

Held \_\_\_\_\_

March 24, 2009

**OPENING OF MEETING**

Mr. Ritter called the meeting to order at 5:30 PM. Mr. Fiedeldey, Mr. Wolterman, and Mrs. Harlow were in attendance.

**EXECUTIVE SESSION**

Mr. Reuter requested the Board enter Executive Session for the purpose of discussing compensation of public employees and matters relating to pending litigation.

At 5:33 PM, Mr. Fiedeldey made a motion to enter executive session and Mr. Wolterman offered the second. No discussion and the roll was called:

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

Mr. Ritter reconvened the meeting at 7:05 PM. Mr. Ritter said the Board has approved a 2.75% increase for non-contract employees, effective January 1, 2009. While he wishes the increases could be higher this year, we are in unprecedented economic times. He feels we should take a conservative posture at this time. He said he appreciates of all of our employees and their accomplishments in 2008.

**INVOCATION**

Mr. Ritter offered the invocation.

**PLEDGE OF ALLEGIANCE**

All recited the pledge of allegiance.

**APPROVAL OF MINUTES**

Mr. Ritter asked for corrections to the March 10, 2009, regular meeting minutes. Under the discussion about the Cheviot Road sidewalks, Mr. Fiedeldey requested the words, "and at no cost to the taxpayers" be added after he noted the funds were coming from the sidewalk fund.

Mr. Fiedeldey motioned to approve the minutes as amended. Mr. Wolterman offered the second. The roll was called:

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

Mr. Ritter asked for corrections to the March 12, 2009, special meeting minutes. There were none. Mr. Fiedeldey motioned to approve the minutes. Mr. Wolterman offered the second. The roll was called:

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

**POLICE REPORTS**

Lt. Schoonover of the Hamilton County Sheriff's Office said the following statistics were generated in February 2009:

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- 63 cases were assigned to the Sheriff's Criminal Investigation Section and 49 were closed, with \$12,244.00 in stolen property recovered.
- 7 D.U.I. arrests by County contract and non-contract Deputies.
- 84 citations were issued by Hamilton County Sheriff's Office Colerain contract cars.
- 73 cites by non-contract Deputies with a total of 157.

Police Chief Meloy said the Township's department issued 281 citations with 11 arrests for DUI.

### TRUSTEE REPORTS

#### MR. FIEDELDEY

Mr. Fiedeldey said the Hamilton County Solid Waste Management District Policy Committee met last week and decided to eliminate latex paint from the household hazardous waste collection. He explained that you can dispose of the paint with your waste hauler. He said you should take off lid and let it dry out before you dispose of it. This saves the Solid Waste District about \$80,000/year.

Mr. Fiedeldey offered an update on the meeting with CMHA, which he attended along with Mr. Foglesong and Dr. Roschke. He said that we contested the 10% bonus. He said they said they are looking at this. He said the CMHA Board's next meeting is on April 14th, the same night as our meeting as well as Springfield Township's meeting. He said they will be discussing if parts of Colerain Township will have the bonus. How should we handle it? Mr. Ritter said non-representation is not an option and that we could move our meeting. Mr. Foglesong said that by April 2 a draft of CMHA's proposal must be provided to us. Mr. Wolterman said, in speaking with Mr. Driehaus, the recommendation is to remove the 10% bonus as it should have been off of there in the first place.

Mr. Fiedeldey said he understood "some" census tracks will be removed from the bonus program. Mr. Ritter suggested Mr. Foglesong attend the CMHA meeting and Mr. Birkenhauer attend our meeting. Mr. Fiedeldey would like to attend the CMHA meeting.

Mr. Fiedeldey said that a year and a half ago, the Board agreed to hire someone to look at streetscape.

Mr. Fiedeldey made a motion to hire Kleiningers. He said the pricing is good, they do everything in house, and they have innovative ideas on how to go forward to enhance the township and Colerain Avenue. Mr. Ritter noted this motion did not have a second.

Mr. Wolterman said Kleiningers doesn't have the scale of work that KKG does. He also said that having everything in-house precludes some expert experience.

Mr. Fiedeldey said that when you have everything in house, it runs a lot smoother. He'd like to move forward and if his fellow trustees do not like the choice he made, they can choose the other consultant. He just wants to move forward.

Mr. Wolterman made a motion to move forward with the streetscape discussion with KKG. Mr. Ritter offered the second. The roll was called:

Mr. Fiedeldey. "Aye"

Mr. Ritter. "Aye"

Mr. Wolterman. "Aye"

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Mr. Fiedeldey said the Zoning Department has been authorized for an additional inspection person and this position has been open. We have received 125 applicants. He would like the Board to authorize Dr. Roschke to hire two part-time positions. There is money in the budget to cover this. If we're serious about dealing with the foreclosures, etc. in the Township, we can't be short-staffed on doing the follow-up. He said that if we bring up values in the Township just 1%, that's worth it!

Mr. Ritter said he is being rather being conservative this year with our finances. He wants to look at it to see if it will increase the values.

Mr. Wolterman wants to revisit the cycle of investigations, and the timeliness of the cycle.

Mr. Fiedeldey said we have money in the budget to cover the salary.

Mr. Wolterman would like to see the managers make the requests and justification, since she will be managing the staff.

Dr. Roschke will bring this to the next meeting.

#### **MR. WOLTERMAN**

No report.

#### **MR. RITTER**

Mr. Ritter announced the Township Easter Egg Hunt at Colerain Park on April 4, 2009.

He also said the State of Township will be presented on April 30<sup>th</sup> at 7PM at the Senior Center. He said we have a partnership with CTBA to have it in the evening. We hope to have more people than last year.

Mr. Ritter said we are having a public hearing on home rule during the April 28<sup>th</sup>. He suggested we invite Springfield Township Administrator Mr. Hinnekamp and Anderson Township Administrator Mr. Dolive as subject matter experts.

Mr. Ritter said he received an e-mail from a resident, who was concerned about a fallen tree which is posing a safety hazard for kayakers coming down the river. He said he has questions about jurisdiction. Mr. Foglesong said it will take heavy equipment to remove the tree. Mr. Schwartzhoff said he spoke with Rivers Unlimited, Friends of the Great Miami and the Great Miami River Sports and their recommendation is to do nothing as the river is moving too fast right now. He said the kayakers can get around this by going to the right. We do not have jurisdiction over the river as it would fall under the Corps of Engineers. Mr. Fiedeldey said the river has been very pretty this year and we haven't had spring floods yet. The tree may go away during the flooding.

Mr. Ritter asked about the Clippard Skate Park and if we've had any budget creep. Mr. Schwartzhoff said there are no issues.

#### **CITIZEN ADDRESS**

Kathy Mohr of 11986 Walden Drive said she is getting interested in her community again. She offered her thanks to Board for finally getting the meetings on cable TV. She has been reading the minutes. She asked about time-frame for posting the meeting on the cable and CincyScape. Mr. Ritter said

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CincyScape is web-based and the cable takes longer as the tapes need to be made and sent to Time Warner.

Ms. Mohr said she has been reviewing some public records items. As the Clerk for 16 years, it is disturbing to her that the meeting minutes are not approved at the next meeting. It is sometimes 2-3 months. She said minutes from October of 2007 have not yet been approved. This goes back 16 months and there is no reason for this delay. Mrs. Harlow explained the delays for these minutes that she was waiting for information from Mr. Reuter. Mr. Reuter said he would have these at the next meeting.

She referred to the matter of Mr. Fiedeldey's grandchildren working for the Township. She said she asked to see the applications for these kids and there were none. What is the procedure for hiring? Mr. Schwartzhoff said he can't find some of the applications. It is their policy to have applicants fill out an application at hire. He has been told those two are the only two that are not there. Ms. Mohr asked if the grandchildren were hired before the bullying policy was put into place.

Ms. Mohr asked Mr. Ritter what he does professionally. He explained that he is the senior director of resource management for the Information Technology Division of Convergys. He said he deals with metrics, reporting, and new technology investments.

Ms. Mohr asked if any Board members have any affiliation personally or in business with the following companies:

- Cole & Russell. Mr. Fiedeldey said yes.
- RLE Construction. None.
- RE Schweitzer. None.
- Turner Construction – Mr. Fiedeldey, of course, Turner is one of the biggest contractors in the United States.
- Queen City Mechanical. None.
- KKG or Kleiningers. None.

Mr. Wolterman asked if it is policy that anyone who applies is required to fill-out an application. Mr. Foglesong said this is policy. If the applicant has a résumé, we will take that for review process, but a signed application must still be filed.

Mr. Foglesong said these are part-time seasonal employees and were never off the books. This is not a re-hire, but an increase in rate.

Ms. Mohr asked Mr. Ritter if he knew these employees are Mr. Fiedeldey's grandchildren. Mr. Ritter said that he did not.

Mr. Fiedeldey said it is interesting that applications are not there, as they applied at different times. Mr. Fiedeldey asked Mr. Foglesong to check on this. Mr. Snyder was the hiring manager at the time.

Betty Sandoz of 5725 Dunlap Road asked about having the meetings on the television. Mr. Ritter explained that CincyScape was the cheapest option, which gave us access. He said we had nothing before. With CincyScape, you can log-on and review at any time, unlike cable broadcasts which are on a set time.

Melinda and Greg Watson of 4181 Eddystone Drive approached the Board. They said they had questions about parking a boat on their property and had Jerry Quinn over to view their property and explain the code. They have a neighbor who is videotaping their home. The neighbor made complaint about a

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trailer parked at their home, which was investigated yesterday and no violation was found. They want a way to resolve this. Mrs. Watson will talk with Sgt. Meyer tonight and be put in touch with the Neighborhood Resource Officer, Officer Lumpkins. Mr. Wolterman suggested she contact an attorney to protect their rights if this is harassment.

### **UNFINISHED BUSINESS**

#### **POLICE DEPARTMENT**

##### **CALEA Commission Hearing**

Chief Meloy said that he and Accreditation Manager Lieutenant Mark Unger appeared before the Accreditation Commission hearings on Saturday March 21, 2009 in Raleigh, NC to complete the Police Department reaccreditation process. Chief Meloy said that the department was approved for full accreditation for the next three years.

Nationwide there are approximately 18,000 police agencies and of those 18,000, approximately 800 are accredited. In Ohio, there are over 800 police departments and only 64 of those 800+ agencies are accredited. And in Hamilton County, there are approximately 45 police departments and only nine are accredited through the Commission on Accreditation for Law Enforcement Agencies (CALEA).

He said the Board should be proud. This is a big deal, a huge deal!

Mr. Ritter said he is very proud of him and whole department.

#### **SENIOR CENTER**

##### **Pay Journalization**

Mr. Foglesong said that two pay journalizations have been presented to the Fiscal Officer, for two permanent part-time employees.

#### **PARKS & SERVICES**

##### **Heritage Park Shelter**

Mr. Schwartzhoff requested the Board approve the funds to install a shelter house at Heritage Park. The total cost is \$44,992.00.

Mr. Ritter said this would be a great addition to the park.

Mr. Wolterman confirmed that this structure would meet the county standards for the flood plain.

Mr. Wolterman made such motion and Mr. Fiedelvey offered the second. The roll was called:

Mr. Fiedelvey. "Aye"

Mr. Ritter. "Aye"

Mr. Wolterman. "Aye"

##### **Clippard Park Master Plan**

Mr. Schwartzhoff said that at the April 14, 2009 regular meeting, Pat Hoagland will make a final presentation on the park. He said the estimated final budget is \$2.66 million. The plans are 80% finished if the Board would like to review them.

#### **ADMINISTRATION**

##### **2009 Permanent Appropriation**

Mr. Foglesong said these have been provided to the Board. He requested the Board approve them in summary form:

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Fund account	Permanent Appropriations
General	\$ 10,043,152.00
MVLT	\$ 52,311.00
Gasoline	\$ 405,145.00
Road & Bridge	\$ 1,525,049.00
Police District	\$ 4,922,026.00
Fire District	\$ 12,402,000.00
Zoning	\$ 544,500.00
PMVLT	\$ 513,924.00
Law Enforcement	\$ 25,000.00
Enforcement & Ed.	\$ 6,000.00
EMSS	\$ 1,340,000.00
Lighting Districts	\$ 152,600.00
Stone Creek TIF	\$ -
Recycling	\$ 60,000.00
OEMA	\$ 33,912.00
Bonds - govt. bldg .	\$ 113,000.00
Bonds - parks	\$ 316,700.00
Bonds - PW	\$ 222,500.00
Bonds - FD	\$ 251,000.00
TIF Colerain Square	\$ 527,000.00
TIF Target	\$ 200,100.00
FEMA Snow	\$ 2,522.81
FEMA Wind	\$ 165,000.00
CDGB grants	\$ 180,000.00
OPC-SCIP grants	\$ 652,190.00
	\$ 34,655,631.81

Mr. Foglesong said the FEMA snow fund will be closed out by year-end

The appropriations for the Public Works Department reflect the total funds available, based on the balances after January 1.

Mr. Wolterman made such motion and Mr. Fiedeldey offered the second. The roll was called:

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

#### PCBs

As a follow-up to the information Mr. Lindemood presented to the Board at the last meeting about PCBs in soils being disposed of in the Rumpke landfill, Mr. Foglesong sent correspondences to the Hamilton County Department of Health and the Hamilton County Department of Environmental Services.

#### Memorial Committee

Mr. Foglesong said this committee is on hold until a final site has been secured. They had hoped to have the site and a rendering of the memorial by the April 4 anniversary of the tragic event.

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**NEW BUSINESS****FIRE DEPARTMENT****Pay Rate Changes**

Chief Smith requested the Board approve a pay rate change for Chris Gregg, to \$14.94/hour, firefighter/paramedic, effective March 17, 2009.

Mr. Fiedeldey made such motion and Mr. Wolterman offered the second. The roll was called:

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

**Maintenance Vehicle Replacement**

Chief Smith requested the Board authorize the purchase of replacement maintenance vehicle from Fuller Ford in the amount of \$30,242.50. This is for a 2009 Ford F-350 diesel chassis. He said the utility bed was undamaged and will be remounted on the new chassis.

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

The Board asked about Mr. Adler. Chief Smith said he is doing fine as his wrist injury was just a sprain. He is upset about children being hurt.

The roll was called:

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

**Lease for Mall Store**

Chief Smith said Northgate Mall management has requested a short-term lease for the Mall store space. He said this is an important part of our public education and the Mall has donated the space for 14 years. He said the Mall suggested \$800/month, but they countered at \$500/month, which was accepted by the Mall. The term is through December 31, 2009.

Mr. Ritter said this was not unreasonable.

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

Mr. Fiedeldey asked about the size of the space. Chief Smith was not certain.

The roll was called:

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

**Donation**

Chief Smith requested the Board accept two donations:

- \$25 from Shirley Putnick
- \$145.56 from bigg's from the Sixth Sense Donation program

Mr. Wolterman made such motion and Mr. Fiedeldey offered the second. The roll was called:

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

Held March 24, 2009**PUBLIC WORKS****Pay Journalization**

Mr. McClain reported that Mr. Jason M. Haines is scheduled for a step increase to Maintenance Worker II-3D in accordance to the collective Bargaining agreement. This will take effect April 8, 2009.

**Highway De-icing Rock Salt**

Mr. McClain said they have selected to participate with the City of Cincinnati's salt bid, which is scheduled to be opened on March 31. He said the prices are coming in at \$70/ton, which is still high.

Mr. Wolterman asked if the fly ash residue on Colerain Avenue was resolved with the county. Mr. McClain said ODOT is responsible for keeping it clean, but the county engineer put it there since they are responsible for the snow removal. He said ODOT has said it is scheduled for sweeping, but a date has not been set.

**ZONING****Nuisance Resolution**

Dr. Roschke read Resolution 19-09, which calls for nuisance abatement at several properties.

Mr. Wolterman made such motion and Mr. Fiedeldey offered the second. The roll was called:

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

**FISCAL OFFICER REPORT**

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

Mr. Wolterman made such motion and Mr. Fiedeldey offered the second. The roll was called:

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

The Fiscal Officer has recorded the following receipts:

<u>REC</u>	<u>VENDOR</u>	<u>FOR</u>	<u>AMOUNT</u>
138-2009	Police Dept.	Juvenile Traffic Fines Feb	19.50
139-2009	Zoning Dept.	Certificates, BZA	885.00
140-2009	Sr. Center	Prog Fee, Rent Event Dep, Rent Fee, DM Don, Lunch	776.50
141-2009	Sr. Center	Prog Fees, PC Don, Rent Event Dep, Lunch	432.50
142-2009	Parks & Services	Shelter, Amphitheater, & Baseball Field Rentals	760.00
143-2009	Parks & Services	Shelter & Baseball Field Rentals	145.00
144-2009	Parks & Services	Shelter & Baseball Field Rentals	995.00
145-2009	Police Dept.	State Parking Fines, Drug Fines, & DUI Fines	782.44
146-2009	Police Dept.	Court Reimb	12.00
147-2009	Sr. Center	Prog Fees, Rm Rent, Tran Don, Lunch	801.79

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148-2009	Police Dept.	Court Reimb	6.00
149-2009	Police Dept.	Salaries	8,210.07
150-2009	Fire & EMS	Permit Fees	35.00
151-2009	Administration	FEMA Storm Monies	375.00
152-2009	Fire & EMS	Permits	150.00
153-2009	Staples	Refund Of Duplicate Payment	49.26
154-2009	Parks & Services	Shelter Rentals	390.00
155-2009	Police Dept.	Court Reimb	6.00
156-2009	Police Dept.	Drug Testing Reimb	73.00
157-2009	Police Dept.	Drug Fines	40.00
158-2009	Police Dept.	Court Reimb	18.00
159-2009	Public Works	Snow Removal	1,614.24
160-2009	Police Dept.	Court Reimb	6.00
161-2009	Police Dept.	Court Reimb	36.00
162-2009	Hamilton County Auditor	Local Gov Hgwy Feb, Permissive Motor Jan, Motor Veh Jan	42,010.34
163-2009	Hamilton County Auditor	Tipping Fees Nov 08	594.62
164-2009	Hamilton County Auditor	1 <sup>st</sup> Half Adv Re	2,500,000.00
165-2009	Hamilton County Auditor	Local Gov Hgwy March, Permissive Motor Feb, Motor Veh Feb	45,897.14
166-2009	Hamilton County Auditor	Public Utility Excess	2,524.43
167-2009	Hamilton County Auditor	Tipping Fees Dec 08	510.70
168-2009	Hamilton County Auditor	Estate Tax 1 <sup>st</sup> Half	278,102.40
169-2009	Hamilton County Auditor	2 <sup>nd</sup> Bi-Annual RRI Awards	14,445.29
170-2009	Hamilton County Auditor	Municipal Court Fines Feb	4,311.92
171-2009	Hamilton County Auditor	Gas Tax Jan	25,891.22
172-2009	Hamilton County Auditor	LGF Feb	88,752.43
173-2009	Hamilton County Auditor	Public Utility Reimb	91,393.00
174-2009	Fire & EMS	CTTC Reimb Elect, Rept, Trng Reimb, Citizen Acad Reimb, Signs, CPR Class, Cell Calls, Donations	5,219.35
175-2009	Fire & EMS	EMS Billings	36,500.97

Mrs. Harlow requested the Board approve a transfer of funds in the amount of \$15,000.00, from the General Fund 1000-910-910-0500 Transfers out To Fire District Fund 2111-931-0000 Transfers in. These funds represent the lease payments from Rumpke for the CTTC from January thru March.

Mr. Wolterman made such motion and Mr. Fiedelvey offered the second. The roll was called:

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

Mrs. Harlow said she has received two correspondences from the Ohio Division of Liquor Control:

- A new permit request for FitFood, LLC, DBA Dena's Diner, 8375 Colerain Avenue. Mrs. Harlow said she spoke with Chief Meloy and Dr. Roschke about this and neither sees the need for a hearing. The Board agreed.
- Regarding the new permit for Bevis Group, LLC, 4344 Dry Ridge Road, the Division found that we were not able to present sufficient evidence to show that this issuance of this permit would adversely impact the peace, sobriety, and good order of the community. The processing of the application will continue.

**ADJOURNMENT**

With no further business to come before the Board, at 8:43 PM, Mr. Wolterman motioned for adjournment. Mr. Fiedeldey offered a second

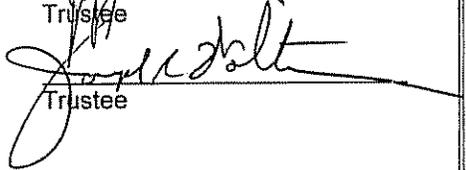
Mr. Fiedeldey. "Aye"  
Mr. Ritter. "Aye"  
Mr. Wolterman. "Aye"

  
Fiscal Officer

  
Trustee

Trustee

Trustee

  
Trustee