

RECORD OF PROCEEDINGS  
REGULAR

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Meeting \_\_\_\_\_

BARRETT BROTHERS, PUBLISHERS, SPRINGFIELD, OHIO

Form 6101

December 9, 2003

Held \_\_\_\_\_

Mr. Corman called the meeting to order at 6:00 p.m. The Board was in full attendance with the exception of Ms. Mohr, Township Clerk. In her absence, Township Administrator David Foglesong was appointed acting Clerk for the purpose of recording action during this portion of the meeting.

**EXECUTIVE SESSION**

Mr. Reuter requested an Executive Session to discuss personnel matters and collective bargaining agreements.

Mrs. Rielage motioned to adjourn into executive session for discussion of personnel matters and collective bargaining agreements. Mr. Fiedeldey seconded the motion.

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

The Regular meeting of the Board of Trustees reconvened at 7:05 p.m. with the invocation led by Reverend Dave Phillips, Pleasant Run Church of Christ, and the Pledge to the Flag and the Posting of Colors by Boy Scout Troop 641 Den 6. Mr. Corman stated that Ms. Tina Burns would now record the minutes in the Clerk's absence.

A motion was made by Mrs. Rielage and seconded by Mr. Fiedeldey to appoint Ms. Burns to record minutes of this meeting.

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

There was no discussion of the Board as a result of Executive Session.

**PRESENTATION**

**Good Timers** - Colerain Township Police Sergeant Dan Meloy introduced representatives of the Good Timers Foundation who were in attendance to present Officer Mark Meyer of the Colerain Township Police Department with a donation in the amount of \$1,500.00. This donation was given to Colerain Township for the efforts of Officer Meyer in planning and organizing the Good Timers Freedom Ride fundraiser during the Township's Vietnam Veterans Memorial Fund's "The Wall That Heals" event, which earned \$5,000.00. The organization mentioned that the remaining funds would be distributed amongst surrounding Fire & Police Organizations.

The Board of Trustees thanked the members of the Good Timers Foundation for their generosity to the Department.

A motion was made by Mrs. Rielage and seconded by Mr. Fiedeldey to accept the \$1,500.00 donation as presented.

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

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**Craig Forsberg** – Mr. Corman, on behalf of the Colerain Township Board of Trustees, recognized Craig Forsberg, Colerain Township resident and presented him with a Certificate of Recognition for his recent accomplishment of being named Northwest Exchange Club Student of the Year, as well as recognition by the Speaker of the House, Congressman Chabot and WCPO-9.

**APPROVAL OF MINUTES**

Mr. Corman stated that it is necessary for the Board to review the minutes of the October 28, 2003 and November 25, 2003 meetings for approval and asked for a motion from the Board.

A motion was made by Mrs. Rielage and seconded by Mr. Fiedeldey to waive the reading of and approve the minutes of October 28, 2003 meeting.

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

A motion was then made by Mr. Fiedeldey and seconded by Mr. Corman to waive the reading of the November 25, 2003 minutes and approve them with the following corrections.

**Trustee Reports – Scenic River Status**

The motion should read, "A motion was made by Trustee Fiedeldey and seconded by Trustee Corman to endorse the study of seeking scenic river status".

Mr. Fiedeldey.	"Aye"
Mr. Corman.	"Aye"
Mrs. Rielage.	"Abstained – not in attendance 11-25-03 meeting"

Mr. Foglesong stated that the minutes did not have information on adjournment and should reflect action of the Board. A motion was then made by Mr. Fiedeldey and seconded by Mr. Corman to add the following:

**"Executive Session – Adjournment**

**The meeting reconvened at 9:30 p.m. following Executive Session. There was no discussion of the Board as a result of Executive Session. A motion was made by Mr. Fiedeldey and seconded by Mr. Corman to adjourn the meeting at 9:31 p.m.**

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

Mr. Fiedeldey.	"Aye"
Mrs. Rielage.	"Abstained – not in attendance 11-25-03 meeting"
Mr. Corman.	"Aye"

**SHERIFF'S REPORT**

Sgt. Scudder with Hamilton County Sheriff's Patrol, presented the Board with monthly statistics as reported by the County.

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**TRUSTEES' REPORT**

**Diana Lynn Rielage** - Mrs. Rielage invited everyone to attend a seminar on January 14, 2004 sponsored by the Colerain Township Police Academy Inc. entitled *You Are Responsible For You* by Debbie Gardner. This seminar focuses on crime survival, prevention and crisis control. For more information contact the Colerain Township Police Department.

Mrs. Rielage commended Mrs. Marlene Smith-Hall, Sr. Center Activities Director, for another job well done in organizing and assembling gift baskets for Township families during this holiday season. This 20-year event has been a success thanks to Marlene and her countless volunteers. The program will run through the Christmas Holidays and if anyone is interested in donating contact the Colerain Township Senior Center.

Mrs. Rielage stated that the Greenspace Committee has requested that the Board sign a letter, which she publicly read, prepared for the Hamilton County Treasurer requesting the possibility of the Township resident's property taxes be amended to show that the park levy money paid on the tax bill reflect Hamilton County Parks and not Colerain Township Parks. The Greenspace Committee hopes that by doing so, it will educate the public on the taxes being paid and to which entity they are paying to. Mrs. Rielage added that it is possible in the distant future for the Greenspace Committee to request the formation of a Park Committee to study the feasibility of placing a park levy before the Township residents and they felt the change to their taxes would clarify any question the public would have on paying for a park levy.

A motion was made by Mrs. Rielage and seconded by Mr. Fiedeldey to approve the request of the Greenspace Committee in sending a letter to the Hamilton County Treasurer on park levy payments.

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

**Bernard A. Fiedeldey, Jr.** - Mr. Fiedeldey suggested that the 2004 Monthly Board Meeting schedule be considered to continue to meet twice a month, 11 months out of the year, with the exception of December, which should be one meeting due to the Holidays. Mr. Corman stated that the work sessions last year were added during the summer months in order for the Township to get caught up on projects lagging behind. He added that if something becomes of immediate importance, a Special Session could be called to address those matters. Mrs. Rielage agreed.

Mr. Fiedeldey requested that the Organizational meeting, scheduled for the second Tuesday in January 2004, be rescheduled for January 6, 2004 because he would be out of town. This is an important meeting of the year and he would like to be in attendance. Mrs. Rielage mentioned that all meetings are important and does not believe that the Board should change their meeting schedule. If the Board were considering amending the schedule for January, she would request that the July 13 meeting be rescheduled to July 20 because she would be out of town. Although Mr. Corman would like the meeting to remain on the 13<sup>th</sup> of January and does not feel that any of the meetings should be changed, he would agree to reschedule the first meeting of the year because that meeting establishes Board officers, approves financial matters, etc. and would allow for the Township to continue with business. Mr. Fiedeldey withdrew his request.

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A motion was made by Mrs. Rielage and seconded by Mr. Corman to set the 2004 Board meeting schedule for the 2<sup>nd</sup> & 4<sup>th</sup> Tuesday of the month at 6:00 p.m. for Executive Session and Regular Meeting starting at 7:00 p.m., with the exception of months June, July, August and December when there is one meeting the 2<sup>nd</sup> Tuesday. No work sessions will be called unless necessary.

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

Mr. Fiedeldey wished everyone a Merry Christmas and Happy New Year.

**Keith N. Corman** – Mr. Corman and Services Director Greg Snyder met with the Trustees of Crosby Township regarding the New Baltimore Bridge that is scheduled for demolition by the Hamilton County Engineers because of safety and liability issues. This bridge is the last of the bridges replaced as a result of the 1913 flash flood. Due to the location of the bridge, bordering Colerain Township, the Crosby Township Trustees have requested a joint effort in preserving the structure. Funding options are possible through grant requests from Historical Preservation Groups. Mr. Corman supports this project and would like the opinions of the Board. Mrs. Rielage has spoken with the Trustees of Crosby and does support such a venture. Mr. Fiedeldey has discussed this in the past and has always supported this project. He is familiar with information from Hamilton County Engineer's Office on a budget amount of \$250,000.00 to tear the bridge down. Mr. Fiedeldey would like to see the County contribute the \$250,000.00 towards the repair of the bridge, which would add great benefit to the community such as the start of a bike trail or walk trail.

Because this study is preliminary and investigatory in nature, Mr. Reuter stated that it is not necessary for the Board to pass official motion. Mr. Corman will inform Mr. Snyder of the Board's position and request that he follow-up with contacts provided by citizen Larry Shad on historical preservation groups.

**CITIZEN'S ADDRESS**

**Mr. Tom Bauer, 3718 Yellowstone Drive** – was in attendance as follow-up on his previous request for assistance on a complaint of a pit bull housed at 3724 Yellowstone. The TV stations that were in attendance during the meeting of his request visited the site of the pit bull to video the nuisance dog. The owners of the dog have been cited and pleaded not guilty. Their court date is scheduled for December 19, 2003. Mr. Bauer is very concerned for his safety and the safety of others, and wanted to know the Board's position and status of his request. Mr. Corman informed Mr. Bauer that a Committee had been formed that included legal professionals as well as a Veterinarian to look into addressing the many types of ordinances that other communities have and suggest a policy that would work for Colerain Township. This policy would not only address pit bulls but dangerous dogs in general, and the restrictions that can be placed on dog owners.

**Pastor Donald Jones, World Faith Fellowship Church, 10049 Manistee Way** – addressed the Board during the October 28 meeting regarding an incident that occurred with a man named Willie. Pastor Jones requested copies of video, the deadly force policy and use of chemical irritants information. Sgt. Dan Meloy responded that the policies in question are public record and can be obtained from the Police Department during regular business hours. In response to Pastor

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Jones question on whether the Township Officers are equipped with taser guns and if so, excellent, Sgt. Meloy respond that they were.

In response to Pastor Jones request for information on the status of the August police recruit class, Sergeant Meloy reported that background investigations on the candidates are currently being performed and once completed will be forwarded to the Chief for his review, possibly early January. Pastor Jones had concerns with a member of the interview panel being related to an employee of the Police Department. Pastor Jones stated that they are ready to take action because of Mrs. Smith's involvement and they are watching this process closely.

The Board did state that the member in question was a person of high character. Sergeant Meloy added that there has been a gentleman added to the Interview Committee who has been very involved in past police issues and hiring procedures for the past 17 years and has been on the Interview Panel for the previous and current Police Chief.

**Debbie Schmidt, 3704 Blue Rock Road** – Mrs. Schmidt had concerns over the purchase of taser guns for the Police Department, the minimal discussion had by the Board on this issue and does not see the need for them in Colerain Township. She has been unable to obtain statistics and would like answers to some questions. In response to her statements, Sergeant Dan Meloy provided website information for statistics; responded that a person does not loose control of body functions as a result of taser contact; explained the in-depth training, supervised by the Township Physician that the Police Officers received. He added that taser guns do not affect those with pacemakers; in fact, voltage is less than portable defibrulators. Sergeant Meloy further added that statistical data from Orange County reflects decreased injury rates for police officers and subjects arrested. Mr. Corman mentioned that varied body size or one on drugs is just as harmful and the use of taser guns is more humane than a stick, mace or firearm. He recommended Mrs. Schmidt enroll in the Citizen Police Academy to observe first hand what the Officers experience. Mrs. Rielage added that decisions are not made quickly and the Police Chief prior to their decision had provided reams of background material to them.

Hamilton County Sheriff Sgt. Stated that training for the County was performed on him and it is not harmful but a deterrent.

In closing Mrs. Schmidt said that she supported Mr. Fiedeldey, voted for him and would like to see him push for two meetings per month during the summer because she realizes that the Township business does not stop.

**UNFINISHED BUSINESS**

**Fire & EMS Department, Chief Bruce Smith** – Presented the Board with information on the purchase of a copier for their office. The current copier will be transferred to one of the out stations. Chief Smith requested approval to purchase a Richoh 1060 digital copier with printer scanner options at a cost of \$13,521.00.

A motion was made by Mrs. Rielage and seconded by Mr. Fiedeldey to approve the purchase of the copier as requested.

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

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**Police Department, Sergeant Dan Meloy** – Presented the Board with statistical information on the curfew for the period of July 21 through November 27, 2003. One hundred four juveniles were contacted, twenty were arrested and eighty-four were admonished to parents. Eighty-one were township residents.

**Public Works, Dennis Chapman** – Requested to interview and hire a part-time receptionist from Kelley Services or Talent Tree at a rate of \$10.00 to \$19.00 per hour.

A motion was made by Mrs. Rielage and seconded by Mr. Fiedeldey to approve the request for part-time receptionist and in response to Mrs. Rielage's question on funding for this request and from and Mr. Fiedeldey's question on the need for this temporary, Mr. Chapman stated that funds will come from salaries line item and that there is sufficient work to be done by additional personnel. They are hoping to find someone on a part-time basis for a temporary period of time that will probably go for a more permanent period of time as a temporary. It is not just for one or two months.

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

Mr. Chapman requested approval from the Board to accept the following change orders for the skylights at the new facility from Goettle Company change order 1 for \$19,727.00 to furnish 19 skylights and install 16 of them and recommend Kerkan Roofing change order 1 for \$4,955.00 to install three skylights. Same amount of money set for appropriation.

A motion was made by Mrs. Rielage and seconded by Mr. Corman to approve the change order for skylights as requested by Mr. Chapman. Mr. Fiedeldey stated that he did not approve the change order at a previous meeting and was not going to do so now.

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

**Senior Center, Kay Klosterman** - Requested approval from the Board to purchase programmable thermostat controls for the new portion of the building. Doing so would allow for better-cost control and heat control for the building, which operates 7 days a week. Total cost for the controls \$2,013.00.

A motion was made by Mrs. Rielage and seconded by Mr. Fiedeldey to approve the request to purchase a programmable thermostat for the Senior Center.

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

**Legal, James Reuter** – Presented a Trustee initiated Resolution to amend text of current zoning resolution to prohibit junk vehicle storage, which is part of the junk car abatement program. The original resolution prohibited unlicensed un-operable motor vehicles from being stored indefinitely on property. During the public hearing on this issue, Mr. Spriggs, Zoning Administrator, reported on the Zoning Commission's request for exceptions to be included in the Resolution so that a junk car motor vehicle used for educational purposes not be banned and

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that a damaged motor vehicle stored at an auto body repair shop be allowed. Mr. Reuter read Resolution 58-03 amending the current zoning resolution to include the changes listed above with explanation of changes included.

A motion was made by Mrs. Rielage and seconded by Mr. Fiedeldey to approve Resolution #58 -03 as presented.

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

Mr. Reuter updated the Board on the Sunlight Drive property, which is being donated to the Township for possible usage as a park. He has spoken with Ed Frey, one of the property owners and confirmed that the owners are in fact willing to donate the property. They are interested in having the donation recognized for tax purposes and it would be up to them to obtain their own appraisal. Mr. Reuter found in the title search no covenants, restrictions or easement that would preclude this property as being used as a park. Mr. Reuter recommended that the Township have the property surveyed to get a metes and bound description so the property may be transferred. He will have more information for the Board in January.

**Administration, David Foglesong** – The Board at the last meeting motioned to approve the study for the designation of scenic river status of the Great Miami River and instructed Mr. Foglesong to pursue how to best accomplish this. He had contacted Mr. Bob Gable, ODNR, who indicated that a formal resolution needed to be adopted making this request. Mr. Foglesong then read Resolution #59-03, indicating the Board's interest in the Ohio Department of Natural Resources to conduct a scenic river study for the Great Miami River.

A motion was made by Mr. Fiedeldey and seconded by Mr. Corman to approve Resolution #59-03 for ODNR to conduct a scenic river study of the Great Miami River. Mrs. Rielage read the following statement which she requested to be added to the minutes.

*"Let me begin by saying that I am surprised a vote was taken on the scenic river study for the Great Miami River in my absence. Mr. Fiedeldey stated that he knew I was against the study so it wasn't necessary for me to be present. People can and do change their minds as witnessed by the fact that Mr. Corman voted against the scenic river study in March and then voted for it in November.*

*In this instance, however, I have not changed my mind and I will tell you why. I have yet to see any benefits of scenic river status to the Township. ODNR has the authority to approve or disapprove all Publicly funded projects within 1,000 feet of designated scenic rivers outside of municipal corporations. If the authority is not applied uniformly to cities as well as townships, then what is its value?*

*Mr. Fiedeldey has stated that scenic river status would help the Township get more grant money for projects. When I requested grant applications that mention the added weight scenic river status carried, he could not produce any. What kind of projects are we going to spend the money for if we can't put anything along the river? Mr. Gable of ODNR assured us that they would be expeditious in processing our requests for plan reviews and would need to add another person if the scenic river study is initiated. Is that a realistic expectation in an agency whose budget will be cut just under \$18 million next year? I know we are only requesting a study, and scenic river status would not become a*

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*reality for many years. However, is it fair to request a study from any agency with a declining budget if we are not 100% behind the status?*

*I agree with Mr. Corman in his Northwest Press guest column of April 30, 2003 when he stated, "I feel it is primarily the duty of the trustees of any township government to protect its grassroots concept. Permitting a state bureau to regulate progress in the area would be a serious compromise to those ideals".*

*As Trustees, we are elected by the citizens of Colerain Township to make decisions on their behalf. I for one do not wish to stifle the decisions of future trustees by handcuffing them to a state agency that can change at the whim of a new Governor or administration. I would rather continue to have spirited discussions on local issues in these chambers than have to drive to Columbus to try to persuade a nameless bureaucrat what is best for Colerain Township. If you think such insensitivity to our needs is impossible, then I need only to direct you to Colerain Avenue and our issues with ODOT on the preemption system for emergency vehicles along the Colerain Corridor.*

*In conclusion I would ask the question "Does giving a river 'scenic river status' make it more scenic?" And as the Honorable Louis Blessing, Jr., Senator from Ohio's Eighth District said to me just last week, "Why would a Township want to give a state agency control of its own destiny?"*

Mr. Corman responded that his comments in the paper were based on the information available to him at that time. After meeting with various agencies, the Township Park Director and ODNR he felt safe to go with the study. This study does not mean automatic approval and would not do anything to hamper the progress of the community. Mr. Corman saw benefits that would be worth looking into. Mr. Fiedeldey said that the East side of town, with the Little Miami, has shown a tremendous benefit roadmap with a great economic potential.

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

Mr. Foglesong reported that the Health Committee had reviewed health care plans and made a previous recommendation to the Board to change coverage from United Healthcare to Anthem at a rate far superior than that of which United was able to provide. In the interim, the Committee was able to negotiate a renewal rate from United Healthcare comparable to the rate of Anthem, with no changes to the plan. Mr. Foglesong then recommended to the Board that the Township renew the contract with United Healthcare at the following monthly rates, effective January 1, 2004: single \$254.41, employee/spouse \$532.02, employee/child \$481.34 and family \$785.37.

A motion was made by Mrs. Rielage and seconded by Mr. Fiedeldey to approve the contract with United Healthcare at the rates listed above. Mrs. Rielage thanked the Committee for their hard work.

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

**NEW BUSINESS**

**Fire & EMS Department, Bruce Smith** – Recommended that the Board approve the following hourly pay rates, based on a 3% increase, for part-paid personnel

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effective December 7, 2003. Chief Smith added that a pay category for non-unit day personnel has been eliminated due to attrition on the Department.

1 <sup>st</sup> Year Recruit	\$10.71
Firefighter EMT	\$11.57
Firefighter EMT FAO	\$11.99
Paramedic	\$12.38
Firefighter Medic	\$12.72
FF Med FAO	\$13.09
Lieutenant	\$13.68
Captain	\$14.77
Division Chief	\$17.22

A motion was made by Mrs. Rielage and seconded by Mr. Fiedeldey to approve the pay scale as presented.

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

Chief Smith recommended that the Board approve the replacement of an aging 1991 ford pick-up truck with 126,000 miles, which is starting to show mechanical problems, with a 2004 F-350 4 wheel drive including utility body and snow plow from 32-Ford of the State Purchasing Program. He had received quotes from three additional dealers and found the State price to be \$7,428.00 less.

A motion was made by Mrs. Rielage and seconded by Mr. Fiedeldey to approve the purchase of the utility vehicle for the Fire Department.

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

Chief Smith journalized a donation of smoke simulator from Evandale Fire Department valued at \$3,200.00

**Police Department, Sergeant Meloy** – Journalized annual step increases for the following Police Officers: Officer Renner to Step 4, effective 12-4-03 and Officer Hussel to Step 2, effective 12-18-03.

Sergeant Meloy acknowledged the efforts of Officer Mark Meyer for his excellent organizational skills and polling of various agencies for the successful ride of the Goodtimers organization during the Vietnam Memorial Wall event. He also read an acknowledgement from Bevis PTA for Sergeant Angela Meyer and Officer Doug LaMey's participation in their safety fair.

**Public Works, Dennis Chapman** - Recommended that the Board allow the Public Works Department to purchase 2 International Model 4900 Cab & Chassis through the Ohio Department of Cooperative Purchasing program at a cost of \$46,291.00 each. One truck is for replacement of a 1988 dump truck, which is having mechanical problems as well as rust problems, and will be equipped for snow removal. The second vehicle is additional fleet.

A motion was made by Mrs. Rielage to approve the purchase of vehicles for the Public Works Department. Mr. Fiedeldey questioned the total cost for vehicles and the snow plow equipment and mentioned the low mileage and under utilization of the vehicles. In the absence of a road levy, he suggested utilizing

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the vehicle more this year and using the funds allocated for this purchase to repair Township roads. Mr. Chapman further explained the physical condition of the truck and the situations that could occur because of its deplorable condition. Mr. Fiedeldey feels that the Township should take care of their needs and not wants. Mr. Corman seconded the motion.

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

Mr. Chapman read Resolution for authorization to participate in the ODOT Purchasing Program.

A motion was made by Mrs. Rielage and seconded by Mr. Corman to approve Resolution #60-03, authorization to participate in the Ohio Department of Transportation purchasing program as read by Mr. Chapman.

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

Mr. Chapman requested approval to replace a one-ton dump truck 1988 Chevrolet CR3-1003 with snow equipment with a Ford F-450 one-ton dump truck through Ohio Administrative Cooperative Purchasing Program at a cost of \$45,973.23. Mr. Fiedeldey questioned the fuel supply need and cost allocation of the fuel and a forklift for the new public works facility. Discussion was had on the additional costs with fueling, forklift and the possibility of the fuel being located at the Public Works Facility in relation to the annual fireworks display. There was discussion by Chief Smith there will be two fueling systems at Township fire stations and fueling would be available to Public Works. Mr. Foglesong added that they have evaluated placement of a fueling station near salt storage and will review locations because of fireworks. This will be considered a separate project and could be funded from General Fund. Mr. Fiedeldey questioned the status of S.C.I.P. funding.

A motion was made by Mrs. Rielage and seconded by Mr. Corman to approve the purchase of a one-ton dump truck for the Public Works Department.

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

In response to comments made by Mr. Chapman on utilizing the vehicles for snow removal, Mrs. Rielage commented that the Board does have high expectations for the Department and feels that they do an excellent job on snow removal.

Mr. Chapman requested that the Board approve a soil stabilization process in order for the base paving to be placed at the Public Works Facility and New Fire Station. Mr. Chapman explained the three options available and recommended that the Township approve lime stabilization for sub grade stabilization and placement of asphalt. This option is more durable and less costly and recommended by the Construction Manager and Mr. Chapman supports this recommendation based on the research he has done. The cost for this treatment is not exceed \$33,005 for the Public Works Facility and \$6,601 for the New Fire Station plus an additional grading cost for Fire Station of \$3,300. Mr. Fiedeldey commented on the additional costs, re-bidding of the asphalt, and the

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time delay on getting to this portion of the project. Mr. Sean Jones, Project Manager from Turner Construction, explained the time schedule on being able to begin project due to building department permit approval and that work began when legally permitted. Weather has also hampered some of the construction progress. They did recommend lime stabilization, if held off for paving until next year, there would be additional charges. In response to Mr. Corman's inquiry as to why we were just finding this out, Mr. Jones explained that they believed the permits would have been available. The permits have taken approximately two to three months. All permits have been secured.

A motion was made by Mr. Fiedeldey and seconded by Mrs. Rielage to approve lime stabilization and minimal site preparation for the new fire facility for \$17,345 to be funded from the building project fund and \$33,005 for public works to be funded out of general fund.

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

Mr. Chapman reported that his Department has accepted a quote from Mt. Airy Tree Service in the amount of \$9,425.00 for removal of 41 trees within the Township right-of-ways.

Hamilton County Engineers Offices has sent correspondence on price for salt purchase at \$44.00/ton. Mr. Chapman is looking for the best price and will possibly bid for lower price prior to purchasing from the County. Mr. Chapman explained, in response to Mr. Fiedeldey's inquiry on the S.C.I.P. funding, that preliminary information should be available soon.

**Zoning Department, Otis Spriggs** – requested approval for the Board for Resolution #61-03 for the abatement of weeds at 2318 Merriway.

A motion was made by Mrs. Rielage and seconded by Mr. Fiedeldey to approve Resolution #61-03 as read, with weeds being cut on the side yard and minimal trash removal.

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

Mr. Spriggs requested that Board establish a Public Hearing as requested by the Zoning Commission on land use map amendment 2003-03 for final adoption. All recommendations of Land Use Advisory Board and the Zoning Commission have been presented to the Board for their review. The Zoning Commission has listed specific conditions where motions were attached to areas and those are listed in the Board's packet.

The Board discussed the procedure to hear cases and whether the recommendation of the Zoning Committee should be sent back to the LUAB. It was decided that the hearing would be heard and any policy changes be considered after. Mr. Reuter explained that the Board determined that they would follow same procedure for zone change as set in ORC and when zoning commission has public hearing then Board acts on it. Mr. Fiedeldey stated following 519 ORC but does have some flexibility. Because it is not stated in the ORC, doesn't the Township have the right to have more or less hearings? Mr. Reuter stated that some process needs to be followed and if process changes it should occur after this case is heard. Defined in the policy which cases would

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have cause send back to LUAB. It has been decided that the hearing would be heard and any policy changes would be considered after this case.

A motion was made by Mrs. Rielage and second by Mr. Fiedeldey to set the public hearing for Tuesday, January 27, 2004 at 8:30 p.m.

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

Mr. Corman mentioned that Site 56 be reworded to probably former railroad easement.

**Legal Department, James Reuter** – presented Resolution establishing Trustees and Clerk's compensation. The Ohio Constitution prohibits the Board from giving raises to them but can pass a resolution accepting rates established by State Legislature.

A motion was made by Mrs. Rielage and seconded by Mr. Fiedeldey to approve Resolution #62-03 accepting Board rates.

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

**Administration, David Foglesong** – presented the Board with the contribution breakdown summary and the renewal of membership with OTARMA for property and casualty insurance coverage, at an amount not to exceed \$198,024.00 for their approval.

A motion was made by Mrs. Rielage and seconded by Mr. Fiedeldey to accept the renewal from OTARMA as presented by Mr. Foglesong.

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

Mr. Foglesong provided the Board with 2004 temporary appropriations based on numbers available in July and assumption that each Department would spend all line items. Mr. Foglesong requested approval for the temporary appropriations through March 2004. Mr. Foglesong read the summary of the appropriations by fund name and amount.

General Fund	\$ 8,172,095
Motor Vehicle License Tax	\$ 40,000
Gasoline Tax	\$45,000
Road and Bridge	\$1,000
Police District	\$3,178,238
Fire District	\$10,131,000
Road District	\$10,900
Zoning	\$438,311
Permissive Motor Vehicle Tax	\$475,000
Police Drug Enforcement Program	\$5000
Police Department DUI	\$1000
EMS System	\$125,000
Northgate TIF	\$200,000
Residential Recycling Incentive	\$38,000
Colerain Square TIF	\$144,395

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Bond Retirement for Govt Bldg	\$109,440
Bond Retirement for Parks	\$318,700
Bond Retirement for Public Works	\$221,250
Bond Retirement for Fire District	\$252,153
Lighting District Assessment	\$58,500
 Total Appropriations:	 \$24,963,982.00

A motion was made by Mrs. Rielage and seconded by Mr. Fiedeldey to approve the temporary appropriations as read by Mr. Foglesong.

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

The Hamilton County Board of Elections has requested use of Township facilities for polling places in 2004 and Mr. Foglesong asked that the Board enter into contract with the Board of Elections.

A motion was made by Mrs. Rielage and seconded by Mr. Fiedeldey for the Board of Elections to use Township facilities for polling places.

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

Mr. Foglesong presented the Board with a request for replacement of a disc drive to help protect data currently on computer system. The cost for such system is \$3,500.00.

A motion was made by Mrs. Rielage and seconded by Mr. Fiedeldey to approve the purchase of a replacement disc drive for the Township computer system.

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

**CLERK'S REPORT**

**Mr. David Foglesong** – requested appropriation adjustments to handle several expenditures before year-end:

**Police Dept.**

\$2939.00	FROM	2081-760-720-0000	Buildings
\$963.00	TO	2081-201-382-0000	Liability Ins
\$1,976.00	TO	2081-210-389-0000	Other Insurance

**Public Works**

\$385.50	FROM	2031-330-599-0000	Other
	TO	2031-330-314-0000	A&T Fees
\$1,037.00	FROM	2031-330-389-0000	Auto Coverage
	TO	2031-330-383-0000	Property Insurance
\$1,908.00	FROM	2031-330-389-0000	Auto Coverage
	TO	2031-330-383-0000	Public Off Liability
\$2,779.00	FROM	2031-330-382-0000	General Liability

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	TO	2031-760-740-0000	New Equipment
\$1,658.00	FROM	2031-330-389-0000	Auto Coverage
	TO	2031-760-740-0000	New Equipment
\$15,000.00	FROM	2031-330-323-0000	Repairs/Maintenance
	TO	2031-760-740-0000	New Equipment
\$84,988.00	FROM	2031-330-420-0000	Operating Supplies
	TO	2031-760-740-0000	New Equipment
\$600.00	FROM	2031-330-420-0000	Operating Supplies
	TO	2031-330-360-0000	Contracted Services

General

\$2,500.00	FROM	1000-110-381-0000
	TO	1000-110-382-0000
\$3,000.00	FROM	1000-110-382-0008
	TO	1000-110-382-0000
\$3,116.00	FROM	1000-110-389-0000
	TO	1000-110-382-0000
\$3,306.00	FROM	1000-110-389-0000
	TO	1000-110-381-0007

Fire Dept.

\$20,000	FROM	2111-220-599-0000	Other
	TO	2111-760-720-0000	Buildings
\$9,000	FROM	2111-220-381-0000	Property
	TO	2111-220-389-0000	Vehicle Insurance

A motion was made by Mrs. Rielage and seconded by Mr. Fiedeldey to approve the appropriation transfers as read.

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

Mr. Foglesong mentioned that the Clerk had submitted memo to the Board for their approval on the Bank reconciliation.

A motion was made by Mrs. Rielage and seconded by Mr. Corman to accept the bank reconciliation as presented.

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

The following receipts were recorded by the Clerk:

<u>REC</u>	<u>VENDOR</u>	<u>FOR</u>	<u>AMOUNT</u>
630-03	Council on Aging	COA for October	13,617.30
631-03	Police Department	OJP for October	2,147.50
632-03	Fifth Third Bank	Investment Primary	12,347.00
633-03	STAR Ohio	Interest for October	2,034.51
634-03	Fifth Third Bank	Investment Interest	33,000.00
635-03	Dusty Rhodes	Residential Recycling Incent.	14,795.40
636-03	Dusty Rhodes	Personal Property Settle.	904,125.74
637-03	Fire & EMS Department	Inspection fee	25.00
638-03	Administration	Cell calls, refund from overpmt.	61.41
639-03	Sr. & Community Center	Prog fees, lunch	289.95

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640-03	Dusty Rhodes	Personal Property Settle	904,125.74
641-03	Sr. & Community Center	Crafts, fees, don, lunch	220.05
642-03	Police Department	Court Checks	63.00
643-03	Dusty Rhodes	Perm. Motor Veh – October	34,928.00
644-03	Police Department	Reports	30.35
645-03	Greg Snyder	Cell calls	3.00
646-03	Fire & EMS Department	Plan Review Fees	150.00
647-03	Zoning Department	Certificates	1,036.23
648-03	Sr. & Community Center	fees, rent, lunch	729.00
649-03	Rumpke	Oct. solid waste disposal fee	41,712.85
650-03	Auditor-Betty Montgomery	Rollback/Homestead	748,408.45
651-03	Administration	Overpmt. On land purchase	1,262.43
652-03	Fire & EMS Department	Plan Reviews	160.00
653-03	Sr. & Community Center	Crafts, fees, don, lunch, refresh	911.85
654-03	Dusty Rhodes	Motor veh reg, tax, rev assist	86,775.41
655-03	Kathy Mohr	Postage	1.35
656-03	Police Department	Long Distance Phone Call	10.00
657-03	Sr. & Community Center	Fees, don, lunch	86.51
658-03	Zoning Department	Certif, BZA, Amends, codes	8,515.28
659-03	Police Department	Celi Phone Reimb. – Nov.	391.93
660-03	Sr. & Community Center	Fees, rent, don, lunch	767.26
661-03	Police Department	Restitution, court reimb.	187.28
662-03	Fire & EMS Department	Inspection fee	25.00
663-03	Fire & EMS Department	Reimb, reports, signs, ect.	5,889.34

Mr. Corman stated that discussion was had during Executive Session on the annual review of Mr. Foglesong in regards to job performance.

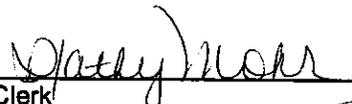
A motion was made by Mrs. Rielage and seconded by Mr. Fiedeldey to approve a salary increase for Mr. Foglesong in the amount of 3.5%.

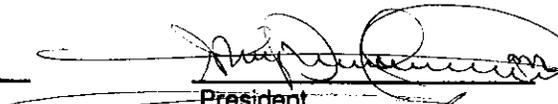
Mrs. Rielage. "Aye"  
Mr. Fiedeldey. "Aye"  
Mr. Corman. "Aye"

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

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

The meeting adjourned at 10:10 p.m.

  
Clerk

  
President