

**RESOLUTION G2019-03**

**RESOLUTION APPROVING AN EMPLOYMENT AGREEMENT WITH MIKE HOWELL AS CUSTODIAN FOR THE CAMP DENNISON NATURE TRAIL AND DISPENSING WITH THE SECOND READING**

**WHEREAS**, the Symmes Township Trustees are the legislative body of the Township;  
and

**WHEREAS**, the Symmes Township Board of Trustees desires to employ Mike Howell for the purpose of serving as a part-time Park Custodian for Camp Dennison Nature Trail pursuant to Ohio Revised Code Section 511.10.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Trustees of Symmes Township, Hamilton County, Ohio, pursuant to Chapter 511 of the Revised Code, that:

- Section 1.** Mike Howell will continue as the custodian for the Camp Dennison Nature Trail pursuant to ORC Section 511.10 who shall serve as such pursuant to the terms of the “Employment Agreement” attached hereto and incorporated as Exhibit “A”.
- Section 2.** The Board hereby authorizes the Township Administrator to enter into an Employment Agreement with Mike Howell, which agreement fully defines the terms and conditions upon which Mike Howell shall serve as Park Custodian, a copy of which is incorporated herein by reference as Exhibit “A”.
- Section 3.** The Board of Township Trustees hereby authorizes and directs the Township Fiscal Officer to expend such funds in accordance with the terms as set forth in the contract.
- Section 4.** Upon majority vote does hereby dispense with the requirement that this Resolution be read on two separate days and hereby authorizes the adoption of this Resolution upon its first reading.
- Section 5.** Finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without limitation) Ohio Revised Code §121.22, except as otherwise permitted thereby.
- Section 5.** This Resolution shall take effect and be enforced from and after the earliest period

allowed by law.

**ADOPTED JANUARY 8, 2019 – RESOLUTION G2019-03**

Vote Record: Mr. Beck \_\_\_\_ Ms. Leis \_\_\_\_ Mr. Bryant \_\_\_\_

**BOARD OF TRUSTEES:**

\_\_\_\_\_  
Philip J. Beck, President

\_\_\_\_\_  
Jodie L. Leis, Vice-President

\_\_\_\_\_  
Kenneth N. Bryant, Trustee

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Carol A. Sims, Fiscal Officer

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Kevin C. McDonough, Law Director

## **PARK CUSTODIAN EMPLOYMENT AGREEMENT**

This agreement is entered into by and between the Board of Trustees of Symmes Township, Ohio, 9323 Union Cemetery Road, Loveland, Ohio 45140, hereinafter called "Board", and Mike Howell, 7810 Clement Street, Camp Dennison, Ohio 45111, hereinafter called "Park Custodian".

### **WITNESSETH**

**WHEREAS**, the Board desires to continue to employ Mike Howell for the purpose of serving as a part-time Park Custodian for Camp Dennison Nature Trail pursuant to ORC Section 511.10; and

**WHEREAS**, Mike Howell is, by reason of training and experience, capable of acting as the Park Custodian who shall perform the duties of such under the direction and supervision of the Township Administrator; and

**WHEREAS**, the parties hereto acknowledge the valuable consideration recited herein in the exchange of mutual promises and covenants.

**NOW THEREFORE**, it is agreed by and between the Board and Township Administrator, as follows:

1. Mike Howell is hereby appointed pursuant to ORC Section 511.10 as the Park Custodian who shall serve in such capacity on a part-time basis for a period commencing January 1, 2019 through December 31, 2019.
2. Mike Howell's, pursuant to his part-time employment, annual salary shall be \$1,020.00 (One Thousand Twenty Dollars and No Cents) effective with above agreement date, which amount will be paid to him on a monthly basis of \$85.00 (Eighty-Five Dollars and No Cents).
3. Duties shall include:
  - a. Opening and closing the entrance gate at such times as are established and published by the Board of Trustees;
  - b. Reporting immediately to the Township Administrator or District 3 Sheriff's Office any acts of vandalism or other violations of the Park Rules and Regulations as may be observed;
  - c. Upon sufficient notice to the Township Administrator or its designated agent, Mr. Howell may be excused from above stated functions and duties for personal reasons, such as vacations.

4. This agreement contains the entire agreement and understanding between the parties, and supersedes any prior or contemporaneous agreement or understanding between them, whether oral or written.
5. This Employment Agreement may be amended by mutual written consent of the parties hereto at any time during the duration of said contract.

**IN WITNESS WHEREOF**, the Township Administrator and Mike Howell hereunto subscribe their names this 8<sup>th</sup> day of January, 2019.

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Kimberly A. Lapensee, Township Administrator

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Mike Howell, Park Custodian