOLUTION #012- 2022

RESOLUTION REPEALING RESOLUTION # 71-99 CREATING A PARKING VIOLATIONS BUREAU AND CREATING THE POSITIONS OF VIOLATIONS CLERK AND HEARING OFFICER AND RESOLUTION # 061-2019 AMENDING RESOLUTION #71-99.

- Whereas,** on June 16, 1999, the Miami Township Board of Trustees adopted a noncriminal offense parking violations bureau and created the positions of violations clerk and hearing officer by passage of resolution # 71-99; and
- Whereas,** on October 22, 2019, the Miami Township Board of Trustees amended Resolution #71-99 by adopting a list of noncriminal parking infractions by passing Resolution #061-2019, and
- Whereas,** resolution # 061- 2019 did not go into effect as it was not posted in five conspicuous locations within the township or published in a newspaper of general circulation, and
- Whereas,** the Miami Township Board of Trustees now wish to repeal Resolution # 71-99 and Resolution # 061-2019:
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and
- Therefore, Be it Resolved,** the Miami Township Board of Trustees, hereby repeals Resolution #71-99 and Resolution #061-2019.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., President	✓			
John Morris, Vice-President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron Newell, Fiscal Officer
Passed: January 18, 2022

RESOLUTION #013-2022

A RESOLUTION REQUESTING THE CREATION OF A PARKING BUREAU, ADOPTION OF A NON-CRIMINAL PARKING INFRACTION VIOLATION, AND CREATION OF THE POSITIONS OF VIOLATIONS CLERK AND HEARING EXAMINER IN MIAMI TOWNSHIP

- Whereas,** Ohio Revised Code Chapter 4521 authorizes the Board of Trustees to adopt a non-criminal offense parking violation, and to request the Miamisburg Municipal Court to authorize the creation of a parking violations bureau to handle all infractions occurring within the unincorporated area of the Township; and
- Whereas,** the Board of Trustees desire to establish a non-criminal offense parking violation and a parking violations bureau in Miami Township; and
- Whereas,** the board of Trustees desire to create the positions of Violations Clerk and Hearing Examiner, with said positions being appointed by the Township Administrator;
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be it Resolved, pursuant to O.R.C. Section 505.17 and O.R.C. Chapter 4521, the Board of Trustees of Miami Township, Montgomery County, Ohio hereby adopts the attached noncriminal parking infraction violations which shall not be considered a criminal offense and for which no person shall be arrested for a violation or with parking infraction being defined as any violation of this resolution.

Be it Further Resolved, that pursuant to O.R.C. Section 4521.04 the Board of Trustees hereby request the Miamisburg Municipal Court to authorize Miami Township to establish a parking violations bureau to handle all parking infractions in violation of this resolution occurring within the unincorporated area of Miami Township, and to this effect the attached letter to Judge Robert Rettich III shall be filed with the Miamisburg Municipal Court Clerk;

Be it Further Resolved, that the Miami Township Board of Trustees create the positions of Violations Clerk and Hearing Examiner and authorize the Township Administrator to appoint persons to fill these positions;

Be it Further Resolved, this resolution is not effective until thirty (30) days after the Miamisburg Municipal Court authorized the establishment of a Parking Violations Bureau; and

Be it Further Resolved, that the township Fiscal Officer shall cause a copy of this Resolution to be posted in five (5) conspicuous places in the township for a period of thirty (30) days. Additionally, the entire resolution shall be posted on the township website and shall be available as a printed document at the Township Administration Offices during normal business hours. The section headings, numbers, a brief summary, and availability of the Miami Township Parking Regulations shall be published in a newspaper of general circulation in the Township for two (2) consecutive weeks.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., President	✓			
John Morris, Vice-President	✓			
Donald Culp, Trustee	✓			

Attested:

 Aaron F. Newell, Fiscal Officer
 Passed: January 18, 2022

NON-CRIMINAL PARKING INFRACTION VIOLATION

1.1 Prohibited Standing or Parking Places-General

No person shall stand or park a vehicle, except when necessary to avoid conflict with other traffic or to comply with the provisions of this Resolution or while obeying the directions of a police officer or a traffic control device, in any of the following places:

- A. On a sidewalk, except a bicycle
- B. In front of a public or private driveway or within 2 1/2 feet (30 inches) of such driveways
- C. Within an intersection
- D. Within ten feet of a fire hydrant
- E. On a crosswalk
- F. Within twenty feet of a crosswalk at an intersection or within twenty feet of a crosswalk located within the block where a school is located during regular hours
- G. Within thirty feet of, and upon the approach to, any flashing beacon stop sign or traffic control device
- H. Within fifty feet of the nearest rail of a railroad crossing
Within twenty feet of a driveway entrance to any fire station and, on the side of the street opposite the entrance to any fire station, within seventy-five feet of the entrance when it is properly posted with signs
- J. Alongside or opposite any street excavation or obstruction when such standing or parking would obstruct traffic
- K. Alongside any vehicle stopped or parked at the edge or curb of a street
- L. Upon any bridge or other elevated structure upon a street, or within a street tunnel
- M. At any place where signs prohibit stopping, standing, or parking, or at any place in excess of the maximum time limited by signs
- N. Within one foot of another parked vehicle
- O. Any other locations prohibited as provided for in the Ohio Revised Code

1.2 Trailer/Semitrailer/POD/Dumpsters/Extended Parking

- A. No moving van, truck, trailer, or semitrailer shall be permitted to park along any township street other than to load and unload. Moving vans, trailers, and/or semitrailers parked for loading and unloading must be connected to a towing vehicle at all times.

- B. No Portable Storage Unit (POD) or Dumpster shall be permitted to park along any township street other than to load and unload. Portable storage Units (POD) and dumpsters so parked for loading and unloading must be connected to a towing vehicle at all times.
- C. Parking is prohibited for longer than seventy-two (72) hours on any street or property open to the public for the purpose of vehicular travel, or upon or within the right of way of any street unless the owner of the vehicle notifies the Chief of Police of the need to leave the vehicle parked in such areas for longer than seventy- two (72) hours and receives permission to so park the vehicle.

1.3 Snow Emergency Parking

Parking is prohibited upon any Township street on which signs are posted in accordance with this section.

Signs conforming to O.R.C. 4511.09 and indicating the existence of the snow emergency regulations shall be erected at all entrances to Township subdivisions at locations to be determined by the Township.

A snow emergency may be declared whenever snow/ice removal or treatment by Township trucks, plows or other vehicles is necessary in all parts of the Township do to:

1. Snow has accumulated to a depth of three (3) or more inches and/or
2. The accumulation of ice and amounts deemed by the Township create hazardous road conditions.

The Township Road Superintendent, Township Administrator or President of the Board of Township Trustees, may declare a snow emergency and make an announcement of such emergency to the local news media. The snow emergency will remain in effect for the specific period provided in the announcement or until canceled by a subsequent announcement to the local news media by the Township.

The parking prohibitions set forth in this section shall be in effect two (2) hours following the Township declaration of a snow emergency and announcement of such emergency to the local media. The snow emergency shall remain in effect for the specific period provided in the announcement or until canceled by a subsequent announcement to the local news media by the Township. The

1.4 IMPOUNDMENTS

The Township Road Superintendent, the Township Administrator, the Chief of Police, or any Township Police Officer may order into storage and tow, or have towed, any vehicle parked in violation of these regulations. The owner or any lien holder of a vehicle ordered into storage may claim the vehicle upon presentation of proof of ownership, and payment of all expenses, charges, and fines incurred as a result of the parking violation, and removal and storage of the vehicle.

1.5 PARKING TICKET

The attached parking tickets shall be used as the parking tickets issued under this Resolution. The procedure for issuing parking tickets shall be governed by attached ORC Section 4521.03 or other applicable Section in ORC Chapter 4521 all of which are incorporated herein.

1.6 REGISTERED OWNER PRIMA-FACIE LIABLE FOR UNLAWFUL PARKING

In any hearing on a charge of illegally parking a motor vehicle, testimony that a vehicle bearing a certain license plate was found unlawfully parked as prohibited by the provisions of this Traffic Code, and further testimony that the record of the Ohio Registrar of Motor Vehicles shows that the license plate was issued to the defendant, shall be prima-facie evidence that the vehicle, which was unlawfully parked, was so parked by the defendant. A certified registration copy, showing such fact, from the Registrar shall be proof of such ownership.

1.7 ANSWERING PARKING TICKET

A person who is issued a parking ticket under this Resolution shall answer the parking ticket within ten (10) days of receipt thereof.

1.8 FINES

The fines applicable to parking infraction violations shall be as indicated in the attached parking ticket.

RESOLUTION #014-2022

**RESOLUTION TO ACCEPT ROADWAY IMPROVEMENTS
FOR TOWNSHIP MAINTENANCE**

- Whereas,** the Vienna Parkway Extension project consisting of an extension to the existing roadway by 704 L.F., has received final approval by the Montgomery County Engineer and Miami Township staff; and
- Whereas,** the Ohio Department of Transportation (ODOT) has updated the roadway data inventory for Miami Township and has increased the certified mileage by 0.701 miles; and
- Whereas,** the addition of the Vienna Parkway Extension and the certified mileage adjustment will increase the Township Highway System Mileage to 91.660 miles; and
- Whereas,** the Miami Township Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees accepts the following roadway improvements and roadway mileage adjustments for township maintenance:

Vienna Parkway Extension- 704 L.F.
Certified Township Mileage Adjustment- 0.701 Miles

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: January 18, 2022

RESOLUTION #015-2022

**RESOLUTION TO APPOINT TOWNSHIP REPRESENTATIVES TO THE
MIAMI VALLEY REGIONAL PLANNING COMMISSION BOARD OF
DIRECTORS**

Whereas, Miami Township is a member of the Miami Valley Regional Planning Commission (MVRPC); and

Whereas, there is a need to appoint Miami Township representatives to the MVRPC Board of Directors; and

Whereas, John Morris and Ronald Hess have expressed a desire to serve as township representatives on the MVRPC Board of Directors; and

Therefore Be It Resolved, the Miami Township Board of Trustees appoints John Morris to serve as the primary representative and Ronald Hess to serve as the alternate representative to the MVRPC Board of Directors with terms ending on December 31, 2023.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: January 18, 2022

RESOLUTION #016-2022


**RESOLUTION TO APPOINT TOWNSHIP REPRESENTATIVES TO
THE MIAMI VALLEY REGIONAL PLANNING COMMISSION
TECHNICAL ADVISORY COMMITTEE**

- Whereas,** Miami Township is a member of the Miami Valley Regional Planning Commission (MVRPC); and
- Whereas,** there is a need to appoint Miami Township representatives to the MVRPC Technical Advisory Committee; and
- Whereas,** Alex Carlson and Andrew Rice have expressed a desire to serve as township representatives on the MVRPC Technical Advisory Committee; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees appoints Alex Carlson to serve as the primary representative and Andrew Rice to serve as the alternate representative to the MVRPC Technical Advisory Committee with terms ending on December 31, 2023.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer
Passed: January 18, 2022

RESOLUTION #017-2022

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

- Whereas,** the Board of Zoning Appeals is made up of five regular members and two alternate members; and
- Whereas,** Currently the second of two alternate positions on the Board of Zoning Appeals is vacant; and
- Whereas,** Daniel Douglas has requested to serve as an alternate member on the Board of Zoning Appeals and has provided a resume to the Board for consideration; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two different days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees appoints Daniel Douglas to serve on the Board of Zoning Appeals as the second of two alternate members for a term of one (1) year ending on December 31, 2022, pending completion of a background check.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: January 18, 2022

RESOLUTION #018-2022

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

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

Whereas, Currently the second of two alternate positions on the Zoning Commission is vacant; and

Whereas, William Kelly has requested to serve as an alternate member on the Zoning Commission and has provided a resume to the Board for consideration; and

Whereas, The Board of Trustees desires to dispense with the requirement that a resolution be read on two different days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees appoints William Kelly to serve on the Zoning Commission as the second of two alternate members for a term of one (1) year ending on December 31, 2022, pending completion of a background check.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: January 18, 2022

RESOLUTION #019-2022

RESOLUTION AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A GOVERNMENTAL ELECTRICITY AGGREGATION PROGRAM WITH OPT-OUT PROVISIONS PURSUANT TO SECTION 4928.20 OF THE OHIO REVISED CODE AND DIRECTING THE MONTGOMERY COUNTY BOARD OF ELECTIONS TO SUBMIT A BALLOT QUESTION TO THE ELECTORS

- Whereas,** the Ohio Legislature enacted electric deregulation legislation (“Am. Sub. S.B. No. 3”), which authorized the legislative authorities of municipal corporations, townships, and unincorporated areas of the county, to aggregate the retail electrical loads located within the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of electricity; and
- Whereas,** such legislative authorities may exercise said authority individually or jointly with any other legislative authorities; and
- Whereas,** governmental aggregation provides an opportunity for residential and small business consumers to participate collectively in the potential benefits of electricity deregulation through lower electricity rates, which would not otherwise be available to those electricity customers individually; and
- Whereas,** the Board of Trustees of Miami Township, Montgomery County, Ohio (“Trustees”) seeks to establish a governmental aggregation program with opt-out provisions pursuant to Section 4928.20 of the Ohio Revised Code, for the residents, businesses and other electric consumers in the unincorporated areas of Miami Township, and may be in conjunction with any other legislative authorities in the State of Ohio, as permitted by law (the “Aggregation Program”); and
- Whereas,** the Miami Township Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

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

Section 1 The Board finds and determines that it is in the best interest of the Township, its residents, businesses and other electric consumers located within the unincorporated areas of the Township to establish an Aggregation Program within the unincorporated areas of the Township. Provided that the Aggregation Program is approved by the electors of the Township pursuant to Section 2 of this Resolution, the Board is hereby authorized to automatically

aggregate, in accordance with Section 4928.20 of the Ohio Revised Code, the retail electric loads located within the unincorporated areas of the Township, and, for that purpose, to enter into service agreements to facilitate for those loads the purchase and sale of electricity. The Board may exercise such authority jointly with any other political subdivision of the State of Ohio to the full extent permitted by law, which may include use of an energy broker/consultant/aggregator, so long as the broker/consultant/aggregator is certified by the Public Utilities Commission of Ohio.

The aggregation will occur automatically for each person owning, occupying, controlling, or using an electric load center proposed to be aggregated and will provide for the opt-out rights described in Section 3 of this Resolution.

Section 2 The Board of Elections of Montgomery County is hereby directed to submit the following question to the electors of the Township at the election on May 3, 2022:

Shall the Board of Trustees of Miami Township have the authority to aggregate the retail electric loads located within the unincorporated areas of the Township, and for that purpose, enter into services agreements to facilitate for those loads the sale and purchase of electricity, such aggregation to occur automatically except where any person elects to opt-out, in accordance with Section 4928.20 of the Ohio Revised Code and Resolution No. 019-2022 adopted by the Board of Trustees?

The Fiscal Officer of this Board is instructed to immediately file a certified copy of this Resolution and the proposed form of the ballot question with the Montgomery County Board of Elections not less than ninety (90) days prior to the election to be held on May 3, 2022. The Aggregation Program shall not take effect unless approved by a majority of the electors voting upon this Resolution and the Aggregation Program provided for herein at the election held pursuant to this Section 2 and Section 4928.20 of the Ohio Revised Code.

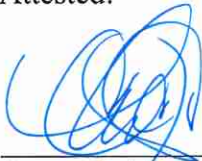
Section 3 Upon approval of a majority of the electors voting at the election provided for in Section 2 of this Resolution, this Board, individually or jointly with any other political subdivision, may develop a plan of operation and governance for the Aggregation Program. Before adopting such plan, this Board shall hold at least two (2) public hearings on the plan. Before the first hearing, notice of the hearings shall be published once a week for two consecutive weeks in a newspaper of general circulation in the unincorporated areas of the Township. The notice shall summarize the plan and state the date, time, and place of each hearing. No plan adopted by this Board shall aggregate the electric load of any electric load center within the unincorporated areas of the Township unless it, in advance, clearly discloses to the person owning, occupying, controlling, or using the load center that the person will be enrolled automatically in the Aggregation Program and will remain so enrolled unless the person affirmatively elects by a stated procedure not to be so enrolled. The disclosure shall state prominently the rates, charges, and other terms and conditions of

enrollment. The stated procedure shall allow any person enrolled in the Aggregation Program the opportunity to opt-out of the program at least every three years, without paying a switching fee. Any such person who opts out of the Aggregation Program pursuant to the stated procedure shall default to the standards service offer provided under Section 4928.141 of the Ohio Revised Code, until the person chooses an alternative supplier.

Section 4 It hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were adopted in an open meeting of this Board and that the deliberations of this Board and any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

	Yes	No	Abstain	Absent
John Morris, Trustee	✓			
Terry W. Posey Jr., Trustee	✓			
Donald Culp, Trustee				✓

Attested:



Aaron F. Newell, Fiscal Officer

Passed: February 1, 2022

RESOLUTION #020-2022

RESOLUTION AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A GOVERNMENTAL NATURAL GAS AGGREGATION PROGRAM WITH OPT-OUT PROVISIONS PURSUANT TO SECTION 4929.26 OF THE OHIO REVISED CODE AND DIRECTING THE MONTGOMERY COUNTY BOARD OF ELECTIONS TO SUBMIT A BALLOT QUESTION TO THE ELECTORS

- Whereas,** the Ohio Legislature enacted Chapter 4929, Ohio Revised Code, which authorized the legislative authorities of municipal corporations, townships, and unincorporated areas of the county, to aggregate the retail natural gas loads located within the respective jurisdictions and to enter into service agreements to facilitate the purchase and sale of the service for the retail natural gas loads; and
- Whereas,** such legislative authorities may exercise said authority individually or jointly with any other legislative authorities; and
- Whereas,** governmental aggregation provides an opportunity for residential and small business consumers to participate collectively in the potential benefits of natural gas service deregulation through lower natural gas rates, which would not otherwise be available to those natural gas customers individually; and
- Whereas,** the Board of Trustees of Miami Township ("Trustees") seeks to establish a governmental aggregation program with opt-out provisions pursuant to Section 4929.26, Ohio Revised Code, for the residents, businesses and other natural gas consumers in the Township, and may be in conjunction with any other legislative authorities in the State of Ohio, as permitted by law (the "Aggregation Program"); and
- Whereas,** the Miami Township Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and
- Therefore Be It Resolved,** by the Board of Trustees of Miami Township, Montgomery County, Ohio that:

Section 1 The Board finds and determines that it is in the best interest of the Township, its residents, businesses and other retail natural gas consumers located within the unincorporated areas of the Township to establish an Aggregation Program in the unincorporated areas of the Township. Provided that the Aggregation Program is approved by the electors of the Township pursuant to Section 2 of this Resolution, the Board is hereby authorized to automatically aggregate, in accordance with Section 4929.26, Ohio Revised Code, the retail natural gas

loads located within the unincorporated areas of Township, and, for that purpose, to enter into service agreements to facilitate for those loads the purchase and sale of natural gas service. The Board may exercise such authority jointly with any other political subdivision of the State of Ohio to the full extent permitted by law, which will include use of an energy broker/consultant/aggregator, so long as the broker/consultant/aggregator is certified by the Public Utilities Commission of Ohio.

The aggregation, subject to Section 4929.26(A)(2)(a) and (b), Ohio Revised Code, and the opt-out rights described in Section 3 of this Resolution, will occur automatically for the retail natural gas loads located within the unincorporated areas of the Township and for which there is a choice of supplier, a rule or order has been adopted or issued under Chapter 4905, Ohio Revised Code, or an exemption granted under Sections 4929.04 to 4929.08, Ohio Revised Code.

Section 2 The Board of Elections of Montgomery County is hereby directed to submit the following question to the electors of the Township at the election on May 3, 2022:

Shall the Board of Trustees of Miami Township have the authority to aggregate the retail natural gas loads located in the unincorporated areas of the Township, and for that purpose, enter into services agreements to facilitate for those loads the sale and purchase of natural gas service, such aggregation to occur automatically except where any person elects to opt-out, in accordance with Section 4929.26 of the Ohio Revised Code and Resolution No. 020-2022 adopted by the Board.

A representative of this Board is instructed to immediately file a certified copy of this Resolution and the proposed form of the ballot question with the Montgomery County Board of Elections not less than ninety (90) days prior to the election to be held May 3, 2022. The Aggregation Program shall not take effect unless approved by a majority of the electors voting upon this Resolution and the Aggregation Program provided for herein at the election held pursuant to this Section 2 and Section 4928.20, Ohio Revised Code.

Section 3 Upon approval of a majority of the electors voting at the election provided for in Section 2 of this Resolution, this Board, individually or jointly with any other political subdivision, may develop a plan of operation and governance for the Aggregation Program. Before adopting such plan, this Board shall hold at least two public hearings on the plan. Before the first hearing, notice of the hearings shall be published once a week for two consecutive weeks in a newspaper of general circulation in the unincorporated areas of the Township. The notice shall summarize the plan and state the date, time and place of each hearing. No plan adopted by this Board shall aggregate the natural gas load within the unincorporated areas of the Township unless it, in advance, clearly discloses to the person owning, occupying, controlling, or using the load center that the person will be enrolled automatically in the Aggregation Program and will remain so enrolled unless the person affirmatively elects by a stated procedure

not to be so enrolled. The disclosure shall state prominently the rates, charges, and other terms and conditions of enrollment. The stated procedure shall allow any person enrolled in the Aggregation Program the opportunity to opt-out of the program at least every two years, without paying a switching fee. Any such person who opts out of the Aggregation Program pursuant to the stated procedure shall default to the natural gas company providing distribution service for the person's retail natural gas load, until the person chooses an alternative supplier

Section 4 It hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were adopted in an open meeting of this Board and that the deliberations of this Board and any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

	Yes	No	Abstain	Absent
John Morris, Trustee	✓			
Terry W. Posey Jr., Trustee	✓			
Donald Culp, Trustee				✓

Attested:



Aaron F. Newell, Fiscal Officer
Passed: February 1, 2022

RESOLUTION #021-2022

RESOLUTION AUTHORIZING THE EXECUTION OF AN ENERGY CONSULTING AND MANAGEMENT AGREEMENT WITH TREBEL, LLC

- Whereas,** Trebel, a certified aggregator with the Public Utilities Commission of Ohio (PUCO), engages in the business of providing consulting services to aggregate and procure energy and/or energy-related services, products, and accounts; and
- Whereas,** the Township desires Trebel to perform an independent analysis and review of Miami Township's electric and natural gas service usage and costs; and
- Whereas,** the Township desires Trebel to perform an independent analysis and review of electric and natural gas usage and costs for the possibility of aggregating the electric and natural gas requirements of Miami Township; and
- Whereas,** the Township will require assistance if the voters of Miami Township approve the aggregation of their electric and/or natural gas and the Township desires Trebel to assist in the implementation of an aggregation program in the Township for retail electric loads and/or natural gas; and
- Whereas,** the Township desires to engage Trebel as its exclusive energy consultant and agent, and grant Trebel exclusive rights to perform such energy-related services as described in, and subject to, the terms and conditions of the Agreement; and
- Whereas,** the Township now wishes to authorize the execution of an Energy Consulting and Management Agreement engaging the exclusive services of Trebel for the above and related purposes; and
- Whereas,** the Miami Township Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

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

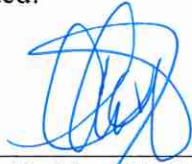
Section 1 The Board authorizes the Township Administrator to execute an Energy Consulting and Management Agreement with Trebel, LLC substantially in the form on file with Miami Township and attached hereto as Exhibit A, with such changes as the Administrator determines are in the best interest of Miami Township.

Section 2 It hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were adopted in an open meeting of this Board and that the deliberations of this Board and any of its committees that resulted in such formal actions were in meetings open to the public, in

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

	Yes	No	Abstain	Absent
John Morris, Trustee	✓			
Terry W. Posey Jr., Trustee	✓			
Donald Culp, Trustee				✓

Attested:



Aaron F. Newell, Fiscal Officer
Passed: February 1, 2022

RESOLUTION # 022-2022

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, February 1, 2022; and
- Whereas,** Zoning Case #451-21, filed by the Miami Township Zoning Commission, proposes amendment to Articles 5 and 17 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
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees APPROVE the Text Amendment to the Miami Township Zoning Resolution under Zoning Case #451-21 and UPHOLD the Zoning Commission recommendation.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee				✓

Attested:



Aaron F. Newell, Fiscal Officer
Passed: February 1, 2021

RESOLUTION #023-2022

Resolution Approving Participation In Region 8 Governance Structure Under The OneOhio Memorandum Of Understanding

- Whereas,** Miami Township is a Local Government that has adopted and approves The OneOhio Memorandum of Understanding (“The Memorandum”), which establishes a mechanism to disburse settlement proceeds from opioid litigation into Ohio’s communities to help abate the opioid crisis, including allocations to Local Governments and Regions through a statewide Foundation; and
- Whereas,** this jurisdiction is a participant in Region 8 as established by The Memorandum; and
- Whereas,** pursuant to The Memorandum each Region shall create their own governance structure so it ensures all Local Governments have input and equitable representation regarding regional decisions including representation on the statewide Foundation Board and selection of projects to be funded from the region’s regional Share; and
- Whereas,** Regions have the responsibility to make submissions regarding the allocation of funds to projects that will equitably serve the needs of the entire Region; and
- Whereas,** it is found that the regional governance structure attached hereto has **Exhibit A** ensures all Local Governments in this Region have input and equitable representation regarding regional decisions under The Memorandum;

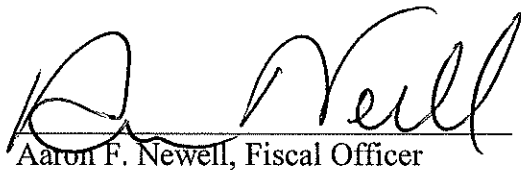
Therefore, Be It Resolved, by the Board of Trustees of Miami Township, Montgomery County, Ohio, that:

- Section 1.** Subject to and effective upon the concurrence of all Local Governments (counties, cities, villages, townships) in Region 8, this legislative body hereby approves and enters into the regional governance agreement attached hereto as **Exhibit A**;
- Section 3.** It is found and determined that all formal actions of this legislative body relating to the adoption of this Resolution were adopted in an open meeting, and that all deliberations that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements;
- Section 4.** This Resolution is hereby declared to be an emergency measure, necessary for the preservation of the public peace, health, welfare and safety. The reason for the emergency is to ensure prompt pursuit of funds to assist in abating the opioid epidemic throughout Ohio.

SIGNATURE PAGE ONLY FOR RESOLUTION #023-2022

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: February 15, 2022

RESOLUTION #024-2022

RESOLUTION TO ENTER INTO A SERVICES AGREEMENT WITH SUNDOG ANALYTICS LLC.

Whereas, the Miami Township Board of Trustees authorized the Township Administrator, to enter into a services agreement with SunDog Analytics LLC; and

Whereas, said services agreement is for the restoration of the SQL database and other services described in said agreement for the police department; and

Whereas, said services agreement is for an hourly billable rate of \$125.00 and not to exceed a total project completion cost of \$40,000.00; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to enter into a services agreement with SunDog Analytics LLC.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: February 15, 2022

RESOLUTION #025- 2022

RESOLUTION TO APPROVE AMENDMENTS TO THE APPROPRIATION OF FUNDS FOR 2022

Whereas, the annual appropriations for 2022 are to provide for expenditures during the fiscal year ending December 31, 2022; and

Whereas, the Uninterrupted Power Supply (UPS) unit deployed to the server room in the Administration Building has reached the end of its useable life and will no longer be serviced by the manufacturer; and

Whereas, the Township has engaged InTrust-IT to provide Information Technology (IT) support and management services; and

Whereas, InTrust-IT has obtained pricing information for a new and sufficient UPS replacement; and

Whereas, additional price quotes from other vendor for the same equipment have also been obtained and reviewed; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

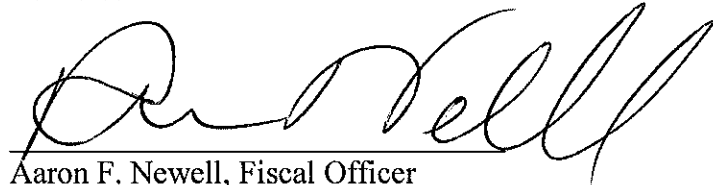
Therefore, Be It Resolved, the Miami Township Board of Trustees approves an additional \$30,500 to the Other (non-Personnel) Expenses appropriation for the General Fund, Information Technology Department (Fund #101); and

Be It Further Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to complete the necessary documents to purchase a replacement UPS unit for the Township's IT network servers.

SIGNATURE PAGE ONLY FOR RESOLUTION #025-2022

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: February 15, 2022

RESOLUTION #026- 2022

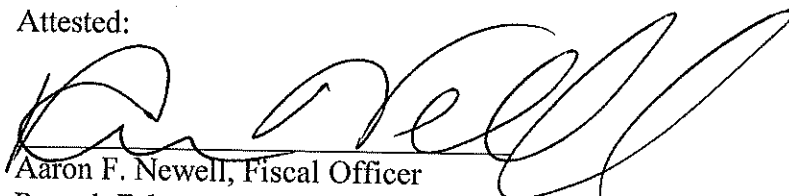
RESOLUTION TO APPROVE A THEN AND NOW PURCHASE ORDER FOR POLICE DISPATCH SERVICES FOR THE FIRST QUARTER OF 2022

- Whereas,** the annual appropriations for 2022 are to provide for expenditures during the fiscal year ending December 31, 2022; and
- Whereas,** the Police Department switch to Kettering became effective in January; and
- Whereas,** the purchase order for the Q1 service was not processed before the invoice arrived creating the need for a Then & Now Purchase Order; and
- Whereas,** the Then & Now Purchase Order for the quarterly invoice exceeds \$3,000 thereby requiring formal approval by the Board of Trustees before payment can be permitted; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore, Be It Resolved, the Miami Township Board of Trustees approves a Then & Now Purchase Order in the amount of \$75,000 for Q1 dispatch services provided by the City of Kettering.; and

	Yes	No	Abstain	Absent
Terry W. Posey Jr, Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:


Aaron F. Newell, Fiscal Officer
Passed: February 15, 2022

RESOLUTION #027-2022

A RESOLUTION TO AMEND RESOLUTION #013-2022, THE CREATION OF A PARKING BUREAU, ADOPTION OF A NON-CRIMINAL PARKING INFRACTION VIOLATION, AND CREATION OF THE POSITIONS OF VIOLATIONS CLERK AND HEARING EXAMINER IN MIAMI TOWNSHIP

Whereas, Ohio Revised Code Chapter 4521 authorizes the Board of Trustees to adopt a non-criminal offense parking violation, and to request the Miamisburg Municipal Court to authorize the creation of a parking violations bureau to handle all infractions occurring within the unincorporated area of the Township; and

Whereas, the Board of Trustees with Resolution 013-2022 established a non-criminal offense parking violation and a parking violations bureau in Miami Township; and

Whereas, the Board of Trustees with Resolution 013-2022 created the positions of Violations Clerk and Hearing Examiner, with said positions being appointed by the Township Administrator; and

Whereas, the Board of Trustees wishes to amend the ‘non-criminal parking infraction violation’ documentation and replace it with exhibit “A”.

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees hereby amends Resolution 013-2022 “non-criminal parking infraction violation documentation and replace it with Exhibit “A”

	Yes	No	Abstain	Absent
Terry W. Posey Jr., President	✓			
John Morris, Vice-President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: March 1, 2022

RESOLUTION #028-2022

RESOLUTION TO DECLARE 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, the Miami Township Police Department has miscellaneous pieces of electronic surveillance equipment, which are no longer needed, broken, outdated, and /or worn out and beyond useful purpose; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

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

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: March 1, 2022

RESOLUTION #029-2022

RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO ENTER INTO SERVICE AGREEMENTS WITH RUMPKE FOR PORTABLE RESTROOM RENTALS

Whereas, the park system has a need for portable restroom facilities at township parks; and

Whereas, pricing quotes were obtained for seasonal portable restroom unit rentals; and

Whereas, Rumpke Portable Restrooms provided the lowest and best quote for supplying portable restroom services; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, that the Board of Trustees authorizes the Township Administrator to execute service agreements for portable restroom rentals with Rumpke, on behalf of Miami Township, and further authorizes the Administrator to sign any amendments or extensions thereto that the Administrator deems appropriate.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: March 1, 2022

RESOLUTION #030-2022

RESOLUTION TO SELL PROPERTY TO A RETIRING EMPLOYEE

Whereas, Officer Todd Comer is retiring his commission as Police Officer at the end of business on March 18, 2022; and

Whereas, Article 34 Section 1, of the Collective Bargaining Agreement between the Miami Township Police Officer Union. and the Miami Township Board of Trustees, authorizes any union member, who honorably retires with a service retirement, the option to purchase their service weapon for one (\$1.00) dollar; and

Whereas, Officer Todd Comer has requested to purchase his Glock service weapon serial number [REDACTED] for \$1.00; and

Whereas, the Board of Trustees has considered Officer Todd Comer’s request for the purchase of his service weapon for \$1.00; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees authorizes the sale of a Glock service weapon with serial number [REDACTED] Officer Todd Comer for the amount of \$1.00 respectfully, and the sale is effective immediately.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President				✓
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: March 15, 2022

RESOLUTION #031-2022

RESOLUTION TO ADOPT THE PLAN, THE 2022 MIAMI TOWNSHIP COMPREHENSIVE PLAN

- Whereas,** the current Miami Township Comprehensive Plan was adopted in 2006; and
- Whereas,** the Miami Township Board of Trustees acknowledge that best practices recommend review and update to land use plans as community conditions change, and budgeted for the drafting of a new comprehensive plan; and
- Whereas,** a Comprehensive Plan Steering Committee comprised of Miami Township residents, business owners, and other interested parties, as well as guiding members from the Miami Valley Regional Planning Commission assisted staff in drafting a new comprehensive plan; and
- Whereas,** over a 2-year period, the Steering Committee met to discuss guiding concepts and proposed updates to the community land use plan; and
- Whereas,** throughout the drafting period, public comments, and concerns from interested parties were solicited through public meetings, public surveys, and community area meetings; and
- Whereas,** in October 2021, a draft of The Plan was presented in work sessions to the Zoning Commission and Board of Trustees, who recommended that The Plan be made available for public review and comment prior to review for adoption; and
- Whereas,** in November 2021, a draft version of The Plan was made available to the public on planmiamitownship.com for a thirty (30) day review and comment period; and
- Whereas,** staff prepared the final draft of The Plan by integrating comments and feedback from the public, Steering Committee, Zoning Commission, and Board of Trustees; and
- Whereas,** on February 3, 2022, the final draft of The Plan was presented to the Steering Committee, who unanimously recommended that The Plan be formally presented to the Zoning Commission and Board of Trustees for adoption; and
- Whereas,** on March 2, 2022, an advertised public hearing was held by the Zoning Commission, who unanimously recommended that The Plan be forwarded to the Board of Trustees for review and adoption; and

Whereas, the Miami Township Board of Trustees reviewed The Plan at a public hearing held on Tuesday, March 15, 2022; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Whereas, the Community Development Department will maintain a copy of, and record any edits or updates to The Plan as reviewed by the Board of Trustees; and,

Whereas, the Board of Trustees has determined it to be in the best interest of Miami Township to have in place a current plan to guide land use policy and decisions; and,

Therefore Be It Resolved, the Miami Township Board of Trustees **ADOPTS** the 2022 Miami Township Comprehensive Plan, The Plan, and **UPHOLDS** the Zoning Commission Recommendation.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President				✓
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: March 15, 2022

RESOLUTION #032-2022

RESOLUTION REGARDING A NUISANCE ABATEMENT

- Whereas,** the Miami Township Board of Trustees is authorized, by Section 505.871 of the Ohio Revised Code, to provide for the abatement, control or removal of junk motor vehicle(s) from land in the Township; and
- Whereas,** the Miami Township Board of Trustees has given notice to all owners and lien holders of record of the property located at 5562 S. Union Rd., Miamisburg, OH. 45342 that a nuisance is alleged to exist at the property and that a public hearing concerning said alleged nuisance would be conducted before the Board of Trustees on March 15, 2022; and
- Whereas** the Miami Township Board of Trustees conducted said public hearing on March 15, 2022, beginning at 6:00 p.m., wherein the parties were given the opportunity to present evidence concerning the alleged nuisance; and
- Whereas,** after said public hearing, the Board of Trustees has determined that the owner's maintenance, storage and keeping of the junk motor vehicle(s) at the above property constitutes a nuisance; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and
- Therefore Be It Resolved,** the Miami Township Board of Trustees orders the owners and/or lien holders to abate the nuisance within fourteen (14) days of the date of the mailing of this resolution or that the owner and/or lien holder of said property may, within fourteen (14) days of the date of the mailing of this resolution, enter into an agreement with the Board of Trustees providing for either the property owner, or the Board of Trustees, to abate said nuisance; and
- Be It Further Resolved,** if such nuisance is not abated within fourteen (14) days, the Miami Township Board of Trustees authorizes staff to contract the abatement of the nuisance and assess the costs to the property tax duplicate:

Address

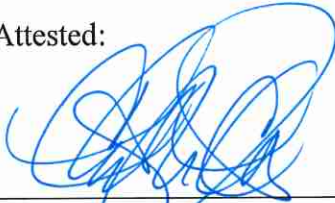
Parcel ID # K45 02511 0102
Larry G. Maloney
5562 S. Union Rd
Miamisburg, OH 45342

Larry G. Maloney
927 Dorothy Ln
Dayton, OH 45419

SIGNATURE PAGE FOR RESOLUTION #032-2022 ONLY

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President				✓
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer
Passed: March 15, 2022

RESOLUTION # 033-2022

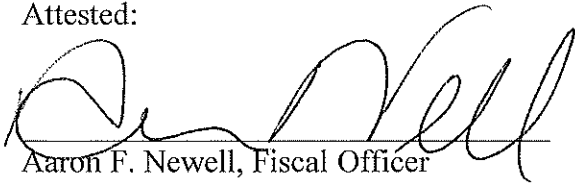
**RESOLUTION TO APPROVE AMENDMENTS TO THE
APPROPRIATION OF FUNDS FOR 2022**

- Whereas,** the annual appropriations for 2022 are to provide for expenditures during the fiscal year ending December 31, 2022; and
- Whereas,** the initial appropriations for 2022 did not include a provision for new computer hardware for Community Development personnel; and
- Whereas,** the Community Development Department has identified a need for two laptop computers to facilitate the delivery of service and remote work requirements as needed; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore, Be It Resolved, the Miami Township Board of Trustees approves a \$5,000 increase to the Other Expenses appropriation for the General Fund, Technology Department (Fund #101).

	Yes	No	Abstain	Absent
Terry W. Posey Jr, Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: April 5, 2022

RESOLUTION #034-2022

**RESOLUTION TO ADOPT A ZONING MAP AMENDMENT FROM
“PD-1” PLANNED RESIDENTIAL DISTRICT AND “PD-2” PLANNED
OFFICE DISTRICT TO “SP-PUD” SPECIAL PURPOSE PLANNED UNIT
DEVELOPMENT DISTRICT UNDER ZONING CASE #452-22**

Whereas, the Miami Township Board of Trustees met in a regular session on Tuesday, April 5, 2022; and

Whereas, Zoning Case #452-22, filed by Jose Castrejon, proposes a rezoning from the “PD-1” Planned Residential District and “PD-2” Planned Office District to the “SP-PUD” Special Purpose Planned Unit Development District; and

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

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees APPROVES the Zoning Map Amendment and the attached Exhibit A – Planned Development Standards under Zoning Case #452-22 and UPHOLDS the Zoning Commission recommendation.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer
Passed: April 5, 2022

RESOLUTION #035-2022

**RESOLUTION TO ADOPT A ZONING MAP AMENDMENT FROM
“B-4” BUSINESS DISTRICT TO “SP-PUD” SPECIAL PURPOSE PLANNED
UNIT DEVELOPMENT DISTRICT UNDER ZONING CASE #453-22**

Whereas, the Miami Township Board of Trustees met in a regular session on Tuesday, April 5, 2022; and

Whereas, Zoning Case #453-22, filed by Tarek Shaer, proposes a rezoning from the “B-4” Business District to the “SP-PUD” Special Purpose Planned Unit Development District; and

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

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees Approves the Zoning Map Amendment and the attached Exhibit A – Planned Development Standards under Zoning Case #453-22 and Upholds the Zoning Commission recommendation.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: April 5, 2022

RESOLUTION #036-2022


RESOLUTION APPROVING PARTICIPATION IN REGION 8 GOVERNANCE STRUCTURE UNDER THE ONEOHIO MEMORANDUM OF UNDERSTANDING

- Whereas,** Miami Township is a Local Government that has adopted and approves The OneOhio Memorandum of Understanding (“The Memorandum”), which establishes a mechanism to disburse settlement proceeds from opioid litigation into Ohio’s communities to help abate the opioid crisis, including allocations to Local Governments and Regions through a statewide Foundation; and
- Whereas,** this jurisdiction is a participant in **Region 8** as established by The Memorandum; and
- Whereas,** pursuant to The Memorandum each Region shall create their own governance structure so it ensures all Local Governments have input and equitable representation regarding regional decisions including representation on the statewide OneOhio Recovery Foundation, Inc. Board and selection of projects to be funded from the region’s regional share; and
- Whereas,** it is found that regional governance structure in **Region 8** will consist of a 12-member board of the individuals and organizations identified as community stakeholders for the Community Overdose Action Team, as well as Local Governments & Businesses including representatives from:
- Regions Largest Municipality (two representatives)
 - Another City, as identified by the Greater Dayton Mayors and Managers Association
 - Township, as identified by the Montgomery County Township Association
 - Village, as identified by the Village most affected by overdose deaths
 - Montgomery County Commissioner
 - Dayton Area Chamber of Commerce
 - Montgomery County Alcohol, Drug Addiction & Mental Health Services
 - Public Health-Dayton & Montgomery County
 - Criminal Justice Council
 - Greater Dayton Area Hospital Association
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and
- Therefore Be It Resolved,** the Miami Township Trustees hereby approves and enters into the regional governance agreement, and supports the designated **Region 8** Representative appointed to the OneOhio Recover Foundation, Inc. Board.

SIGNATURE PAGE ONLY FOR RESOLUTION #036-2022

	Yes	No	Abstain	Absent
Terry W. Posey, Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: April 19, 2022

RESOLUTION #037-2022

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

Whereas, Zachary Dickerson has served on the Miami Township Zoning Commission since 2022 as a regular member; and

Whereas, Zachary Dickerson previously served on the Miami Township Board of Zoning Appeals between 2019 and 2021 as a regular member; and

Whereas, Zachary Dickerson has served Miami Township in good stead as a Zoning Commission and Board of Zoning Appeals member; and


Whereas, Zachary Dickerson has given notice that he will resign his position, effective March 28, 2022; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees accepts the resignation of Zachary Dickerson, and termination of his appointment as a regular member is effective March 28, 2022.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: April 19, 2022

RESOLUTION #038-2022

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

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

Whereas, Zachary Dickerson’s term of office expires December 31, 2022; and

Whereas, Zachary Dickerson has requested to resign from the Zoning Commission, leaving a vacancy on the Commission; and

Whereas, Jane Heavin has served on the Miami Township Zoning Commission as an alternate member since 2021 and has expressed interest in the Zoning Commission vacancy; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees appoints Jane Heavin to serve on the Zoning Commission to complete a term that ends on December 31, 2022.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Morris, Trustee Vice President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donald R. Culp, Trustee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Attested:



Aaron F. Newell, Fiscal Officer
Passed: April 19, 2022

RESOLUTION #039-2022

**RESOLUTION TO APPROVE A TRANSFER OF FUNDS FROM THE
FIRE DEFERRED BENEFITS FUND (#360) TO THE FIRE FUND (#210)
FOR THE RETIREMENT PAYOUT OF A FORMER MIAMI TOWNSHIP
FIRE DEPARTMENT EMPLOYEE**

Whereas, the Miami Valley Fire District recently informed Miami Township of two former Fire Department employees, Firefighter Russell Sweet and Firefighter Kenneth Wilmot; and

Whereas, Miami Township has an agreement with the Miami Valley Fire District for the payout of unused sick leave of former Miami Township Fire Department employees who retire from the Miami Valley Fire District; and

Whereas, Miami Township has established reserves for said retirements; and

Whereas, the retirement was unknown at the time of budget preparations, and

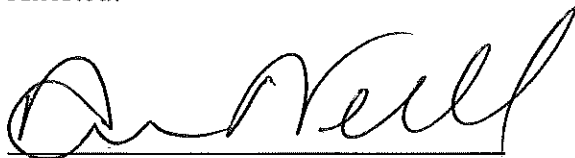
Whereas, it is now necessary to transfer funds from the Fire Deferred Benefits Fund (#360) to the Fire Fund (#210); and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees approves the transfer of \$32,000 from the Fire Deferred Benefits Fund (#360) to the Fire Fund (#210) to cover the payout of approximately \$27,000 to Firefighter Sweet, and approximately \$5,000 to Firefighter Wilmot.

	Yes	No	Abstain	Absent
Terry W. Posey, Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: April 19, 2022

RESOLUTION #040-2022

RESOLUTION TO APPROVE A TRANSFER OF FUNDS FROM THE POLICE STABILIZATION FUND (#299) TO THE POLICE FUND (#209) AND A TRANSFER OF FUNDS FROM THE GENERAL STABILIZATION FUND (#191) TO THE GENERAL FUND (#101)

Whereas, Miami Township has identified a legal settlement that was not included in the original appropriation; and

Whereas, it is necessary to transfer funds from the Police Budget Stabilization Fund (#299) to the Police Fund (#209); and

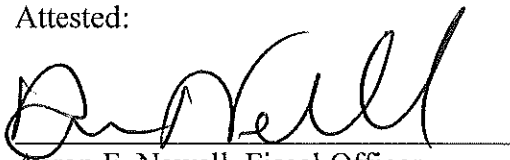
Whereas, it is necessary to transfer funds from the General Budget Stabilization Fund (#191) to the Police Fund (#101); and

Therefore Be It Resolved, the Miami Township Board of Trustees approves the transfer of \$49,000 from the Police Budget Stabilization Fund (#299) to the Police Fund (#209); and

Therefore Be It Further Resolved, the Miami Township Board of Trustees approves the transfer of \$71,500 from the General Budget Stabilization Fund (#191) to the General Fund (#101).

	Yes	No	Abstain	Absent
Terry W. Posey, Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: April 19, 2022

RESOLUTION #041-2022

**RESOLUTION TO APPROVE AN AMENDED APPROPRIATION OF FUNDS
FOR 2022**

Whereas, the annual appropriations for 2022 are to provide for expenditures during fiscal year ending December 31, 2022; and

Whereas, Miami Township has identified a legal settlement that was not included in the original appropriations for 2022; and

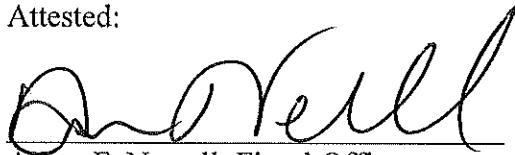
Whereas, it is necessary to amend the appropriation of funds for Miami Township; and

Therefore, Be It Resolved, the Miami Township Board of Trustees approves an additional \$71,500 to the General Fund (#101)-Other appropriation; and

Therefore, Be It Further Resolved, the Miami Township Board of Trustees approves an additional \$49,000 to the Police Fund (#209)-Other appropriation; and authorizes the Finance Director to communicate the amended appropriation to the Montgomery County Auditor.

	Yes	No	Abstain	Absent
Terry W. Posey, Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: April 19, 2022

RESOLUTION #042-2022

RESOLUTION AUTHORIZING THE APPROPRIATION AND EXPENDITURE OF AMERICAN RESCUE PLAN FUNDS (FUND #216)

Whereas, Miami Township has received a distribution of monies (the “ARPA Funds”) from the American Rescue Plan Act of 2021 (“ARPA” or the “Act”); and

Whereas, Congress passed the Act effective March 11, 2021; and

Whereas, Section 603 created the Coronavirus Local Fiscal Recovery Fund which, among other things, appropriated money to cities, non-entitlement units of local government, and counties to mitigate the fiscal effects stemming from the public health emergency with respect to the Coronavirus Disease (Covid-19); and

Whereas, Section 603(c) generally provides that:

1. USE OF FUNDS. Subject to paragraph (2), and except as provided in paragraphs (3) and (4), a metropolitan city, non-entitlement unit of local government, or county shall only use the funds provided under a payment made under this section to cover costs incurred by December 31, 2024 –

A. To respond to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19) or its negative economic impacts, including assistance to households, small businesses and nonprofits, or aid to impacted industries such as tourism, travel and hospitality;

B. To respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers of the metropolitan city, non-entitlement unit of local government, or county that are performing such essential work, or by providing grants to eligible employers that have eligible workers who perform essential work;

C. For the provision of government services to the extent of the reduction in revenue of such metropolitan city, non-entitlement unit of local government, or county due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year of the metropolitan city, non-entitlement unit of local government or county prior to the emergency; or

D. To make necessary investments in water, sewer or broadband infrastructure

Whereas, Department of Treasury Final Rule, published January 6, 2022, and effective April 1, 2022, provides in part that:

Treasury presumes that up to \$10 million in revenue has been lost due to the public health emergency and recipients are permitted to use that amount (not to exceed the award amount) to fund “government services.” [The “standard allowance”]

Whereas, the Rule further observes that:

The standard allowance provides an estimate of revenue loss that is based on an extensive analysis of average revenue loss across states and localities, and offers a simple convenient way to determine revenue loss particularly for Coronavirus State and Local Fiscal Recovery Fund's smallest Recipients. This change is intended to promote administrative efficiency and simplify revenue loss calculation for smaller recipients.

Whereas, the rule further clarifies that recipients can use:

SLFRF funds on government services up to the revenue loss amount, whether that be the standard allowance amount or the amount calculated using the [Final Rule four-step process]. Government services generally include any service traditionally provided by a government, unless treasury has stated otherwise.

Whereas, some common examples of "government services" expressly recognized by Treasury are as follows:

- Road building and maintenance, and other infrastructure
- Health services
- General government administration, staff, and administrative facilities
- Environmental remediation
- Provision of police, fire, and other public safety services (including purchase of fire trucks and police vehicles)
- Maintenance or pay-go funded building infrastructure
- Modernization of cybersecurity, including hardware, software and protection of critical infrastructure

Whereas, "Government services is [deemed by Treasury] the most flexible eligible use category under the SLFRF program, and funds are subject to streamlined reporting and compliance requirements;" and

Whereas, funds utilized pursuant to the standard revenue loss allowance continue to have certain restrictions, including;

- Deposit into pension funds
- Satisfaction of settlements or judgments
- Contributions to financial reserves or "rainy day" funds

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore, Be It Resolved, that the Miami Township Board of Trustees elects to use the standard allowance and its presumption of revenue loss due to the public health emergency and to use the amount authorized herein to fund government services in accordance with the guidelines established by the United States Treasury; and

Be It Further Resolved, that no obligations paid under the authority of this Resolution were incurred prior to March 3, 2021; and

Be It Further Resolved, that it is hereby found and determined that all formal actions of this Township concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Township Trustees, and that all deliberations of the Township Trustees and any of its committees that resulted in such formal action, were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

	Yes	No	Abstain	Absent
Terry W. Posey, Jr., Trustee President	✓			
John Morris, Trustee Vice President				✓
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: May 5, 2022

RESOLUTION #043-2022

RESOLUTION AUTHORIZING INCREASE IN MICRO-PURCHASE THRESHOLD AND ADOPT UNIFORM GUIDANCE PROCUREMENT POLICY

- Whereas,** Miami Township has received a distribution of monies (the “ARPA Funds”) from the American Rescue Plan Act of 2021 (“ARPA” or the “Act”); and
- Whereas,** Congress passed the Act effective March 11, 2021; and
- Whereas,** Section 603 created the Coronavirus Local Fiscal Recovery Fund which, among other things, appropriated money to cities, non-entitlement units of local government, and counties to mitigate the fiscal effects stemming from the public health emergency with respect to the Coronavirus Disease (Covid-19); and
- Whereas,** expenditure of ARPA funds is subject to the federal Uniform Guidance requirements set forth in 2 C.F.R. 200; and
- Whereas,** the Township is a non-Federal entity under the definition set forth in 2 C.F. R. section 200.1; and
- Whereas,** 2 C.F.R. 200.318 requires all recipients of federal funds to maintain documented procurement standards and policies; and
- Whereas,** pursuant to 2 C.F.R 200.320(a)(1)(ii), a non-Federal entity may award micro-purchases without soliciting competitive price or rate quotations if the non-Federal entity considers the price to be reasonable based on research, experience, purchase history or other information and documents that the non-Federal entity files accordingly; and
- Whereas,** pursuant to 2 C.F.R. 200.320(a)(1)(iii), a non-Federal entity is responsible for determining and documenting an appropriate micro-purchase threshold based on internal controls, an evaluation risk, and its documented procurement procedures; and
- Whereas,** pursuant to 2 C.F.R. section 200.320(a)(1)(iv), a non-Federal entity may self-certify on an annual basis a micro-purchase threshold not to exceed \$50,000 and maintain documentation to be made available to a Federal awarding agency and auditors in accordance with 2 C.F.R. section 200.334; and
- Whereas,** pursuant to 2 C.F.R. section 200.320(a)(1)(iv), such self-certification must include (1) a justification for the threshold, (2) a clear identification of the threshold, and (3) supporting documentation, which, for public institutions, may be a “higher threshold consistent with State law”; and
- Whereas,** under Ohio law, Townships are required to conduct competitive bidding purchases and contracts if such purchases and contracts exceed the following threshold:

1. Purchase of materials, machinery, and tools to be used in constructing, maintaining and repairing roads and culverts where the amount involved exceeds \$50,000. RC 5549.21.
2. Contracts for the maintenance of repair of roads, where the amount involved exceeds \$45,000. The board must advertise once, not later than two weeks prior to the letting of the contract in a newspaper of general circulation in the township. The Award must be to the lowest responsible bidder. R.C 5575.01.
3. Contracts for the construction and erection of a memorial building or monument when the amount involved exceeds \$50,000. R.C. 511.12(B).
4. Contracts for equipment for fire protection, mechanical resuscitation, underwater rescue and recovery, and communication estimated to exceed \$50,000. R.C. 505.37 and 505.376.
5. Contracts for street lighting systems where the cost exceeds \$50,000. R.C. 515.01.
6. Contracts for street lighting improvements where the cost exceeds \$50,000. The board shall accept the lowest and best bid, if the successful bidder meets the requirements of section 153.54 of the Revised Code. The board may reject all bids. R.C. 515.07.
7. Contracts for building modifications for energy savings pursuant to R.C. 505264, where the estimated cost exceeds \$50,000 (with certain exceptions). Award must be to the lowest and best bidder in accordance with the provisions of R.C. 307.86 to 307.92.

Whereas, pursuant to 2 C.F.R. 200.320(a)(1)(iv), the Township desires to adopt higher micro-purchase thresholds than those identified in 2 C.F.R. sections 200.67, 200.321(a), and 48 C.F.R. section 2.101.

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, by the Miami Township Board of Trustees that:

1. In compliance with the Uniform Guidance, and specifically 2 C.F.R. 200.318, the Township adopts the attached Uniform Guidance Procurement Policy to be used for all expenditures of ARPA funds.
2. In accordance with 2 C.F.R. section 200.320(a)(1)(iv) and the applicable provisions of Ohio law, the Township hereby self-certifies the following micro-purchase thresholds, each of which is a “higher threshold consistent with State law” under 2 C.F.R. section 200.320(a)(1)(iv)(C) for the reasons set forth in the recitals to this resolution:

- A. \$50,000 for the purchase of materials, machinery and tools to be used in constructing, maintaining, and repairing roads and culverts;
 - B. \$45,000 for contracts for the maintenance or repair of roads;
 - C. \$50,000 for contracts for the construction and erection of a memorial building or monument;
 - D. \$50,000 for contracts for equipment for fire protection, mechanical resuscitation, underwater rescue and recovery, and communication;
 - E. \$50,000 for contracts for street lighting systems;
 - F. \$50,000 for contracts for street lighting improvements; and
 - G. \$50,000 for contracts for building modifications for energy savings, subjects to the exceptions set forth in R.C. 307.86 to 307.92
3. The self-certification made herein shall be effective as the date hereof and shall be applicable until the **December 31, 2022**, of the Township, but shall not be applicable to Federal financial assistance awards prior to **May 3, 2022**, including ARPA funds.
 4. In the event that the Township receives funding from a federal grantor agency that adopts a threshold more restrictive than those contained herein, the Township shall comply with the more restrictive threshold when expending such funds.
 5. The Township shall maintain documentation to be made available to a Federal awarding agency, any pass-through entity, and auditors in accordance with 2 C.F.R. section 200.334.

Therefore Be It Further Resolved: it is hereby found and determined that all formal actions of this Township concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Township Trustees, and that all deliberations of the Township Trustees and any of its committees that resulted in such formal action, were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SIGNATURE PAGE ONLY RESOLUTION #043-2022

	Yes	No	Abstain	Absent
Terry W. Posey, Jr., Trustee President	✓			
John Morris, Trustee Vice President				✓
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer
Passed: May 5, 2022

RESOLUTION #044-2022

A RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO EXECUTE AN AGREEMENT WITH INTRUSTIT FOR TOWNSHIP INFORMATION TECHNOLOGY SUPPORT

- Whereas,** On March 25, 2014, the Miami Township Board of Trustees approved Resolution #63-2014; and
 - Whereas,** Resolution #63-2104 was an agreement with Afidence to provide the Township information technology support; and
 - Whereas,** Afidence IT Consulting merged their customer service component with IntrustIT; and
 - Whereas,** IntrustIT has given notice that they are terminating the agreement from 2014 due to service no longer being available; and
 - Whereas,** IntrustIT has a new program called IntrustIT CompleteCare Support; 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 IntrustIT for Information Technology Support with a monthly payment not to exceed \$12,500.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., President	✓			
John Morris, Vice-President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: May 17, 2022

RESOLUTION #045– 2022

**RESOLUTION TO AUTHORIZE SALARY ADJUSTMENTS FOR
NON-UNION EMPLOYEES**

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

Whereas, the Board of Trustees may consider salary adjustments for these employees to ensure employee retention and parity with union personnel; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore, Be It Resolved, the Miami Township Board of Trustees approves for all non-union, full-time and part-time employees of the township as of May 8, 2022, a three percent (3.00%) adjustment, effective with Pay Period #11; and

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

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Morris, Trustee Vice President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donald Culp, Trustee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Attested:



Aaron F. Newell, Fiscal Officer

Passed: June 07, 2022

RESOLUTION #046-2022

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

Whereas, the Board of Trustees has considered the healthcare insurance renewal information provided them for review including the Township’s experience and the current healthcare environment; and

Whereas, staff has recommended accepting a proposal from UnitedHealthcare, effective July 1, 2022; and

Whereas, the following table shows monthly premium cost by coverage type for the two proposed plan options for the July 1, 2022 through June 30, 2023 plan year:

	Choice Plus HSA BTA8 Rx-C24 (Embedded Plan)	Choice Plus HSA AG5U Rx-C24 (Non-Embedded Plan)
Employee	\$439.25	\$452.37
Employee/ Spouse	\$1,275.96	\$1,314.08
Employee/ Child(ren)	\$720.08	\$741.60
Family	\$1,340.91	\$1,380.96

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

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

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

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

Be It Further Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to contract with UnitedHealthcare to institute the above insurance plans for the July 1, 2022, through June 30, 2023, plan year.

SIGNATURE PAGE FOR RESOLUTION #046-2022 ONLY

	Yes	No	Abstain	Absent
Terry W. Posey Jr ., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: June 07, 2022

RESOLUTION #047-2022

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

Whereas, the Miami Township Board of Trustees has, for the plan year of July 1, 2022 through June 30, 2023, 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 a maximum contribution of \$2,000 for the Employee Only Plan Level and \$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 contribution 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 contribution of funds, that an employee will be leaving employment before the end of the policy year, that employee will receive a prorated portion based on the potential date of termination or retirement, and if the date of termination or retirement changes, the remaining contribution will be prorated accordingly; and

Whereas, the HSA Employer Contributions will be deposited with the plan administrator upon the closing of the open enrollment month to ensure accurate and timely posting to eligible employees' Health Savings Accounts; and

Whereas, the Employer HSA Contribution is not an entitlement of any eligible non-union employee, 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

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

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

SIGNATURE PAGE FOR RESOLUTION #047-2022 ONLY

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: June 07, 2022

RESOLUTION #048-2022

. RESOLUTION TO DECLARE 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 items attached as Exhibit A which are 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 attached items list as exhibits as surplus property to be disposed of or sold and removed from the respective department's inventory.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Morris, Trustee Vice President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donald Culp, Trustee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Attested:



Aaron F. Newell, Fiscal Officer

Passed: June 7, 2022

RESOLUTION #049-2022

RESOLUTION TO APPOINT A PUBLIC WORKS DIRECTOR

Whereas, Public Works Director Daniel L. Mayberry retired on June 3, 2022, after 31 years of service to Miami Township; and

Whereas, Miami Township has a need for a Public Works Director; and

Whereas, John T. Schweickart has been serving as Fleet Maintenance Manager since 2020 and has been an employee of Miami Township since 2007, and

Whereas, John T. Schweickart is being recommended to the Board of Trustees to be appointed to the position of Public Works Director; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution by read on two separate days, and authorizes the adoption of this resolution upon its first reading.

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

1. The appointment of John T. Schweickart to the position of Public Works Director; and
2. The starting annual salary shall be \$92,700; and
3. The appointed position shall commence on June 8, 2022.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:


Aaron F. Newell, Fiscal Officer

Passed: June 7, 2022

RESOLUTION #050-2022

RESOLUTION TO APPOINT A COMMUNITY DEVELOPEMNT DIRECTOR

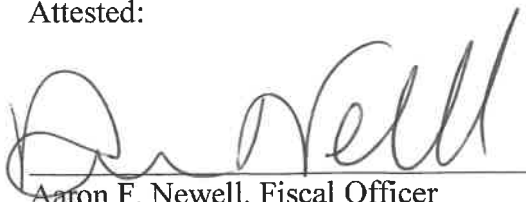
- Whereas,** Community Development Director Christopher E. Snyder was promoted to the position of Assistant Township Administrator on June 1, 2021; and
- Whereas,** Miami Township has a need for a Community Development Director; and
- Whereas,** Alexander S. Carlson has been serving as Deputy Director of Community Development since 2021 and has been an employee of Miami Township since 2017, and
- Whereas,** Alexander S. Carlson is being recommended to the Board of Trustees to be appointed to the position of Community Development Director; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution by read on two separate days, and authorizes the adoption of this resolution upon its first reading.

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

1. The appointment of Alexander S. Carlson to the position of Community Development Director; and
2. The starting annual salary shall be \$92,700; and
3. The appointed position shall commence on June 8, 2022.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Morris, Trustee Vice President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donald Culp, Trustee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Attested:



Aaron F. Newell, Fiscal Officer

Passed: June 7, 2022

RESOLUTION #051-2022

**RESOLUTION TO CREATE AN
ECONOMIC DEVELOPMENT SPECIALIST POSITION**

- Whereas,** the Board of Trustees is the authority for creating authorized positions within Miami Township's complement of personnel; and
- Whereas,** there is a need to create one (1) full-time exempt Economic Development Specialist position in the Community Development Department; and
- Whereas,** a job description and accompanying salary range for the newly created position has been created by the Community Development Director and has been reviewed and approved by the Township Administrator; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Board of Trustees authorizes the creation of one (1) full-time exempt Economic Development Specialist position, and directs staff to take the necessary actions to fill the position, effective immediately.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Morris, Vice-President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donald Culp, Trustee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Attested:



Aaron F. Newell, Fiscal Officer

Passed: June 7, 2022

RESOLUTION #052-2022

RESOLUTION TO ADOPT ELECTRIC POWER AND NATURAL GAS PLANS OF OPERATION & GOVERNANCE AND TO AUTHORIZE APPLICATION FOR CERTIFICATION AS AN ENERGY AGGREGATOR

- Whereas,** pursuant to the election held, May 3, 2022, the electorate of Miami Township, Montgomery County, Ohio, authorized the Board of Trustees of Miami Township (“Trustees”) to aggregate the retail electric loads and retail natural gas loads and to enter into service agreements to facilitate for those loads the sale and purchase of electricity and natural gas; and
- Whereas,** pursuant to Ohio Revised Code Chapter 4928.20(C) and 4929.26(C), the Trustees have held two public hearings, which were advertised for two consecutive weeks, prior to the first hearing, concerning the Electric Power and Natural Gas Aggregation Plans of Operation and Governance; and
- Whereas,** governmental aggregation provides an opportunity for residential and small business consumers to participate collectively in the potential benefits of natural gas service deregulation through lower natural gas rates, which would not otherwise be available to those natural gas customers individually; and
- Whereas,** the Trustees have previously authorized all actions necessary to effect governmental electricity and natural gas aggregation programs with opt-out provisions (the "Aggregation Programs") through Resolution 019-20222 and Resolution 020-2022; and
- Whereas,** the Trustees have designated Trebel Energy to provide Energy Consulting and Management services (the “Designated Energy Consultant”) through Resolution 021-2022; and
- Whereas,** the Miami Township Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and
- Therefore Be It Resolved,** by the Board of Trustees of Miami Township, Montgomery County, Ohio that:
- Section 1** The Board adopts the Electric Power and Natural Gas Plans of Operation and Governance, substantially in the form presently on file with Miami Township, with such changes as the Township Administrator and Law Director find are in the best interest of Miami Township.
- Section 2** The Board further authorizes the President of the Board of Trustees or Township Administrator to sign on behalf of the Board of Trustees and the Designated Energy Consultant or Township Administrator to file all necessary paperwork with the Public Utilities Commission of Ohio (PUCO) to apply for certification as a Competitive Retail Electric Service Governmental Aggregator

and as a Competitive Retail Natural Gas Service Governmental Aggregator.

Section 3 It hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were adopted in an open meeting of this Board and that the deliberations of this Board and any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Attested:

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Morris, Trustee Vice President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donald Culp, Trustee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



Aaron F. Newell, Fiscal Officer

Passed: June 7, 2022

RESOLUTION # 053-2022

**RESOLUTION TO ADOPT A ZONING MAP AMENDMENT FROM
“B-2” BUSINESS DISTRICT TO “SP-PUD” SPECIAL PURPOSE PLANNED
UNIT DEVELOPMENT DISTRICT UNDER ZONING CASE #454-22**

- Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, July 5, 2022; and
- Whereas,** Zoning Case #454-22, filed by Scot Stone, proposes a rezoning from the “B-2” Business District to the “SP-PUD” Special Purpose Planned Unit Development District; and
- Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees APPROVES the Zoning Map Amendment and the attached Exhibit A – Planned Development Standards under Zoning Case #454-22 and UPHOLDS the Zoning Commission recommendation.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: July 5, 2022

RESOLUTION # 054-2022

RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR THE VIVO PLANNED DEVELOPMENT UNDER ZONING CASE #453-22, FOR LANDS ZONED “SP-PUD”, SPECIAL PURPOSE PLANNED UNIT DEVELOPMENT DISTRICT

Whereas, the Miami Township Board of Trustees met in a regular session on Tuesday, June 7, 2022; and

Whereas, Zoning Case #453-22 filed by Tarek Shaer, proposes adoption of a final development plan to allow conversion of an existing hotel property into a multi-family residential development and for lands zoned “SP-PUD”, Special Purpose Planned Unit Development District; and

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

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees approve a final development plan for the Vivo Planned Development under Zoning Case #453-22 and upholds the Zoning Commission recommendation.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer
Passed: June 7, 2022

RESOLUTION #055- 2022

**RESOLUTION TO APPROVE AN APPROPRIATION OF FUNDS FROM THE
FEDERAL LAW ENFORCEMENT FUND (#225)**

- Whereas,** the original appropriation for 2022 did not include an appropriation from the Federal Law Enforcement Fund (#225), and
- Whereas,** the township police department has leased six (6) new police cruisers that need to have in-car camera systems installed in them and be outfitted with police markings; and
- Whereas,** the township police department has obtained pricing information to purchase in-car video systems and to have the new cruisers marked for service from Watchguard/Motorola Solutions and Phoenix Upfitters; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore, Be It Resolved, the Miami Township Board of Trustees approves an appropriation of \$20,000.00 to the Other Expense line in Fund #225 – Federal Law Enforcement and authorizes the Finance Director to forward a copy of this Resolution to the Montgomery County Auditor, and

Be It Further Resolved, the Miami Township Board of Trustees authorizes the Township Police Chief to complete the necessary documents to purchase additional in-car camera systems and cruiser marking packages for the new police cruisers as needed.

	Yes	No	Abstain	Absent
Terry W. Posey Jr, Trustee President				✓
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:


Aaron F. Newell, Fiscal Officer
Passed: June 21, 2022

RESOLUTION #056 - 2022

**RESOLUTION TO AUTHORIZE AN AGREEMENT FOR THE ASSESSMENT
OF THE INFORMATION TECHNOLOGY NETWORK AND ITS
CAPABILITIES**

- Whereas,** Miami Township relies on independent third parties to maintain and manage its network of information technology assets; and
- Whereas,** network functionality and cybersecurity preparedness are critical to the maintaining a robust and resilient information network; and
- Whereas,** the Township lacks the subject matter expertise to adequately inventory and self-assess its IT assets;
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore, Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to contract with Entegrity Consulting Group, LLC for an independent inventory of Miami Township’s information technology assets, network configuration and cybersecurity vulnerabilities therein.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President				✓
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer
Passed: June 21, 2022

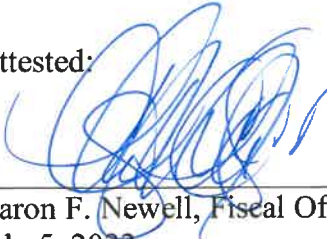
RESOLUTION #057-2022

**RESOLUTION TO APPOINT MIAMI CROSSING
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 the Miami Township Board of Trustees is responsible for appointing members to the Miami Crossing Joint Economic Development District; and
- Whereas,** Ronald Hess was appointed to represent the township on the Miami Crossing JEDD Board pursuant to ORC Section 715.78 (A)(1)(c) and is resigning his position with Miami Township; and
- Whereas,** it is the recommendation of the Township Administrator to appoint Alexander Carlson to represent the township on the Miami Crossing JEDD Board and fill Ronald Hess's unexpired term; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and
- Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Alexander Carlson to represent the township on the Miami Crossing JEDD Board, as required by contract, effective July 6, 2022

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer
July 5, 2022

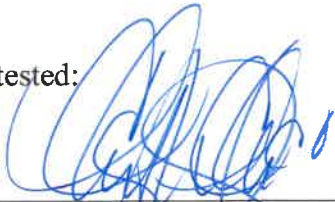
RESOLUTION #058-2022

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

- Whereas,** the Miami Township Board of Trustees approved a Joint Economic Development District (JEDD) with Resolution #135-2005; and
- Whereas,** under the approved contract the Miami Township Board of Trustees is responsible for appointing a member to the Miami Township-Dayton Joint Economic Development District; and
- Whereas,** Ronald Hess was appointed on September 10, 2019 to represent Miami Township on the Miami Township-Dayton JEDD Board pursuant to ORC Section 715.72 (P) (1) (b) and is resigning his position with Miami Township; and
- Whereas,** it is the recommendation of the Township Administrator to appoint Christopher Snyder to represent the township on the Miami Township-Dayton JEDD Board and fill Ronald Hess’s unexpired term; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees appoints Christopher Snyder to represent Miami Township on the Miami Township-Dayton JEDD Board, as required by contract, effective July 6, 2022.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested: 

Aaron F. Newell, Fiscal Officer
Passed: July 5, 2022

RESOLUTION #059-2022

RESOLUTION TO ACCEPT THE RESIGNATION OF A ZONING COMMISSION MEMBER

Whereas, Kurt Hatcher has served on the Miami Township Zoning Commission since 2016 as a regular member; and

Whereas, Kurt Hatcher has served Miami Township in good stead as a Zoning Commission member; and

Whereas, Kurt Hatcher has given notice that he will resign his position, effective June 18, 2022; and

Therefore Be It Resolved, the Miami Township Board of Trustees accepts the resignation of Kurt Hatcher, and termination of his appointment as a regular member is effective June 18, 2022.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: July 5, 2022

RESOLUTION #060-2022

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

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

Whereas, Kurt Hatcher’s term of office expires December 31, 2023; and

Whereas, Kurt Hatcher has requested to resign from the Zoning Commission, leaving a vacancy on the Commission; and

Whereas, William Kelly has served on the Miami Township Zoning Commission as an alternate member since 2022 and has expressed interest in the Zoning Commission vacancy; and

Therefore Be It Resolved, the Miami Township Board of Trustees appoints William Kelly to serve on the Zoning Commission to complete a term that ends on December 31, 2023.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: July 5, 2022

RESOLUTION #061-2022

RESOLUTION TO APPOINT A TOWNSHIP ADMINISTRATOR

Whereas, Miami Township has a need for a Township Administrator; and

Whereas, Christopher Snyder was appointed as Assistant Township Administrator on June 1, 2021 and has been an employee of Miami Township since 2001; and

Whereas, the Board of Trustees is recommending Christopher Snyder be appointed to the Township Administrator position; and

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

1. The appointment of Christopher Snyder to the position of Township Administrator; and
2. All prior service time be credited for purposes of calculating benefits; and
3. The starting annual salary shall be \$137,500; and
4. The appointed position shall commence on August 4, 2022.

	Yes	No	Abstain	Absent
John Morris, Trustee President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Terry W. Posey Jr., Trustee Vice President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donald Culp, Trustee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Attested:



Aaron F. Newell, Fiscal Officer

Passed: August 3, 2022

RESOLUTION #062-2022

RESOLUTION AUTHORIZING AGREEMENTS FOR REIMBURSEMENT FOR POLICE EQUIPMENT AND HIRING EXPENSES

Whereas, Miami Township (the Township) and the Miami Township Police Department (MTPD) incur costs for equipment and background investigation exams in the new officer hiring process, and

Whereas, the Township and the MTPD incur significant expense during the process of vetting new officers to make sure they meet the required qualifications to perform their job duties as a police officer, and

Whereas, it would be unfair and inequitable for the Township to incur these expenses for equipment and exams and then have the newly hired officer leave the employ of the township to go elsewhere; and

Whereas, it is in the best interest of Township and MTPD to provide for a mechanism for the recovery of advanced costs for equipment and background exam expenses in the event the officer leaves the Township within two years of their hire date;

Therefore, Be It Resolved, that Miami Township and the Miami Township Police Department, are hereby authorized to enter into agreements for the reimbursement of police expenses in substantially the same form as the Agreement attached hereto as "Exhibit I", and the Township Administrator or the Chief of Police shall have the authority to execute said agreements on behalf of the Township and the MTPD.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:

Aaron F. Newell, Fiscal Officer
Passed: August 3, 2022



RESOLUTION # 063- 2022

RESOLUTION TO APPROVE AN AMENDED APPROPRIATION OF ROAD & BRIDGE FUNDS FOR 2022.

- Whereas,** the Public Works Department is responsible for maintaining all township Roadways, Parks, Facilities, and Equipment; and
- Whereas,** there is an unexpected increase in the cost of fuel for Public Works in fiscal year 2022; and
- Whereas,** there has been a review of the Road & Bridge Fund and it is determined that sufficient reserves are available for the purchase of fuel; and
- Whereas,** it has been determined that the purchase of additional fuel is needed to ensure that Public Works vehicles and equipment are sufficiently operating for the remainder of the year; and
- Whereas,** it is necessary to amend the appropriation of funds from the Road & Bridge Fund; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore, Be It Resolved, the Miami Township Board of Trustees appropriates an additional \$50,000 to the Motor Vehicle License Tax Fund (202) - Other appropriation and authorizes the Finance Director to communicate the amended appropriation to the Montgomery County Auditor.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:


Aaron F. Newell, Fiscal Officer
Passed: August 3, 2022

RESOLUTION # 064- 2022

RESOLUTION TO AUTHORIZE A PROPERTY USE AGREEMENT WITH THE MILCON CONCRETE INC, FOR AUSTIN BOULEVARD SEWAGE CONSTRUCTION.

- Whereas,** Montgomery County Environmental Services and Milcon Concrete Inc construction project of the Austin Boulevard Sewage line; and
- Whereas,** Milcon Concrete Inc desires to stage construction supplies on Miami Township Property; and
- Whereas,** Milcon Concrete Inc agrees that the Property shall be used as a jobsite stocking yard solely for the Austin Boulevard Sewage Construction Project; and
- Whereas,** Milcon Concrete Inc agrees to restore the property to a condition equal to or better than the condition of property before contractor’s use thereof; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore, Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to enter a property use agreement with Milcon Concrete Inc, for the staging of construction supplies in conjunction with the Austin Boulevard Sewage Construction.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: August 3, 2022

RESOLUTION # 065- 2022

RESOLUTION TO AUTHORIZE A COOPERATIVE AGREEMENT WITH THE BOARD OF COUNTY COMMISSIONERS OF MONTGOMERY COUNTY, OHIO FOR JASSAMINE DRIVE WATER MAIN REPLACEMENT.

Whereas, the County will contract to replace water mains on Jassamine Drive, Daffodil Court and portions of Dahlia Drive within the Township (the "Project"); and

Whereas, the Township desires to resurface the streets within the Project; and

Whereas, the County will apply for Grant and Loan funding from the Ohio Public Works Commission; and

Whereas, the County and Township recognize that a joint effort to make the desired improvements to the Project will benefit the public convenience and welfare at a significant cost savings to both jurisdictions compared to undertaking the improvements separately; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore, Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to enter into a cooperative agreement with the Board of County Commissioners of Montgomery County, Ohio for the Jassamine Drive water main replacement Project NO. 130050-08.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: August 3, 2022

RESOLUTION # 066- 2022

**RESOLUTION FOR THE PURCHASE OF
ROCK SALT FOR THE 2022-2023 WINTER SEASON.**

Whereas, requests for bids have been made for Miami Township through the Southwest Ohio Purchasers for Government (SWOP4G) to purchase rock salt for the winter of 2022/2023; and

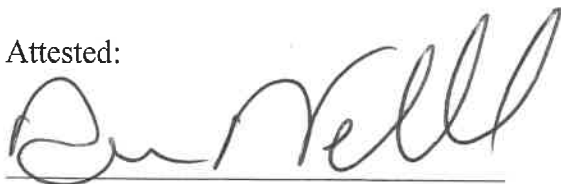
Whereas, Miami Township received a total of two (2) bids and a low bid from American Rock Salt Co. LLC, at a reserve of 3,000 tons of rock salt; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore, Be It Resolved, that the Miami Township Board of Trustees accepts the low bid for rock salt from American Rock Salt Co. LLC, at \$83.61 per ton dumped at the Miami Township Public Works Facility, 10891 Wood Road and authorizes the Township Administrator to sign all necessary documentation to purchase rock salt from American Rock Salt Co. LLC.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Morris, Trustee Vice President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donald Culp, Trustee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Attested:



Aaron F. Newell, Fiscal Officer

Passed: August 3, 2022

RESOLUTION # 067-2022

RESOLUTION TO APPROVE AMENDMENTS TO THE APPROPRIATION OF FUNDS FOR 2022

Whereas, the annual appropriations for 2022 are to provide for expenditures during the fiscal year ending December 31, 2022; and

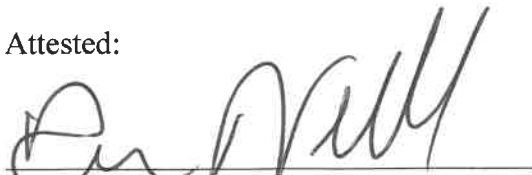
Whereas, the initial appropriations for 2022 did not include a provision for a reimbursement payment to Menard, Inc. for public infrastructure improvements along Lyons Road within the Kingsridge/Dayton Mall Tax Increment Financing (TIF); and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore, Be It Resolved, the Miami Township Board of Trustees approves an additional \$105,000 to the Other Expenses appropriation for the Kingsridge/Dayton Mall TIF (Fund #253).

	Yes	No	Abstain	Absent
Terry W. Posey Jr, Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: August 16, 2022

RESOLUTION # 068-2022

RESOLUTION TO AUTHORIZE THE ENGAGEMENT OF A TEMPORARY CLEANING SERVICE VENDOR FOR THE ADMINISTRATION AND POLICE DEPARTMENT BUILDINGS

Whereas, the Miami Township Board of Trustees is committed to providing a safe and clean work and public space; and

Whereas, due to the unexpected termination of such services earlier this month, the Administration has need to engage a cleaning firm to maintain the Administration and Police buildings through the remainder of 2022; and

Whereas, staff has interviewed six firms for temporary cleaning services and has requested written pricing proposals for service through the end of calendar year 2022; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore, Be It Resolved, that the Miami Township Board of Trustees authorizes the Township Administrator to execute the necessary paperwork to temporarily engage a cleaning service vendor to maintain the Administration and Police buildings at a cost not to exceed \$25,000.

	Yes	No	Abstain	Absent
Terry W. Posey Jr, Trustee President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Morris, Trustee Vice President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donald Culp, Trustee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Attested:



Aaron F. Newell, Fiscal Officer

Passed: August 16, 2022

RESOLUTION #069-2022

RESOLUTION TO AUTHORIZE THE ENGAGEMENT OF A STAFFING AGENCY TO TEMPORARILY FILL AN ADMINISITRATIVE ASSISTANT POSITION IN THE ADMINISTRATION DEPARTMENT

Whereas, the Miami Township Board of Trustees has a need to fill an Administrative Assistant position temporarily through the middle of September when the full-time Administrative Assistant is scheduled to return to work; and

Whereas, the annual appropriations for 2022 provide for anticipated expenditures during the fiscal year ending December 31, 2022; and


Whereas, when the appropriations budget for 2022 was prepared, the engagement of an employment service was not anticipated in Other Expenses appropriation for the General Fund; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore, Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to execute the necessary paperwork to obtain temporary staffing for the front desk/reception duties of the Administration department for an amount not to exceed \$6,000; and

Be It Further Resolved that the Miami Township Board of Trustees approves a \$6,000 increase to the Other Expenses appropriation for the General Fund, Administration Department (Fund #101).

	Yes	No	Abstain	Absent
Terry W. Posey Jr, Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:


Aaron F. Newell, Fiscal Officer
Passed: August 16, 2022

RESOLUTION # 070-2022

RESOLUTION TO ADOPT A ZONING MAP AMENDMENT FROM “O-2” OFFICE DISTRICT TO “O-1” OFFICE-RESIDENTIAL DISTRICT UNDER ZONING CASE 455-22

Whereas, the Miami Township Board of Trustees met in a regular session on Tuesday, August 16, 2022 and

Whereas, Zoning Case 455-22, filed by James Guthery, proposes a rezoning from the “O-2” Office District to the “O-1” Office-Residential District; and

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

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees deny the Zoning Map Amendment under Zoning Case 455-22 and upholds the Zoning Commission recommendation.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President		✓		
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: August 16, 2022

RESOLUTION # 071-2022

RESOLUTION TO ADOPT A ZONING MAP AMENDMENT FROM “R-3” SINGLE FAMILY RESIDENTIAL DISTRICT, “R-7” MULTIPLE FAMILY RESIDENTIAL DISTRICT, “O-2” OFFICE DISTRICT, “PD-2” PLANNED OFFICE DISTRICT, AND “PD-5” PLANNED MIXED USE DISTRICT TO “O-1” OFFICE-RESIDENTIAL DISTRICT UNDER ZONING CASE 456-22

Whereas, the Miami Township Board of Trustees met in a regular session on Tuesday, August 16, 2022 and

Whereas, Zoning Case 456-22, filed by the Miami Township Zoning Commission, proposes a rezoning from the “R-3” Single Family Residential District, “R-7” Multiple Family Residential District, “O-2” Office District, “PD-2” Planned Office District, and “PD-5” Planned Mixed Use District to the “O-1” Office-Residential District; and

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

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees approve the Zoning Map Amendment under Zoning Case 456-22 and upholds the Zoning Commission recommendation.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: August 16, 2022

RESOLUTION #072-2022

RESOLUTION TO DECLARE 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 item(s) attached as Exhibit A which are no longer needed, broken and /or worn out and beyond useful purpose; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution on its first reading; and

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

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: September 06, 2022

RESOLUTION #073-2022

RESOLUTION TO AUTHORIZE THE PUBLIC WORKS DIRECTOR TO ENTER INTO AN EQUIPMENT TRADE-IN AGREEMENT

Whereas, the Parks Department desires the replacement of the current mowing equipment; and

Whereas, Koenig Equipment has offered Fair Market Value for the trade-in of zero turn mowers; and

Whereas, the Public Works Director is recommending the trade of the existing parks mowers and purchase of new Parks mowers from the state contract; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore, Be It Resolved, the Miami Township Board of Trustees authorizes the Public Works Director to enter into a trade-in agreement with Koenig Equipment for the trade-in and purchase of Parks mowers.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: September 06, 2022

RESOLUTION #074-2022

**RESOLUTION TO APPOINT TOWNSHIP REPRESENTATIVES TO THE
MIAMI VALLEY REGIONAL PLANNING COMMISSION BOARD OF
DIRECTORS**

- Whereas,** Miami Township is a member of the Miami Valley Regional Planning Commission (MVRPC); and
- Whereas,** there is a need to appoint Miami Township representatives to the MVRPC Board of Directors; and
- Whereas,** Due to the departure of an employee who was previously appointed as the alternate representative to the MVRPC Board of Directors; and
- Whereas,** Christopher Snyder have expressed a desire to serve as a township representative on the MVRPC Board of Directors; and

Therefore Be It Resolved, the Miami Township Board of Trustees appoints Christopher Snyder to serve as the alternate representative to the MVRPC Board of Directors with a term ending on December 31, 2023.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: September 06, 2022

RESOLUTION #075-2022

RESOLUTION TO APPOINT TOWNSHIP REPRESENTATIVES TO THE MIAMI VALLEY REGIONAL PLANNING COMMISSION TECHNICAL ADVISORY COMMITTEE

Whereas, Miami Township is a member of the Miami Valley Regional Planning Commission (MVRPC); and

Whereas, There is a need to appoint Miami Township representatives to the MVRPC Technical Advisory Committee; and

Whereas, Due to the departure of an employee who was previously appointed as the alternate representative to the MVRPC Technical Advisory Committee; and

Whereas, The current primary representative is resigning their appointment in support of Public Works employees representing Miami Township on the MVRPC Technical Advisory Committee; and

Whereas, John Schweickart and Wesley Wade have expressed a desire to serve as township representatives on the MVRPC Technical Advisory Committee; and

Whereas, The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees appoints John Schweickart to serve as the primary representative and Wesley Wade to serve as the alternate representative to the MVRPC Technical Advisory Committee with terms ending on December 31, 2023.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: September 06, 2022

RESOLUTION #076-2022

RESOLUTION TO AUTHORIZE THE EXECUTION OF A PROJECT MANAGEMENT AND FINANCING AGREEMENT

Whereas, Miami Township and Washington Township are working cooperatively to facilitate future development of properties within their respective jurisdictions and being generally located on the east side of Dayton Wright Brothers Airport and extending to Success Lane in Washington Township; and

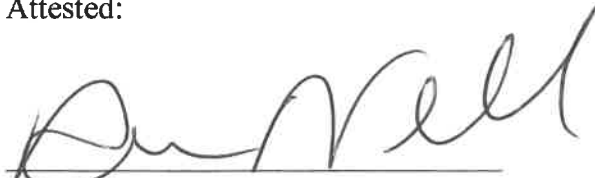
Whereas, the Montgomery County Transportation Improvement District has offered to facilitate development of certain agreements related to the public infrastructure improvements required to facilitate development of the properties; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, that the Board of Trustees hereby authorizes and directs the Township Administrator to execute and deliver for and on behalf of the Township a Project Management and Financing Agreement substantially in the form presently on file with the Township and attached hereto, with such changes thereto as may be approved by the Township official executing the Agreement, the execution of which shall be prima facie evidence of such Township official's approval of the form of such Agreement, and further authorizes the Administrator to sign any amendments or extensions thereto that the Administrator deems appropriate.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President			✓	
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: September 06, 2022

RESOLUTION #077-2022

RESOLUTION TO APPROVE AMENDED APPROPRIATION OF POLICE DEPARTMENT FUNDS FOR 2022

Whereas, the Miami Township Police Department has experienced an unexpected increase in the cost of fuel used to operate their vehicles; and

Whereas, additional funding is needed to adequately operate the Police vehicles for the remainder of fiscal year 2022; and

Whereas, excess appropriations have been identified within the Personnel appropriation for the Police Fund (Fund #209) for fiscal year 2022; and

Whereas, it is necessary to increase the appropriation to the Other Expense in the Police Fund (Fund #209) and reduce the Personnel appropriation in the Police Fund (#209); and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days and authorizes the adoption of this resolution on its first reading; and

Therefore, Be It Resolved, the Miami Township Board of Trustees approves an increase of \$60,000 to the Police Fund (#Fund #209) – Other Expenses appropriation, a reduction of \$60,000 to the Police Fund (Fund #209) – Personnel appropriation and authorize the Finance Director to communicate the amended appropriations to the Montgomery County Auditor.

	Yes	No	Abstain	Absent
John Morris, Trustee	<input checked="" type="checkbox"/>			
Terry W. Posey Jr., Trustee	<input checked="" type="checkbox"/>			
Donald Culp, Trustee	<input checked="" type="checkbox"/>			

Attested:



Aaron F. Newell, Fiscal Officer
Passed: September 06, 2022

RESOLUTION #078-2022

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 0109	K45 02605 0109
K45 02605 0065	K45 02605 0110	K45 02605 0134
K45 02605 0084	K45 02605 0111	K45 02605 0135
K45 02605 0090	K45 02605 0116	K45 02605 0136
K45 02605 0091	K45 02605 0122	K45 02605 0137
K45 02605 0093	K45 02605 0125	K45 02605 0138
K45 02605 0094	K45 02605 0126	K45 02605 0140
K45 50715 0094	K45 02605 0127	K45 02605 0141
K45 02605 0097	K45 02605 0129	K45 02605 0142
K45 02605 0101	K45 02605 0130	K45 02605 0144
K45 02605 0103	K45 02605 0131	K45 02605 0145
K45 02605 0108	K45 02605 0132	K45 02605 0146
	K45 02605 0147	

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

Whereas, the Miami Township Board of Trustees wished to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; 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:

Tax Parcel	Amount	Tax Parcel	Amount
K45 02606 0091	\$253.22	K45 02605 0126	\$6,129.39
K45 02605 0065	\$33,527.60	K45 02605 0127	\$4,733.69
K45 02605 0084	\$2,357.97	K45 02605 0129	\$4,763.17
K45 02605 0090	\$10,792.35	K45 02605 0130	\$9,587.75

RESOLUTION #078-2022

K45 02605 0091	\$17,101.67	K45 02605 0131	\$1,320.62
K45 02605 0093	\$6,727.18	K45 02605 0132	\$1,061.89
K45 02605 0094	\$8,499.80	K45 02605 0133	\$2,509.09
K45 50715 0094	\$16,314.94	K45 02605 0134	\$2,981.55
K45 02605 0097	\$12,731.24	K45 02605 0135	\$1,600.44
K45 02605 0101	\$24,183.43	K45 02605 0136	\$2,558.09
K45 02605 0103	\$32,235.58	K45 02605 0137	\$819.30
K45 02605 0108	\$19,034.04	K45 02605 0138	\$799.45
K45 02605 0109	\$7,900.76	K45 02605 0140	\$1,229.10
K45 02605 0110	\$1,620.60	K45 02605 0141	\$2,431.84
K45 02605 0111	\$1,288.68	K45 02605 0142	\$3,487.52
K45 02605 0116	\$13,436.07	K45 02605 0144	\$4,032.90
K45 02605 0122	\$1,536.84	K45 02605 0145	\$3,172.03
K45 02605 0125	\$7,326.53	K45 02605 0146	\$16,533.95
		K45 02605 0147	\$2,781.77

subject to the contracted agreement.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: September 06, 2022

RESOLUTION #079-2022

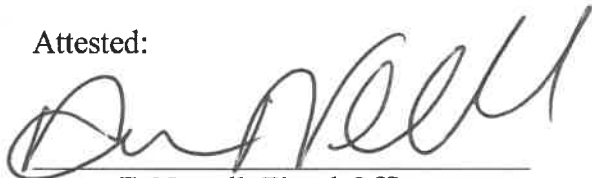
RESOLUTION TO ENTER INTO CONTRACT WITH MAZANEC, RASKIN AND RYDER CO., L.P.A. FOR LEGAL SERVICES

- Whereas,** former Miami Township police officer, Mathew Scott Moore (Mr. Moore) is a named defendant in Case No. 3:13-CV-416, pending in the U.S. District Court for the Southern District of Ohio, for conduct which allegedly occurred while he was acting within the scope of his employment with Miami Township; and
- Whereas,** the law firm of Mazanec, Raskin and Ryder Co. LPA has been providing a defense to former police officer, Mr. Moore, which defense has been paid for by the Ohio Township Association Risk Management Association (OTARMA), and
- Whereas,** OTARMA has advised Mr. Moore and the Township that it plans to cease providing a defense to Mr. Moore effective September 1, 2022; and
- Whereas,** Mr. Moore has tendered the cost of his defense to the Township in the event OTARMA ceases to continue to pay for his defense in Case No. 3:13-CV-416, and
- Whereas,** Ohio Revised Code Section 2744.07 imposes an obligation upon the township to provide a defense to a former employee provided the employees conduct was within the scope of employment and not in bad faith; and
- Whereas,** Mazanec, Raskin and Ryder Co. LPA has submitted a Retention Agreement to continue to provide a defense to Mr. Moore in Case No. 3:13-CV-416, a copy of which is attached; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and
- Therefore Be It Resolved,** that in the event OTARMA ceases to provide a defense to Mr. Moore in Case No. 3:13-CV-416, the Miami Township Board of Trustees authorizes the Township Administrator to make all the necessary arrangements to retain Mazanec, Raskin and Ryder Co. LPA under the terms set forth in the Retention Agreement, to continue to defend Mr. Moore in Case No. 3:13-CV-416 and any appeal thereof, until such time, if any, that there is a determination that Mr. Moore either acted in bad faith and/or outside the scope of his employment. This resolution is effective immediately upon signing.

SIGNATURE PAGE ONLY FOR RESOLUTION #079-2022

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Morris, Trustee Vice President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donald Culp, Trustee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Attested:



Aaron F. Newell, Fiscal Officer

Passed: September 06, 2022

RESOLUTION #080-2022

**RESOLUTION TO ADOPT A ZONING MAP AMENDMENT FROM
 “B-3” BUSINESS DISTRICT TO “SP-PUD” SPECIAL PURPOSE PLANNED
 UNIT DEVELOPMENT DISTRICT UNDER ZONING CASE #457-22**

Whereas, the Miami Township Board of Trustees met in a regular session on Tuesday, September 6, 2022; and

Whereas, Zoning Case #457-22, filed by Brian Smallwood, proposes a rezoning from the “B-3” Business District to the “SP-PUD” Special Purpose Planned Unit Development District; and

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

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore, Be It Resolved, the Miami Township Board of Trustees ~~has~~ ^{approve} the Zoning Map Amendment and the attached Exhibit A – Planned Development Standards under Zoning Case #457-22 and ~~upholds~~ the Zoning Commission recommendation.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer
 Passed: September 06, 2022

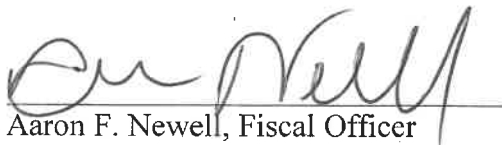
RESOLUTION #081-2022

RESOLUTION TO APPOINT A 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 4, Section 3, the Miami Township Board of Trustees is responsible for approving members to the Miami Township Community Improvement Corporation; and
- Whereas,** Alex Carlson has expressed a desire to serve on the Miami Township Community Improvement Corporation; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and
- Therefore, Be It Resolved,** the Miami Township Board of Trustees appoints Alex Carlson to serve on the Miami Township Community Improvement Corporation effective immediately.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Morris, Trustee Vice President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donald Culp, Trustee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Attested:


Aaron F. Newell, Fiscal Officer

Passed: September 20, 2022

RESOLUTION # 082-2022

RESOLUTION TO DECLARE 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 Public Works has item(s) attached as Exhibit A which are no longer needed, broken and /or worn out and beyond useful purpose; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution on its first reading; and

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

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Morris, Trustee Vice President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donald Culp, Trustee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Attested:



Aaron F. Newell, Fiscal Officer

Passed: September 20, 2022

RESOLUTION # 083-2022

**RESOLUTION TO AUTHORIZE THE PUBLIC WORKS DIRECTOR TO
ENTER INTO A TRADE-IN AGREEMENT.**

Whereas, the Parks Department desires the replacement of the current mowing equipment;
and

Whereas, Ag-Pro has offered Fair Market Value for the trade-in of zero turn mowers; and

Whereas, the Public Works Director is recommending the trade of the existing parks mowers
and purchase of new Parks mowers from the state contract; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution by
read on two separate days, and authorizes the adoption of this resolution upon its
first reading; and

Therefore, Be It Resolved, the Miami Township Board of Trustees authorizes the Public Works
Director to enter into a trade-in agreement with Ag-Pro or comparable state
contracted vendors for the trade-in and purchase of Parks mowers.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: September 20, 2022

RESOLUTION #084-2022

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING 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, 2023; 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 mill tax limitation; and

Whereas, the Miami Township Board of Trustees wishes to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; 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, that 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 is hereby directed to certify a copy of this Resolution to the County Auditor of Montgomery County.

SIGNATURE PAGE ONLY FOR RESOLUTION #084-2022

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President				X
John Morris, Trustee Vice President	X			
Donald Culp, Trustee	X			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: September 20, 2022

RESOLUTION # 085-2022

RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO ENTER INTO A RENTAL SERVICE AGREEMENT WITH CINTAS

- Whereas,** Miami Township has a need for uniform, towel and floor mat rental services; and
- Whereas,** Cintas is both experienced and qualified to provide this rental service, which includes pickup, cleaning and delivery of floor mats, shop towels and uniforms, on a weekly basis; and
- Whereas,** the rental agreement pricing structure for Miami Township will be through the Omnia Partners (US Communities) Public Sector Contract 210051798; and
- Whereas,** the agreement shall be in effect for 36 consecutive months, from the date of approval; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution on its first reading; and

Therefore, Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to enter into an agreement with Cintas for uniform, towels, and floor mat rental services, effective immediately.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President				✓
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: October 4, 2022

RESOLUTION #086-2022

RESOLUTION TO APPROVE AMENDED APPROPRIATION OF FUNDS FOR 2022

- Whereas,** the annual appropriations for 2022 are to provide for expenditures during the fiscal year ending December 31, 2022; and
- Whereas,** Miami Township was approved for a \$200,000 ED/GE Grant in 2020 and the recipient has indicated it has met the requirements to receive an initial distribution; and
- Whereas,** the Parks Department has identified an opportunity to restock fish at Miami View Park; and
- Whereas,** information technology management expenses and legal expenses related to on-going litigation are both higher than originally expected; and
- Whereas,** repairs to the Government Center parking lot were more extensive than anticipated; and
- Whereas,** these unanticipated expenses were not included in the original appropriation approved by the Board of Trustees, it is necessary to amend the General Fund Revenue and Appropriation amounts by \$200,000 and the approved appropriations from the General Fund by \$325,000
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days and authorizes the adoption of this resolution on its first reading; and
- Therefore, Be It Resolved,** the Miami Township Board of Trustees approves an increase of \$200,000 to the General Fund (#Fund #101) – Anticipated Revenues, and increase the General Fund (Fund #101) – Other Expenses appropriation by \$325,000 and authorize the Finance Director to communicate the amended appropriations to the Montgomery County Auditor.

SIGNATURE PAGE ONLY FOR RESOLUTION #086-2022

	Yes	No	Abstain	Absent
John Morris, Trustee	✓			COO
Terry W. Posey Jr., Trustee	COO			✓
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer
Passed: October 04, 2022

RESOLUTION #087-2022

RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR THE MAZDA PLANNED DEVELOPMENT UNDER ZONING CASE #449-21 FOR LANDS ZONED "SP-PUD", SPECIAL PURPOSE PLANNED UNIT DEVELOPMENT DISTRICT

Whereas, the Miami Township Board of Trustees met in a regular session on Tuesday, November 15, 2022; and

Whereas, Zoning Case #449-21 filed by Robert Reichert, proposes adoption of a final development plan for a new Mazda automobile dealership within the Mazda Planned Development and for lands zoned "SP-PUD", Special Purpose Planned Unit Development District; and

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

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees adopts a final development plan for the Mazda Planned Development under Zoning Case #449-21 and upholds the Zoning Commission recommendation.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	X			
John Morris, Trustee Vice President	X			
Donald R. Culp, Trustee				X

Attested:


 Aaron R. Newell, Fiscal Officer

Passed: November 15, 2022

RESOLUTION #090-2022

RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO ACCEPT A PROPOSAL FOR HUMAN RESOURCE ADVISORY SERVICES

- Whereas,** Miami Township has identified a need for human resource management and advisory services; and
- Whereas,** Miami Township estimates that these needs will not require more than 20 hours per week on average for the foreseeable future; and
- Whereas,** Miami Township issued a Request for Proposals for HR Advisory Services; and
- Whereas,** Miami Township has reviewed proposals from the responsive parties and has identified a firm meeting the needs of the township; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to execute the necessary documents to secure an agreement with GovTempsUSA, LLC, substantially in the form on file with Miami Township with such changes as the Administrator determines are in the best interest of Miami Township, to provide HR Advisory Services on a month-to month basis.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President				✓
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: October 18, 2022

RESOLUTION # 091-2022

RESOLUTION TO APPOINT ENTERPRISE ZONE NEGOTIATING TEAM MEMBERS

- Whereas,** the Ohio Department of Development has approved Miami Township's application for a non-distressed Enterprise Zone; and
- Whereas,** the use of tax incentives is seen as a necessary tool for local governments to encourage economic development; and
- Whereas,** Montgomery County and impacted school jurisdictions will have representation on the Enterprise Zone negotiating team; and
- Whereas,** Resolution #93-2018 appointed Clay McCord and Ron Hess as township representatives to serve on the Enterprise Zone negotiating team; and
- Whereas,** this negotiating team is responsible for both negotiations of tax incentives to be offered to an industry/business and for proposing an arrangement for tax sharing, or other revenue sharing agreements when applicable under state law; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, Miami Township Board of Trustees, hereby:

Section 1. Removes Ron Hess from the Enterprise Zone negotiating team; and

Section 2. Appoints Finance Director, Clay McCord and alternate Chris Snyder as township representatives in addition to the Enterprise Zone Manager to serve on the Enterprise Zone negotiating team to be effective immediately.

SIGNATURE PAGE ONLY FOR RESOLUTION #091-2022

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President				✓
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer
Passed: October 18, 2022

RESOLUTION # 092-2022

RESOLUTION TO APPOINT TAX INCENTIVE REVIEW COUNCIL MEMBERS AND AN ENTERPRISE ZONE MANAGER

- 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), appointed by the township administrator, with the concurrence of the Miami Township Board of Trustees; and
- Whereas,** the Enterprise Zone Manager for the TIRC is responsible for maintaining and updating Enterprise Zone documentation; filing the appropriate formal notices; ensuring all Enterprise Zone agreements are filed with ODOD, the Ohio Department of Taxation and the County Auditor; staffing the TIRC by scheduling the required meetings and gathering appropriate data; and other such duties as designated by the township; and
- Whereas,** Chris Snyder was appointed by Resolution #92-2018 to serve as a TIRC member; and
- Whereas,** it is the recommendation of the Township Administrator to appoint Community Development Director, Alex Carlson, to serve as a TIRC member and the Enterprise Zone Manager; and

Therefore Be It Resolved, the Miami Township Board of Trustees appoints Alex Carlson to serve as a TIRC member and the Enterprise Zone Manager effective immediately.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President				✓
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: October 18, 2022

RESOLUTION #093-2022

RESOLUTION TO APPROVE AN AMENDED APPROPRIATION OF ROAD & BRIDGE FUNDS FOR 2022

- Whereas,** the Public Works- Road Department is responsible for maintaining all township owned vehicles and equipment; and
- Whereas,** it has been determined that the purchase of additional repair parts and the purchase of stock parts is needed to ensure that township vehicles and equipment are sufficiently maintained for the remainder of the year; and
- Whereas,** there is an unexpected increase in repair costs with the addition of Miami Valley Fire District; and
- Whereas,** there has been a review of the Road & Bridge Fund and it is determined that sufficient reserves are available for the purchase of parts; and
- Whereas,** it is necessary to amend the appropriation of funds from the Road & Bridge Fund; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution on its first reading; and

Therefore, Be It Resolved, the Board of Trustees of Miami Township, Montgomery County, Ohio, do hereby appropriate an additional \$30,000 from the Road & Bridge Fund for the purchase of parts to repair township owned vehicles.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President				✓
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer

Passed: October 18, 2022

RESOLUTION #094-2022

**RESOLUTION TO CREATE A
COMMUNICATIONS MANAGER POSITION**

- Whereas,** the Board of Trustees is the authority for creating authorized positions within Miami Township's complement of personnel; and
- Whereas,** there is a need to create one full-time exempt Communications Manager position in the Administration Department; and
- Whereas,** this action will facilitate the effective execution of external and internal communications with a variety of constituencies including residents, businesses, visitors, employees and vendors; and
- Whereas,** a job description for the position have been created by the Township Administrator, and the salary range of \$50,891 - \$70,569 has been identified by the Finance Director; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Board of Trustees authorizes the creation of one full-time exempt Communications Manager position, and the Board of Trustees authorizes the Township Administrator to take the necessary actions to fill the position.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
John Morris, Vice-President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donald Culp, Trustee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Attested:



Aaron F. Newell, Fiscal Officer

Passed: October 18, 2022

RESOLUTION #095-2022

RESOLUTION TO APPROVE AMENDED APPROPRIATION OF POLICE DEPARTMENT FUNDS FOR 2022

Whereas, the Miami Township Police Department has experienced an unexpected increase in vehicle maintenance to continue operating their vehicles; and


Whereas, additional funding is needed within the Other Expenses appropriation for the Police Fund (Fund #209) to adequately repair the Police vehicles for the remainder of fiscal year 2022; and

Whereas, excess appropriations have been identified within the Personnel Expense appropriation for the Police Fund (Fund #209) for fiscal year 2022; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days and authorizes the adoption of this resolution on its first reading; and

Therefore, Be It Resolved, the Miami Township Board of Trustees approves an appropriation increase of \$15,000.00 to Other Expense appropriation for the Police Fund (Fund #029), and an appropriation reduction of \$15,000.00 to Personnel Expense appropriation for the Police Fund (Fund #209) and authorizes the Finance Director to communicate the amended appropriations to the Montgomery County Auditor.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President				✓
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:


Aaron F. Newell, Fiscal Officer
Passed: November 1, 2022

RESOLUTION #096-2022


A RESOLUTION AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH COUNTY CORP TO ADMINISTER AN OWNER-OCCUPIED HOME REHABILITATION AND IMPROVEMENT PROGRAM

- Whereas,** the Community Development Block Grant (CDBG) Program provides funding for eligible activities including housing repair and rehabilitation that benefits low- and moderate-income persons; and
- Whereas,** Miami Township has been awarded \$45,000 through the CDBG Program and is contributing a local match of \$5,000 to support the administration of an Owner-Occupied Home Rehabilitation and Improvement Program, and
- Whereas,** Miami Township desires to engage County Corp to render housing repair services through the provisions of the CDBG Program; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to enter into an agreement with County Corp, substantially in the form on file with Miami Township, with such changes as the Administrator determines are in the best interest of Miami Township.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President				✓
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron E. Newell, Fiscal Officer

Passed: November 1, 2022

RESOLUTION #097-2022

RESOLUTION TO AUTHORIZE NATURAL GAS AGGREGATION AGREEMENT

- Whereas,** pursuant to the election held, May 3, 2022, the electorate of Miami Township, Montgomery County, Ohio, authorized the Board of Trustees of Miami Township (“Trustees”) to aggregate the retail electric loads and retail natural gas loads and to enter into service agreements to facilitate for those loads the sale and purchase of electricity and natural gas; and
- Whereas,** governmental aggregation provides an opportunity for residential and small business consumers to participate collectively in the potential benefits of natural gas service deregulation through lower natural gas rates, which may not otherwise be available to those natural gas customers individually; and
- Whereas,** the Trustees have previously authorized all actions necessary to effect governmental electricity and natural gas aggregation programs with opt-out provisions (the "Aggregation Programs") through Resolution 019-2022 and Resolution 020-2022; and
- Whereas,** the Trustees have designated Trebel Energy to provide Energy Consulting and Management services (the “Designated Energy Consultant”) through Resolution 021-2022; and
- Whereas,** the Public Utilities Commission of Ohio (PUCO) has certified Miami Township, Montgomery County, Ohio to provide competitive retail natural gas Governmental Aggregator services within the State of Ohio under Certificate Number: 22-111266G through July 14, 2024; and
- Whereas,** Trebel Energy has entered into negotiations on a Natural Gas Aggregation Agreement with Constellation NewEnergy - Gas Division, LLC (the “Vendor”) to supply natural gas to the Natural Gas Aggregation Program (the “Program”) members at a fixed rate for the terms generally outlined in the agreement on file with Miami Township; and
- Whereas,** the Miami Township Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and
- Therefore Be It Resolved,** by the Board of Trustees of Miami Township, Montgomery County, Ohio that:
- Section 1** The Board hereby authorizes the Township Administrator to execute a Natural Gas Aggregation Agreement with the Vendor, which agreement may be executed through the period ending at 11:59 PM on November 14, 2022, provided a price can be negotiated at or below the fixed rate price of \$ 0.699 for a term of 12 months and authorizes the Township Administrator to sign

all necessary documents to effectuate such negotiated fixed rate and the terms of the Agreement and further authorizes any such changes outside of the price, term of the agreement, and the ability of any member to leave the agreement without penalty at any time, that the Law Director advises are necessary to protect the interests of the Township.


Section 2 The Board further authorizes the President of the Board of Trustees or Township Administrator to sign on behalf of the Board of Trustees any documents necessary to implement the attached agreement to supply natural gas services to the members of the Program.

Section 3 It hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were adopted in an open meeting of this Board and that the deliberations of this Board and any of its committees that resulted in such formal actions 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 be in full force and effect immediately upon adoption.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President				✓
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Aaron F. Newell, Fiscal Officer
Passed: November 1, 2022

RESOLUTION #098-2022

RESOLUTION TO REQUEST THE MONTGOMERY COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION IN ANTICIPATION OF A 5.25 MILL RENEWAL LEVY FOR THE POLICE DEPARTMENT

Whereas, the Miami Township Board of Trustees provides an efficient and effective police service to the residents paid for through a tax levy; and

Whereas, the residents wish to continue this service; and

Whereas, this tax levy is necessary to renew the existing tax levy in excess of the ten mill limitation in the amount of 5.25 mills as provided for in the ORC 5705.19 (J); and

Whereas, the ORC 5705.03 (B), requires the Township to request the County Auditor to certify a total current tax valuation of the subdivision and the revenue generated by a specified number of mills; and

Whereas, The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

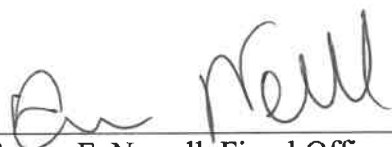
Whereas, The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees, in compliance with the Ohio Revised Code 5705.03 (B), requests the Montgomery County Auditor to certify the current total tax valuation of the unincorporated portion of Miami Township within Montgomery County and the total revenue that a five (5) year 5.25 mill renewal levy would generate for the police department, as provided under ORC 5705.19 (J), if approved in the May 2, 2023, primary election to renew the existing 5.25 mill police levy expiring on December 31, 2022. Such levy shall be placed on the 2023 tax list and duplicate for first collection in calendar year 2024.

SIGNATURE PAGE FOR RESOLUTION #098-2022 ONLY

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee				✓

Attested:



Aaron F. Newell, Fiscal Officer
December 2, 2022

RESOLUTION #099-2022

RESOLUTION TO REQUEST THE MONTGOMERY COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION IN ANTICIPATION OF A 5.25 MILL REPLACEMENT LEVY FOR THE POLICE DEPARTMENT

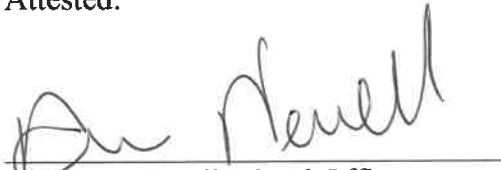
- Whereas,** the Miami Township Board of Trustees provides an efficient and effective police service to the residents paid for through a tax levy; and
- Whereas,** the residents wish to continue this service; and
- Whereas,** this tax levy is necessary to replace the existing tax levy in excess of the ten mill limitation in the amount of 5.25 mills as provided for in the ORC 5705.19 (J); and
- Whereas,** the ORC 5705.03 (B), requires the Township to request the County Auditor to certify a total current tax valuation of the subdivision and the revenue generated by a specified number of mills; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees, in compliance with the Ohio Revised Code 5705.03 (B), requests the Montgomery County Auditor to certify the current total tax valuation of the unincorporated portion of Miami Township within Montgomery County and the total revenue that a five (5) year 5.25 mill replacement levy would generate for the police department, as provided under ORC 5705.19 (J), if approved in the May 2, 2023, primary election replace the existing 5.25 mill police levy expiring on December 31, 2022. Such levy shall be placed on the 2023 tax list and duplicate for first collection in calendar year 2024.

SIGNATURE PAGE FOR RESOLUTION #099-2022 ONLY

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee				✓

Attested:



Aaron F. Newell, Fiscal Officer

December 2, 2022

RESOLUTION #100-2022

RESOLUTION TO REQUEST THE MONTGOMERY COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION IN ANTICIPATION OF A 5.50 MILL REPLACEMENT LEVY FOR THE POLICE DEPARTMENT

- Whereas,** the Miami Township Board of Trustees provides an efficient and effective police service to the residents paid for through a tax levy; and
- Whereas,** the residents wish to continue this service; and
- Whereas,** this tax levy is necessary to replace the existing tax levy in excess of the ten mill limitation in the amount of 5.25 mills as provided for in the ORC 5705.19 (J); and
- Whereas,** the ORC 5705.03 (B), requires the Township to request the County Auditor to certify a total current tax valuation of the subdivision and the revenue generated by a specified number of mills; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees, in compliance with the Ohio Revised Code 5705.03 (B), requests the Montgomery County Auditor to certify the current total tax valuation of the unincorporated portion of Miami Township within Montgomery County and the total revenue that a five (5) year 5.50 mill replacement levy would generate for the police department, as provided under ORC 5705.19 (J), if approved in the May 2, 2023, primary election to replace the existing 5.25 mill police levy expiring on December 31, 2022. Such levy shall be placed on the 2023 tax list and duplicate for first collection in calendar year 2024.

SIGNATURE PAGE FOR RESOLUTION #100-2022 ONLY

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee				✓

Attested:



Aaron F. Newell, Fiscal Officer
December 2, 2022

RESOLUTION #101-2022

RESOLUTION TO REQUEST THE MONTGOMERY COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION IN ANTICIPATION OF A 5.75 MILL REPLACEMENT LEVY FOR THE POLICE DEPARTMENT

- Whereas,** the Miami Township Board of Trustees provides an efficient and effective police service to the residents paid for through a tax levy; and
- Whereas,** the residents wish to continue this service; and
- Whereas,** this tax levy is necessary to replace the existing tax levy in excess of the ten mill limitation in the amount of 5.25 mills as provided for in the ORC 5705.19 (J); and
- Whereas,** the ORC 5705.03 (B), requires the Township to request the County Auditor to certify a total current tax valuation of the subdivision and the revenue generated by a specified number of mills; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees, in compliance with the Ohio Revised Code 5705.03 (B), requests the Montgomery County Auditor to certify the current total tax valuation of the unincorporated portion of Miami Township within Montgomery County and the total revenue that a five (5) year 5.75 mill replacement levy would generate for the police department, as provided under ORC 5705.19 (J), if approved in the May 2, 2023, primary election to replace the existing 5.25 mill police levy expiring on December 31, 2022. Such levy shall be placed on the 2023 tax list and duplicate for first collection in calendar year 2024.

SIGNATURE PAGE FOR RESOLUTION #101-2022 ONLY

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee				✓

Attested:



Aaron F. Newell, Fiscal Officer
December 2, 2022

RESOLUTION #102-2022

RESOLUTION TO REQUEST THE MONTGOMERY COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION IN ANTICIPATION OF A 6.00 MILL REPLACEMENT LEVY FOR THE POLICE DEPARTMENT

- Whereas,** the Miami Township Board of Trustees provides an efficient and effective police service to the residents paid for through a tax levy; and
- Whereas,** the residents wish to continue this service; and
- Whereas,** this tax levy is necessary to replace the existing tax levy in excess of the ten mill limitation in the amount of 5.25 mills as provided for in the ORC 5705.19 (J); and
- Whereas,** the ORC 5705.03 (B), requires the Township to request the County Auditor to certify a total current tax valuation of the subdivision and the revenue generated by a specified number of mills; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees, in compliance with the Ohio Revised Code 5705.03 (B), requests the Montgomery County Auditor to certify the current total tax valuation of the unincorporated portion of Miami Township within Montgomery County and the total revenue that a five (5) year 6.00 mill replacement levy would generate for the police department, as provided under ORC 5705.19 (J), if approved in the May 2, 2023, primary election to replace the existing 5.25 mill police levy expiring on December 31, 2022. Such levy shall be placed on the 2023 tax list and duplicate for first collection in calendar year 2024.

SIGNATURE PAGE FOR RESOLUTION #102-2022 ONLY

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee				✓

Attested:



Aaron F. Newell, Fiscal Officer
December 2, 2022

RESOLUTION #103-2022

RESOLUTION TO REQUEST THE MONTGOMERY COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION IN ANTICIPATION OF A 6.25 MILL REPLACEMENT LEVY FOR THE POLICE DEPARTMENT

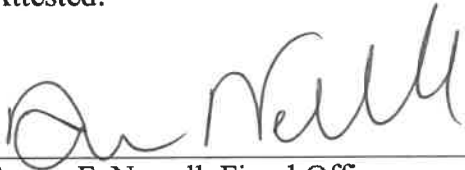
- Whereas,** the Miami Township Board of Trustees provides an efficient and effective police service to the residents paid for through a tax levy; and
- Whereas,** the residents wish to continue this service; and
- Whereas,** this tax levy is necessary to replace the existing tax levy in excess of the ten mill limitation in the amount of 5.25 mills as provided for in the ORC 5705.19 (J); and
- Whereas,** the ORC 5705.03 (B), requires the Township to request the County Auditor to certify a total current tax valuation of the subdivision and the revenue generated by a specified number of mills; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees, in compliance with the Ohio Revised Code 5705.03 (B), requests the Montgomery County Auditor to certify the current total tax valuation of the unincorporated portion of Miami Township within Montgomery County and the total revenue that a five (5) year 6.25 mill replacement levy would generate for the police department, as provided under ORC 5705.19 (J), if approved in the May 2, 2023, primary election to replace the existing 5.25 mill police levy expiring on December 31, 2022. Such levy shall be placed on the 2023 tax list and duplicate for first collection in calendar year 2024.

SIGNATURE PAGE FOR RESOLUTION #103-2022 ONLY

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee				✓

Attested:



Aaron F. Newell, Fiscal Officer
December 2, 2022

RESOLUTION #104-2022

RESOLUTION TO REQUEST THE MONTGOMERY COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION IN ANTICIPATION OF A 6.50 MILL REPLACEMENT LEVY FOR THE POLICE DEPARTMENT

- Whereas,** the Miami Township Board of Trustees provides an efficient and effective police service to the residents paid for through a tax levy; and
- Whereas,** the residents wish to continue this service; and
- Whereas,** this tax levy is necessary to replace the existing tax levy in excess of the ten mill limitation in the amount of 5.25 mills as provided for in the ORC 5705.19 (J); and
- Whereas,** the ORC 5705.03 (B), requires the Township to request the County Auditor to certify a total current tax valuation of the subdivision and the revenue generated by a specified number of mills; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees, in compliance with the Ohio Revised Code 5705.03 (B), requests the Montgomery County Auditor to certify the current total tax valuation of the unincorporated portion of Miami Township within Montgomery County and the total revenue that a five (5) year 6.50 mill replacement levy would generate for the police department, as provided under ORC 5705.19 (J), if approved in the May 2, 2023, primary election to replace the existing 5.25 mill police levy expiring on December 31, 2022. Such levy shall be placed on the 2023 tax list and duplicate for first collection in calendar year 2024.


SIGNATURE PAGE FOR RESOLUTION #104-2022 ONLY

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President				
John Morris, Trustee Vice President				
Donald R. Culp, Trustee				✓

Attested:

→ No Vote

Aaron F. Newell, Fiscal Officer
December 2, 2022

MOTION TO APPROVE RESOLUTION #104-2022 FAILED TO RECEIVE
A SECOND, THEREFORE NO VOTE WAS CALLED.

12/2/22

RESOLUTION #105-2022

RESOLUTION TO REQUEST THE MONTGOMERY COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION IN ANTICIPATION OF A 5.25 MILL CONTINUING LEVY FOR THE POLICE DEPARTMENT

- Whereas,** the Miami Township Board of Trustees provides an efficient and effective police service to the residents paid for through a tax levy; and
- Whereas,** the residents wish to continue this service; and
- Whereas,** this tax levy is necessary to replace the existing tax levy in excess of the ten mill limitation in the amount of 5.25 mills as provided for in the ORC 5705.19 (J); and
- Whereas,** the ORC 5705.03 (B), requires the Township to request the County Auditor to certify a total current tax valuation of the subdivision and the revenue generated by a specified number of mills; and

Therefore Be It Resolved, the Miami Township Board of Trustees, in compliance with the Ohio Revised Code 5705.03 (B), requests the Montgomery County Auditor to certify the current total tax valuation of the unincorporated portion of Miami Township within Montgomery County and the total revenue that a continuing 5.25 mill replacement levy would generate for the police department, as provided under ORC 5705.19 (J), if approved in the May 2, 2023, primary election replace the existing 5.25 mill police levy expiring on December 31, 2022. Such levy shall be placed on the 2023 tax list and duplicate for first collection in calendar year 2024.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Morris, Trustee Vice President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donald R. Culp, Trustee	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Attested:



Aaron F. Newell, Fiscal Officer
December 2, 2022

RESOLUTION #106-2022

RESOLUTION TO REQUEST THE MONTGOMERY COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION IN ANTICIPATION OF A 5.50 MILL CONTINUING LEVY FOR THE POLICE DEPARTMENT

- Whereas,** the Miami Township Board of Trustees provides an efficient and effective police service to the residents paid for through a tax levy; and
- Whereas,** the residents wish to continue this service; and
- Whereas,** this tax levy is necessary to replace the existing tax levy in excess of the ten mill limitation in the amount of 5.25 mills as provided for in the ORC 5705.19 (J); and
- Whereas,** the ORC 5705.03 (B), requires the Township to request the County Auditor to certify a total current tax valuation of the subdivision and the revenue generated by a specified number of mills; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees, in compliance with the Ohio Revised Code 5705.03 (B), requests the Montgomery County Auditor to certify the current total tax valuation of the unincorporated portion of Miami Township within Montgomery County and the total revenue that a continuing 5.50 mill replacement levy would generate for the police department, as provided under ORC 5705.19 (J), if approved in the May 2, 2023, primary election to replace the existing 5.25 mill police levy expiring on December 31, 2022. Such levy shall be placed on the 2023 tax list and duplicate for first collection in calendar year 2024.

SIGNATURE PAGE FOR RESOLUTION #106-2022 ONLY

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee				✓

Attested:



Aaron F. Newell, Fiscal Officer
December 2, 2022

RESOLUTION #107-2022

**RESOLUTION TO REQUEST THE MONTGOMERY COUNTY AUDITOR
TO CERTIFY THE TOTAL CURRENT TAX VALUATION IN
ANTICIPATION OF A 5.75 MILL CONTINUING LEVY FOR THE
POLICE DEPARTMENT**

Whereas, the Miami Township Board of Trustees provides an efficient and effective police service to the residents paid for through a tax levy; and

Whereas, the residents wish to continue this service; and

Whereas, this tax levy is necessary to replace the existing tax levy in excess of the ten mill limitation in the amount of 5.25 mills as provided for in the ORC 5705.19 (J); and

Whereas, the ORC 5705.03 (B), requires the Township to request the County Auditor to certify a total current tax valuation of the subdivision and the revenue generated by a specified number of mills; and

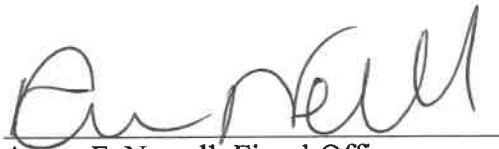
Whereas, The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees, in compliance with the Ohio Revised Code 5705.03 (B), requests the Montgomery County Auditor to certify the current total tax valuation of the unincorporated portion of Miami Township within Montgomery County and the total revenue that a continuing 5.75 mill replacement levy would generate for the police department, as provided under ORC 5705.19 (J), if approved in the May 2, 2023, primary election to replace the existing 5.25 mill police levy expiring on December 31, 2022. Such levy shall be placed on the 2023 tax list and duplicate for first collection in calendar year 2024.

SIGNATURE PAGE FOR RESOLUTION #107-2022 ONLY

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee				✓

Attested:



Aaron F. Newell, Fiscal Officer
December 2, 2022

RESOLUTION #108-2022

RESOLUTION TO REQUEST THE MONTGOMERY COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION IN ANTICIPATION OF A 6.00 MILL CONTINUING LEVY FOR THE POLICE DEPARTMENT

- Whereas,** the Miami Township Board of Trustees provides an efficient and effective police service to the residents paid for through a tax levy; and
- Whereas,** the residents wish to continue this service; and
- Whereas,** this tax levy is necessary to replace the existing tax levy in excess of the ten mill limitation in the amount of 5.25 mills as provided for in the ORC 5705.19 (J); and
- Whereas,** the ORC 5705.03 (B), requires the Township to request the County Auditor to certify a total current tax valuation of the subdivision and the revenue generated by a specified number of mills; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees, in compliance with the Ohio Revised Code 5705.03 (B), requests the Montgomery County Auditor to certify the current total tax valuation of the unincorporated portion of Miami Township within Montgomery County and the total revenue that a continuing 6.00 mill replacement levy would generate for the police department, as provided under ORC 5705.19 (J), if approved in the May 2, 2023, primary election to replace the existing 5.25 mill police levy expiring on December 31, 2022. Such levy shall be placed on the 2023 tax list and duplicate for first collection in calendar year 2024.

SIGNATURE PAGE FOR RESOLUTION #108-2022 ONLY

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee				✓

Attested:



Aaron F. Newell, Fiscal Officer
December 2, 2022

RESOLUTION #109-2022

RESOLUTION TO REQUEST THE MONTGOMERY COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION IN ANTICIPATION OF A 6.25 MILL CONTINUING LEVY FOR THE POLICE DEPARTMENT

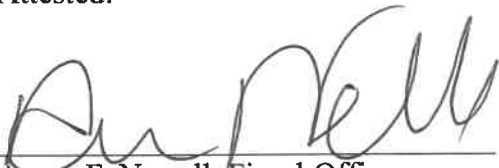
- Whereas,** the Miami Township Board of Trustees provides an efficient and effective police service to the residents paid for through a tax levy; and
- Whereas,** the residents wish to continue this service; and
- Whereas,** this tax levy is necessary to replace the existing tax levy in excess of the ten mill limitation in the amount of 5.25 mills as provided for in the ORC 5705.19 (J); and
- Whereas,** the ORC 5705.03 (B), requires the Township to request the County Auditor to certify a total current tax valuation of the subdivision and the revenue generated by a specified number of mills; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees, in compliance with the Ohio Revised Code 5705.03 (B), requests the Montgomery County Auditor to certify the current total tax valuation of the unincorporated portion of Miami Township within Montgomery County and the total revenue that a continuing 6.25 mill replacement levy would generate for the police department, as provided under ORC 5705.19 (J), if approved in the May 2, 2023, primary election to replace the existing 5.25 mill police levy expiring on December 31, 2022. Such levy shall be placed on the 2023 tax list and duplicate for first collection in calendar year 2024.

SIGNATURE PAGE FOR RESOLUTION #109-2022 ONLY

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee				✓

Attested:



Aaron F. Newell, Fiscal Officer

December 2, 2022

RESOLUTION #110-2022

RESOLUTION TO REQUEST THE MONTGOMERY COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION IN ANTICIPATION OF A 6.50 MILL CONTINUING LEVY FOR THE POLICE DEPARTMENT

- Whereas,** the Miami Township Board of Trustees provides an efficient and effective police service to the residents paid for through a tax levy; and
- Whereas,** the residents wish to continue this service; and
- Whereas,** this tax levy is necessary to replace the existing tax levy in excess of the ten mill limitation in the amount of 5.25 mills as provided for in the ORC 5705.19 (J); and
- Whereas,** the ORC 5705.03 (B), requires the Township to request the County Auditor to certify a total current tax valuation of the subdivision and the revenue generated by a specified number of mills; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees, in compliance with the Ohio Revised Code 5705.03 (B), requests the Montgomery County Auditor to certify the current total tax valuation of the unincorporated portion of Miami Township within Montgomery County and the total revenue that a continuing 6.50 mill replacement levy would generate for the police department, as provided under ORC 5705.19 (J), if approved in the May 2, 2023, primary election to replace the existing 5.25 mill police levy expiring on December 31, 2022. Such levy shall be placed on the 2023 tax list and duplicate for first collection in calendar year 2024.

SIGNATURE PAGE FOR RESOLUTION #110-2022 ONLY

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President				
John Morris, Trustee Vice President				
Donald R. Culp, Trustee				

Attested:

Aaron F. Newell, Fiscal Officer
December 2, 2022

→ No Vote

MOTION TO APPROVE RESOLUTION #110-2022 FAILED TO RECEIVE
A SECONDS, THEREFORE NO VOTE WAS CALLED.

[Signature]
12/2/22

RESOLUTION #111-2022

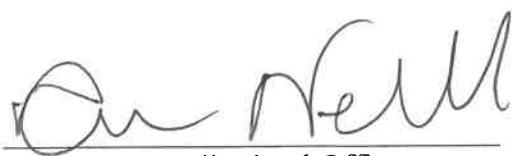
RESOLUTION TO APPROVE AMENDMENTS TO THE APPROPRIATION OF FUNDS FOR 2022

- Whereas,** the annual appropriations for 2022 are to provide for expenditures during the fiscal year ending December 31, 2022; and
- Whereas,** the Police Department is in need of six (6) new police vehicles to replace older police vehicles that are presently being used for patrol duties; and
- Whereas,** the Police Department received multiple forfeiture settlements from the US Treasury for previous task force efforts totaling approximately \$450,000; and
- Whereas,** Statewide Ford Lincoln/Statewide Emergency Products has obtained State bid pricing information for the six (6) new police vehicles; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Board of Trustees approves an additional \$296,064.00 to the Other (non-Personnel) Expenses appropriation for the Federal Forfeitures Fund (#225).

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee				✓

Attested:



Aaron F. Newell, Fiscal Officer

Passed: December 02, 2022

RESOLUTION #112- 2022

**RESOLUTION FOR THE PURCHASE OF
SIX (6) FORD INTERCEPTOR POLICE VEHICLES**

Whereas, a request for a quote has been made to purchase six (6) Ford Interceptor police vehicles; and

Whereas, Miami Township received a quote from Statewide Ford Lincoln, who quoted the state bid purchase price for these six (6) vehicles; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore, Be It Resolved, that the Miami Township Board of Trustees accepts the state bid price for these six (6) Ford Interceptor police vehicles, for a total purchase price of \$296,064.00, and authorizes the Township Administrator to sign all necessary documentation to purchase these vehicles from Statewide Ford Lincoln.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee				✓

Attested:



Aaron F. Newell, Fiscal Officer

Passed: December 2, 2022

RESOLUTION #113 -2022

RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO ENTER INTO A JOINT CONSTRUCTION AGREEMENT WITH THE CITY OF MIAMISBURG, FOR THE RESURFACING OF TOWNSHIP STREETS

- Whereas,** the City of Miamisburg (City), with the cooperation of Miami Township (Township), desires to undertake a roadway resurfacing program in 2023; and
- Whereas,** it is the desire of both the City and the Township that this resurfacing program be undertaken in a coordinated manner to reduce over-all construction costs; and
- Whereas,** the City shall be designated as the lead agency to solicit bids for this resurfacing and associated work in accordance with approved plans and specifications, and said solicitation to be made in accordance with applicable law; and
- Whereas,** the Township shall reimburse the City for actual construction costs for work completed within Township boundaries based on contract unit prices, as-built quantities, and construction changes approved by the Township; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution on its first reading; and

Therefore, Be It Resolved, that the agreement hereto between the City of Miamisburg and Miami Township for roadway resurfacing is hereby approved, the Township Administrator is authorized to execute said agreement on behalf of Miami Township, and is further authorized to sign any amendments or extensions thereto that the Administrator deems appropriate.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Morris, Trustee Vice President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donald Culp, Trustee	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Attested:



Aaron F. Newell, Fiscal Officer
Passed: December 2nd, 2022

RESOLUTION #114-2022

RESOLUTION TO ENTER INTO AN AGREEMENT WITH MICROSOFT FOR THE PURCHASE OF CLOUD STORAGE FOR VIDEO/AUDIO RECORDINGS.

Whereas, the Miami Township Board of Trustees authorized the Township Administrator, to enter into a purchase agreement with Microsoft; and

Whereas, said services are for Microsoft Azure cloud storage for cruiser/body camera video recordings for the police department; and

Whereas, said services agreement is for the monthly amount of \$347.51 of this agreement; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to enter into a services agreement with Microsoft.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



December 20, 2022

RESOLUTION #115-2022

**RESOLUTION TO ENTER INTO AN INFORMATION TECHNOLOGY
SUPPORT AGREEMENT WITH SUNDOG ANALYTICS LLC.**

Whereas, the Miami Township Board of Trustees authorized the Township Administrator, to enter into a services agreement with SunDog Analytics LLC; and

Whereas, said services described in Schedule “A” of said agreement for the police department; and

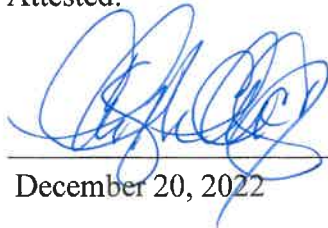
Whereas, said services agreement is for the amount of money listed in Schedule “C” of this agreement and not to exceed a total project completion cost of \$20,000.00; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to enter into a services agreement with SunDog Analytics LLC.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



December 20, 2022

RESOLUTION # 116-2022

RESOLUTION AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO SIGN A CONFLICT WAIVER FOR THOMPSON HINE LLP A PREVIOUSLY UTILIZED LAW FIRM

- Whereas,** Miami Township previously engaged the law firm Thompson Hine LLP for work related to Miami Township trademarks; and
- Whereas,** a development group, Lee & Associates, is being represented by Thompson Hine LLP to assist with drafting a development agreement for a potential future development, Austin East, that Miami Township may be party to in the future; and
- Whereas,** Miami Township does not find any conflict of interest related to these separate interactions with the law firm Thompson Hine LLP; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to sign a conflict waiver allowing the law firm Thompson Hine LLC to represent Lee & Associates with no objections to a potential conflict of interest.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



December 20, 2022

RESOLUTION #117-2022

A RESOLUTION DECLARING THE IMPROVEMENT TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE AND EXEMPT FROM TAXATION; REQUIRING THE OWNERS OF THE PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES; AND SPECIFYING THE PUBLIC INFRASTRUCTURE IMPROVEMENTS TO BE MADE THAT DIRECTLY BENEFIT THE PARCEL

- Whereas,** in accordance with Ohio Revised Code Sections 5709.73 through 5709.75 (the “Act”), Miami Township, Ohio (the “Township”) intends to implement a tax increment financing program to facilitate the development of certain real property located within the territorial boundaries of the Township (the “Project”); and
- Whereas,** a portion of the Project consisting of parcels of real property (as depicted and described in Exhibit A attached hereto and incorporated herein by this reference), will be developed as commercial properties (the “TIF Site”); and
- Whereas,** the development of commercial properties in the Township will benefit the Township and its residents by creating economic opportunities, enlarging the property tax base, and stimulating collateral development in the Township; and
- Whereas,** by providing public infrastructure improvements, as that term is defined in Ohio Revised Code Sections 5709.40(A)(8) and 5709.73(A)(6) (as more fully described on Exhibit B attached hereto and incorporated herein by this reference, the “Public Infrastructure Improvements”), the Township may facilitate the development of commercial properties for the benefit of the TIF Site, including, without limitation, by facilitating the financing, acquisition, and construction of the Public Infrastructure Improvements; and
- Whereas,** the Act provides for the use of township tax increment financing to pay the costs of Public Infrastructure Improvements, which costs may include, without limitation: (i) the payment for or reimbursement of costs of the Public Infrastructure Improvements, or maintenance thereof (in accordance with the Act), incurred by the Township or on behalf of the Township, and (ii) payment of debt service (the “Debt Service”) on, and other expenses relating to the issuance of, any bonds, notes, or other obligations issued to finance the Public Infrastructure Improvements; and
- Whereas,** the Act provides that this Board of Trustees may, among other things, (a) declare the improvement to real property located in the Township to be a

public purpose, thereby exempting such improvement from real property taxation for a period of time, (b) specify public infrastructure improvements to be made to benefit the TIF Site, (c) require the owner or owners of those parcels to make service payments in lieu of taxes, and (d) establish a public improvement tax increment equivalent fund into which such service payments shall be deposited; and

Whereas, the Township desires to grant a seventy-five percent (75%) exemption from real property taxation for a period of ten (10) years (the “TIF Exemption”) for each improvement to the TIF Site (as defined in Section 1 hereof, the “Improvement”); and

Whereas, the Township has determined that it is necessary and appropriate and in the best interests of the Township to require the owners of the parcels included in the TIF Site and their heirs, successors and assigns (collectively, with their heirs, successors and assigns, as owners of the TIF Site, the “Owners”) to make service payments in lieu of taxes (as defined in Section 1 hereof, the “Service Payments”) with respect to the Improvement pursuant to Ohio Revised Code Section 5709.74; and

Whereas, the Miamisburg City School District, Montgomery County, Ohio has received notice of the TIF Exemption and the proposed text of this Resolution in advance of the date on which this Resolution is being adopted, in accordance with Ohio Revised Code Sections 5709.73 and 5709.83; and

Whereas, the Miami Valley Career Technology Center, Montgomery County, Ohio has received notice of the TIF Exemption and the proposed text of this Resolution in advance of the date on which this Resolution is being adopted, in accordance with Ohio Revised Code Sections 5709.73 and 5709.83; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, by the Miami Township Board of Trustees that:

SECTION 1. Authorization of TIF Exemption. Pursuant to and in accordance with the provisions of Ohio Revised Code Section 5709.73(B), this Board of Trustees hereby finds and determines that seventy-five percent (75%) of the increase in assessed value of each parcel (as it may be subdivided or combined in connection with the acquisition or development of a parcel) comprising the TIF Site (the “Exempted Property”) subsequent to the effective date of this Resolution which increase in assessed value is hereinafter referred to as the “Improvement,” as defined in Ohio Revised Code Section 5709.73(A)(4)) is declared to be a public purpose. Pursuant to and in accordance with Ohio Revised Code Section 5709.73(G), the Improvement with respect to each parcel

shall be exempt from real property taxation for a period commencing with the first day of the tax year in which there is a building or structure on the parcel exceeding Two-Hundred Thousand Dollars (\$200,000.00) in true value that appears on the tax list and duplicate of real and public utility property and ending for a parcel (a) on the tenth (10th) anniversary of such date or (b) the date on which the Township can no longer require the Service Payments, all in accordance with the Act.

SECTION 2. Payment of Service Payments. As provided in Ohio Revised Code Section 5709.74, but only after the TIF Exemption is effective, the Owner of a parcel comprising Exempted Property shall be required to, and shall make, service payments in lieu of taxes with respect to the Improvement allocable thereto to the County Treasurer on or before the final due dates for payment of real property taxes. Each service payment in lieu of taxes shall be charged and collected in the same manner and in the same amount as the real property taxes that would have been charged and payable against such parcel as if it were not exempt from taxation pursuant to Section 1 hereof. If any reduction in the levies otherwise applicable to such parcel is made by the County budget commission under Ohio Revised Code Section 5705.31, the amount of the service payment in lieu of taxes shall be calculated as if the reduction in levies had not been made. Any late payments of service payments in lieu of taxes shall be subject to penalty and bear interest at the then current rate established under Ohio Revised Code Sections 323.121(B)(1) and 5703.47, as the same may be amended from time to time, or any successor provisions thereto (the "Penalties and Interest"). Each Owner shall make any other payments in respect of such parcel which are received by the County Treasurer in connection with any reduction required by Ohio Revised Code Section 319.302, as the same may be amended from time to time, or any successor provisions thereto (the "Property Tax Rollback Payments," together with the service payments in lieu of taxes and the "Penalties and Interest," are collectively referred to herein as the "Service Payments"). The Service Payments shall be allocated and distributed in accordance with Section 3 hereof.

SECTION 3. Creation of TIF Fund; Application of Service Payments. This Board of Trustees hereby establishes, pursuant to and in accordance with the provisions of Ohio Revised Code Section 5709.75, a Public Improvement Tax Increment Equivalent Fund. The Fiscal Officer of the Township may create one or more accounts or sub-accounts within such fund as appropriate to distinguish the Service Payments received with respect to the TIF Exemption established pursuant to this Resolution from any tax increment financing programs that may be established by the Township in the future and as are necessary to account for payment of the costs of the Public Infrastructure Improvements, including any reimbursement payments for the reimbursement of the costs of the Public Infrastructure Improvements, Debt Service on, and other expenses relating to the issuance of, any bonds, notes, or other obligations issued to finance the Public Infrastructure Improvements. As used in this Resolution, "TIF Fund"

shall refer to the specific fund or account that receives the Service Payments provided for in this Resolution. The TIF Fund shall be maintained in the custody of the Township and shall receive all distributions of Service Payments required to be made to the Township. Those Service Payments received by the Township with respect to the Exempted Property, shall be used solely for the purposes authorized in Ohio Revised Code Sections 5709.73, 5709.74, and 5709.75, including, but not limited to, paying any costs of the Public Infrastructure Improvements, in a manner that is consistent with this Resolution. For purposes of this Resolution, “costs” of the Public Infrastructure Improvements payable from the TIF Fund shall also include the items of “costs of permanent improvements” set forth in Ohio Revised Code Section 133.15(B), and incurred with respect to the Public Infrastructure Improvements, which “costs” specifically include any reimbursement payments for the reimbursement of the costs of the Public Infrastructure Improvements, and Debt Service on, and other expenses relating to the issuance of, any bonds, notes, or other obligations issued to finance the Public Infrastructure Improvements. The TIF Fund shall remain in existence so long as such Service Payments are collected and used for the aforesaid purposes, after which time said TIF Fund shall be dissolved and any surplus funds remaining therein shall be transferred to the Township’s General Fund, all in accordance with Ohio Revised Code Section 5709.75.

Pursuant to Ohio Revised Code Section 5709.73, 5709.74, and 5709.75, the Montgomery County Auditor (“County Auditor”) is requested to distribute the Service Payments and the Property Tax Rollback Payments to the Township for deposit into the TIF Fund. The distribution from the County Auditor to the Township required under this Section is requested to be made at the same time and in the same manner as real property tax distributions.

SECTION 4. Public Infrastructure Improvements. This Board of Trustees hereby designates the Public Infrastructure Improvements described in Exhibit B attached hereto as “public infrastructure improvements” (as such term is defined in Ohio Revised Code Sections 5709.40(A)(8) and 5709.73(A)(6) made, to be made, or in the process of being made, and that, once made, will directly benefit the TIF Site.

SECTION 5. Application for Real Property Tax Exemption and Remission. This Board of Trustees further hereby authorizes and directs the President of the Board of Trustees, the Township Fiscal Officer, or other appropriate officers of the Township, to sign and execute all documents and make such arrangements as are necessary and proper for collection of said Service Payments from the Owners of real property located in the TIF Site, which are to be deposited into the TIF Fund.

SECTION 6. Further Authorizations. This Board of Trustees further hereby authorizes and directs the President of the Board of Trustees, the Township Fiscal Officer, or other appropriate officers of the Township, to prepare and sign all agreements,

and any amendments thereto such that the character of those changes is not substantially adverse to the Township, which shall be established conclusively by their signatures thereon, and to prepare and sign all instruments and to take all other actions as may be necessary and appropriate to implement this Resolution.

SECTION 7. Non-Discriminatory Hiring Policy. In accordance with Ohio Revised Code Section 5709.832, this Board of Trustees hereby determines that no employer located in the TIF Site shall deny any individual employment based solely on race, religion, sex, disability, color, national origin or ancestry. The Township shall include a non-discriminatory hiring policy covenant in any development agreement entered into between the Township and any Owner or developer of any Exempted Property.

SECTION 8. Notices. This Board of Trustees hereby finds and determines that notice of this proposed Resolution has been delivered to all affected school districts, including the Miamisburg City School District and the Miami Valley Career Technology Center, in accordance with Ohio Revised Code Sections 5709.73 and 5709.83, and hereby ratifies the giving of that notice.

Pursuant to Ohio Revised Code Section 5709.73(I), the Township Fiscal Officer is hereby directed to deliver a copy of this Resolution to the Director of the Development Services Agency of the State of Ohio within fifteen (15) days after its adoption. On or before March 31 of each year that the exemption set forth in Section 1 hereof remains in effect, the Township Fiscal Officer or other authorized officer of this Township shall prepare and submit to the Director of the Development Services Agency of the State of Ohio the status report required under Ohio Revised Code Section 5709.73(I).

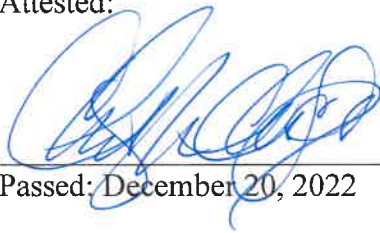
SECTION 9. Tax Incentive Review Council. The Township has created the Township Tax Incentive Review Council with the membership of that Council constituted in accordance with Ohio Revised Code Section 5709.85. That Council shall, in accordance with Ohio Revised Code Section 5709.85, review annually all exemptions from taxation resulting from the declarations set forth in this Resolution and any other such matters as may properly come before that Council, all in accordance with Ohio Revised Code Section 5709.85.

SECTION 10. Open Meetings. This Board of Trustees finds and determines that all formal actions of this Board of Trustees and any of its committees concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board of Trustees, and that all deliberations of this Board of Trustees and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law, including Ohio Revised Code Section 121.22.

SECTION 11. Effective Date. This Resolution shall be effective from and after the earliest period provided by law.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



Passed: December 20, 2022

EXHIBIT A

Legal Description of TIF Site

The TIF Site consists of the following parcel number identified the records of the County Auditor of Montgomery County, Ohio as of December 1, 2022:

K45 02602 0024

K45 02602 0020

K45 02602 0018

K45 02602 0017

The TIF also includes the following land previously dedicated to the Department of Transportation via the following documents:

- The land known as Parcel No. 12-WL recorded in Deed Microfiche 78-577A03 of the records of the Montgomery County.
- 0.691 acres of land as recorded in Deed Microfiche 78-604 A05 of the records of the Montgomery County.
- 0.294 acres of land as recorded in Deed Microfiche 78-604 A07 of the records of the Montgomery County.
- 0.134 acres of land known as Parcel No. 16-WL as recorded in Deed Microfiche 81-443A03 of the records of the Montgomery County.
- 0.039 acres of land known as Parcel No. 16-WD as recorded in Deed Microfiche 81-443A03 of the records of the Montgomery County.

The TIF Site is also described by reference to the area outlined on following map:

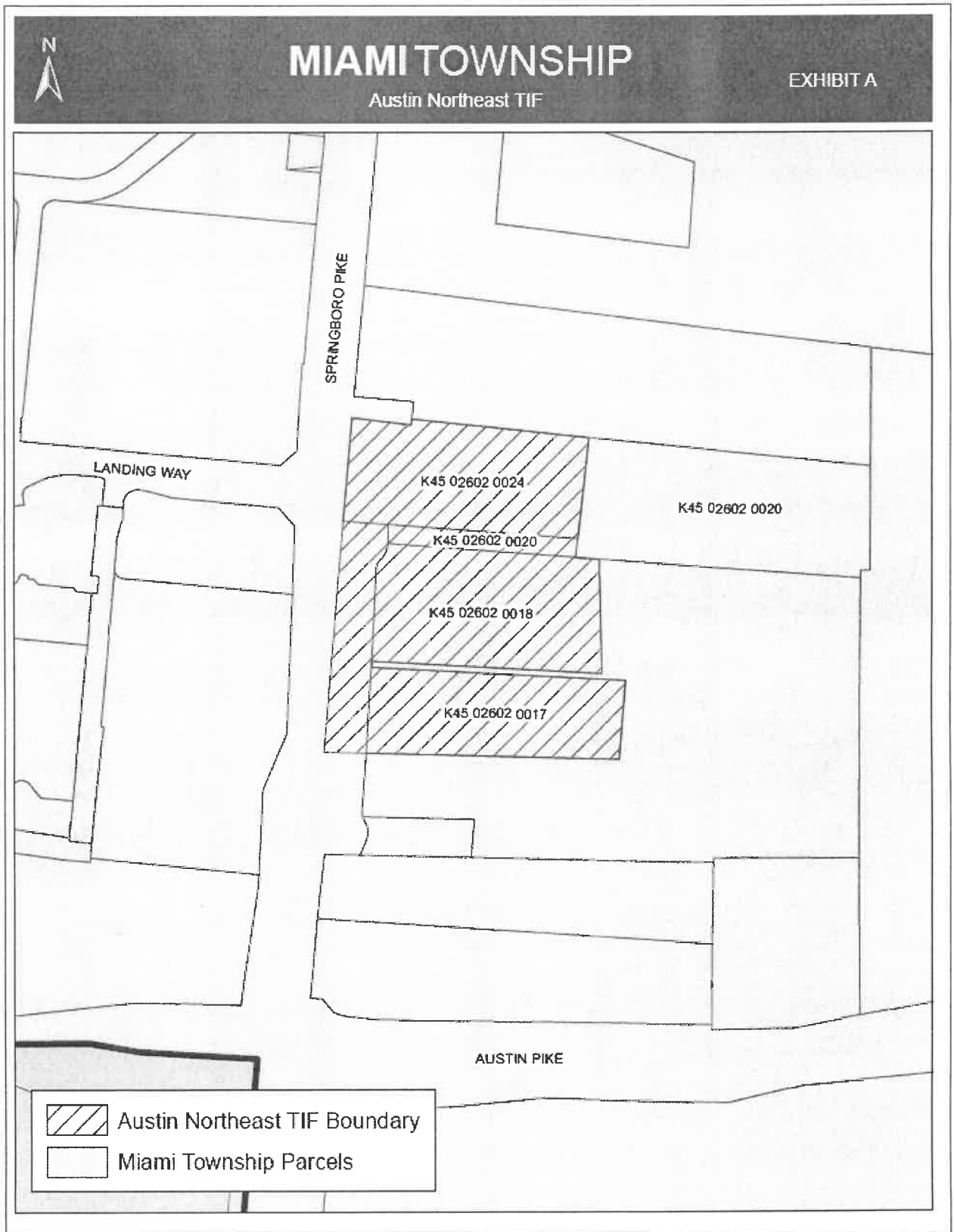


EXHIBIT B

Public Infrastructure Improvements

The Public Infrastructure Improvements of consist of the following specifically designated improvements (i) the connection of Austin Landing to Telluride Lane and Springboro Pike Frontage Road on Ohio State Route 741; (ii) the construction of a roundabout; (iii) the installation and improvement of automotive and pedestrian traffic control signalization, including the installation of a rectangular rapid flashing beacon; (iv) installation of a bike path as well as curb ramps compliant with the Americans with Disabilities Act of 1990; (v) connections and modifications to storm water and other public utilities systems; (vi) other public utilities, sidewalks, lighting, signage, landscaping, right of way acquisition, engineering, design, and legal costs; and (vii) any “public infrastructure improvement” defined under Section 5709.40(A)(8) of the Ohio Revised Code and that directly benefits or serves parcels in the TIF District and specifically include, but are not limited to, the “Public Infrastructure Improvements” described in any duly-authorized and applicable Tax Increment Financing Agreement (as may be amended from time to time) and any of the following improvements that will benefit or serve parcels in the TIF District and all related costs of those permanent improvements (including, but not limited to, those costs listed in Section 133.15(B) of the Ohio Revised Code:

- **Roadways.** Construction, reconstruction, extension, opening, improving, widening, grading, draining, curbing or changing of the lines and traffic patterns of roads, highways, streets, intersections, bridges (both roadway and pedestrian), sidewalks, multi-use paths, bikeways (including designated lanes for bicycle or scooter traffic), medians and viaducts accessible to and serving the public, and providing signage (including traffic signage and informational/promotional signage), lighting systems, signalization, and traffic controls, and all other appurtenances thereto, including the continued maintenance of those public roads and highways;
- **Utilities.** Construction, reconstruction or installation of gas, electric and communication service facilities, including municipally owned fiber, and all appurtenances thereto;
- **Streetscape/Landscape.** Construction or installation of streetscape and landscape improvements including trees, tree grates, signage, curbs, sidewalks, scenic fencing, street and sidewalk lighting, trash receptacles, benches, newspaper racks, burial of overhead utility lines and related improvements, together with all appurtenances thereto, including, but not limited to streetscape improvements in conjunction with and along the roadway improvements described in “Roadways” above;
- **Water/Sewer.** Construction, reconstruction, or installation of public utility improvements (including any underground municipally owned utilities), storm and sanitary sewers (including necessary site grading therefore), water and fire protection systems, and all appurtenances thereto;

- **Stormwater.** Construction, reconstruction and installation of stormwater and flood remediation projects and facilities, including such projects and facilities on private property when determined to be necessary for public health, safety and welfare;
- **Environmental Health.** Implementation of environmental remediation measures, including those necessary to enable the construction of the Public Infrastructure Improvements;
- **Parks.** Construction or reconstruction of one or more public parks or other open spaces, including grading, trees and other park plantings, park accessories and related improvements, multi-use trails and bridges, together with all appurtenances thereto;
- **Demolition.** Demolition, including demolition on private property when determined to be necessary for economic development purposes;
- **Real Estate.** Acquisition of real estate or interests in real estate (including easements) (a) necessary to accomplish any of the foregoing improvements or (b) in aid of industry, commerce, distribution, or research; and
- **Professional Services.** Engineering, consulting, legal, administrative, and other professional services associated with the planning, design, acquisition, construction and installation of the foregoing improvements and real estate.

RESOLUTION #118-2022

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

Whereas, the Zoning Commission is made up of five regular members and two alternates; and

Whereas, Daniel Douglas currently serves on the Board of Zoning Appeals as an alternate member with a term of office set to expire December 31, 2022; and

Whereas, Rather than being reappointed to the Board of Zoning Appeals, Mr. Douglas has expressed a desire to serve on the Zoning Commission; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees appoints Daniel Douglas as the first of two Zoning Commission alternate members for a term of one (1) year ending on December 31, 2023.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



December 20, 2022

RESOLUTION #119-2022

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

Whereas, the Board of Zoning Appeals is made up of five regular members and two alternates; and

Whereas, Gregory Clatterbuck's term of office expires December 31, 2022; and

Whereas, Mr. Clatterbuck has expressed a desire to continue to serve on the board; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees appoints Gregory Clatterbuck as a Board of Zoning Appeals regular member for a term of five (5) years ending on December 31, 2027.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



December 20, 2022

RESOLUTION #120-2022

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

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

Whereas, Jane Heavin’s term of office expires December 31, 2022; and

Whereas, Jane Heavin has served on the Miami Township Zoning Commission since 2021 and has expressed in being reappointed; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees appoints Jane Heavin as a Zoning Commission regular member for a term of five (5) years ending on December 31, 2027.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



December 20, 2022

RESOLUTION #121-2022

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

Whereas, the Board of Zoning Appeals is made up of five regular members and two alternates; and

Whereas, William Skudlarek’s term of office expires December 31, 2022; and

Whereas, Mr. Skudlarek has expressed a desire to continue to serve on the board; and

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees appoints William Skudlarek as the first of two Board of Zoning Appeals alternate members for a term of one (1) year ending on December 31, 2023.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



December 20, 2022

RESOLUTION #122-2022

RESOLUTION TO APPROVE AN AMENDED APPROPRIATION OF FUNDS FOR 2022

Whereas, the annual appropriations for 2022 are to provide for expenditures during fiscal year ending December 31, 2022; and

Whereas, it is necessary to amend the appropriations of funds for Miami Township; and

Whereas, The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore, Be It Further Resolved, the Miami Township Board of Trustees amends the fiscal year appropriations for 2022 and forwards the attached copy to the Montgomery County Auditor.

	Yes	No	Abstain	Absent
Terry W. Posey, Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



December 20, 2022

MIAMI TOWNSHIP, MONTGOMERY COUNTY
Account Details

Res 88-2022

ANTICIPATED REVENUE

	2022 Estimated Revenue	RES 122-2022 Final Appropriations
101 GENERAL	2,630,798.00	2,852,298.00
11 ADMINISTRATION	1,312,698.00	1,534,198.00
41 PROPERTY & OTHER LOCAL TAXES	838,913.00	838,913.00
42 CHARGES FOR SERVICES	0.00	0.00
43 LICENCES, PERMITS, & FEES	25,000.00	25,000.00
44 FINES & FORFEITURES	0.00	0.00
45 INTERGOVERNMENTAL	255,511.00	405,511.00
46 SPECIAL ASSESSMENTS	7,000.00	7,000.00
47 EARNINGS ON INVESTMENTS	171,074.00	171,074.00
48 MISCELLANEOUS & PILOTS	15,200.00	15,200.00
49 OTHER FINANCING SERVICES	0.00	0.00
59 TRANSFER IN	0.00	71,500.00
34 CITY OF DAYTON JEDD	139,600.00	139,600.00
41 PROPERTY & OTHER LOCAL TAXES	0.00	0.00
45 INTERGOVERNMENTAL	139,600.00	139,600.00
38 MIAMI CROSSING JEDD	554,000.00	554,000.00
41 PROPERTY & OTHER LOCAL TAXES	0.00	0.00
45 INTERGOVERNMENTAL	554,000.00	554,000.00
39 AUSTIN JEDD	514,500.00	514,500.00
41 PROPERTY & OTHER LOCAL TAXES	0.00	0.00
45 INTERGOVERNMENTAL	514,500.00	514,500.00
43 PARKS	110,000.00	110,000.00
42 CHARGES FOR SERVICES	110,000.00	110,000.00
44 FINES & FORFEITURES	0.00	0.00
45 INTERGOVERNMENTAL	0.00	0.00
48 MISCELLANEOUS & PILOTS	0.00	0.00
49 OTHER FINANCING SERVICES	0.00	0.00
191 GENERAL STABILIZATION	0.00	0.00
59 TRANSFER IN	0.00	0.00

MIAMI TOWNSHIP, MONTGOMERY COUNTY
Account Details

Res 88-2022

ANTICIPATED REVENUE	2022 Estimated Revenue	RES 122-2022 Final Appropriations
200 SPECIAL REVENUE FUNDS	22,500,876.00	24,868,277.53
202 MOTOR VEHICLE LICENSE TAX	73,500.00	41,500.00
45 INTERGOVERNMENTAL	72,000.00	40,000.00
47 EARNINGS ON INVESTMENTS	1,500.00	1,500.00
203 GASOLINE TAX	377,200.00	377,200.00
45 INTERGOVERNMENTAL	372,000.00	372,000.00
47 EARNINGS ON INVESTMENTS	3,500.00	3,500.00
48 MISCELLANEOUS & PILOTS	1,700.00	1,700.00
204 PUBLIC WORKS	2,168,412.00	2,308,412.00
41 PROPERTY & OTHER LOCAL TAXES	1,537,065.00	1,462,065.00
42 CHARGES FOR SERVICES	135,000.00	145,000.00
45 INTERGOVERNMENTAL	0.00	165,000.00
48 MISCELLANEOUS & PILOTS	30,000.00	30,000.00
49 OTHER FINANCING SERVICES	20,000.00	60,000.00
59 TRANSFER IN	446,347.00	446,347.00
207 LIGHTING ASSESSMENT	400,000.00	400,000.00
46 SPECIAL ASSESSMENTS	400,000.00	400,000.00
209 POLICE	6,621,875.00	6,927,029.00
41 PROPERTY & OTHER LOCAL TAXES	6,177,309.00	6,237,309.00
42 CHARGES FOR SERVICES	1,500.00	1,500.00
44 FINES & FORFEITURES	20,000.00	20,000.00
45 INTERGOVERNMENTAL	357,066.00	535,720.00
48 MISCELLANEOUS & PILOTS	66,000.00	77,000.00
49 OTHER FINANCING SERVICES	0.00	6,500.00
59 TRANSFER IN	0.00	49,000.00
210 FIRE DISTRICT	3,992,789.00	4,659,789.00
41 PROPERTY & OTHER LOCAL TAXES	3,992,789.00	4,372,789.00
45 INTERGOVERNMENTAL	0.00	255,000.00
59 TRANSFER IN	0.00	32,000.00
215 EMERGENCY RELIEF	0.00	0.00
45 INTERGOVERNMENTAL	0.00	0.00
216 AMERICAN RESCUE	0.00	1,537,247.53
45 INTERGOVERNMENTAL	0.00	1,537,247.53
217 WALDRUHE PARK	16,500.00	16,500.00
47 EARNINGS ON INVESTMENTS	0.00	0.00
48 MISCELLANEOUS & PILOTS	16,500.00	16,500.00
223 PERMISSIVE MOTOR VEHICLE TAX	482,300.00	232,300.00
41 PROPERTY & OTHER LOCAL TAXES	143,000.00	143,000.00
45 INTERGOVERNMENTAL	337,000.00	87,000.00

MIAMI TOWNSHIP, MONTGOMERY COUNTY
Account Details

Res 88-2022

ANTICIPATED REVENUE

	2022 Estimated Revenue	RES 122-2022 Final Appropriations
47 EARNINGS ON INVESTMENTS	2,300.00	2,300.00
224 CONTINUED PROFESSIONAL TRAINING	0.00	0.00
45 INTERGOVERNMENTAL	0.00	0.00
225 FEDERAL LAW ENFORCEMENT	400,000.00	400,000.00
44 FINES & FORFEITURES	400,000.00	400,000.00
49 OTHER FINANCING SERVICES	0.00	0.00
226 STATE SEIZURE LAW ENFORCEMENT	5,000.00	5,000.00
44 FINES & FORFEITURES	5,000.00	5,000.00
227 SPECIAL POLICE	10,000.00	10,000.00
44 FINES & FORFEITURES	10,000.00	10,000.00
228 MANDATORY DRUG	400.00	400.00
44 FINES & FORFEITURES	400.00	400.00
233 ENFORCEMENT AND EDUCATION	500.00	500.00
44 FINES & FORFEITURES	500.00	500.00
45 INTERGOVERNMENTAL	0.00	0.00
251 AUSTIN TIF-WEST	587,000.00	587,000.00
48 MISCELLANEOUS & PILOTS	587,000.00	587,000.00
252 AUSTIN TIF EAST	5,704,500.00	5,704,500.00
45 INTERGOVERNMENTAL	0.00	0.00
48 MISCELLANEOUS & PILOTS	5,704,500.00	5,704,500.00
49 OTHER FINANCING SERVICES	0.00	0.00
253 KINGSRIDGE / DAYTON MALL RTE	1,373,900.00	1,373,900.00
48 MISCELLANEOUS & PILOTS	1,373,900.00	1,373,900.00
49 OTHER FINANCING SERVICES	0.00	0.00
254 VIENNA TIF	287,000.00	287,000.00
45 INTERGOVERNMENTAL	225,000.00	225,000.00
48 MISCELLANEOUS & PILOTS	62,000.00	62,000.00
49 OTHER FINANCING SERVICES	0.00	0.00
290 FIRE STABILIZATION	0.00	0.00
59 TRANSFER IN	0.00	0.00
294 PUBLIC WORK STABILIZATION	0.00	0.00
59 TRANSFER IN	0.00	0.00
299 POLICE STABILIZATION	0.00	0.00
59 TRANSFER IN	0.00	0.00

MIAMI TOWNSHIP, MONTGOMERY COUNTY
Account Details

Res 88-2022

ANTICIPATED REVENUE

	2022 Estimated Revenue	RES 122-2022 Final Appropriations
300 CAPITAL FUNDS	0.00	0.00
301 GENERAL CAPITAL PROJECTS	0.00	0.00
59 TRANSFER IN	0.00	0.00
304 PUBLIC WORK CAPITAL PROJECTS	0.00	0.00
59 TRANSFER IN	0.00	0.00
310 FIRE CAPITAL PROJECTS	0.00	0.00
59 TRANSFER IN	0.00	0.00
360 FIRE DEF BENEFITS	0.00	0.00
59 TRANSFER IN	0.00	0.00
391 GENERAL SERVICE RESERVE	0.00	0.00
59 TRANSFER IN	0.00	0.00
400 DEBT SERVICE FUNDS	255,000.00	255,000.00
406 FIRE STATION BUILDING BOND	255,000.00	255,000.00
45 INTERGOVERNMENTAL	255,000.00	255,000.00
49 OTHER FINANCING SERVICES	0.00	0.00
Grand Total	25,386,674.00	27,975,575.53

MIAMI TOWNSHIP, MONTGOMERY COUNTY*
EXPENSE BUDGET BY APPROPRIATIONS

RES 88-2021

EXPECTED EXPENSES	ORIGINAL 2022 ESTIMATED APPROPRIATIONS	FINAL APPROPRIATIONS
1 GENERAL FUND	2,601,424.00	3,183,062.29
101 GENERAL	2,601,424.00	3,111,562.29
11 ADMINISTRATION	934,770.00	1,021,399.68
Personnel	353,970.00	350,365.00
Other	580,800.00	671,034.68
14 TECHNOLOGY	126,310.00	213,731.44
Personnel	10.00	10.00
Other	126,300.00	213,721.44
15 COMMUNITY DEV	390,752.00	558,734.25
Personnel	326,202.00	326,202.00
Other	64,550.00	232,532.25
16 COMPLIANCE	53,299.00	79,267.43
Personnel	46,472.00	46,597.00
Other	6,827.00	32,670.43
17 FINANCE	411,560.00	412,372.57
Personnel	346,010.00	347,050.00
Other	65,550.00	65,322.57
21 ELECTED OFFICIALS	181,372.00	250,047.00
Personnel	174,722.00	175,162.00
Other	6,650.00	74,885.00
41 PUBLIC WORKS		25,353.00
Personnel		0.00
Other		25,353.00
42 BUILDINGS	47,643.00	55,524.10
Personnel	34,669.00	34,669.00
Other	12,974.00	20,855.10
43 PARKS	332,681.00	383,008.82
Personnel	215,951.00	230,864.00
Other	116,730.00	152,144.82
45 LEAF COLLECTION	123,037.00	112,124.00
Personnel	79,237.00	68,324.00
Other	43,800.00	43,800.00
191 GENERAL FUND STABILIZATION	0.00	71,500.00
11 GENERAL FUND	0.00	71,500.00
Other		71,500.00

2 SPECIAL REVENUE FUNDS	21,864,119.00	21,807,787.45
202 MOTOR VEHICLE LICENSE TAX	73,000.00	52,000.00
41 ROAD MAINTENANCE	73,000.00	52,000.00
Other	73,000.00	52,000.00
203 GASOLINE TAX	376,000.00	376,000.00
41 ROAD MAINTENANCE	376,000.00	376,000.00
Other	376,000.00	376,000.00
204 PUBLIC WORKS	2,177,707.00	2,355,125.43
14 TECHNOLOGY	9,000.00	10,768.11
Other	9,000.00	10,768.11
41 ROAD MAINTENANCE	2,109,390.00	2,288,032.25
Personnel	1,298,110.00	1,388,110.00
Other	811,280.00	899,922.25
42 BUILDINGS	59,317.00	56,325.07
Personnel	34,042.00	34,042.00
Other	25,275.00	22,283.07
207 LIGHTING ASSESSMENT	400,000.00	400,000.00
71 SPECIAL ASSESSMENTS	400,000.00	400,000.00
Other	400,000.00	400,000.00
209 POLICE	6,694,564.00	7,049,685.02
14 TECHNOLOGY	27,800.00	28,159.00
Other	27,800.00	28,159.00
42 BUILDINGS	55,797.00	58,236.15
Personnel	34,042.00	34,042.00
Other	21,755.00	24,194.15
91 POLICE	6,610,967.00	6,963,289.87
Personnel	5,313,356.00	5,239,356.00
Other	1,297,611.00	1,723,933.87
210 FIRE DISTRICT	4,738,000.00	4,770,050.00
61 FIRE	4,738,000.00	4,770,050.00
Personnel	0.00	32,000.00
Other	4,738,000.00	4,738,050.00
216 AMERICAN RESCUE	0.00	10,540.00
VARIOUS DEPTS	0.00	10,540.00
Other	0.00	10,540.00
217 WALDRUHE PARK	51,289.00	45,369.00
43 PARKS	51,289.00	45,369.00
Personnel	28,969.00	29,469.00
Other	22,320.00	15,900.00
223 PERMISSIVE MOTOR VEHICLE TAX	480,000.00	280,000.00
41 ROAD MAINTENANCE	480,000.00	280,000.00
Other	480,000.00	280,000.00

224 CONTINUED PROF DEVELOPMENT	0.00	0.00
91 POLICE	0.00	0.00
Other	0.00	0.00
225 FEDERAL FORFEITURES	0.00	316,064.00
91 POLICE	0.00	316,064.00
Other	0.00	316,064.00
226 STATE FORFEITURES	0.00	0.00
91 POLICE	0.00	0.00
Other	0.00	0.00
227 SPECIAL POLICE	0.00	0.00
91 POLICE	0.00	0.00
Other	0.00	0.00
228 MANDATORY DRUG	0.00	0.00
91 POLICE	0.00	0.00
Other	0.00	0.00
229 EMS	0.00	0.00
61 FIRE	0.00	0.00
Other	0.00	0.00
233 ENFORCEMENT AND EDUCATION	0.00	0.00
91 POLICE	0.00	0.00
Other	0.00	0.00
251 AUSTIN TIF-WEST	170,305.00	170,305.00
51 AUSTIN WEST TIF	170,305.00	170,305.00
Other	170,305.00	170,305.00
252 AUSTIN TIF EAST	5,510,935.00	4,835,330.00
52 AUSTIN EAST TIF	5,510,935.00	4,835,330.00
Other	5,510,935.00	4,835,330.00
253 KINGSRIDGE / DAYTON MALL RTE	905,330.00	833,330.00
53 KINGSRIDGE TIF	905,330.00	833,330.00
Other	905,330.00	833,330.00
254 VIENNA TIF	286,989.00	264,989.00
54 VIENNA TIF	286,989.00	264,989.00
Other	286,989.00	264,989.00
299 POLICE STABILIZATION	286,989.00	49,000.00
61 POLICE	286,989.00	49,000.00
Other	286,989.00	49,000.00

3 CAPITAL PROJECTS FUNDS	90,000.00	122,000.00
304 PUBLIC WORK CAPITAL PROJECTS	90,000.00	90,000.00
41 ROAD MAINTENANCE	90,000.00	90,000.00
Other	90,000.00	90,000.00
360 FIRE DEPT DEFERRED BENEFITS	0.00	32,000.00
61 FIRE DEPARTMENT	0.00	32,000.00
Other	0.00	32,000.00
4 DEBT SERVICES FUNDS	255,000.00	255,000.00
406 FIRE STATION BUILDING BOND	255,000.00	255,000.00
61 FIRE	255,000.00	255,000.00
Other	255,000.00	255,000.00
Grand Total	25,097,532.00	25,367,849.74

RESOLUTION #123-2022

RESOLUTION TO REQUEST TAX ADVANCES FROM THE MONTGOMERY COUNTY AUDITOR IN FISCAL YEAR 2023

- 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
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

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 2023; and

Be It Further Resolved, the Miami Township Board of Trustees authorizes the Finance Director to complete and submit the necessary paperwork to the Montgomery County Auditor.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



December 20, 2022

RESOLUTION #124-2022

RESOLUTION TO APPROVE ANNUAL APPROPRIATION OF FUNDS FOR 2023

Whereas, the annual appropriations for 2023 are to provide for expenditures for the fiscal year ending December 31, 2023; and

Whereas, it is necessary to approve an appropriation of funds for Miami Township;

Whereas, The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore, Be It Resolved, the Board of Trustees of Miami Township, Montgomery County, Ohio, approves the annual appropriations for 2023 and authorizes the Finance Director to forward the attached copy to the Montgomery County Auditor.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



December 20, 2022

RESOLUTION #125-2022

**RESOLUTION TO AUTHORIZE CONTINUED OPERATIONS
IN CALENDAR YEAR 2023**

Whereas, the day-to-day operations of the Township government functioned well in 2022 with dedicated and conscientious employees whose purpose was to provide the best possible services to the residents, businesses, and visitors in Miami Township; and

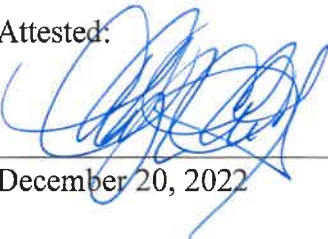
Whereas, all departments - Administration, Community Development, Compliance, Facility Management, Finance, Police, and Public Works are functioning in a responsive, organized and efficient manner under the direction of the Township Administrator and the Department Heads;

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; 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 2023.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



December 20, 2022

RESOLUTION NO. #126-2022

RESOLUTION TO TERMINATE AN EXISTING FIRE LEVY IN ACCORDANCE WITH OHIO REVISED CODE SECTION 5709.19 AND DECLARING AN EMERGENCY

- Whereas,** Miami Township currently has in place a 3.65 mill levy for fire services which was affirmatively voted upon by the electors of the Township on May 24, 2021; and
- Whereas,** the City of Miamisburg, Ohio and Miami Township created the Miami Valley Fire District pursuant to Section 505.371 of the Ohio Revised Code via Joint Resolution, City Resolution No. 2786 and Township Resolution No. 121-2011, adopted as of August 31, 2011; and
- Whereas,** on November 8, 2022, the electors of the Miami Valley Fire District approved a new 11.0 mill fire levy in accordance with the taxing authority of the Miami Valley Fire District; and
- Whereas,** the Miami Township Board of Trustees committed that if the 11.0 mil Miami Valley Fire District levy passed, the Miami Township existing 3.65 mill fire levy would be terminated; and
- Whereas,** Section 5705.19 of the Ohio Revised Code specifies that an existing levy may be terminated by a resolution of the Board of Township Trustees if continuance of the levy is deemed unnecessary; and
- Whereas,** in order to preserve the public peace, health and welfare by terminating the existing fire levy by December 31, 2022, this resolution will be passed as an emergency measure; and

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

- SECTION 1.** There currently exists a 3.65 mill fire levy which was approved by the electors of Miami Township on May 24, 2021. The levy was to continue until December 31, 2023.
- SECTION 2.** Due to the approval of an 11 mil levy for the Miami Valley Fire District, the continuance of the Miami Township 3.65 mil fire levy is unnecessary, and the levy shall be terminated.
- SECTION 3.** The Clerk of Council shall cause a certified copy of this resolution to be forwarded to the Montgomery County Auditor and shall take all necessary steps to have the 3.65 mill fire levy removed from the tax rolls.
- SECTION 4.** This Resolution shall take effect immediately upon passage.

SIGNATURE PAGE FOR RESOLUTION #126-2022 ONLY

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



December 20, 2022

RESOLUTION #127-2022

RESOLUTION TO ADOPT A PLANNED DEVELOPMENT REGULATION AMENDMENT TO THE RIVENDELL PLANNED DEVELOPMENT, UNDER ZONING CASE #393-07, FOR LANDS ZONED “PD-1”, PLANNED MIXED-USE DISTRICT

Whereas, the Miami Township Board of Trustees met in a regular session on Tuesday, December 20, 2022; and

Whereas, Zoning Case #393-07 filed by Bill Keethler, Corridor Development Co., proposes adoption of a planned development regulation amendment for the Rivendell Planned Development and for lands zoned “PD-1”, Planned Residential District; and

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

Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees APPROVE the planned development regulation amendment under Zoning Case #393-07 and UPHOLD the Zoning Commission recommendation.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



December 20, 2022

RESOLUTION #128-2022


RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR THE MEIJER PLANNED DEVELOPMENT UNDER ZONING CASE #457-22 FOR LANDS ZONED “SP-PUD”, SPECIAL PURPOSE PLANNED UNIT DEVELOPMENT DISTRICT

- Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, December 20, 2022; and
- Whereas,** Zoning Case #457-22 filed by Abby Jacobs, Woolpert Inc., proposes adoption of a final development plan for the Meijer site within the Meijer Planned Development and for lands zoned “SP-PUD”, Special Purpose Planned Unit Development District; and
- Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees APPROVE a final development plan for the Meijer Planned Development under Zoning Case #457-22 and UPHOLD the Zoning Commission recommendation.

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President	✓			
Donald R. Culp, Trustee	✓			

Attested:



 December 20, 2022

RESOLUTION #129-2022

RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH SURDYK, DOWD AND TURNER FOR LEGAL SERVICES AND DECLARING AN EMERGENCY

- Whereas,** Miami Township has a need for a Law Director, as required by Ohio Revised Code §504.15 for limited home rule government; and
- Whereas,** the Board of Trustees has previously engaged Surdyk, Dowd, and Turner Co., L.P.A. through its Shareholder Edward J. Dowd for legal services under Resolution #058-2015; and
- Whereas,** Edward J. Dowd has notified Miami Township of his intent to relinquish his ownership interest with Surdyk, Dowd, and Turner and his role as law director for Miami Township at the end of 2022; and
- Whereas,** Miami Township desires to enter into a revised agreement with Surdyk, Dowd, and Turner to maintain continuity of representation given ongoing legal matters; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

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

- SECTION 1.** Authorization for Execution and Delivery of Legal Services Agreement. The Board of Trustees authorizes the Township Administrator to enter into a Legal Services Agreement, substantially in the form on file with the Township, providing for Surdyk, Dowd, and Turner through its shareholder Dawn M. Frick to serve as Township Law Director.
- SECTION 2.** 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 3.** Declaration of Emergency. The Board of Trustees hereby declares an emergency pursuant to Ohio Revised Code §504.11 having found that this resolution is necessary for the immediate preservation of the public peace, health, safety, and welfare and said Resolution shall take effect immediately.

SIGNATURE PAGE ONLY FOR RESOLUTION #129-2022

	Yes	No	Abstain	Absent
Terry W. Posey Jr., President	✓			
John Morris, Vice-President	✓			
Donald Culp, Trustee	✓			

Attested:



December 20, 2022

RESOLUTION NO. #130-2022

RESOLUTION TO TERMINATE AN EXISTING FIRE LEVY IN ACCORDANCE WITH OHIO REVISED CODE SECTION 5709.19 AND DECLARING AN EMERGENCY

- Whereas,** Miami Township currently has in place a 3.50 mill levy for fire services which was affirmatively voted upon by the electors of the Township on November 6, 2018; and
- Whereas,** the City of Miamisburg, Ohio and Miami Township created the Miami Valley Fire District pursuant to Section 505.371 of the Ohio Revised Code via Joint Resolution, City Resolution No. 2786 and Township Resolution No. 121-2011, adopted as of August 31, 2011; and
- Whereas,** on November 8, 2022, the electors of the Miami Valley Fire District approved a new 11.0 mill fire levy in accordance with the taxing authority of the Miami Valley Fire District; and
- Whereas,** the Miami Township Board of Trustees committed that if the 11.0 mil Miami Valley Fire District levy passed, the Miami Township existing 3.50 mill fire levy would be terminated; and
- Whereas,** Section 5705.19 of the Ohio Revised Code specifies that an existing levy may be terminated by a resolution of the Board of Township Trustees if continuance of the levy is deemed unnecessary; and
- Whereas,** in order to preserve the public peace, health and welfare by terminating the existing fire levy by December 31, 2022, this resolution will be passed as an emergency measure; and

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

- SECTION 1.** There currently exists a 3.50 mill fire levy which was approved by the electors of Miami Township on November 6, 2018. The levy was to continue until December 31, 2023.
- SECTION 2.** Due to the approval of an 11 mil levy for the Miami Valley Fire District, the continuance of the Miami Township 3.50 mil fire levy is unnecessary, and the levy shall be terminated.
- SECTION 3.** The Clerk of Council shall cause a certified copy of this resolution to be forwarded to the Montgomery County Auditor and shall take all necessary steps to have the 3.50 mill fire levy removed from the tax rolls.
- SECTION 4.** This Resolution shall take effect immediately upon passage.

SIGNATURE PAGE FOR RESOLUTION #130-2022 ONLY

	Yes	No	Abstain	Absent
Terry W. Posey Jr., Trustee President	✓			
John Morris, Trustee Vice President				✓
Donald R. Culp, Trustee	✓			

Attested:



December 28, 2022