

May 26, 2009

Held

OPENING OF MEETING

Mr. Ritter called the meeting to order at 6:00 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 employment and compensation of public employees and officials as well as pending and imminent litigation

At 6:01 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 7:00 PM. Mr. Reuter said no decisions or actions were made in executive session.

INVOCATION

Mr. Wolterman offered the invocation.

PLEDGE OF ALLEGIANCE

All recited the pledge of allegiance

PRESENTATIONS

Employee Recognition - Administration

The Board commended Tina Burns, administrative assistant for the Administration Department, for her 25 years of dedicated service to the Township. The Board set May 27, 2009, as a day to recognize Ms Burns for the past contributions to our community and wish her continued success. The plaque she received said Ms. Burns has shown a dedication and commitment to excellence through her contributions as administrative assistant to the Board of Trustees and administrative staff and her strong community involvement, and she contributed to the success of all who have worked with her over these past 25 years

Police Dept. Swearing In Ceremony

Chief Meloy introduced the new lieutenants and sergeants:

Mark Denney – Mark grew up in Colerain Township and graduated from Colerain High School in 1989. Mark began his law enforcement career as a police officer in the City of Cheviot, Ohio. He attained the rank of Sergeant at Cheviot Police Department. Mark decided he wanted to work for his "hometown" police department and applied and was hired by Chief Steven Sarver in 2004. He was promoted to Sergeant here in Colerain in January of 2007. Mark was assigned as the second shift sergeant and completed his Bachelor's degree and began the work to attain his Master's degree. He and his wife Jennifer have three children.

Angela Meyer – Angela also grew up in Colerain Township and graduated from Colerain High School in 1982. She began her service in law enforcement as a Special Deputy for the Hamilton County Sheriff's Office in 1985. She was hired

May 26, 2009

Held _____

by Chief Edmund Phillips in 1988 and was promoted to Sergeant in 1992. Angela has served the Township as a squad sergeant, community policing sergeant, coordinator for the Citizens Police Academy, teacher of DARE in three of our elementary schools and served as the "interim" patrol commander since March of 2008. Angela is married to Colerain Police Officer, Mark Meyer; they are proud parents of five children.

Michael Owens – Mike grew up in Delhi Township and graduated from Oak Hills High School in 1997. Mike loved policing from an early age and took on the opportunity to serve as a "police explorer" in Delhi Township before Chief Edmund Phillips hired him in 2000. Mike served the Police Department as a patrol officer, Bike Team member, and member of the 2005 Police Department accreditation team. He has been the shift "officer in charge" for two of our patrol shifts for over one year and is also the department's "self-defense" instructor.

Joseph Redmond – Joe grew up in West Chester and graduated from Lakota High School in 1993. After high school, Joe served in the United States Marine Corps for four years. Joe was hired by the Hamilton County Sheriff's Office in 1998 and served for one year in their Corrections Division. Joe attended Great Oaks Police Academy and graduated in 2001. Joe was hired by Chief Edmund Phillips and served the past eight years as a patrol officer and member of the Bike Team. Joe also serves the agency as a member of the Honor Guard and Hamilton County Sheriff's Office "Special Response Team."

Chief Meloy swore-in new lieutenants Mark Denney and Angela Meyer and new sergeants Michael Owens and Joseph Redmond. Lt Meyer's badge was pinned on by her husband, Colerain Township Officer Mark Meyer. Lt Denney's badge was pinned on by his wife. Chief Meloy pinned the new badges on Owens and Redmond.

Many family members and friends of the new lieutenants and sergeants as well as members of the Colerain Township Citizen Police Academy Alumni Association were in attendance. Also in attendance were former Chief Steven Sarver and former Lt Mark Unger.

PUBLIC HEARING – Limited Home Rule, Continued

Mr. Ritter re-opened the public hearing on Limited Home Rule (LHR)

Mike Comella of 2768 Mancelona Court said the current statutory form of government is sufficient. He asked Mr. Ritter where the discussion is going. Mr. Ritter said that his preference is to table the matter.

James Emmerson said it should be put up for vote and the Board should be in no big rush to pass it. He said the Board should give the citizens a voice to decide.

Dennis Mason also said it should be put up to a vote.

Mr. Fiedeldey made a motion to close the public hearing and Mr. Ritter offered the second. The roll was called:

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

Mr. Fiedeldey said to table it now is a travesty to government. He said that Chief Meloy wrote a memo about how LHR would help his department.

RECORD OF PROCEEDINGS
REGULAR

99

Minutes of _____

Meeting _____

DARRITT BROTHERS, PRINTERS, SPRINGFIELD, OHIO

Form 6101

May 26, 2009

Held _____

Mr. Fiedeldey made a motion to approve LHR and if it does not get approved unanimously, then it should go to the voters. Mr Ritter offered the second

Mr. Reuter said that it should be two separate resolutions

Mr Wolterman said there are no changes except ones that would be profoundly for the good We would be giving our police officers tools to do the job and make our community safer. He said that it's in the best interest of Colerain Township to adopt LHR. He does not want to make it a political football, not a campaign issue. If Mr. Reuter reads the first resolution, he will vote yes. If there are only two votes, he will not vote aye on the referendum as he was elected to make decisions for the Township. There are many upsides and no downsides.

The Board tabled Mr Fiedeldey's original motion

Mr. Reuter read the resolution

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

Mr Fiedeldey said we are not here to make decisions for the people, but to represent them

The roll was called:

Mr Wolterman. "Aye"

Mr Ritter "Aye"

Mr Fiedeldey "Nay"

Mr. Fiedeldey motioned to allow this to go to the voters in November. There was No second

POLICE REPORTS

Deputy Hopewell of the Hamilton County Sheriff's Office said the following statistics were generated in April 2009:

- 97 cases were assigned to the Sheriff's Criminal Investigation Section and 51 were closed, with \$88,700.00 in stolen property recovered.
- 6 D U I. arrests by County contract and non-contract Deputies
- 135 citations were issued by Hamilton County Sheriff's Office Colerain contract cars
- 79 cites by non-contract Deputies with a total of 214

Police Chief Meloy said the Township's department issued 202 citations with 6 arrests for DUI.

TRUSTEE REPORTS

MR. FIEDELDEY

Nothing.

MR. WOLTERMAN

Mr Wolterman said there is work being done on the on Blue Rock at I-275. He said this is creating a dangerous traffic situation with back-ups. Chief Meloy and Mr McClain will look at this.

May 26, 2009

Held _____

Mr. Wolterman said that we have a representative government and he is elected to make decisions for citizens of this Township, including such matters as the budget, and police protection. He said we make the decisions every day regarding the benefit of the citizens of Colerain Township

MR. RITTER

Mr. Ritter presented an update with data from CMHA. He presented data for both the County and the Township. He said that from 2007 to 2008, the number of housing choice vouchers used in Colerain Township went from 471 to 433. He said the "10% Premium" is still unresolved and "Rent Reasonableness" standards are an even bigger problem.

- Rent Reasonableness (RR) is the HUD mandated process that housing authorities use to ensure the Housing Choice Voucher (HCV) program participants pay a "reasonable" amount of rent to owners
- "Reasonable" is defined as what a knowledgeable consumer will pay for rent in a particular rental market
- The RR assessment establishes that the proposed owner's rent is:
 - Comparable to similar unassisted units in the marketplace
 - Comparable to similar unassisted units on the premises of large multi-family properties
- Current RR standards in Colerain are excessively high, and ENCOURAGE a landlord to choose a HCV recipient over a conventional tenant

CMHA Chairman Don Driehaus approached the Board. He said the rent reasonableness standards are set by HUD and his has been an on-going issue with them. His major concern is the lack of accountability with the housing choice vouchers and how households should be monitored and the standards enforced. He feels the housing choice voucher should be for no more than five years. All tenants should be paying something in rent. Good simple ways to get a handle on this program.

Chief Meloy said that they have worked with CMHA's enforcement department for several years.

Mr. Wolterman said it is Mr. Driehaus' opinion that we should have project based housing. Mr. Driehaus said that is should be a mixture, of at least half. Mr. Driehaus said one will see more outer migration as housing stock gets older, as it becomes less valuable. He said they are actually providing incentives to rent versus own. He said they have received increased money for enforcement, but still not enough.

Mr. Driehaus said there is a conflict of interest with the new board appointment. The new appointee is in the program and he profits from it.

The Board thanked Mr. Driehaus for coming and for his service.

Mr. Ritter asked Mr. Schwartzhoff to provide an update on the 4th of July Spectacular and the Taste of Colerain, which he gave.

CITIZEN ADDRESS

Pam Collins of 3790 Sagebrush said she is here to talk about noise. She said that every Thursday night, they have loud music from Quaker Steak & Lube as well as the motorcycles. The motorcycles go on until 12:30AM. Chief Meloy said they have discussed this issue with Quaker Steak ownership. He said he visited the Yacht Club neighborhood, which is across I-275 from Quaker Steak on May 14, 2009, and did not find a violation of the noise ordinance. He said they have an agreement to not "rev" engines. The noise ordinance requires

May 26, 2009

Held _____

"stock" mufflers on motorcycles, but it is difficult to know if its stock or not. Chief Meloy said the restaurant ownership says they want to be a good neighbor. Mr. Wolterman concurred with Chief Meloy that we will keep the conversation going with owners. Mr. Ritter asked this be on the next meeting's agenda.

Mike Collins said they like the restaurant and offered to help in any way. He also said the parking lot lighting is in compliance, but the building's green neon light is bright. Dr. Roschke will check this light level.

UNFINISHED BUSINESS

PUBLIC WORKS

Contracts

Mr. McClain said bids were opened Tuesday, May 19, 2009 for our 2009 resurfacing program. We have adjusted the appropriated fund amounts to work on as many streets as possible. The Department recommends the Board award the contract to Schumacher Dugan LLC at \$514,555.40; this company is the lowest bidder meeting specifications.

Mr. McClain said they also opened bids Tuesday, May 19, 2009 for our salt dome re-shingling project. The Department recommends the Board award the contract to Ray St. Clair Roofing Inc. at \$63,792.00, the lowest bidder meeting specifications.

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

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

PARKS & SERVICES

Groesbeck Park RFQ

Mr. Schwartzhoff said they received back five RFQs, for the design of Groesbeck Park. He recommends the Board allow Mr. Schwartzhoff and Mr. Foglesong to negotiate a contract with Brandstetter Carroll, based on a building a park with a total budget of \$495,000, that includes design, testing and permit costs. We will present the Board with the negotiated contract for their approval.

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

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

ADMINISTRATION

KKG Streetscape Proposal

Mr. Foglesong said the proposal included the work scope and cost proposal. He said this would be for the overall schematic design of the streetscape and the contract was for \$125,500.

Mr. Fiedeldey said the contract is very expensive for what they are doing. KKG has not done work for the Township. Mr. Foglesong said they did work at Stone Creek. Mr. Fiedeldey said the person who did the work on Stone Creek went to work for another firm. He said KKG adds a 20% premium for the sub-contractors. Mr. Foglesong said they agreed that the \$125,500 fee would include all subcontractor work, unless the scope changes. Mr. Fiedeldey said he

May 26, 2009

Held _____

would not vote for them based on this dollar amount. Kleininger's bid was much lower.

Mr. Wolterman said Mr. Fiedeldey was not in favor of KKG from the beginning. Mr. Wolterman said we need to clean-up the document. He said this is a key piece to ensure our corridor stays healthy and we can wait two weeks

Mr. Ritter agreed that we need to clean-up the document. He said he spoke with Mr. Birkenhauer about the costs for projects in other communities

Mr. Fiedeldey suggested we check pricing on other projects with the other firms

NEW BUSINESS**FIRE DEPARTMENT****Pay Rate Change**

Chief Smith requested the Board approve a rate increase for Jenny Miller, to the rank of FF/Medic, at a rate of \$14.54/hour, effective 5-18-09.

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

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

PARKS AND SERVICES**U.S. Communities Government Purchasing Alliance**

Mr. Schwartzhoff read Resolution #27-09, Authorization of Township's Participation in US Communities Government Purchasing Alliance.

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

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

Part-Time Seasonal Hire

Mr. Schwartzhoff requested the Board hire Jay Volker as a day camp counselor, at a rate of \$8.39/hour, beginning June 5, 2009

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

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

ZONING**Nuisance Resolution**

Dr. Roschke read Resolution 28-09 Nuisance Abatement and 29-09, Nuisance Abatement

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

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

May 26, 2009

Held _____

ADMINISTRATION

Community Development Block Grant Stimulus Fund

Mr. Foglesong said he submitted an application last week to the county for five projects, totaling about \$600,000. He was informed that the county will only receive about \$600,000.

Legal

Mr. Reuter read resolution 30-09, Resolution to Retain Gary E. Powell, Esq. as Additional Counsel.

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

Mr. Fiedeldey "Aye"

Mr. Ritter "Aye"

Mr. Wolterman "Aye"

APPROVAL OF MINUTES

Mr. Ritter asked for corrections to the May 12, 2009, regular meeting minutes.

Mr. Fiedeldey asked that his comments read as, "Mr. Fiedeldey said going back quite some time, he has been a proponent for LHR and we could potentially get some things done by having LHR."

Mr. Ritter asked that Kate Hawkins' name be added to the presentation about the Hamilton County MRDD.

Mr. Ritter requested the noted changes be made to the following paragraph:

Mr. Ritter asked Mr. Wolterman if a companion debt ceiling resolution would be a "poison pill." He said he would not pledge anything that would alter his clear view of situations in the future. Mr. Ritter said that he has received many e-mails about this and many people do have angst about the level of government spending. Mr. Ritter said that we can ease people's minds about expanding our debt ceiling, if we passed the companion resolution.

Mr. Ritter also presented some typographical corrections.

Mr. Fiedeldey made a motion to waive the reading and approve the minutes as amended. Mr. Wolterman 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. Fiedeldey made such motion and Mr. Ritter offered the second. The roll was called:

Mr. Fiedeldey "Aye"

Mr. Ritter "Aye"

Mr. Wolterman "Aye"

**RECORD OF PROCEEDINGS
REGULAR**

Minutes of _____

Meeting _____

BARRETT BROTHERS, PUBLISHERS, SPRINGFIELD, OHIO

Form 6101

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The Fiscal Officer has recorded the following receipts:

<u>REC</u>	<u>VENDOR</u>	<u>FOR</u>	<u>AMOUNT</u>
300-2009	Ohio Public Works Com.	Contracted Services	0 00
301-2009	Ohio Public Works Com.	Contracted Services	
302-2009	Police Dept	Postage Reimbursement	
303-2009	Police Dept.	Repairs and Maintenance	
304-2009	Parks & Services Dept.	Operating Supplies	
305-2009	Sr & Community Ctr	Rentals, Leases and Misc. Non-Operating	2,154.
306-2009	Police Dept.	April Reports	6.81
307-2009	Sr. & Community Ct.	Rentals, Leases and Misc. Non-Operating	1,032 50
308-2009	Zoning Dept	Certificates, Zoning Amendments	1,025 00
309-2009	Public Works Dept.	Contracts and Permits	240.00
310-2009	Parks & Services Dept	Shelter and Amphitheater Rentals	395 00
311-2009	Parks & Services Dept.	Shelter Rentals	340.00
312-2009	Sr & Community Ctr.	Rentals, Leases and Misc. Non-Operating	669 95
313-2009	Fire & EMS	Postage	.90
314-2009	Fire & EMS	Training Reimbursement, Signs, CPR Class, Fingerprints	1,724 00
315-2009	Fire & EMS	EMS Billings	32,782.15
316-2009	Police Dept.	Court Reimbursement	18.00
317-2009	Police Dept.	Court Reimbursement	18.00
318-2009	Police Dept.	Police Test	375.00
319-2009	Police Dept.	Juvenile Traffic Fines	45.00
320-2009	Police Dept.	Court Reimbursement	42.00
321-2009	Police Dept.	Court Reimbursement	30.00
322-2009	Zoning Dept	Certificates, Amendments	1,040 00
323-2009	Fire & EMS Dept.	Inspection Fee	15.00
324-2009	Keating, Muething & Klekamp	Copies for Public Records Request	45 88
325-2009	Rumpke Sanitary Landfill	Solid Waste Disposal Fee	66,143 09
326-2009	Time Warner	1 st Quarter Franchise Fees	85,205.10
327-2009	Hamilton Cty Auditor	Gasoline, State and County Levied Motor Vehicle License, Permissive MVL, and Local Government Distribution Taxes	132,831.37
328-2009	Hamilton Cty. Auditor	Tipping Fees Feb.	454.54
329-2009	Hamilton Cty. Auditor	Property Maintenance	1,000.00
330-2009	Hamilton Cty. Auditor	1 st Quarter Lodging Tax	1,407.83
331-2009	Hamilton Cty Auditor	April Municipal Court Fines	4,154 90

May 26, 2009

Held _____

Mrs. Harlow requested the Board approve the following increases in resources and appropriations in light of the FEMA windstorm reimbursement:

- General Fund: \$59,602 75 (includes, Administration, Parks and Senior Center)
- Public Works (Road & Bridge fund): \$81,366.25
- Fire: \$27,109.00
- Police: \$532 00

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

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

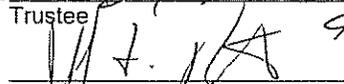
ADJOURNMENT

With no further business to come before the Board, at 8:48 PM, Mr Fiedeldey motioned for adjournment Mr Wolterman offered a second

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


Fiscal Officer


Trustee


Trustee


Trustee