

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

Meeting \_\_\_\_\_

BARRETT BROTHERS, PUBLISHERS, SPRINGFIELD, OHIO

Form 6101

**April 26, 2005**

Held \_\_\_\_\_

**OPENING OF MEETING**

Mr Fiedeldey called the meeting to order at 6:03 PM with Mr Corman, Mr Fiedeldey, Mrs. Rielage, and Mrs Harlow in attendance

**EXECUTIVE SESSION**

Mr. Reuter requested the Board go into Executive Session for the purpose of discussing matters relating to the negotiation for the acquisition of property and matters relating to pending litigation involving the Township.

At 6:04 PM, Mrs. Rielage made such motion and Mr. Corman offered the second. No discussion and the roll was called:

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

The Board reconvened at 7:11 PM.

**PLEDGE – INVOCATION**

Mrs. Rielage announced that Father Timothy Kallaher of St. John the Baptist Church would provide the invocation. The Pledge of Allegiance would be lead by Boy Scout troop 644 from Friendship Baptist Church.

**APPROVAL OF PREVIOUS MEETING MINUTES**

Mr Corman motioned to approve the minutes of the March 8, 2005, regular meeting and Mrs Rielage offered the second. No discussion and the roll was called:

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

For the April 12, 2005, regular meeting minutes, Mrs. Rielage wished to add under Mr. Corman's report that Mrs Harlow had mentioned there is a recycling bin available at the Government Complex.

Mr. Corman motioned to approve the minutes as amended and Mrs. Rielage offered the second. No discussion and the roll was called:

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

**SHERIFF REPORT**

Sgt. Scudder with the Hamilton County Sheriff's Department gave the reports to Chief Sarver.

**TRUSTEES' REPORT****MRS. RIELAGE**

Mrs. Rielage said that in honor of retired Fire Chief Cork Snyder, the Township will re-name the firehouse on Galbraith Road on Saturday, April 30, at 1:00 PM. He was very instrumental in formation of the Township fire department, which is celebrating its 30-year anniversary this year.

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Mrs. Rielage said that she has the certificates for the 20-year comprehensive plan committee and turned it over to Mr. Corman. The Board presented a certificate to each committee member: Alfred Harden, John Archibald, Thomas Westfall, Raymond Lippert, Bernard Fiedeldey, Rick Salerno, William Robers, Don Johnson, Bruce Garber, Deanna Huber, and Donald W. Hughett.

**MR. CORMAN**

Mr. Corman said that the German-American Citizens League will host the annual German Day on June 5<sup>th</sup> at the Hofbräuhaus House in Newport. In light of the many German organizations in the Township, he suggested the Board issue a proclamation to make June 5<sup>th</sup> "Deutsch Tag" in Colerain Township. Mr. Fiedeldey made such motion and Mrs. Rielage offered the second. No discussion and the roll was called:

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

Mr. Corman announced that on Saturday, June 4, 2005, there will be a Safety Fair at Colerain Park, from 11 AM to 3 PM, in memory of Drew Campbell. He said last year's event was a big success and one can never learn too much about safety.

**MR. FIEDELDEY**

Mr. Fiedeldey read information from the Hamilton County Environmental Services about their Household Hazardous Waste Collection Program, to be held May 3 to September 30, 2005. He said there are two locations for drop-off at Environmental Enterprises, 4650 Spring Grove Ave. or 10163 Cincinnati-Dayton Road. Residents can call 946-7734 or visit [www.hcdoes.org](http://www.hcdoes.org) with questions.

Mr. Fiedeldey said that at the last meeting the Board approved naming fields next to the Administration Building for Drew Campbell. He said they choose the name Drew Campbell Memorial Commons because it can be used for more than just soccer, like flying kites, etc. He said these will be the first dedicated soccer fields in the Township and we should have a dedication ceremony. Mrs. Rielage said Mr. Snyder indicated they will make the sign and put it up within the next two weeks.

Mr. Fiedeldey said that his wife's mother has been going to the Senior Center and they can not keep her away. The Center's van picks her up and brings her back home. The driver, Ray Richburg, called Mr. Fiedeldey at home because she didn't answer the phone or door. They learned she fell in her home. He said the Senior Center and their protocol is great! He cannot compliment them enough for the Center and the driver!

**CITIZEN ADDRESS**

Vernon Etler of 3398 Ainsworth came before the Board to discuss structure codes for housing. He has called Zoning every year for 15 years about 3409 Niagra. He also asked about a property at Colleen and Stadia. Deputy McGaha said he has made contact with a local minister and they are working with them to try to get the house fixed up, free to the resident, because she is indigent. The minister has agreed to maintain the property, too. In regard to the property at Colleen and Stadia, Deputy McGaha said the attorney is handling the estate and

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is looking for a group to help clean-up and mow. Mr. Etler thinks Colerain Township should adopt a property maintenance code. Mr. Fiedeldey said we did not do a maintenance code, but did do ordinances about junk cars and mowing grass. We have adopted the Comprehensive Plan and are updating the zoning code. We should look at a maintenance code after this. Mrs. Rielage said this is a tribute to how well the neighborhood resource officer program is working. Mr. Corman said this is a good plan to bring in the churches, faith-based organizations, and help those who truly need it.

Jackie Rosenstengle of 7246 Creekview Drive was joined by Linda Lee Snider of 7224 Creekview and Richard Bien of 7222 Taylor Creek to discuss the noise coming from Ivey's Bar on Harrison Pike, which is across the street from the Taylor Creek condos. Ms. Rosenstengle said there is noise, music, and motor cycles there 7-days/week. Chief Sarver said that anything related to the traffic coming and going will be addressed. Mr. Spriggs said they are zoned "E" retail, which allows bars, but this does not exempt them from the noise ordinance. Mr. Spriggs said they have erected a fence, which is illegal and will probably not be approved by the BZA. Mr. Fiedeldey said the noise ordinance is very explicit and we can abate the noise in a "D" liquor establishment. Mr. Bien said the biggest problem is the motorcycles; the noise is day and night. He feels some of the drivers are intoxicated. Mr. Fiedeldey asked Chief Sarver for a solution. Chief Sarver said that he will work to abate the problem, including talking with the bar owner. Ms. Snider called the police department's non-emergency on April 15<sup>th</sup> and was directed to Jennifer Sharp. She has not heard back from Ofc Sharp. Mr. Foglesong said that he and Ofc. Sharp have spoken about this and she was to take a copy of the noise ordinance to the bar.

Tom Reininger of 12055 Lick Road approached the Board because when he moved farm equipment on Lick road, part of road completely obstructed. He suggested that a slow moving vehicle sign be installed at the apex of the hill. Mr. McClain said this is a county road and he will contact the county about this.

Annette Murray of 3689 Yellowstone asked the Board about the JD Byrider location. Mr. Fiedeldey said we will pass the re-zoning tonight. She asked about the number of homes notified about the re-zone. Mr. Spriggs said it is homes within 200' and a number of residents were notified. Mr. Fiedeldey asked if a sign was posted. Mr. Spriggs said he is not sure if the sign was posted.

Andrew Moeller of 3640 Yellowstone came to the Board and discussed the comprehensive plan. He said that page 70 of the plan said that we should separate incompatible uses with transitional zoning. He said that he hopes the Board look at this if any large retail wants to go next to residential areas. We need to follow the plan.

### UNFINISHED BUSINESS

#### PUBLIC WORKS

##### **Storm Sewer Services Contract**

Mr. McClain requested the Board award the storm sewer services contract. The bids were received on April 19, 2005. Of the three packets that were picked up, two were returned. He recommends the Board award the bid to Tel-vac Environmental who was the lowest bidder, for a contract amount not to exceed \$45,000.00.

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*Held* \_\_\_\_\_

Mrs. Rielage made such motion and Mr. Corman offered the second. Without discussion, the roll was called:

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

**Establish No Parking Zone on Brockton Drive/Erin Drive**

Mr. McClain said that, upon validating complaints of parked vehicles obstructing visibility of drivers exiting Erin Drive on to Brockton Drive, the Department recommends a "No Parking Anytime Zone" be established on the southside of Brockton Drive, from the centerline of Erin Drive, 91' east and 100' west.

Mr. Corman made such motion and Mrs. Rielage offered the second. Without further discussion, the roll was called:

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

Mr. McClain said he will notify the residents. Mr. Corman confirmed that these are not in front of houses.

**SENIOR CENTER**

**Request to Purchase New Phone System**

For Mrs. Klosterman, Mr. Foglesong requested the Board approve the purchase of a new telephone system. The lowest bid is from DLM Communications for \$5,308.51.

Mrs. Rielage made such motion and Mr. Corman offered the second. Without further discussion, the roll was called:

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

**ZONING**

**Resolution for JD ByRider**

Mr. Spriggs read resolution 17-05, "Case No. ZA-2005-0001, JD Bydier. Approval of Application for Zone Change from an existing "A-2" Single Family Residence to an "EE" Planned Retail."

Mrs. Rielage made a motion to approve the resolution and Mr. Corman offered the second. Without further discussion, the roll was called:

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

**ADMINISTRATION**

**Public Access**

Mr. Foglesong asked the Board if they wish to pursue the possibility of public access on cable as a resident has made a request.

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Mr. Fiedeldey asked about the cost and requested that we get quotes on this. He said many communities have this. It is important to weigh this out with the costs and benefits. Mr. Corman said there is no harm in looking into this.

**Request to Hire Part-time Personnel**

Mr. Foglesong requested the Board hire Lori Branstetter as a part-time receptionist. Her schedule will be Tuesday and Wednesday, from 8:00 AM to 4:30 PM. Her rate will be \$10/hour.

Mrs. Rielage made such motion and Mr. Fiedeldey offered the second. Without discussion, the roll was called:

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

**NEW BUSINESS**

**FIRE DEPARTMENT**

**Request to Hire Part-time Seasonal Personnel**

Chief Smith requested the Board hire Nicholas Eschenbach at the rate of \$9.00/hour to perform service work on fire hydrants and other duties as dictated.

Mrs. Rielage made such motion and Mr. Corman offered the second. Without discussion, the roll was called:

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

**PUBLIC WORKS**

**Request to Hire Part-time Seasonal Personnel**

Mr. McClain requested the Board hire Michael Dreyer as a part-time seasonal Maintenance Worker II, 11-c, at \$6.96/hour, effective April 27, 2005.

Mrs. Rielage made such motion and Mr. Corman offered the second. Without discussion, the roll was called:

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

**2005 Road Program Request for Bid**

Mr. McClain requested the Board's permission to request bids for the proposed road contract work, once they receive approval from the county.

Mrs. Rielage made such motion and Mr. Fiedeldey offered the second. Without discussion, the roll was called:

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

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**SENIOR CENTER**

**Volunteer Recognition Dinner Reminder**

For Mrs. Klosterman, Mr. Foglesong reminded the Board about the annual Volunteer Recognition Dinner on Thursday, April 28, 2005.

**SERVICES**

**Request to Hire Part-time Seasonal Personnel**

Mr. Snyder requested that the Board hire three part-time seasonal employees for the Summer Youth Program and one part-time seasonal employee for park maintenance.

The candidates for the summer youth program and their rates are: Katie Greenawalt at \$8.39/hour, Andrea Hobson at \$8.39/hour, and Sara Kilgore at \$8.39/hour. All of them have experience with supervising children. The candidate for the park maintenance program is Joseph Molter at \$8.93/hour. The effective date is April 27, 2005.

Mrs. Rielage made such motion and Mr. Fiedeldey offered the second. Without discussion, the roll was called:

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

**ZONING**

**Request to Set Public Hearing for Stone Creek Towne Center**

Mr. Spriggs requested the Board set a public hearing for the Stone Creek Towne Center, case 2005-03. He suggested they set the hearing for Tuesday, May 10, 2005. Since he expects the meeting to be extensive, he requested an earlier meeting that evening. Mr. Corman said to move the regular meeting to 6:00 and commence the hearing at 7:00 PM.

Mrs. Rielage made such motion and Mr. Corman offered the second. Without discussion, the roll was called:

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

**Updates**

Hamilton County Regional Planning will hear case 2005-7, the open space text amendment on the first Thursday in May at 12:30 PM. Case 2005-6, Klei Mover, is also on the agenda. Klei Mover is requesting a zone change from "A" single family residence non-conforming to "EE" planned retail.

Mr. Fiedeldey asked about the information for Stone Creek. Mr. Spriggs is working on the minutes and expect to have them later this week and will have all related drawings later this week.

**ADMINISTRATION**

**Receipt of 06-09 Community Development Block Grant Application**

Mr. Foglesong said that we have received information from the Hamilton County Department of Community Development on the FY2006-2009 Community Development Block Grant funding cycle. He will provide the Board with

# RECORD OF PROCEEDINGS REGULAR

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information on the process, timing, and "opt out" requirements for applying for funds

### CLERK'S REPORT

Mrs. Harlow asked for approval of payroll, purchase orders, and receipts. Mrs. Rielage made such motion and Mr. Fiedeldej offered the second. No discussion and the roll was called:

Mr. Corman "Aye"  
Mr. Fiedeldej "Aye"  
Mrs. Rielage "Aye"

The Clerk has received the following receipts:

REC	VENDOR	FOR	AMOUNT
209-05	Dusty Rhodes	Gas tax, fines, estate	503,693.99
210-05	Public Works Department	Snow removal, permits	364.04
211-05	Fire & EMS Department	Plan reviews	475.00
212-03	Parks & Services	Shelter Reservations	70.00
213-05	Fire & EMS Department	Foster care	15.00
214-05	Police Department	Court reimbursement	36.00
215-05	Police Department	Drug, DUI, parking fines	909.00
216-05	STAR Ohio	STAR dividend for Mar.	5,033.06
217-05	5/3 Bank	Investment 5/3 Bank	20,050.00
218-05	Fifth Third Bank	Gen & now interest	16,519.73
219-05	Fifth Third Bank	Bond interest for March	3,837.81
220-05	Dusty Rhodes	Municipal Court Fines	6,817.90
221-05	Administration	Overpay escrow for RLE	2,738.00
222-05	Police Department	OJP for March	475.00
223-05	Council on Aging	COA for March	2,000.96
224-05	Fire & EMS Department	FD Grant	197,582.00
225-05	Council on Aging	COA for March	12,201.71
226-05	Fire & EMS Department	Inspection fee	15.00
227-05	Fire & EMS Department	Comm, CPR, don, cell, refund, reports, sign	406.52
228-05	Fire & EMS Department	EMS billing	37,35.18
229-05	Police Department	SRO for March	4,213.96
230-05	Sr. & Community Center	Fees, rent, don, lunch, refresh	714.65
231-05	Wayne Kreidenweis	Cobra payment for Mar.	179.37
232-05	Zoning Department	Certificates	1,565.00
233-05	Police Department	Court reim, juv. traf. fine	145.00
234-05	Public Works Department	Snow removal	147.60
235-05	Frank Birkenhauer	Cell calls	15.62
236-05	Parks & Services	Shelter reservations	175.00
237-05	Public Works Department	Permits, snow, long dist	121.00
238-05	Sr & Community Center	Crafts, fees, rent, don, lunch	1,667.07
239-05	Tawanna Wilson	Postage	0.74
240-05	Public Works Department	Snow removal	231.00
241-05	David Foglesong	Twp shirts	38.50
242-05	Fire & EMS Department	Plan review	35.00