

**MAY 22, 2012**

The Board of Trustees of Bethel Township, Miami County met in regular session on May 22, 2012 at the Bethel Township Meeting Room, 8735 South Second Street, Brandt. Members in attendance were Mrs. Vanhaaren, Mr. Hirt and Mr. Wray.

Pledge of allegiance was taken.

**APPROVAL OF THE MINUTES**

Suspend approval of minutes.

**STAFF REPORTS**

**SHERIFF**

Nothing to report

**FIRE**

**Emergency Responses:**

Runs From May 5, 2012 thru May 18, 2012

**EMS- 15**

**FIRE- 2**

Total Runs for 2012

**EMS- 138**

**FIRE- 40**

Mutual Aid Responses

**None**

Training:

**EMS: In Cab Computers**

**FIRE: Fireground Water Supply**

**ZONING**

Since the last meeting no zoning applications have been received and no certificates have been issued.

**YEAR TO DATE (2012):**

Certificates Received this year:	7
Certificates Issued this year:	7
Declarations received this year:	0
Variances received this year:	3
Conditional Use applied for this year:	2
Zoning Amendments applied for this year:	1
Zoning Text Amendments applied for this year:	1

**BOARDS & COMMISSIONS:**

**MIAMI COUNTY PLANNING COMMISSION:**

Miami County Planning Commission will meet on May 15, 2012. Bethel Township will have no cases for their review.

**BETHEL TOWNSHIP ZONING COMMISSION:**

The Bethel Township Zoning Commission (ZC) will not meet for the month of May, no cases filed.

**BETHEL TOWNSHIP BOARD OF ZONING APPEALS:**

The Bethel Township Board of Zoning Appeals (BZA) will not meet for the month of May, no cases filed.

**2012 ZONING ENFORCEMENT:**

	Junk Cars	High Grass	Construction Related	Health Referrals	Other	Cleared
Current	0	4	0	1	0	0
YTD	3	11	1	15	0	5

**INSPECTIONS AND CASES FORWARDED TO MIAMI COUNTY HEALTH DISTRICT:**

Address	Type of Violation	Who Follows Up
6375 Studebaker	High Grass	Township
6455 Ross	High Grass	Township
6990 Ross	High Grass	Township
8305 New Carlisle	High Grass	Township
8305 New Carlisle	Junk/Debris	Health Dept.

**ADMINISTRATORS REPORT**

**On your Agenda tonight:**

- Resolution 12-05-070      This Resolution amends the 2010 Brandt Sewer Agreement between the Board of Trustees and the Miami County Commissioners to reflect the decrease in the Township’s contribution to the Brandt Sewer Project since the County received additional funding.
- Resolution 12-05-071      This is our annual renewal for health insurance for Township Officials.
- Resolution 12-05-072      Authorization to pay 45% of our Ohio Bureau of Workers Compensation premium for this year.
- Resolution 12-05-073      CareWorks has served as our OBWC Managed Care Organization (MCO). By May 25<sup>th</sup>, the Board must now choose their MCO.

- Resolution 12-05-074 Weiler Welding provides our medical grade oxygen for the fire department. In 1997, we entered into a leasing agreement with Weiler for our 8 full size oxygen cylinders for \$128.00. It is time to renew this lease, and allow the administrator to enter into the lease on behalf of the Board.
- Resolution 12-05-075 Lt. Kyer has accepted a full time position with Miami Valley Hospital as a CareFlight paramedic. Kyer will be in training during June and July. He has asked for the leave while he is in training.
- Resolutions 12-05-076/79 These Resolutions are to declare tall grass properties a nuisances so that we can continue to move forward with ORC requirements before we use our contractor to cut the grass.

**GENERAL UPDATES:**

- May 29, 2012 Workshop Meeting** Cancelled
- Road Department Seasonal Positions:** We have received eight applications. The cutoff date was Friday, May 18<sup>th</sup> at 5:00PM. Staff is reviewing the applications and will set up interviews for next week.
- Annual Road Survey:** Road survey is done and attached to this packet. There is an addition to the list. Northbound Scarff at the Honeycreek Bridge has several issues.
- Frank Gates WC Seminar:** I attended a mandatory seminar for Frank Gates WC group rating program members in Franklin last week. Seminar addressed questions about how group rating works and how to better manage your claims.
- Wildcat Road Closure:** Works continues on Wildcat Road north of US 40. There is an update attached to this report.
- Phoneton Monthly Progress Meeting:** Next meeting is Wednesday, May 30<sup>th</sup> at 11:00AM. Larry Smith and Mark Durst

from Bethel Local Schools will be attending this meeting as the sewer line gets closer to the school.

**Board of Education Joint Workshop:** Mr. Smith and I discussed changing the joint workshop meeting scheduled for June 5<sup>th</sup> to a lunch meeting between the two Board President's, the Superintendent and myself.

**Miami Co. Twp. Association Meeting:** Next meeting will be Thursday, June 14<sup>th</sup> at 7:00PM at Concord Township, 1150 Horizon Court in Troy.

**On your Agenda tonight:**

**PUBLIC COMMENT FOR ITEMS ON AGENDA**

NONE

**ACTION ITEMS**

**RESOLUTION #12-05-070**

**AUTHORIZING THE AMENDMENT OF AN AGREEMENT WITH THE MIAMI COUNTY BOARD OF COMMISSIONERS REGARDING THE COUNTY'S CONSTRUCTION AND OPERATION OF A SANITARY SEWER SYSTEM TO SERVICE BRANDT AND THE CONTRIBUTION OF TOWNSHIP FUNDS TOWARD SAID PROJECT AS WELL AS THE PAYMENT OF FEES BY THE COUNTY TO THE TOWNSHIP FOR EXTRATERRITORIAL CONNECTIONS TO SAID SYSTEM.**

WHEREAS, the Bethel Township Board of Trustees and the Miami County Board of Commissions entered into the Brandt Sewer Revolving Loan Agreement through Resolution 10-05-062 on May 25, 2010, and

WHEREAS, the Miami County Brandt Sewer Project has been underway over the past 18 months and currently structures within Brandt are now hooking up to the sewer system, and

WHEREAS, the Miami County Board of Commissioners and Bethel Township Board of Trustee concur that because of additional grants applied for and received by the Miami County Sanitary Engineering Department and lower than projected construction cost for the entire project, and

WHEREAS, the Amended Agreement that is the subject of this Resolution sets forth new terms and conditions that support the Township's goals as set forth in the previously approved Resolution 10-05-062, THEREFORE

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

1. The Board has determined that the proposed amended Agreement between the Bethel Township Board of Trustees and the Miami County Board of Commissioners, a copy of which is attached to this Resolution and incorporated into this amended Agreement, is satisfactory and in the best interest of the Township and within the Township's statutory authorization.
2. The members of the Board of Trustees are hereby authorized to execute said Agreement for and on behalf of Bethel Township.
3. The members of the Board of Trustees and the Township's Administrator are hereby authorized and directed to take all steps necessary to effectuate the terms of said Agreement, including negotiating an escrow agreement pursuant to the terms of the attached Agreement. The Board of Trustees is hereby authorized to appropriate general revenue fund moneys in the amount set forth in the attached amended Agreement for contribution to the Brandt sewer project, pursuant to the terms of said amended Agreement.

### **AMENDED AND RESTATED AGREEMENT**

This amended and restated Agreement is made and entered into on the \_\_\_\_ day of \_\_\_\_\_ 2012, by and between the Board of Commissioners of Miami County, Ohio (the "County") and the Board of Trustees of Bethel Township, Miami County, Ohio (the "Township"), referenced together as the "Parties." The purpose of this Agreement is to amend, restate, and replace a prior agreement between the Parties described below and dated September 16, 2010.

WITNESSETH:

WHEREAS, the Parties have previously entered into an Agreement dated September 16, 2010 (hereafter referred to as the “Prior Agreement”), a copy of which is attached hereto, regarding the County’s construction of a sanitary sewer system within the unincorporated area of the Township known as Brandt, which system is known as the Brandt Sewer Project and the Township’s financial contribution to same;

WHEREAS, in entering into said Prior Agreement, the Bethel Township Board of Trustees had determined, and continues to agree, that the construction of said sanitary sewer system benefits the residents of both Bethel Township and Miami County, and, further, the County wanted to cause the construction of said sanitary sewer system which it would own and operate for the benefit of the residents of Bethel Township, Miami, County, Ohio;

WHEREAS, at the time the Parties entered into said Prior Agreement, the County agreed to bid out, award, administer, and fund the design, planning, and construction contracts deemed necessary for the construction of said sanitary sewer system; the Township agreed, in order to lessen the financial strain associated with the 20-Year Assessment on the residents of the Brandt Sewer Service Area, to make a stated amount of financial contribution to the design, planning, construction and operation of the sanitary sewer system by paying to the County the amount of \$950,000, to be paid in twenty annual installments of \$47,500, said contribution based on the anticipated cost for Phase I of the Brandt Sewer Project;

WHEREAS, the Township was invoiced by the County for and has made the first of the previously agreed monthly payments to the County, in the amount of \$47,500, as set forth in said Prior Agreement;

WHEREAS, since the time the Parties entered into the Prior Agreement, there has been a significant, unanticipated change in circumstances regarding the availability of funds for the sanitary sewer system, to wit: in 2011 the County received from the Ohio Environmental Protection Agency (OEPA) a 50 percent Principal Forgiveness grant for the Brandt Sewer Project, which grant provides that the County is required to repay only fifty percent of said amount; in addition, the amounts of the awarded contracts for the Brandt Sewer Project turned out to be significantly lower than the amounts anticipated at the time of the September 2010 Agreement;

WHEREAS, due to the County’s receipt of the OEPA grant monies to be utilized for the Brandt Sewer Project, Township and County officials concur there is no reason for the Township to make any further contribution toward the Brandt Sewer Project;

WHEREAS, due to the significant, and unforeseen, changes in circumstances since the execution of the Prior Agreement, including the funding now available to the County and the cost to the County for the construction of said sanitary sewer system, the Parties hereby agree to amend the prior Agreement to reflect the significant change in circumstances; and.

WHEREAS, the Township and the County, as authorized by Ohio Revised Code Sections 505.705 and 6117.41, et seq., possess the legal authority to enter into an agreement regarding the funding of the construction of the sanitary sewer system that was the subject of said Prior Agreement and, accordingly, possess the same authority to agree to amend said prior Agreement on the basis of the change in circumstances regarding the available funding for the project.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the Parties hereto agree to amend and replace the Prior Agreement entered into by and between the Board of Commissioners of Miami County, Ohio and the Board of Trustees of Bethel Township, Miami County, Ohio, with this Amended and Restated Agreement, as follows:

1. The County will bid out, award, administer, and fund the design, planning, and construction contracts it deems necessary for the construction of a sanitary sewer system intended to service the unincorporated area in Bethel Township, Miami County, known as Brandt.
2. The County will be the owner of the sanitary sewer system contemplated herein, and will manage, operate and maintain the same.
3. The Township has contributed financially to the design, planning, construction and operation of the sanitary sewer system contemplated herein by paying to the County the amount of \$47,500, which amount will be the only amount to be so contributed. The Parties acknowledge and agree that the Township has made said contribution, that the Township is no longer obligated to pay the remainder of the \$950,000 amount agreed to in the Prior Agreement, and that the payment of \$47,500 by the Township is in full satisfaction of the Township's contractual obligation to contribute financially to said sanitary sewer system.
4. The Parties further agree that the provision in the Prior Agreement (paragraph 4) that the County will, for a period of nineteen successive years, pay to the Township a fee for connections made to the Brandt sewer by customers located outside of the Brandt Sewer District is no longer in effect and the County no longer



has any obligation to the Township for said payments

5. The actions required of each of the parties to this Agreement shall be authorized by the appropriate actions of the legislative authorities of each Party prior to the entry into this Agreement, and each Party agrees to provide the other with certified copies of said legislative actions. This Agreement will be effective upon the signing of the Agreement by both Parties.
6. The Parties to this Agreement shall cooperate fully in the completion of any actions contemplated herein.
7. Both the County and the Township shall, to the extent permitted by law, indemnify and hold harmless the other from any claim, charge or loss arising from the actions or omissions of the other as they may relate to the execution of this Agreement.
8. This Agreement is the complete understanding between the Parties. No prior agreements, whether written or oral, may modify, enlarge or alter this written Agreement. Specifically, the Parties agree that this Agreement amends, replaces and supersedes the Prior Agreement referenced above and dated September 16, 2010.
9. This Agreement may not be modified except by a written instrument signed by both Parties.
10. If any portion of this Agreement is deemed to be illegal due to conflict with state or local law, the remainder of the Agreement shall remain in full force and effect.
11. This Agreement shall be governed by, construed under and enforced in accord with the laws of the State of Ohio.

Agreed to, signed and executed by:

THE BOARD OF COMMISSIONERS  
MIAMI COUNTY, OHIO

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Entry into this Agreement, the granting of the authority to execute the same, and the encumbrance of the funds necessary thereto is authorized under Resolution No. \_\_\_\_\_ of the Board of Miami County Commissioners adopted on the \_\_\_\_\_ day of \_\_\_\_\_, 2012, a copy of which has been attached hereto.

THE BOARD OF TRUSTEES  
BETHEL TOWNSHIP, MIAMI COUNTY, OHIO

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Entry into this Agreement, the granting of the authority to execute the same, and the encumbrance of the funds necessary thereto is authorized under Resolution No. \_\_\_\_\_ of the Board of Bethel Township Trustees adopted on the \_\_\_\_\_ day of \_\_\_\_\_, 2012, a copy of which has been attached hereto.

THE ABOVE RESOLUTION WAS MOVED BY MR. WRAY AND SECONDED BY MR. HIRT AND THE VOTE BEING TAKEN AS:

MR. WRAY	YES
MR. HIRT	YES
MRS. VANHAAREN	YES

**RESOLUTION #12-05-071**

**A RESOLUTION RENEWING THE CONTRACT WITH UNITED HEALTH CARE, INC. FOR HEALTH AND LIFE INSURANCE FOR TOWNSHIP OFFICIALS AND FULL TIME EMPLOYEES, UNDER THE AUTHORITY OF SECTION 505.60 OF THE OHIO REVISED CODE AND AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO EXECUTE SAID CONTRACT ON BEHALF OF THE BOARD OF TRUSTEES.**

WHEREAS, THE BETHEL TOWNSHIP BOARD OF TRUSTEES ENTERED INTO A CONTRACT WITH UNITED HEALTH CARE, INC. FOR HEALTH AND LIFE INSURANCE FOR TOWNSHIP OFFICIALS AND FULL TIME EMPLOYEES VIA RESOLUTION #07-05-051, AND

WHEREAS, THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY ARE PERMITTED TO PROVIDE SUCH BENEFITS TO THEIR FULL TIME EMPLOYEES AND ELECTED OFFICIALS, THROUGH SECTION 505.60 OF THE OHIO REVISED CODE, AND

WHEREAS, UNITED HEALTH CARE INC. HAS PROVIDED COVERAGE TO ALL ELIGIBLE EMPLOYEES SINCE JUNE 1, 2006, AND,

WHEREAS, THE FISCAL OFFICER WITH THE ASSISTANCE OF BROWER INSURANCE HAS IDENTIFIED UNITED HEALTH CARE, INC. AS THE BEST OPTION FOR PROVIDING CONTINUING COVERAGE TO THE TOWNSHIP, THEREFORE,

BE IT RESOLVED, THAT THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY THAT:

SECTION 1. THE UNITED HEALTH CARE, INC. WILL CONTINUE TO BE THE PROVIDER OF HEALTH AND LIFE INSURANCE SERVICES TO THE ELECTED OFFICIALS AND FULL TIME EMPLOYEES OF THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY.

SECTION 2. THE ADMINISTRATOR OF THE BOARD IS AUTHORIZED TO EXECUTE THE CONTRACT ON BEHALF OF THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP.

SECTION 3. THAT THE COSTS FOR THESE SERVICE BE PAID OT OF THE RESPECTIVE FUND AS DEEMED APPROPRIATE BY THE FISCAL OFFICER OF BETHEL TOWNSHIP, MIAMI COUNTY.

SECTION 4. THAT EFFECTIVE JUNE 1, 2012 ALL BETHEL TOWNSHIP ELECTED OFFICIALS AND ELIGIBLE EMPLOYEES WILL BE COVERED UNDER THE UNITED HEALTH CARE, INC. (RT-B) PLAN.

THE ABOVE RESOLUTION WAS MOVED BY MR. HIRT AND SECONDED BY MR. WRAY AND THE VOTE BEING TAKEN AS:

MR. HIRT	YES
MR. WRAY	YES
MRS. VANHAAREN	YES

**RESOLUTION #12-05-072**

**A RESOLUTION APPROVING THE PAYMENT OF THE FISCAL YEAR 2012  
OHIO BUREAU OF WORKERS' COMPENSATION PREMIUM IN THE  
AMOUNT OF \$4,859.22.**

WHEREAS, THE FISCAL OFFICER FOR BETHEL TOWNSHIP, MIAMI COUNTY HAS RECEIVED THE ANNUAL REPORTING PAPERWORK FOR FISCAL YEAR 2012 OHIO BUREAU OF WORKERS' COMPENSATION PREMIUM, AND

WHEREAS, THE FISCAL OFFICER HAS CALCULATED, BASED ON RATES SUPPLIED BY THE OHIO WORKERS' COMPENSATION BUREAU, BETHEL TOWNSHIP, MIAMI COUNTY'S PREMIUM FOR EMPLOYEES AND VOLUNTEER EMPLOYEES, AND

WHEREAS, THE FISCAL OFFICER HAD IDENTIFIED A TREND, IN THE PAST, OF INCREASING PREMIUMS TO THE OHIO WORKERS' COMPENSATION BUREAU AND TOOK THE NECESSARY STEPS TO REDUCE PREMIUMS OVER THE LAST SEVERAL YEAR, AND

WHEREAS, BECAUSE OF THE FISCAL OFFICERS DILLIGENCE IN REDUCING WORKERS COMPENSATION PREMIUMS FOR THE THIRD YEAR IN A ROW PREMIUMS HAVE BEEN REDUCED, AND

WHEREAS, THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY ADOPTED RESOLUTION #06-06-173 WHICH REQUIRES ALL EXPENDITURES GREATER THAN \$2,500.00 TO BE APPROVED BY THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY, THEREFORE,

BE IT RESOLVED, BY THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY THAT THE PAYMENT OF THE FISCAL YEAR 2012 OHIO BUREAU OF WORKERS COMPENSATION PREMIUM IN THE AMOUNT OF \$4,859.22. BE APPROVED.

THE ABOVE RESOLUTION WAS MOVED BY MR. WRAY AND SECONDED BY MR. HIRT AND THE VOTE BEING TAKEN AS:

MR. WRAY	YES
MR. HIRT	YES
MRS. VANHAAREN	YES

**RESOLUTION #12-05-073**

**A RESOLUTION SELECTING CAREWORKS TO SERVE AS BETHEL TOWNSHIP'S WORKERS COMPENSATION MANAGED CARE ORGANIZATION FOR FISCAL YEAR 2012 AND AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO ACT AS THE REPRESENTATIVE FOR THE BETHEL TOWNSHIP BOARD OF TRUSTEES AS IT RELATES TO THIS PROGRAM**

WHEREAS, BETHEL TOWNSHIP HAS RECEIVED SOLICITATIONS TO ACT AS THE MANAGED CARE ORGANIZATION FOR ALL BUREAU OF WORKERS COMPENSATION CLAIMS FOR FISCAL YEAR 2012, AND

WHEREAS, CAREWORKS HAS SERVED IN THIS CAPACITY FOR THE TOWNSHIP FOR MANY YEARS, AND

WHEREAS, THERE IS NO COST TO THE TOWNSHIP FOR THIS SERVICE BECAUSE THE OHIO BUREAU OF WORKERS COMPENSATION FUNDS THIS EXPENDATURE FOR ALL ORGANIZATIONS THAT ARE REQUIRED TO PARTICIPATE IN THE STATES WORKERS COMPENSATION PROGRAM, AND

WHEREAS, IT IS THE DESIRE OF THE BETHEL TOWNSHIP BOARD OF TRUSTEES TO REMAIN WITH AND ENROLL IN CAREWORKS WORKERS COMPENSATION MANAGE CARE ORGANIZATION PROGRAM, THEREFORE

BE IT RESOLVED, BY THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY THAT:

SECTION 1. THAT BETHEL TOWNSHIP SHALL ENROLL IN THE CAREWORKS MANAGED CARE ORGANIZATION FOR 2012.

SECTION 2. AUTHORIZES TOWNSHIP ADMINISTRATOR MICHAEL GEBHART TO BE DESIGNATED AS THE AUTHORIZED REPRESENTATIVE RELATIVE TO UTILIZING CAREWORKS AS THE TOWNSHIPS MANAGED CARE ORGANIZATION FOR WORKERS COMPENSATION CLAIMS AND THAT IN THIS CAPACITY HE BE AUTHORIZED TO SIGN ALL DOCUMENTS ON BEHALF OF THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP-MIAMI COUNTY RELATED TO THIS PROGRAM.

THE ABOVE RESOLUTION WAS MOVED BY MR. HIRT AND SECONDED BY MR. WRAY AND THE VOTE BEING TAKEN AS:

MR. HIRT	YES
MR. WRAY	YES
MRS. VANHAAREN	YES

**RESOLUTION #12-05-074**

**A RESOLUTION AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO ENTER INTO A LEASE CONTRACT FOR MEDICAL OXYGEN CYLINDERS FOR 15 YEARS WITH WEILER WELDING COMPANY, INC. 324 EAST SECOND STREET, DAYTON, OHIO 45402-1759 AT A RENEWAL COST OF \$128.00**

WHEREAS, THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP OPERATES THE BETHEL TOWNSHIP FIRE DEPARTMENT TO PROVIDE FOR THE HEALTH, SAFETY AND WELFARE OF THE BETHEL TOWNSHIP COMMUNITY, AND

WHEREAS, THE WEILER WELDING COMPANY OF DAYTON, OHIO HAS SUPPLIED THE BETHEL TOWNSHIP FIRE DEPARTMENT FOR MANY YEARS WITH THE MEDICAL GRADE OXYGEN UTILIZED BY THE FIRE DEPARTMENT TO TREAT ITS PATIENTS, AND

WHEREAS, WEILER WELDING COMPANY, INC'S. PRACTICE IS TO LEASE THE FULL SIZE OXYGEN CYLINDERS TO ITS CUSTOMERS FOR \$128.00 FOR THE 15 YEAR TERM OF THE LEASE CONTRACT, THEREFORE

BE IT RESOLVED, THAT THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY AUTHORIZES THE ADMINISTRATOR TO ENTER INTO A LEASE CONTRACT FOR MEDICAL OXYGEN CYLINDERS FOR 15 YEARS WITH WEILER WELDING COMPANY, INC. 324 EAST SECOND STREET, DAYTON, OHIO 45402-1759 AT A RENEWAL COST OF \$128.00

THE ABOVE RESOLUTION WAS MOVED BY MR. WRAY AND SECONDED BY MR. HIRT AND THE VOTE BEING TAKEN AS:

MR. WRAY	YES
MR. HIRT	YES
MRS. VANHAAREN	YES

**RESOLUTION #12-05-075**

**A RESOLUTION APPROVING A REQUEST FOR A LEAVE OF ABSENCE FROM THE BETHEL TOWNSHIP FIRE DEPARTMENT FOR LT. CHRIS KYER FOR A PERIOD ENDING AUGUST 1, 2012**

WHEREAS, THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY THROUGH RESOLUTION #07-08-097, HIRED CHRIS KYER TO SERVE AS A VOLUNTEER MEMBER OF THE BETHEL TOWNSHIP FIRE DEPARTMENT, AND

WHEREAS, CHRIS KYER WAS PROMOTED TO THE POSITION OF LIEUTENANT THROUGH RESOLUTION #11-08-120, AND

WHEREAS, SECTION 7.4 OF THE BETHEL TOWNSHIP POLICY PERSONNEL AND PROCEDURES MANUAL ALLOWS FOR A VOLUNTEER MEMBER OF THE FIRE DEPARTMENT TO REQUEST A LEAVE OF ABSENCE FROM THE DEPARTMENT FOR PERSONAL REASONS, AND

WHEREAS, THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY MUST APPROVE BY RESOLUTION ANY LEAVE OF ABSENCE BY A TOWNSHIP EMPLOYEE AND/OR VOLUNTEER, THEREFORE

BE IT RESOLVED BY THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY TO:

SECTION 1: TO GRANT LIEUTENANT KYER A PERSONAL LEAVE OF ABSENCE EFFECTIVE JUNE 1, 2012.

SECTION 2: LEAVE OF ABSENCE SHALL BE 61 DAYS AS REQUESTED BY LIEUTENANT KYER.

THE ABOVE RESOLUTION WAS MOVED BY MR. HIRT AND SECONDED BY MR. WRAY AND THE VOTE BEING TAKEN AS:

MR. HIRT	YES
MR. WRAY	YES
MRS. VANHAAREN	YES

**RESOLUTION #12-05-076**

**A RESOLUTION DECLARING THE PROPERTY AT 6405 STUDEBAKER ROAD, 9-2-16 PT SE COR NW, A NUISANCE IN ACCORDANCE WITH SECTION 505.87 OF THE OHIO REVISED CODE AND INVOKING THE PROCEDURES IN RESOLUTION #05-07-172 TO ABATE SUCH NUISANCE**

WHEREAS, THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY HAS DETERMINED THAT PROPERTY AT 6405 STUDEBAKER ROAD, 9-2-16 PT SE COR NW, HAS GRASSES IN EXCESS OF EIGHT INCHES, AND

WHEREAS, THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY ARE PERMITTED THROUGH SECTION 505.87 OF THE OHIO REVISED CODE TO ABATE SUCH NUISANCE, AND

WHEREAS, THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY ADOPTED RESOLUTION #05-07-172 STATING THE PROCEDURES USED IN SECTION 505.87 OF THE OHIO REVISED CODE TO ABATE SUCH NUSANCES, THEREFORE

BE IT RESOLVED BY THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY THAT THE PROPERTY AT 6405 STUDEBAKER ROAD, 9-2-16 PT SE COR NW, IS HEREBY DECLARED A NUSIANCE PROPERTY FOR GRASSES IN EXCESS OF EIGHT INCHES AND NOXIOUS WEEDS, AND

BE IT FURTHER RESOLVED, THAT THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY SHALL GIVE PROPER NOTICE TO THE OWNERS AND LEIN HOLDERS OF RECORD OF THE PARCEL AT LEAST SEVEN DAYS FROM THE ADOPTION OF THIS RESOLUTION TO ABATE THE NUSIANCE, IN ACCORDANCE WITH SECTION 505.87 OF THE OHIO REVISED CODE, AND

BE IT FURTHER RESOLVED, THAT A COPY OF THIS RESOLUTION BE TRANSMITTED VIA CERTIFIED MAIL TO THE PROPERTY OWNER AND LEIN HOLDERS OF RECORD.

THE ABOVE RESOLUTION WAS MOVED BY MR. WRAY AND SECONDED BY MR. HIRT AND THE VOTE BEING TAKEN AS:

MR. WRAY	YES
MR. HIRT	YES
MRS. VANHAAREN	YES

**RESOLUTION #12-05-077**

**A RESOLUTION DECLARING THE PROPERTY AT 8882 MANN ROAD, 9-2-14 PT SE COR SE, A NUISANCE IN ACCORDANCE WITH SECTION 505.87 OF**



**THE OHIO REVISED CODE AND INVOKING THE PROCEDURES IN  
RESOLUTION #05-07-172 TO ABATE SUCH NUISANCE**

WHEREAS, THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY HAS DETERMINED THAT PROPERTY AT 8882 MANN ROAD, 9-2-14 PT SE COR SE, HAS GRASSES IN EXCESS OF EIGHT INCHES, AND

WHEREAS, THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY ARE PERMITTED THROUGH SECTION 505.87 OF THE OHIO REVISED CODE TO ABATE SUCH NUISANCE, AND

WHEREAS, THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY ADOPTED RESOLUTION #05-07-172 STATING THE PROCEDURES USED IN SECTION 505.87 OF THE OHIO REVISED CODE TO ABATE SUCH NUSANCES, THEREFORE

BE IT RESOLVED BY THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY THAT THE PROPERTY AT 8882 MANN ROAD, 9-2-14 PT SE COR SE, IS HEREBY DECLARED A NUSIANCE PROPERTY FOR GRASSES IN EXCESS OF EIGHT INCHES AND NOXIOUS WEEDS, AND

BE IT FURTHER RESOLVED, THAT THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY SHALL GIVE PROPER NOTICE TO THE OWNERS AND LEIN HOLDERS OF RECORD OF THE PARCEL AT LEAST SEVEN DAYS FROM THE ADOPTION OF THIS RESOLUTION TO ABATE THE NUSIANCE, IN ACCORDANCE WITH SECTION 505.87 OF THE OHIO REVISED CODE, AND

BE IT FURTHER RESOLVED, THAT A COPY OF THIS RESOLUTION BE TRANSMITTED VIA CERTIFIED MAIL TO THE PROPERTY OWNER AND LEIN HOLDERS OF RECORD.

THE ABOVE RESOLUTION WAS MOVED BY MR. HIRT AND SECONDED BY MR. WRAY AND THE VOTE BEING TAKEN AS:

MR. HIRT	YES
MR. WRAY	YES
MRS. VANHAAREN	YES

**RESOLUTION #12-05-078**

**A RESOLUTION DECLARING THE PROPERTY AT 8919 BELLEFONTAINE, 9-2-2 SE COR SE, A NUISANCE IN ACCORDANCE WITH SECTION 505.87 OF THE OHIO REVISED CODE AND INVOKING THE PROCEDURES IN RESOLUTION #05-07-172 TO ABATE SUCH NUISANCE**

WHEREAS, THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY HAS DETERMINED THAT PROPERTY AT 8919 BELLEFONTAINE, 9-2-2 SE COR SE, HAS GRASSES IN EXCESS OF EIGHT INCHES, AND

WHEREAS, THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY ARE PERMITTED THROUGH SECTION 505.87 OF THE OHIO REVISED CODE TO ABATE SUCH NUISANCE, AND

WHEREAS, THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY ADOPTED RESOLUTION #05-07-172 STATING THE PROCEDURES USED IN SECTION 505.87 OF THE OHIO REVISED CODE TO ABATE SUCH NUSANCES, THEREFORE

BE IT RESOLVED BY THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY THAT THE PROPERTY AT 8919 BELLEFONTAINE, 9-2-2 SE COR SE, IS HEREBY DECLARED A NUSIANCE PROPERTY FOR GRASSES IN EXCESS OF EIGHT INCHES AND NOXIOUS WEEDS, AND

BE IT FURTHER RESOLVED, THAT THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY SHALL GIVE PROPER NOTICE TO THE OWNERS AND LEIN HOLDERS OF RECORD OF THE PARCEL AT LEAST SEVEN DAYS FROM THE ADOPTION OF THIS RESOLUTION TO ABATE THE NUSIANCE, IN ACCORDANCE WITH SECTION 505.87 OF THE OHIO REVISED CODE, AND

BE IT FURTHER RESOLVED, THAT A COPY OF THIS RESOLUTION BE TRANSMITTED VIA CERTIFIED MAIL TO THE PROPERTY OWNER AND LEIN HOLDERS OF RECORD.

THE ABOVE RESOLUTION WAS MOVED BY MR. WRAY AND SECONDED BY MR. HIRT AND THE VOTE BEING TAKEN AS:

MR. WRAY	YES
MR. HIRT	YES
MRS. VANHAAREN	YES

**RESOLUTION #12-05-079**

**A RESOLUTION DECLARING THE PROPERTY AT 9768 PALMER ROAD, 9-2-1 LOT 3 LINDSEY FARM, A NUISANCE IN ACCORDANCE WITH SECTION 505.87 OF THE OHIO REVISED CODE AND INVOKING THE PROCEDURES IN RESOLUTION #05-07-172 TO ABATE SUCH NUISANCE**

WHEREAS, THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY HAS DETERMINED THAT PROPERTY AT 9768 PALMER ROAD, 9-2-1 LOT 3 LINDSEY FARM, HAS GRASSES IN EXCESS OF EIGHT INCHES, AND

WHEREAS, THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY ARE PERMITTED THROUGH SECTION 505.87 OF THE OHIO REVISED CODE TO ABATE SUCH NUISANCE, AND

WHEREAS, THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY ADOPTED RESOLUTION #05-07-172 STATING THE PROCEDURES USED IN SECTION 505.87 OF THE OHIO REVISED CODE TO ABATE SUCH NUSANCES, THEREFORE

BE IT RESOLVED BY THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY THAT THE PROPERTY AT 9768 PALMER ROAD, 9-2-1 LOT 3 LINDSEY FARM, IS HEREBY DECLARED A NUSIANCE PROPERTY FOR GRASSES IN EXCESS OF EIGHT INCHES AND NOXIOUS WEEDS, AND

BE IT FURTHER RESOLVED, THAT THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY SHALL GIVE PROPER NOTICE TO THE OWNERS AND LEIN HOLDERS OF RECORD OF THE PARCEL AT LEAST SEVEN DAYS FROM THE ADOPTION OF THIS RESOLUTION TO ABATE THE NUSIANCE, IN ACCORDANCE WITH SECTION 505.87 OF THE OHIO REVISED CODE, AND

BE IT FURTHER RESOLVED, THAT A COPY OF THIS RESOLUTION BE TRANSMITTED VIA CERTIFIED MAIL TO THE PROPERTY OWNER AND LEIN HOLDERS OF RECORD.

THE ABOVE RESOLUTION WAS MOVED BY MR. HIRT AND SECONDED BY MR. WRAY AND THE VOTE BEING TAKEN AS:

MR. HIRT

YES

MR. WRAY YES  
MRS. VANHAAREN YES

**ANNOUNCEMENTS**

May 24 Board of Zoning Appeals Meeting, Township Meeting Room, 6:30PM  
Zoning Commission Meeting, Township Meeting Room, 7:30PM  
May 28 Memorial Day Holiday Observed, Township Offices Closed  
May 29 Workshop Meeting, Township Meeting Room, 8:30AM (CANCELLED)  
June 5 Trustee Workshop Meeting, Township Mtg Room, 8:30AM (if needed)  
June 12 Trustee Regular Meeting, Township Meeting Room, 7:00PM  
June 19 Trustee Workshop Meeting, Township Mtg Room, 8:30AM (if needed)  
June 26 Trustee Regular Meeting, Township Meeting Room, 7:00PM  
June 28 Board of Zoning Appeals Meeting, Township Meeting Room, 6:30PM  
Zoning Commission Meeting, Township Meeting Room, 7:30PM

**MOTION TO RECORD PAYMENT OF WARRANTS**

**RESOLUTION 12-03-080  
A RESOLUTION TO RECORD WARRANTS  
44816 TO 44844**

BE IT RESOLVED, BY THE BOARD OF TRUSTEES OF BETHEL TOWNSHIP, MIAMI COUNTY THAT THE PAYMENT OF WARRANTS NO. 44706 THROUGH NO. 44815 BE RECORDED THROUGH THE REQUEST OF THE FISCAL OFFICER.

THE ABOVE RESOLUTION WAS MOVED BY MR. HIRT AND SECONDED BY MR. WRAY AND THE VOTE BEING TAKEN AS:

MR. HIRT YES  
MR. WRAY YES  
MRS. VANHAAREN YES

**PAYMENTS**

wrnt_num	wrnt_date	wrnt_pyee	wrnt_amnt
44816	5/11/12	TERRENCE W. WELDON, JR. - WELDON UNITED HEALTH CARE-INSURANCE	\$731.56
44818	5/22/12	COMPANY	\$10,555.45
44819	5/22/12	MBI SOLUTIONS, INC.	\$976.05
44820	5/22/12	MIAMI COUNTY SANITARY ENGINEERING	\$166.71

		DEPT.	
44821	5/22/12	TIME WARNER CABLE	\$84.90
44822	5/22/12	COMDOC.INC. CORPORATE HEADQUARTERS	\$35.02
44823	5/22/12	MIAMI COUNTY ENGINEER	\$1,060.53
44824	5/22/12	BOUND TREE MEDICAL	\$361.17
44825	5/22/12	MIAMI VALLEY INTERNATIONAL TRUCKS	\$344.48
44826	5/22/12	AUTOZONE,INC	\$104.87
44827	5/22/12	BARNEY RENTALS, INC.	\$187.00
44828	5/22/12	MIAMI COUNTY TRANSFER STATION	\$50.42
44829	5/22/12	DARLEY	\$91.70
44830	5/22/12	SAUNDERS TOWING & RECOVERY LLC	\$223.50
44831	5/22/12	LAVY ENTERPRISES	\$195.53
44832	5/22/12	WEILER WELDING CO INC	\$60.00
44833	5/22/12	WASTE MANAGEMENT OF OHIO INC	\$246.62
44834	5/22/12	LOWES BUSINESS ACCOUNT	\$711.63
44835	5/22/12	TREASURER OF STATE	\$1,125.00
44836	5/22/12	DUNCAN OIL CO	\$1,538.94
44837	5/22/12	FINLEY FIRE EQUIPMENT CO.,INC.	\$21.79
44838	5/22/12	A.E. DAVID COMPANY	\$90.95
44839	5/22/12	SAUNDERS SEED	\$132.00
44840	5/22/12	ACME SPRING INC	\$74.95
44841	5/22/12	STAPLES ADVANTAGE	\$174.92
44842	5/22/12	EMPLOYMENT PUBLISHING	\$632.32
44843	5/22/12	PRESTIGE PRINTING	\$265.00
44844	5/22/12	AT&T	\$352.82
44845	5/22/12	HANLEY BUSINESS FORMS	\$201.13
44846	5/22/12	A.E. DAVID COMPANY	\$129.95
44847	5/22/12	BUREAU OF WORKERS COMPENSATION	\$1,512.02
44848	5/22/12	CASH	\$46.50
44849	5/22/12	VERIZON	\$205.14
44850	5/22/12	DAYTON POWER & LIGHT CO	\$917.72

## RECEIPTS

None

Meeting adjourned at 7:40 pm

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Beth Vanhaaren- Chair

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Cliff Wray, Vice Chair

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Jerome Hirt- Trustee

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Mrs. Deborah Watson, Fiscal Officer