

Held _____ February 20, 2007 _____

OPENING OF MEETING

Mr. Fiedeldey called the meeting to order at 5:10 PM with Mr. Corman, Mr. Fiedeldey, Mr. Ritter, and Mrs. Harlow in attendance.

EXECUTIVE SESSION

Mr. Foglesong requested the Board enter Executive Session for the purpose of discussing matters related to the compensation of a public employee, pending litigation, and Township property issues.

5:11 PM, Mr. Corman made a motion to enter executive session 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 7:10 PM Mr. Retuer said no final action was taken in executive session.

Mrs. Harlow offered an invocation and all recited the Pledge of Allegiance.

APPROVAL OF MINUTES

Mr. Fiedeldey requested changes to minutes of the January 23, 2007, regular meeting of the Board of Trustees

Mr. Corman requested additions to his comments about the contract with the Sheriff's Office.

Mr. Fiedeldey requested changes to the section about the removal of a building at the corner of Springdale and Poole roads.

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

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

PRESENTATION

FT. DUNLAP MONUMENT

Mr. Fiedeldey said that in 1940, a Boy Scout troop built a monument at what is now the Heritage Park. One of the Scouts' sons stepped forward to refurbish it. The Board presented a plaque in recognition to Hebelers Woodworking in appreciation for their work on refurbishing the monument

SHERIFF'S REPORT

Lt. Scoonover presented the report:

- 105 cases were assigned to the Sheriff's Criminal Investigation Section and 88 were closed, with \$82,475 00 in stolen property recovered
- 10 D U I. arrests by County contract and non contract Deputies
- There were 138 details dispatched to County Contract cars by the Hamilton County Communications Center in December (1,514 non

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contract, details and 423 self generated details by County Deputies, with a combined patrol total of 2075 details.

- 73 citations were issued in December by Hamilton County Sheriff's Office Colerain Contract cars and 149 by non contract cars, with a total of 222.

Chief Sarver presented statistics for the Township's Department: 303 citations issued and 7 DUI arrests.

TRUSTEE REPORTS**MR. RITTER**

Mr. Ritter reported on the Summer Events Committee. He said that coordinators have been assigned to individual work streams and a project management process is in place. He is optimistic that we will have a successful and enjoyable event.

Mr. Ritter said that housing management is a Quality of Life issue. He said they want to create a culture of accountability for CMHA. Mr. Ritter read Resolution 7-07 and made such motion. Mr. Corman offered the second.

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

Mr. Fiedeldey complimented Mr. Ritter and the committee on the resolution. Mr Ritter said the credit goes to the committee.

MR. CORMAN

Mr. Corman said that Amy Evers wrote to him in regard to her son, Dave Weickert, of Boy Scout Troop 641 at St. John the Baptist Church on Dry Ridge. The Eagle Scout designation will awarded to him. While Mrs. Weickert only asked for a letter, Mr. Corman would also like to do a plaque for this honor and thanking him or service to the community. The other Board members agreed.

Mr. Corman offered countless thank yous to the Road Department as they did a commendable job on the recent winter storms. It's dangerous out there for the road crews. They must watch out for a number of things, like pedestrians and other vehicles.

Mr. Corman said they have received a compliment from Robert Schnell in regard to the police department at Royal Glen Apartments. Ofc. Sharp always responds in an efficient manner. Officers do a great job. Mr. Schnell's dealings with Mr. Birkenhauer with flooding have also been positive, as he has always represented the Township in a professional manner.

On the 8th, Mr. Birkenhauer, Mr. Foglesong, and he met with the heads of OKI, in regard to another angle for the preemptive system on Colerain Ave. The main thing is the safety of the public and our emergency vehicles when responding on a call. They are working on funding avenues, including grants.

Mr. Corman said he attended the County Engineer's Annual Meeting and received copies of the county-wide traffic accident reports. Colerain Township has the intersection of Colerain and Springdale, and other major accident prone areas, but these areas have dropped in their ranking. Mr. Corman said the facts starting to prove that Colerain Ave. is becoming more safe. At the meeting, they were also provided with a list of improvements projects. In 2007 and 2008, the intersection of Colerain and Poole will be improved as will Blue Rock Road,

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between Sheed and Galbraith. There will also be improvements at Blue Rock and Livingston.

Mr. Corman said that because of the winter storms, there are many tree limbs downed in yards. He said they will need to be removed. He suggested that we offer a means for the branches to be chipped.

MR. FIEDELDEY

Mr. Fiedeldey read an article in Thursday's *Enquirer*, "Jail Tax Still Seen as a Hurdle." He said the sales tax also would add positions to the Sheriff's patrols throughout the City of Cincinnati. Colerain Township is 7% of Hamilton County. Why should we pay for patrols into the city so they can send their problems out to us? We should get a percentage of those patrols.

Mr. Ritter agreed that it should be directly proportional.

Mr. Corman said that the City should pay their portion. It's a needed situation and it's a war zone in the city, especially in Over the Rhine. The City Council should have the same responsibility and pay the price, too. If more and more money is funneled to the City, then that mismanagement will cause people to move out of the state or county. They need to be held more accountable for their mistakes.

Mr. Fiedeldey said that if this should come to pass, we should get our fair share of deputies.

CITIZEN ADDRESS

No one signed up to speak.

UNFINISHED BUSINESS

POLICE DEPARTMENT

Northbrook Report

Chief Sarver said Lt. Dan Meloy has prepared a report on the Northbrook/Skyline Acres area in light of the citizen concerns raised at the November 14, 2006, meeting.

Lt. Meloy presented the report to the Board, which is attached to these minutes as ATTACHMENT A.

Mr. Corman asked about the daytime curfew. Lt. Meloy said it is during school hours on school days. Mr. Corman asked about the hardest part of this now. Lt. Meloy said that we live closely together and must address it from a general stand-point. Mr. Corman asked if there is there a way to get to the schools to have an area for in-school detention. Lt. Meloy said this is a long-term issue, which they want to be sure is done right.

Mr. Corman said that he agrees with the school-time curfew as well as 14 and under earlier curfew. This is serious and he wants to take it into serious consideration. He said that if we pattern and collaborate with neighboring communities, it will be easier to monitor. There must be an over-all attitude change from the general population. Punishment comes first, rehabilitation comes later. We all must answer to our actions. There is a total disrespect of the law enforcement issues.

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Lt. Meloy said that this process is just what he's talking about: community policing. We can't do it alone and need the assistance of the community

Mr. Ritter commended Chief Sarver and Lt. Meloy on the professionalism and the serious approach they took. He said it was a very comprehensive approach, with a continuous improvement process. He understands this is the first stages of the process.

In response to Mr. Ritter, Lt. Meloy said there have been four new block watch programs as a result of their actions. Mr. Ritter said the police coverage statistics from neighboring communities are sobering. It will take a community approach.

Mr. Fiedeldey complemented them on an excellent report. Lt. Meloy said they are in the early stages in the game and will monitor and input

PARKS AND SERVICES

Personnel Update

For Mr. Snyder, Mr. Foglesong said that Gary Lauer, a full-time employee, has successfully completed the 9-month probationary period as of February 10, 2007, and has obtained his commercial drivers license.

PUBLIC WORKS

Clara Ave. Reconstruction Project

Mr. McClain requested the Board approve him to sign the agreement upon receipt from the County Engineer to hire Thomas Graham Associates, Inc. for \$21,800.00 for the Clara Avenue Reconstruction project.

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

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

LEGAL

Vicious Dog Legislation

Mr. Reuter said that changes to ORC 955 221 were introduced in the last general assembly, but was not acted upon before the end of the term. Rep. Blessing has agreed to look at this and introduce legislation.

CAGIS Contract

Mr. Reuter said the CAGIS mapping consortium has presented the Board with an agreement and the numbers consistent to what was presented to the Board previously. He recommended the Board approve the adoption of the agreement and he has approved it as to form. The membership fee will be \$10,000 for the first year. There is a standard fee set by tiers, by number of parcels in the political jurisdiction. It will be \$6,860 in subsequent years. The Township can exit the agreement at any time with 30 days' notice. He asked that the Board authorize Mr. Foglesong to sign the agreement on the Board's behalf.

Mr. Fiedeldey said that we are already using CAGIS and asked what this is for. Mr. Foglesong said that we have been using the program, but they did not get us the contract until now. Mr. Reuter said that it is prospective agreement

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

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

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ADMINISTRATION

Groesbeck Civic Assoc. Field Project

Mr. Foglesong said he is still waiting for additional information.

NEW BUSINESS

FIRE DEPARTMENT

Part-time Pay Rate Changes

Chief Smith requested the following pay rate changes:

- Brett Bartling Basic PT/FF/EMT - \$12.22 effective 1/10/07
- Todd Helphinstine Basic PT/FF/EMT - \$12.22 effective 1/10/07
- Brian Keiner Basic PT/FF/EMT - \$12.22 effective 1/10/07
- Dustin Martin Basic PT/FF/EMT - \$12.22 effective 1/10/07
- Matt Nichols Basic PT/FF/EMT - \$12.22 effective 1/10/07
- Adam Smith Basic PT/FF/EMT - \$12.22 effective 1/10/07
- Jeremy Spears Basic PT/FF/EMT - \$12.22 effective 1/10/07
- Robert Stockmeier Basic PT/FF/EMT - \$12.22 effective 1/10/07
- Keith Lainhart Basic PT/FF/EMT - \$12.22 effective 2/14/07
- Nathan Trusler PT/FF/EMT/FAO - \$12.66 effective 1/18/07
- William Barnes PT/FF/Medic/FAO - \$13.82 effective 1/19/07

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

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

Forced Main Connection Bids

Chief Smith said the bids were opened and there are some good competitive bids. He will come to the Board to award the contract.

POLICE DEPARTMENT

Pay Journalization

Chief Sarver reported a pay journalization for Rick Bernecker to step 3, effective February 13, 2007, at a rate of \$49,263.41 annually

FISCAL OFFICER REPORT

Mrs. Harlow asked for approval of payroll, purchase orders, and receipts.

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

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

The Fiscal Officer has received the following receipts:

<u>REC</u>	<u>VENDOR</u>	<u>FOR</u>	<u>AMOUNT</u>
34-2007	Dusty Rhodes	Adv 1 st Half Pers Prop & Real Estate	1,783,200.00
35-2007	State of Ohio	Liquor Permit Fees	1,061.90
36-2007	Dusty Rhodes	SIF, Rev Assist, Fin Inst.	91,458.38
37-2007	Dusty Rhodes	Municipal Court Fines	4,512.33

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38-2007	Dusty Rhodes	Perm Motor, Local hwy	44,835.68
39-2007	Fire & EMS Department	Plan Reviews	300.00
40-2007	Parks & Services	Paper Recycling	9.59
41-2007	OPERS	Refund Jeremy Hinman	77.43
42-2007	Rumpke	Solid Waste Disposal	39,449.12
43-2007	Public Works Depart.	Snow Removal	238.02
44-2007	Zoning Department	Certificate, Codes, other	849.00
45-2007	Sr. & Community Center	Crafts, Fees, Don, lunch	955.75
46-2007	Police Department	Court Reimbursement	96.00
47-2007	Public Works Depart.	Snow Removal	58.20
48-2007	Fire & EMS Department	Cell, Sign, Reports, CTTC rent & reimb.	7,870.81
49-2007	Fire & EMS Department	EMS Billing	52,385.97
50-2007	Zoning Department	Certificates	400.00
51-2007	Public Works Depart.	Snow Removal	96.30
52-2007	Fire & EMS Department	EMS Billing	5,009.39
53-2007	Fire & EMS Department	ACLS, CTTC, Tank, Signs, Reports, Don, etc	8,567.63
54-2007	Police Department	Forfeited Property	136.00
55-2007	Linda Snyder	Postage	7.69
56-2007	Police Department	Drug, DUI, State Park	1,723.00
57-2007	Police Department	Expense & Court Reimb	244.86
58-2007	Parks & Services	Baseball Field Rentals	600.00
59-2007	Fire & EMS Department	Plan Review Fees	1,095.00
60-2007	Sr. & Community Center	Prog Fees, Lunch	113.25
61-2007	Public Works Depart.	Snow Removal	124.32
62-2007	Sr. & Community Center	Fees, Rent, Lunch	573.35
63-2007	Fire & EMS Department	Memo Receipt	

Mrs. Harlow said that she has received a liquor permit new request. The request is from Barnesburg Tavern, LLC, at 5761 Springdale Road, Unit J. On the advice of Chief Sarver, the Board voiced no opposition and requested no public hearing.

At 8:35PM, Mr. Corman motioned for a recess. Mr. Ritter offered the second.

Mr. Corman. "Aye"
Mr. Fiedelvey. "Aye"
Mr. Ritter. "Aye"

The Board reconvened at 8:45PM.

PUBLIC HEARING

ZA 2006-10 BANKLICK CREEK

Dr. Roschke presented the staff report. This is to rezone residential properties in the Banklick Creek area to commercial and industrial uses in accordance with the recommendations of the Township land use and comprehensive plans. The change is from R-2 Estate Residential & R-3 Suburban-Low Residential to I-1 Industrial and B-3 Commerce. The Regional Planning Commission voted to recommend approval of the zone change along Struble Road, from R-3 to B-3 and voted to recommend denial of the zone change along Hughes Road from R-2 to I-1. Both votes were unanimous. Colerain Township Zoning Commission voted unanimously to recommend approval of the application as presented.

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There were no questions from the Board. Mr. Fiedeldey opened the Citizen Address.

Citizen Address

Joe Trauth, representing Rumpke Sanitary Landfill, the owner of most of the parcels of property east of Hughes Road, approached the Board. He said the Regional Planning Commission met about this on January 4, 2007 and presented their staff report to the Board. He referenced page 6 of the report, where the RPC staff said there is sufficient reason to support the zone amendment for the properties south of Struble Road to be changed to a B-3 Commerce District. The approval is based on findings that properties in the Struble Road area are surrounded by planned industrial districts on all four sides and the new construction of the Rumpke southern expansion across the street as well as the light industrial uses fronting on Struble Road, changes the character of the area such that it is no longer suitable for residential use.

Mr. Trauth said that from a planning perspective, the Hughes Road zone change does not make sense. He presented expert testimony about why this is not appropriate. He has not seen any economic reason from the Township about why the change should occur. He said this is not compatible with the Hamilton County land use plan. All property owners are opposed to this particular zone change.

Mr. Ritter said Mr. Trauth was very harsh on Mr. Dale at the Regional Planning Commission, seeming to question his capability in many respects. Mr. Trauth said that with this particular plan, that is correct.

Mr. Fiedeldey said to Mr. Trauth that the Township thinks that we are correct. We have spent a lot of money and hired an expert. We would like to think that we are correct. The Township is doing what they asked us to do during the zoning hearings: they asked us to revisit the zoning along Hughes Road.

Mr. Trauth said that Mr. Dale is not an economic expert and he has not presented an economic plan. They have presented testimony from others who have done that.

Bill Margrave of Hughes Road said 90% of the land is owned by Rumpke. But, the other 10% have NOT agreed with Rumpke wants to do

Nancy Lindenmood of Squirrelsnest spoke on behalf of the 100s of residents she is in contact with. She encouraged the Board to approve the change. It will benefit the Township and property owners in general.

Mr. Corman motioned to close the citizen address and Mr. Ritter offered the second.

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

Mr. Ritter said this is consistent with the comprehensive plan. We had hearings, we involved the community, and we are following-through on the commitment made previously to re-study this area. He agrees with the Zoning Commission.

Mr. Corman is satisfied after reading the reports and hearing the information tonight. He sees how it fits with the Comprehensive Plan. It's a good plan and he supports it.

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Mr. Fiedeldey complimented Greg Dale on the plan and analysis he did. He said it is good work and there was a lot of study put into it. It follows our Comprehensive Plan.

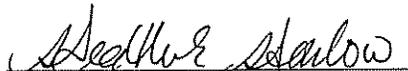
Mr. Corman motioned to adopt the recommendations by the Zoning commission on case ZA2006-10. Mr. Ritter offered the second

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

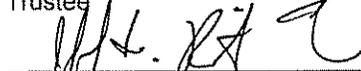
ADJOURNMENT

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

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


 Fiscal Officer


 Trustee


 Trustee


 Trustee