

Held

January 23, 2007

OPENING OF MEETING

Mr. Fiedeldey called the meeting to order at 6:01 PM with Mr. Corman, Mr. Fiedeldey, Mr. Ritter, and Mrs. Harlow in attendance.

EXECUTIVE SESSION

Mr. Reuter requested the Board enter Executive Session for the purpose of discuss matters relating to negotiation and possible purchase of property, employment and compensation of public employees as well as pending and imminent litigation.

At 6:02 PM, Mr. Corman made such motion and Mr. Ritter offered the second. No discussion and the roll was called:

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

Mr. Fiedeldey reconvened the meeting at 7:03 PM. Mr. Reuter said no final action was taken in executive session.

Mr. Birkenhauer led the Pledge of Allegiance and Mrs. Harlow offered an invocation.

APPROVAL OF MINUTES

Mr. Fiedeldey requested changes/additions to the minutes of the Special Meeting of November 9, 2006. Mr. Ritter requested his comments be modified to show that "He also recognized Rumpke for being named to the annual 'Cincinnati 100' list of the largest closely held companies in the region." He also said that the landfill "progressively compromises more and more land the farther it expands" and that "if his title was 'Sycamore Township Trustee,' he might feel differently, but as a 'Colerain Township Trustee,' he must look out for the community that elected him." Mr. Fiedeldey requested that his comments about the west side of Hughes Road show that the 300' buffer s in addition to the Right of Way of Hughes Road, which would be an additional 52 acres of land fill space. He also said that the 291 acres would last 45 years.

Mr. Corman motioned to approve the minutes as amended. Mr. Ritter offered a second.

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

Mr. Fiedeldey requested changes/additions to the minutes of the Regular Meeting of December 12, 2006. Mr. Ritter requested that the discussion under CITIZEN ADDRESS about the police reports be modified to read, "Mr. Ritter suggested a single report showing all Township activity, including both the Sheriff's cars and our own." Mr. Ritter request the term "Square" be used instead of "center" under the Northgate Mall TIF Resolution item. Mr. Fiedeldey requested the discussion about the financing be modified to read, "Feldman would advance \$800,000 of the TIF money to the Township to purchase the property." Under the discussion about the appropriations, Mr. Ritter asked that his comments be modified to read, "Mr. Ritter suggested holding expenses to no more than 3.5% as a growth rate for next year"; "Mr. Ritter discussed the discretionary items contained in the appropriations as a means to control spending"; and "Mr. Ritter shared with the public a chart that show that since

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2001, only one year – 2003 – the Police District has spent less than it has received."

Mr. Ritter motioned to approve the minutes as amended. Mr. Corman offered a second.

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

Mr. Fiedeldey requested changes/additions to the minutes of the Special Meeting of December 28, 2006. Mr. Corman requested more detail be added to Mr. Birkenhauer's explanation of the process in acquiring the property. Mr. Ritter requested that the discussion on the design of the project be modified to read, "He (Mr. Ritter) suggested the Board set the basic parameters of the Square, such as the maximum height, acreage, cost, etc. and submit and RFP to the development and design community." He also requested the sentence about Eric Gardener's presentation read, "It would be fool-hearty not to recognize that there were some things he said that were true." Mr. Fiedeldey requested the sentence in follow-up to Mr. Ritter's comments read, "We should go out for request for quotations and let the experts come up with the ideas." Mr. Ritter requested that it be noted that the Board agree when Mr. Birkenhauer requested that Feldman Mall Properties requested to have input on the design.

Mr. Corman motioned to approve the minutes as amended. Mr. Ritter offered a second.

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

Mr. Fiedeldey requested changes/additions to the minutes of the Regular Meeting of January 9, 2007. Mr. Fiedeldey requested that the discussion under the "Resolution Authorizing Membership to Organizations," be modified to show that we have administrators on the Township who are on the Boards of those organizations and that we must be unquestionably independent to protect the interests of the Township and General Public. The CTBA, established in 1979 as our business association speaks collectively for business professionals to local, county, state and federal agencies. The CTBA accomplishes more tasks acting as one than anyone of us could do alone. He said this is about ethic, integrity, and principles. Mr. Corman requested that the minutes how that all of these organization that were also on the list have benefited this community. Mr. Fiedeldey said the paragraph about the property maintenance code ask that the zoning inspector must look for violation, not just follow the complaints.

Mr. Corman motioned to approve the minutes as amended. Mr. Ritter offered a second.

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

PRESENTATION

RUMPKE SIDEWALK VARIANCE REQUEST

On behalf of the applicant, Tom Abercrombie said the applicant would like to Board to waive the sidewalk requirement and allow them to enter the Sidewalk Program. There are 560.4 feet of sidewalks in this area.

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Mr. Fiedeldey said there are several buildings in the area and asked if this is the first one. Mr. Abercrombie said it is the first one. Mr. Fiedeldey asked when further buildings will be built. Jeff Rumpke said they have plans to break ground in 2007 for this first building and for the second building in 2008. Beyond that, they have no immediate plans.

Mr. Reuter said no public input is required, but the Board may allow it. Mr. Fiedeldey explained the Sidewalk Program. He said the amount of payment is \$11,656.12. No one wished to speak.

Mr. Ritter motioned to approve the request to waive the installation of sidewalks and allow the applicant to enter the Sidewalk Program. Mr. Corman offered the second.

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

Dr. Roschke said that the payment is due before the Zoning Certificate is issued.

SHERIFF'S REPORT

Lt. Schoonover read and presented the reports to Chief Sarver:

- During the month of November, 145 cases were assigned to the Sheriff's Criminal Investigation Section and 112 were closed. There was \$196,296.00 in stolen property recovered during this reporting period.
- There were 5 D.U.I. arrests made in the month of November by County Deputies in Colerain Township.
- There were 243 details dispatched to the Hamilton County Sheriff's Office Colerain Township Contract cars by the Hamilton County Communications Center in November. (1,766 non contract, details and 465 self generated details by County Deputies, with a total of 2009 non contract details).
- 162 citations were issued in November by Hamilton County Sheriff's Office Colerain Contract cars and 126 by non contract cars, with a total of 288.

Chief Sarver presented statistics for the Township's Department: 57 citations issued and 19 DUI arrests

TRUSTEE REPORTS

MR. RITTER

In response to Mr. Ritter's question, Chief Sarver said the County traffic control car is now a 4th sheriff's patrol vehicle, assigned to 2nd shift. It is dedicated to the Northbrook and Skyline areas.

MR. CORMAN

Mr. Corman read a letter to Chief Smith from Assistant Fire Chief of City of Forest Park in appreciation for responding to structure fire on Crest Road in Forest Park.

Mr. Corman said there are rumors starting to spread again that it is the intention of Colerain Township to oust the Sheriff's Department. This is far from the truth. He said that Chief Sarver, Mr. Foglesong and he have met with Sheriff Simon.

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Leis and Chief Deputy Sean Donovan and made arrangements and was assured to be the case. These two departments work excellently together. These rumors do nothing to help fight crime in our community, but only to drive a wedge between two agencies trying to better our community. He reassured everyone that it is far from the truth. He wants to kill the rumor and takes as a personal insult against his word.

Chief Sarver said he hears the same rumors. Changes have been made to offer a service to the community, not to push out the Sheriff's Department. He will not take any steps to force the Sheriff's office from the area. He is proud of what they have accomplished together.

MR. FIEDELDEY

Mr. Fiedeldey said the Board has always supported the Sheriff's office. From the business standpoint, it would be bad business to push them out. Mr. Ritter said he spent time with Col. Hoffbauer and he saw the infrastructure they provide. Mr. Fiedeldey said it's not going to happen.

Mr. Fiedeldey said this Board is committed to watching costs.

Mr. Fiedeldey said that Mr. Corman handled the removal of a building a few years ago at Springdale and Poole Road. It's time that the old boat needs to go. He asked that whatever is necessary be done. Dr. Roschke will start the process. Mr. Ritter brought this up last year.

Mr. Fiedeldey said the Property Maintenance Code committee will meet on Friday.

Mr. Fiedeldey said the Rumpke OEPA 2004 air permit modification application was reported. Air quality will not get worse as was originally proposed.

Mr. Fiedeldey said the Northwest Press published contact information for the Neighborhood Resource Officers.

CITIZEN ADDRESS

No one signed up to speak.

UNFINISHED BUSINESS

POLICE DEPARTMENT

Northbrook-Skyline Acres Neighborhood Update

Chief Sarver said that he has supplied a report to the Board. They do want to make it a public format and invite block watch captains. The first meeting will be in February.

Turkish police officers coming to visit the Department and will be invited to see the community meeting and discuss follow-up.

The next community meeting will be January 31, 2006, at 10 AM Abundant Life Church. He said this was in the Northwest Press and they went door to door with flyers.

PARKS AND SERVICES

Clippard Park Design Services

Taken off agenda

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LEGAL**Daytime Curfew**

Mr. Reuter said he has done some basic research and learned that the Ohio Revised Code does allow the Board to adopt a curfew, without restrictions on night or darkness, so they do have authority to adopt a daytime curfew. He said it seems the Board is interested in amending the curfew previously adopted to include minors who are not in school, but should be. Chief Sarver provided copies of sample resolutions, which he is reviewing and will write a draft for the Board's consideration.

Mr. Corman asked about the viscous dog ordinance and the State Supreme Court's decision to strike language. Mr. Reuter said the last research he did on the matter was at the end of the legislative session. The Supreme Court struck down state statute because it didn't provide for an appeal process. There was proposed legislation sent to committee, but it died there at the end of the session. He will let the Board know if this is introduced in this session.

ADMINISTRATION**Ohio EPA Follow-up**

Mr. Birkenhauer said that Mr. Foglesong received notification from Susan Aman, Public Information Officer for the Ohio Environmental Protection Agency, that we will be included on the list of interested parties on issues relating to the Rumpke Landfill.

NEW BUSINESS**FIRE DEPARTMENT****Part-time Pay Rate Changes**

Chief Silvati requested the following pay rate change:

Craig R. Niehaus to Firefighter/EMT/FAO, at the rate of \$12.66/hour, effective 1-12-07.

Mr. Corman made such motion. Mr. Ritter offered a second.

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

POLICE DEPARTMENT**Donation Acceptance**

Chief Sarver said that P&G Miami Valley Labs has made a donation to the Department of office furniture; including complete desk sets, chairs, and storage units. He requested the Board approve the donation, which has an estimated value of \$15,000.

Mr. Corman made such motion. Mr. Ritter offered a second.

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

Pay Journalization

Chief Sarver reported a pay journalization for Chris Cullman to step 3, effective January 3, 2007, at a rate of \$23.68/hour.

Minutes of

REGULAR

Meeting

BARRETT BROTHERS, PUBLISHERS, SPRINGFIELD, OHIO

Form 6101

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PUBLIC WORKS**Annual Road Mileage Report**

The Annual Township Highway System Mileage Certification Form from the Hamilton County Engineer is prepared and ready for the Board's signatures.

This reports the quantity of street growth that occurred in 2006 and a new grand total length of streets the Township maintains in 2007: 107 64 miles

Mr. Corman made such motion. Mr. Ritter offered a second.

Mr. Corman "Aye"

Mr. Fiedeldey "Aye"

Mr. Ritter "Aye"

Mr. Fiedeldey asked Mr. McClain how many we were streets able to reconstruct in 2006. Mr. McClain said that they worked in the Charles Fath Subdivision, Royal Glenn and Clara Ave, for a total of 1.70 miles at a cost of \$3,600,000, of which, \$2,531,000 came from grants

PARKS AND SERVICES**Groesbeck Athletic Complex**

Taken off agenda.

ZONING**LUAB Appointment**

Dr. Roschke requested the Board make an appointment to fill the vacancy on the Land Use Advisory Board

Mr. Ritter motioned to approve the appointment of Scott Taylor to the Land Use Advisory Board and Mr. Corman offered the second. The roll was called:

Mr. Corman "Aye"

Mr. Fiedeldey "Aye"

Mr. Ritter "Aye"

Request for Public Hearing for Case ZA2006-10 Banklick

Dr. Roschke requested the Board set a public hearing for case ZA2006-10 Banklick. She said that it was recommend approval by zoning commission. She suggest the Board set the hearing for February 13, 2007, at 8:30PM.

Mr. Corman made such motion and Mr. Ritter offered the second. The roll was called:

Mr. Corman "Aye"

Mr. Fiedeldey "Aye"

Mr. Ritter "Aye"

FISCAL OFFICER REPORT

Mrs. Harlow said that Friday, February 2, 2007, is "Go Red for Women Day" in recognition of the American Heart Association's program. Heart disease is the #1 killer of women in America. She encouraged everyone to wear red that day in participation

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

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

The Fiscal Officer has received the following receipts:

REC	VENDOR	FOR	AMOUNT
6-2007	Sr. & Community Center	Fees, Rent, Don, Lunch	1,313.73
7-2007	Zoning Department	Certificates, BZA, Other	1,506.32
8-2007	Police Department	DUI Grant, Salaries, Court Reimbursement	1,387.54
9-2007	Sr. & Community Center	Fees, Rent, Don, Lunch	385.25
10-2007	OTARMA	#5727 12-16-06 Accid.	1,422.96
11-2007	Frank Birkenhauer	Cell Phone	18.30
12-2007	Administration	Revisited Book	5.00
13-2007	Fire & EMS Department	Foster CF, Plan Review	255.00
14-2007	Parks & Services	Cell Calls	25.00
15-2007	Zoning Department	Certificates, BZA, other	4,885.24
16-2007	Fire & EMS Department	CTTC, Cell, Don, Rebate, Reports, Signs, CPR, Comm, Reimb	11,302.23
17-2007	OTARMA	12-28-06 Crown Vic	3,771.86
18-2007	Fire & EMS Department	EMS Billing	14,179.25
19-2007	Sr. & Community Center	Fees, Don, Lunch	381.30
20-2007	Fire & EMS Department	Foster Care	15.00
21-2007	Parks & Services	Scrap Metal	57.00
22-2007	Fire & EMS Department	Plan Review Fees	1,000.00
23-2007	Frank Birkenhauer	Cell Calls	16.05
24-2007	Staples - Citibank	Refund	46.29
25-2007	Parks & Services	Scrap Metal	64.00
26-2007	Fire & EMS Department	Plan Review	325.00
27-2007	Police Department	FTO Training	1,250.00
28-2007	Police Department	Juv. Traffice Fines	152.50
29-2007	Police Department	DUI, Drug, State Fines	1,409.40
30-2007	Police Department	Court Reimbursement	90.00
31-2007	Zoning Department	Certificates & Codes	768.00
32-2007	Sr. & Community Center	Fees, Don, Lunch	411.25
33-2007	Fire & EMS Department	Foster Care	15.00

Mrs. Harlow said that Chief Sarver had sent the Board a memo requesting a transfer from the general fund to the Police District in the amount of \$400,000. She asked if the Board would like to make this transfer.

Mr. Ritter motioned to approve the transfer and Mr. Corman offered the second. The roll was called:

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

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Mr. Birkenhauer read resolution 6-07, "Resolution Removing and Adding Parcel of Land from Lighting District. Mr. Corman made such motion and Mr Ritter offered a second.

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

Mr. Fiedeldey asked about the interest income from the levies and transferring that to the departments. Mr. Ritter said he would like policy to be implemented with a standard methodology.

ADJOURNMENT

With no further business to come before the Board, at 8:10PM, Mr Corman motioned for adjournment. Mr. Ritter offered a second

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


 Fiscal Officer


 Trustee


 Trustee


 Trustee