

Held \_\_\_\_\_

March 12, 2009

**OPENING OF MEETING**

Mr. Ritter called the meeting to order at 5:15 PM. Mr. Fiedeldey, Mr. Wolterman, and Mrs. Harlow were in attendance.

Mr. Ritter indicated that the Board is in special session to consider a resolution to approve and adopt the text amendments to the Zoning Resolution in Case ZA 2008-06 relating to spacing of group homes for children.

Mr. Reuter read Resolution #18-09, "Adopting Text Amendments to the Colerain Township Zoning Resolution Regarding Spacing of Group Homes for Children & Related Matters."

Mr. Fiedeldey made a motion to approve the resolution and Mr. Wolterman offered the second. The roll was called:

Mr. Fiedeldey. "Aye"  
Mr. Ritter. "Aye"  
Mr. Wolterman. "Aye"

Mr. Reuter addressed the Board about the vote to approve the hiring of seasonal employees for the Parks Department that occurred in the regular meeting on Tuesday, March 10<sup>th</sup>. Mr. Reuter said that the list of employees hired included two grandchildren of Mr. Fiedeldey. He was unaware of this until the moment that Mr. Wolterman asked a question on the relationship, but, because of the pace at which the discussion was moving, he did not react quickly enough to address the situation immediately, which he regretted.

Mr. Reuter indicated that, as attorney for the Board, it has been his practice to attempt to define a safe path around potential problems for the Trustees, and to avoid difficult issues wherever possible. Had he known that the list of employees contained Mr. Fiedeldey's grandchildren, he would have recommended that he recuse himself, because ORC Sec. 2921.42 when read together with an old ethics opinion suggests that an elected official should not participate in a vote to hire family members, which includes grandchildren. Mr. Reuter stated that the only way to fix the problem at this point, and avoid the issue, would be for the Board to rescind Tuesday's hiring, and vote on the list again, with Mr. Fiedeldey recusing himself.

Mr. Fiedeldey stated that he was unaware that voting to hire a grandchild was a problem, and that his participation in the vote on Tuesday was an innocent mistake.

Mr. Reuter said he had spoken to each Trustee today about this matter, and had provided the same information to each of them.

Mr. Fiedeldey said he doesn't want to do something wrong and wants to correct the matter.

Mr. Wolterman said he was made aware of this relationship, but did not realize the hiring was going to be on the agenda Tuesday. He said he gave Mr. Fiedeldey the opportunity to recuse himself on Tuesday night. Mr. Wolterman said he wants to review the employment record of these two employees to see if they are qualified to be re-hired.

Mr. Fiedeldey reiterated his request that the Board take action to fix the issue, but there was no second.

Held

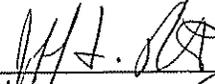
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**ADJOURNMENT**

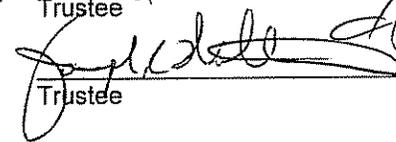
With no further business to come before the Board, at 5:30 PM, Mr. Wolterman motioned for adjournment. Mr. Ritter offered a second.

- Mr. Fiedeldey. "Nay"
- Mr. Ritter. "Aye"
- Mr. Wolterman. "Aye"

  
 Fiscal Officer

  
 Trustee

  
 Trustee

  
 Trustee