

2010 Resolutions

1/18/2010	2010-01	Resolution Declaring it Necessary to Levy a Tax in Excess of the Ten Mill Limitation which amounts to 3.50 Mills for the purpose of expanding the AVFD to allow 24/7 staffing as well as to pay the contract with the department for their fire services.
3/01/2010	2010-02	Resolution of Convenience and Necessity for the Chip Seal of Various Township Roads
3/01/2010	2010-03	Resolution of Convenience and Necessity for the Improvement of Roads in the Meadows Subdivision.
3/15/2010	2010-04	Resolution to Order the Chip Seal of Various Roads in Year 2010
3/15/2010	2010-05	Resolution to Order the Improvement of Various Roads in the Meadows Subdivision.
4/05/2010	2010-06	Resolution to Order the Improvement of Roads in the Lorien Woods Subdivision
4/19/2010	2010-07	Resolution Establishing Auburn Township Personnel Policies and Procedures Manual to govern management practices and declaring an emergency.
5/17/2010	2010-08	Resolution declaring that the Revenue on 1.67 mill levy for the purpose of fire protection not be collected
6/21/2010	2010-09	Certificate of Need to renewal Road Improvement Levy
8/02/2010	2010-10	Resolution stating STAR Ohio funds are pledged as collateral for any amounts about the FDIC limits.
8/16/2010	2010-11	Resolution authorizing the indebtedness for construction of the fire station addition.
9/20/2010	2010-12	Resolution accepting amounts and rates as determined by the Budget Commission and authorizing the necessary Tax Levies and certifying them to the County Auditor.
11/15/2010	2010-13	Resolution authorizing the Fiscal Officer to advance up to \$150,000 from the General Fund for the use of payments for the Auburn Volunteer Fire Department Addition/Renovation Project that come due before the release of USDA loan funds. It will be repaid to the General Fund when funds are advanced from the USDA.

Resolution # 2010-01

**RESOLUTION OF CONVENIENCE & NECESSITY FOR THE CHIP SEAL OF
VARIOUS ROADS IN YEAR 2010**
Auburn Township, Geauga County, Ohio

WHEREAS, the Auburn Township Board of Trustees has determined that the public convenience and welfare require the improvement of Sections F & G of Stafford Road (TR 187), Sections C & D of Bartholomew Road (TR 195) and Section A of Valley Road (TR 199) in Auburn Township, and to authorize the Geauga County Engineer to prepare engineering plans in accordance with Section 5573.01 of the Ohio Revised Code.

NOW, THEREFORE, BE IT RESOLVED by a unanimous vote of a full board of the Auburn Township Board of Trustees that the public convenience and welfare requires the improvement of:

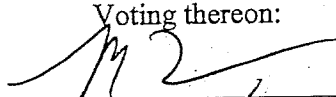
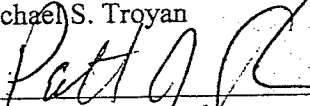
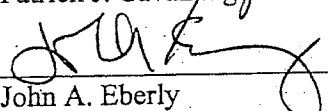
Section F of Stafford Road from Ravenna Road (SR 44) to Valley Road (TR 199);
Section G of Stafford Road from Valley Road (TR 199) to Snow Road (TR 145);
Section C of Bartholomew Road from Thorpe Road (TR 197) to Auburn Road (CH 4);
Section D of Bartholomew Road from Auburn Road (CH 4) to Ravenna Road (SR 44);
and Section A of Valley Road from Washington Street (TR 47) to Stafford Road (TR 187) all within the Township of Auburn, County of Geauga and State of Ohio by the application of chip seal surfaces.

BE IT FURTHER RESOLVED that the Geauga County Engineer is hereby directed to make such surveys, plans, profiles, cross sections, estimates and specifications as are required for the improvement and to transmit copies of the same to this board.

BE IT FURTHER RESOLVED that the costs and expenses of said improvement shall be apportioned as follows:

The construction costs for the project shall be paid from local funding sources. The engineering will be provided by the Geauga County Engineer at no cost to the Township.

BE IT FURTHER RESOLVED that the Fiscal Officer of the Auburn Township Board of Trustees is hereby instructed to transmit a certified copy of this resolution to the Geauga County Engineer.

Voting thereon:	Vote
 _____ Michael S. Troyan	<u>Yes</u>
 _____ Patrick J. Cavanaugh	<u>Yes</u>
 _____ John A. Eberly	<u>Yes</u>

I, Susan Plavcan, the Fiscal Officer of the Board of Township Trustees of Auburn Township, Geauga County, Ohio certify that the foregoing is a true and correct copy of a resolution adopted at a legally convened Board meeting held on 3-15, 2010.

Resolution # 2010-02

**RESOLUTION OF CONVENIENCE & NECESSITY FOR THE IMPROVEMENT OF
ROADS IN THE MEADOWS SUBDIVISION**
Auburn Township, Geauga County, Ohio

WHEREAS, the Auburn Township Board of Trustees has reviewed recommendations of the Geauga County Engineer and determined that the public convenience and welfare require the improvement of the entire lengths of Meadow Lane (TR 549), Creighton Drive (TR 550), Curry Lane (TR 551) and Timber Lane (TR 552), and to authorize the Geauga County Engineer to prepare engineering plans in accordance with Section 5573.01 of the Ohio Revised Code.

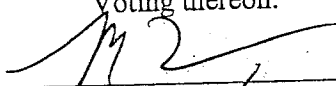
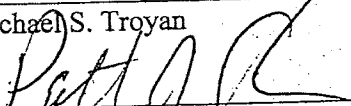
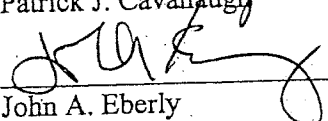
NOW, THEREFORE, BE IT RESOLVED by a unanimous vote of a full board of the Auburn Township Board of Trustees that the public convenience and welfare requires the improvement of Meadow Lane (TR 549), Creighton Drive (TR 550), Curry Lane (TR 551) and Timber Lane (TR 552) in the Township of Auburn, County of Geauga and State of Ohio by replacing and repairing culverts, asphalt resurfacing the roadway, reconstructing shoulders and related improvements, as necessary.

BE IT FURTHER RESOLVED that the Geauga County Engineer is hereby directed to make such surveys, plans, profiles, cross sections, estimates and specifications as are required for the improvement and to transmit copies of the same to this Board.

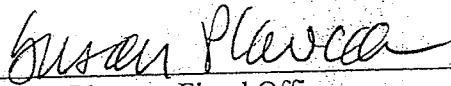
BE IT FURTHER RESOLVED that the costs and expenses of said improvement shall be apportioned as follows:

The construction costs for the project shall be paid from local funding sources. The engineering will be provided by the Geauga County Engineer at no cost to the Township.

BE IT FURTHER RESOLVED that the Fiscal Officer of the Auburn Township Board of Trustees is hereby instructed to transmit a certified copy of this resolution to the Geauga County Engineer.

Voting thereon:	Vote
 _____ Michael S. Troyan	<u>Yes</u>
 _____ Patrick J. Cavanaugh	<u>Yes</u>
 _____ John A. Eberly	<u>Yes</u>

I, Susan Plavcan, the Fiscal Officer of the Board of Township Trustees of Auburn Township, Geauga County, Ohio certify that the foregoing is a true and correct copy of a resolution adopted at a legally convened Board meeting held on 3-15, 2010.



Susan Plavcan, Fiscal Officer

Resolution # 2010-03

**RESOLUTION OF CONVENIENCE & NECESSITY FOR THE IMPROVEMENT OF
ROADS IN THE MEADOWS SUBDIVISION**
Auburn Township, Geauga County, Ohio

WHEREAS, the Auburn Township Board of Trustees has reviewed recommendations of the Geauga County Engineer and determined that the public convenience and welfare require the improvement of the entire lengths of Meadow Lane (TR 549), Creighton Drive (TR 550), Curry Lane (TR 551) and Timber Lane (TR 552), and to authorize the Geauga County Engineer to prepare engineering plans in accordance with Section 5573.01 of the Ohio Revised Code.

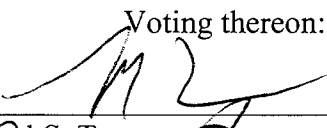
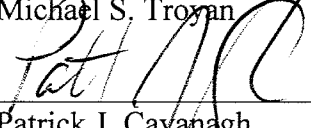
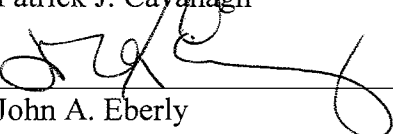
NOW, THEREFORE, BE IT RESOLVED by a unanimous vote of a full board of the Auburn Township Board of Trustees that the public convenience and welfare requires the improvement of Meadow Lane (TR 549), Creighton Drive (TR 550), Curry Lane (TR 551) and Timber Lane (TR 552) in the Township of Auburn, County of Geauga and State of Ohio by replacing and repairing culverts, asphalt resurfacing the roadway, reconstructing shoulders and related improvements, as necessary.

BE IT FURTHER RESOLVED that the Geauga County Engineer is hereby directed to make such surveys, plans, profiles, cross sections, estimates and specifications as are required for the improvement and to transmit copies of the same to this Board.

BE IT FURTHER RESOLVED that the costs and expenses of said improvement shall be apportioned as follows:

The construction costs for the project shall be paid from local funding sources. The engineering will be provided by the Geauga County Engineer at no cost to the Township.

BE IT FURTHER RESOLVED that the Fiscal Officer of the Auburn Township Board of Trustees is hereby instructed to transmit a certified copy of this resolution to the Geauga County Engineer.

Voting thereon:	Vote
 _____ Michael S. Troyan	<u>Yes</u>
 _____ Patrick J. Cavanagh	<u>Yes</u>
 _____ John A. Eberly	<u>YES</u>

I, Susan Plavcan, Fiscal Officer of the Auburn Township Board of Trustees, Geauga County, Ohio certify that the foregoing is a true and correct copy of a resolution adopted at a legally convened Board meeting held on

March 1, 2010.

h.

Resolution No. 2010-04

RESOLUTION TO ORDER THE CHIP SEAL OF VARIOUS ROADS IN YEAR 2010
Auburn Township, Geauga County

WHEREAS, the Board of Township Trustees of Auburn Township, Geauga County, has determined by unanimous vote in Resolution #2010-02 that the public convenience and welfare require the improvement of Sections F & G of Stafford Road (TR 187), Sections C & D of Bartholomew Road (TR 195), and Section A of Valley Road (TR 199), and authorized the Geauga County Engineer to prepare engineering plans in accordance with Section 5573.01 of the Ohio Revised Code, and;

WHEREAS, the Geauga County Engineer has completed the plans, profiles, cross sections, estimates, and specifications for the improvement of:

Section F of Stafford Road from Ravenna Road (SR 44) to Valley Road (TR 199);
Section G of Stafford Road from Valley Road (TR 199) to Snow Road (TR 145);
Section C of Bartholomew Road from Thorpe Road (TR 197) to Auburn Road (CH 4);
Section D of Bartholomew Road from Auburn Road (CH 4) to Ravenna Road (SR 44); and
Section A of Valley Road from Washington Street (TR 47) to Stafford Road (TR 187),
all within Auburn Township and has filed the specifications with the Board, and;

WHEREAS, the Board of Township Trustees of Auburn Township has reviewed the plans, profiles, cross sections, estimates, and specifications and finds them acceptable, and;

WHEREAS, the cost of such improvement will not be excessive in view of the public utility thereof, and;

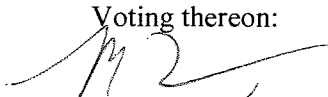
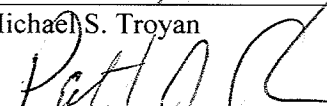
WHEREAS, the Board of Township Trustees of Auburn Township is satisfied that the public convenience and welfare require the proposed improvement of Sections F & G of Stafford Road (TR 187), Sections C & D of Bartholomew Road (TR 195), and Section A of Valley Road (TR 199) in Auburn Township.

NOW THEREFORE, BE IT RESOLVED that the Board of Township Trustees of Auburn Township in accordance with Section 5573.06 of the Ohio Revised Code hereby orders that such improvement proceed.

BE IT FURTHER RESOLVED that the Board of Township Trustees hereby adopts the surveys, plans, profiles, cross sections, estimates, and specifications for such improvement, the costs of which shall be paid from local funding sources in accordance with Section 5573.07 of the Ohio Revised Code.

BE IT FURTHER RESOLVED that the Fiscal Officer of the Board of Township Trustees of Auburn Township is hereby ordered to let this project for bids in accordance with Section 5575.02 of the Revised Code. The bids shall be let upon a unit price basis. Bids shall be received by Susan Plavcan, Fiscal Officer, until 4:00 P.M. official local time on April 19, 2010. Bids received will be publicly opened and read aloud at 8:00 P.M. the same day at the Auburn Administration Building.

BE IT FURTHER RESOLVED that the Fiscal Officer of the Board of Township Trustees of Auburn Township is hereby instructed to transmit a certified copy of this resolution to the Geauga County Engineer.

Voting thereon:	Vote
 _____ Michael S. Troyan	Yes _____
 _____ Patrick J. Cavanaugh	Yes _____

Resolution No. 2010-05

RESOLUTION TO ORDER THE IMPROVEMENT OF VARIOUS ROADS IN THE MEADOWS SUBDIVISION

Auburn Township, Geauga County

WHEREAS, the Board of Township Trustees of Auburn Township, Geauga County, has determined by unanimous vote in Resolution #2010-01 that the public convenience and welfare require the improvement of the entire lengths of Meadow Lane (TR 549), Creighton Drive (TR 550), Curry Lane (TR 551) and Timber Lane (TR 552) located within the Meadows Subdivision, and authorized the Geauga County Engineer to prepare engineering plans in accordance with Section 5573.01 of the Ohio Revised Code; and

WHEREAS, the Geauga County Engineer has completed the plans, profiles, cross sections, estimates, and specifications for the improvement of the entire lengths of Meadow Lane (TR 549), Creighton Drive (TR 550), Curry Lane (TR 551) and Timber Lane (TR 552) within the Meadows Subdivision in Auburn Township, and has filed the specifications with the Board; and

WHEREAS, the Board of Township Trustees of Auburn Township has reviewed the plans, profiles, cross sections, estimates, and specifications and finds them acceptable; and

WHEREAS, the cost of such improvement will not be excessive in view of the public utility thereof; and

WHEREAS, the Board of Township Trustees of Auburn Township is satisfied that the public convenience and welfare require the proposed improvement of Meadow Lane (TR 549), Creighton Drive (TR 550), Curry Lane (TR 551) and Timber Lane (TR 552) located within the Meadows Subdivision in Auburn Township.

NOW THEREFORE, BE IT RESOLVED that the Board of Township Trustees of Auburn Township in accordance with Section 5573.06 of the Ohio Revised Code hereby orders that such improvement proceed.

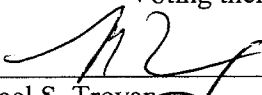
BE IT FURTHER RESOLVED that the Board of Township Trustees hereby adopts the surveys, plans, profiles, cross sections, estimates, and specifications for such improvement, the costs of which shall be paid from local funding sources in accordance with Section 5573.07 of the Ohio Revised Code.

BE IT FURTHER RESOLVED that the Fiscal Officer of the Board of Township Trustees of Auburn Township is hereby ordered to let this project for bids in accordance with Section 5575.02 of the Revised Code. The bids shall be let upon a unit price basis. Bids shall be received by Susan Plavcan, Fiscal Officer, until 4:00 P.M. official local time on April 19, 2010. Bids received will be publicly opened and read aloud at 8:00 P.M. the same day at the Auburn Administration Building.

BE IT FURTHER RESOLVED that the Fiscal Officer of the Board of Township Trustees of Auburn Township is hereby instructed to transmit a certified copy of this resolution to the Geauga County Engineer.

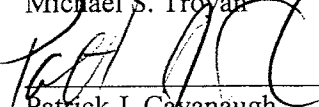
Voting thereon:

Vote



Michael S. Troyan

Yes



Patrick J. Cavanaugh

Yes

Yes

Resolution No. 2010-06
RESOLUTION TO ORDER THE IMPROVEMENT OF ROADS IN
THE LORIEN WOODS SUBDIVISION
Auburn Township, Geauga County

WHEREAS, the Board of Township Trustees of Auburn Township, Geauga County, has determined by unanimous vote in Resolution #2009-08 that the public convenience and welfare require the improvement of Lucky Bell Lane and other roads within the Lorien Woods Subdivision as grant funds allowed, and authorized the Geauga County Engineer to prepare engineering plans in accordance with Section 5573.01 of the Ohio Revised Code; and

WHEREAS, the Geauga County Engineer has completed the plans, profiles, cross sections, estimates, and specifications for the improvement of roads within the Lorien Woods Subdivision in Auburn Township and has filed the specifications with the Board; and

WHEREAS, the Board of Township Trustees of Auburn Township has reviewed the plans, profiles, cross sections, estimates, and specifications and finds them acceptable; and

WHEREAS, Ohio Public Works Commission grant funding has been secured for this improvement and the cost of such improvement will not be excessive in view of the public utility thereof; and

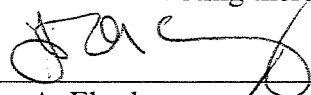
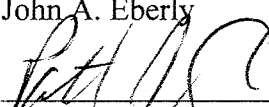
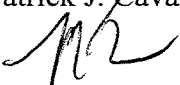
WHEREAS, the Board of Township Trustees of Auburn Township is satisfied that the public convenience and welfare require the proposed improvement of roads within the Lorien Woods Subdivision in Auburn Township.

NOW THEREFORE, BE IT RESOLVED that the Board of Township Trustees of Auburn Township in accordance with Section 5573.06 of the Ohio Revised Code hereby orders that such improvement proceed.

BE IT FURTHER RESOLVED that the Board of Township Trustees hereby adopts the surveys, plans, profiles, cross sections, estimates, and specifications for such improvement, the costs of which shall be paid from an Ohio Public Works grant and local funding sources in accordance with Section 5573.07 of the Ohio Revised Code.

BE IT FURTHER RESOLVED that the Fiscal Officer of the Board of Township Trustees of Auburn Township is hereby ordered to let this project for bids in accordance with Section 5575.02 of the Revised Code. The bids shall be let upon a unit price basis. Bids shall be received by Susan Plavcan, Fiscal Officer, until 4:00 P.M. official local time on June 7, 2010. Bids received will be publicly opened and read aloud at 8:00 P.M. the same day at the Auburn Administration Building.

BE IT FURTHER RESOLVED that the Fiscal Officer of the Board of Township Trustees of Auburn Township is hereby instructed to transmit a certified copy of this resolution to the Geauga County Engineer.

Voting thereon:	Vote
 _____ John A. Eberly	Yes _____
 _____ Patrick J. Cavanaugh	Yes _____
 _____ Michael S. Troyan	Yes _____

**AUBURN TOWNSHIP - GEAUGA COUNTY
STATE OF OHIO**

RESOLUTION 2010-07

Establishing the Auburn Township Personnel Policies and Procedures Manual to govern management practices, and declaring an emergency.

WHEREAS, the Township has Departments that are involved in the day to day operation of the township; and

WHEREAS, these operations require special policies, procedures, manuals, and work rules to provide the needed level of service to the community; and

WHEREAS, employee groups in these Departments need clear and concise operational guidelines and have the ability to provide input on these rules; and

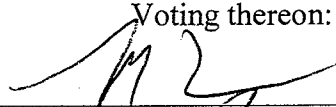
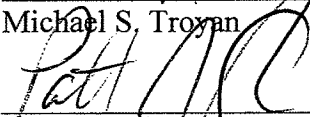
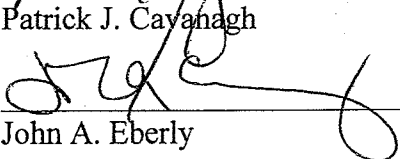
WHEREAS, the Auburn Township Trustees have extensively reviewed and approved the Personnel Policies and Procedures Manual;

NOW, THEREFORE, BE IT RESOLVED by the Auburn Township Board of Trustees that:

Section 1. In accordance with the Ohio Revised Code Section 511.10, the Board of Trustees is hereby authorized to establish the Personnel Policies and Procedures Manual outlining the rules and regulations governing management practices within the Township.

Section 2. This Resolution is hereby declared to be an emergency measure necessary for the immediate protection of the public peace, health, safety, and welfare and for the further reason that these guidelines are immediately necessary for the ongoing operation of the Township; therefore, this Resolution shall be in full force and effect immediately upon its adoption by the Board of Trustees.

Adopted this 19th day of April, 2010.

Voting thereon:	Vote
 _____ Michael S. Troyan	Yes _____
 _____ Patrick J. Cavanagh	Yes _____
 _____ John A. Eberly	YES _____

Attest: _____
Susan Plavcan, Fiscal Officer

RECORD OF PROCEEDINGS

Minutes of AUBURN TOWNSHIP BOARD OF TRUSTEES—REGULAR

Meeting

BARRETT BROTHERS, PUBLISHERS, SPRINGFIELD, OHIO

Form 6101

Auburn Township Administration Building April 19, 2010 Page 1

Held

The regular meeting of the Auburn Township Board of Trustees was called to order at 7:30 p.m. by Chairman John A. Eberly. All Trustees were present.

The Pledge of Allegiance was led by Wilma Brown.

Motion by Michael S. Troyan seconded by Patrick J. Cavanagh to approve the minutes of the regular meeting of the Auburn Township Board of Trustees of April 5, 2010.

VOTE: Troyan, yes; Cavanagh, yes; Eberly, yes. The motion passed.

GUEST SPEAKER: Auburn Township resident, Holly Sauder, attended the meeting to address the possibility of starting a Scholarship Fund for Kenston students that live in Auburn Township. Mrs. Sauder is the mother of two children who attend Kenston Schools and very proud to be an Auburn resident. She has noticed that Auburn does not offer a scholarship to Kenston graduates while Bainbridge offers many. The first Auburn scholarship would be awarded in 2011 if a committee was organized now. There will be an open meeting for all interested community members at Town Hall on May 5, 2010 at 7:00 p.m.

REPORTS:

Jeff Renner, Auburn Volunteer Fire Department President, reported there will be a spaghetti dinner at the AVFD from 6:00 p.m. to 8:00 p.m. on April 24, 2010. Guests will be able to tour the Fire Department building and view the equipment. Chief Phillips will be available to address levy questions and/or concerns.

PUBLIC COMMENT:

Mr. Bret Jordan, Auburn resident, asked the Trustees if they would consider bringing back the recycling center to the township. Auburn Fence offered to help out if needed. The Trustees reported the recycling program was suspended due to the littering and disposal of garbage (i.e. diapers, drywall, etc.) left on the grounds near the recycle bins. The litter problem became a nuisance to neighbors and too big and costly for our Road Department to handle on a daily basis. The citizens must be more responsible. The Trustees informed the residents that Landmark Disposal offers curb side recycling in Auburn Township for approximately \$4.00 per month.

Michael S. Troyan discussed the 2010 AVFD contract and reported there are no changes from last year.

Motion by Michael S. Troyan seconded by Patrick J. Cavanagh to accept the proposed Fire Contract between the Auburn Volunteer Fire Department (AVFD) and the Auburn Township Board of Trustees for the period of May 1, 2010 through April 30, 2011 in the amount of \$441,000.00. VOTE: Troyan, yes; Cavanagh, yes; Eberly, yes. The motion passed.

The Trustees reviewed the 2010 Employee Manual and read Resolution 2010-07.

Motion by Michael S. Troyan seconded by John A. Eberly to accept Resolution 2010-07 establishing the Auburn Township Personnel Policies and Procedures Manual to

RESOLUTION 2010-08

Resolution declaring that the Revenue on 1.67 mill levy not be collected.

WHEREAS the Auburn Township Board of Trustees determined that it was necessary to levy a tax outside of the ten mill limitation, for the purpose of Fire Protection pursuant to ORC 5705.10(I) inclusive; at a rate of 1.67 mills voted in 1996;

WHEREAS the Auburn Township Board of Trustees determined that it was necessary to levy a Continuing Replacement tax outside of the ten mill limitation, for the purpose of Fire Protection pursuant to ORC 5705.10(I) inclusive; at a rate of 3.50 mills voted on and passed on May 4, 2010;

BE IT RESOLVED by the Auburn Township Board of Trustees, after meeting in regular session on this 17th day of May, 2010, that the amount of revenue to be collected from the continuing Replacement 3.50 mill Fire Levy voted on May 4, 2010 will be sufficient to meet the needs of the Auburn Volunteer Fire Department, and

THEREFORE, Pursuant to Section 5705.34 of the Revised Code, the Board hereby requests the Geauga County Budget Commission to reduce the amount collected under the 1.67 mill levy for tax year 2010, 2011 collection year by one hundred percent (100%) to 0.00 mills.

Michael S. Troyan moved for the adoption of the foregoing, and
Patrick J. Cavanagh seconded the motion. Upon the call of the question, the vote was as follows:

<i>TRUSTEE</i>	<i>YEA OR NAY</i>
John A. Eberly	Yea
Patrick J. Cavanagh	Yea
Michael S. Troyan	Yea

Adopted this 17th day of May, 2010.

**CERTIFICATE OF NEED
RESOLUTION 2010 - 09**

WHEREAS the Auburn Township Board of Trustees has determined that it will be necessary to levy a tax outside of the ten mill limitation, for the purpose of Road Improvement pursuant to ORC 5705.19(G) inclusive; at a rate of 1 mill for five years which levy is a Renewal.

BE IT RESOLVED by the Auburn Township Board of Trustees, after meeting in regular session on this 21st day of June 2010, that pursuant to ORC 5705.03(B) said board hereby certifies this resolution to the Geauga County Auditor, and requests that the County Auditor certify back to the Auburn Township Board of Trustees the total current tax valuation of the subdivision, and the number of mills required to generate a specified amount of revenue, or the dollar amount of revenue that would be generated by a specified number of mills, for the purpose of Road Improvement pursuant to ORC 5705.19(G) inclusive; at a rate of 1 mill for five years which levy is a Renewal levy of 1 mill.

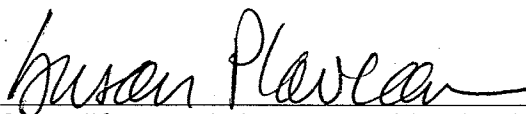
John Eberly moved for the adoption of the foregoing, and
Michael Troyer seconded the motion. Upon the call of the question, the vote was as follows:

TRUSTEE	YEA OR NAY
John A. Eberly	Yea
Patrick J. Cavanagh	Yea
Michael S. Troyan	Yea

Adopted this 21st day of June, 2010.

CLERK'S CERTIFICATION

The foregoing is a true and correct excerpt from the minutes of the meeting held on the 21st day of June, 2010, of the Board of Auburn Township Trustees of the County of Geauga, State of Ohio, showing the adoption of the resolution hereinabove set forth.

A handwritten signature in cursive script that reads "Susan Plavcan". The signature is written in black ink and is positioned above a horizontal line.

Susan Plavcan, Auburn Township Fiscal Officer

Resolution #2010-10

A Pledge of Collateral

WHEREAS, the Auburn Township Board of Trustees has entered into agreement with the USDA Rural Development for a loan to expand the Auburn Volunteer Fire Department station, and the USDA requires a Pledge of Collateral for amounts that may be received above the FDIC Insurance limit, now

BE IT RESOLVED that a Motion by Michael Troyan seconded by Patrick Cavanagh is made that Auburn Township has funds in STAR Ohio (State Treasury Asset Reserve of Ohio) and that we pledge those funds as collateral for any amounts above the FDIC limits of the Huntington National Bank.

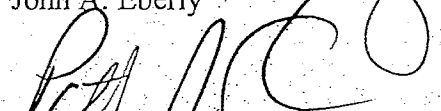
Auburn Township pledges that the annual payment to Rural Development, USDA, will be drawn from Huntington Bank, and

Auburn Township pledges that we will maintain \$250,000 in our STAR Ohio account as assurance to Rural Development that the annual payment will be made.

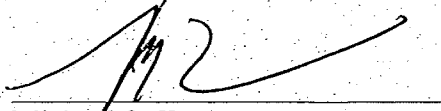
Auburn Township Board of Trustees:



John A. Eberly



Patrick J. Cavanagh



Michael S. Troyan

CLERK'S CERTIFICATION

I, Susan Plavcan, Fiscal Officer of the Auburn Township Board of Trustees, Geauga County, Ohio certify that the foregoing is a true and correct copy of a resolution adopted at a legally convened Board meeting held on August 2, 2010.



Susan Plavcan, Fiscal Officer

LOAN RESOLUTION 2010-11
(Public Bodies)

A RESOLUTION OF THE BOARD OF TRUSTEES

OF THE AUBURN TOWNSHIP

AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS FOR THE PURPOSE OF PROVIDING A PORTION OF THE COST OF ACQUIRING, CONSTRUCTING, ENLARGING, IMPROVING, AND/OR EXTENDING ITS

FIRE STATION ADDITION

FACILITY TO SERVE AN AREA LAWFULLY WITHIN ITS JURISDICTION TO SERVE.

WHEREAS, it is necessary for the

AUBURN TOWNSHIP

(Public Body)

(herein after called Association) to raise a portion of the cost of such undertaking by issuance of its bonds in the principal amount of \$2,549,000

pursuant to the provisions of OHIO REVISED CODE 505.37 (A) AND (D)

; and

WHEREAS, the Association intends to obtain assistance from the Rural Housing Service, Rural Business - Cooperative Service, Rural Utilities Service, or their successor Agencies with the United States Department of Agriculture, (herein called the Government) acting under the provisions of the Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.) in the planning, financing, and supervision of such undertaking and the purchasing of bonds lawfully issued, in the event that no other acceptable purchaser for such bonds is found by the Association:

NOW THEREFORE in consideration of the premises the Association hereby resolves:

1. To have prepared on its behalf and to adopt an ordinance or resolution for the issuance of its bonds containing such items and in such forms as are required by State statutes and as are agreeable and acceptable to the Government.
2. To refinance the unpaid balance, in whole or in part, of its bonds upon the request of the Government if at any time it shall appear to the Government that the Association is able to refinance its bonds by obtaining a loan for such purposes from responsible cooperative or private sources at reasonable rates and terms for loans for similar purposes and periods of time as required by section 333(c) of said Consolidated Farm and Rural Development Act (7 U. S. C. 1983 (c)).
3. To provide for, execute, and comply with Form RD 400-4, "Assurance Agreement," and Form RD 400-1, "Equal Opportunity Agreement," including an "Equal Opportunity Clause," which clause is to be incorporated in, or attached as a rider to, each construction contract and subcontract involving in excess of \$ 10,000.
4. To indemnify the Government for any payments made or losses suffered by the Government on behalf of the Association. Such indemnification shall be payable from the same source of funds pledged to pay the bonds or any other legal permissible source.
5. That upon default in the payments of any principal and accrued interest on the bonds or in the performance of any covenant or agreement contained herein or in the instruments incident to making or insuring the loan, the Government at its option may (a) declare the entire principal amount then outstanding and accrued interest immediately due and payable, (b) for the account of the Association (payable from the source of funds pledged to pay the bonds or any other legally permissible source), incur and pay reasonable expenses for repair, maintenance, and operation of the facility and such other reasonable expenses as may be necessary to cure the cause of default, and/or (c) take possession of the facility, repair, maintain, and operate or rent it. Default under the provisions of this resolution or any instrument incident to the making or insuring of the loan may be construed by the Government to constitute default under any other instrument held by the Government and executed or assumed by the Association, and default under any such instrument may be construed by the Government to constitute default hereunder.
6. Not to sell, transfer, lease, or otherwise encumber the facility or any portion thereof, or interest therein, or permit others to do so without the prior written consent of the Government.
7. Not to defease the bonds, or to borrow money, enter into any contract or agreement, or otherwise incur any liabilities for any purpose in connection with the facility (exclusive of normal maintenance) without the prior written consent of the Government if such undertaking would involve the source of funds pledged to pay the bonds.
8. To place the proceeds of the bonds on deposit in an account and in a manner approved by the Government. Funds may be deposited in institutions insured by the State or Federal Government or invested in readily marketable securities backed by the full faith and credit of the United States. Any income from these accounts will be considered as revenues of the system.
9. To comply with all applicable State and Federal laws and regulations and to continually operate and maintain the facility in good condition.
10. To provide for the receipt of adequate revenues to meet the requirements of debt service, operation and maintenance, and the establishment of adequate reserves. Revenue accumulated over and above that needed to pay operating and maintenance, debt service and reserves may only be retained or used to make prepayments on the loan. Revenue cannot be used to pay any expenses which are not directly incurred for the facility financed by the Government. No free service or use of the facility will be permitted.

2010-12

Tax Year 2010 (2011 Collection Year)

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

(BOARD OF TOWNSHIP TRUSTEES)

Revised Code, Secs. 5705.34, 5705.35

The Board of Trustees of Auburn Township, Geauga County, Ohio, met in regular session on the 20th day of Sept., 2010 at the office of Board of Trustees
(Regular or Special)

with the following members present:

John A. Eberly

Patrick J. Cavanagh

Michael S. Troyan

M Michael S. Troyan moved the adoption of the following Resolution:

RESOLVED, By the Board of Trustees of Auburn Township, Geauga County, Ohio, in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing on January 1st, 2011; and

WHEREAS, The Budget Commission of Geauga 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; therefore, be it

RESOLVED, By the Board of Trustees of Auburn Township, Geauga 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 follows:

SCHEDULE A
SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY
BUDGET COMMISSION, AND COUNTY AUDITORS ESTIMATED TAX RATES

FUND	Amount to Be Derived from Levies Inside 10 Mill Limitation			Amount Approved by Budget Commission Outside 10 Mill Limitation				County Auditor's Estimate of Tax Rate to Be Levied	
								Inside 10 Mill Limit	Outside 10 Mill Limit
	Column I			Column II				III	IV
General Fund	361	353	00					1.40	
Road and Bridge Levy Fund	412	975	00	516	816	00		1.60	2.00
Police Levy Fund									
Fire Levy Fund				911	108	00			3.50
Fire and Emergency Levy Fund									
Fund									
Fund									
Fund									
TOTAL	774	328	00	1 427	924	00		3.00	5.50

SCHEDULE B
LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

FUND	Maximum Rate Authorized to Be Levied	County Auditor's Estimate of Yield of Levy <small>(Carry to Schedule A, Column II)</small>		
General Fund: Levy authorized by voters on not to exceed _____ years				
General Fund: Levy authorized by voters on not to exceed _____ years				
General Fund: Levy authorized by voters on not to exceed _____ years				
2006 Road and Bridge Fund: Levy authorized by voters on November 7, 2006 not to exceed <u>5</u> years	1.00	254	081	00
2008 Road and Bridge Fund: Levy authorized by voters on November 6, 2007 not to exceed <u>5</u> years	1.00	258	109	00
2005 Road and Bridge Fund: Levy authorized by voters on November 8, 2005 not to exceed <u>Expired</u> years	0.00	4	626	00
Road and Bridge Fund: Levy authorized by voters on not to exceed _____ years				
Police Levy Fund: Levy authorized by voters on June 2, 1981 not to exceed <u>Continuing</u> years				
Police Levy Fund: Levy authorized by voters on not to exceed _____ years				
Police Levy Fund: Levy authorized by voters on not to exceed _____ years				
2010 Fire Levy Fund: Levy authorized by voters on May 4, 2010 not to exceed <u>Continuing</u> years	3.50	903	383	00
1996 Fire Levy Fund: Levy authorized by voters on November 7, 2006 not to exceed <u>5</u> years	0.00	7	725	00
Fire Levy Fund: Levy authorized by voters on not to exceed _____ years				
Fire & Emergency Fund: Levy authorized by voters on not to exceed _____ years				
Fund: Levy authorized by voters on not to exceed _____ years				
Fund: Levy authorized by voters on not to exceed _____ years				

and be it further

RESOLVED, That the Fiscal Officer of this Board be and is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

M. Patrick J. Cavanagh seconded the Resolution and the roll being called upon its adoption

the vote resulted as follows:

10 *Wh. Brown*

1101

Resolution 2010-13

The Board of Trustees of Auburn Township, Geauga County, Ohio met in Regular session on the 15th day of November, 2010 at the office of The Trustees with the following members present:

John A. Eberly
Patrick J. Cavanagh
Michael S. Troyan

Michael Troyan

moved the adoption of the following Resolution:

BE IT RESOLVED by the Board of Trustees of Auburn Township, Geauga County, Ohio, authorizing the Fiscal Officer to advance up to \$150,000 from the General Fund to provide for the expenses and other expenditures of the Auburn Volunteer Fire Department Renovation/Addition Project that come due before the release of the USDA loan funds.

BE IT FURTHER RESOLVED that the Fiscal Officer of the Board of Trustees of Auburn Township is hereby instructed to repay the amount to the General Fund when funds are advanced from the USDA.

Patrick Cavanagh

seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

John A. Eberly

Yes

Patrick J. Cavanagh

Yes

Michael S. Troyan

Yes

Adopted November 15, 2010

Susan Plavcan

Susan Plavcan, Auburn Township Fiscal Officer