



Butler Township Government Center

REVISED AGENDA

Monday, June 27, 2016
7:00 PM

1. **Call to Order**
2. **Approval of the Minutes**
 - a. **Regular Meeting Minutes May 23, 2016**
3. **Update from the Butler Township Budget Commission**
4. **Butler Township Police Department Status Update**
 - a. **Resolution No. 16-34: A Resolution Rescinding the Motion to Authorize the Township Administrator to Enter Into Negotiations with the Montgomery County Sheriff's Office to Provide Police Protection Services**
5. **Hearing of the Public**
6. **Administrator's Recommendations**
 - a. **Public Hearing: Willowbrook Subdivision Curb, Sidewalk and Driveway Apron Repair Program and Assessments**
 - b. **Resolution No. 16-32: A Resolution Authorizing The Repayment Of Bonds In The Amount Of \$44,213.76 From The Harson TIF Fund #2902 To The General Fund #1000 As Appropriated For FY2016**
 - c. **Resolution No. 16-33: A Resolution Requesting The County Engineer's Assistance With The Township Overlay Program Through The Partnership Pool Program**
 - d. **Motion to Approve The Updated Treasury Management Agreement and Account Resolutions Certificate For Treasury Management Services For The Township's Commercial Account Through Fifth Third Bank**
 - e. **Liquor Permit: Change of Corporate Stock Ownership for Valero at 7186 Miller Lane**
7. **Informal Business**
 - a. **Police Department**
 - b. **Fire Department**
 - c. **Fiscal Officer**
 - d. **Trustees**
 - e. **Acting Administrator, Service Department, Planning & Zoning**
8. **Executive Session**
 - a. **None**
9. **Adjournment**

June 27, 2016

REVISED

Trustee's Meeting – Administrator's Report

Agenda Items

Budget Commission Update

The Budget Commission has begun meeting regularly on the second and fourth Wednesday of the month. I have included minutes from our first meeting on June 8, 2016, we also just met again on June 22, 2016. The Budget Commission is working diligently to familiarize them with the budget and begin working toward a set of recommendations for the trustees. The Budget Commission is going to provide a brief report to the Trustee's at this evening's meeting.

Police Department Update

The current levy language, passed in May, 2006, states that the levy was necessary for the purpose of "providing and maintaining motor vehicles, communications and other equipment used directly in the operation of a police department, or the payment of salaries of permanent police personnel". The standard levy language in Ohio Revised Code Section 5705(J) for Police Protection does include a clause that refers to contracting with other political subdivisions for police protection; however that portion of the section was not included on the township's resolution.

While the current levy only supports about fifty percent of the police department's current \$1.9 million dollar budget, personnel costs attribute to approximately eighty percent of the budget – personnel costs are the biggest share of the costs associated with the contract proposal.

Given the information received about the inability to use levy funds to pay for contracted services for police protection, Resolution 16-34 would rescind the motion to contract with the Sheriff's Office and authorize the Township Administrator to move forward with stabilizing the Butler Township Police Department by beginning the advertising process for a permanent Police Chief for Butler Township.

Public Hearing for the Willowbrook Subdivision Curb, Sidewalk, and Driveway Apron Repair Program Assessments

The program includes the following streets; Benchwood Rd., Autumn Ridge Rd., Silver Rock Ave., Walnut Ridge Rd., Creekview Cir., Honeycutt Cir. and Cedar Cliff Cir. Butler Township Trustees will consider the scope of the program, public costs to be incurred, private costs to be billed and/or assessed, and the terms associated with financing accomplished through property tax assessments. Curb, sidewalk and aprons will be the responsibility of the property owner through direct payment or property tax assessments over 5 years. The township will be incurring the costs of all of the curb ramp replacements and also the resurfacing of the streets in the subdivision which will take place over the next couple of years. \$50,000 in CDBG funds will also be awarded for the project to go towards resurfacing of Sunny Ridge during this first phase of the project. There is no concrete work to be done on Sunny Ridge. I have attached the legal notice and the concrete estimates, including the estimates for 5-year assessments.

A total estimate for all of the concrete work is estimated at approximately \$192,580. Of that, the assessed portion is estimated at \$164,821.61 and the curb ramps paid for by the township is estimated at \$27,759. The resurfacing of Sunny Ridge Rd. North, Sunny Ridge Rd. South and Del Ray Dr. is estimated at approximately \$71,215. This brings the total project cost to about \$263,795.66. The

estimated cost to the township after assessments and reimbursements is approximately \$50,000. A detailed estimation is attached for your review.

Resolution 16-32: Resolution Authorizing the Repayment of Bonds from the Harson TIF Fund to the General Fund

This is essentially a transfer from the Harson Fund to the General Fund to repay the Township for the Harson TIF bond. The total payment amount for 2016 is \$44,213.76, which includes an interest payment of \$9,181.38 and principal payment of \$35,032.38.

Resolution 16-33: Resolution Requesting the County Engineer's Assistance with the Township Overlay Program through the Partnership Pool Program

This resolution is requested every year by the County due to our participation in the partnership pool. This year we are resurfacing Maxton Road and the south portion of Commerce Center Drive (from Benchwood to West Commerce Lane) for an estimated \$89,515.

Motion to approve the updated Treasury Management Agreement and Account Resolution Certificate

We made some changes to our commercial account, one being eliminating a CD-ROM that is delivered to us each month which contains images of our deposited items (approximately \$50/month). We will now have online access to historical images going back 7 years at a cost of \$1 per image accessed; we don't see the need to access these images except for on rare occasions. The Resolution included will allow us to update our signers on our account.

Liquor Permit

The attached liquor permit is a change of corporate ownership transfer for Valero at 7186 Miller Lane. Staff has no objection to the transfer.

Other Items

Conditional Use Application

Burger King has submitted a Conditional Use application for the corner of Benchwood Road and Towne Center Dr., which was heard and approved at the BZA Meeting on Monday, June 20th at 7:00 p.m. The owner would like to have the restaurant constructed by December, 2016.

ODOT Property on Miller Lane

The vacant property on Miller Lane where the former exit ramp used to be was sold on June 14th at auction for \$430,000 to a hotel developer. There are no immediate plans for the hotel, however it is nice to see that the property has been sold for future development.

Taste of the Crossroads

The Taste is scheduled for Tuesday, June 28th from 5 p.m. to 8 p.m. at the Vandalia Recreation Complex.

Star Spangled Celebration

The Star Spangled Celebration and fireworks is scheduled for Sunday, July 3 from 6 p.m. to 10:30 p.m. at the Vandalia Recreation Complex.

National Night Out

On Tuesday, August 2, 2016 from 6:00pm to 8:00pm, the Butler Township Police Department in cooperation with Stonespring, will be hosting the 33nd Annual National Night Out program. The event will be held at the Stonespring facility, which is located at 4000 Singing Hills Boulevard in the Singing Ridge Development. The BZA approved up to 4 food trucks to be permitted on the property for the event.



Butler Township Government Center

RESOLUTION NO. 16-34

A RESOLUTION RESCINDING THE MOTION TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO ENTER INTO NEGOTIATIONS WITH THE MONTGOMERY COUNTY SHERIFF'S OFFICE TO PROVIDE POLICE PROTECTION SERVICES

WHEREAS, the Trustees passed a motion on May 9, 2016, authorizing the Administrator to enter into negotiations with the Montgomery County Sheriff's Office to provide police protection services at a contract amount not to exceed \$8,755,054.00 over a five year period; and

WHEREAS, the Trustee's have found it to be in the Township's best interest to rescind the motion to authorize the Township Administrator to enter into negotiations and contract with the Montgomery County Sheriff's Office for police protection services; and

WHEREAS, the Trustee's have authorized the Administrator to move forward with the advertising process to hire a permanent Police Chief for Butler Township and begin the process of stabilizing the Butler Township Police department.

NOW, THEREFORE, BE IT RESOLVED by the Butler Township Trustees, Montgomery County, Ohio:

SECTION 1. That the Butler Township Board of Trustees hereby requests that the motion to authorize the Township Administrator to enter into negotiations and contract with the Montgomery County Sheriff's Office for police protection services be rescinded.

SECTION 2. That the Butler Township Board of Trustees authorizes the Administrator and Acting Police Chief to begin the advertising process to hire a permanent Police Chief for Butler Township.

SECTION 3. That this resolution shall take effect from and after the earliest period allowed by law.

**BUTLER TOWNSHIP BOARD OF
TRUSTEES**

Michael Lang, President

Nick Brusky, Vice President

Joseph E. Flanagan Jr., Trustee

I hereby certify that **Resolution 16-34** was adopted by the Butler Township Board of Trustees at their meeting held on **June 27, 2016**.

Mark Adams, Fiscal Officer