

2011 Resolutions

2/21/2011	2011-01	Resolution of Convenience and Necessity for the Chip Seal of Various Township Roads
2/21/2011	2011-02	Resolution of Convenience and Necessity for the Improvement of Various Township Roads
3/07/2011	2011-03	Resolution to Order the Chip Seal of Various Roads in the Township
3/07/2011	2011-04	Certificate of Need
5/16/2011	2011-05	Resolution to Order the Improvement of Various Roads in the Township
6/06/2011	2011-06	Resolution Declaring it Necessary to Levy a Tax in Excess of the Ten Mill Limitation
7/05/2011	2011-07	Resolution for Issuance and Sale of \$2,549,000.00 on General Obligation Bonds for the Fire Station Addition.
9/06/2011	2011-08	Resolution accepting amounts and rates as determined by the Budget Commission and authorizing the necessary Tax Levies and certifying them to the County Auditor.
11/07/2011	2011-09	Resolution of Convenience & Necessity for the Improvement of a Portion of Stafford Road (TR 187)

591-7672

RESOLUTION OF CONVENIENCE & NECESSITY FOR
THE CHIP SEAL OF VARIOUS ROADS
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 B and C of Stafford Road (TR 187), Sections B and C of Franks Road (TR 193), and the entire length of Wing Road (TR 198), and to authorize the Geauga County Engineer to prepare engineering plans in accordance with Section 5573.01 of the Ohio Revised Code.

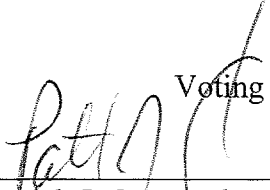

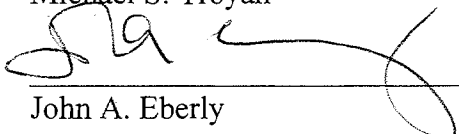
NOW, THEREFORE, BE IT RESOLVED by a unanimous vote of the Auburn Township Board of Trustees that the public convenience and welfare requires the improvement of Stafford Road (TR 187) from Munn Road (CH 32) to Auburn Road (CH 4), Franks Road (TR 193) from Munn Road (CH 32) to Messenger Road (CH 31), and Wing Road (TR 198) from Washington Street (CH 606) to Stafford Road (TR 187) in the Township of Auburn, County of Geauga and State of Ohio by the application of chip seal surfaces 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.

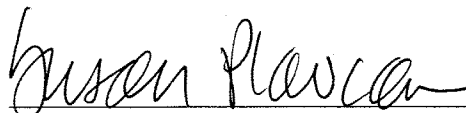
BE IT FURTHER RESOLVED that the costs and expenses of said improvement shall be apportioned as follows:

The right of way costs, if any, and 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
 _____ Patrick J. Cavanagh	<u>Yes</u>
 _____ Michael S. Troyan	<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 February 21, 2011.



Susan Plavcan, Fiscal Officer

RESOLUTION OF CONVENIENCE & NECESSITY FOR
THE IMPROVEMENT OF VARIOUS ROADS
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 Sections A and C of Bartholomew Road (TR 195), Section A of Quinn Road (TR 196) and the entire lengths of Indian Hills Trail (TR 592), Creekside Drive (TR 593), Waterford Trail (TR 814), Primrose Court (TR 815), Colonial Court (TR 816) and Crystal Trail (TR 873), 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 the following:

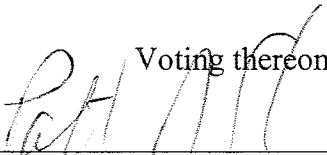
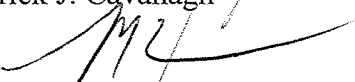
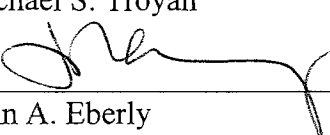
- Section A of Bartholomew Road (TR 195) from Quinn Road (TR 196) to Munn Road (CH 32);
 - Section C of Bartholomew Road (TR 195) from Thorpe Road (TR 197) to Auburn Road (CH 4);
 - Section A of Quinn Road (TR 196) from Crystal Trail (TR 873) to Bartholomew Road (TR 195);
 - The entire length of Indian Hills Trail (TR 592);
 - The entire length of Creekside Drive (TR 593);
 - The entire length of Waterford Trail (TR 814);
 - The entire length of Primrose Court (TR 815);
 - The entire length of Colonial Court (TR 816);
- and the entire length of Crystal Trail (TR 873) 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
 _____ Patrick J. Cavanagh	_____ YES
 _____ Michael S. Troyan	_____ Yes
 _____ John A. Eberly	_____ YES

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 February 21, 2011.



Susan Plavcan, Fiscal Officer

RESOLUTION TO ORDER THE CHIP SEAL OF VARIOUS ROADS IN YEAR 2011
Auburn Township, Geauga County

WHEREAS, the Board of Township Trustees of Auburn Township, Geauga County, has determined by unanimous vote in Resolution #2011-01 that the public convenience and welfare require the improvement of Sections B and C of Stafford Road (TR 187), Sections B and C of Franks Road (TR 193), and the entire length of Wing Road (TR 198), 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 B of Stafford Road (TR 187) from Munn Road (CH 32) to Wing Road (TR 198);
- Section C of Stafford Road (TR 187) from Wing Road (TR 198) to Auburn Road (CH 4);
- Section B of Franks Road (TR 193) from Munn Road (CH 32) to Auburn Road (CH 4);
- Section C of Franks Road (TR 193) from Auburn Road (CH 4) to Messenger Road (CH 31); and
- the entire length of Wing Road (TR 198) 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;

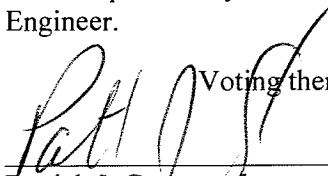
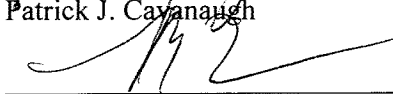
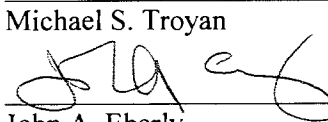
WHEREAS, the Board of Township Trustees of Auburn Township is satisfied that the public convenience and welfare require the proposed improvement of Sections B and C of Stafford Road (TR 187), Sections B and C of Franks Road (TR 193), and the entire length of Wing Road (TR 198) in Auburn Township.

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 Monday, April 4, 2011. 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
 _____ Patrick J. Cavanaugh	Yes _____
 _____ Michael S. Troyan	Yes _____
 _____ John A. Eberly	Yes _____

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

3-7, 2011.



Susan Plavcan, Fiscal Officer

CERTIFICATE OF NEED

RESOLUTION 2011-04

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 16th day of May, 2011 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.

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

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

Adopted this 16th day of May, 2011.

CLERK'S CERTIFICATION

The foregoing is a true and correct excerpt from the minutes of the meeting held on the 16th day of May, 2011, of the Board of Auburn Township Trustees of the County of Geauga, State of Ohio, showing the adoption of the resolution hereinabove set forth.



Susan Plavcan, Auburn Township Fiscal Officer

Resolution No. 2011.05
RESOLUTION TO ORDER THE IMPROVEMENT OF VARIOUS ROADS
Auburn Township, Geauga County

WHEREAS, the Board of Township Trustees of Auburn Township, Geauga County, has determined by unanimous vote in Resolution #2011-02 that the public convenience and welfare require the improvement of Sections A and C of Bartholomew Road (TR 195), Section A of Quinn Road (TR 196) and the entire lengths of Indian Hills Trail (TR 592), Creekside Drive (TR 593), Waterford Trail (TR 814), Primrose Court (TR 815), Colonial Court (TR 816) and Crystal Trail (TR 873), all located within Auburn Township, 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 A of Bartholomew Road (TR 195) from Quinn Road (TR 196) to Munn Road (CH 32), Section C of Bartholomew Road (TR 195) from Thorpe Road (TR 197) to Auburn Road (CH 4), Section A of Quinn Road (TR 196) from Crystal Trail (TR 873) to Bartholomew Road (TR 195), and the entire lengths of Indian Hills Trail (TR 592), Creekside Drive (TR 593), Waterford Trail (TR 814), Primrose Court (TR 815), Colonial Court (TR 816) and Crystal Trail (TR 873), 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

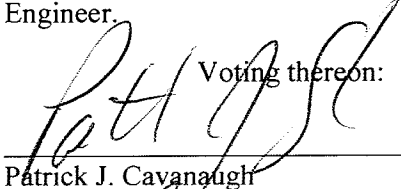

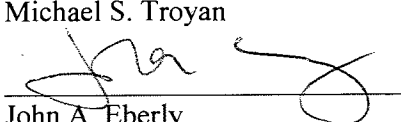
WHEREAS, the Board of Township Trustees of Auburn Township is satisfied that the public convenience and welfare require the proposed improvement of Bartholomew Road (TR 195), Quinn Road (TR 196), Indian Hills Trail (TR 592), Creekside Drive (TR 593), Waterford Trail (TR 814), Primrose Court (TR 815), Colonial Court (TR 816) and Crystal Trail (TR 873), 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 4, 2011. 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.

 _____ Patrick J. Cavanaugh	Voting thereon:	Vote <u>Yes</u>
 _____ Michael S. Troyan		<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 3-7, 2011.



Susan Plavcan, Fiscal Officer

Copy

RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION

Rev. Code, Sec. 5705.19, .191, .194, .21, .26

The ² BOARD OF TRUSTEES of

AUBURN TOWNSHIP, GEAUGA County, Ohio, met in REGULAR

(Regular or Special)

session on the 6th day of JUNE, 2011, at the office of

THE TOWNSHIP'S FISCAL OFFICER with the following members present:

Patrick J. Cavanagh

Michael S. Troyan

John A. Eberly

M PATRICK J CAVANAGH moved the adoption of the following Resolution:

WHEREAS, The amount of taxes which may be raised within the ten mill limitation will be insufficient to provide an adequate amount for the necessary requirements of said

AUBURN TOWNSHIP, GEAUGA County, Ohio; therefore be it

RESOLVED, by the ² BOARD OF TRUSTEES of the

AUBURN TOWNSHIP, GEAUGA County, Ohio, two-thirds of all members elected thereto concurring, that it is necessary to levy a tax in excess of the ten mill limitation for the benefit of

AUBURN TOWNSHIP

(Name of Subdivision)

for the purpose of the General Construction, Reconstruction, Repair and Resurfacing of Streets, Roads, and Bridges in Auburn Township pursuant to O.R.C. 5705.19(G).

at a rate not exceeding ONE (1) mills for each one dollar of valuation, which amounts to TEN CENTS (.10)

(Here insert rate expressed in dollars and cents)

for each one hundred dollars of valuation, for ⁵ A REPLACEMENT 1 MILL ROAD IMPROVEMENT LEVY FOR FIVE (5) YEARS.

RENEWAL
PC MD JAS

(If the levy is a renewal of an existing levy, or an increase or decrease, insert as part of the resolution "and which levy is a renewal of an existing levy of...mills" or "and which levy is a renewal of an existing levy of...mills and an increase of...mills to constitute a tax of...mills" or "and which levy is a renewal or part of an existing levy, being a reduction of...mills to constitute a tax of...mills.")

RESOLVED, That the question of levying additional taxes be submitted to the electors of said

AUBURN TOWNSHIP, GEAUGA COUNTY, OHIO

at the GENERAL election to be held at the usual voting places within

(General, Primary, Special)

said AUBURN TOWNSHIP, GEAUGA COUNTY, OHIO

on the 8th day of NOVEMBER 2011; and be it further

RESOLVED, That said levy be placed upon the tax list of the current year after the February settlement next succeeding the election, if Majority of the electors voting thereon vote in favor thereof; and be it further

(Percentage)

FILED

JUN 16 PM 2:45

BOARD OF ELECTIONS

The Board of Trustees of Auburn Township, County of Geauga, Ohio, met in regular session on July 5, 2011, commencing at 7:30 p.m., at the Administration Building, 11010 Washington Street, Chagrin Falls, Ohio, with the following members present:

Patrick J. Cavanagh

Michael S. Troyan

John A. Eberly

The Fiscal Officer advised the Board that the notice requirements of Section 121.22 of the Revised Code and the implementing rules adopted by the Board pursuant thereto were complied with for the meeting.

Michael Troyan moved the adoption of the following Resolution:

RESOLUTION NO. 2011-07

A RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF \$2,549,000 OF BONDS TO PAY COSTS OF CONSTRUCTING, FURNISHING AND EQUIPPING AN ADDITION TO, AND OTHERWISE IMPROVING, THE EXISTING TOWNSHIP FIRE STATION.

WHEREAS, this Board has applied for financial assistance from the United States of America, United States Department of Agriculture, Rural Development (the Government), in order to pay costs of constructing, furnishing and equipping an addition to, and otherwise improving, the existing Township Fire Station (the Project); and

WHEREAS, this Board has determined to issue the Bonds authorized in Section 1 hereof in order to evidence the permanent financing from the Government for the balance of the cost of the Project and on the favorable terms offered by the Government; and

WHEREAS, the Government has previously approved the form of this Resolution for the purchase by it of the Bonds herein authorized; and

WHEREAS, the Fiscal Officer, as fiscal officer of the Township, has certified that the estimated life or period of usefulness of the improvement described in Section 1 is at least five years and the maximum maturity of the Bonds described in Section 1 is 28 years;

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

Section 1. Authorized Principal Amount and Purpose; Application of Proceeds. It is necessary to issue bonds of the Township in the aggregate principal amount of \$2,549,000 (the

Bonds) to pay costs of constructing, furnishing and equipping an addition to, and otherwise improving, the existing Township Fire Station.

Section 2. Terms of the Bonds.

(a) Denomination and Dates. The Bonds shall be issued in one lot and only as fully registered bonds, in the denominations of \$1,000 and any integral multiple of \$1,000 in excess thereof, but in no case as to a particular maturity date exceeding the principal amount maturing on that date. The Bonds shall be dated their date of issuance.

(b) Interest and Place of Payment. The Bonds shall bear interest at the rate of 4.125% per year (computed on the basis of a 365-day year), payable on July 1 of each year, commencing July 1, 2012, until the principal amount has been paid or provided for. The Bonds shall provide that, at the option of the Government, various principal sums will be advanced to the Township in the aggregate amount of \$2,549,000, and interest shall accrue on the amount of each advance from the date such amount was advanced to the Township as shown on such schedule.

(c) Principal Payment Schedule. The Bonds shall mature on July 1 of each of the following years (the Principal Payment Dates) in the following principal amounts:

Year	Principal Amount	Year	Principal Amount	Year	Principal Amount
2012	0	2021	\$ 69,000	2031	\$104,000
2013	\$50,000	2022	72,000	2032	108,000
2014	52,000	2023	75,000	2033	112,000
2015	54,000	2024	78,000	2034	117,000
2016	56,000	2025	81,000	2035	122,000
2017	59,000	2026	85,000	2036	127,000
2018	61,000	2027	88,000	2037	132,000
2019	64,000	2028	92,000	2038	137,000
2020	66,000	2029	96,000	2039	143,000
		2030	100,000	2040	149,000

(d) Redemption Provisions. So long as any of the Bonds are held by the Government, those Bonds shall be subject to redemption at the option of the Township at any time prior to maturity in inverse order of maturities in integral multiples of \$100 at a redemption price of par plus accrued interest to the date of redemption. Notice of redemption of the Bonds or portions of the Bonds shall be mailed by certified mail to the Government as registered owner thereof not less than 30 days prior to the date of redemption, unless that notice is waived by the Government. On the redemption date all interest on the Bonds or portions of the Bonds so called for redemption (except those as to which default in payment of the redemption price shall occur on presentation for payment) shall cease.

Section 3. Execution and Authentication of the Bonds. The Bonds shall be signed by at least two members of this Board and the Fiscal Officer, in the name of the Township and in their

official capacities, provided that either or both of those signatures may be a facsimile. The Bonds shall be issued in the denominations and numbers as requested by the Original Purchaser (as defined in Section 7) and approved by the Fiscal Officer, shall be numbered as determined by the Fiscal Officer, and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to the provisions of Section 505.37(D) of the Revised Code and this Resolution. No Bond shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under this Resolution and such other proceedings of the Township, including the Bonds, that provide collectively for, among other things, the rights of holders and beneficial owners of the Bonds (the Bond Proceedings) unless and until the certificate of authentication printed on the Bond is signed by the Bond Registrar (as defined in Section 4) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, this Resolution. The certificate of authentication may be signed by any authorized officer or employee of the Bond Registrar or by any other person acting as an agent of the Bond Registrar and approved by the Fiscal Officer on behalf of the Township. The same person need not sign the certificate of authentication on all of the Bonds.

Section 4. Appointment of Bond Registrar. The Fiscal Officer is appointed to act as the authenticating agent, bond registrar, transfer agent and paying agent for the Bonds (the Bond Registrar).

Section 5. Payment of Debt Charges. The debt charges on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. Principal shall be payable when due upon presentation and surrender of the Bonds at the office of the Bond Registrar, provided that the principal or portion of principal of any Bonds registered in the name of the Government shall be payable by check or draft mailed by the Bond Registrar to that registered owner at the address shown on the Bond Register (as defined in Section 6 below) of the Township. Interest on a Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond was registered, and to that person's address appearing, on the Bond Register at the close of business on the 15th day preceding that Interest Payment Date (the Record Date).

Section 6. Registration; Transfer and Exchange; Book Entry System. So long as any of the Bonds remain outstanding, the Township will cause the Bond Registrar to maintain and keep at its main office all books and records necessary for the registration, exchange and transfer of Bonds as provided in this Section (the Bond Register). Subject to the provisions of Section 5, the person in whose name a Bond is registered on the Bond Register shall be regarded as the absolute owner of that Bond for all purposes of the Bond Proceedings. Payment of or on account of the debt charges on any Bond shall be made only to or upon the order of that person; neither the Township nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as provided in this Section. All such payments shall be valid and effectual to satisfy and discharge the Township's liability upon the Bond, including interest, to the extent of the amount or amounts so paid.

Any Bond may be exchanged for Bonds of any authorized denomination upon presentation and surrender at the principal corporate trust office of the Bond Registrar, together with a request for

exchange signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. A Bond may be transferred only on the Bond Register upon presentation and surrender of the Bond at the principal corporate trust office of the Bond Registrar together with an assignment signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. Upon exchange or transfer the Bond Registrar shall complete, authenticate and deliver a new Bond or Bonds of any authorized denomination or denominations requested by the owner equal in the aggregate to the unmatured principal amount of the Bond surrendered and bearing interest at the same rate and maturing on the same date.

If manual signatures on behalf of the Township are required, the Bond Registrar shall undertake the exchange or transfer of Bonds only after the new Bonds are signed by the authorized officers of the Township. In all cases of Bonds exchanged or transferred, the Township shall sign and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of the Bond Proceedings. The exchange or transfer shall be without charge to the owner, except that the Township and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Township or the Bond Registrar may require that those charges, if any, be paid before the procedure is begun for the exchange or transfer. All Bonds issued and authenticated upon any exchange or transfer shall be valid obligations of the Township, evidencing the same debt, and entitled to the same security and benefit under the Bond Proceedings, as the Bonds surrendered upon that exchange or transfer. Neither the Township nor the Bond Registrar shall be required to make any exchange or transfer of a Bond during the period beginning at the opening of business 15 days before the day of the mailing of a notice of redemption of Bonds and ending at the close of business on the day of such mailing or to transfer or exchange any Bond selected for redemption, in whole or in part.

Section 7. Award and Sale of the Bonds. The Bonds are sold to the Government (the Original Purchaser) at a purchase price of par plus any accrued interest from the date of the Bonds to the date of their delivery to the Original Purchaser, in accordance with law and the provisions of this Resolution. The Fiscal Officer shall cause the Bonds to be prepared and signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Bonds, to the Original Purchaser upon payment of the purchase price. The members of this Board, the Fiscal Officer and other Township officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Resolution.

Section 8. Application of Proceeds. The proceeds from the sale of the Bonds, except any premium and accrued interest, shall be paid into the proper fund or funds, and those proceeds are appropriated and shall be used for the purpose for which the Bonds are being issued and used to pay the issuance costs of the Bonds. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 9. Provisions for Tax Levy. There shall be levied on all the taxable property in the Township, in addition to all other taxes, a direct tax annually during the period the Bonds are outstanding in an amount sufficient to pay the debt charges on the Bonds when due, which tax shall not be less than the interest and sinking fund tax required by Section 11 of Article XII of

the Ohio Constitution. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Bonds when and as the same fall due. In each year, to the extent other money is lawfully available for the payment of the debt charges on the Bonds and is appropriated for that purpose, the amount of the tax shall be reduced by the amount of money so available and appropriated.

Section 10. Federal Tax Considerations. The Township covenants that it will use, and will restrict the use and investment of, the proceeds of the Bonds in such manner and to such extent as may be necessary so that (a) the Bonds will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Section 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code), or (ii) be treated other than as bonds to which Section 103 of the Code applies, and (b) the interest thereon will not be an item of tax preference under Section 57 of the Code.

The Township further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Bonds to be and to remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Bonds to the governmental purposes of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports, and (v) refrain from certain uses of those proceeds and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Fiscal Officer, or any other officer of the Township having responsibility for the issuance of the Bonds is hereby authorized (a) to make or effect any election, selection, designation (including designation of the Bonds as "qualified tax-exempt obligations" if such designation is applicable and desirable), choice, consent, approval or waiver on behalf of the Township with respect to the Bonds as the Township is permitted or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting the favorable tax treatment or status of the Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the Township, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Bonds, and (c) to give one or more appropriate certificates of the Township, for inclusion in the transcript of proceedings for the Bonds, setting forth the reasonable expectations of the Board regarding the amount and use of all the proceeds of the Bonds, the facts, circumstances

and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Bonds.

Section 11. Certification and Delivery of Resolution. The Fiscal Officer is directed to deliver or cause to be delivered a certified copy of this Resolution to the Geauga County Auditor.

Section 12. Loan Resolution. So long as any Bonds are held by the United States of America, this Resolution shall be subject to the Loan Resolution relating to the Project as adopted by this Board and approved by the Government (Form No. 1942-47), to the extent permitted by and not in conflict with the Constitution and the laws of the State of Ohio.

Section 13. Retention of Bond Counsel. The legal services of Squire, Sanders & Dempsey (US) LLP, as bond counsel, be and are hereby retained. The legal services shall be in the nature of legal advice and recommendations as to the documents and the proceedings in connection with the issuance and sale of the Bonds and the rendering of the necessary legal opinion upon the delivery of the Bonds. In rendering those legal services, as an independent contractor and in an attorney-client relationship, that firm shall not exercise any administrative discretion on behalf of the Township in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State, the Township or any other political subdivision, or the execution of public trusts. That firm shall be paid just and reasonable compensation for those legal services and shall be reimbursed for the actual out-of-pocket expenses it incurs in rendering those legal services, whether or not the Bonds are ever issued. The Fiscal Officer is authorized and directed to make appropriate certification as to the availability of funds for those fees and any reimbursement and to issue an appropriate order for their timely payment as written statements are submitted by that firm.

Section 14. Satisfaction of Conditions for Bond Issuance. This Board determines that all acts and conditions necessary to be performed by the Township or to have been met precedent to and in the issuing of the Bonds in order to make them legal, valid and binding general obligations of the Township have been performed and have been met, or will at the time of delivery of the Bonds have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 9) of the Township are pledged for the timely payment of the debt charges on the Bonds; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Bonds.

Section 15. Compliance with Open Meeting Requirements. This Board finds and determines that all formal actions of this Board and of any of its committees concerning and relating to the adoption of this Resolution were taken in open meetings of this Board or of its committees, and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 16. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof.

Section 17. Effective Date. This Resolution shall be in full force and effect immediately upon its adoption.

Patrick J. Cavanagh seconded the motion.

Upon roll call on the adoption of the Resolution, the vote was as follows:

John Eberly yes _____

Mike Troyan yes _____

P.J. Cavanagh yes

FISCAL OFFICER'S CERTIFICATION

The above is a true and correct excerpt from the minutes of the regular meeting of the Board of Trustees of Auburn Township, County of Geauga, Ohio, held on July 5, 2011, commencing at 7:30 p.m., at the Administration Building, 11010 Washington Street, Chagrin Falls, Ohio, showing the adoption of the Resolution hereinabove set forth.

Dated: July 5, 2011

Bryan Plawca

Fiscal Officer
Auburn Township, County of Geauga, Ohio

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:

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

Adopted this 17th day of May, 2010.

CLERK'S CERTIFICATION

The foregoing is a true and correct excerpt from the minutes of the meeting held on the 17th day of May, 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.

Susan Plavcan
Susan Plavcan, Auburn Township Fiscal Officer

COPY

Resolution # 2011-09

RESOLUTION OF CONVENIENCE & NECESSITY FOR THE IMPROVEMENT OF A PORTION OF STAFFORD ROAD (TR 187)
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 a portion of Stafford Road from Munn Road (CH 32) to Auburn Road (CH 4) 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 a portion of Stafford Road, in the Township of Auburn, County of Geauga and State of Ohio by constructing and reconstructing culverts, performing drainage improvements, widening, cement stabilizing the existing roadway, asphalt paving the roadway, reconstructing shoulders and related improvements, as necessary.

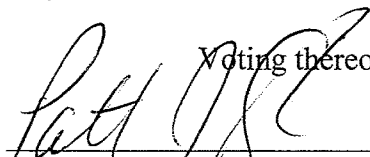
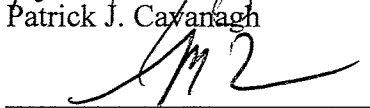
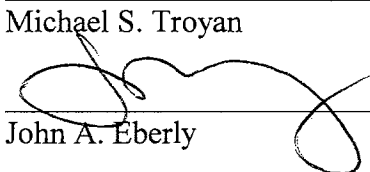
BE IT FURTHER RESOLVED that the Geauga County Engineer is hereby directed to make such surveys, plans, profiles, cross sections, estimates and specifications as are required for the improvement and to transmit copies of the same to this Board.

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

The right of way costs, if any, shall be paid from local funding sources. The engineering will be provided by the Geauga County Engineer at no cost to the Township. The construction costs for the project may be paid from state grant or loan funds distributed by the Ohio Public Works Commission plus a local match from the local funding sources of Auburn Township.

BE IT FURTHER RESOLVED that if preliminary designs show that the project cannot be built within the current right of way, the Township Fiscal Officer is hereby directed, upon the filing of the plans, specifications, estimates, etc., for the improvement by the County Engineer, to cause to be published in a newspaper with a general circulation throughout the county, a notice that a resolution has been adopted providing for said improvement, and that copies of the surveys, plans, profiles, cross sections, estimates and specifications for the improvement are on file in the office of the board for the inspection of persons interested therein. The notice shall further state the time and place for hearing objections to the improvement.

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
 _____ Patrick J. Cavanagh	<u>YES</u>
 _____ Michael S. Troyan	<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

November 7, 2011.



Susan Plavcan, Fiscal Officer