

## RESOLUTION #001-2023

### RESOLUTION TO APPOINT A FISCAL OFFICER

**Whereas,** the position of Fiscal Officer for Miami Township, Montgomery County is currently vacant; and

**Whereas,** the Board of Trustees has reviewed the resumes of those interested in being appointed to the elected position of Fiscal Officer; and

**Whereas,** the Board of Trustees desires to appoint Greg Clingerman to the position of Fiscal Officer 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.

**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Greg Clingerman to the position of Fiscal Officer (unexpired term), effective January 3, 2023; and

**Be It Further Resolved,** the appointment of Greg Clingerman to the position of Fiscal Officer (unexpired term), shall be subject to all of the legal requirements of the Ohio Revised Code (ORC) for such appointments.

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

Attested:



Christopher E. Snyder, Township Administrator  
Passed: January 3, 2023

## RESOLUTION #002-2023

### RESOLUTION TO APPROVE A THREE (3)-YEAR COLLECTIVE BARGAINING AGREEMENT WITH THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION

**Whereas,** the Miami Township Board of Trustees authorized the Township Administrator, the Police Chief, and Legal Counsel to negotiate a collective bargaining agreement for Police Sergeants with the Ohio Patrolmen's Benevolent Association; and

**Whereas,** said negotiations were conducted in accordance with Ohio Revised Code Section 4117, and said negotiations will promote the health, safety, and welfare of the employees, businesses, and residents of Miami Township; and

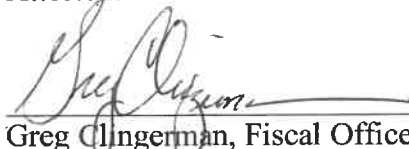
**Whereas,** the membership of the Ohio Patrolmen's Benevolent Association ratified the proposed collective bargaining agreement; and

**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.

**Therefore Be It Resolved,** the Miami Township Board of Trustees approves the collective bargaining agreement between Miami Township and the Ohio Patrolmen's Benevolent Association, effective January 1, 2023 through December 31, 2025, with retroactivity to January 1, 2023.

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

Attested:



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Greg Clinger, Fiscal Officer

Passed: January 3, 2023

**RESOLUTION # 003-2023**

**RESOLUTION TO ADOPT A PLANNED DEVELOPMENT REGULATION AMENDMENT TO THE AUSTIN EAST PLANNED DEVELOPMENT, UNDER ZONING CASE #452-22, 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, January 3, 2023; and

**Whereas,** Zoning Case #452-22 filed by Jose Castrejon, McGill Smith Punshon Inc., proposes adoption of a planned development regulation amendment for the Austin East 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 denies the planned development regulation amendment under Zoning Case #452-22 and upholds the Zoning Commission recommendation.

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

Attested:



Greg Clingerman, Fiscal Officer

Passed: January 3, 2023

**RESOLUTION # 004-2023**

**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR DUNKIN WITHIN THE AUSTIN PARK PLANNED DEVELOPMENT UNDER ZONING CASE #417-14 FOR LANDS ZONED “PD-5”, PLANNED MIXED-USE DEVELOPMENT DISTRICT**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, January 3, 2022; and

**Whereas,** Zoning Case #417-14 filed by Kara Burkhardt, proposes adoption of a final development plan for Dunkin within the Austin Park Planned Development and for lands zoned “PD-5”, Planned Mixed-Use Development District; and

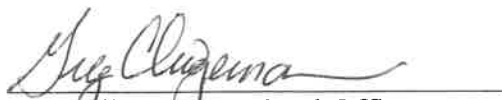
**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**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 a final development plan for Dunkin under Zoning Case #417-14 and upholds the Zoning Commission recommendation.

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

Attested:

  
Greg Clingenman, Fiscal Officer  
Passed: January 3, 2023

**RESOLUTION # 005-2023**

**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR JIFFY LUBE WITHIN 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, January 3, 2022; and

**Whereas,** Zoning Case #457-22 filed by Abby Jacobs, Woolpert Inc., proposes adoption of a final development plan for Jiffy Lube 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 approves a final development plan for Jiffy Lube under Zoning Case #457-22 and upholds the Zoning Commission recommendation.

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

Attested:

  
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Greg Clingerman, Fiscal Officer  
Passed: January 3, 2023

**RESOLUTION #006-2023**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO ENGAGE FARUKI PLL FOR LEGAL SERVICES**

**Whereas,** the Miami Township Board of Trustees met in a special session on January 6, 2023; and

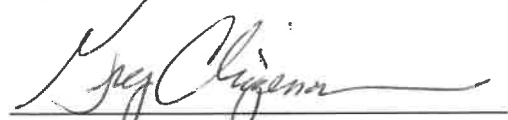
**Whereas,** the Board of Trustees deems it necessary and advisable to engage additional legal counsel to advise and represent the township; and

**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; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to make all necessary arrangements to engage Faruki PLL for legal services. This resolution is effective immediately upon signing.

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

Attested:

  
\_\_\_\_\_  
Greg Clingerman, Fiscal Officer

Passed: January 6, 2023

**RESOLUTION #007-2023**


**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
John Morris, Trustee President	✓			
Terry W. Posey Jr., Vice President	✓			
Donald Culp, Trustee	✓			

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: January 17, 2023

## RESOLUTION #008-2023

### RESOLUTION TO CERTIFY TOWNSHIP HIGHWAY MILEAGE FOR 2022


- Whereas,** Section 4501.04 of the ORC requires the Township to certify township highway mileage each year those of which are used and maintained by Miami Township in Montgomery County; and
- Whereas,** Miami Township had no changes of roadway miles in 2022; and
- Whereas,** the Ohio Department of Transportation (ODOT) has certified mileage of 91.660 miles of public roads; 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 accepts the 2022 roadway mileage certification by the Ohio Department of Transportation in accordance with the provisions specified in the Ohio Revised Code, Section 4501.04.

Certified Township Mileage – 91.660

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

Attested:

  
\_\_\_\_\_  
Greg Clingerman, Fiscal Officer  
Passed: January 17<sup>th</sup>, 2023

**RESOLUTION #009-2023**

**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, 2023 through December 31, 2023 as outlined in the agreement on file with Miami Township.

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: January 17, 2023

**RESOLUTION #010-2023**

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

**Whereas,** William Kelly has served on the Miami Township Zoning Commission since 2022 as a regular member; and

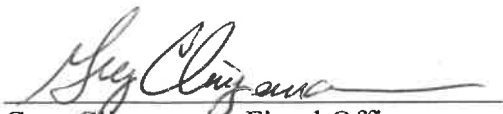
**Whereas,** William Kelly has served Miami Township in good stead as a Zoning Commission member; and

**Whereas,** William Kelly has given notice that he will resign his position, effective January 9, 2023; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees accepts the resignation of William Kelly, and termination of his appointment as a regular member is effective January 9, 2023.

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

Attested:

  
Greg Chingerman, Fiscal Officer  
Passed: January 17, 2023

**RESOLUTION #011-2023**

**RESOLUTION TO APPROVE AMENDMENTS TO THE APPROPRIATION OF FUNDS FOR 2023**

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

**Whereas,** Miami Township has identified additional expenditures that was not included in the original appropriations for 2023; and

**Whereas,** it is necessary to amend the appropriation 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.

**Therefore, Be It Resolved,** the Miami Township Board of Trustees approves an additional \$160,000 to the Other (non-Personnel) Expenses appropriation for the General Fund, (Fund #101) and authorizes the Finance Director to communicate the amended appropriation to the Montgomery County Auditor.

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

Attested:

  
Gregory J. Chingerman, Fiscal Officer

Passed: January 17, 2023

## RESOLUTION NO. #012-2023

### RESOLUTION DECLARING IT NECESSARY TO LEVY A REPLACEMENT WITH AN INCREASE OF AN EXISTING TAX LEVY AND REQUESTING THE COUNTY AUDITOR TO CERTIFY MATTERS IN CONNECTION THEREWITH

- Whereas,** the Voters of Miami Township, Montgomery County, Ohio (the “Township”) authorized a 5.25 mill renewal levy in excess of the ten mill limitation on November 18, 2018, for a period of five years, beginning with collection year 2018 as provided for in Ohio Revised Code Section 5705.19 (J); and
- Whereas,** the Board has determined it necessary to replace the levy with an increase and pursuant to Section 5705.03 of the Ohio Revised Code, the Board is required to certify to the Montgomery County Auditor a resolution requesting the County Auditor to certify certain matters in connection with such a tax levy; 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 at least two-thirds of the members of the Board of Trustees of the Township:

- SECTION 1.** That pursuant to the provisions of Sections 5705.03, 5705.192 and 5705.19(J) of the Ohio Revised Code (“Revised Code”), the Board has determined that the amount of taxes that may be raised within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of the Township, and that the Board hereby declares it to be necessary to levy a replacement with an increase tax outside the ten-mill limitation as provided for under Ohio Revised Code 5705.19 (J) for the unincorporated areas of Miami Township in Montgomery County.
- SECTION 2.** The question of the adoption of a replacement of an existing 5.25 mill levy with an increase of 0.50 mills for each \$1.00 of tax valuation, which amounts to a total of \$201.25 per \$100,000 of the County Auditor’s appraised value, for a continuing period, shall be submitted to the electors of the unincorporated territory of the Township at the election held on May 2, 2023. The existing 5.25 mill levy amounts to \$127.77 per \$100,000 of the County Auditor’s appraised value. If approved by the electors, said continuing replacement with an increase levy shall first be placed upon the 2023 tax list and duplicate, for first collection in calendar year 2024.
- SECTION 3.** That the territory of the Township is located in Montgomery County only and the tax is to be levied on the unincorporated territory of the Township.
- SECTION 4.** That pursuant to Section 5705.03 of the Revised Code, the Auditor of Montgomery County, Ohio (the “County Auditor”) is hereby requested to certify to this Board the total current tax calculation of the unincorporated territory of the Township and


## RESOLUTION NO. #012-2023

the dollar amount of revenue that would be generated by 5.75 mills, and the Fiscal Officer of this Board be and is hereby directed to certify forthwith a copy of this resolution to the County Auditor as required by law so that said County Auditor may certify such matters in accordance with Section 5705.03 of the Revised Code.

**SECTION 5.** It is found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of this Board and any of its committees that resulted in such formal action were in meeting open to the public in compliance with all legal requirements, including Section 121.22 of the Revised Code, and the rules of this Board adopted in accordance therewith.

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: January 17, 2023

**RESOLUTION #013-2023**

**RESOLUTION TO APPOINT MIAMI TOWNSHIP COMMUNITY IMPROVEMENT CORPORATION BOARD MEMBER**

**Whereas,** the Miami Township Board of Trustees approved a Community Improvement Corporation (CIC), with Resolution #73-2006, on March 14, 2006; and

**Whereas,** under the approved Code of Regulation, Article 2, Section 2, the Miami Township Board of Trustees is responsible for approving members to the Miami Township Community Improvement Corporation; and

**Whereas,** Erik Collins was approved with Resolution #122-2015 to the CIC Board of Directors as the Economic Development Director of Montgomery County and has since retired from his position as Economic Development Director of Montgomery County on December 31, 2022; and

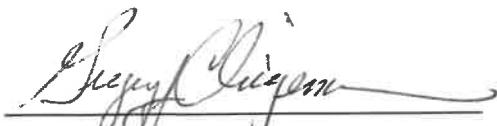
**Whereas,** it is the recommendation of the Interim Economic Development Director of Montgomery County, Tawana Jones, to appoint Clarence Rahman, to the CIC Board; and

**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 on its first reading; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees appoints Clarence Rahman to serve on the CIC Board, as required by contract, effective February 7, 2023.

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

Attested:



Gregory J. Clingerman, Fiscal Officer  
Passed: February 07, 2023

**RESOLUTION #014-2023**

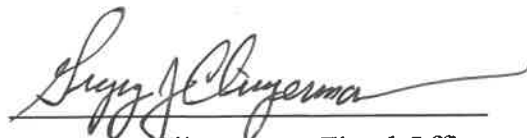
**RESOLUTION TO APPROVE A THEN AND NOW PURCHASE ORDER FOR POWERDMS SOFTWARE FOR THE FIRST QUARTER OF 2023**

- Whereas,** the annual appropriations for 2022 are to provide for expenditures during the fiscal year ending December 31, 2022; and
- Whereas,** the Police Department utilizes PowerDMS software to document police training and this service is renewed every January; and
- Whereas,** the purchase order for PowerDMS software was not processed before the invoice arrived, creating the need for a Then and Now Purchase Order; and
- Whereas,** the Then and Now Purchase Order for the yearly invoice exceeds \$3,000.00 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; and

**Therefore, Be It Resolved,** The Miami Township Board of Trustees approves a Then and Now Purchase order in the amount of \$4,344.18 for PowerDMS software service.

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

Attested:



Gregory J. Clingerman, Fiscal Officer  
Passed: February 07, 2023

**RESOLUTION #015-2023**

**RESOLUTION TO APPROVE A THEN AND NOW PURCHASE ORDER FOR POWERFTO SOFTWARE FOR 2023**

- Whereas,** the annual appropriations for 2022 are to provide for expenditures during the fiscal year ending December 31, 2022; and
- Whereas,** the Police Department utilizes PowerFTO software to document new police officer training and this service is renewed every January; and
- Whereas,** the purchase order for PowerFTO software was not processed before the invoice arrived creating the need for a Then and Now Purchase Order; and
- Whereas,** the Then and Now Purchase Order for the yearly invoice exceeds \$3,000.00 thereby requiring a 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; and

**Therefore, Be It Resolved,** the Miami Township Board of Trustees approves a Then and Now Purchase Order in the amount of \$3000.000 for PowerFTO software service.

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

Attested:



Gregory J. Clingerman, Fiscal Officer  
Passed: February 07, 2023

**RESOLUTION #016-2023**

**RESOLUTION TO APPROVE AN AMENDMENT TO THE  
APPROPRIATION OF FUNDS FOR 2023**

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

**Whereas,** the amount to purchase a trailer is higher than originally budgeted; and

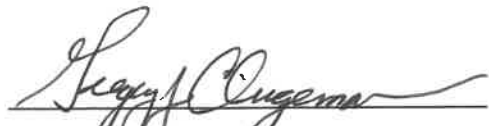
**Whereas,** it is necessary to amend the appropriation of funds for the Road and Bridge (Fund #204); and

**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 increase of \$3,000 to the Other expenses appropriation to the Road and Bridge Fund (Fund #204) and authorizes the Finance Director to communicate the amended appropriation to the Montgomery County Auditor.

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

Attested:



Gregory M. Clingenman, Fiscal Officer  
Passed: February 07, 2023

**RESOLUTION #017-2023**

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

- Whereas,** the Road Department desires the replacement of an equipment trailer; and
- Whereas,** Midway Trailer Sales LLC has offered Fair Market Value for the trade-in of a 2008 Trail King Trailer; and
- Whereas,** the Public Works Director is recommending the trade of the existing trailer and purchase of new equipment trailer; 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 Midway Trailers Sales LLC or comparable quoted vendors for the trade-in and purchase of an equipment trailer.

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

Attested:



Gregory W. Clingenman, Fiscal Officer  
Passed: February 07, 2023

**RESOLUTION #018-2023**

**RESOLUTION TO PURCHASE A NEW SKID STEER FOR THE ROAD DEPARTMENT.**

**Whereas,** Miami Township qualifies to purchase equipment under the Sourcewell Cooperative Purchasing Program – Ohio RSC008252; and

**Whereas,** the Board of Trustees approved the purchase of a Skid Steer during the 2023 Road & Bridge Fund budget hearings; and

**Whereas,** the Skid Steer and attachments can be purchased under the Sourcewell Contract 032119-CNH, and financed through a 4-year municipal lease program at an estimated yearly cost of \$35,455.04; and

**Whereas,** the Public Works Director is recommending the purchase of a Case TV370B Compact Track Loader and attachments for use in the Road Department from the approved Sourcewell contract vendor, Southeastern Equipment Co. Inc; and

**Whereas,** the funds used to purchase the Skid Steer and attachments will be secured through the Baystone Government Finance Lease 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 purchase of the Case Compact Track Loader from Southeastern Equipment Co Inc., 404 Breaden Road, Monroe, Ohio, 45050, through a municipal lease program and authorizes the Township Administrator and Fiscal Officer to sign the necessary financial documents and lease agreements for the unit purchase.

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

Attested:



Gregory M. Clingerman, Fiscal Officer  
Passed: February 07, 2023

**RESOLUTION #019-2023**

**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, Posey, Jr., and Culp and Fiscal Officer Clingerman 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, Ava Evans, Jill Drury, and Emily Trohatos to attend public records training as designees for the Trustees, Karen Samples to attend public records training as designee for the Fiscal Officer, and Julie Hunn as an alternate for any elected official for 2023.

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

Attested:

  
Gregory W. Clingerman, Fiscal Officer  
Passed: February 07, 2023

**RESOLUTION #020-2023**

**RESOLUTION TO APPROVE MEMBERSHIP - THE CENTER FOR LOCAL GOVERNMENT**

**Whereas,** the Center for Local Government is dedicated to the improvement of the delivery of public services to the cities, townships and villages of southwestern Ohio through improved information exchange, cost reductions, and collaboration of resources; and

**Whereas,** the Township has participated in Center's Leadership Academy in the development of leadership team members; and

**Whereas,** the Center for Local Government provides opportunities to pool resources and obtain data to enhance the performance and efficiency of government operations; 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 complete the necessary documentation to formally join the Center for Local Government at the published annual membership rates and operating budget category.

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

Attested:



Gregory J. Clingerman, Fiscal Officer  
Passed: February 07, 2023

Attested:

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## RESOLUTION #021-2023

### RESOLUTION TO AUTHORIZE ELECTRIC 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 electric service deregulation through lower electric rates, which may not otherwise be available to those electric supply 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 electric Governmental Aggregator services within the State of Ohio under Certificate Number: 22-111264E through July 14, 2024; and

**Whereas,** Trebel Energy has entered into negotiations on a Electric Aggregation Agreement with Energy Harbor, LLC (the “Vendor”) to supply electricity to the Electric 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 Electric Aggregation Agreement with the Vendor, which agreement may be executed through the period ending at 11:59 PM on February 20, 2023, provided a price can be negotiated at or below the fixed rate price of \$0.0729/KWh for a term of 26 months and authorizes the Township Administrator to sign all necessary

## RESOLUTION #021-2023

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.

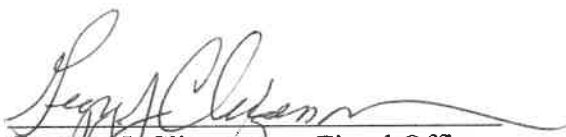
**Section 2** The Board further authorizes the President of the Board of Trustees or Township Administrator to sign on behalf of the Board of Trustees any documents necessary to implement the attached agreement to supply electric services to the members of the Program.

**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
John Morris, Trustee President	X			
Terry W. Posey Jr., Trustee Vice President	X			
Donald Culp, Trustee				X

Attested:



Gregory J. Clingerman, Fiscal Officer

Passed: February 7, 2023

## RESOLUTION #022-2023


### RESOLUTION TO SELL PROPERTY TO A RETIRING EMPLOYEE

- Whereas,** Assistant Chief John Magill is retiring his commission as Assistant Chief at the end of business on February 11, 2023; and
- Whereas,** the Miami Township Board of Trustees, can authorize any department member, who honorably retires with a service retirement, the option to purchase their service weapon for one (\$1.00) dollar; and
- Whereas,** Assistant Chief Magill has requested to purchase his Glock service weapon serial number BEYC 776 for \$1.00; and
- Whereas,** the Board of Trustees has considered Assistant Chief Magill'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

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the sale of a Glock service weapon with serial number BEYC 776 to Assistant Chief John Magill for the amount of \$1.00 respectfully, and the sale is effective immediately.

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

Attested:

  
\_\_\_\_\_  
Gregory J. Clingerman, Fiscal Officer  
Passed: February 21, 2023

**RESOLUTION #023-2023**

**RESOLUTION TO APPROVE AMENDMENTS TO THE  
APPROPRIATION OF FUNDS FOR 2023**

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

**Whereas,** Miami Township has identified additional expenditures that was not included in the original appropriations for 2023; and


**Whereas,** it is necessary to amend the appropriation 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.

**Therefore, Be It Resolved,** the Miami Township Board of Trustees approves an additional \$11,037 to the Other (non-Personnel) Expenses appropriation for the Fire Fund, (Fund #210) and authorizes the Finance Director to communicate the amended appropriation to the Montgomery County Auditor.

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: February 21, 2023

**RESOLUTION #024-2023**

**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 has approved an appropriations budget for the current fiscal year that includes provisions for wage increases of approximately three percent (3%) for all non-union, exempt, non-exempt, full-time, and part-time employees; 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 Miami Township Board of Trustees approves the proposed revisions to the Pay Schedule as proposed by the Township Administrator and Finance Director, and

**Be It Further Resolved,** the Miami Township Board of Trustees authorizes a three percent (3%) increase, effective with Pay Period #06, for all non-union, exempt, non-exempt, full-time, and part-time employees of the township as of February 26, 2023, to facilitate continued parity and labor market wage competitiveness.

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: February 21, 2023

**RESOLUTION #025-2023**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO PURSUE THE ACQUISITION OF A REPLACEMENT VEHICLE FOR FACILITIES MAINTENANCE.**

**Whereas,** the Facilities Maintenance vehicle has reached the end of its useful life and has been scheduled for replacement; and

**Whereas,** the 2023 appropriation budget approved by the Board of Trustees included funding to lease a replacement vehicle; and

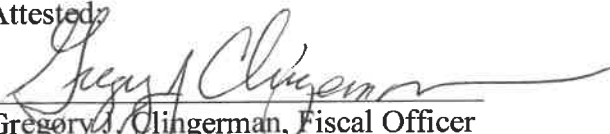
**Whereas,** the vehicle and upfit equipment may be purchased through government contracts at lower cost; and

**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 pursue acquisition of a replacement vehicle for Facilities Maintenance.

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: February 21, 2023

**RESOLUTION 026-2023**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO PURCHASE REPLACEMENT VEHICLES USING AMERICAN RESCUE PLAN FUNDING FOR THE PARKS DEPARTMENT.**

**Whereas,** the Parks Department vehicles have reached the end of their useful life and have been scheduled for replacement; and

**Whereas,** American Rescue Plan ARP funding is available for the vehicles and upfit equipment; and


**Whereas,** the vehicles and upfit equipment may be purchased through existing government contracts consistent with expectations for ARP expenditures; 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 purchase the replacement vehicles for the Parks Department using American Rescue Plan funding not to exceed \$250,000.

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: February 21, 2023

**RESOLUTION #027-2023**

**RESOLUTION TO AUTHORIZE THE SUBMITTAL OF AN OHIO DEPARTMENT OF TRANSPORTATION HIGHWAY SAFETY IMPROVEMENT PROGRAM APPLICATION FOR THE IMPROVEMENT OF KINGSRIDGE DRIVE**

**Whereas,** the Ohio Department of Transportation Highway Safety Improvement Program (HSIP) provides funding for eligible infrastructure projects related to improving the safety of roadways for both motorists and pedestrians; and

**Whereas,** the Miami Crossing Joint Economic Development District engaged Choice One Engineering to prepare a safety study that recommends roadway modifications to enhance safety; and

**Whereas,** an Infrastructure Initiative recommended within The Plan, the 2022 Miami Township Comprehensive Plan, states, “Develop a pedestrian connectivity plan and examine alternative street designs for Kingsridge Drive between Lyons Ridge Drive and State Route 741”; and

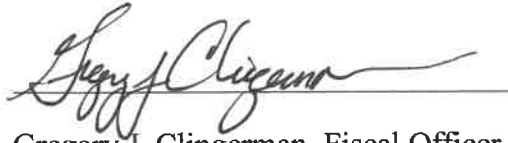
**Whereas,** Miami Township desires to submit an application seeking grant funds from the HSIP Program administered by the Ohio Department of Transportation to enhance roadway safety along Kingsridge Drive; and

**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 Board of Trustees of Miami Township, Montgomery County, Ohio, hereby authorizes and directs the Township Administrator, to execute and deliver for and on behalf of the Township an HSIP Application substantially in the form presently on file with the Township, with such changes thereto as may be approved by the Township official executing the HSIP Application, the execution of which shall be prima facie evidence of such Township official’s approval of the form of such Application.

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

Attested:

A handwritten signature in cursive script, reading "Gregory J. Clingerman", is written over a horizontal line.

Gregory J. Clingerman, Fiscal Officer

Passed: February 21, 2023

## RESOLUTION #028-2023


### RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO EXECUTE THE NECESSARY DOCUMENTS TO PURCHASE REPLACEMENT VEHICLES USING AMERICAN RESCUE PLAN FUNDING FOR THE ROAD DEPARTMENT.

- Whereas,** the Road Department has three (3) Sterling Plow Trucks that have reached the end of their useful life and have been scheduled for replacement; and
- Whereas,** the Board of Trustees on May 5, 2022, approved Resolution #042-2022 authorizing the appropriation and expenditure of American Rescue Plan (ARP) Funds from Fund #216; and
- Whereas,** the Board of Trustees also elected, as part of Resolution #042-2022, to use the standard allowance and its presumption of revenue loss to fund government services in accordance with established Treasury guidelines; and
- Whereas,** the purchase of snow removal equipment, including truck chassis, is a permissible government services expenditure for Miami Township; and
- Whereas,** the truck chassis will be purchased for the Road Department through an Ohio Department of Transportation (ODOT) state purchasing contract (#023-23) which is consistent with expectations for ARP expenditures; and
- Whereas,** the Public Works Director recommends purchasing of three (3) Western Star 47X trucks from FYDA Freightliner Cincinnati, Inc, an approved ODOT contract vendor; and
- Whereas,** the additional snow removal/upfit equipment will be purchased separately later this fiscal year; 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 documents to purchase the replacement trucks for the Road Department, using American Rescue Plan funding, from Fyda Freightliner Cincinnati, Inc at 1 Freightliner Drive, Cincinnati, OH 45241 for a price not to exceed \$340,000.

**RESOLUTION #028-2023**

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: March 7, 2023

**RESOLUTION #029-2023**

**RESOLUTION TO APPROVE AMENDMENTS TO THE  
APPROPRIATION OF FUNDS FOR 2023**

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

**Whereas,** the Board of Trustees on May 5, 2022, approved Resolution #042-2022 authorizing the appropriation and expenditure of American Rescue Plan (ARP) Funds from Fund #216; and

**Whereas,** the Board of Trustees also elected, as part of Resolution #042-2022, to use the standard allowance and its presumption of revenue loss to fund government services in accordance with established Treasury guidelines; and

**Whereas,** Miami Township has identified additional expenditures that were not included in the original appropriations for 2023; and

**Whereas,** it is necessary to amend the appropriation 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.

**Therefore, Be It Resolved,** the Miami Township Board of Trustees approves an additional \$340,000 to the Other (non-Personnel) Expenses appropriation for the American Rescue Plan Fund, (Fund #216) and authorizes the Finance Director to communicate the amended appropriation to the Montgomery County Auditor.

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer

Passed: March 7, 2023

**RESOLUTION #030-2023**


**RESOLUTION TO APPROVE AMENDMENTS TO THE  
APPROPRIATION OF FUNDS FOR 2023**

- Whereas,** the annual appropriations for 2023 provide for expenditures during the fiscal year ending December 31, 2023; and
- Whereas,** the original appropriation approved by the Trustees in December 2022 did not contain any provision for replacement police vehicles; and
- Whereas,** the Police Department needs to replace three older police vehicles presently being used for patrol duties and prisoner transports; and
- Whereas,** the Federal Forfeiture Fund account has a balance of \$374,177 ; and
- Whereas,** The Township has obtained State bid pricing information for the three (3) 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 appropriates \$215,000.00 to the Other (non-Personnel) Expenses appropriation for the Federal Forfeitures Fund (#225); and authorizes the Finance Director to update the County Auditor as required.

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

Attested:

  
\_\_\_\_\_  
Greg Clingerman, Fiscal Officer  
Passed: March 21, 2023

**RESOLUTION #031-2023**

**RESOLUTION FOR THE PURCHASE OF  
THREE (3) FORD INTERCEPTOR POLICE VEHICLES**

- Whereas,** the Police Department needs to replace three (3) aging police vehicles presently Being used for patrol duties and prisoner transports; and
- Whereas,** a request for a quote has been made to purchase three (3) Ford Interceptor police vehicles; and
- Whereas,** Statewide Lincoln Ford in Van Wert participates in state bidding process overseen by the Ohio Department of Administrative Services; and
- Whereas,** Miami Township received a quote from Statewide Ford Lincoln, who quoted the state bid purchase price for these three (3) 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 three (3) Ford Interceptor police vehicles, for a total purchase price of \$179,526.00

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

Attested:



Greg Clingerman, Fiscal Officer  
Passed: March 21, 2023

## RESOLUTION #032-2023

### RESOLUTION TO AUTHORIZE THE EXECUTION AND DELIVERY OF A DEVELOPMENT AGREEMENT BETWEEN MIAMI TOWNSHIP, WASHINGTON TOWNSHIP, NP DWBA LLC, AND PDJ AUSTIN FARM FOR THE WASHINGTON CHURCH ROAD EXTENSION PROJECT

- Whereas,** Miami Township desires to facilitate the development of the Township in areas designated for office and industrial development along the Austin Boulevard corridor near the Dayton Wright Brothers Airport; and
- Whereas,** prior to any development occurring at the southwest corner of Austin Boulevard and Washington Church Road, it is required that Washington Church Road be extended, and the intersection improved to allow four-way signalized access; and
- Whereas,** NP DWBA, LLC, or Northpoint Development, (together with any successors and assigns or other prospective owners of the property, the “Owner”) has acquired or intends to acquire certain real property located in the Township east of the Dayton Wright Brothers Airport; and
- Whereas,** The Owner intends to design and construct the extension of Washington Church Road; and
- Whereas,** a portion of the roadway will be located in Washington Township on lands owned by PDJ Austin Farm; and
- Whereas,** the understanding between Miami Township, Washington Township, the Owner and PDJ Austin Farm shall be set forth in a Development Agreement (the “Development Agreement”) the form of which is on file with the Fiscal Officer; 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

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

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

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

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

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

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

Attested:



Gregory J. Clingerman, Fiscal Officer

Passed: March 21, 2023

**RESOLUTION #033-2023**


**RESOLUTION TO APPROVE REVISED SEXUAL HARASSMENT,  
HARASSEMENT, BULLYING, AND INTIMIDATION PREVENTION  
POLICY**

- Whereas,** Miami Township incorporates an employee policy manual into its culture to assist in the general expectations of employees and to provide employees with knowledge of various programs and policies related to their employment; and
- Whereas,** Federal and state law prohibit discrimination in employment and protect workers from harassment, bullying, and intimidation; and
- Whereas,** Miami Township has worked with legal, risk management, and human resource professionals to update the current policies regarding harassment; and
- Whereas,** Miami Township desires to adopt a more comprehensive policy to better inform staff of the policies regarding harassment, bullying, and intimidation; 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 the attached policy on Sexual Harassment, Harassment, Bullying, and Intimidation Prevention is hereby adopted, effective immediately.

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

Attested:

  
Gregory V. Clingerman, Fiscal Officer  
Passed: March 21, 2023

## RESOLUTION #034-2023

### 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 any vendor (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 any Vendor, which agreement may be executed through the period ending at 11:59 PM on 6/30, 2023, provided a price can be negotiated at or below the fixed rate price of \$0.499/Ccf for a term of 24 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.

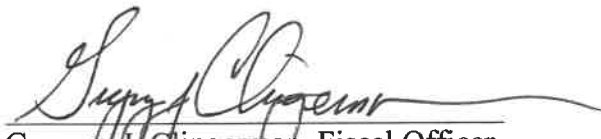
**Section 2** The Board further authorizes the President of the Board of Trustees or Township Administrator to sign on behalf of the Board of Trustees any documents necessary to implement the attached agreement to supply natural gas services to the members of the Program.

**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
John Morris, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: March 21, 2023

## RESOLUTION #035-2023

### RESOLUTION TO AUTHORIZE ELECTRIC 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 electric service deregulation through lower electric rates, which may not otherwise be available to those electric supply 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 electric Governmental Aggregator services within the State of Ohio under Certificate Number: 22-111264E through July 14, 2024; and

**Whereas,** Trebel Energy has entered into negotiations on an Electric Aggregation Agreement with Energy Harbor, LLC (the “Vendor”) to supply electricity to the Electric Aggregation Program (the “Program”) members in the Duke Energy service territory at a fixed rate for the terms generally outlined in the agreement on file with Miami Township to those customers and amending the agreement approved under Resolution #021-2023; 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 First Amendment to Master Agreement To Provide Services To An Aggregated Group with the Vendor, which agreement may be executed through the period ending at 11:59 PM on April 4, 2023, provided a price can be negotiated at or

below the fixed rate price of \$0.0729/KWh for a term of 24 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 electric 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
John Morris, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: March 21, 2023

**RESOLUTION #036-2023**

**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR PHASE 1 WITHIN AREA 3 OF THE AIRPORT PLANNED DEVELOPMENT UNDER ZONING CASE #434-18, FOR LANDS ZONED “PD-5”, PLANNED MIXED-USE DISTRICT**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, March 21, 2023; and

**Whereas,** Zoning Case #434-18 filed by Matt Gaston, Northpoint Development, proposes adoption of a final development plan for a 264,268 square foot industrial building within Area 3 of the Airport Planned Development and for lands zoned “PD-5”, Planned Mixed-Use District; and

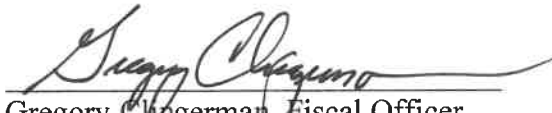
**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**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 a final development plan for Area 3 in the Airport Planned Development under Zoning Case #434-18 and UPHOLDS the Zoning Commission recommendation.

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

Attested:

  
Gregory C. Ungerman, Fiscal Officer  
Passed: March 21, 2023

**RESOLUTION #037-2023**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO ENTER INTO A SERVICE AGREEMENT WITH RUMPKE FOR PORTABLE RESTROOM RENTALS.**

**Whereas,** the Parks Department has a need for portable restrooms at three Township parks; and

**Whereas,** two quotes were obtained for portable restroom rentals from May to October; and

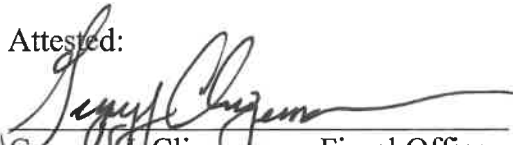
**Whereas,** the Public Works Director recommends entering into a three-year service agreement with Rumpke for portable restroom rentals; and

**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 service agreement with Rumpke for portable restroom rentals at Miami View Park, Crains Run Park, and Waldruhe Park.

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: April 4, 2023

## RESOLUTION #038-2023

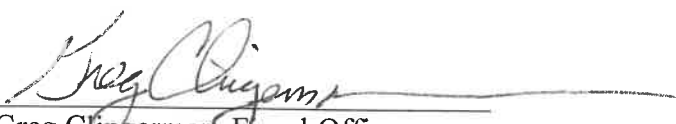
### RESOLUTION TO APPROVE A THREE (3)-YEAR COLLECTIVE BARGAINING AGREEMENT WITH THE MIAMI TOWNSHIP POLICE OFFICER UNION

- Whereas,** the Miami Township Board of Trustees authorized the Township Administrator, the Police Chief, and Legal Counsel to negotiate a collective bargaining agreement for Police Officers with the Miami Township Police Officer Union; and
- Whereas,** said negotiations were conducted in accordance with Ohio Revised Code Section 4117, and said negotiations will promote the health, safety, and welfare of the employees, businesses, and residents of Miami Township; and
- Whereas,** the membership of the Miami Township Police Officer Union ratified the proposed collective bargaining 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.

**Therefore Be It Resolved,** the Miami Township Board of Trustees approves the collective bargaining agreement between Miami Township and the Miami Township Police Officer Union, effective March 1, 2023 through February 28, 2026, with retroactivity to March 1, 2023.

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

Attested:

  
Greg Clingerman, Fiscal Officer

Passed: April 18, 2023

# RESOLUTION #039-2023

## RESOLUTION TO ADJUST PAY SCALE FOR THE ASSISTANT CHIEF OF POLICE POSITION

- Whereas,** the Miami Township Police Department has the position of Assistant Chief of Police in their organizational structure; and
- Whereas,** the Assistant Chief of Police plays an integral role in the daily operation of the police department; and
- Whereas,** the Assistant Chief of Police assumes the responsibilities of the Chief of Police in the Police Chief's absence; and
- Whereas,** in 2023, the Miami Township Police Lieutenants entered into a 3-year contract with the Miami Township Board of Trustees, adjusting pay to maintain market competitiveness and improve retention; and
- Whereas,** a revised pay scale for the Assistant Chief of Police position has been created by the Chief of Police, adjusting this position with respect to the ranges approved under the contract with the Lieutenants 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 Miami Township Board of Trustees hereby directs the Township Administrator to take the necessary actions to have the Pay Schedule reflect the attached salary range for the Assistant Chief of Police position effective immediately.

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

Attested:



Greg Clingerman, Fiscal Officer

Passed: April 18, 2023

**RESOLUTION #040-2023**

**RESOLUTION TO INCREASE THE AUTHORIZED  
COMPLEMENT OF PLANNERS**

**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 increase the complement of personnel authorized to serve in the full-time exempt Planner position in the Community Development Department; 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 an increase of one (1) full-time exempt Planner position to a total of two (2) authorized Planner positions within the Community Development Department, and directs staff to take the necessary actions to fill the position, effective immediately.

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

Attested:

  
Greg Clingerman, Fiscal Officer  
Passed: April 18, 2023

**RESOLUTION #041-2023**


**RESOLUTION TO CREATE A SENIOR PLANNER 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 Senior Planner position in the Community Development Department; and
- Whereas,** a job description and accompanying pay scale 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 Senior Planner position within the Community Development Department and directs staff to take the necessary actions to fill the position, effective immediately.

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

Attested:

  
Greg Clingerman, Fiscal Officer  
Passed: April 18, 2023

## RESOLUTION #042-2023

### RESOLUTION TO AUTHORIZE THE ACCEPTANCE AND DISTRIBUTION OF AN OHIO DEPARTMENT OF PUBLIC SAFETY OFFICE OF CRIMINAL JUSTICE SERVICES AMERICAN RESCUE PLAN ACT LAW ENFORCEMENT VIOLENCE REDUCTION AND STAFFING PROGRAM GRANT

**Whereas,** Maimi Township desires to retain professional law enforcement officers and recognizes the additional burdens placed on law enforcement officers during the National Emergency for the COVID-19 pandemic (the “National Emergency”); and

**Whereas,** the Miami Township Police Department was awarded a grant from the Ohio Department of Public Safety Office of Criminal Justice Services, ARPA Law Enforcement Violence Reduction and Staffing Program which was to be used to make retention payment to all current police officers equal to 10% of the sworn employees’ 2022 annual contracted guaranteed base salaries, and inclusive of the employers required share of any payroll liabilities except as determined by the grant guidelines (the “State Police Grant”); and

**Whereas,** Maimi Township recognizes this is a challenging time for the recruitment and retention of law enforcement personnel and programs like the State Police Grant provide communities with a unique opportunity to support our existing law enforcement officers; and

**Whereas,** the funding provided by the State Police Grant will support those officers who joined or remained on staff during the National Emergency through December 31, 2022 and remain employed as of the payment date in June 2023; and

**Whereas,** the Board of Trustees hereby accepts the funds from the State Police Grant and authorizes the payment of retention bonuses to all eligible police department employees as proposed by staff and consistent with the formula provided for by the State Police Grant; and

**Whereas,** the retention payments shall be paid to all eligible Miami Township Police Department officers as proposed to and approved by the Ohio Department of Public Safety Office of Criminal Justice 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

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Trustees of Miami Township, Montgomery County, Ohio, hereby authorizes as follows:

**Section 1.** Grant Acceptance. The Board authorizes the Township Administrator to sign the necessary documents to accept the funds from the Ohio Department of Public

## RESOLUTION #042-2023

Safety Office of Criminal Justice Services, ARPA Law Enforcement Violence Reduction and Staffing Program and authorizes the payment of retention bonuses to all eligible police department employees consistent with the formula provided for by the State Police Grant.


**Section 2.** Authorization for Payment to Eligible Employees. The Board of Trustees authorizes and directs the Fiscal Officer to make the retention payments in June 2023 to all eligible employees employed by the Miami Township Police Department as of December 31, 2022 and remained employed with the MTPD through the payment date.

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

**Section 4.** Effective Date. This Resolution shall take effect at the earliest period allowed by law.

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

Attested:

  
Gregory W. Clingerman, Fiscal Officer  
Passed: April 18, 2023

## **RESOLUTION #043-2023**

### **RESOLUTION TO ADJUST CONVERSION OF SICK LEAVE FOR THE ASSISTANT CHIEF OF POLICE POSITION**

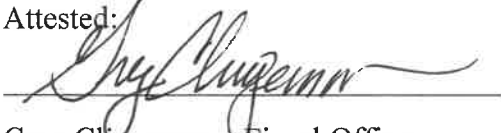
- Whereas,** the Miami Township Police Department has the position of Assistant Chief of Police in their organizational structure; and
- Whereas,** the Assistant Chief of Police plays an integral role in the daily operation of the police department; and
- Whereas,** the position of Assistant Chief of Police may be filled by an internal candidate currently under the collective bargaining agreement; and
- Whereas,** it is the desire of the Board to encourage internal candidates to seek promotion to the role of Assistant Chief of Police; and
- Whereas,** adjustment of the conversion ratio upon retirement for sick leave to transition staff taking a position outside of the collective bargaining agreement will assist in the retention of police officers; 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 hereby authorizes the following:

- Section 1** Adjustment of the sick leave conversion upon retirement ratio for the Assistant Chief of Police position, retaining for any internal candidate the existing ratio and wage rate under the applicable collective bargaining agreement existing at the time of adoption of this resolution for hours earned up to the candidate's appointment as Assistant Chief of Police. Hours earned following appointment as Assistant Chief of Police will follow the then current sick leave conversion ratio as listed within the Miami Township policies for non-union staff. Hours utilized prior to retirement shall follow a first in first out standard.
- Section 2** Adoption of policies within the Miami Township Employee Manual regarding sick leave conversion for staff transitioning from union to non-union positions shall supersede this resolution and apply to employees promoted after the date of adoption of the revised policy.
- Section 3** This Resolution shall be effective immediately.

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

Attested:



Greg Clingerman, Fiscal Officer

Passed: May 3, 2023

**RESOLUTION #044-2023**

**RESOLUTION TO REAPPOINT TOWNSHIP REPRESENTATIVE  
TO THE HILLGROVE UNION CEMETERY BOARD OF TRUSTEES**

**Whereas,** the Miami Township Board of Trustees and the City Council for the City of Miamisburg have formed the Hillgrove Union Cemetery; and


**Whereas,** Donald R. Culp's term on the Hillgrove Union Cemetery Board of Trustees expires on May 31, 2023; and

**Whereas,** Donald R. Culp has expressed a desire to continue to serve on the Hillgrove Union Cemetery Board of Trustees; and

**Therefore, Be It Resolved,** the Miami Township Board of Trustees reappoints Donald R. Culp to serve on the Hillgrove Union Cemetery Board of Trustees for a term of three (3) years ending on May 31, 2026.

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

Attested:

  
\_\_\_\_\_  
Gregory Clingerman, Fiscal Officer  
Passed: May 03, 2023

# RESOLUTION #045-2023

## RESOLUTION TO AUTHORIZE A DONATION AGREEMENT

- Whereas,** Miami Township operates a public park along the Great Miami River named Crains Run Park; and
- Whereas,** an individual has requested to donate a bench for placement at Crains Run Park; and
- Whereas,** the Board of Trustees has reviewed the purpose and nature of the donation request and may accept said request under the provisions of Ohio Revised Code Section 505.10(A); and
- Whereas,** the Board of Trustees finds that the donation will be of public value and in the interest of furthering the public use and enjoyment of Crains Run Park; and
- Whereas,** the Board of Trustees has reviewed a Donation 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.

**Therefore Be It Resolved,** the Miami Township Board of Trustees hereby authorizes the Township Administrator to execute the Donation Agreement for Crains Run Park, substantially in the form on file with the Township, with such changes as the Township Administrator and Law Director find are in the best interest of Miami Township for the purpose of installing a park bench and memorial plaque, effective immediately.

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

Attested:



Greg Clingerman, Fiscal Officer

Passed: May 3, 2023

**RESOLUTION # 046-2023**

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

**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 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 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
John Morris, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:

  
Gregory A. Clingerman, Fiscal Officer  
Passed: May 3, 2023

**RESOLUTION #047-2023**

**RESOLUTION TO APPROVE AN AMENDED APPROPRIATION OF FUNDS FOR 2023 FOR THE KINGSRIDGE TIF FUND (#253)**

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

**Whereas,** Miami Township has identified additional expenditures that was not included in the original appropriations for 2023; and

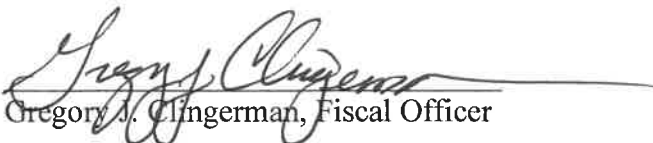
**Whereas,** it is necessary to amend the appropriation of funds for Miami Township; and

**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.

**Therefore, Be It Resolved,** the Miami Township Board of Trustees approves an additional \$5,000 to the Other (non-Personnel) Expenses appropriation for the Kingsridge TIF Fund, (Fund #253) and authorizes the Finance Director to communicate the amended appropriation to the Montgomery County Auditor.

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: May 3, 2023

# RESOLUTION #048-2023

## 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., Vice President				✓
John Morris, Trustee President	✓			
Donald Culp, Trustee	✓			

Attested:



Gregory J. Clingerman, Fiscal Officer

Passed: May 16, 2023

# RESOLUTION #049-2023

## 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 Vice-President				✓
John Morris, Trustee President	✓			
Donald Culp, Trustee	✓			

Attested:



Gregory J. Clingerman, Fiscal Officer

Passed: May 16, 2023

**RESOLUTION #050-2023**


**RESOLUTION TO CREATE A PLANNING INTERN 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) seasonal, non-exempt Planning Intern position in the Community Development Department; and
- Whereas,** a job description and accompanying pay scale 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) seasonal, non-exempt Planning Intern position within the Community Development Department and directs staff to take the necessary actions to fill the position, effective immediately.

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

Attested:

  
\_\_\_\_\_  
Greg Cingerman, Fiscal Officer  
Passed: May 16, 2023

**RESOLUTION #051-2023**

**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, 2023; and

**Whereas,** the following table shows monthly premium cost by coverage type for the three proposed plan options for the July 1, 2023 through June 30, 2024 plan year:

	Choice Plus HSA CX8T Rx-C24 (Embedded Plan)	Choice Plus HSA CYMV Rx-C24 (Non-Embedded Plan)	Primary Advantage CYMX (PPO Embedded Plan)
Employee	\$500.31	\$520.83	\$590.89
Employee/ Spouse	\$1,453.33	\$1,512.95	\$1,716.46
Employee/ Child(ren)	\$820.18	\$853.83	\$968.68
Family	\$1,527.31	\$1,589.95	\$1,803.82

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

**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, 2023, through June 30, 2024, plan year.

SIGNATURE PAGE FOR RESOLUTION #051-2023 ONLY

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

Attested:

  
Gregory J. Klingerman, Fiscal Officer

Passed: May 16, 2023

# RESOLUTION #052-2023

## 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
John Morris, Trustee, President	✓			
Terry W. Posey Jr., Trustee Vice-President				✓
Donald Culp, Trustee	✓			

Attested:



Gregory Clingerman, Fiscal Officer

Passed: June 06, 2023

**RESOLUTION #053-2023**

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

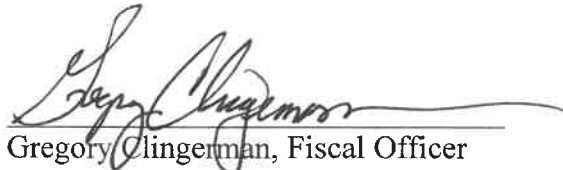
- Whereas,** the Miami Township Board of Trustees has agreed to fund HSA Employer Contributions for eligible employees and elected officials who participate in the Township's high deductible healthcare plan for the plan year of July 1, 2023 through June 30, 2024; and
- Whereas,** the Board of Trustees has agreed to a maximum HSA Employer Contribution of \$2,000 for the Employee Only Plan Level and \$4,000 for either the Employee Plus Spouse, the Employee Plus Child(ren), or the Employee Plus Family plan; 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 HSA Employer Contribution based upon the healthcare plan selected. That amount will be \$166.67 per remaining month for the Employee Only Plan Level and \$333.33 per remaining month for either the Employee Plus Spouse, the Employee Plus Child(ren), or the Employee Plus Family plan; 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 adjusted accordingly; and
- Whereas,** the HSA Employer Contributions will be deposited with the plan administrator during the month following the closing of the open enrollment month to ensure accurate and timely posting to eligible employees' Health Savings Accounts; and
- Whereas,** the HSA Employer 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 Employer Contributions as outlined above and directs the Finance Department to proceed as necessary to ensure the HSA Employer Contributions are addressed appropriately.

RESOLUTION #053-2023

SIGNATURE PAGE ONLY

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

Attested:



Gregory Clinger, Fiscal Officer

Passed: June 06, 2023

## RESOLUTION #054-2023

### RESOLUTION TO AUTHORIZE AN AGREEMENT FOR THE SAFETY TOWN PROJECT

**WHEREAS,** Safety Town is a safety education program to teach traffic safety and other safety awareness programs to children in a fun interactive environment; and

**WHEREAS,** The Township acquired a safety town village, comprised of 14 structures, from the Life Enrichment Center as a gifted donation; and

**WHEREAS,** The Township and the Miamisburg City School District, the (“District”) desire to jointly establish and operate a safety town village to be located at Jane Chance Elementary School; 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

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

**Section 1.** Determinations of the Board. This Board hereby finds and determines that it is in the best interest of Miami Township to execute and deliver the Agreement for Establishment and Maintenance of Safety Town, the (“Agreement”).

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

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

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

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

Attested:



Gregory J. Clingerman, Fiscal Officer

Passed: June 20, 2023

**RESOLUTION #055-2023**

**RESOLUTION TO RETITLE A COMPLIANCE COORDINATOR POSITION TO HUMAN RESOURCES COORDINATOR AND ESTABLISH A PAY RANGE**

**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 retitle the position of Compliance Coordinator to Human Resources Coordinator in the Administration Department to better reflect the assigned duties of the position; and

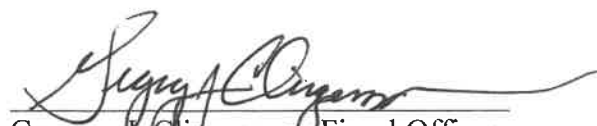
**Whereas,** the job description for the position has been revised by the Township Administrator and the Township’s human resources advisor, and the pay range of \$22.90/hour to \$30.60/hour has been identified by the Finance Director; and

**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 retitling of the Compliance Coordinator position to Human Resources Coordinator and subsequent change of title for the staff member currently filling the Compliance Coordinator position, with a wage rate to be established by the Township Administrator within the proposed pay range noted above. This resolution shall be effective immediately.

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

Attested:

  
 Gregory J. Clingerman, Fiscal Officer  
 Passed: June 20, 2023

**RESOLUTION #056-2023**

**RESOLUTION TO AUTHORIZE A SALARY INCREASE FOR  
THE POLICE CHIEF**

**WHEREAS,** Charlie Stieglmeyer has successfully completed four years of service as the Police Chief; and

**WHEREAS,** a performance and compensation review has been conducted and the Township Administrator is recommending an increase in salary; 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

**NOW, THEREFORE, BE IT RESOLVED,** that the Miami Township Board of Trustees authorizes a salary increase for Charlie Stieglmeyer to an annual rate of pay of \$123,208.02, effective May 14, 2023. This resolution shall take effect immediately.

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

Attested:



Gregory J. Clingerman, Fiscal Officer

Passed: June 20, 2023

**RESOLUTION #057- 2023**

**RESOLUTION TO APPROVE AMENDMENTS TO THE  
APPROPRIATION OF FUNDS FOR 2023**

- Whereas,** the annual appropriations for 2023 are to provide for expenditures during the fiscal year ending December 31, 2023; and
- Whereas,** the Township and Police department are experiencing higher than expected legal expenses related to various on-going litigation; and
- Whereas,** the Township incurred unexpected expenses related to the acceptance and expenditure of federal funds, specifically CARES Act in fiscal year 2022; and
- Whereas,** the Township has an opportunity to invest federal resources to migrate the accounting system to the cloud and improve operational resiliency and reduce exposure to long-term information technology infrastructure needs; 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:

- Section 1: an increase of \$50,000 to the Other (non-Personnel) Expenses appropriation for the General Fund, Administration Department (Fund #101),
- Section 2: an increase of \$38,000 to the Other (non-Personnel) Expenses appropriation for the American Rescue Plan – ARP Fund (#216).
- Section 3: an increase of \$35,000 to the Other (non-Personnel) Expenses appropriation for the Federal Law Enforcement (Forfeitures) Fund (#225),
- Section 4: an increase of \$30,000 to the Other (non-Personnel) Expenses appropriation for the State Law Enforcement (Forfeitures) Fund (#226),

**RESOLUTION #057- 2023**

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

Attested:

  
Gregory A. Clingerman, Fiscal Officer  
Passed: June 20, 2023

**RESOLUTION # 058-2023**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO ENTER INTO A JOINT CONSTRUCTION AGREEMENT WITH WASHINGTON TOWNSHIP, FOR PAVEMENT MARKING OF MIAMI TOWNSHIP STREETS**

- Whereas,** Washington Township, with the cooperation of Harrison Township, Butler Township, and Miami Township, desires to undertake a pavement marking program in 2023; and
- Whereas,** it is the desire of all four (4) Townships that this pavement marking program be undertaken in a coordinated manner to reduce over-all construction costs; and
- Whereas,** Washington Township shall be designated as the lead agency to solicit bids for this pavement marking program and associated work in accordance with approved plans and specifications, and said solicitation to be made in accordance with applicable law; and
- Whereas,** Miami Township is responsible for actual construction costs for work completed within own Township boundaries based on contract unit prices, as-built quantities, and construction changes approved 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,** that the agreement hereto between the Townships and Miami Township for a pavement marking program 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
John Morris, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President				✓
Donald Culp, Trustee	✓			

Attested:  
  
 \_\_\_\_\_  
 Gregory W. Clingerman, Fiscal Officer  
 Passed: July 5, 2023

**RESOLUTION # 059-2023**

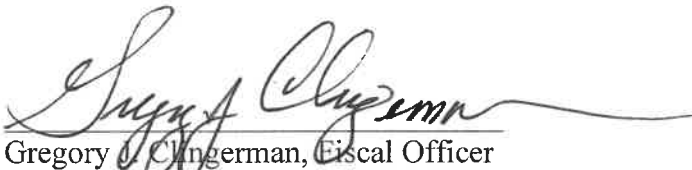
**RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR  
CHIPOTLE WITHIN THE MEIJER PLANNED DEVELOPMENT  
UNDER ZONING CASE #457-22 FOR LANDS ZONED “SP-PUD”,  
SPECIAL PURPOSE PLANNED UNIT DEVELOPMENT DISTRICT**

- Whereas,** the Miami Township Board of Trustees met in a regular session on Wednesday, July 5, 2023; and
- Whereas,** Zoning Case #457-22 filed by Paige Weidner, CESO, proposes adoption of a final development plan for Chipotle 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 ADOPTS a final development plan for Chipotle under Zoning Case #457-22 and UPHOLDS the Zoning Commission recommendation.

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

Attested:



Gregory Clingerman, Fiscal Officer

Passed: July 5, 2023

## RESOLUTION #060-2023

### RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO EXECUTE THE NECESSARY DOCUMENTS TO PURCHASE UPFIT EQUIPMENT USING AMERICAN RESCUE PLAN FUNDING FOR THE ROAD DEPARTMENT

- Whereas,** the Road Department purchased (3) Western Star Trucks using American Rescue Plan (ARP) Funds in March, and upfit equipment needs to be purchased and installed; and
- Whereas,** the upfit equipment consists of snow plows, stainless steel beds, salt spreaders, hydraulic equipment, lighting, electrical components, and materials associated with the install of said equipment; and
- Whereas,** the Board of Trustees on May 5, 2022, approved Resolution #042-2022 authorizing the appropriation and expenditure of American Rescue Plan (ARP) Funds from Fund #216; and
- Whereas,** the Board of Trustees also elected, as part of Resolution #042-2022, to use the standard allowance and its presumption of revenue loss to fund government services in accordance with established Treasury guidelines; and
- Whereas,** the purchase of snow removal equipment, is a permissible government services expenditure for Miami Township; and
- Whereas,** the upfit equipment will be purchased for the Road Department through a government cooperative purchasing program (Sourcewell) which is consistent with expectations for ARP expenditures; and
- Whereas,** the Public Works Director recommends purchasing upfit equipment for three (3) Western Star trucks from Henderson Products, Inc, an approved Sourcewell contract vendor; 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 documents to purchase the upfit equipment for the Road Department, using American Rescue Plan funding, from Henderson Products, Inc at 2177 State Route 19, Bucyrus, OH 44820 for a price not to exceed \$401,000.

## RESOLUTION #060-2023

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

Attested:

  
Gregory J. Zingerman, Fiscal Officer  
Passed: July 5, 2023

**RESOLUTION #061-2023**

**RESOLUTION TO APPROVE AMENDMENTS TO THE  
APPROPRIATION OF FUNDS FOR 2023**

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

**Whereas,** the Board of Trustees on May 5, 2022, approved Resolution #042-2022 authorizing the appropriation and expenditure of American Rescue Plan (ARP) Funds from Fund #216; and

**Whereas,** the Board of Trustees also elected, as part of Resolution #042-2022, to use the standard allowance and its presumption of revenue loss to fund government services in accordance with established Treasury guidelines; and

**Whereas,** Miami Township has identified additional expenditures that were not included in the original appropriations for 2023; and


**Whereas,** it is necessary to amend the appropriation 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.

**Therefore, Be It Resolved,** the Miami Township Board of Trustees approves an additional \$401,000 to the Other (non-Personnel) Expenses appropriation for the American Rescue Plan Fund, (Fund #216) and authorizes the Finance Director to communicate the amended appropriation to the Montgomery County Auditor.

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

Attested:

  
Gregory W. Angerman, Fiscal Officer  
Passed: July 5, 2023

**RESOLUTION #062-2023**

**RESOLUTION TO AUTHORIZE A SALARY INCREASE FOR  
THE COMMUNITY DEVELOPMENT DIRECTOR**

**WHEREAS,** Alex Carlson has successfully completed one year of service as the Community Development Director; and

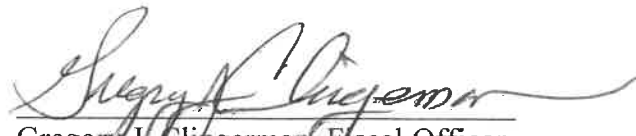
**WHEREAS,** a performance and compensation review has been conducted and the Township Administrator is recommending an increase in salary; and

**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

**NOW, THEREFORE, BE IT RESOLVED,** that the Miami Township Board of Trustees authorizes a salary increase for Alex Carlson to an annual rate of pay of \$99,300.24, effective June 8, 2023. This resolution shall take effect immediately.

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: July 18, 2023

**RESOLUTION #063-2023**

**RESOLUTION TO AUTHORIZE A SALARY INCREASE FOR  
THE PUBLIC WORKS DIRECTOR**

**WHEREAS,** John Schweickart has successfully completed one year of service as the Public Works Director; and

**WHEREAS,** a performance and compensation review has been conducted and the Township Administrator is recommending an increase in salary; 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

**NOW, THEREFORE, BE IT RESOLVED,** that the Miami Township Board of Trustees authorizes a salary increase for John Schweickart to an annual rate of pay of \$99,300.24, effective June 8, 2023. This resolution shall take effect immediately.

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: July 18, 2023

## RESOLUTION #064-2023

### RESOLUTION TO APPROVE AND AUTHORIZE THE EXECUTION AND DELIVERY OF AN ENGAGEMENT LETTER WITH FROST BROWN TODD, LLC TO PROVIDE LEGAL SERVICES

**Whereas,** Miami Township (Montgomery County), Ohio (the “Township”) requires the services of nationally recognized counsel from time to time in connection with the issuance of obligations, economic development activities, labor and employment issues, insurance coverage issues, and general township law issues; and

**Whereas,** Frost Brown Todd, LLC is a nationally recognized full-service law firm with extensive experience providing legal services desired by the Township; and

**Whereas,** this Board desires to retain Frost Brown Todd, LLC to provide legal services for labor and employment, insurance coverage issues, bond counsel and general township law issues; 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 Township Trustees of Miami Township (Montgomery County), Ohio:

Section 1. It is in the best interests of the Township to retain Frost Brown Todd, LLC to provide legal services in connection with the terms and conditions set forth in the engagement letter now on file with this Board.

Section 2. The engagement letter now on file with this Board is approved and the Township Administrator is authorized to sign and deliver, in the name and on behalf of the Township, the acceptance of that engagement letter substantially in the form now on file with this Board with such changes that are not materially adverse to the interests of the Township and are approved by the Township Administrator. The signing and delivery of the acceptance of the engagement letter by the Township Administrator shall be conclusive evidence that any changes therein are not materially adverse to the Township and have been approved by the Township Administrator.

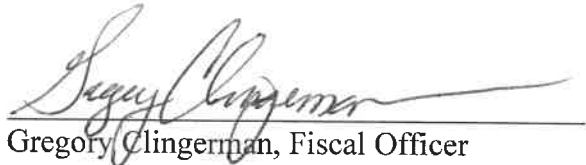
Section 3. All formal actions of this Board concerning and relating to the adoption of this resolution, and all deliberations of this Board or any committees that resulted in those formal actions, were taken in meetings open to the public in compliance with the law.

Section 4. This resolution shall be in full force and effect immediately upon its adoption.

**SIGNATURE PAGE FOR 064-2023**

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

Attested:



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Gregory Clingerman, Fiscal Officer  
Passed: July 18, 2023

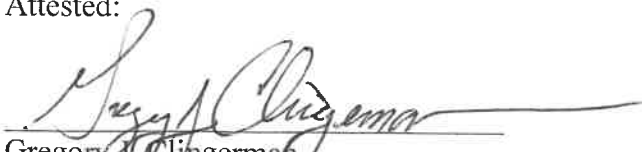
**RESOLUTION #065-2023**

**RESOLUTION TO APPOINT AUSTIN CENTER  
JOINT ECONOMIC DEVELOPMENT DISTRICT BOARD MEMBER**

- Whereas,** the Miami Township Board of Trustees approved a Joint Economic Development District (JEDD) with Resolution #100-2009; and
- Whereas,** under the approved contract the Miami Township Board of Trustees is responsible for appointing members to the Austin Center Joint Economic Development District; and
- Whereas,** Chris Snyder was appointed on November 14, 2017, to represent the township on the Austin Center JEDD Board pursuant to ORC Section 715.72 (P)(1)(b) and has served two consecutive terms which will expire on August 31, 2023; and
- Whereas,** it is the recommendation of the Township Administrator to appoint Alex Carlson to represent the township on the Austin Center JEDD Board and fill Chris Snyder's expired 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 Alex Carlson to represent the township on the Austin Center JEDD Board, as required by contract, effective September 1, 2023.

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

Attested:

  
Gregory J. Clingerman  
Passed: August 23, 2023

**RESOLUTION #066-2023**

**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 has a list of articles 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 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 as surplus property to be disposed of or sold and removed from the respective department's inventory.

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: August 23, 2023

**RESOLUTION #067-2023**

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

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

**Whereas,** Jake Fryman currently serves on the Board of Zoning Appeals; and

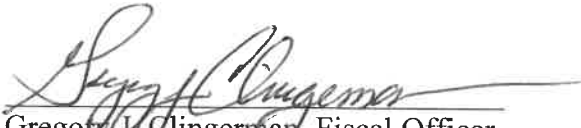
**Whereas,** Mr. Fryman has expressed a desire to serve on the Zoning Commission, and has submitted a letter of intent to resign from his position on the Board of Zoning Appeals as of August 23, 2023; and

**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 Jake Fryman's letter of resignation from the Board and Zoning Appeals and appoints Mr. Fryman as a Zoning Commission alternate member for the remainder of a one (1) year term ending on December 31, 2023.

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

Attested:

  
Gregory W. Clinger, Fiscal Officer  
Passed: August 23, 2023

**RESOLUTION #068-2023**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO EXECUTE AN AGREEMENT WITH THE SHARED RESOURCE  
CENTER TO PROVIDE TEMPORARY STAFFING**

**Whereas,** the Miami Township Board of Trustees has a need for temporary, supplemental staffing through the end of 2023; and

**Whereas,** the Shared Resource Center provides supplemental workforce resources specialized in government accounting, accounts payable, and payroll services.

**Whereas,** the annual appropriations for 2023 provide for anticipated expenditures during the fiscal year ending December 31, 2023;

**Whereas,** when the appropriations budget for 2023 was prepared, the engagement of an employment service was not anticipated in Other Expenses appropriation for the General Fund;

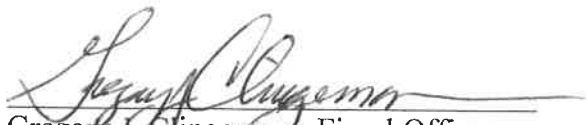
**Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

**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 Finance department for an amount not to exceed \$21,000; and

**Be It Further Resolved** that the Miami Township Board of Trustees approves a \$21,000 increase to the Other Expenses appropriation for the General Fund, Administration Department (Fund #101).

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

Attested:

  
Gregory J. Clingeman, Fiscal Officer  
Passed: August 23, 2023

**RESOLUTION #069-2023**

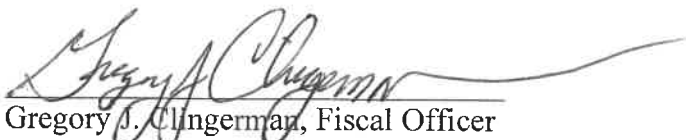
**RESOLUTION TO APPROVE AN AMENDED APPROPRIATION OF ROAD & BRIDGE FUNDS FOR 2023**

- Whereas,** the Fleet Department is responsible for maintaining all township owned vehicles and equipment; and
- Whereas,** the Road Department vehicles accrued a higher than expected maintenance program in 2023; and
- Whereas,** it has been determined that the purchase of additional repair parts will be needed to sufficiently maintain Road Department vehicles for the remainder of the year; 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 upon its first reading.

**Therefore, Be It Resolved,** the Miami Township Board of Trustees approves an additional appropriation of \$25,000 to Other Non-Personnel Expenses in the Road & Bridge Fund (Fund #204).

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: August 23, 2023

**RESOLUTION #070-2023**

**RESOLUTION TO PURCHASE ROCK SALT FOR THE 2023-2024  
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 2023/2024; and

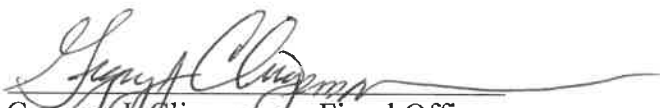
**Whereas,** Miami Township received a total of two (2) bids and a low bid from American Rock Salt Co. LLC, at a reserve of 3,000 tons of rock salt; and

**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.

**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 \$91.22 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
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:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: August 23, 2023

## RESOLUTION #071-2023

### RESOLUTION TO AMEND AN APPROPRIATION OF FUNDS FOR 2023

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

**Whereas,** in August 2023, the police chief was notified funds allocated for vehicle supplies needed to be increased; and


**Whereas,** to ensure the prompt payment for vehicle repairs and supplies for the police department, an amended appropriation is necessary; 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 an amended appropriation, specifically a \$30,000.00 increase to the Vehicle Supplies Fund in the Police Department Fund (#209-4412-5433) and authorizes the Finance Director to notify the Montgomery County Auditor of the amended appropriation as required.

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

Attested:

  
\_\_\_\_\_  
Greg Clingerman, Fiscal Officer  
Passed: September 5, 2023

**RESOLUTION # 072-2023**

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

**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 and Administration have 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 by 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 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
John Morris, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President				✓
Donald Culp, Trustee	✓			

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: September 5, 2023

**RESOLUTION # 073-2023**

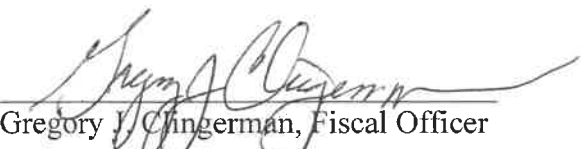
**RESOLUTION TO ADOPT A TEXT AMENDMENT TO THE MIAMI TOWNSHIP ZONING RESOLUTION**

- Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, September 5, 2023; and
- Whereas,** Zoning Case 459-23, filed by the Miami Township Zoning Commission, proposes amendment to Article 19 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 APPROVES the Text Amendment to the Miami Township Zoning Resolution under Zoning Case 459-23 and UPHOLDS the Zoning Commission recommendation.

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

Attested:

  
Gregory J. Chingerman, Fiscal Officer  
Passed: September 5, 2023

**RESOLUTION # 074-2023**

**RESOLUTION TO ADOPT A ZONING MAP AMENDMENT FROM THE “I-1” INDUSTRIAL DISTRICT AND “PD-3” PLANNED BUSINESS DISTRICT TO THE “SP-PUD” SPECIAL PURPOSE PLANNED UNIT DEVELOPMENT DISTRICT UNDER ZONING CASE 458-23**

**Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, September 5, 2023; and

**Whereas,** Zoning Case 458-23, filed by John Roll, proposes a rezoning from the “I-1” Industrial District and the “PD-3” Planned 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 and Exhibit B – Preliminary Plan under Zoning Case 458-23 and UPHOLDS the Zoning Commission recommendation.

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: September 5, 2023

## RESOLUTION #075-2023

### RESOLUTION TO APPROVE AN AMENDMENT TO AN AGREEMENT

**Whereas,** the Miami Township Board of Trustees desires to approve an amendment to the collective bargaining agreement between Miami Township and the Ohio Patrolmen's Benevolent Association to adjust the wage rates and revise language in Articles 18 and 23, as 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.

**Therefore, Be It Resolved,** the Miami Township Board of Trustees approves the amendment to the collective bargaining agreement between Miami Township and the Ohio Patrolmen's Benevolent Association, effective immediately.

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

Attested:



Greg Clingerman, Fiscal Officer

Passed: September 5, 2023

**RESOLUTION #076-2023**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO ENGAGE A CONSULTANT**

**Whereas,** the Board of Trustees deems it necessary and advisable to engage Douglas Duckett for coaching, training, and counseling 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;** the Miami Township Board of Trustees authorizes the Township Administrator to make all necessary arrangements to engage Douglas Duckett, of Duckett Law Firm, LLC, for coaching, training, and counseling services. This resolution is effective immediately upon signing.

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

Attested:

  
\_\_\_\_\_  
Greg Clingerman, Fiscal Officer

Passed: September 5, 2023

**RESOLUTION #077-2023**

**RESOLUTION TO SELL PROPERTY TO A RETIRING EMPLOYEE**

**Whereas,** Officer Dan Wessling is retiring his commission as a Police Officer at the end of business on October 7, 2023; 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

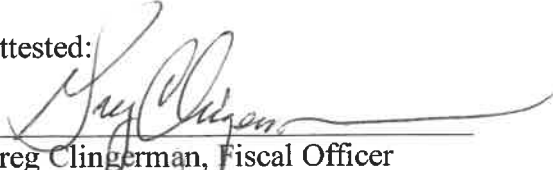
**Whereas,** Officer Wessling has requested to purchase his Glock service weapon serial number BEYC 807 for \$1.00; and

**Whereas,** the Board of Trustees has considered Officer Wessling’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.

**Therefore, Be It Resolved,** the Miami Township Board of Trustees authorizes the sale of a Glock service weapon with serial number BEYC 807 to Officer Dan Wessling for the amount of \$1.00 respectfully, and the sale is effective immediately.

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

Attested:   
Greg Clingerman, Fiscal Officer  
Passed: September 19, 2023

**RESOLUTION #078-2023**

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

**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

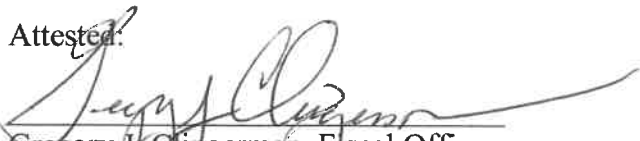
**Whereas,** regulations are being followed in accordance with the Ohio Revised Code; and

**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 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 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
John Morris, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:  
  
Gregory J. Clingerman, Fiscal Officer  
Passed: September 19, 2023

**RESOLUTION # 081-2023**

**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 0133
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:

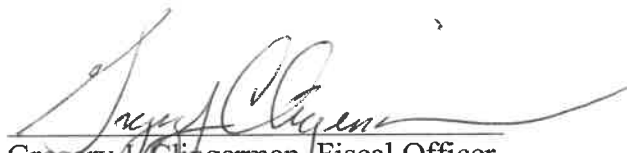
“that in order to pay for the costs and expenses of furnishing and maintaining the street lights for said unincorporated district under said contract, and the proceedings in relation thereof, there is hereby levied and specially assessed on benefit basis, against the following lots and each of them in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

## RESOLUTION # 081-2023

Tax Parcel	Amount	Tax Parcel	Amount
K45 02606 0091	\$ 241.16	K45 02605 0126	\$ 5,837.51
K45 02605 0065	\$ 31,931.05	K45 02605 0127	\$ 4,508.28
K45 02605 0084	\$ 2,245.69	K45 02605 0129	\$ 4,536.35
K45 02605 0090	\$ 10,278.43	K45 02605 0130	\$ 9,131.19
K45 02605 0091	\$ 16,287.30	K45 02605 0131	\$ 1,257.73
K45 02605 0093	\$ 6,406.84	K45 02605 0132	\$ 1,011.32
K45 02605 0094	\$ 8,095.05	K45 02605 0133	\$ 2,389.61
K45 50715 0094	\$ 15,538.04	K45 02605 0134	\$ 2,839.57
K45 02605 0097	\$ 12,124.99	K45 02605 0135	\$ 1,524.23
K45 02605 0101	\$ 23,031.84	K45 02605 0136	\$ 2,436.28
K45 02605 0103	\$ 30,700.55	K45 02605 0137	\$ 780.29
K45 02605 0108	\$ 18,127.66	K45 02605 0138	\$ 761.38
K45 02605 0109	\$ 7,524.53	K45 02605 0140	\$ 1,170.57
K45 02605 0110	\$ 1,543.43	K45 02605 0141	\$ 2,316.04
K45 02605 0111	\$ 1,227.31	K45 02605 0142	\$ 3,321.45
K45 02605 0116	\$ 12,796.26	K45 02605 0144	\$ 3,840.86
K45 02605 0122	\$ 1,463.66	K45 02605 0145	\$ 3,020.98
K45 02605 0125	\$ 6,977.65	K45 02605 0146	\$ 15,746.62
		K45 02605 0147	\$ 2,649.30

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

Attested:

  
 Gregory J. Clingerman, Fiscal Officer  
 Passed: September 19, 2023

## RESOLUTION #082-2023


### RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO EXECUTE AN AGREEMENT WITH BROWNING CHAPMAN FOR CRITERIA ENGINEER SERVICES

- Whereas,** the Board of Trustees desires to make certain repairs to township facilities utilizing the design build process provisions of the Ohio Revised Code; and
- Whereas,** Pursuant to Ohio Revised Code §153.692, Miami Township must obtain the services of a Criteria Architect or Engineer prior to selecting a design build firm; and
- Whereas,** Miami Township advertised a notice for Criteria Architect/Engineer Services Request for Qualifications on June 29, 2023; and
- Whereas,** Four firms submitted their qualifications as criteria architect or engineer; and
- Whereas,** the firm of Browning and Chapman has been selected to provide Criteria Engineer Services for the Miami Township Administration Building Repair Project; and
- Whereas,** the use of American Rescue Plan (ARP) funding for the Miami Township Administration Building Repair Project is consistent with expectations for ARP expenditures; and
- Whereas,** the Board of Trustees on May 5, 2022, approved Resolution #042-2022 authorizing the appropriation and expenditure of American Resue Plan (ARP) Funds; 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 an agreement with Browning Chapman for Criteria Engineer Services, substantially in the form on file with Miami Township with such changes as the Administrator determines are in the best interest of Miami Township.

## SIGNATURE PAGE ONLY FOR RESOLUTION #082-2023

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

Attested:



Gregory J. Clingerman, Fiscal Officer  
Passed: September 19, 2023

## RESOLUTION #083-2023

### RESOLUTION TO APPROVE AMENDMENTS TO THE APPROPRIATION OF FUNDS FOR 2023

- Whereas,** the annual appropriations for 2023 are to provide for expenditures during the fiscal year ending December 31, 2023; and
- Whereas,** the Board of Trustees on May 5, 2022, approved Resolution #042-2022 authorizing the appropriation and expenditure of American Rescue Plan (ARP) Funds from Fund #216; and
- Whereas,** the Board of Trustees also elected, as part of Resolution #042-2022, to use the standard allowance and its presumption of revenue loss to fund government services in accordance with established Treasury guidelines; and
- Whereas,** Miami Township has identified additional expenditures that were not included in the original appropriations for 2023; and
- Whereas,** The Miami Township Board of Trustees has approved Resolution #082-2023 authorizing the engagement of Browning Chapman; and
- Whereas,** it is necessary to amend the appropriation 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.
- Therefore, Be It Resolved,** the Miami Township Board of Trustees approves an additional \$84,500 to the Other (non-Personnel) Expenses appropriation for the American Rescue Plan Fund, (Fund #216) and authorizes the Finance Director to communicate the amended appropriation to the Montgomery County Auditor.

**SIGNATURE PAGE ONLY FOR RESOLUTION #083-2023**

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

Attested:



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Gregory J. Clingerman, Fiscal Officer

Passed: September 19, 2023

**RESOLUTION # 084-2023**

**RESOLUTION TO APPROVE AMENDMENTS TO THE APPROPRIATION OF FUNDS FOR 2023**

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

**Whereas,** the Township and Police department are experiencing higher than expected legal expenses related to various on-going litigation; 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 increase of \$250,000 to the Other (non-Personnel) Expenses appropriation for the General Fund, Administration Department (Fund #101), and authorizes the Finance Director to notify the County Auditor as required by Ohio Revised Code.

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

Attested:



Gregory J. Clingerman, Fiscal Officer  
Passed: September 19, 2023

**RESOLUTION #085-2023**


**RESOLUTION TO ENTER INTO A CONTRACT WITH THE CITY OF FRANKLIN  
FOR USE OF THEIR FIREARMS RANGE FACILITY**

- Whereas,** the Miami Township Police Department is required to hold annual firearms training and certification; and
- Whereas,** the Miami Township Police Department does not have their own firearms range facility to hold the annual firearms training and certification; and
- Whereas,** The City of Franklin has a firearms range facility and has agreed to allow the Miami Township Police Department to lease this facility for their annual firearms training and certification; and
- Whereas,** The cost to lease this facility will not exceed an annual cost of \$3,000.00; 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,** that the Miami Township Board of Trustees authorizes the Miami Township Administrator to enter into a contract with the City of Franklin for the lease of their firearms range facility for an annual cost not to exceed \$3,000.00.

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

Attested:



Greg Clingerman, Fiscal Officer

Passed: October 3, 2023

**RESOLUTION #086-2023**

**RESOLUTION TO APPROVE AMENDMENTS TO THE  
APPROPRIATION OF FUNDS FOR 2023**

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

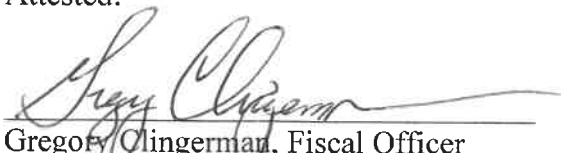
**Whereas,** the initial appropriations for 2023 did not include a provision for a reimbursement payment to Menards, Inc. for public infrastructure improvements along Lyons Road within the Kingsridge/Dayton Mall Tax Increment Financing (TIF); and

**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
John Morris, Trustee President	✓			
Terry W. Posey, Jr, Trustee Vice President	✓			
Donald Culp, Trustee	✓			

Attested:



Gregory Clingerman, Fiscal Officer

Passed: October 3, 2023

**RESOLUTION #087-2023**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO ENGAGE CALFEE, HALTER & GRISWOLD LLP FOR LEGAL SERVICES**

**Whereas,** the Miami Township Board of Trustees met in a regular session on October 3, 2023; and

**Whereas,** the Board of Trustees deems it necessary and advisable to engage additional legal counsel to advise and represent 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; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to make all necessary arrangements to engage Calfee, Halter & Griswold for legal services. This resolution is effective immediately upon signing.

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

Attested:



Greg Clingerman, Fiscal Officer

Passed: October 3, 2023

**RESOLUTION #088-2023**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO ENGAGE BAILEY CAVALIERI LLC FOR LEGAL SERVICES**

**Whereas,** the Miami Township Board of Trustees met in a regular session on October 3, 2023; and


**Whereas,** the Board of Trustees deems it necessary and advisable to engage additional legal counsel to advise and represent 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; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to make all necessary arrangements to engage Bailey Cavalieri for legal services. This resolution is effective immediately upon signing.

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

Attested:

  
Greg Clingerman, Fiscal Officer

Passed: October 3, 2023

**RESOLUTION #089-2023**

**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, October 3, 2023; and

**Whereas,** Zoning Case 460-23, filed by the Miami Township Zoning Commission, proposes amendment to Articles 8, 26, 27, 29, 32-A, 41, 45-A, and 48 of the Miami Township Zoning Resolution; and

**Whereas,** the Zoning Commission has made a recommendation; and

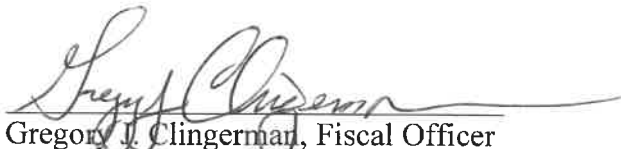
**Whereas,** the Trustees reviewed said Zoning Case in a Public Hearing; and

**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 460-23 and UPHOLD the Zoning Commission recommendation.

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer

Passed: October 3, 2023

**RESOLUTION #090-2023**

**RESOLUTION TO AUTHORIZE THE MIAMI TOWNSHIP ADMINISTRATOR TO ENTER INTO CONTRACT WITH FLOCK SAFETY**

**Whereas,** The Miami Township Police Department desires to enter into a lease agreement with Flock Safety for (12) License Plate Reader units (LPR).

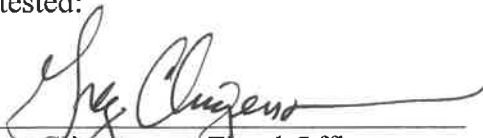
**Whereas,** Flock Safety agrees to install, maintain, upgrade, and store all data obtained from the License Plate Reader units.

**Whereas,** the Miami Township Police Chief has reviewed a cost proposal from Flock Safety for the cost to install, maintain, upgrade, and store all data obtained from the License Plate Reader units; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator enter into an agreement with Flock Safety at a cost not to exceed \$35,000 for the lease, installation, maintenance, upgrade of equipment, and storage of data obtained from the License Plate Reader units. The township administrator is further authorized to sign any amendments to extensions thereto that the Administrator deems appropriate.

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

Attested:

  
\_\_\_\_\_  
Greg Clingerman, Fiscal Officer  
Passed: November 8, 2023

## RESOLUTION #091-2023

### RESOLUTION TO APPROVE AMENDMENTS TO THE APPROPRIATION OF FUNDS FOR 2023

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

**Whereas,** in October 2023, the police chief was notified legal expenses are higher than expected due to various on-going litigation; and

**Whereas,** the Police Department is experiencing higher than expected uniform costs due to the hiring of new police officers; and

**Whereas,** to ensure the prompt payments for legal services and uniforms for the police department, an amended appropriation is necessary; 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 following increases:

Section 1: \$30,000.00 to the Other (non-Personnel) Expenses appropriation for the Federal Law Enforcement (Forfeitures) Fund (#225).

Section 2: \$20,000.00 to Other (non-Personnel) Expenses appropriation for the State Law Enforcement Forfeiture fund (#226).

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

Attested:



Greg Clingerman, Fiscal Officer

Passed: November 8, 2023

**RESOLUTION #092-2023**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO EXECUTE OPTION YEAR ONE (1) OF THE TRASH COLLECTION CONTRACT WITH RUMPKE**

**Whereas,** there is a need to continue trash, recycling, yard waste, and large item pickup services for the residential community; and

**Whereas,** Miami Township is under a three and a half (3.5) year contract with Rumpke, of which will expire on June 30<sup>th</sup>, 2024; and

**Whereas,** the contract is subject to being extended for two (2) additional years in one (1) year increments; and

**Whereas,** the first option year has a four percent increase which is comparable to surrounding jurisdictions; 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 take the necessary steps to execute option year one (1) for trash and recycling collection contract with Rumpke.

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

Attested:

  
 Gregory J. Clingenman, Fiscal Officer

Passed: November 8, 2023

**RESOLUTION #093-2023**

**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

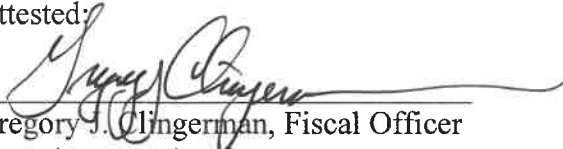
**Whereas,** Miami Township Public Works has item(s) attached as Exhibit A which are no longer needed, broken and /or worn out and beyond useful purpose; and

**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 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 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
John Morris, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President				✓
Donald Culp, Trustee	✓			

Attested:

  
Gregory J. Clinger, Fiscal Officer  
Passed: November 8, 2023

**RESOLUTION #094-2023**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO ENGAGE A CONSULTANT FOR HUMAN RESOURCES SERVICES**

**Whereas,** Miami Township has previously engaged GovTempsUSA, LLC to provide human resource management and advisory services; and

**Whereas,** the previous engagement term has expired; and

**Whereas,** Miami Township desires to reengage GovTempsUSA to provide human resource management and advisory 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.

**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.

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

Attested:



Greg Clingerman, Fiscal Officer  
Passed: November 8, 2023

**RESOLUTION #096-2023**

**RESOLUTION TO REQUEST THE MONTGOMERY COUNTY AUDITOR  
TO CERTIFY THE TOTAL CURRENT TAX VALUATION IN  
ANTICIPATION OF A 5.50 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 5.50 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 renewal levy would generate for the police department, as provided under ORC 5705.19 (J), if approved in the March 19, 2024, primary election to renew the existing 5.50 mill police levy expiring on December 31, 2023. Such levy shall be placed on the 2024 tax list and duplicate for first collection in calendar year 2025.

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

Attested:



Gregory Clingerman, Fiscal Officer  
November 22, 2023

**RESOLUTION #097-2023**

**RESOLUTION TO EXECUTE AN EMPLOYMENT AGREEMENT**

**Whereas,** the Miami Township Board of Trustees met in a regular session on November 22, 2023; and

**Whereas,** the Board of Trustees has previously appointed a Township Administrator under Resolution #061-2022; and

**Whereas,** the Board of Trustees desires to retain the Township Administrator, Christopher Snyder, through execution of an employment agreement; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees approves the employment agreement now on file with Miami Township effective immediately and further approves the following:

1. All prior service time shall be credited for purposes of calculating benefits; and
2. The starting annual salary shall be \$150,540.

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

Attested:



\_\_\_\_\_  
Greg Clingerman, Fiscal Officer

Passed: November 22, 2023

**RESOLUTION #098-2023**

**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO  
ENGAGE DAVID A. GOLDSTEIN CO., L.P.A. FOR LEGAL SERVICES**

**Whereas,** the Miami Township Board of Trustees met in a regular session on November 22, 2023; and

**Whereas,** the Board of Trustees deems it necessary and advisable to engage additional legal counsel to advise and represent 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; and

**Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to make all necessary arrangements to engage David A. Goldstein Co., L.P.A. for legal services. This resolution is effective immediately upon signing.

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

Attested:

  
\_\_\_\_\_  
Greg Clingerman, Fiscal Officer

Passed: November 22, 2023

**RESOLUTION #100-2023**

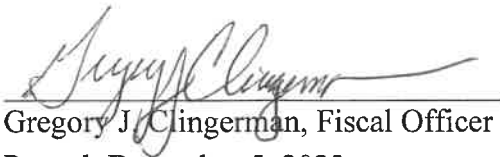
**RESOLUTION TO APPOINT MEMBERS TO THE  
ZONING COMMISSION**

- Whereas,** the Zoning Commission is made up of five regular members and two alternate members; and
- Whereas,** The appointments of two existing members, Daniel Douglas and Jake Fryman, are set to expire; and
- Whereas,** Daniel Douglas has expressed continued interest in serving on the Zoning Commission as a regular member; and
- Whereas,** Jake Fryman has expressed continued interest in serving on the Zoning Commission as an alternate member; 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 a new term on the Zoning Commission as a regular member set to expire December 31, 2028 and appoints Jake Fryman to a new term on the Zoning Commission as an alternate member set to expire December 31, 2024.

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: December 5, 2023

**RESOLUTION #101-2023**


**RESOLUTION TO APPOINT MEMBERS TO THE BOARD OF ZONING APPEALS**

- Whereas,** the Board of Zoning Appeals is made up of five regular members and two alternate members; and
- Whereas,** The appointments of two existing members, John Broz and William Skudlarek, are set to expire; and
- Whereas,** John Broz has expressed continued interest in serving on the Board of Zoning Appeals as a regular member; and
- Whereas,** William Skudlarek has expressed interest in being appointed to the vacant regular member term on the Board of Zoning Appeals; 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 John Broz to a new term on the Board of Zoning Appeals as a regular member set to expire December 31, 2028 and appoints William Skudlarek to the remainder of a vacant term on the Board of Zoning Appeals as a regular member set to expire December 31, 2026.

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: December 5, 2023

**RESOLUTION #102-2023**


**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,** Wesley Wade and Max McConnell 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 Wesley Wade to serve as the primary representative and Max McConnell to serve as the alternate representative to the MVRPC Technical Advisory Committee with terms ending on December 31, 2024.

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: December 5, 2023

**RESOLUTION #103-2023**

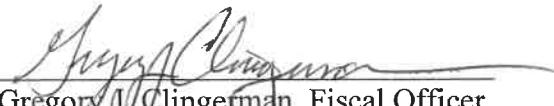
**RESOLUTION TO APPROVE AMENDMENTS TO THE  
APPROPRIATION OF FUNDS FOR 2023**

- Whereas,** the annual appropriations for 2023 are to provide for expenditures during the fiscal year ending December 31, 2023; and
- Whereas,** the Board of Trustees on May 5, 2022, approved Resolution #042-2022 authorizing the appropriation and expenditure of American Rescue Plan (ARP) Funds from Fund #216; and
- Whereas,** the Board of Trustees also elected, as part of Resolution #042-2022, to use the standard allowance and its presumption of revenue loss to fund government services in accordance with established Treasury guidelines; and
- Whereas,** Miami Township has identified expenditures that were not included in the original appropriations for 2023; and
- Whereas,** it is necessary to amend the appropriation 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.

**Therefore, Be It Resolved,** the Miami Township Board of Trustees approves an additional \$50,000 to the Other (non-Personnel) Expenses appropriation for the American Rescue Plan Fund, (Fund #216) and authorizes the Finance Director to communicate the amended appropriation to the Montgomery County Auditor.

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: December 5, 2023

**RESOLUTION #105-2023**

**RESOLUTION TO AUTHORIZE CONTINUED OPERATIONS  
IN CALENDAR YEAR 2024**

**Whereas,** the day-to-day operations of the Township government functioned well in 2023 with dedicated and conscientious employees whose purpose was to provide the best possible services to the residents, businesses, and visitors in Miami Township; and

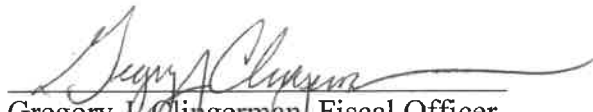
**Whereas,** all departments - Administration, Community Development, Compliance, Facility Management, Finance, Fleet Maintenance, Police, and Public Works are functioning in a responsive, organized and efficient manner under the direction of the Township Administrator and the Department Heads;

**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 2024.

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: December 5, 2023

**RESOLUTION #107-2023**

**RESOLUTION TO APPROVE AMENDMENTS TO THE  
APPROPRIATION OF FUNDS FOR 2023**

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


**Whereas,** the Township is experiencing higher than expected legal expenses related to various on-going litigation; 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 increase of \$50,000 to the Other (non-Personnel) Expenses appropriation for the General Fund, Administration Department (Fund #101), and authorizes the Finance Director to notify the County Auditor as required by Ohio Revised Code.

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

Attested:

  
\_\_\_\_\_  
Gregory J. Clingerman, Fiscal Officer  
Passed: December 5, 2023

**RESOLUTION #108-2023**

**RESOLUTION DECLARING IT NECESSARY TO RENEW AN EXISTING TAX LEVY  
IN EXCESS OF THE TEN (10) MILL LIMITATION FOR THE  
POLICE DEPARTMENT**

**Whereas,** the amount of taxes which may be raised within the ten (10) mill limitation will be insufficient to provide an adequate amount for the necessary requirements of said Miami Township, Montgomery County, Ohio; and

**Whereas,** the Voters of Miami Township, Montgomery County, Ohio (the “Township”) authorized a 5.50 mill levy in excess of the ten (10) mill limitation on May 7, 2019, for a period of five years, beginning with collection year 2020 as provided for in Ohio Revised Code Section 5705.19 (J); and

**Whereas,** the Board has determined it necessary to renew the levy pursuant to Section 5705.03 of the Ohio Revised Code, the Board is required to certify to the Montgomery County Auditor a resolution requesting the County Auditor to certify certain matters in connection with such a tax levy; 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, two thirds of all members elected thereto concurring, that it is necessary to levy a tax in excess of the ten (10) mill limitation for the benefit of the unincorporated area of Miami Township – Montgomery County, Ohio, for the purpose of paragraph (J) Section 5705.19 of the Revised Code, “providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of the Police Department, or the payment of salaries of permanent or part-time police, communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.33 of the Revised Code, or for the payment of other related costs at a rate not exceeding 5.50 mills for each one dollar of valuation, which amounts to \$144.00 for each one hundred thousand dollars of valuation for five (5) years, and which is a renewal an existing levy of 5.50 mills commencing in 2024, first due in calendar 2025; and

**Be It Further Resolved,** the Fiscal Officer of this Board of Trustees be and is hereby directed to certify a copy of this Resolution to the Board of Elections, Montgomery County, not less than ninety (90) days before the election upon which it will be voted and notify said Board of Elections to cause notice of election on the question of levying said tax to be given as required by law.

**RESOLUTION #108-2023**

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: December 5, 2023

**RESOLUTION #109-2023**

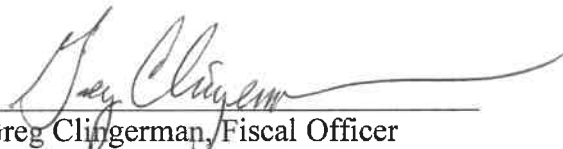
**RESOLUTION TO CREATE A  
HUMAN RESOURCE MANAGER POSITION**

- Whereas,** the Board of Trustees is the authority for creating authorized positions within Miami Township’s compliment of personnel; and
- Whereas,** there is a need to create one (1) Human Resource Manager position; and
- Whereas,** a job description and accompanying pay range for the newly created position has been reviewed and approved by the Finance Director and 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) Human Resource Manager position to be filled as a part- or full-time position, and authorizes staff to take the necessary actions to fill the position, effective immediately.

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

Attested:

  
\_\_\_\_\_  
Greg Clingerman, Fiscal Officer

Passed: December 5, 2023

## RESOLUTION #110-2023


### RESOLUTION TO APPOINT A REPRESENTATIVE TO THE HILLGROVE UNION CEMETERY BOARD OF TRUSTEES

- Whereas,** the City Council for the City of Miamisburg and Miami Township Board of Trustees have formed the Hillgrove Union Cemetery; and
- Whereas,** Gary Pascoe has resigned from the appointed citizen representative position; and
- Whereas,** there is a need to appoint a representative to the Hillgrove Union Cemetery Board of Trustees; and
- Whereas,** pursuant to ORC §759.36 the City Council and Miami Township Trustees must collectively agree to appointments to the Hillgrove Union Cemetery Board of Trustees; and
- Whereas,** Eric Flasher has agreed to serve on the Hillgrove Union Cemetery Board of Trustees; 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 Miami Township Board of Trustees votes to appoint Eric Flasher to serve on the Hillgrove Union Cemetery Board as a citizen representative to fill the unexpired at large term ending December 31, 2025.

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

Attested:

  
\_\_\_\_\_  
Gregory J. Clingerman, Fiscal Officer  
Passed: December 19, 2023

**RESOLUTION #112-2023**

**RESOLUTION TO APPROVE A FINAL AMENDMENT TO THE  
APPROPRIATION OF FUNDS FOR 2023**

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


**Whereas,** it is necessary to amend the appropriation 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.

**Therefore, Be It Resolved,** the Board of Trustees of Miami Township, Montgomery County, Ohio, amends the annual appropriations for 2023 and authorizes the Finance Director to forward the attached update to the Montgomery County Auditor as required.

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

Attested:

  
Gregory U. Chingerman, Fiscal Officer  
Passed: December 19, 2023

**RESOLUTION #113-2023**

**RESOLUTION TO APPROVE ANNUAL APPROPRIATION OF FUNDS FOR 2024**

**Whereas,** the annual appropriations for 2024 are to provide for expenditures for the fiscal year ending December 31, 2024; and

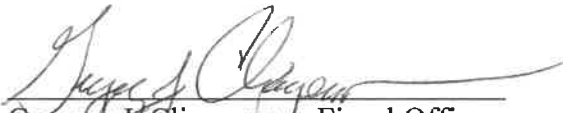
**Whereas,** it is necessary to approve an appropriation of funds for Miami Township;

**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 2024 and authorizes the Finance Director to forward the attached copy to the Montgomery County Auditor.

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: December 19, 2023

**RESOLUTION #114-2023**

**RESOLUTION TO AUTHORIZE AN AGREEMENT FOR  
CHIEF TECHNOLOGY/CHIEF INFORMATION SECURITY OFFICER  
CONSULTATION SERVICES**

**Whereas,** Miami Township relies on independent third parties to maintain and manage its network of information technology assets; and

**Whereas,** the Township lacks the subject matter expertise to adequately develop a strategy for network design, asset management, operational functionality, and cybersecurity standards necessary to maintain a robust and resilient digital information network; and

**Whereas,** the Township currently does not have the budgetary capacity to maintain a full-time Chief Technology Officer (CTO) or Chief Information Security Officer (CISO); and


**Whereas,** the Township has identified a full-scope information technology strategy-as-a-service provider that can deliver Virtual CTO/CISO Services 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 authorizes the Township Administrator to contract with Waypoint Cybersecurity for the delivery of virtual Chief Technology/Chief Information Security Officer services.

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

Attested:

  
Gregory J. Clingerman, Fiscal Officer  
Passed: December 19, 2023

**RESOLUTION #115-2023**

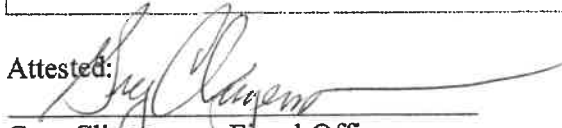
**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR  
TO ENTER INTO AN AGREEMENT WITH STATEWIDE MUNICIPAL  
LEASING PROGRAM**

- Whereas,** the Miami Township Police Department has a fleet of marked patrol vehicles; and
- Whereas,** Several of these vehicles have outlived their average service life and have over 100,000 miles and/or in constant state of repair; and
- Whereas,** the Miami Township Police Department needs to replace three (3) of these vehicles; and
- Whereas,** Statewide Ford has a Municipal Leasing program specifically for law enforcement vehicles; and
- Whereas,** the Chief of Police is recommending the township enter into a leasing agreement with the Statewide Municipal Leasing program to lease three (3) Dodge Durangos; 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 authorizes the Miami Township Administrator to enter into a leasing agreement with Statewide Municipal for the lease of three (3) Dodge Durangos to include equipment up fitting costs not to exceed \$220,000.00.

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

Attested:

  
Greg Clingerman, Fiscal Officer  
Passed: December 19, 2023