

**RECORD OF PROCEEDINGS  
Work Session**

Minutes of \_\_\_\_\_

Meeting \_\_\_\_\_

BARRETT BROTHERS, PUBLISHERS, SPRINGFIELD, OHIO

Form 6101

**September 23, 2003**

Held \_\_\_\_\_

Mr. Corman called the meeting to order at 7:05 p.m. with the Pledge of Allegiance. The Board was in full attendance.

Mr. Reuter has not reviewed the minutes, but will do so.

Mrs. Rielage announced the minutes have not been on the website, due to software problems. The clerk has been criticized, and it is technically the Trustee's responsibility.

November 11<sup>th</sup> meeting – The meeting falls on a legal holiday. The meeting will be rescheduled for November 18<sup>th</sup> at 7 p.m. 6:00 p.m. if an executive session is needed.

Mrs. Rielage motioned to reschedule the meeting of Nov. 11<sup>th</sup>, to November 18<sup>th</sup>. Mr. Fiedeldey seconded the motion.

Mrs. Rielage	"Aye"
Mr. Fiedeldey	"Aye"
Mr. Corman	"Aye"

**CITIZEN'S ADDRESS**

**Lisa Warren, 5215 Yeatman Rd.** – addressed the vicious dog proposal. Raising concerns the Board should consider prior to taking any action. She read a list of requirements sent to the city of Cincinnati by the Queen City Dog Club.

Mr. Corman met with Lisa previously, and suggested she attend the meeting to assist in the Board's decision regarding the issue.

**Ruth Ann Stewart, 3110 Cameo Ln.** – teaches dog obedience classes, and participates as a vendor at dog shows. She warned that a specific breed of dog is not an indication of temperament.

**Toni Headley, 10701 Pottinger** – addressed the vicious dog issue, and agreed with Ruth Ann that punishment cannot be made on a breed itself.

**Dan Ewald, 3386 Grovewood** – thanked Mr. Corman for meeting with him last week. He is a nurse and a dog owner. He addressed the breed of dog classified as vicious. Vicious dogs involve many breeds of dogs. He made recommendations for a committee and volunteered his wife, as a dog trainer. He asked the Board to not just pass a law to make people feel good.

**Tracy Keller, 4278 Poole Rd.** – is an animal lover, and animal shelter volunteer. Cited a situation where dogs were misidentified, confiscated and kenneled. The entity was sued.

**Norma Woolf, 8461 Denellen Dr.** - representing Ohio Valley Dog Owners opposes breed legislation. She suggested the Township work with the County Auditor and Animal Warden to license dogs in our area by means of clinics or workshops. The township needs to get more dogs licensed. She also addressed dog fighting legislation.

**Jennie Geiger, 3453 Mayfair, NWLSD teacher** – Teachers are excited about the purchase and development of the Wilhelm property. She questioned seeking the scenic river status, and would like it researched. Feels that the

RECORD OF PROCEEDINGS  
Work Session

147

Minutes of

Meeting

BARRETT BROTHERS, PUBLISHERS, SPRINGFIELD, OHIO

Form 6101

September 23, 2003

Held

designation would affect how the schools could take advantage of wetlands. She requested something in writing to teachers about the property. Mr. Fiedeldey informed Ms. Geiger that ODNR promotes education, and assured her that there would not be any restrictions on the property if it obtained the scenic river status.

Mr. Corman commented on the dog issue. He received a lot of support regarding legislation to aid the reduction of dog attacks. Public safety is the main purpose. The Sheriff's Department and Chief Sarver have compiled statistics on the issue. Mr. Corman recommended an ad-hoc committee, made up of a representative of the Board, two or three dog trainers, a legal representative, a Board of Health member, and a member of the Sheriff's Office and the Township Police.

Mrs. Rielage agreed with residents regarding breed legislation. She would like to know if we *really* have a problem before a committee is established.

**Dan Ewald, 3386 Grovewood** – stated the Board of Health has statistics on the hard data of dog bites. He requested the Board move forward from there. A committee would look for trends, and examine penalties for animal attacks.

Mr. Corman doesn't want this to be misconstrued as anti-dog legislation. Mr. Corman stated his daughter was bit by a dog as a teenager and had surgery. He would like a committee.

Mr. Fiedeldey agreed with Mr. Corman. We should make an attempt to correct the problem if we can. His father was a milkman who was chewed up by boxers. ORC recognizes pit bulls as vicious.

Mr. Corman requests a committee to get statistics and offer professional advice.

Mrs. Rielage felt we should start with the statistics, then evaluate the necessity for a committee.

**Dan Ewald, 3386 Grovewood** – felt the committee is necessary. If there have been only four dog bites, it can be addressed. The goal is to reduce the number to zero. We need to drop the pit bull stipulation and work on vicious dogs. He encouraged the Board to set the trend.

Mr. Corman was grateful the residents are willing to step forward to find a solution to this growing problem. The main thing is to go after the people who have vicious dogs. He will be happy to put a committee together.

There was discussion and input from the residents in attendance.

Mr. Fiedeldey stated this is an information tool, not to pass a law.

Mr. Corman was asked by the Cincinnati Art Museum to pass a resolution in recognition of Colerain Township Day at the museum. Mr. Corman read Resolution #49-03.

Mrs. Rielage motioned to approve Resolution #49-03. Mr. Fiedeldey seconded the motion.

Mrs. Rielage	"Aye"
Mr. Fiedeldey	"Aye"
Mr. Corman	"Aye"



September 23, 2003

Held

Mrs. Rielage motioned to approve funding increase. Mr. Fiedeldey seconded the motion.

Mrs. Rielage "Aye"  
 Mr. Fiedeldey "Aye"  
 Mr. Corman "Aye"

Mr. Foglesong requested that the Board reject all asphalt bids for Public Works and Fire Station facilities. He requested authorization to re-bid.

Mrs. Rielage motioned to reject and re-bid. Mr. Fiedeldey seconded the motion.

Mrs. Rielage "Aye"  
 Mr. Fiedeldey "Aye"  
 Mr. Corman "Aye"

**CLERK'S REPORT**

Ms. Mohr requested approval for the following appropriation adjustments:

Fire Dept: \$150,000. from Vehicles (2111-760-750-0000)  
 to Building Improvements (2111- 760-740-0000)  
 General Fund 25,000 from contingency fund (1000-930-930-0000)  
 to machinery, equipment (1000-760-740-0000)

Mrs. Rielage motioned to approve the appropriation adjustments. Mr. Corman seconded.

Mrs. Rielage "Aye"  
 Mr. Fiedeldey "Aye"  
 Mr. Corman "Aye"

Ms. Mohr requested approval of purchase orders, payroll and bills.

Mrs. Rielage motioned to approve. Mr. Corman seconded.

Mrs. Rielage "Aye"  
 Mr. Fiedeldey "Aye"  
 Mr. Corman "Aye"

Mr. Foglesongg asked for direction from the Board regarding a proposed letter to residents about the junk vehicle enforcement. Discussion. A picture of the vehicle in violation will be attached to the letter. A minimum of 20 days will be allowed from notification to citation.

Mrs. Rielage motioned to approve the letter as notification of a violation. Mr. Fiedeldey seconded the motion.

Mrs. Rielage "Aye"  
 Mr. Fiedeldey "Aye"  
 Mr. Corman "Aye"

Mr. Corman reported that he was informed by a Sheriff's deputy that the abandoned cars in the township may be from the city of Cincinnati They are rounding up these vehicles and dumping them in the suburbs.

**RECORD OF PROCEEDINGS  
Work Session**

Minutes of \_\_\_\_\_

Meeting \_\_\_\_\_

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Form 6101

**September 23, 2003**

Held \_\_\_\_\_

Mr. Foglesong updated the Board on the geotechnical work for the EMRR park property. It is his intention to have a recommendation for next meeting.

Mr. Fiedeldey contacted a geotechnical engineer in the Township. He read the engineer's response and has a referral name for contact. There was discussion regarding the national wetlands map.

Mr. Foglesong requested that suggestions be made for naming the park.

Mrs. Rielage suggested asking residents to submit ideas and ask the school district to get involved. Mr. Fiedeldey suggested a "name the park" contest for the whole community.

Mr. Foglesong would like the NW Press to assist. Mrs. Rielage will contact Mrs. Key.

Mr. Foglesong provided an update on the pre-emption system on Colerain Ave, with a breakdown of the cost. Information was received today and will be forwarded to the Board for consideration. The estimated cost was higher than expected; \$84,000 total.

Mrs. Rielage motioned to approve system cost upon written agreement. Mr. Fiedeldey seconded the motion.

Mrs. Rielage	"Aye"
Mr. Fiedeldey	"Aye"
Mr. Corman	"Aye"

Mr. Corman requested volunteers for greeters at the Cincinnati Art Museum between 11:00 – 4:00 on October 11, 2003. Anyone interested in helping, please let him know. Mr. Corman will send an e-mail.

Mrs. Rielage announced that volunteers are still needed for the Vietnam Wall display.

Mr. Fiedeldey cut an article from the newspaper regarding the EMR scenic river status and the City of Hamilton. He commented on how it helps bring state and federal money back to the community. He provided information from Rivers Unlimited. He will ask at the next meeting to seek the scenic river status. Mr. Fiedeldey suggests Mr. Corman and Mrs. Rielage talk to the leaders in Indian Hill. He would like support of the remaining Board members.

Mr. Fiedeldey read a portion of the state audit from 2000-2001 and made comment about the recommendation that the Board sign the monthly bank reconciliation, and that it be approved at a public meeting. This is not being done. The Board has been getting monthly reconciliations from the clerk. They were blank, and he asked Mr. Reuter, privately, if it was appropriate for the Board to sign off on this document in it's current format. Mr. Fiedeldey said Mr. Reuter told him it was not.

Mr. Reuter commented that his response was that it would be appropriate for the sheet to have a statement as to what it was and how it was done. He questioned Ms. Mohr about this. Her response was that it is an official form from the state auditor's office that lacks a certification. If it were necessary, it would be on the form. The issue was dropped.

Mrs. Rielage stated that the form contains Ms. Mohr's signature.

RECORD OF PROCEEDINGS  
Work Session

151

Minutes of \_\_\_\_\_

Meeting \_\_\_\_\_

BARRETT BROTHERS, PUBLISHERS, SPRINGFIELD, OHIO

Form 6101

September 23, 2003

Held \_\_\_\_\_

Mr. Fiedeldey responded that signing means nothing to him. He is demanding that there be a statement on the form certifying that the information is true and accurate statement, to the best of the clerk's knowledge, with Ms. Mohr's signature.

Mr. Fiedeldey insists that the state auditor wants the trustees to also sign the document to accept responsibility. The clerk is responsible, and he doesn't understand what the problem is with putting the certification on the form. The clerk put the numbers together, and shouldn't ask the Board to sign when she won't sign it. Mrs. Rielage stated that the clerk signs the form. He is asking that the form be certified. His reason is that Corporate America is getting business heads together and involved with financial statements, because of what is happening in the business world today.

Ms. Mohr questioned Mr. Fiedeldey as to how many times he has signed the form. Mr. Fiedeldey again stated that he has not signed it and will not sign it, because the clerk doesn't sign it. He again asked for the form to be certified, because if the form is not certified, that makes the flag go up to him.

Ms. Mohr told Mr. Fiedeldey that it is his prerogative not to sign it.

Mr. Corman questioned if certification would be the same as an affidavit. Mr. Reuter replied that an affidavit is a sworn statement, and is not warranted in this instance. The practice has been for the clerk to sign the bank rec form, and gets at least two trustee's to sign approval.

Mr. Fiedeldey grilled Mr. Reuter and questioned if the form should be certified, in his legal opinion.

Mr. Reuter stated that the legal status of what is being approved be certified as being true, and the auditor says that the Board should review the statement, it is his opinion that the certification, if there is a legal responsibility, is relieved by her certification as being true and accurate.

Mr. Fiedeldey again, said that with the certification, there is a layer. But without, there is no layer and the clerk is responsible. Now they are throwing responsibility on the trustees.

Mr. Reuter stated that the chief financial officer of the township is the clerk.

Mr. Fiedeldey agreed, but he has a hard time accepting that the clerk refuses to put the certification on the statement.

Ms. Mohr stated that the certification is not necessary.

Mr. Fiedeldey feels that it is necessary, from a business standpoint.

Ms. Mohr informed Mr. Fiedeldey that the state auditor does not follow Fiedeldey Steel's business standpoint.

Mr. Fiedeldey says the state auditor is asking the Board to sign this as a business practice.

Ms. Mohr informed Mr. Fiedeldey that he can make the situation any way he wants. He is not obligated to sign the form. Nobody else has a problem with it. Mr. Fiedeldey seems to have a problem with everything, in Ms. Mohr's opinion.

**RECORD OF PROCEEDINGS  
Work Session**

Minutes of \_\_\_\_\_

Meeting \_\_\_\_\_

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Form 6101

**September 23, 2003**

Held \_\_\_\_\_

He once again said that his problem is not with the statement, but with the clerk's refusal to certify the document.

Ms. Mohr stated that this is an official document of the state auditor, and if the certification was required it would be on the form.

Mr. Reuter intervened by suggesting he contact the state auditor to see if they opine with the statement that the form should have the certification on it, and if it would be OK to insert that statement.

Mr. Corman feels that this action may even change the state policy by questioning it.

Mr. Reuter will contact the auditor, and provide information to the clerk and the Board.

Ms. Mohr requested approval for the August bank rec.

Mr. Fiedeldey refused because he has not seen the August bank rec, and not having it in front of him, he will not approve.

Ms. Mohr told him that she does not carry the statement, and he should have seen it because it was in the trustee basket for signature for at least a week.

Mrs. Rielage motioned to approve the August bank reconciliation, as it has already been signed by her and Mr. Corman.

Mr. Fiedeldey stressed that it needs to be approved, and he wants to have his vote. He will not approve without seeing the document.

Ms. Mohr informed him that he can abstain from voting like he does on other issues.

Mr. Reuter explained the process for continuing with the motion.

Mr. Fiedeldey motioned to postpone approval until the next meeting.

Ms. Mohr requested approval at this meeting.

Mr. Corman was willing to postpone, even though he had technically, by signing the form, already approved the reconciliation. He questioned the procedure and deferred to Mr. Reuter.

Mr. Reuter explained the past practice of the Board. By signing the form, they are approving. It is not possible to take back the signature approval. By signing, the Board probably deems approval of all prior reconciliations. He explained the two issues. One is whether or not the certification is required, and the other is the procedure the Board chooses to adopt in the future.

Because signature approval was already given, Mr. Corman seconded the motion.

Mrs. Rielage	"Aye"
Mr. Fiedeldey	"Nay"
Mr. Corman	"Aye"

September 23, 2003

Held

Mr. Reuter will contact the State Auditor to see if a certification is necessary by the clerk.

**EXECUTIVE SESSION**

At 9:33 p.m., Mr. Reuter requested an Executive Session to discuss matters of negotiation of union agreement, negotiation of public contract, and the hiring and compensation of public employees.

Mrs. Rielage motioned to adjourn to executive session. Mr. Fiedeldey seconded the motion.

Mrs. Rielage	"Aye"
Mr. Fiedeldey	"Aye"
Mr. Corman	"Aye"

Mrs. Rielage motioned to adjourn into executive session. Mr. Fiedeldey seconded the motion.

Mrs. Rielage	"Aye"
Mr. Fiedeldey	"Aye"
Mr. Corman	"Aye"

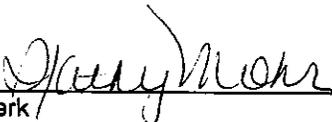
The meeting reconvened at 10:48 p.m.

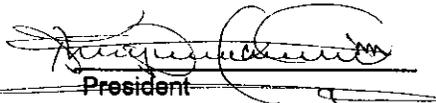
Mrs. Rielage appointed Mr. Foglesongg acting clerk for the purpose of recording the minutes. Mr. Fiedeldey seconded the motion.

Mrs. Rielage	"Aye"
Mr. Fiedeldey	"Aye"
Mr. Corman	"Aye"

There being no further business to come before the Board, Mr. Fiedeldey motioned to adjourn the meeting at 10:55 p.m. Mrs. Rielage seconded the motion.

Mr. Fiedeldey	"Aye"
Mrs. Rielage	"Aye"
Mr. Corman	"Aye"

  
Clerk

  
President