

**RESOLUTION NO. 29 - 2007**

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**RESOLUTION AUTHORIZING THE PURCHASE OF  
THE MORRIS FARM, LLC PROPERTY AND APPROVING THE LAND  
IMPROVEMENT AND PURCHASE AGREEMENT**

**WHEREAS**, the Board of Trustees recognizes that, in order to protect the health, safety, and welfare of the community, steps must be taken to improve water quality in Mill Creek; and,

**WHEREAS**, the Board of Trustees further recognizes that poor water quality in Mill Creek could put the Butler County Department of Environmental Services at risk for sanctions against its waste water treatment plant; and,

**WHEREAS**, the Board of Trustees recognizes that an opportunity exists to purchase a portion of the Morris Farm containing approximately 29 acres abutting Mill Creek (the "Property"), to restore the Property to its natural state as wetlands, and to preserve open space for the public; and,

**WHEREAS**, the Board of Trustees further recognizes that such wetlands restoration would contribute to the long term stability and improvement of water quality in Mill Creek; and,

**WHEREAS**, the Board of Trustees previously approved the purchase of the Property by motion and a Land Improvement and Purchase and Sale Agreement, attached to this Resolution, has been negotiated between the Township and the current owner and is ready for execution.

**NOW THEREFORE, BE IT RESOLVED** that, pursuant to its powers granted in Ohio Revised Code § 505.26, the West Chester Township Board of Trustees does hereby agree to:

**SECTION 1.** Authorize the expenditure of \$400,000, plus funds to pay the closing fees assigned to the Township in the Land Improvement and Purchase and Sale Agreement, for the purchase of the Property.

**SECTION 2.** Authorize and direct the Township Administrator to execute on behalf of the Township the Land Improvement and Purchase and Sale Agreement in substantially the same form as attached, and any other necessary documents in connection with the acquisition of the Property.

**SECTION 3.** Authorize the Township Administrator, subject to the approval of the grant recipient Butler County and the Ohio Public Works Commission, to request reimbursement under the Clean Ohio Conservation Grant program, or alternatively, seek to use this expenditure as a match to access grant funds for acquisitions and/or improvements within the Mill Creek corridor under the Project Grant Agreement.

**SECTION 4.** Authorize and direct the Township Administrator to take any other such reasonable actions as may be necessary to carry out these Resolutions.

Adopted this 28th day of August, 2007.

*George Lang*

George Lang, President

*Yes*

Yes / No

*Lee Wong*

Lee Wong, Vice President

*Yes*

Yes / No

*Catherine Stoker*

Catherine Stoker, Trustee

*Yes*

Yes / No

**ATTEST:**

*Patricia Williams*

Patricia Williams, Township Fiscal Officer

**APPROVED AS TO FORM:**

*Donald L. Crain*

Donald L. Crain, Law Director

**CERTIFICATE OF PUBLICATION**

August 9, 2007

Date

First Reading

Date

August 28, 2007

Date

Emergency Reading

Second Reading

September 4, 2007 Journal News

Date and Newspaper

September 6, 2007 Pulse Journal

First Publication  
(After Approval)

September 11, 2007 Journal News

Date and Newspaper

September 13, 2007 Pulse Journal

Second Publication  
(After Approval)

Patricia Williams 10/11/07

Township Fiscal Officer Signature & Date

Certificate of Publication