

Held _____

September 26, 2006

OPENING OF MEETING

Mr. Corman called the meeting to order at 6:05 PM with Mr. Corman, Mr. Fiedeldey, Mr. Ritter, and Mrs. Harlow in attendance.

EXECUTIVE SESSION

Mr. Reuter requested the Board would adjourn to executive session for the purpose of discussing imminent litigation and the collective bargaining agreements with Township employee unions.

At 6:06 PM, Mr. Ritter made such motion and Mr. Fiedeldey offered the second. No discussion and the roll was called:

Mr. Corman. "Aye"
Mr. Fiedeldey. "Aye"
Mr. Ritter. "Aye"

At 7:07 PM the Board reconvened. Mr. Reuter said no actions were made in Executive Session.

INVOCATION AND PLEDGE OF ALLEGIANCE

Mrs. Harlow said St. John's Cub Scout Pack 641 would lead the Pledge of Allegiance and present the colors. Mr. Ritter offered an invocation.

APPROVAL OF MINUTES

Mr. Fiedeldey motioned to approve the minutes of the August 22, 2006, special meeting of the Board. Mr. Ritter offered the second.

Mr. Corman. "Aye"
Mr. Fiedeldey. "Aye"
Mr. Ritter. "Aye"

Mr. Fiedeldey motioned to approve the minutes of the August 29, 2006, special meeting of the Board. Mr. Ritter offered the second.

Mr. Corman. "Aye"
Mr. Fiedeldey. "Aye"
Mr. Ritter. "Aye"

Mr. Corman requested additions or corrections to the minutes of the September 12, 2006, regular meeting.

Mr. Fiedeldey requested the word "more" be added under his comment about the Board of Education being "more" transparent. Under the Police Department, Mr. Fiedeldey requested that his comments about the investigative officers be moved until after the vote on the new sergeant's position. He also requested that the record show that he said there are better ways to spend taxpayer money.

Mr. Ritter said that while Mrs. Heinrich's comments were correctly recorded in the minutes, he wished the record to show that he has never said that he could not justify using taxpayer money for the events.

Mr. Corman requested that his Trustee report be amended to include that an agreement has been reached with the Sheriff's office and we can move forward. Under the Police Department's report about the investigative unit, he requested an addition to show that he asked Chief Sarver his professional opinion of what serves best.

SHERIFF'S REPORT

Lt. Mark Schoonover read and gave the reports to Chief Sarver.

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TRUSTEE REPORTS**MR. RITTER**

Mr. Ritter said he would like to provide an opportunity for Mr. Snyder to update the Board on the Heritage Park. Mr. Snyder said that the following was completed: infrastructure, walk paths, benches, picnic tables, Eco-lab, rain garden, disc golf, and canoe access. They will be completing the four NCAA baseball fields by late November with fields being ready for play by spring. He is also working on electric and a non-potable water supply to the park. In November, he plans to approach the Board with revised shelter rental fees.

MR. FIEDELDEY

Mr. Fiedeldey said he saw a piece in the Northwest Press which said that two Colerain Township officers, Joe Beck and Justin Hussel did well at the 29th Annual Police and Fire Games. Beck won Gold Medals in the 800 meters, 1500 meters and 4 by 400 meter relay. He also won the silver medal in the 3200 meter. Hussel won the Gold Medal in the 3200 meter, setting a new state record, the 400 meter, and the 4 by 400 meter relay. Mr. Fiedeldey said it is obvious that the police department's physical training is paying off. He said we should recognize them at next meeting.

Mr. Fiedeldey said that at the last meeting, there was discussion on the preemptive system and the medians on Colerain Ave. With the help of State Senator Clancy, we set-up a meeting with ODOT and shared our concerns. They are supposed to set-up meetings with the central office. He said this is not acceptable, but we will go through the motions. This is their problem, they created it. ODOT admits that they authorized us to do the testing, which we would not have done if we knew that they would not do the project. He asked Chief Smith to document when they are stuck in traffic. ODOT should be accountable for this as they are delaying our response time by not allowing our vehicles to move traffic on the road. Chief Smith said they would instruct the people to do this as well as they can. They have much to cope with while driving to an emergency and safety is the most important. Feels they can make progress in documenting this. He also thanked the Colerain Corridor task force.

Mr. Fiedeldey said that we have received a notice from the Ohio EPA, about an October 3, 2006, information session and public hearing. The topic is the modification of draft air permit for the Rumpke landfill. The notice says they are increase composting, thereby creating an increase in dust and emissions. He feels Ohio EPA should make a presentation in front of this Board so that we can respond to them. The other Board members agreed. Mr. Corman said we should point out how important this is. They seem to forget that we exist and he feels there should be an emphasis on working with local jurisdictions. He said we should take offense to their approach.

MR. CORMAN

Mr. Corman requested that a proclamation be prepared for Donauschwaben Oktoberfest, October 6-8, 2006. He said that the opening parade is Saturday, 4PM. Mr. Fiedeldey made such motion and Mr. Ritter offered the second

Mr. Corman. "Aye"
Mr. Fiedeldey. "Aye"
Mr. Ritter. "Aye"

Mr. Corman said he has received a letter from the Office of the Assistant Secretary of Defense, addressed to employers of National Guard and Reserve members. It says, "Since September 11, 2001, more than 550,000 men and women have left their families and employers to serve on active duty in the war

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against terrorist. Of the 29,000+ National Guardsmen and Reservists on Ohio, approximately 20,000 have been deployed away from their families and places of business during this time. The outpouring of support from the home front has been tremendous. None of this could have been possible without the strong backing from civilian employers of the brave men and women who serve." Mr. Corman said they have requested that he, as President of the Board of Trustees, sign a 5-Start Statement of Support for the membership. The other Board members agreed.

At last meeting, Coach Combs asked for support for the upcoming school levy. Mr. Fiedeldey requested a proclamation in support of it. Mr. Corman said it is time we pull together to make this happen. Mr. Fiedeldey could each do it individually. Mr. Ritter agreed about the proclamation and it is better for the community. He feels a joint resolution is better.

Mr. Ritter made such motion and Mr. Fiedeldey offered the second.

Mr. Corman. "Aye"

Mr. Fiedeldey. "Aye"

Mr. Ritter. "Aye"

Mr. Ritter mentioned they have no funds to run the campaign, but this resolution might help to get the message out.

Mr. Fiedeldey said recently there was a debate at the Western Economic Council meeting between those running for County Commissioner. He said there was a question about the jail in Colerain Township. Though we have passed a resolution against this, he would like an acknowledgement from the Commissioners about their position. Mr. Ritter said the night Mr. DeWine was here, Mr. DeWine said it would be located in Queensgate or another site near the downtown area. Mr. Fiedeldey said that he would like something in writing. Mr. Fiedeldey said that in Peter Bronson's column today talked about sending prisoners to Butler County, so the cost of transportation of prisoners argument is not applicable. Mr. Fiedeldey suggested getting a commitment from the Commissioners that they will not site the jail in the Township. Mr. Corman suggested a letter to the commissioners, signed by the Trustees specifically stating this. Mr. Fiedeldey requested separate letters to all three commissioners.

CITIZEN ADDRESS

Lois Walsh of Bauerwoods Drive approached the Board with a petition and read the following statement:

We, the undersigned live on Greenbrush and Bauerwoods Drive. It is very dangerous accessing Colerain Avenue. With the opening of the new Wal-Mart Super Store guaranteeing a great increase in traffic, it will become very hazardous to go north or south. Please resurrect the plans to re-direct the street entrance to line up with the light at Sovereign Drive. As a reminder, Century Glass would be torn down and relocated to the old Bauerwoods Roadbed. This first house at 3309 Greenbrush would be torn down to make way for the change in the Roadbed leading to the new entrance intersection of Colerain Ave., opposite Sovereign Drive. Please act now before we have an accident at that intersection. We are held hostage to the traffic on Colerain Ave., since we have no other exit. As an interim measure, please post a sign warning against blocking the intersection. This will at least allow residents to exit south.

Mr. Corman asked Mr. Foglesong to send a letter to County Engineer Bill Brayshaw about this.

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Bill Walsh asked who is responsible for Colerain Ave. Mr. Fiedeldey said that ODOT is responsible for Colerain Ave. Mr. Walsh said that death is imminent turning north on Colerain Ave. from their street

UNFINISHED BUSINESS

LEGAL

Draft of Existing Structures Code

One of the aspects of the program is to consider the adoption of a property maintenance code. He said that such a code will fill-in a gap that presently exists. The Hamilton County Building Department deals with construction, but there is no tool for the maintenance.

Mr. Reuter said that the draft is based on the 2003 International Property Maintenance Code. He has drafted a section to fit our situation as a non-Home Rule Township. Section 106 provides for prosecution of violations of the code in the Hamilton County Municipal Court as a minor misdemeanor, with a maximum of \$150 fine and no jail time.

Mr. Fiedeldey said Mr. Reuter mentioned about revisions. Since this is a standard code, can they make many changes? Mr. Reuter said that some changes are necessary, but the trustees are safe to adopt the standard codes' objective standards as is.

Housing Docket is a pilot program, but scheduled for extinction the end of this year. Not sure if they will continue it. Mr. Fiedeldey said it might be more efficient to go through the housing court. However, he said we cannot use this because we can only levy a \$150 fine, and the court is for fines over \$150

NEW BUSINESS

FIRE DEPARTMENT

Part-time Pay Rate Changes

Chief Smith requested the following part-time pay rate change:

- Jennifer Dransman to Firefighter/Paramedic, \$13.43/hour, effective September 21, 2006.

Mr. Fiedeldey made such motion and Mr. Ritter offered the second.

Mr. Corman "Aye"

Mr. Fiedeldey "Aye"

Mr. Ritter "Aye"

Donation Acceptance

Chief Smith requested the Board accept monetary donations from Wal-Mart Foundation, in the amount of \$1,500, and the Colerain Township Business Association, in the amount of \$275.

The Department also received a donation from Gavaudon Flavors of two Whirlpool commercial stoves and an Amana microwave at a value of \$400 each.

He requested the Board accept these donations.

Mr. Ritter made such motion and Mr. Fiedeldey offered the second

Mr. Corman "Aye"

Mr. Fiedeldey "Aye"

Mr. Ritter "Aye"

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POLICE DEPARTMENT**Pay Journalization**

Lt. Meloy reported a Pay Step-Up for Pat Quinn to Step 5, effective October 7, 2006, to a rate of \$22.94/hour.

PUBLIC WORKS**Pay Journalization**

Mr. McClain reported a pay journalization for Frank D. Short. It is a scheduled step increase to Maintenance Worker I (2-B) in accordance with the collective bargaining agreement. This took effect September 25, 2006.

SENIOR CENTER**Hall Rental Policy Update**

Mrs. Klosterman said she has placed the Hall Rental Policy Update in each of the Trustees' mailboxes. She requested that they review it and said that the implementation is targeted for January 1.

ZONING**Weed Resolution**

Dr. Roschke read Resolution #41-06, which authorized the abatement, control or removal of any vegetation, garbage, refuse or other debris.

Mr. Fiedeldey made such motion and Mr. Ritter offered the second.

Mr. Corman "Aye"

Mr. Fiedeldey "Aye"

Mr. Ritter "Aye"

Mr. Corman asked if we have addressed weeds at old Dunkin' Donuts. He said that we seem to look a lot at residences, but need to look at businesses as well. Also, he said that there are weeds in the curbs on Colerain Ave.

Appointment to Zoning Commission

Mr. Fiedeldey motioned to appoint Don Johnson to the Zoning Commission and Linda Krekeler to the Land Use Advisory Board. The stipend is \$50/meeting. Mr. Ritter offered the second.

Mr. Corman "Aye"

Mr. Fiedeldey "Aye"

Mr. Ritter "Aye"

Mr. Ritter motioned to appoint Bruce Garber and Linda Krekeler as alternates to the Zoning Commission. The "alternates" do not have a vote unless they are substituting for a member. They must attend all meetings and will be paid the \$50/meeting stipend. Mr. Fiedeldey offered the second.

Mr. Corman "Aye"

Mr. Fiedeldey "Aye"

Mr. Ritter "Aye"

Request to Set Public Hearing

Dr. Roschke request the Board set a public hearing for Circle Storage's major amendment to the final development plan on October 24, 2006, at 8:30 PM.

Mr. Ritter made such motion and Mr. Fiedeldey offered the second.

Mr. Corman "Aye"

Mr. Fiedeldey "Aye"

Mr. Ritter "Aye"

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ADMINISTRATION**Community Development Block Grant**

Mr. Foglesong requested the Board authorize him to notify the Community Development Block Grant Program of their intent to reaffirm support for the projects, the Skyline Community Center and the Housing Code Enforcement.

Mr. Fiedeldey made such motion and Mr. Ritter offered the second.

Mr. Corman. "Aye"
Mr. Fiedeldey. "Aye"
Mr. Ritter. "Aye"

Mr. Fiedeldey said he would like to adopt the housing maintenance code the first meeting in October so we can begin the process. Dr. Roschke said that is a reasonable plan.

FISCAL OFFICER REPORT

Mrs. Harlow asked for approval of payroll, purchase orders, and receipts. Mr. Ritter made such motion and Mr. Fie offered the second. The roll was called:

Mr. Corman. "Aye"
Mr. Fiedeldey. "Aye"
Mr. Ritter. "Aye"

<u>REC</u>	<u>VENDOR</u>	<u>FOR</u>	<u>AMOUNT</u>
467-06	Dusty Rhodes	2 nd Half Real Estate	697,465.04
468-06	Dusty Rhodes	Gas Tax August	22,811.82
469-06	Dusty Rhodes	Municipal Court Fines	4,208.68
470-06	Public Works Depart.	Snow Removal	79.00
471-06	Police Department	Court Reimbursement	6.00
472-06	Parks & Services	Ball Field Rental	50.00
473-06	Auditor of State	ODNR Capital Grant	22,911.50
474-06	Police Department	DUI, Drug & State Park	680.50
475-06	Police Department	Test Administration Fee	500.00
476-06	Police Department	August Reports	4.35
477-06	Foglesong & Birkenhaue	Cell Calls	56.02
478-06	Fire & EMS Department	Inspection Fee	15.00
479-06	Council on Aging	COA	9,242.48
480-06	Star Ohio	Investment Interest	10,655.12
481-06	Fifth Third Bank	Investment Interest	30,000.00
482-06	Fifth Third Bank	Investment Interest	54,116.98
483-06	Fifth Third Bank	Investment Interest	153.86
484-06	Sr. & Community Center	Fees, Don, Rent	912.00
485-06	Parks & Services	Refund for Invoices	1,020.00
486-06	Parks & Services	Ball Field, Shelter, Book	80.00
487-06	Greg Snyder	Cell Calls	23.00
488-06	Zoning Department	Certificates, BZA, Amend, Codes, Other	2,820.08
489-06	Administration	Refund from Staples	49.61
490-09	Fire & EMS Department	Plan Review Fees	660.00
491-06	Zoning Department	Certificates	858.00
492-06	Fire & EMS Department	Inspection Fees	30.00
493-06	Abitibi-Consolidated Co.	Paper Recycling Bin	5.64
494-06	Police Department	Test Application Fees	620.00

As information only, Mrs. Harlow said that she has received notice from the Hamilton County Board of Elections about an issue on the ballot for the

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November 7, 2006, general election. Electors in Precinct Colerain-UU will vote on the local option for Sunday sale of liquor at the Kroger grocery store at 9690 Colerain Ave.

Mrs. Harlow requested several appropriation adjustments:

For the Fire Department:

- Take \$500 from Other Expenses (2111-220-599-0000) and adjust to Towing (2111-220-323-1021)
- Take \$25,000 from Other Expenses (2111-220-599-0000) and adjust to Fuel (2111-220-420-1007).
- Take \$5,000 from Other (2111-220-599-0000) and adjust to Tuition Reimbursement (2111-220-318-1002)

For the Parks Department:

- Take \$6,000 from Program Supplies (1000-610-490-0000) and adjust to Contracted Services (1000-610-360-0000)

For the Senior and Community Center:

- Take \$19,000 from Equipment Replacement (1000-760-740-0218) and adjust to Contracted Social Services (1000-610-360-0206)
- Take \$7,000 from Building Additions (1000-760-720-0216) and adjust to Utilities (1000-610-359-0204)

Mr. Fiedeldey made such motion and Mr. Ritter offered the second.

Mr. Corman. "Aye"
Mr. Fiedeldey. "Aye"
Mr. Ritter. "Aye"

Mrs. Harlow said that she had the honor of attending the Snow Plow Rodeo again this year. She congratulated Paul Schwab for his second place finish, out of the almost 60 other participants from Townships around the county. She noted that she was most impressed with all of the drivers' abilities and their professional appearance.

Mr. Corman said he was questioned about the dog resolution. Mr. Reuter said the Supreme Court struck down the registration portion of our resolution. He will continue to monitor this and we can work on the resolution so that it is compatible with state law.

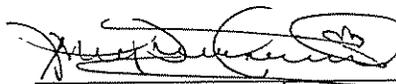
ADJOURNMENT

With no further business to come before the Board, at 8:23 PM, Mr. Ritter motioned for adjournment. Mr. Fiedeldey offered a second.

Mr. Corman. "Aye"
Mr. Fiedeldey. "Aye"
Mr. Ritter. "Aye"



Fiscal Officer



President