

RESOLUTION #001-2024

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, 2024 through December 31, 2024 as outlined in the agreement on file with Miami Township.

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

Attested:



Gregory J. Clingerman, Fiscal Officer

Passed: January 16, 2024

RESOLUTION #002-2024

RESOLUTION TO AUTHORIZE THE SUBMITTAL OF AN OHIO DEPARTMENT OF TRANSPORTATION HIGHWAY SAFETY IMPROVEMENT PROGRAM APPLICATION FOR THE IMPROVEMENT OF SPRINGBORO PIKE

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, respectively, an Infrastructure Initiative and a Health Initiative recommended within The Plan, the 2022 Miami Township Comprehensive Plan, states, “Include pedestrian and cyclist connectivity in all major transportation network upgrades” and “Connect existing sidewalk and bike paths to create a continuous network for pedestrians and cyclists; 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 Springboro Pike; and

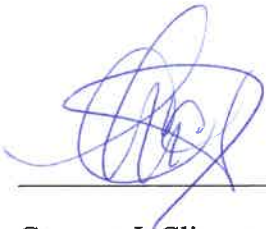
Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

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 and all necessary documents, including the Conflict of Interest and Ethics Disclosure Form, 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.

RESOLUTION #002-2024

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

Attested:



Gregory J. Clingerman, Fiscal Officer

Passed: January 16, 2024

RESOLUTION #003-2024

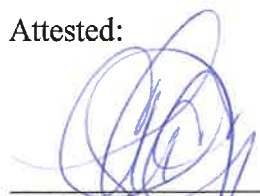
RESOLUTION TO APPOINT TOWNSHIP REPRESENTATIVES TO THE MIAMI VALLEY REGIONAL PLANNING COMMISSION BOARD OF DIRECTORS

- Whereas,** Miami Township is a member of the Miami Valley Regional Planning Commission (MVRPC); and
- Whereas,** there is a need to appoint Miami Township representatives to the MVRPC Board of Directors; and
- Whereas,** Donald Culp and Chris Snyder have expressed a desire to serve as township representatives on the MVRPC Board of Directors; 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 Donald Culp to serve as the primary representative and Chris Snyder to serve as the alternate representative to the MVRPC Board of Directors with terms ending on December 31, 2024.

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

Attested:



Gregory J. Clingerman, Fiscal Officer
Passed: January 16, 2024

RESOLUTION #004-2024

RESOLUTION TO ADOPT A VIDEO AND AUDIO RECORDING POLICY

- Whereas,** the Board of Trustees desires to clarify that Township Buildings and Facilities have a principal purpose of providing services to the public and conducting governmental agency or department business; and
- Whereas,** there is a need to provide the public access to these services with a reasonable expectation of privacy; and
- Whereas,** the Township Law Director has prepared a Video and Audio Recording Policy; 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 adopts the Video and Audio Recording Policy now on file with the Township with such changes as are approved by the Township Law Director and Township Administrator, effective immediately.

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

Attested:



Greg Clingerman, Fiscal Officer

Passed: January 16, 2024

RESOLUTION #005-2024

RESOLUTION TO APPROVE AMENDMENTS TO THE APPROPRIATION OF FUNDS FOR 2024

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

Whereas, Miami Township has identified additional expenditures not included in the original appropriations for 2024; and

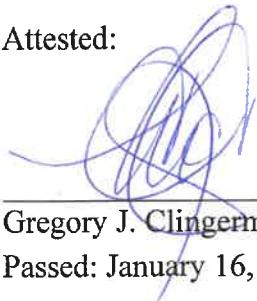
Whereas, it is necessary to amend the appropriation of funds for Miami Township; and

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 \$126,315 to the 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
Donald Culp, Trustee President	✓			
John Morris, Trustee				✓
Terry W. Posey, Jr., Trustee	✓			

Attested:



Gregory J. Clingerman, Fiscal Officer

Passed: January 16, 2024

RESOLUTION #007-2024


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, January 16, 2024; and
- Whereas,** Zoning Case 461-23, filed by the Miami Township Zoning Commission, proposes amendment to Article 3 of the Miami Township Zoning Resolution; and
- Whereas,** the Miami Township Zoning Commission has made a recommendation following a public hearing held November 14, 2023 and continued December 12, 2023; and
- Whereas,** the Miami Township Board of Trustees reviewed said Zoning Case #461-23 in a Public Hearing during which anyone desiring to speak was heard; 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 461-23 and UPHOLDS the Zoning Commission recommendation.

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

Attested:



Gregory J. Clingerman, Fiscal Officer
Passed: January 16, 2024

RESOLUTION #008-2024


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

Attested:


Gregory J. Clingerman, Fiscal Officer
Passed: February 6, 2024

RESOLUTION #009-2024

RESOLUTION TO CERTIFY TOWNSHIP HIGHWAY MILEAGE FOR 2023

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 2023; 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 upon its first reading; and

Therefore, Be It Resolved, the Miami Township Board of Trustees accepts the 2023 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
Donald Culp, Trustee President	✓			
John Morris, Trustee	✓			
Trustee Terry W. Posey Jr., Trustee	✓			

Attested:



Gregory J. Clingerman, Fiscal Officer

Passed: February 6, 2024

RESOLUTION #010-2024

RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO EXECUTE THE NECESSARY DOCUMENTS TO PURCHASE A TRUCK CHASSIS FOR THE ROAD DEPARTMENT.

Whereas, the Road Department has one (1) Sterling Plow Truck that has reached the end of its useful life and has been scheduled for replacement; and

Whereas, the Board of Trustees authorized the capital replacement of this vehicle in the 2024 budget hearing; and

Whereas, the truck chassis will be purchased for the Road Department through an Ohio Department of Transportation (ODOT) state purchasing contract (#023-24); and

Whereas, the Public Works Director recommends purchasing of one (1) Western Star 47X truck from FYDA Freightliner Cincinnati, Inc, an approved ODOT contract vendor; and


Whereas, the additional snow removal/upfit equipment will be purchased at a later date; 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 a truck chassis for the Road Department, from Fyda Freightliner Cincinnati, Inc at 1 Freightliner Drive, Cincinnati, OH 45241.

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

Attested:


Gregory U. Clingerman, Fiscal Officer
Passed: February 6, 2024

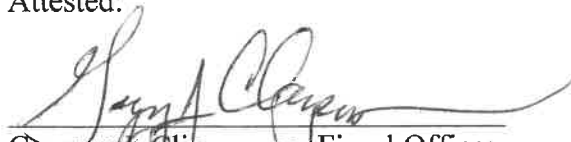
RESOLUTION #011-2024

RESOLUTION TO APPOINT TOWNSHIP REPRESENTATIVE TO THE 911 PROGRAM REVIEW COMMITTEE

- Whereas,** Montgomery County is required pursuant to ORC §128.06 to maintain a 911 Program Review Committee consisting of six voting members; and
 - Whereas,** one of the members shall be a member of a board of township trustees selected by the majority of boards of township trustees in the county pursuant to resolutions they adopt; and
 - Whereas,** Bryson Jackson, Trustee with Butler Township, Montgomery County, Ohio has expressed a desire to serve on the 911 Program Review 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; and
- Therefore, Be It Resolved,** the Miami Township Board of Trustees concurs with the selection and appointment of Bryson Jackson to serve as the township representative on the 911 Program Review Committee.

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

Attested:


Gregory W. Clingerman, Fiscal Officer
Passed: February 6, 2024

RESOLUTION #012-2024

RESOLUTION TO APPROVE AN AMENDED APPROPRIATION OF FUNDS FOR 2024 FOR THE PURCHASE OF A REPLACEMENT VEHICLE

Whereas, Resolution #025-2023 allowed for the lease of a replacement vehicle for facilities maintenance; and

Whereas, due to installation delays, Miami Township has not taken delivery of this vehicle, and therefore has not entered into a lease agreement; and

Whereas, to save on interest costs, Miami Township has decided to purchase the replacement vehicle instead of leasing; and

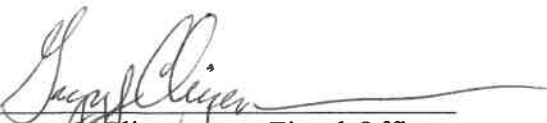
Whereas, it is necessary to amend the appropriation of funds for Miami Township; and

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 \$9,000 to the Other (non-Personnel) Expenses appropriations for each of the following funds; General Fund (Fund #101), Public Works Fund (Fund #204) and the Police Fund (Fund #209) and authorizes the Finance Director to communicate the amended appropriation to the Montgomery County Auditor.

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

Attested:



Gregory J. Clinger, Fiscal Officer
Passed: February 20, 2024

RESOLUTION #013-2024

**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 five percent (5%) 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 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 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 five percent (5%) increase, effective with Pay Period #05, for all non-union, exempt, non-exempt, full-time, and part-time employees of the township, to facilitate continued parity and labor market wage competitiveness.

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

Attested:



Gregory J. Clingerman, Fiscal Officer

Passed: February 20, 2024

RESOLUTION #014-2024

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

Whereas, the Miami Township Board of Trustees has a need to fill an Administrative Assistant position until a permanent replacement can be hired; and

Whereas, the annual appropriations for 2024 provide for anticipated expenditures during the fiscal year ending December 31, 2024; and

Whereas, when the appropriations budget for 2024 was prepared, the engagement of an employment service was not anticipated in Other Expenses appropriation for the General Fund; and

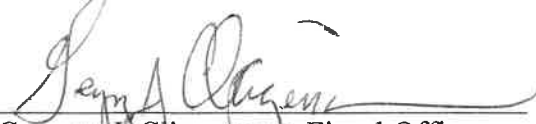
Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore, Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to execute the necessary paperwork to obtain temporary staffing for the front desk/reception duties of the Administration department for an amount not to exceed \$13,500; and

Be It Further Resolved that the Miami Township Board of Trustees approves a \$13,500 increase to the Other Expenses appropriation for the General Fund, Administration Department (Fund #101).

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

Attested:


Gregory J. Clingerman, Fiscal Officer
Passed: February 20, 2024

RESOLUTION #015-2024


RESOLUTION TO APPROVE THEN AND NOW PURCHASE ORDER

- Whereas,** the Board of Trustees must under ORC 5705.41 execute a purchase order for the purchase of goods and/or services before said goods and/or services can be purchased; and
- Whereas,** ORC Section 5705.41 allows for “Then and Now” purchase orders to be issued when time or circumstances do not allow for the timely process of a normal purchase order; and
- Whereas,** ORC Section 5705.41(D)(1) requires approval by the board of trustees for any “Then and Now” purchase orders of \$3,000 or greater; and
- Whereas,** the membership renewal invoice for the Miami Valley Regional Planning Commission (MVRPC) received prior to the approval of a purchase order; 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 Fiscal Officer certifies that both at the time of the making of the order, and the date of the execution of the order, the amount of **\$16,339** necessary to pay the order had been appropriated for the purposes of the order.

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

Attested:


Gregory J. Clingerman, Fiscal Officer
Passed: February 20, 2024

RESOLUTION #016-2024

RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR 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, February 20, 2024; and

Whereas, Zoning Case #452-22 filed by Chris Balash, McGill Smith Punshon, Inc., proposes adoption of a final development plan for the roadway within 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 APPROVE a final development plan for Austin East under Zoning Case #452-22 and WATERS the Zoning Commission recommendation.

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

Attested:


Gregory J. Clingerman, Fiscal Officer
Passed: February 20, 2024

RESOLUTION #017-2024

**RESOLUTION APPROVING THE COUNTYWIDE 911 SERVICES
FINAL PLAN AS APPROVED BY THE COUNTYWIDE 911
PROGRAM REVIEW COMMITTEE**

Whereas, in accordance with Ohio Revised Code Section 128.08(A), the legislative authority of each township whose territory is proposed to be included in a countywide 911 system shall act by resolution to approve or disapprove the plan as approved by the Countywide 911 Program Review Committee; and

Whereas, in accordance with Ohio Revised Code Section 128.08(B)(1), the plan is effective if approved by the Board of County Commissioners and in conjunction with the approval of the legislative authorities of municipal corporations and townships that contain at least sixty percent (60%) of the County's population; and


Whereas, in accordance with Ohio Revised Code Section 128.07, the Countywide 911 Program Review Committee has unanimously approved the Final Plan for Countywide 911 Services throughout Montgomery County.

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 Countywide 911 Services Final Plan in accordance with the unanimous approval of the Montgomery County Countywide 911 Program Review Committee.

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

Attested:


Gregory J. Clinger, Fiscal Officer
Passed: March 18, 2024


RESOLUTION # 018-2024

RESOLUTION TO AUTHORIZE AN AGREEMENT FOR PAVEMENT ASSESSMENT AND ASSET MANAGEMENT SERVICES

- Whereas,** Section 5571.02 of the ORC requires the Board of Township Trustees to have control and maintenance of Township Roads; and
 - Whereas,** the Public Works Director who is also designated as the “Township Highway Superintendent” has stated a need to perform an assessment of all Township roadways and right-of-way assets for strategic purpose; and
 - Whereas,** the Public Works Department obtained three (3) quotes and Cyvl.ai located at 444 Somerville Ave, Somerville, MA 02143 was the lessor of three quotes; and
 - Whereas,** Cyvl.ai uses 3D lidar and infrared technology to collect high-quality infrastructure data on a deployable vehicle mounted sensor; and
 - Whereas,** the Public Works Director recommends signing an agreement with Cyvl.ai to perform an assessment of all Township roadways and right-of-way assets. The cost of this analysis was allocated in the 2024 budget and approved by the 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 upon its first reading; and
- Therefore, Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to contract an agreement with Cyvl.ai for the delivery of pavement assessment and asset management services.

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

Attested:


Gregory J. Chingerman, Fiscal Officer
Passed: March 18, 2024


RESOLUTION # 021-2024

RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN UNDER ZONING CASE #458-23

- Whereas,** the Miami Township Board of Trustees met in a regular session on Monday, March 18, 2024; and
 - Whereas,** Zoning Case #458-23, filed by Rushlight Assets, proposes a Final Development Plan within Area 2 of the previously approved SP-PUD; and
 - Whereas,** the Miami Township Zoning Commission reviewed said Zoning Case #458-23 in a Public Hearing where anyone desiring to speak was heard and recommended approval of said Zoning Case; and
 - Whereas,** the Miami Township Board of Trustees reviewed said Zoning Case #458-23 in a Public Hearing where anyone desiring to speak was heard; and
 - Whereas,** the Miami Township Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and
- Therefore Be It Resolved,** the Miami Township Board of Trustees APPROVE the Final Development Plan under Zoning Case #458-23 and UPHOLD the Zoning Commission recommendation.

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

Attested:


Gregory J. Clingerman, Fiscal Officer
Passed: March 18, 2024

RESOLUTION #022-2024

RESOLUTION TO APPROVE AN AMENDMENT TO THE APPROPRIATION OF FUNDS FOR 2024

- Whereas,** the annual appropriations for 2024 are to provide for expenditures during the fiscal year ending December 31, 2024; and
- Whereas,** the Miami Township Board of Trustees on May 5, 2022, approved Resolution #042-2022 authorizing the appropriation and expenditure of American Rescue Plan (ARP) Funds (Fund #216); and
- Whereas,** the Miami Township 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,** Ohio Revised Code Section 505.26 authorizes the board of township trustees to maintain office space out of funds in the township treasury; and
- Whereas,** Ohio Revised Code 505.032 authorizes the township administrator, under the direction of the board of trustees, to assist in the administration, enforcement, and execution of the policies and resolutions of the board; and
- Whereas,** the Miami Township Board of Trustees approved Resolutions 025-2005 through 029-2005 authorizing the construction of a new administration (town hall) building to serve the constituents of Miami Township for twenty years; and
- Whereas,** the Miami Township Board of Trustees on September 19, 2023, authorized the engagement of Browning Chapman for criteria engineer services to assist with the identification and selection of a qualified firm to repair and resolve the water intrusion issues affecting the administration building; and
- Whereas,** Construction estimates have been received, reviewed, and deemed reasonable by Browning Chapman and the Administrator; and
- Whereas,** Miami Township has identified expenditures that were not included in the original appropriations for 2024; and
- Whereas,** it is necessary to amend the appropriation of funds for 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.

RESOLUTION #022-2024

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

- Section 1: the transfer of **\$374,500** from Fund #301 – General Fund-Capital to Fund #101 – General Fund, and

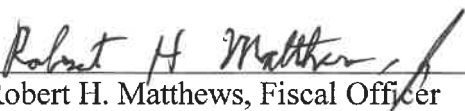
- Section 2: an increase of **\$374,500** the Other (non-Personnel) Expenses appropriation for Fund #101 – General Fund; and

- Section 3: an increase of **\$265,500** to the Other (non-Personnel) Expenses appropriation for Fund #216 – American Rescue Plan; and

- Section 4: authorizes the Finance Director to communicate the amended appropriation to the Montgomery County Auditor.

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

Attested:


Robert H. Matthews, Fiscal Officer
Passed: April 3, 2024

RESOLUTION #023-2024

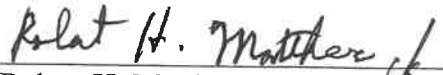
**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR
TO EXECUTE AN AGREEMENT WITH A DESIGN BUILD FIRM**

- 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 §153.693, Miami Township requested qualifications for Design-Build Services; and
- Whereas,** Miami Township advertised a notice for Design-Build Services Request for Qualifications on January 12, 2024; and
- Whereas,** Two firms submitted their qualifications for Design-Build Services; and
- Whereas,** the firm of Meyer Restoration has been selected to provide Design-Build services for the Miami Township Administration Building Repair Project; 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 Meyer Restoration for Design-Build Services, substantially in the form on file with Miami Township with such changes as the Administrator and Law Director determine are in the best interest of Miami Township.

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

Attested:


Robert H. Matthews, Fiscal Officer
Passed: April 3, 2024

RESOLUTION #024-2024

**RESOLUTION TO DESIGNATE A TOWNSHIP TRUSTEE OF
WASHINGTON TOWNSHIP, MONTGOMERY COUNTY, OHIO AS THE
TOWNSHIP REPRESENTATIVE TO THE MONTGOMERY COUNTY
LAND REUTILIZATION CORPORATION**

Whereas, pursuant to section 1724.03 of the Ohio Revised Code, effective September 29, 2013, the board of directors of a county land reutilization corporation shall adopt regulations for the government corporation, the conduct of its affair and the management of its property; and

Whereas, the board of directors shall be composed of five, seven or nine members including one representative of a township with a population of at least ten thousand in the unincorporated area of the township according to the most recent federal decennial census as selected by majority vote of the board of trustees; and

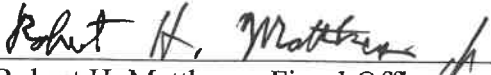
Whereas, Trustee Sharon Lowry has announced her resignation from the Montgomery County Land Reutilization Corporation Board of Trustees after serving four years on the board; and

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

Therefore, Be It Resolved, by the Miami Township Board of Trustees that Trustee Brian Lunne be designated as the township trustee representative for the Montgomery County Land Reutilization Corporation, replacing Trustee Sharon Lowry.

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

Attested:


Robert H. Matthews, Fiscal Officer
Passed: April 3, 2024

RESOLUTION #025-2024

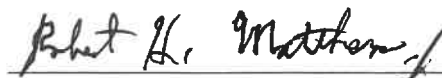
RESOLUTION TO AFFIRM THE MEMBERS OF THE MIAMI TOWNSHIP BOARD OF TRUSTEES FOR THE PURPOSE OF UPDATING TRADEMARK REGISTRANT DETAILS FOR THE UNITED STATES PATENT AND TRADEMARK OFFICE

- Whereas,** the Miami Township Board of Trustees is an Ohio body politic and corporate entity; and
- Whereas,** the Trustees for the Miami Township Board of Trustees are elected by General Election; and
- Whereas,** pursuant to the State of Ohio, Montgomery County Board of Elections, the Trustees have been updated pursuant to the results of the General Election; and
- Whereas,** the Miami Township Board of Trustees desires to affirm said update to the Trustees in a form appropriate for recording in the United States Patent and Trademark Office; 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 Miami Township Board of Trustees hereby certifies that the following individuals have been elected as the current Trustees and that the updated trademark registrant ownership details are as follows: Miami Township Board of Trustees, an Ohio body politic and corporate, with trustees composed of Donald Culp (U.S. Citizen), Terry Posey (U.S. Citizen), John Morris (U.S. Citizen).

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

Attested:


Robert H. Matthews, Fiscal Officer
Passed: April 3, 2024

RESOLUTION #026-2024

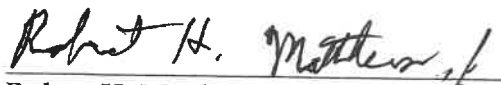
RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO EXECUTE A COMMUNITY CAT PROGRAM AGREEMENT

- Whereas,** since 2018, Miami Township and the Humane Society of Greater Dayton have been party to a Community Cat Program agreement in which the Humane Society of Greater Dayton accepts cats trapped within the unincorporated Miami Township boundary; and
- Whereas,** the Humane Society of Greater Dayton performs spay/neuter procedures, administers vaccinations, and flea treatments before releasing trapped cats; and
- Whereas,** this agreement has led to over 100 cats being treated, greatly reducing the number of homeless cats in Miami Township while avoiding unnecessary euthanasia; and
- Whereas,** the Miami Township Board of Trustees desires to continue the Community Cat Program agreement with the Humane Society of Greater Dayton; 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 Miami Township Board of Trustees hereby authorizes the Township Administrator to execute a Community Cat Program agreement with the Humane Society of Greater Dayton.

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

Attested:


Robert H. Matthews, Fiscal Officer
Passed: April 3, 2024

RESOLUTION #027-2024

RESOLUTION TO AUTHORIZE THE EXECUTION AND DELIVERY OF AN AMENDED LPA FEDERAL ODOT-LET PROJECT AGREEMENT FOR THE MOT-KINGSRIDGE DRIVE TRANSPORTATION PROJECT WITHIN MIAMI TOWNSHIP

Whereas, Miami Township, Ohio (the “Township”) has obtained an allocation of Federal funding through the Highway Safety Improvement Program (HSIP) to complete the MOT-Kingsridge Drive transportation project; and

Whereas, in order to utilize the allocated funds through the Federal Highway Administration designated agency, the Ohio Department of Transportation (ODOT), the Township must enter into an agreement with ODOT setting forth the requirements associated with the Federal funds, the LPA Federal ODOT-LET Project Agreement (hereinafter referred to as the “LPA 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.

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

Section 1. Determinations of the Board. The Board of Trustees of the Township, having theretofore reviewed the form of the amended LPA Agreement, now determines that it is a proper public purpose and in the best interests of the Township to enter into the amended LPA Agreement.

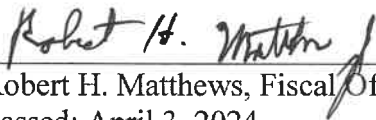
Section 2. Authorization for Execution and Delivery of the amended LPA Agreement. The Board of Trustees of the Township hereby authorizes and directs the Township Administrator, to execute and deliver for and on behalf of the Township the amended LPA Agreement substantially in the form presently on file with the Township, with such changes thereto as may be approved by the Township official executing the amended LPA 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 amended LPA Agreement.

RESOLUTION #027-2024

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.

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

Attested:


Robert H. Matthews, Fiscal Officer
Passed: April 3, 2024

RESOLUTION #028-2024

RESOLUTION TO APPROVE AN AMENDMENT TO THE APPROPRIATION OF FUNDS FOR 2024

- Whereas,** the annual appropriations for 2024 are to provide for expenditures during the fiscal year ending December 31, 2024; and
- Whereas,** the Board of County Commissioners of Montgomery County, Ohio established the Economic Development/Government Equity (ED/GE) program to enhance the abilities of local governments to compete successfully in a global economic marketplace by providing a significant fund of grant dollars to attract and retain jobs and tax base; and
- Whereas,** the Miami Township Board of Trustees authorized a ten-year renewal of the Township's participation in the Montgomery County ED/GE program in 2020; and
- Whereas,** Cornerstone Research Group was awarded an ED/GE grant in 2020 to facilitate the refurbishment their facility in Miami Township and increase employment within the Miami Township/City of Dayton Joint Economic Development District; and
- Whereas,** the Miami Township Board of Trustees via Resolution #021-2020 authorized the Township Administrator to execute a project agreement with Cornerstone Research Group, Inc. for the utilization of ED/GE funding; and
- Whereas,** Cornerstone Research Group as submitted documentation attesting to the fulfilment of their obligations under the ED/GE grant and is now requesting payment of the remaining \$50,000 of the award approved in 2020; and
- Whereas,** the intent to request for the remaining ED/GE funding was not known and not included in the original appropriations approved by the Miami Township Board of Trustees in December 2023; and
- 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, Community Development Department (Fund #101), and authorizes the Finance Director to notify the County Auditor as required by Ohio Revised Code.

SIGNATURE PAGE ONLY FOR RESOLUTION #028-2024

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

Attested:



Robert H. Matthews, Fiscal Officer

Passed: April 3, 2024

RESOLUTION #029-2024

**RESOLUTION TO DISCIPLINE A PUBLIC EMPLOYEE, JASON ETTER,
PURSUANT TO CHARGES FILED UNDER OHIO REVISED CODE SECTION
505.491**

Whereas, an Executive Session by the Miami Township Board of Trustees was held on March 20, 2024. The Board of Trustees brought a recommendation for a disciplinary action against Assistant Chief Jason Etter; and

Whereas, the charges consist of the following violations:

- 1) Miami Township Harassment & Bullying Prevention Policy – Leadership Duties and MTPD General Order 4.1(A), 9.2(C), and 9.2(H) (Nonfeasance)
- 2) MTPD General Order 4.1(A) (Nonfeasance)
- 3) MTPD General Order 4.3(B), 9.2(A) and 9.2(H) (Misconduct in Office/Malfeasance)
- 4) MTPD General Order 4.1(F), 4.1(G), 4.3(B), and 9.2(A) (Malfeasance)

Whereas, after due consideration of the testimony and evidence, the Board of Trustees finds that:

- 1) As to the first charge, Assistant Chief Etter violated the Miami Township Harassment & Bullying Prevention Policy – Leadership Duties, which states: Department Heads and Supervisors at Miami Township are appropriately trained and have an affirmative duty to maintain a workplace free from any form of harassment and to assure all employees that they are not required to endure insults, degradation, or exploitation. It is the responsibility of any Supervisor or Department Head who receives a complaint of harassment or bullying to inform the Administrator of the allegations so that a prompt investigation may be conducted.

The evidence indicated that Assistant Chief Etter was aware of a claim of potential harassment. The evidence revealed that Assistant Chief Etter did direct his subordinate lieutenant to investigate the claim. Assistant Chief Etter failed to follow-up with the lieutenant about the claim, which is a breach of his duty and responsibility as a high ranking officer in the department. This breach must have consequences.

For the record, it is important to note the potential claimant informed the Township there is no truth to the claim and she has a very good relationship with the alleged harasser.

Assistant Chief Etter did not violate MTPD General Order 4.1(A) which describes a dereliction of duty as: Failure of supervisors to immediately take action when a violation of rules or policies comes to their attention, regardless of the supervisor's or violator's assignment or rank within the department.

The evidence revealed that Assistant Chief Etter did direct his subordinate lieutenant to investigate the claim.

Assistant Chief Etter violated MTPD General Order 9.2(C), which describes a cause for dismissal, demotion, or suspension to include: incompetence, inefficiency, or neglect of duty; and MTPD General Order 9.2(H), which describes a cause for dismissal, demotion, or suspension to include: Violation of any enacted or published statute, rule, policy, procedure, or other written directive.

The evidence indicated that Assistant Chief Etter failed to follow-up with the lieutenant about the claim, which is a breach of his duty and responsibility as a high ranking officer in the department.

- 2) As to the second charge, Assistant Chief Etter did not violate MTPD General Order 4.1(A) which describes a dereliction of duty as: Failure of supervisors to immediately take action when a violation of rules or policies comes to their attention, regardless of the supervisor's or violator's assignment or rank within the department.

The evidence revealed that no judge communicated with Assistant Chief Etter about allegations of racism. The evidence also revealed that to the extent such communications occurred with other members of the police department, those allegations were investigated and addressed.

- 3) As to the third charge, Assistant Chief Etter violated MTPD General Order 4.3(B), which states: No member shall at any time, either directly or indirectly, ridicule, mock, harass, deride, gossip about or belittle any person. No member shall make offensive or derogatory comments, (either directly or indirectly) based on race, color, sex, religion, disability, sexual orientation, or national origin; MTPD General Order 9.2(A), which describes a cause for dismissal, demotion, or suspension to include: Conduct unbecoming an employee in the public service; and MTPD General Order 9.2(H), which describes a cause for dismissal, demotion, or suspension to include: Violation of any enacted or published statute, rule, policy, procedure, or other written directive.

The evidence revealed that Assistant Chief Etter derided and gossiped about members of the police department, which violates MTPD General Order 4.3(B). This conduct must have consequences.

Additionally, the evidence indicated that despite being ordered not to retaliate against officers for certain reasons, Assistant Chief Etter indicated an intent to retaliate in a conversation with a subordinate employee. Although there has been no evidence of retaliation to date, the mention of intent to retaliate, whether that was a real intent or just talk, cannot be tolerated.

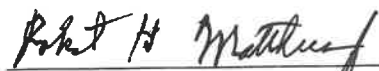
- 4) As to the fourth charge, Assistant Chief Etter's counsel filed a Motion to Dismiss the charge due to it being unduly vague. The Trustees find that the charge is unduly vague and does not provide sufficient information for Assistant Chief Etter to prepare an explanation. Therefore, the Trustees grant Assistant Chief Etter's Motion to Dismiss charge four. Charge four is dismissed in its entirety.

Therefore, Be It Resolved, that the finding affirming the above charges necessitates that the Board of Trustees consider relevant facts and circumstances regarding the employment of Assistant Chief Etter with the Miami Township Police Department including his work record and experience with the department; and

It Is Hereby Resolved, the Board of Trustees of Miami Township has chosen to administer the following disciplinary penalty: an unpaid suspension for 30 calendar days and then demotion to the position of Lieutenant (with no ability to serve in an acting capacity above the rank of Lieutenant), effective immediately. No part of this suspension can be served through the use of accrued leave.

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

Attested:


Robert H. Matthews, Fiscal Officer
Passed: April 2, 2024

RESOLUTION #030-2024

RESOLUTION TO APPROVE AMENDED APPROPRIATION OF POLICE DEPARTMENT FUNDS FOR 2024

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

Whereas, additional funding is needed within the Other Expenses appropriation for the Police Fund (Fund #209) for the purchase of headgear for the officers; and

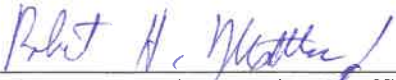
Whereas, excess appropriations have been identified within the Personnel Expense appropriation for the Police Fund (Fund #209) for fiscal year 2024; and

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

Therefore, Be It Resolved, the Miami Township Board of Trustees approves an appropriation increase of \$29,000.00 to Other Expense appropriation for the Police Fund (Fund #029), and an appropriation reduction of \$29,000.00 to Personnel Expense appropriation for the Police Fund (Fund #209) and authorizes the Finance Director to communicate the amended appropriations to the Montgomery County Auditor.

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

Attested:


Robert H. Matthews, Fiscal Officer
Passed: May 7, 2024

RESOLUTION #031-2024

RESOLUTION TO APPROVE AMENDMENTS TO THE APPROPRIATION OF FUNDS FOR 2024

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

Whereas, Miami Township has identified additional expenditures not included in the original appropriations for 2024; and

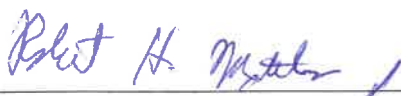
Whereas, it is necessary to amend the appropriation of funds for Miami Township; and

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 \$100,000 to the Other Expenses appropriation for the Austin East TIF Fund, (Fund #252) and an additional \$60,000 to the Other Expenses appropriation for the Austin West TIF Fund (Fund #251) authorizes the Finance Director to communicate the amended appropriation to the Montgomery County Auditor.

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

Attested:



Robert H. Matthews, Jr., Fiscal Officer
Passed: May 7, 2024

RESOLUTION #032-2024

RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO EXECUTE A PURCHASE AGREEMENT FOR A DIGITAL POSTAGE METER

Whereas, the Miami Township Administration desires to purchase a postage meter from Pitney-Bowes; and

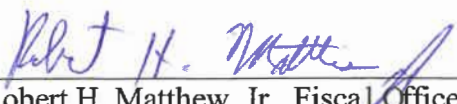
Whereas, Miami Township is authorized by the Ohio Revised Code to purchase equipment and secure a maintenance agreement, if the amount is under the statutory bidding requirements; and

Whereas, the Finance Director is recommending the purchase of a digital postage meter and software maintenance agreement, and are satisfied that Pitney Bowes will meet the needs of the Administration, Community Development, Human Resources, and Finance departments.

Therefore, Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to execute the necessary agreement to purchase from Pitney-Bowes a digital postage meter for a price not to exceed \$3,400.

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

Attested:


Robert H. Matthew, Jr., Fiscal Officer
Passed: May 7, 2024

RESOLUTION #033-2024

RESOLUTION TO ADOPT AN EMERGENCY OPERATIONS & CRISIS COMMUNICATIONS PLAN

Whereas, the Board of Trustees desires to have plans in place for emergency operations in the event of natural or other disasters; and

Whereas, staff have prepared the emergency operations and crisis communications plans now on file with Miami Township; and

Whereas, the Emergency Operations Plan has been reviewed and coordinated with the Montgomery County Office of Emergency Management; 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 the Emergency Operations and Crisis Communication Plans now on file with such changes as the Township Administrator and Department Heads find necessary to maintain the plans.

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

Attested:



Robert H. Matthews, Fiscal Officer

Passed: May 21, 2024

RESOLUTION #034-2024


RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO EXECUTE A PURCHASE AGREEMENT FOR A REPLACEMENT VEHICLE

- Whereas,** the Road Department has a 2008 Ford Expedition that has reached the end of its useful life and is scheduled for replacement; and
- Whereas,** the Board of Trustees authorized the capital replacement of this vehicle in the 2024 budget hearing and sufficient funds to obtain this capital purchase are allocated in the Road and Bridge fund (204); and
- Whereas,** multiple quotes for comparative vehicles were obtained in the purchasing process; and
- Whereas,** the Public Works Director recommends purchasing a GMC Sierra 1500 truck from Kerry Ford Inc, for the Road 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; and

Therefore, Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to execute the necessary documents to purchase a 2024 GMC Sierra for the Road Department, from Kerry Ford Inc at 155 West Kemper Road, Cincinnati, OH 45246.

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

Attested:



Robert H. Matthew, Jr., Fiscal Officer
Passed: May 21, 2024

RESOLUTION #035-2024

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

- Whereas,** In June 2023, Miami Township entered into a development agreement with Washington Township, Northpoint Development, and PDJ Austin Farm in preparation for the extension of Washington Church Road; and
- Whereas,** the original substantial completion date for the roadway extension agreed to was December 30, 2024; and
- Whereas,** the commencement of the project was unexpectedly delayed; and
- Whereas,** Northpoint Development is requesting an extension to the original completion deadline to June 30, 2025; 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 amendment to the Development Agreement.
- Section 2.** Authorization for Execution and Delivery of the amendment to 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 amendment to 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 amendment to 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 amendment to 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.

RESOLUTION #035-2024

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

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

Attested:



Robert H. Matthews, Fiscal Officer
Passed: May 21, 2024

RESOLUTION #036-2024

RESOLUTION TO DECLARE A PUBLIC NUISANCE FOR THE PROPERTY LOCATED AT 7074 FARMINGTON ROAD (PARCEL K50 18433 0006)

Whereas, the Miami Township Board of Trustees is authorized, by Section 505.86 of the Ohio Revised Code, to provide for the removal, repair, or securance of buildings or other structures in the Township; and

Whereas, Miami Valley Fire District Fire Marshal has pursuant to Section 3767.41 declared the structure located at 7074 Farmington Road, being further described below, to be in a condition dangerous to life and health and unfit for human habitation; and

Whereas the Miami Township Board of Trustees intends to remove or rehabilitate said structure based upon the findings and declaration of Miami Valley Fire Department and the report of the Zoning Inspector for Miami Township presented on this date; and

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

Therefore Be It Resolved, the Miami Township Board of Trustees orders the owners and/or lien holders to abate the dangerous property conditions within thirty (30) days of the date of the mailing of this resolution and/or the date of publication of notice in a newspaper of general circulation in the township, or the owner and/or lien holder of said property may, within twenty (20) days of the date of the mailing of this resolution and/or the date of publication of notice in a newspaper of general circulation in the township, request a hearing to the Township Fiscal Officer in writing or may at any time enter into an agreement with the Board of Township Trustees to perform the removal, repair, or securance of the unfit building located at the address below, effective immediately; and

Be It Further Resolved, if such dangerous property conditions is not abated within thirty (30) days and no hearing has been requested pursuant to Section 505.86 of the Ohio Revised Code, the Miami Township Board of Trustees, hereby orders the removal (demolition) or rehabilitation of said structure and authorizes staff to contract the abatement of the dangerous property conditions through the Montgomery County Land Reutilization Corporation Blight Abatement/Demolition Program and assess the costs to the property tax duplicate:

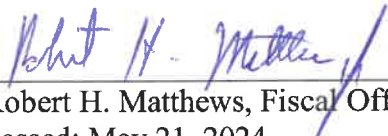
RESOLUTION #036-2024

7074 Farmington Rd.
Parcel ID #K50 18433 0006
Carl & Ruby Bengé
2057 Jessi Lane
Miamisburg, OH 45342

Lien Holders or Mortgage Company:
None. House was sold for \$1 in 1980
Via Land Contract

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

Attested:



Robert H. Matthews, Fiscal Officer
Passed: May 21, 2024

RESOLUTION #037-2024

RESOLUTION TO DECLARE A PUBLIC NUISANCE FOR THE PROPERTY LOCATED AT 6055 FIFTH AVENUE (PARCEL K50 18421 0143)

Whereas, the Miami Township Board of Trustees is authorized, by Section 505.86 of the Ohio Revised Code, to provide for the removal, repair, or securance of buildings or other structures in the Township; and

Whereas, Miami Valley Fire District Fire Marshal has pursuant to Section 3767.41 declared the structure located at 6055 5th Ave, being further described below, to be in a condition dangerous to life and health and unfit for human habitation; and

Whereas the Miami Township Board of Trustees intends to remove said structure based upon the findings and declaration of Miami Valley Fire Department and the report of the Zoning Inspector for Miami Township presented on this date; and

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

Therefore Be It Resolved, the Miami Township Board of Trustees orders the owners and/or lien holders to abate the dangerous property conditions within thirty (30) days of the date of the mailing of this resolution and/or the date of publication of notice in a newspaper of general circulation in the township, or the owner and/or lien holder of said property may, within twenty (20) days of the date of the mailing of this resolution and/or the date of publication of notice in a newspaper of general circulation in the township, request a hearing to the Township Fiscal Officer in writing or may at any time enter into an agreement with the Board of Township Trustees to perform the removal, repair, or securance of the unfit building located at the address below, effective immediately; and

Be It Further Resolved, if such dangerous property conditions is not abated within thirty (30) days and no hearing has been requested pursuant to Section 505.86 of the Ohio Revised Code, the Miami Township Board of Trustees, hereby orders the removal (demolition) of said structure and authorizes staff to contract the abatement of the dangerous property conditions through the Montgomery County Land Reutilization Corporation Blight Abatement/Demolition Program and assess the costs to the property tax duplicate:

RESOLUTION #037-2024

6055 5th Ave.

Parcel ID #K50 18421 0143

Donna Schrader S

4538 Croftshire Dr.


Kettering, OH 45440

Lien Holders:

None.

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

Attested:



Robert H. Matthews, Fiscal Officer
Passed: May 21, 2024

RESOLUTION #038-2024


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

- Whereas,** the Board of Zoning Appeals is made up of five regular members and two alternate members; and
- Whereas,** Currently both alternate positions on the Board of Zoning Appeals are vacant; and
- Whereas,** Drew Barry has expressed interest in serving as an alternate member on the Board of Zoning Appeals and has provided a letter of interest and resume to the Board for consideration; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two different days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees appoints Drew Barry to serve on the Board of Zoning Appeals as the first of two alternate members for a term of one (1) year ending on December 31, 2024, pending completion of a background check.

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

Attested:



Robert H. Matthews, Fiscal Officer
Passed: May 21, 2024

RESOLUTION #039-2024

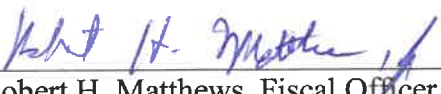
RESOLUTION TO ADOPT THE PARKS & TRAILS PLAN, A PLANNING DOCUMENT FOR THE MIAMI TOWNSHIP PARKS NETWORK

- Whereas,** Miami Township does not currently utilize any comprehensive planning document to guide the operation of its extensive network of public parks; and
- Whereas,** the Miami Township Board of Trustees acknowledge that best practices recommend adopting and adhering to long-range planning documents and updating such plans as community conditions change; and
- Whereas,** the Miami Township Community Development Department utilized a combination of citizen engagement and best-practices research to draft the Parks & Trails Plan to guide the operation and long-term planning of the Miami Township network of recreational spaces; and
- Whereas,** throughout the drafting period, public comments, and concerns from interested parties were solicited through public meetings and public surveys; and
- Whereas,** staff prepared the final draft of the Parks & Trails Plan by integrating comments and feedback from the public and Board of Trustees; and
- Whereas,** the Miami Township Board of Trustees reviewed the Parks & Trails Plan in a work session held on Tuesday, May 7, 2024; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and
- Whereas,** the Community Development Department will maintain a copy of, and record any edits or updates to the Parks & Trails Plan as reviewed by the Board of Trustees; and,
- Therefore Be It Resolved,** the Miami Township Board of Trustees ADOPTS the Miami Township Parks & Trails Plan.

SIGNATURE PAGE ONLY FOR RESOLUTION #039-2024

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

Attested:



Robert H. Matthews, Fiscal Officer
Passed: May 21, 2024

RESOLUTION #040-2024

A RESOLUTION AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO EXECUTE A PROJECT AGREEMENT WITH RUSHLIGHT ASSETS, LLC. FOR UTILIZATION OF ED/GE FUNDING


- Whereas,** the Board of County Commissioners of Montgomery County has established the Montgomery County Economic Development/Government Equity, “ED/GE” Program, to enhance the local area’s ability to compete successfully in a global economic marketplace by providing a significant fund of grant dollars to attract and retain jobs and tax base; and
- Whereas,** Rushlight Assets, LLC. intends to construct a new office headquarters at 8789 Washington Church Road in Miami Township; and
- Whereas,** the development of this headquarters by Rushlight Assets, Inc. provides the opportunity to create 25 new jobs and retain 101 existing jobs in Miami Township and Montgomery County; and
- Whereas,** Miami Township has been awarded \$250,000 or 2.5% of the total project cost through the ED/GE program, to support the construction of Rushlight Assets, Inc. new headquarters; and
- Whereas,** the ED/GE funding requires commitments to adhere to project job creation and retention goals; and
- Whereas,** Rushlight Assets, Inc. is willing to undertake the project and make such commitments as are required by the ED/GE Program Project Agreement between Miami Township and Montgomery County; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to execute an agreement with Rushlight Assets, Inc. substantially in the form on file with Miami Township with such changes as the Administrator determines are in the best interest of Miami Township, in support of the ED/GE project for Rushlight Assets, Inc.

SIGNATURE PAGE ONLY FOR RESOLUTION #040-2024

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

Attested:


Robert H. Matthews, Fiscal Officer
Passed: May 21, 2024

RESOLUTION #041-2024

RESOLUTION TO AUTHORIZE THE SUBMITTAL OF A COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM APPLICATION FOR TOWNSHIP PARKS AND TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO ACCEPT A PROGRAM AWARD

WHEREAS, the Community Development Block Grant (CDBG) Program provides funding for eligible activities including removal of architectural barriers to the handicapped; and

WHEREAS, Miami Township desires to submit an application seeking grant funds from the CDBG Program administered by Montgomery County for the installation of ADA compliant walks amenities at 8th Street Park in Miami Township (the “project”); and

WHEREAS, Miami Township has the authority to apply for and to administer the amounts received from this program, and this project meets at least one of the national objectives to primarily benefit low and moderate-income persons; and

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

Section 1. Authorization for Execution and Delivery of the CDBG Application. 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 a CDBG 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 CDBG Application, the execution of which shall be prima facie evidence of such township official’s approval of the form of such application.

Section 2. Authorization to Accept a Program Award. Miami Township hereby understands and agrees that participation in the CDBG Program will require compliance with program guidelines and assurances and further authorizes the township administrator to prepare, file, provide information, and submit documents as necessary to accept and administer awarded funds to provide for the completion of the project; and

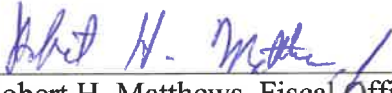
Section 3. Open Meeting Requirements Compliance. This Board of Trustees determines that all formal actions of this Board of Trustees concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board of Trustees, and that all deliberations of this Board of Trustees 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.

RESOLUTION #041-2024

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

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

Attested:



Robert H. Matthews, Fiscal Officer
Passed: May 21, 2024

RESOLUTION #042-2024

RESOLUTION TO APPROVE AMENDMENTS TO THE APPROPRIATIONS OF FUNDS FOR 2024

Whereas, the Montgomery County Budget Commission is required by Section 5705.36 of the Ohio Revised Code to prepare an Official Certificate of Estimated Resources for the Township; and

Whereas, the Montgomery County Auditor is required by Section 5705.39 of the Ohio Revised Code to certify that the approved appropriations do not exceed the Official Estimate of Resources; and

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

Whereas, Miami Township has identified additional expenditures not anticipated in the original appropriations for 2024 making it necessary to amend the appropriation of funds; and

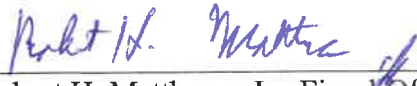
Whereas, the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore, Be It Resolved, the Miami Township Board of Trustees approves an additional \$200,000 to the Other Expenses appropriation for the General Fund, (Fund #101); and

Therefore, Be It Further Resolved, the Miami Township Board of Trustees authorizes the Finance Director to communicate the amended revenue and appropriation amounts to the Montgomery County Auditor.

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

Attested:


Robert H. Matthews, Jr., Fiscal Officer

Passed: May 21, 2024

RESOLUTION #043-2024

RESOLUTION TO APPROVE AMENDMENTS TO THE CERTIFICATE OF ESTIMATED RESOURCES FOR 2024

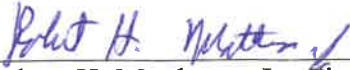
- Whereas,** the Montgomery County Budget Commission is required by Ohio Revised Code Section 5705.36 to prepare an Official Certificate of Estimated Resources for the Township; and
- Whereas,** the Montgomery County Auditor is required by Ohio Revised Code Section 5705.39 to certify that the appropriations approved by the Township do not exceed the Official Estimate of Resources; and
- Whereas,** Miami Township submits anticipated revenue information to the Montgomery County Auditor as needed, but no less than once each fiscal year; and
- Whereas,** Miami Township has received unexpected federal forfeiture proceeds that were not included in the initial revenue estimates for 2024; 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 and accepts an additional \$550,000 in revenue into Fund #225 - Federal Law Enforcement (Forfeitures) Fund; and

Therefore, Be It Further Resolved, the Miami Township Board of Trustees authorizes the Finance Director to communicate the amended revenue amounts to the Montgomery County Auditor and Montgomery County Budget Commission.

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

Attested:


Robert H. Matthews, Jr., Fiscal Officer

Passed: May 21, 2024

RESOLUTION #044-2024

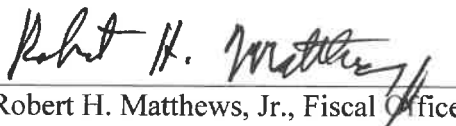
RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH THE MIAMISBURG CITY SCHOOL DISTRICT TO IMPLEMENT THE SCHOOL RESOURCE OFFICER (SRO) PROGRAM

- Whereas,** Miami Township and Miamisburg City School District have formed an effective and successful partnership in providing and promoting school safety; and
- Whereas,** Miami Township and Miamisburg City School District have previously worked together to provide community policing services through a School Resource Officer (SRO) program; and
- Whereas,** Miami Township and Miamisburg City School District desire to replace the current expiring Memorandum of Understanding with an updated Agreement, now on file with the Township, to extend the SRO program; and
- Whereas,** the Agreement is contemplated to have a term extending from July 1, 2024 through June 30, 2029, to be renewed every five years thereafter; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to execute an agreement with Miamisburg City School District substantially in the form on file with Miami Township with such changes as the Administrator determines are in the best interest of Miami Township, in support of the SRO program.

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

Attested:


Robert H. Matthews, Jr., Fiscal Officer
Passed: June 04, 2024

RESOLUTION #045-2024

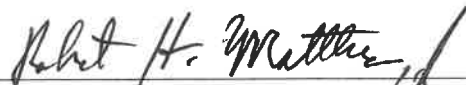
RESOLUTION TO SELL PROPERTY TO A RETIRING EMPLOYEE

- Whereas,** Lieutenant Jay Phares retired his commission as Police Lieutenant at the end of business on May 31, 2024; and
- Whereas,** Article 33 Section 1, of the Collective Bargaining Agreement between the Ohio Patrolmen’s Benevolent Association (OPBA) 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,** Lieutenant Jay Phares has requested to purchase his Glock 43X service weapon, serial number BUV654, for \$1.00; and
- Whereas,** the Board of Trustees has considered Lieutenant Phares 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 43X service weapon, with serial number BUV654, to Lieutenant Jay Phares for the amount of \$1.00 respectfully, and the sale is effective immediately.

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

Attested:


Robert Matthews, Fiscal Officer
Passed: June 4, 2024

RESOLUTION # 046-2024

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

- Whereas,** the Board of County Commissioners of Montgomery County has established the Montgomery County Economic Development/Government Equity, "ED/GE" Program, to enhance the local area's ability to compete successfully in a global economic marketplace by providing a significant fund of grant dollars to attract and retain jobs and tax base; and
- Whereas,** Rushlight Assets, LLC. intends to construct a new office headquarters at 8789 Washington Church Road in Miami Township; and
- Whereas,** the development of this headquarters by Rushlight Assets, Inc. provides the opportunity to create 25 new jobs and retain 101 existing jobs in Miami Township and Montgomery County; and
- Whereas,** Miami Township has been awarded \$250,000 or 2.5% of the total project cost through the ED/GE program, to support the construction of Rushlight Assets, Inc. new headquarters; and
- Whereas,** the ED/GE funding requires execution of a Program Project Agreement between the member jurisdiction (Miami Township) and Montgomery County; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.
- Therefore Be It Resolved,** the Miami Township Board of Trustees authorizes the Township Administrator to execute an agreement with Montgomery County substantially in the form on file with Miami Township with such changes as the Administrator determines are in the best interest of Miami Township, in support of the ED/GE project for Rushlight Assets, Inc.

RESOLUTION # 046-2024

SIGNATURE PAGE ONLY

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

Attested:



Robert H. Matthews, Fiscal Officer
Passed: June 4, 2024

RESOLUTION #047-2024

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 Anthem, effective July 1, 2024; and

Whereas, the following table shows monthly premium cost by coverage type for the two proposed plan options for the July 1, 2024 through June 30, 2025 plan year:

	Blue Access 2024 HSA Option E3 Rx-T8 (Embedded Plan)	Blue Access 2024 HSA Option 1 Rx-T8 (Non-Embedded Plan)	Blue Access 2024 PPO Option 19 Rx-T2 (PPO Embedded Plan)
Employee	\$612.87	\$634.89	\$736.05
Employee/ Spouse	\$1,477.02	\$1,530.08	\$1,773.88
Employee/ Child(ren)	\$1,051.69	\$1,089.47	\$1,263.06
Family	\$1,904.81	\$1,973.23	\$2,287.64

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

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

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

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

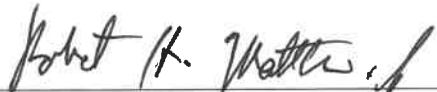
Be It Further Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to contract with Anthem to institute the above insurance plans for the July 1, 2024, through June 30, 2025, plan year.

RESOLUTION #047-2024

SIGNATURE PAGE ONLY

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

Attested:



Robert H. Matthews, Jr., Fiscal Officer

Passed: June 04, 2024

RESOLUTION #048-2024

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

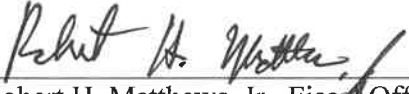
- Whereas,** the Miami Township Board of Trustees has agreed to fund HSA Employer Contributions for eligible employees and elected officials who participate in the Township's high deductible healthcare plan for the plan year of July 1, 2024 through June 30, 2025; and
- Whereas,** the Board of Trustees 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 #048-2024

SIGNATURE PAGE ONLY

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

Attested:



Robert H. Matthews, Jr., Fiscal Officer

Passed: June 04, 2024

RESOLUTION #049-2024

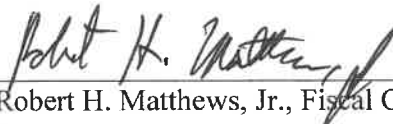
RESOLUTION TO AUTHORIZE THE EXECUTION OF A WORK EXPERIENCE AND GUIDANCE PROGRAM AGREEMENT

- Whereas,** Montgomery County Youth Career Services manages a program to train youth through temporary placement with Work Experience Providers; and
- Whereas,** Montgomery County provides full funding for the youth placed with the Work Experience Provider; and
- Whereas,** the Fiscal Officer has agreed to serve as the Trainer, develop and provide a Training Plan for the Youth placed with 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 hereby authorizes the Township Administrator to cause the execution of the necessary documents for participation during the 2024 calendar year in the Montgomery County Work Experience and Guidance Program pending approval of the program agreement by the Law Director. This resolution shall be effective immediately.

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

Attested:


Robert H. Matthews, Jr., Fiscal Officer
Passed: June 04, 2024

RESOLUTION #050-2024

RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR AREA 2 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, June 4, 2024; and

Whereas, Zoning Case #434-18 filed by Swift Air LLC, proposes adoption of a final development plan for a private airplane hangar within Area 2 of the Airport Planned Development and for lands zoned “PD-5”, Planned Mixed-Use District; and

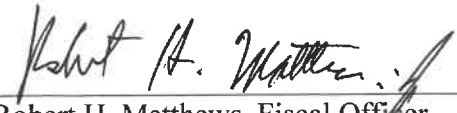
Whereas, the Trustees reviewed said Zoning Case in a Public Hearing; and

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 2 in the Airport Planned Development under Zoning Case #434-18 and UPHOLDS the Zoning Commission recommendation.

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

Attested:


Robert H. Matthews, Fiscal Officer
Passed: June 4, 2024

RESOLUTION #051-2024

**RESOLUTION TO ADOPT A ZONING MAP AMENDMENT FROM
“R-2” SINGLE FAMILY RESIDENTIAL DISTRICT, “R-9” SINGLE
FAMILY RESIDENTIAL DISTRICT, AND “PD-5” PLANNED MIXED
USE DISTRICT TO “PS-1” ACTIVE RECREATION DISTRICT
UNDER ZONING CASE 463-24**

Whereas, the Miami Township Board of Trustees met in a regular session on Tuesday, June 4, 2024 and

Whereas, Zoning Case 463-24, filed by the Miami Township Zoning Commission, proposes a rezoning from the “R-2” Single Family Residential District, “R-9” Single Family Residential District, and “PD-5” Planned Mixed Use District to the “PS-1” Active Recreation District; and


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

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

Therefore Be It Resolved, the Miami Township Board of Trustees APPROVE
the Zoning Map Amendment under Zoning Case 463-24 and
UPHOLD the Zoning Commission recommendation.

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

Attested:


Robert H. Matthews, Fiscal Officer
Passed: June 4, 2024

RESOLUTION #052-2024

RESOLUTION TO NOTIFY THE USE OF INTERNET AUCTION TO SELL SURPLUS PROPERTY FOR CALENDAR YEAR 2024

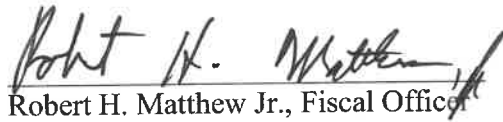
- Whereas,** the Ohio Revised Code Section 505.10 establishes procedures by which Miami Township can sell, trade-in, or dispose of Township-owned personal property which is not needed for public use, or is obsolete, or is unfit for the use for which it was acquired; and
- Whereas,** the Miami Township Board of Trustees has determined that an internet auction is a cost-effective method of disposing of such property; and
- Whereas,** the Miami Township Board of Trustees wishes to contract with GovDeals, Inc. located at PO Box 242457, Montgomery, AL 36124 to serve as a representative of the Township and conduct internet auctions on behalf of the Township; and
- Whereas,** property is offered for sale “**AS IS, WHERE IS.**” Miami Township, Montgomery County, Ohio makes no warranty, guaranty or representations of any kind, either express or implied, as to the merchantability or fitness for any purpose of the property offered for sale. The “buyer” of any Township property is not entitled to any payment for loss of profit or any other money damages – special, direct, indirect or consequential – against the Township that in any way relates to the purchase and/or use of the property. If any Township property offered for sale by internet auction is not sold within fourteen (14) days after being posted on the “GovDeals, Inc.” website, the Township may withdraw said property from the internet auction at any time; and
- Whereas,** all property will be available to the public on the “GovDeals Inc.” website for a minimum of (14) days, including Saturdays, Sundays, and legal holidays. The online sales of surplus property will also be listed on the Township’s website; and
- Whereas,** the Miami Township Board of Trustees designates the Public Works Director located at 10891 Wood Road, Miamisburg, OH, 45342 at phone number (937-866-4661) as the official point of contact for all internet auctions to establish minimum price, “terms and conditions” for online sales, and ensuring receipt of financial transactions are completed; 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

RESOLUTION #052-2024

Therefore, Be It Resolved, that in accordance with the Ohio Revised Code, Section 505.10 the Miami Township Board of Trustees declares intent to sell personal property, including motor vehicles, road machinery, equipment, tools, or supplies which is not needed for public use, is obsolete, or is unfit for the use for which it was acquired by internet auction in calendar year 2024 with GovDeals, Inc.

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

Attested:



Robert H. Matthew Jr., Fiscal Officer

Passed: June 18, 2024

RESOLUTION #053-2024

RESOLUTION TO DECLARE SURPLUS PROPERTY AND AUTHORIZE THE DISCHARGE 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 personal property which is not needed for public use, or is obsolete, or is unfit for the use for which it was acquired; and

Whereas, Public Works and Administration have item(s) attached as Exhibit A 2024 which are no longer needed, broken and /or worn out beyond useful purpose; and

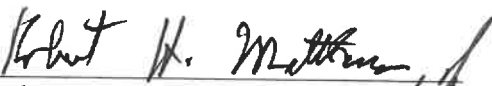
Whereas, these items will be listed for sale through internet auction by GovDeals, Inc. located at PO Box 242457, Montgomery, AL 36124 and on the Townships website for no less than fourteen (14) days after being posted which include Saturdays, Sundays, and legal holidays; and

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 items listed in Exhibit A 2024 as surplus property to be disposed of or sold and removed from the respective department's inventory.

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

Attested:


Robert H. Matthew Jr., Fiscal Officer
Passed: June 18, 2024

RESOLUTION #054-2024

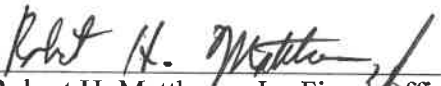
**A RESOLUTION AUTHORIZING THE TOWNSHIP ADMINISTRATOR
TO ENTER INTO AN AGREEMENT FOR WEBSITE SERVICES**

- Whereas,** Miami Township maintains website services to disseminate information to residents and businesses consistently, easily and quickly; and
- Whereas,** Miami Township has a website at www.miamitownship.com that provides information and services to the residents and businesses of the Township; and
- Whereas,** CivicPlus, a web hosting and development firm that specializes in government websites throughout the United States, has provided a proposal and agreement for consideration; and
- Whereas,** Miami Township would like to enter into a contract with CivicPlus to provide website services at a cost of \$9,016 and subsequent annual renewal rates not to exceed 5% a year thereafter; 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 authorizes the Township Administrator to take the necessary steps to execute a Agreement beginning July 1, 2024 with CivicPlus for website services.

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

Attested:


Robert H. Matthews, Jr., Fiscal Officer
Passed: June 18, 2024

RESOLUTION #055-2024

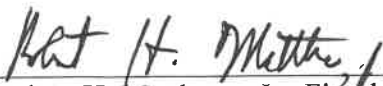
**RESOLUTION TO APPROVE AMENDMENTS TO THE
APPROPRIATION OF FUNDS FOR 2024**

- Whereas,** the annual appropriations for 2024 are to provide for expenditures during the fiscal year ending December 31, 2024; 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 2024; 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 \$86,000 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
Donald Culp, Trustee President	X			
Terry W. Posey Jr., Trustee Vice President	X			
John Morris, Trustee	X			

Attested:


Robert H. Matthews, Jr., Fiscal Officer
Passed: June 18, 2024

RESOLUTION #056-2024

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

Whereas, Alex Carlson has successfully completed two years of service as the Community Development Director; and

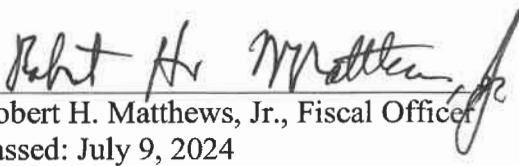
Whereas, a performance and compensation review has been conducted and the Township Administrator is recommending an increase in salary; and

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

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 \$108,435.86, effective June 8, 2024. This resolution shall take effect immediately.

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

Attested:


Robert H. Matthews, Jr., Fiscal Officer
Passed: July 9, 2024

RESOLUTION #057-2024

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

Whereas, John Schweickart has successfully completed two years of service as the Public Works Director; and

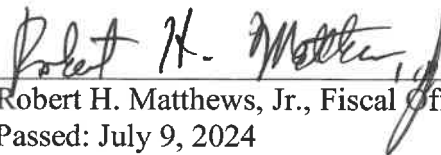
Whereas, a performance and compensation review has been conducted and the Township Administrator is recommending an increase in salary; and

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

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 \$108,435.86, effective June 8, 2024. This resolution shall take effect immediately.

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

Attested:


Robert H. Matthews, Jr., Fiscal Officer
Passed: July 9, 2024

RESOLUTION #058-2024


RESOLUTION TO APPROVE AMENDMENTS TO THE APPROPRIATION OF FUNDS FOR 2024

- Whereas,** the annual appropriations for 2024 are to provide for expenditures during the fiscal year ending December 31, 2024; 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 2024; 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 \$75,000 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
Donald Culp, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President	✓			
John Morris, Trustee	✓			

Attested:



Robert H. Matthews, Jr., Fiscal Officer
Passed: July 9, 2024

RESOLUTION #059-2024

RESOLUTION TO APPROVE AN AMENDMENT TO THE APPROPRIATION OF FUNDS FOR 2024

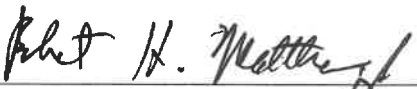
- Whereas,** the annual appropriations for 2024 are to provide for expenditures during the fiscal year ending December 31, 2024; and
- Whereas,** the Board of County Commissioners of Montgomery County, Ohio established the Economic Development/Government Equity (ED/GE) program to enhance the abilities of local governments to compete successfully in a global economic marketplace by providing a significant fund of grant dollars to attract and retain jobs and tax base; and
- Whereas,** the Miami Township Board of Trustees authorized a ten-year renewal of the Township's participation in the Montgomery County ED/GE program in 2020; and
- Whereas,** Textum OPCO LLC, was awarded an ED/GE grant in 2021 to facilitate site improvements as to locate in Miami Township; and
- Whereas,** the Miami Township Board of Trustees via Resolution #004-2022 authorized the Township Administrator to execute a project agreement with Textum OPCO LLC, for the utilization of ED/GE funding; and
- Whereas,** Textum OPCO LLC has submitted documentation attesting to the fulfilment of a portion of their obligations under the ED/GE grant and is now requesting 75% payment of the remaining \$145,000 of the award approved in 2021; and
- Whereas,** the intent to request for ED/GE funding was not known and not included in the original appropriations approved by the Miami Township Board of Trustees in December 2023; and
- Therefore, Be It Resolved,** the Miami Township Board of Trustees approves an increase of \$108,750 to the Other (non-Personnel) Expenses appropriation for the General Fund, Community Development Department (Fund #101), and authorizes the Finance Director to notify the County Auditor as required by Ohio Revised Code.

RESOLUTION #059-2024

SIGNATURE PAGE ONLY

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

Attested:



Robert H. Matthews, Fiscal Officer
Passed: July 9, 2024

RESOLUTION #060-2024

RESOLUTION TO AUTHORIZE PARTICIPATION IN A NATIONWIDE SETTLEMENT AGREEMENT WITH KROGER CO. AND DECLARE AN EMERGENCY

- Whereas,** Miami Township, Montgomery County, Ohio (herein “Township”) is a Township formed and organized pursuant to the Constitution and laws of the State of Ohio; and
- Whereas,** the people of the State of Ohio and its communities have been harmed by misfeasance, nonfeasance and malfeasance committed by certain entities within the Opioid Pharmaceutical Supply Chain; and
- Whereas,** the State of Ohio, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Opioid Pharmaceutical Supply Chain Participants accountable for the damage caused by their misfeasance, nonfeasance and malfeasance; and
- Whereas,** the State of Ohio, through its Governor and Attorney General, and its Local Governments share a common desire to abate and alleviate the impacts of that misfeasance, nonfeasance, and malfeasance throughout the State of Ohio; and
- Whereas,** the Board of Trustees wishes to agree to the material terms of the proposed National Opioid Settlement Agreement with Kroger Co. (the “Proposed Settlement”); and

Therefore, Be It Resolved, the Board of Township Trustees of Miami Township, Montgomery County, Ohio, herein referred to as “the Board” that:

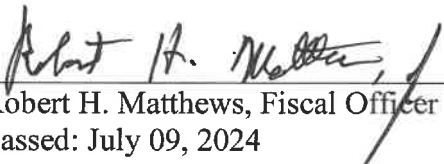
- Section 1. That the Board hereby authorizes the Township Administrator to execute the necessary paperwork to participate in the national settlement with Kroger Co. on behalf of Miami Township, Montgomery County, Ohio.
- Section 2. That it is found and determined that all formal actions of the Board 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 meetings open to the public, in compliance with all legal requirements.
- Section 3. This Resolution is hereby declared to be an emergency measure, necessary for the preservation of the public peace, health, welfare and safety of Miami Township. The reason for the emergency is to ensure prompt pursuit of funds to assist in abating the opioid epidemic throughout Ohio.

RESOLUTION #060-2024

Section 4. 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

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

Attested:



Robert H. Matthews, Fiscal Officer
Passed: July 09, 2024

RESOLUTION #061-2024

RESOLUTION DECLARING AN OPINION OF THE BOARD

Whereas, the State of Ohio created the One Time Strategic Community Investment Fund (OTSCIF) in 2023; and

Whereas, the purpose as noted by the Senate Finance Chair of the one-time funds is to “return tax payers their money through community projects throughout the state which enhance our quality of life;” and

Whereas, as directed by the Senate OTSCIF guidance, Miami Township submitted two projects to the office of State Senator Niraj J. Antani by the program deadline, amounting to \$2.6 million, meeting the guidelines and intention of the program as outlined by the Office of Budget and Management; and

Whereas, Miami Township partnered with the Miami Township Community Improvement Corporation to fund engineering expenses necessary to properly prepare an application for funding through the OTSCIF; and

Whereas, Miami Township was not informed that our projects would not be submitted as part of the selection process due to the Senator’s objection to the program and did not have an opportunity to otherwise participate in the senate selection process; and

Whereas, Senator Niraj J. Antani voted to approve HB 33, which created the One-Time Strategic Community Investment Fund; and

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

Therefore, Be It Resolved, that it is the opinion of the Board that Senator Niraj J. Antani neglects his obligations to represent his constituents by:

A) failing to provide them an opportunity to participate in the distribution of funding through the One Time Strategic Community Investment Program, and

B) he publicly maintains that he will refuse to represent his constituents in future distributions of tax revenues to the benefit of his constituents; and

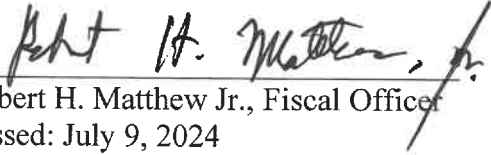
Be It Further Resolved this Board hereby seeks that Niraj J. Antani immediately vacate his office so that a replacement might be named who, without regard for political ambition and personal conflicts, will competently execute the public trust to the benefit of the constituents of the Ohio 6th Senate District.

RESOLUTION #061-2024

SIGNATURE PAGE ONLY

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

Attested:



Robert H. Matthew Jr., Fiscal Officer
Passed: July 9, 2024

2


RESOLUTION #062-2024

**RESOLUTION TO APPOINT MIAMI CROSSING
JOINT ECONOMIC DEVELOPMENT DISTRICT BOARD MEMBER**

- Whereas,** the Miami Township Board of Trustees approved a Joint Economic Development District (JEDD) with Resolution #94-2009; and
- Whereas,** under the approved contract the Miami Township Board of Trustees is responsible for appointing two of the five members to the Miami Crossing Joint Economic Development District; and
- Whereas,** Clay McCord was appointed to represent business owners located within the district on the JEDD Board pursuant to ORC Section 715.15 (P)(1)(c) and has served two (2) consecutive terms which will expire on August 13, 2024; and
- Whereas,** it is the recommendation of the Township Administrator to appoint Max McConnell to represent business owners located within the district on the JEDD Board; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees appoints Max McConnell to represent business owners located within the district on the Miami Crossing JEDD Board, as required by contract, effective August 14, 2024.

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

Attested: 

Robert H. Matthews, Fiscal Officer
Passed: August 7, 2024

RESOLUTION #063-2024

**RESOLUTION TO APPROVE AMENDMENTS TO THE
APPROPRIATIONS OF FUNDS FOR 2024**

- Whereas,** the Montgomery County Budget Commission is required by Section 5705.36 of the Ohio Revised Code to prepare an Official Certificate of Estimated Resources for the Township; and
- Whereas,** the Montgomery County Auditor is required by Section 5705.39 of the Ohio Revised Code to certify that the approved appropriations do not exceed the Official Estimate of Resources; and
- Whereas,** the annual appropriations for 2024 are to provide for expenditures during the fiscal year ending December 31, 2024; and
- Whereas,** Miami Township has identified specific capital expenditures not anticipated in the original operating appropriations for 2024 making it necessary to amend the appropriation of 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.

Therefore, Be It Resolved, the Miami Township Board of Trustees approves an additional \$175,000 to the Other Expenses appropriation for Fund #225 – Federal Law Enforcement (Forfeitures) Fund; and

Therefore, Be It Further Resolved, the Miami Township Board of Trustees authorizes the Finance Director to communicate the amended revenue and appropriation amounts to the Montgomery County Auditor.

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

Attested:



Robert H. Mathews, Jr., Fiscal Officer
Passed: August 7, 2024

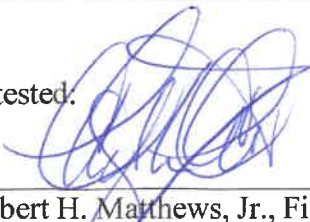
RESOLUTION #064-2024

RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH THE DAYTON CHRISTIAN SCHOOL TO IMPLEMENT THE SCHOOL RESOURCE OFFICER (SRO) PROGRAM

- Whereas,** Miami Township and the Dayton Christian School have formed an effective and successful partnership in providing and promoting school safety; and
- Whereas,** Miami Township and Dayton Christian have previously worked together to provide community policing services through a School Resource Officer (SRO) program; and
- Whereas,** Miami Township and Dayton Christian School desire to replace the current Memorandum of Understanding with an updated Agreement, now on file with the Township, to extend the SRO program; and
- Whereas,** the Agreement is contemplated to have a term extending from July 1, 2024 through June 30, 2029, to be renewed every five years thereafter; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to execute an agreement with Dayton Christian School substantially in the form on file with Miami Township with such changes as the Administrator determines are in the best interest of Miami Township, in support of the SRO program.

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

Attested: 

Robert H. Matthews, Jr., Fiscal Officer
Passed: August 7, 2024

RESOLUTION #065-2024


RESOLUTION TO PURCHASE ROCK SALT FOR THE 2024/2025 WINTER SEASON

- Whereas,** requests for bids have been made for Miami Township, Montgomery County through the Southwest Ohio Purchasers for Government (SWOP4G) to purchase rock salt for the 2024/2025 winter season; and
- Whereas,** Miami Township received a total of four (4) bids and the lowest bid was from Cargill, Incorporated, at a reserve of 3,000 tons of rock salt; and
- Whereas,** Cargill, Incorporated is located at 24950 Country Club Blvd, Suite 450, North Olmsted, OH 44070 and a renewal option was included for the 2025/2026 winter season; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that a resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore, Be It Resolved, that the Miami Township Board of Trustees accepts the low bid for rock salt from Cargill Incorporated, at \$64.65 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
Donald Culp, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President	✓			
John Morris, Trustee				✓

Attested:



Robert H. Matthew Jr., Fiscal Officer
Passed: August 7, 2024

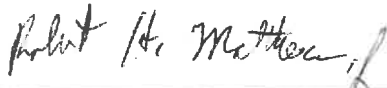
RESOLUTION #066-2024

**RESOLUTION TO ADOPT A PLANNED DEVELOPMENT
REGULATION AMENDMENT TO THE LYONS BUSINESS PARK
PLANNED DEVELOPMENT, UNDER ZONING CASE #183-86**

- Whereas,** the Miami Township Board of Trustees met in a regular session on Wednesday, August 7, 2024; and
- Whereas,** Zoning Case #183-96 filed by Miami Partners LTD c/o Mark Fornes Realty, Inc., proposes adoption of a planned development regulation amendment for the Lyons Business Park Planned Development; and
- Whereas,** the Miami Township Board of Trustees reviewed said Zoning Case #183-86 PDRA in a Public Hearing where anyone desiring to speak was heard; 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 planned development regulation amendment under Zoning Case #183-86 PDRA and UPHOLDS the Zoning Commission recommendation.

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

Attested:



Robert H. Matthews, Fiscal Officer
Passed: August 20, 2024

RESOLUTION #067-2024

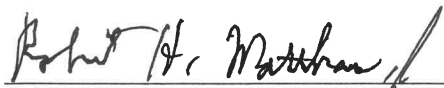
RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR DG MARKETPLACE UNDER ZONING CASE #410-12

- Whereas,** the Miami Township Board of Trustees met in a regular session on Tuesday, November 19, 2024; and
- Whereas,** Zoning Case #410-12 FDP, filed by Josh Allen, proposes a Final Development Plan within a previously approved Planned Unit Development; and
- Whereas,** the Miami Township Zoning Commission reviewed said Zoning Case #410-12 in a Public Hearing where anyone desiring to speak was heard and recommended approval of said Zoning Case; and
- Whereas,** the Miami Township Board of Trustees reviewed said Zoning Case #410-12 in a Public Hearing where anyone desiring to speak was heard; and
- Whereas,** the Miami Township Board of Trustees desires to dispense with the requirement that this resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading; and

Therefore Be It Resolved, the Miami Township Board of Trustees DENY the Final Development Plan under Zoning Case #410-12 and REVERSE the Zoning Commission recommendation.

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

Attested:


Robert H. Matthews Jr., Fiscal Officer
Passed: November 19, 2024

RESOLUTION #068-2024

RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO EXECUTE A GRANT AGREEMENT

Whereas, pursuant to Section 200.20 of Substitute House Bill 2 (the “Act”), the 135th General Assembly of the State of Ohio has appropriated funds in the amount of \$717,800,000 to OBM in appropriation item 042509, One Time Strategic Community Investments; and

Whereas, Miami Township Public Works is listed as the project in the amount of \$250,000; and

Whereas, the project for these funds is the replacement of leaf collection machines which will help us provide a more efficient and cost-effective service for the community we serve; and

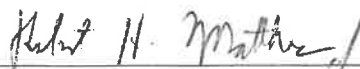
Whereas, the Ohio Office of Budget Management (“OBM”) located at 30 East Broad Street, 34th Floor, Columbus, Ohio 43215 is acting on behalf of the State of Ohio to administer the grant agreement and disbursement of funds; and

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, that the Miami Township Board of Trustees authorizes the Township Administrator to execute a grant agreement between the Ohio Office of Budget and Management (“OBM”) located at 30 East Broad Street, 34th Floor, Columbus, Ohio 43215, and Miami Township, Montgomery County, Ohio.

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

Attested:


Robert H. Matthew Jr., Fiscal Officer
Passed: August 20, 2024

RESOLUTION #069-2024

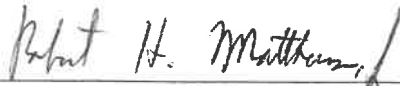
RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO EXECUTE A GRANT AWARD AGREEMENT

- Whereas,** Miami Township, Montgomery County, Ohio submitted a grant application January 31, 2024, to the Ohio Environmental Protection Agency for the H2Ohio Rivers Initiative Chloride Reduction Grant; and
- Whereas,** the project included a fund request in the amount of \$33,108 to purchase a new anti-icing, deicing liquid application system through Henderson Products, Inc who is a member of Government Cooperative Purchasing Programs and Sourcewell; and
- Whereas,** on August 5, 2024, Miami Township, Montgomery County, Ohio received award notification for Project Number 25H2OSALT-235; and
- Whereas,** the Grantor is the Ohio Environmental Protection Agency located at P.O Box 1049, Columbus, Ohio 43216-1049; and
- Whereas,** a grant award agreement needs executed between the Ohio Environmental Protection Agency and Miami Township, Montgomery County, Ohio; 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 the Miami Township Board of Trustees authorizes the Township Administrator to execute a grant award agreement and any necessary documents between the Ohio Environmental Protection Agency located at P.O. Box 1049, Columbus, Ohio and Miami Township, Montgomery County, Ohio.

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

Attested:


Robert H. Matthew Jr., Fiscal Officer
Passed: August 20, 2024

RESOLUTION #070-2024

RESOLUTION TO AUTHORIZE THE EXECUTION AND DELIVERY OF AN APPLICATION FOR FINANCIAL ASSISTANCE THROUGH THE OHIO DEPARTMENT OF NATURAL RESOURCES NATUREWORKS PROGRAM

Whereas, the State of Ohio through the Ohio Department of Natural Resources, administers financial assistance for public recreation purposes, through the State of Ohio NatureWorks grant program; and

Whereas, the Miami Township Board of Trustees desires financial assistance under the NatureWorks Grant 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.

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

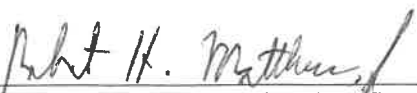
Section 1. The Board of Trustees approves filing this application for financial assistance.

Section 2. Township Administrator Chris Snyder is hereby authorized and directed to execute and file an application with the Ohio Department of Natural Resources and to provide all information and documentation required to become eligible for possible funding assistance.

Section 3. The Board of Trustees does agree to obligate the funds required to satisfactorily complete the proposed project and become eligible for reimbursement under the terms of the **NatureWorks Grant Program.**

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

Attested:


Robert H. Matthews, Fiscal Officer
Passed: August 20, 2024

RESOLUTION #072-2024

RESOLUTION TO ENTER INTO A TOLLING AGREEMENT

Whereas, the Miami Township Board of Trustees met in a regular session on August 20, 2024; and

Whereas, the Board of Trustees deems it necessary and advisable to enter into a Tolling Agreement, in the form now on file with Miami Township, to protect the interests of the Township and its residents; and

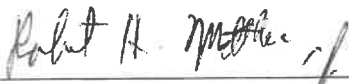
Whereas, the law firms of David A. Goldstein Co., LPA., Surdyk, Dowd, & Turner Co., LPA, and Gallagher Sharp LLP have jointly prepared the Tolling Agreement on file; and

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 and directs the Township Administrator to enter into the Tolling Agreement now on file with Miami Township on behalf of the Board of Trustees. This resolution is effective immediately upon signing.

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

Attested:



Robert H. Matthew Jr., Fiscal Officer
Passed: August 20, 2024

RESOLUTION #073-2024

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 Miami Township Board of Trustees passed Resolution 128-2013 which authorized the costs and expenses for the **Austin Landing Lighting District** to be assessed as provided for under Chapter 515 of the Ohio Revised Code: and

Whereas, the **Austin Landing Lighting District** consists of the following parcels:

K45 02606 0091,	K45 02605 0127,
K45 02605 0065,	K45 02605 0129,
K45 02605 0084,	K45 02605 0130,
K45 02605 0090,	K45 02605 0131,
K45 02605 0091,	K45 02605 0132,
K45 02605 0093,	K45 02605 0133,
K45 02605 0094,	K45 02605 0134,
K45 50715 0094,	K45 02605 0135,
K45 02605 0097,	K45 02605 0136,
K45 02605 0101,	K45 02605 0137,
K45 02605 0103,	K45 02605 0138,
K45 02605 0108,	K45 02605 0140,
K45 02605 0109,	K45 02605 0141,
K45 02605 0110,	K45 02605 0142,
K45 02605 0111,	K45 02605 0144,
K45 02605 0116,	K45 02605 0145,
K45 02605 0122,	K45 02605 0146,
K45 02605 0125,	K45 02605 0147,
K45 02605 0126,	

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 been contracted; 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, 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 parcel and each of them in said contract, the amount as noted per parcel below:


RESOLUTION #073-2024

Parcel ID	Amount
K45 02606 0091	253.22
K45 02605 0065	33,527.60
K45 02605 0084	2,357.97
K45 02605 0090	10,792.35
K45 02605 0091	17,101.67
K45 02605 0093	6,727.18
K45 02605 0094	8,499.80
K45 02605 0097	12,731.24
K45 02605 0101	24,183.43
K45 02605 0103	32,235.58
K45 02605 0108	19,034.04
K45 02605 0109	7,900.76
K45 02605 0110	1,620.60
K45 02605 0111	1,288.68
K45 02605 0116	13,436.07
K45 02605 0122	1,536.84
K45 02605 0125	7,326.53
K45 02605 0126	6,129.39
K45 02605 0127	4,733.69

Parcel ID	Amount
K45 02605 0128	
K45 02605 0129	4,763.17
K45 02605 0130	9,587.75
K45 02605 0131	1,320.62
K45 02605 0132	1,061.89
K45 02605 0133	2,509.09
K45 02605 0134	2,981.55
K45 02605 0135	1,600.44
K45 02605 0136	2,558.09
K45 02605 0137	819.30
K45 02605 0138	799.45
K45 02605 0140	1,229.10
K45 02605 0141	2,431.84
K45 02605 0142	3,487.52
K45 50715 0094	13,341.94
K45 02605 0144	4,032.90
K45 02605 0145	3,172.03
K45 02605 0146	16,533.95
K45 02605 0147	2,781.77

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

Attested:


 Robert H. Matthews, Fiscal Officer
 Passed: September 3, 2024

RESOLUTION #074-2024

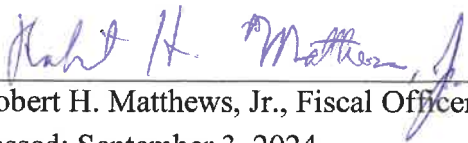
RESOLUTION TO APPROVE AMENDMENTS TO THE APPROPRIATION OF FUNDS FOR 2024

- Whereas,** the annual appropriations for 2024 are to provide for expenditures during the fiscal year ending December 31, 2024; 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 2024; 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 \$97,250 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
Donald Culp, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President	✓			
John Morris, Trustee				✓

Attested:


Robert H. Matthews, Jr., Fiscal Officer
Passed: September 3, 2024

RESOLUTION #075-2024


RESOLUTION AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO EXECUTE ANY NECESSARY DOCUMENT FOR THE PURCHASE OF A ROAD DEPARTMENT VEHICLE

- Whereas,** the Road Department has an 18-year-old vehicle that is reaching the end of its useful life and is scheduled for replacement in 2026; and
- Whereas,** the Board of Trustees appropriated American Rescue Plan Funds (Fund #216) in Resolution 074-2024 to purchase of a truck chassis for the Road Department; and
- Whereas,** the truck chassis will be purchased for the Road Department through an Ohio Department of Transportation (ODOT) state purchasing contract (#023-24); and
- Whereas,** the Public Works Director recommends purchasing a Freightliner M2 106 Plus truck chassis from FYDA Freightliner Cincinnati, Inc, an approved ODOT contract vendor; and
- Whereas,** the upfit equipment is scheduled for installation in correspondence with the upcoming 2025 Road Department budget; 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 a truck chassis for the Road Department, from Fyda Freightliner Cincinnati, Inc at 1 Freightliner Drive, Cincinnati, OH 45241.

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

Attested:


Robert H. Matthews, Jr., Fiscal Officer
Passed: September 3, 2024

RESOLUTION #076-2024

RESOLUTION TO AUTHORIZE THE EXECUTION AND DELIVERY OF AN APPLICATION FOR FINANCIAL ASSISTANCE THROUGH DISTRICT 4 OHIO PUBLIC WORKS COMMISSION

Whereas, the State of Ohio through the Ohio Public Works Commission, administers financial assistance for infrastructure construction projects; and

Whereas, the Miami Township Board of Trustees desires financial assistance under District 4 of the Ohio Public Works Commission; and

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

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


Section 1. The Board of Trustees approves filing this application for financial assistance.

Section 2. Township Administrator Chris Snyder is hereby authorized and directed to execute and file an application with the District 4 of the Ohio Public Works Commission and to provide all information and documentation required to become eligible for possible funding assistance.

Section 3. The Board of Trustees does agree to obligate the funds required to satisfactorily complete the proposed project and become eligible for financial assistance under the terms of the **Ohio Public Works Commission financial assistance application program.**

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

Attested:


Robert H. Matthew Jr., Fiscal Officer
Passed: September 3, 2024

RESOLUTION #077-2024

A RESOLUTION IMPOSING A MORATORIUM ON ISSUANCE OR GRANTING OF APPLICATIONS OR PERMITS FOR A FUELING STATION, A CONVENIENCE STORE, AND/OR A SMALL BOX DISCOUNT STORE IN MIAMI TOWNSHIP, MONTGOMERY COUNTY, OHIO, FOR A PERIOD OF SIX MONTHS (180 DAYS)

- Whereas,** Miami Township has allowed fueling stations, convenience stores, and small box discount stores in the Township; and
- Whereas,** the Township defines a "fueling station" use as the same as a "gasoline station", which is defined as "[a] facility limited to retail sales to the public of gasoline, motor oil, lubricants, motor fuels, travel aides, and minor automobile accessories. In addition, such a facility may provide minor vehicle servicing and repairs;"; and
- Whereas,** the Township defines "convenience store" use as "[a] retail store that caters to the motoring public where the sale of food items such as hot or cold drinks, prepackaged foods, road maps, magazines and other publications, automotive maintenance items such as brake fluid, oil, polishes, anti-freeze, and similar products, and other retail items that may be readily purchased. A convenience store does not sell gasoline or other fuels;"; and
- Whereas,** for purposes of this resolution, the Township defines "small box discount store" as a retail use that has a floor area of more than 5,000 square feet and less than 25,000 square feet, and that offers for sale (1) a combination and variety of shopping goods, and (2) which the majority of the items sold generally cost less than ten dollars per item or have a cost that is lower than the same type of goods, products, or merchandises sold at other retail stores;"; and
- Whereas,** the Board of Trustees desires to review legislation and to enact reasonable regulations as to the size, number, location, and permitting process of such uses in the Township; and
- Whereas,** individual applications for fueling stations, convenience stores, and/or small box discount stores will disrupt the coordination necessary to draft and implement new regulations governing such uses; and
- Whereas,** The Board of Trustees recognizes the acute nature of the problem faced by the Township in allowing such applications and permits for fueling stations, convenience stores, and/or small box discount stores may disrupt the orderly growth and development of the Township, and seeks a moratorium on applications and permits for such uses to preserve the public peace, health, safety, and welfare of the citizens of Miami Township; and

RESOLUTION #077-2024

Whereas, The Board of Trustees recognizes that any existing applications for fueling stations, convenience stores, and/or small box discount stores and their subsequent permit requests are exempt from this moratorium; and

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

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

Section 1. In order to limit the duration of the moratorium, the Miami Township Zoning Commission, Township Administrator, and Community Development Director are hereby directed to immediately review and recommend a comprehensive zoning regulation for fueling stations, convenience stores, and small box discount stores within the six-month (180 days) period of the moratorium.


Section 2. The Board of Trustees hereby imposes a six (6) month (180 days) moratorium on applications and permits for fueling stations, convenience stores, and small box discount stores for a period of six (6) months (180 days) commencing with the date of passage of this resolution.

Section 3. The Board of Trustees hereby directs and orders that no applications or permits for fueling stations, convenience stores, and/or small box discount stores be accepted or allowed during the six months (180 days) period of this moratorium.

Section 4. This Resolution shall take effect and be in force from and after the date of its passage.

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

Attested:


Robert H. Matthews, Fiscal Officer
Passed: September 3, 2024

RESOLUTION #078-2024

RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN UNDER ZONING CASE #374-05 FDP FOR WAWA FUELING STATION

Whereas, the Miami Township Board of Trustees met in a regular session on Monday, September 3, 2024; and

Whereas, Zoning Case #374-05 FDP for WaWa Fueling Station, filed by CESO, Inc. - Eric Boyd, proposes a Final Development Plan within a previously approved Planned Unit Development; and

Whereas, the Miami Township Zoning Commission reviewed said Zoning Case #374-05 FDP for WaWa Fueling Station in a Public Hearing where anyone desiring to speak was heard and recommended approval of said Zoning Case; and


Whereas, the Miami Township Board of Trustees reviewed said Zoning Case #374-05 FDP for WaWa Fueling Station in a Public Hearing where anyone desiring to speak was heard; and

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

Therefore Be It Resolved, the Miami Township Board of Trustees ADOPT the Final Development Plan under Zoning Case #374-05 FDP for WaWa Fueling Station and UPHOLD the Zoning Commission recommendation.

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

Attested:


Robert H. Matthews, Fiscal Officer
Passed: September 3, 2024

RESOLUTION #079-2024

RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO ENTER INTO A JOINT CONSTRUCTION AGREEMENT WITH MONTGOMERY COUNTY

Whereas, the Montgomery County Engineer’s Office (the “County”) have 2025 Pavement Management Programs that allow agencies to participate through agreements; and

Whereas, Miami Township (the “Township”), in the interest of time and cost savings, desires to participate in the County’s 2025 Pavement Management Program to resurface Rulla Court in the Huber South subdivision; and

Whereas, the County shall be designated as the lead agency to solicit bids for this project and associated work in accordance with approved plans and specifications, and said solicitation to be made in accordance with applicable law; and

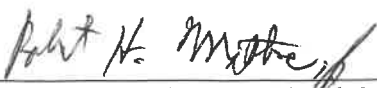
Whereas, the Township shall reimburse the County for actual construction costs for work completed within Township boundaries based on contract unit prices, as-built quantities, and construction changes approved by the Township; and

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

Therefore, Be It Resolved, that the agreement hereto between the Montgomery County Engineer’s Office and Miami Township for a roadway resurfacing project 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
Donald Culp, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President	✓			
John Morris, Trustee				✓

Attested:


Robert H. Matthew Jr., Fiscal Officer
Passed: September 17, 2024

RESOLUTION #080-2024

RESOLUTION TO SELL PROPERTY TO A RETIRING EMPLOYEES

Whereas, Officer Doug Hesler is retiring his commission as Police Officer at the end of business on October 6, 2024; 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 Doug Hesler has requested to purchase his Glock service weapon serial number CCMY909 for \$1.00; and

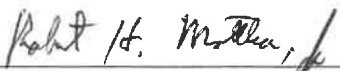
Whereas, the Board of Trustees has considered Officer Doug Hesler’s request for the purchase of his service weapon for \$1.00; and

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

Therefore Be It Resolved, the Miami Township Board of Trustees authorizes the sale of a Glock service weapon with serial number CCMY909 to Officer Doug Hesler for the amount of \$1.00 respectfully, and the sale is effective immediately.

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

Attested:


Robert H. Matthews Jr., Fiscal Officer
Passed: October 1, 2024

RESOLUTION #081-2024

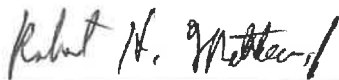
RESOLUTION TO APPROVE AMENDMENTS TO THE APPROPRIATION OF FUNDS FOR 2024

- Whereas,** the annual appropriations for 2024 are to provide for expenditures during the fiscal year ending December 31, 2024; 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 information technology hardware and software expenditures that were not included in the original appropriations for 2024; 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 \$194,400 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
Donald Culp, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President	✓			
Vacant				

Attested:



Robert H. Matthews, Jr., Fiscal Officer

Passed: October 1, 2024

RESOLUTION #082-2024

RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO EXECUTE A SOFTWARE AGREEMENT

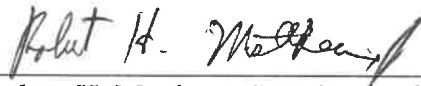
- Whereas,** the Public Works Department manages roadway infrastructure, Township owned assets and parcels, maintenance records, and other data pertaining to operations within the Public Works Department; and
- Whereas,** the Public Works Department has utilized the same software for asset management and records keeping since 1998; and
- Whereas,** over the past 26-years, Public Works has exceeded the capacity of the existing software solution; and
- Whereas,** after an extensive review and comparison, the Public Works Department has determined that a new software package is necessary to improve operations and support our critical infrastructure; and
- Whereas,** OpenGov Inc., a software company that specializes in asset and work order management software was determined to meet all requirements of the Township; and
- Whereas,** Miami Township would like to enter into a contract with OpenGov Inc. to provide asset management and work order management software services at a first year rate of \$72,797.03 which includes professional services. The second contractual year would be \$30,432.15 and year three would be \$31,953.76; 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 Township Administrator to execute the necessary documents and enter a contract with OpenGov Inc., located at 660 3rd Street, Suite 100, San Francisco, California 94107 for asset management and work order management software services.

RESOLUTION #082-2024

SIGNATURE PAGE ONLY

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

Attested:



Robert H. Matthews Jr., Fiscal Officer
Passed: October 1, 2024

RESOLUTION #083-2024

**RESOLUTION TO APPROVE AMENDMENTS TO THE
APPROPRIATION OF FUNDS FOR 2024**

- Whereas,** the annual appropriations for 2024 are to provide for expenditures during the fiscal year ending December 31, 2024; and
- Whereas,** Miami Township received \$250,000 from the Office of Budget Management for capital replacement of leaf collection equipment; and
- Whereas,** an additional \$32,580 needs appropriated from General Fund (Fund #101) to complete a purchase order for capital expenditures; and
- Whereas,** Miami Township has identified additional expenditures that were not included in the original appropriations for 2024; 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 \$282,580 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
Donald Culp, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President	✓			
Vacant				

Attested:



Robert H. Matthews, Jr., Fiscal Officer

Passed: October 1, 2024

RESOLUTION #084-2024

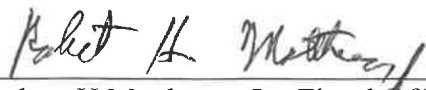
RESOLUTION AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO EXECUTE ANY NECESSARY DOCUMENTS TO PURCHASE LEAF COLLECTION EQUIPMENT

- Whereas,** the Road Department has two (2) leaf collection machines at the end of their useful life; and
- Whereas,** Miami Township was awarded \$250,000 for capital replacement of these machines through the Office of Budget Management; and
- Whereas,** two (2) leaf collection machines will be purchased through a cooperative purchasing program using Sourcewell Contract #093021-GEP; and
- Whereas,** MacQueen Equipment, LLC located at 1125 7th Street East, St Paul, Minnesota 55106 provided the contracted quote of \$282,580 for the purchase of two (2) leaf collection machines; and
- Whereas,** additional appropriations were made in the general fund (fund #101) to complete the required amount to initiate a purchase order; 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 leaf collection equipment from MacQueen Equipment, LLC. located at 1125 7th Street East, St Paul, Minnesota 55106.

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

Attested:


Robert H Matthews, Jr., Fiscal Officer
Passed: October 1, 2024

RESOLUTION #085-2024

A RESOLUTION REQUESTING THE CITY OF MIAMISBURG, OHIO TO USE ITS MUNICIPAL POWERS TO REGULATE TRAFFIC WITHIN THE MIAMI CROSSING JOINT ECONOMIC DEVELOPMENT DISTRICT.

Whereas, Miami Township (Montgomery County), Ohio (“**Miami Township**”), the City of Miamisburg, Ohio (“**Miamisburg**”), the parties to that certain 2017 Amended and Restated Miami Crossing Joint Economic Development District contract effective as of January 1, 2017 (the “**Contract**”) that provides for the operation of the Miami Crossing Joint Economic Development District (the “**District**”);

Whereas, in accordance with Section 10.S. of the Contract and Section 715.72(T) of the Ohio Revised Code, but only upon the request of Miami Township after consultation with the District, Miamisburg may exercise all of the powers of a municipal corporation, and may perform all of the functions and duties of a municipal corporation, within the District, including without limitation the exercise of its powers to regulate vehicular traffic, including but not limited to the establishment of speed limits; and

Whereas by action of a resolution of the Board of Directors of the District (the “**District Board**”) adopted on September 10, 2024, the District Board requested Miami Township to make a request of Miamisburg to exercise its powers of a municipal corporation to: (a) reduce speed limits within the District; and (b) establish no thru trucks zones within the District, each as set forth in Exhibit A attached hereto.

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 Township Trustees of Miami Township, Montgomery County, Ohio, that:

Section 1 In accordance with Section 10.S. of the Contract and Section 715.72(T) of the Ohio Revised Code, the Board hereby requests Miamisburg to exercise its powers of a municipal corporation to: (a) reduce speed limits within the District; and (b) establish no thru trucks zones within the District, each as set forth in Exhibit A attached hereto.

Section 2 The Township Administrator is authorized to take such actions, or to cause such actions to be taken, on behalf of the Board, including signing agreements or other instruments contemplated by this Resolution, or deemed necessary or appropriate by the Board, in order to accomplish the purposes of this Resolution.

Section 3 This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board or its committees and that all deliberations of this Board and any of its committees that resulted in those formal actions were 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.

RESOLUTION #085-2024

SIGNATURE PAGE ONLY

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

Attested:



Robert H. Matthews, Jr., Fiscal Officer

Passed: October 1, 2024

RESOLUTION #086-2024

RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH PREMIER COMMUNITY HEALTH FOR A WORKPLACE WELLNESS PROGRAM

Whereas, Miami Township desires to institute a wellness program for the Township employees; 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 other services provided by Premier Health and the Human Resources Manager is recommending the signing of an agreement with Premier Community Health for a workplace wellness 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.

Therefore, Be It Resolved, the Miami Township Board of Trustees hereby authorizes the Township Administrator to execute the necessary documents to secure an agreement with Premier Community Health as outlined in the agreement on file with Miami Township.

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

Attested:



Robert H. Matthews, Fiscal Officer

Passed: October 1, 2024

RESOLUTION #087-2024

**RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS
DETERMINED BY THE BUDGET COMMISSION AND
AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING
THEM TO THE COUNTY AUDITOR**

Whereas, the Board of Trustees of Miami Township, in accordance with the provisions of law, has previously adopted Tax Rates for the next succeeding fiscal year commencing January 1, 2025; and

Whereas, the Budget Commission of Montgomery County, Ohio, has certified its action thereon to this Board, together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Board, and what part thereof is without, and what part within, the ten mill tax limitation; and

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

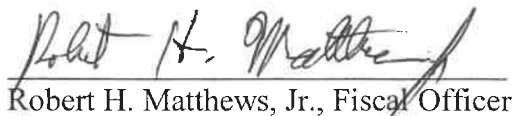
Therefore Be It Resolved, by the Board of Trustees of Miami Township, Montgomery County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and

Be It Further Resolved, that there be and is hereby levied on the tax duplicate of said Township, the rate of each tax necessary to be levied within and without the ten mill limitation, as listed on the attached documents; and

Be It Further Resolved, the Fiscal Officer of this Board be and is hereby directed to certify a copy of this Resolution to the County Auditor of Montgomery County.

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

Attested:


Robert H. Matthews, Jr., Fiscal Officer

Passed: October 1, 2024

RESOLUTION #088-2024

RESOLUTION TO AUTHORIZE THE EXECUTION AND DELIVERY OF AN LPA FEDERAL ODOT-LET PROJECT AGREEMENT FOR THE MOT-SR 741 TRANSPORTATION PROJECT WITHIN MIAMI TOWNSHIP

- Whereas,** Miami Township, Ohio (the “Township”) has obtained an allocation of Federal funding through the Highway Safety Improvement Program (HSIP) to complete the MOT-SR 741 transportation project; and
- Whereas,** in order to utilize the allocated funds through the Federal Highway Administration designated agency, the Ohio Department of Transportation (ODOT), the Township must enter into an agreement with ODOT setting forth the requirements associated with the Federal funds, the LPA Federal ODOT-LET Project Agreement (hereinafter referred to as the “LPA 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.

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

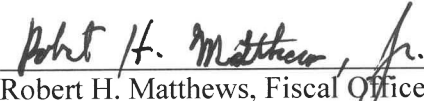
- Section 1. Determinations of the Board. The Board of Trustees of the Township, having theretofore reviewed the form of the amended LPA Agreement, now determines that it is a proper public purpose and in the best interests of the Township to enter into the amended LPA Agreement.
- Section 2. Authorization for Execution and Delivery of the amended LPA 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 amended LPA Agreement substantially in the form presently on file with the Township, with such changes thereto as may be approved by the Township official executing the amended LPA 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 amended LPA 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.

RESOLUTION #088-2024

SIGNATURE PAGE ONLY

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

Attested:



Robert H. Matthews, Fiscal Officer
Passed: October 15, 2024

RESOLUTION #089-2024

**RESOLUTION TO APPROVE AMENDMENTS TO THE
APPROPRIATION OF FUNDS FOR 2024**

Whereas, the annual appropriations for 2024 are to provide for expenditures during the fiscal year ending December 31, 2024; 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 2024; 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 \$61,220 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
Donald Culp, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President	✓			
Vacant, Trustee				

Attested:


Robert H. Matthews, Jr., Fiscal Officer
Passed: October 15, 2024

RESOLUTION #090-2024

**RESOLUTION TO APPOINT A BOARD OF TRUSTEE MEMBER
TO A VACATED SEAT**

Trustee Don Culp moves for the adoption of the following resolution:

- Whereas,** the position of Board of Trustee is currently vacant on the Miami Township Board of Trustees; and
- Whereas,** the Board of Trustees have abided by the provision set forth in 503.24 of the Ohio Revised Code; and
- Whereas,** the Board of Trustees has reviewed the qualifications of those interested in being appointed to the elected position of Board of Trustee, and wish to make a decision on the appointment; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that this 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 Doug Barry to the position of Board of Trustee (unexpired term), effective October 28, 2024; and

Be It Further Resolved, the appointment of Doug Barry to the position of Board of Trustee (unexpired term), shall be subject to all of the legal requirements of 503.24 of the Ohio Revised Code for such appointments.

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

Attested:

Robert H. Matthews Jr.
Robert Matthews Jr., Fiscal Officer

Passed: October 28, 2024

RESOLUTION #091-2024

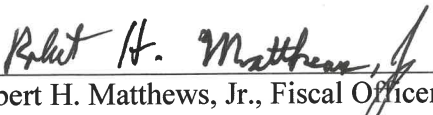
RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO EXECUTE OPTION YEAR TWO (2) OF THE TRASH COLLECTION CONTRACT WITH RUMPKE

- 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 four and a half (4.5) year contract with Rumpke, of which will expire on June 30th, 2025; and
- Whereas,** the contract is subject to being extended for one (1) additional years and is the final option of this contract; and
- Whereas,** the second option year has a four (4) percent increase; and
- Whereas,** this increase maintains a competitive rate increase compared to data obtained by other jurisdictional trash and recycling contracts; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that this 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 two (2) for trash and recycling collection contract with Rumpke.

	Yes	No	Abstain	Absent
Donald Culp, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President	✓			
<u>D. Barry</u> , Trustee			✓	

Attested:


Robert H. Matthews, Jr., Fiscal Officer
Passed: October 28, 2024

RESOLUTION #092-2024


**RESOLUTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR
TO ENGAGE A CONSULTANT TO CONDUCT A POLICE CHIEF
RECRUITMENT PROCESS**

- Whereas,** the position of Police Chief will be vacant as of December 30, 2024; and
- Whereas,** Miami Township desires to conduct a comprehensive recruitment process for a new Police Chief; and
- Whereas,** Public Sector Search & Consulting, Inc. has extensive experience in conducting searches for the position of Police Chief in communities across the United States; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that this resolution be read on two separate days and authorizes the adoption of this resolution on its first reading; and

Therefore, Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to execute an agreement with Public Sector Search and Consulting in an amount not to exceed \$25,000.

	Yes	No	Abstain	Absent
Don Culp, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President	✓			
<u>D. Bray</u> , Trustee			✓	

Attested:


Robert H. Matthew, Jr., Fiscal Officer
Passed: October 28, 2024

RESOLUTION #093-2024

RESOLUTION TO APPROVE AMENDMENTS TO THE APPROPRIATIONS OF FUNDS FOR 2024

Whereas, the Montgomery County Budget Commission is required by Section 5705.36 of the Ohio Revised Code to prepare an Official Certificate of Estimated Resources for the Township; and

Whereas, the Montgomery County Auditor is required by Section 5705.39 of the Ohio Revised Code to certify that the approved appropriations do not exceed the Official Estimate of Resources; and

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

Whereas, Miami Township has identified specific operating expenditures not anticipated in the original appropriations for 2024 making it necessary to amend the appropriation of funds; and

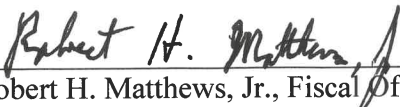
Whereas, the Board of Trustees desires to dispense with the requirement that this resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore, Be It Resolved, the Miami Township Board of Trustees approves an additional \$12,500 to the Other Expenses appropriation for Fund #209 – Police Levy Fund; and

Therefore, Be It Further Resolved, the Miami Township Board of Trustees authorizes the Finance Director to communicate the amended revenue and appropriation amounts to the Montgomery County Auditor.

	Yes	No	Abstain	Absent
Donald Culp, Trustee President	✓			
Terry W. Posey, Jr., Trustee Vice President	✓			
<u>D. Barry</u> , Trustee	✓			

Attested:


Robert H. Matthews, Jr., Fiscal Officer
Passed: October 28, 2024

RESOLUTION #094-2024

RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN FOR 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 special session on Monday, October 28, 2024; and

Whereas, Zoning Case #434-18 filed by Northpoint Development, proposes adoption of a final development plan for a flex industrial building within First Flight Commerce Center 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 this 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 Area 3 in the Airport Planned Development under Zoning Case #434-18 and UPHOLDS the Zoning Commission recommendation.

	Yes	No	Abstain	Absent
Donald Culp, Trustee President	✓			
Terry W. Posey Jr, Trustee Vice President			✓	
<u>D. Bailey</u> , Trustee	✓			

Attested:

Robert H. Matthews
Robert H. Matthews, Fiscal Officer
Passed: October 28, 2024

RESOLUTION #095-2024

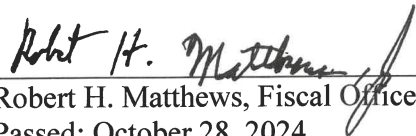
RESOLUTION TO ADOPT A FINAL DEVELOPMENT PLAN UNDER ZONING CASE #452-22 FDP FOR CHICK-FIL-A RESTAURANT

- Whereas,** the Miami Township Board of Trustees met in a special session on Monday, October 28, 2024; and
- Whereas,** Zoning Case #452-22 FDP for Chick-Fil-A, filed by McGill Smith Punshon Inc. – Jordan Weber, proposes a Final Development Plan within a previously approved Planned Unit Development; and
- Whereas,** the Miami Township Zoning Commission reviewed said Zoning Case #452-22 FDP for Chick-Fil-A in a Public Hearing where anyone desiring to speak was heard and recommended approval of said Zoning Case; and
- Whereas,** the Miami Township Board of Trustees reviewed said Zoning Case #452-22 FDP for Chick-Fil-A in a Public Hearing where anyone desiring to speak was heard; and
- Whereas,** the Miami Township Board of Trustees desires to dispense with the requirement that this 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 Final Development Plan under Zoning Case #452-22 FDP for Chick-Fil-A and UPHOLDS the Zoning Commission recommendation.

	Yes	No	Abstain	Absent
Donald R. Culp, Trustee President	✓			
Terry W. Posey Jr, Trustee, Vice President	✓			
<u>D. Barry</u> , Trustee	✓			

Attested:


Robert H. Matthews, Fiscal Officer
Passed: October 28, 2024

RESOLUTION #096-2024

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

- Whereas,** the Miami Township Board of Trustees met in a special session on Monday, October 28, 2024; and
- Whereas,** Zoning Case 464-24, filed by the Miami Township Zoning Commission, proposes amendment to Articles 2,8,9,10,11,12,13,14,15,16A,17,18, and 48 of the Miami Township Zoning Resolution; and
- Whereas,** the Miami Township Zoning Commission has made a recommendation following a public hearing held October 8, 2024; and
- Whereas,** the Miami Township Board of Trustees reviewed said Zoning Case #464-24 in a Public Hearing during which anyone desiring to speak was heard; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that this 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 464-24 and UPHOLDS the Zoning Commission recommendation.

	Yes	No	Abstain	Absent
Donald Culp, Trustee President	✓			
Terry W. Posey Jr, Trustee	✓			
<u>D. BARRY</u> , Trustee	✓			

Attested:

Robert H. Matthews, Jr.
Robert H. Matthews, Jr., Fiscal Officer
Passed: October 28, 2024

RESOLUTION #097-2024

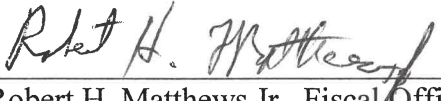
RESOLUTION TO SELL PROPERTY TO A RETIRING EMPLOYEE

- Whereas,** Chief Charlie Stiegelmeier is retiring his commission as Chief of Police at the end of business on December 30, 2024; 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,** Chief Stiegelmeier has requested to purchase his Glock service weapon, serial number CCMY 900 for \$1.00; and
- Whereas,** the Board of Trustees has considered Chief Stiegelmeier'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 this 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 CCMY 900 to Chief Stiegelmeier for the amount of \$1.00 respectfully, and the sale is effective immediately.

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

Attested:



Robert H. Matthews Jr., Fiscal Officer
Passed: November 19, 2024

RESOLUTION #098-2024

RESOLUTION TO ACKNOWLEDGE NEW STREETS FOR TOWNSHIP MAINTENANCE

Whereas, new streets are located in the Rivendell subdivision Section One; and

Whereas, Montgomery County Engineers and Miami Township staff completed final inspections; and

Whereas, the Board of County Commissioners of Montgomery County, Ohio passed resolution 24-1595 authorizing new streets located in Rivendell Section One for placement in Miami Township’s road system for maintenance; and

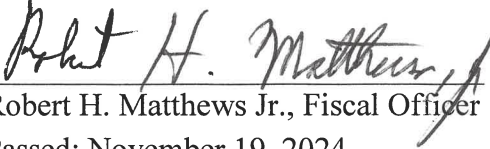
Whereas, the Board of Trustees desires to dispense with the requirement that this resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore, Be It Resolved, the Miami Township Board of Trustees acknowledges the acceptance of the following streets for Township maintenance:

- 1. Rivendell Circle 2,062 L.F.
- 2. Rosecliff Place 178 L.F.

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

Attested:


Robert H. Matthews Jr., Fiscal Officer
Passed: November 19, 2024

RESOLUTION #099-2024

RESOLUTION TO AUTHORIZE THE EXECUTION AND DELIVERY OF AN APPLICATION FOR PROJECT REVIEW AND RANKING THROUGH THE PRIORITY DEVELOPMENT ADVOCACY COMMITTEE (PDAC)

Whereas, the Priority Development Advocacy Committee (PDAC) reviews proposed public projects and ranks them according to the criteria developed to highlight quality, regionally-focused development and shares these priority rankings with Ohio elected officials for the purpose of determining prime funding opportunities; and

Whereas, the Miami Township Board of Trustees desires to submit the Crains Run Park Activation project for review by the PDAC, which may lead to financial assistance through a number of potential Ohio funding mechanisms; and

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

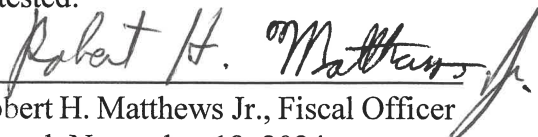
Now, Therefore Be It Resolved, by the Board of Trustees of Miami Township, Montgomery County, Ohio, that:

Section 1. The Board of Trustees approves filing this application for PDAC review of the Crains Run Activation project.

Section 2. Township Administrator Chris Snyder is hereby authorized and directed to execute and file an application with the PDAC and to provide all information and documentation required to become eligible for possible funding assistance.

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

Attested:



Robert H. Matthews Jr., Fiscal Officer

Passed: November 19, 2024

RESOLUTION #100-2024


RESOLUTION TO ADJUST PAY SCALE FOR THE PLANNER POSITION

- Whereas,** the Board of Trustees is the authority for creating authorized positions within Miami Township's compliment of personnel; and
- Whereas,** the Planner position within the Community Development Department is listed as an exempt salaried position on the Pay Schedule with some supervisory responsibility; and
- Whereas,** the Community Development Director is recommending removal of supervisory responsibility from the Planner job description to improve department efficiencies; and
- Whereas,** a job description and accompanying pay scale adjusting the position to a non-exempt, hourly employee has been drafted 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 this 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 hereby directs Finance Director Clay McCord to take the necessary actions to have the Pay Schedule reflect the updates to the job description for the Planner position effective immediately.

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

Attested:


Robert H. Matthews Jr., Fiscal Officer
Passed: November 19, 2024

RESOLUTION #101-2024

**RESOLUTION TO CREATE A
COMMUNITY DEVELOPMENT OFFICER 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 non-exempt Community Development Officer 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 this 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 non-exempt Community Development Officer position, and directs staff to take the necessary actions to fill the position, effective immediately.

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

Attested:


Robert H. Matthews Jr., Fiscal Officer
Passed: November 19, 2024

RESOLUTION #102-2024


RESOLUTION TO APPROVE ANNUAL APPROPRIATION OF FUNDS FOR 2025

- Whereas,** the annual appropriations for 2025 are to provide for expenditures for the fiscal year ending December 31, 2025; 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 this 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 2025 and authorizes the Finance Director to forward the attached copy to the Montgomery County Auditor.

	Yes	No	Abstain	Absent
Donald R. Culp, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President	✓			
Douglas J. Barry, Trustee	✓			

Attested:


Robert H. Matthews Jr., Fiscal Officer
Passed: November 19, 2024

RESOLUTION #104-2024

RESOLUTION TO REAPPOINT MEMBERS TO THE ZONING COMMISSION

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

Whereas, the appointments of two existing members, John Gomez and Jake Fryman, are set to expire on Dec. 31, 2024; and

Whereas, John Gomez has expressed continued interest in serving on the Zoning Commission as a regular member; and

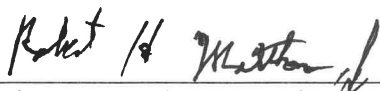
Whereas, Jake Fryman has expressed continued interest in serving on the Zoning Commission as an alternate member; and

Whereas, the Board of Trustees desires to dispense with the requirement that this 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 reappoints John Gomez to serve on the Zoning Commission for a term of five (5) years ending on December 31, 2029 and reappoints Jake Fryman to serve on the Zoning Commission as an alternate member for a term of one (1) year ending on December 31, 2025.

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

Attested:


Robert H. Matthews Jr., Fiscal Officer
Passed: December 3, 2024

RESOLUTION #105-2024


RESOLUTION TO REAPPOINT MEMBERS TO THE BOARD OF ZONING APPEALS

- Whereas,** the Board of Zoning Appeals is made up of five regular members and two alternates; and
- Whereas,** The appointments of two existing members, Fred Sinder and Drew Barry, are set to expire on Dec. 31, 2024; and
- Whereas,** Fred Sinder has expressed continued interest in serving on the Board of Zoning Appeals as a regular member; and
- Whereas,** Drew Barry has expressed continued interest in serving on the Board of Zoning Appeals as an alternate member; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that this 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 reappoints Fred Sinder to serve on the Board of Zoning Appeals for a term of five (5) years ending on December 31, 2029 and reappoints Drew Barry to serve on the Board of Zoning Appeals as an alternate member for a term of one (1) year ending on December 31, 2025.

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

Attested:


Robert H. Matthews Jr., Fiscal Officer
Passed: December 3, 2024

RESOLUTION #106-2024

**RESOLUTION TO AUTHORIZE CONTINUED OPERATIONS
IN CALENDAR YEAR 2025**

Whereas, the day-to-day operations of the Township government functioned well in 2024 with dedicated and conscientious employees whose purpose was to provide the best possible services to the residents, businesses, and visitors in Miami Township; and

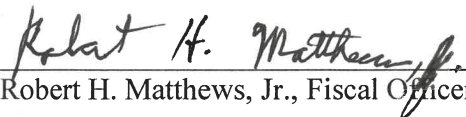
Whereas, all departments - Administration, Community Development, Facility Management, Finance, Fleet Maintenance, Human Resources, Parks, Police, and Public Works are functioning in a responsive, organized and efficient manner under the direction of the Township Administrator and the Department Heads;

Whereas, the Board of Trustees desires to dispense with the requirement that this 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 2025.

	Yes	No	Abstain	Absent
Donald R. Culp, Trustee President				✓
Terry W. Posey Jr., Trustee Vice President	✓			
Douglas J. Barry, Trustee	✓			

Attested:


Robert H. Matthews, Jr., Fiscal Officer
Passed: December 3, 2024

RESOLUTION #107-2024

RESOLUTION TO REQUEST TAX ADVANCES FROM THE MONTGOMERY COUNTY AUDITOR IN FISCAL YEAR 2025

Whereas, the Board of Trustees may request, by resolution, the payment of any money that may be in the county treasury as allowed under Section 321.24 of the Ohio Revised Code; and

Whereas, the tax bills for Tax Year 2024 will be issued in Montgomery County; and

Whereas, township residents will begin making payments upon receipt of these bills; and

Whereas, the County Auditor has issued instructions for requesting such advances; and

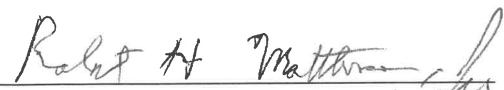
Whereas, the Board of Trustees desires to dispense with the requirement that this resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore, Be It Resolved, the Miami Township Board of Trustees requests the Montgomery County Auditor pay monthly advances to Miami Township of collected taxes during 2025; and

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

	Yes	No	Abstain	Absent
Donald R. Culp, Trustee President				✓
Terry W. Posey Jr., Trustee Vice President	✓			
Douglas J. Barry, Trustee	✓			

Attested:


Robert H. Matthews, Jr., Fiscal Officer
Passed: December 3, 2024

RESOLUTION #108-2024

RESOLUTION TO ADJUST BALANCES IN THE ESTABLISHED BUDGET STABILIZATION FUNDS

Whereas, Ohio Revised Code Sections 5705.13 allows jurisdictions to establish reserve balance accounts to help local entities facilitate financial risk management efforts against cyclical changes in revenue and expenses; and

Whereas, Miami Township has established budget stabilization funds for the General Fund, Road and Bridge Fund, Police Fund and the Fire Fund; and

Whereas, Miami Township has maintained budget stabilization funds consistent with the requirements established in Section 5705.13 for many years as part of its financial risk management efforts; and

Whereas, Miami Township wishes to maintain budget stabilization balances of at least 75% of the maximum amount permitted by Section 5705.13; and

Whereas, Miami Township now wishes to adjust the balances in these funds to remain compliant with the requirements set forth in Section 5705.13; and

Whereas, the Board of Trustees desires to dispense with the requirement that this 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, authorizes the following actions effective immediately:

Section 1: Transfer \$209,124 from Fund #290 – Fire Stabilization to Fund #210 - Fire Levy; and

Section 2: Transfer \$163,880 from Fund #304 – Public Works Capital Projects to Fund #294 – Road and Bridge Stabilization; and

Section 3: Transfer \$397,669 from Fund #209 – Police Levy to Fund #299 – Police Stabilization Fund; and

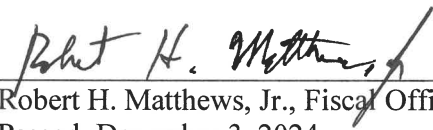
Section 4: Transfer \$406,506 from Fund #301 – General Capital Projects to Fund #191 – General Stabilization.

RESOLUTION #108-2024

SIGNATURE PAGE ONLY

	Yes	No	Abstain	Absent
Donald R. Culp, Trustee President				✓
Terry W. Posey Jr., Trustee Vice President	✓			
Douglas J. Barry, Trustee	✓			

Attested:



Robert H. Matthews, Jr., Fiscal Officer
Passed: December 3, 2024

RESOLUTION #109-2024

**RESOLUTION TO APPROVE AMENDMENTS TO THE
APPROPRIATION OF FUNDS FOR 2024**

Whereas, the Montgomery County Budget Commission is required by Section 5705.36 of the Ohio Revised Code to prepare an Official Certificate of Estimated Resources for the Township; and

Whereas, the Montgomery County Auditor is required by Section 5705.39 of the Ohio Revised Code to certify that the approved appropriations do not exceed the Official Estimate of Resources; and

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

Whereas, Miami Township has identified specific capital expenditures not anticipated in the original operating appropriations for 2024 making it necessary to amend the appropriation of funds; and

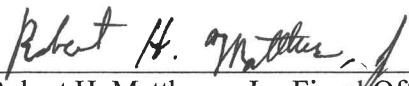
Whereas, the Board of Trustees desires to dispense with the requirement that this resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore, Be It Resolved, the Miami Township Board of Trustees approves an additional \$195,000.00 to the Other Expenses appropriation for Fund #225 – Federal Law Enforcement (Forfeitures) Fund; and

Therefore, Be It Further Resolved, the Miami Township Board of Trustees authorizes the Finance Director to communicate the amended revenue and appropriation amounts to the Montgomery County Auditor.

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

Attested:


Robert H. Matthews, Jr., Fiscal Officer
Passed: December 3, 2024

RESOLUTION #110-2024

**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 has currently engaged Waypoint Cybersecurity to provide Virtual Chief Technology Officer (CTO) and Chief Information Security Officer (CISO) services; and


Whereas, the Township desires to renew and extend contracted services through December 31, 2026 with a fixed no cost increase rate for 2 years; and

Whereas, the Board of Trustees desires to dispense with the requirement that this 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 substantially in the form on file with Miami Township for the delivery of virtual Chief Technology/Chief Information Security Officer services.

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

Attested:



Robert H. Matthews, Jr., Fiscal Officer
Passed: December 17, 2024

RESOLUTION #111-2024

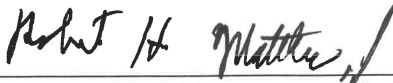
RESOLUTION TO APPOINT TOWNSHIP REPRESENTATIVES TO THE MIAMI VALLEY REGIONAL PLANNING COMMISSION BOARD OF DIRECTORS

- Whereas,** Miami Township is a member of the Miami Valley Regional Planning Commission (MVRPC); and
- Whereas,** there is a need to appoint Miami Township representatives to the MVRPC Board of Directors; and
- Whereas,** Doug Barry and Chris Snyder have expressed a desire to serve as township representatives on the MVRPC Board of Directors; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that this 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 Doug Barry to serve as the primary representative and Chris Snyder to serve as the alternate representative to the MVRPC Board of Directors, effective January 1, 2025.

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

Attested:


Robert H. Matthews Jr., Fiscal Officer
Passed: December 17, 2024

RESOLUTION #112-2024

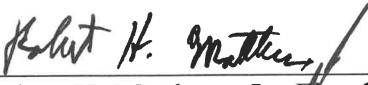
RESOLUTION TO APPOINT TOWNSHIP REPRESENTATIVES TO THE MIAMI VALLEY REGIONAL PLANNING COMMISSION TECHNICAL ADVISORY COMMITTEE

- 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,** Junior Cope 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 this 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 Junior Cope 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, 2025.

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

Attested:



Robert H. Matthews Jr., Fiscal Officer
Passed: December 17, 2024

RESOLUTION #113-2024


RESOLUTION TO APPOINT A MIAMI TOWNSHIP COMMUNITY IMPROVEMENT CORPORATION BOARD MEMBER

- Whereas,** the Miami Township Board of Trustees formed a Community Improvement Corporation (CIC), with Resolution #73-2006, on March 14, 2006; and
- Whereas,** under the approved Code of Regulations, Article 4, Section 3, the Miami Township Board of Trustees is responsible for approving members to Board of Directors of the Miami Township Community Improvement Corporation; and
- Whereas,** one Director shall be a trustee of the Township, appointed by a majority vote of the Board of Trustees of the Township; and
- Whereas,** a vacancy exists on the Board of Directors due to the resignation of John Morris from the Board of Trustees; and
- Whereas,** Trustee Doug Barry has expressed a desire to serve on the Board of Directors; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that this 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 Doug Barry to serve on the Miami Township Community Improvement Corporation as the trustee representative, effective immediately.

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

Attested:


Robert H. Matthews Jr., Fiscal Officer
Passed: December 17, 2024

RESOLUTION #114-2024


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

- Whereas,** the City of Miamisburg (City), with the cooperation of Miami Township (Township), desires to undertake a roadway resurfacing program in 2025; and
- Whereas,** it is the desire of both the City and the Township that this resurfacing program be undertaken in a coordinated manner to reduce over-all construction costs; and
- Whereas,** the City shall be designated as the lead agency to solicit bids for this resurfacing and associated work in accordance with approved plans and specifications, and said solicitation to be made in accordance with applicable law; and
- Whereas,** the Township shall reimburse the City for actual construction costs for work completed within Township boundaries based on contract unit prices, as-built quantities, and construction changes approved by the Township; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that this resolution be read on two separate days, and authorizes the adoption of this resolution on its first reading; and

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

	Yes	No	Abstain	Absent
Donal Culp, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President	✓			
Doug Berry, Trustee	✓			

Attested:



Robert H. Matthews Jr., Fiscal Officer
Passed: December 17, 2024

RESOLUTION #115-2024

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

Whereas, the Board of County Commissioners of Montgomery County has established the Montgomery County Economic Development/Government Equity, “ED/GE” Program, to enhance the local area’s ability to compete successfully in a global economic marketplace by providing a significant fund of grant dollars to attract and retain jobs and tax base; and

Whereas, Accelevation, LLC, intends to improve an industrial manufacturing facility within the First Flight Commerce Center in Miami Township; and

Whereas, the development of this headquarters by Accelevation, LLC provides the opportunity to create 50 new jobs and retain 122 existing jobs in Miami Township and Montgomery County; and

Whereas, Miami Township has been awarded \$150,000 or 2.72% of the total project cost through the ED/GE program, to support the construction of the Accelevation LLC Project; and

Whereas, the ED/GE funding requires execution of a Program Project Agreement between the member jurisdiction (Miami Township) and Montgomery County; and

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

Therefore Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to execute an agreement with Montgomery County substantially in the form on file with Miami Township with such changes as the Administrator determines are in the best interest of Miami Township, in support of the ED/GE project for Accelevation, LLC.

RESOLUTION #116-2024


RESOLUTION TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE MONTGOMERY COUNTY TRANSPORTATION IMPROVEMENT DISTRICT FOR THE AUSTIN EAST PROJECT

- Whereas,** Miami Township desires to facilitate and encourage the development of the area on the east side of State Route 741 at the intersection of Landing Way, which may include certain public improvements to provide safe access to and from the development; and
- Whereas,** the Montgomery County Transportation Improvement District (MCTID) has accepted temporary control of Ohio Department of Transportation (ODOT) right-of-way to facilitate the improvement and development of a portion of the right-of-way; and
- Whereas,** the MCTID has worked extensively on behalf of Miami Township to ensure that any development improves traffic conditions for all existing and future development; and
- Whereas,** Miami Township is in agreement that the right-of-way will ultimately be owned and maintained by the Board of Trustees, and that the MCTID is seeking concurrence on an end date to their temporary control of the land of September 1, 2025; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that this 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 Montgomery County Transportation Improvement District Austin East Memorandum of Understanding.

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

Attested:



Robert H. Matthews Jr., Fiscal Officer
Passed: December 17, 2024

RESOLUTION #117-2024

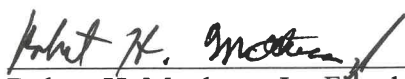
RESOLUTION TO AUTHORIZE AN AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES FOR THE KINGSRIDGE DRIVE IMPROVEMENT PROJECT

- Whereas,** Miami Township, Ohio (the “Township”) has obtained an allocation of Federal funding through the Ohio Department of Transportation (ODOT) Highway Safety Improvement Program (HSIP) to complete the MOT-Kingsridge Drive transportation project; and
- Whereas,** Miami Township has a need for professional engineering services to prepare preliminary engineering documents to facilitate the ODOT-Let project; and
- Whereas,** Choice One Engineering submitted a proposal to assist Miami Township by providing detailed cost estimates and project scope in response to a Request for Proposals (RFP) posted on the ODOT RFP board; and
- Whereas,** the Community Development Director, as a result of a Quality Based Selection process, recommends engaging with Choice One Engineering to conduct services set forth in the Scope of Services form provided to ODOT; and
- Whereas,** the Choice One Engineering agreement has been reviewed and approved by legal counsel; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that this resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore, Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to execute an agreement with Choice One Engineering for professional engineering services for the Kingsridge Drive Improvement Project.

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

Attested:


Robert H. Matthews Jr., Fiscal Officer
Passed: December 17, 2024

RESOLUTION #118-2024

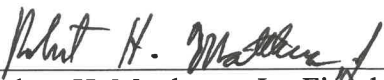
RESOLUTION TO APPROVE A FINAL AMENDMENT TO THE AMERICAN RESCUE PLAN (ARP) FUND APPROPRIATION

- Whereas,** the annual appropriations for 2024 are to provide for expenditures during the fiscal year ending December 31, 2024; 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 2024; 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 this 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 \$589,682 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
Donald Culp, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President	✓			
Douglas J. Barry, Trustee	✓			

Attested:



Robert H. Matthews, Jr., Fiscal Officer
Passed: December 17, 2024

RESOLUTION #119-2024

RESOLUTION TO ADJUST BALANCES IN THE ESTABLISHED CAPITAL PROJECTS FUNDS

Whereas, Ohio Revised Code Sections 5705.13 allows jurisdictions to establish capital projects fund for the purpose of accumulating resources for the acquisition, construction, or improvement of fixed assets.

Whereas, Miami Township maintains capital projects funds consistent with the requirements established in Section 5705.13 as part of its financial risk management efforts for the General Fund, the Road and Bridge Fund, and Police Levy Fund; and

Whereas, Miami Township now wishes to adjust the balances in these funds to remain compliant with the requirements set forth in Section 5705.13; and

Whereas, the Board of Trustees desires to dispense with the requirement that this 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, authorizes the following actions effective immediately:

Section 1: Transfer \$323,500 from Fund #101 – General to Fund #301 – General Capital Projects; and

Section 2: Transfer \$82,400 from Fund #204 – Road and Bridge to Fund #304 – Public Works Capital Projects; and

Section 3: Transfer \$416,800 from Fund #209 – Police Levy to Fund #309 – Police Capital Projects; and

Section 4: Transfer \$368,811 from Fund #310 – Fire Capital Projects to Fund #210 - Fire Levy.

	Yes	No	Abstain	Absent
Donald R. Culp, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President	✓			
Douglas J. Barry, Trustee	✓			

Attested:




Robert H. Matthews, Jr., Fiscal Officer
Passed: December 17, 2024

RESOLUTION #115-2024

SIGNATURE PAGE ONLY

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

Attested:



Robert H. Matthews Jr., Fiscal Officer
Passed: December 17, 2024

RESOLUTION #116-2024


RESOLUTION TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE MONTGOMERY COUNTY TRANSPORTATION IMPROVEMENT DISTRICT FOR THE AUSTIN EAST PROJECT

- Whereas,** Miami Township desires to facilitate and encourage the development of the area on the east side of State Route 741 at the intersection of Landing Way, which may include certain public improvements to provide safe access to and from the development; and
- Whereas,** the Montgomery County Transportation Improvement District (MCTID) has accepted temporary control of Ohio Department of Transportation (ODOT) right-of-way to facilitate the improvement and development of a portion of the right-of-way; and
- Whereas,** the MCTID has worked extensively on behalf of Miami Township to ensure that any development improves traffic conditions for all existing and future development; and
- Whereas,** Miami Township is in agreement that the right-of-way will ultimately be owned and maintained by the Board of Trustees, and that the MCTID is seeking concurrence on an end date to their temporary control of the land of September 1, 2025; and
- Whereas,** The Board of Trustees desires to dispense with the requirement that this 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 Montgomery County Transportation Improvement District Austin East Memorandum of Understanding.

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

Attested:



Robert H. Matthews Jr., Fiscal Officer
Passed: December 17, 2024

RESOLUTION #117-2024

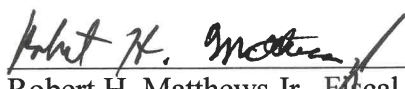
RESOLUTION TO AUTHORIZE AN AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES FOR THE KINGSRIDGE DRIVE IMPROVEMENT PROJECT

- Whereas,** Miami Township, Ohio (the “Township”) has obtained an allocation of Federal funding through the Ohio Department of Transportation (ODOT) Highway Safety Improvement Program (HSIP) to complete the MOT-Kingsridge Drive transportation project; and
- Whereas,** Miami Township has a need for professional engineering services to prepare preliminary engineering documents to facilitate the ODOT-Let project; and
- Whereas,** Choice One Engineering submitted a proposal to assist Miami Township by providing detailed cost estimates and project scope in response to a Request for Proposals (RFP) posted on the ODOT RFP board; and
- Whereas,** the Community Development Director, as a result of a Quality Based Selection process, recommends engaging with Choice One Engineering to conduct services set forth in the Scope of Services form provided to ODOT; and
- Whereas,** the Choice One Engineering agreement has been reviewed and approved by legal counsel; and
- Whereas,** the Board of Trustees desires to dispense with the requirement that this resolution be read on two separate days, and authorizes the adoption of this resolution upon its first reading.

Therefore, Be It Resolved, the Miami Township Board of Trustees authorizes the Township Administrator to execute an agreement with Choice One Engineering for professional engineering services for the Kingsridge Drive Improvement Project.

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

Attested:


Robert H. Matthews Jr., Fiscal Officer
Passed: December 17, 2024

RESOLUTION #118-2024

RESOLUTION TO APPROVE A FINAL AMENDMENT TO THE AMERICAN RESCUE PLAN (ARP) FUND APPROPRIATION

- Whereas,** the annual appropriations for 2024 are to provide for expenditures during the fiscal year ending December 31, 2024; 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 2024; 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 this 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 \$589,682 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
Donald Culp, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President	✓			
Douglas J. Barry, Trustee	✓			

Attested:



Robert H. Matthews, Jr., Fiscal Officer

Passed: December 17, 2024

RESOLUTION #119-2024

**RESOLUTION TO ADJUST BALANCES IN THE ESTABLISHED
CAPITAL PROJECTS FUNDS**

Whereas, Ohio Revised Code Sections 5705.13 allows jurisdictions to establish capital projects fund for the purpose of accumulating resources for the acquisition, construction, or improvement of fixed assets.

Whereas, Miami Township maintains capital projects funds consistent with the requirements established in Section 5705.13 as part of its financial risk management efforts for the General Fund, the Road and Bridge Fund, and Police Levy Fund; and

Whereas, Miami Township now wishes to adjust the balances in these funds to remain compliant with the requirements set forth in Section 5705.13; and

Whereas, the Board of Trustees desires to dispense with the requirement that this 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, authorizes the following actions effective immediately:

Section 1: Transfer \$323,500 from Fund #101 – General to Fund #301 – General Capital Projects; and

Section 2: Transfer \$82,400 from Fund #204 – Road and Bridge to Fund #304 – Public Works Capital Projects; and

Section 3: Transfer \$416,800 from Fund #209 – Police Levy to Fund #309 – Police Capital Projects; and

Section 4: Transfer \$368,811 from Fund #310 – Fire Capital Projects to Fund #210 - Fire Levy.

	Yes	No	Abstain	Absent
Donald R. Culp, Trustee President	✓			
Terry W. Posey Jr., Trustee Vice President	✓			
Douglas J. Barry, Trustee	✓			

Attested:



Robert H. Matthews, Jr., Fiscal Officer
Passed: December 17, 2024

RESOLUTION #120-2024

RESOLUTION TO APPROVE AMENDMENTS TO THE ESTIMATED REVENUES AND APPROPRIATIONS OF FUNDS FOR 2024

- Whereas,** the Montgomery County Budget Commission is required by Section 5705.36 of the Ohio Revised Code to prepare an Official Certificate of Estimated Resources for the Township; and

- Whereas,** the Montgomery County Auditor is required by Section 5705.39 of the Ohio Revised Code to certify that the approved appropriations do not exceed the Official Estimate of Resources; and

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

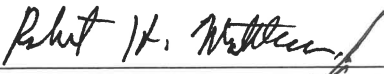
- Whereas,** Miami Township has identified specific operating expenditures and additional revenue not anticipated in the original appropriations and revenue projections for 2024 making it necessary to amend these amounts; and

- Whereas,** the Board of Trustees desires to dispense with the requirement that this 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 acknowledges and approves adjustments to the 2024 Estimate of Resources and the 2024 Appropriation of Funds and authorizes the Finance Director to forward the attached reports of amended revenue and amended appropriations.

	Yes	No	Abstain	Absent
Donald Culp, Trustee President	✓			
Terry W. Posey, Jr., Trustee Vice President	✓			
Douglas J. Barry, Trustee	✓			

Attested:



Robert H. Matthews, Jr., Fiscal Officer
Passed: December 17, 2024