

**ELIZABETH TOWNSHIP BOARD OF TRUSTEES
MIAMI COUNTY, OHIO
REGULAR MEETING MINUTES OF FEBRUARY 15, 2017**

The Elizabeth Township Board of Trustees held a Regular Meeting on February 15, 2017 at 5710 E. Walnut Grove Road, Troy, Ohio at 7:00 p.m.

The meeting was called to order by William D. Sutherly, President. The Fiscal Officer called the roll and the following members were present:

| | | | | |
|----------------|---------------------|------|----------------|---------------------------|
| President | William D. Sutherly | ETCC | Zlata Garrison | Dep. Nate Jessup |
| Vice Pres. | John R. Ryman | EMS | Anthony Cooper | Anthony Kendell |
| Trustee | Greg D. Dilts | FRPP | Randy Mott | Chris Englert |
| Fiscal Officer | Mary Ann Mumford | | Keith Keyser | Pat Quillen and Don Pence |

The following order of business was established:

ITEM # 1A Miami County Prosecutor's Office- Anthony Kendell/Chris Englert

ITEM # 1 Meeting with representative from the sheriff's dept.

ITEM # 2 Meeting with representative from EMS

ITEM # 3 Meeting with representative from ETCC

ITEM # 4 Meeting with representative from Farmland Preservation

ITEM # 5 Meeting with representative from Zoning

ITEM # 6 Presentation of the Meeting Minutes of February 1, 2017

ITEM # 7 Presentation of Bills and Authorization for Payment.

ITEM # 8 Fiscal Officer Report

ITEM # 9 COMMITTEE REPORTS:

A. William D. Sutherly-Equipment and Cemeteries

B. John R. Ryman-Roads

C. Greg D. Dilts-Buildings and Personnel

ITEM # 10 Any other business to be transacted.

ITEM # 11 ADJOURNMENT

ITEM #1A Anthony Kendell and Chris Englert from the Miami County Prosecutor's Office was present to discuss a Resolution for the prohibition of medical marijuana within the township. After discussing the board's position on the matter a Motion by Greg D. Dilts, Seconded by John R. Ryman was made to pass **RESOLUTION NUMBER 2017-002** Prohibiting the location of Medical Marijuana cultivators, processors and retail dispensaries licensed under ORC Chapter 3796 within the unincorporated territory of Elizabeth Township, Miami County, Ohio. VOTE: Mr. Dilts-yes, Mr. Ryman-yes, Mr. Sutherly-yes. William D. Sutherly, President, declared the Motion carried. A copy of Resolution Number 2017-002 can be found in its entirety in the Elizabeth Township Book of Resolutions. The board and prosecutor's office discussed the fact that this Resolution trumps what we currently have in the zoning books, and no update to the zoning manual is necessary at this time.

After discussing the board's position on prohibiting medical marijuana within the board's drug and alcohol free workplace policy, A Motion by Greg D. Dilts, Seconded by William D. Sutherly was made to pass **RESOLUTION NUMBER 2017-003** to include the prohibition of medical marijuana with the board's drug and alcohol free workplace policy. VOTE: Mr. Dilts-yes, Mr. Ryman-yes, Mr. Sutherly-yes. William D. Sutherly, President, declared Motion Number 2017-003 passed. A copy of Resolution Number 2017-003 can be found in its entirety in the Elizabeth Township Book of Resolutions, and will be added to the Policy and Procedure Manual.

ELIZABETH TOWNSHIP REGULAR MEETING MINUTES OF FEBRUARY 15, 2017 CONTINUED

The board discussed with Mr. Kendell and Mr. Englert the possibility of elected officials being reimbursed for their medical insurance premiums as in the past. At this time there is no solid legislation to support the reimbursement. There are several factors that need looked at before allowing the reimbursement. Insurance reimbursement during midterm may be unconstitutional, due to it being a change in compensation during a term in office. Mr. Englert and Mr. Kendell will contact the Ohio Attorney General's Office for an opinion on the matter and will report back to the board when more information is available.

ITEM # 1 The sheriff's department has a couple leads on who is mudding through the fields.

ITEM # 2 Mr. Cooper reported that the MARCS system has been pushed back to summer. The laptop at the EMS building has crashed. Mr. Cooper will get pricing for a replacement. Mr. Cooper reported that the bed bug incident at the EMS building was an isolated incident and has been completely resolved.

ITEM # 3 Zlata reported that receipts from January 30, - February 10, 2017 totaled \$2,269.30. There are currently 407 members including spouses and dependents. Zlata reported that Cove Spring Church will hold their spaghetti dinner at the church this year.

ITEM # 4 Mr. Mott said he was contacted by Kimberly Thorp who resides on the reviewing team for the 2015 FRPP and she suggested the township file an extension for one year for the current 2015 program filing dates. A Motion by William D. Sutherly, Seconded by Greg D. Dilts was made to allow Mr. Mott to file for a one year extension on the 2015 FRPP filing dates. VOTE: Mr. Dilts-yes, Mr. Ryman-yes, Mr. Sutherly-yes. William D. Sutherly, President, declared the Motion carried.

Mr. Mott said that the appraisals should be done in a week or so.

ITEM # 5 Mr. Hershberger said that he will contact the owner at 2475 Dayton Brandt to get their property cleaned up. The summons to appear for the lien on Alcony Conover Road has been taken care of by Darke County, due to Miami County handling the foreclosure.

ITEM # 6 The presentation of the Minutes of the previous Regular Board Meeting of February 1, 2017 were read and approved as presented.

ITEM # 7 The fiscal officer submitted the bills for payment in the amount of \$34,101.35. A Motion by Greg D. Dilts, Seconded by John R. Ryman was made to submit payment in the amount of \$34,101.35 for the payment of bills as presented. VOTE: Mr. Dilts-yes, Mr. Ryman-yes, Mr. Sutherly-yes. William D. Sutherly, President, declared the Motion carried.

ITEM # 8 Mary Ann shared various financial reports with the trustees and they were duly noted. Mr. Sutherly asked Mary Ann to contact the prosecutor's office for a Legal Opinion on Sam Kingrey's event barn, as to what the township's recourse is, if he holds events without proper zoning. Mr. Sutherly asked if the board can adopt a resolution for the reimbursement of insurance premiums, in the event that reimbursement becomes permissible again. Mary Ann said she would ask for a Legal Opinion on both matters.

ITEM # 9 COMMITTEE REPORTS

- A. William D. Sutherly -Equipment and Cemeteries
- B. John R. Ryman-Roads
- C. Greg D. Dilts-Buildings and Personnel

Mr. Sutherly said that a head stone on Tipp Elizabeth Road at Mann Cemetery needs fixed and Frank will take care of it.

Mr. Ryman said the road meeting at the county will be held on February 22nd at 8:45 a.m.

Mr. Dilts said Frank has been working on a couple of things at the ETCC. Mr. Dilts gave a copy of the Policy and Procedure manual to both John and Bill for their input on the few changes that were made to the manual. The board will vote on the updates after the trustees review

ELIZABETH TOWNSHIP REGULAR MEETING MINUTES OF FEBRUARY 15, 2017 CONTINUED

the changes. Mr. Dilts said someone at the ETCC has a personal trainer and is being charged \$5.00 for each visit with their client. The board discussed the fact that the trainer may be being reimbursed by their client or that the trainer is including it in their fees they're charging.

ITEM # 10 Mr. Mott thanked the board for acting on the medical marijuana issue.

ITEM # 11 With no other business to be transacted a Motion by Greg D. Dilts, Seconded by William D. Sutherly, was made to adjourn. The meeting adjourned at 8:03 p.m.

APPROVED: MARCH 1, 2017

William D. Sutherly, President

John R. Ryman Vice President

Greg D. Dilts, Trustee

Mary Ann Mumford, Fiscal Officer