

RECORD OF PROCEEDINGS

REGULAR

Minutes of _____

BARRETT, BECHTOLD, DORRIGAN, SHERIFFS OFFICE

Meeting
Page 11

March 23, 2010

Held _____

OPENING OF MEETING

Mr Ritter called the meeting to order at 5:00 PM Mr Deters and Mr Wolterman were in attendance

Mr. Wolterman motioned to appoint Mr Reuter as acting Fiscal Officer for the purpose of recording the minutes Mr Deters offered the second No discussion and the roll was called:

- Mr Deters "Aye"
- Mr Ritter "Aye"
- Mr Wolterman "Aye"

EXECUTIVE SESSION

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

At 5:03 PM, Mr Wolterman made a motion to enter Executive Session and Mr Deters offered the second No discussion and the roll was called:

- Mr. Deters "Aye"
- Mr Ritter "Aye"
- Mr Wolterman "Aye"

Mr Ritter reconvened the meeting at 7:07 PM Mr Reuter said the Board took no final action in executive session Mrs Harlow joined the Board at this time

INVOCATION

Mr Ritter offered the invocation

PLEDGE OF ALLEGIANCE

All recited the pledge of allegiance

APPROVAL OF MINUTES

Mr Ritter requested changes or corrections to the March 3, 2010, special meeting minutes. There were none.

POLICE REPORTS

Lt. Schoonover of the Hamilton County Sheriff's Office said the following statistics were generated in February 2010:

- 52 cases were assigned to the Sheriff's Criminal Investigation Section and 52 were closed, with \$50,700 00 in stolen property recovered
- 6 D U I arrests by County contract and non contract Deputies
- 90 citations were issued by Hamilton County Sheriff's Office Colerain contract cars 106 cites by non-contract Deputies with a total of 196

Police Chief Meloy said the Township's department issued 282 citations with 13 arrests for OVI.

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TRUSTEE REPORTS**MR. DETERS**

Mr. Deters said that he is a member of the Hamilton County Solid Waste District Policy committee. He said they spoke about the underground fire at Rumpke. He said they have the results of air quality test from March 5 incident and this is a great concern of all residents. The level of benzene is at seven parts per billion. A very dangerous level is 11 parts per billion. He said this has reached an emergency level for the important players involved. On March 18, the Ohio EPA released final findings and orders, detailing the specifics of Rumpke's directive to resolve this issue. He still has concerns we are in this for the long haul. This has caused great pain and nuisance for the neighbors. Now it's getting to point of health hazard and that's scary. On April 1, 2010, at 6:30PM there is an Ohio EPA public meeting. Safety and well-being is a priority. He encouraged everyone to attend and give input to ensure this issue is resolved.

MR. WOLTERMAN

Mr. Wolterman said that he wished to Journalize a proclamation for Marlene Smith-Hall, who is retiring as of March 31. He said it was read at her party on Friday. It read:

Whereas MRS. MARLENE SMITH-HALL was hired in October 1982 and has been serving Colerain Township for 27 years; and

Whereas MRS. SMITH-HALL has shown a dedication and commitment to excellence through her contributions as Activities Director of the Colerain Township Senior and Community Center and

Whereas MRS. SMITH-HALL has contributed to the success of all who have worked with her over these past 27 years,

Now Therefore, Be it Resolved that Colerain Township Board of Trustees does recognize MRS. MARLENE SMITH-HALL as an outstanding employee and that she has contributed to our community greatly over the past 27 years.

Be it Further Resolved that in recognition of all the MRS. SMITH-HALL has done for Colerain Township, the Colerain Township Board of Trustees does hereby proclaim Friday, March 19, 2010 as a day to recognize MARLENE SMITH-HALL for the past contributions to our community and wish her continued success.

Mr. Wolterman discussed the building of commercial buildings and the length of time for completion. He said a building on Harrison Ave. has sat unfinished for 3.5 to 4 years. Is there any requirement for timeliness of completion? He has received complaints from residents in this area, as possible of sitiation for vagrancy and vandalism. He said it makes the area look unkempt and unfinished. Mr. Retuer will look into this with Dr. Roschke.

MR. RITTER

Mr. Ritter said the discussion about Limited Home Rule will be delayed until after the retreat. He expects the Board will discuss it at the first meeting in April.

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March 23, 2010

Mr. Ritter said the Board worked as an advocate for residents on the intersection of Pippin and Kemper. He said this has culminated with a "No turn on Red" sign installed by County Engineer.

Mr. Ritter said that he is looking forward to the retreat this week. He hopes to get aligned on our direction and get great things planned for the future.

CITIZEN ADDRESS

Jeanne Bernard on West Galbraith said she is waiting for the Board to follow the law from 2001. The resolution has not been followed. Why do they not follow the resolutions they make?

Mr. Reuter said he has the hearing report of the zoning commission. They heard her case and made a change to the plan, which we have agreed to disagree about. Mr. Wolterman and he met with her and the property manager about this.

Ms. Bernard said she sent a letter. Things are wrong. All of it has been pushed under the carpet. Many trees are dead and gone. Somebody needs to address this and not keep amending this. Mr. Reuter said that when the parties met on site, they tried to amiably solve the issues. During this meeting, landscapers moved trees to the location that she wanted. He said that he does not feel that their best efforts to solve this agreeably have worked out. Ms. Bernard said that the Board doesn't follow their agreements.

Mr. Wolterman said this issue went before an independent board, the zoning commission. The condo association presented their issues and resolution. She presented her requests. The commission voted and granted the request of the condo association. It is an independent board, which exists by statute, under the Ohio Law. This Board is required to follow the law. The zoning commission follows the law. Unfortunately, it was not to her satisfaction.

Ms. Bernard wants the 2001 resolution followed.

Mr. Wolterman said the most recent zoning resolution is the one which stands.

Roger Hammon of 2804 Brampton Drive approached the Board with questions about home rule. He said there seems to be a lot of confusion that we will spend more money and raise taxes.

Mr. Foglesong said the adoption allows debt service to go from 5% of the township's assessed value to 5.5% or 10% with voter approval.

Mr. Hammon said, having heard that, it seems irrelevant. Our friends in Springfield Township support the Home Rule. The Police and Zoning have more tools and is a source of revenue. Everything seems to be a positive. There has been discussion about putting it on the ballot. He feels there is so much negativity, that unless people are fully aware, it will be voted down. That is not the right way to go.

Mr. Ritter said he is committed to moving forward and not let it be a divisive issue.

Mr. Deters said he is undecided on the issue and appreciates Mr. Hammon's input. The hurdle is how we get there. Legislators created this process to compete with other communities.

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Joe Geraci of 9212 Colerain Avenue is seeking information from the Board. He said on Colerain Avenue, 15% southbound traffic is turning around to go north. His building has been hit several times by motorists turning around in his lot. He said they drive very quickly through his lot. Mr. McClain will talk with ODOT about this. Chief Meloy will work with him on this as well, looking at the traffic patterns on his site.

Bob Cuffe of 8692 Becky's Ridge said he moved here from North College Hill in 2005. North College Hill gave Rumpke exclusive pick-up rights for the whole city. The cost was half of what he's paying now. Mr. Foglesong said we would need to establish a waste district, but that he is familiar with his concern. We could pursue this and get the facts. Mr. Ritter said he would like to see this information.

Mr. Cuffe also discussed the problems with students walking on Joseph Drive. He said the cases sent to juvenile court were dismissed.

Mr. Ritter said that so many of our areas need sidewalks. Chief Meloy said their enforcement action included education and announcements at school. They only enforce action with those who do not make an attempt. It is not a good use of resources when we know it will be dismissed. He said they are focusing on education.

Mr. Foglesong said the safe routes to school grant covers sidewalks on Springdale to Poole, back to Colerain. It does not cover Joseph as there was an issue that it was not residential to residential. He said the sidewalk fund has been exhausted and used in other areas.

Mr. Ritter said education is key.

Mr. Wolterman asked about the cost. Mr. Foglesong said they have some generic pricing, but is not sure about ROW availability.

Mr. Cuffe suggested having a principal or assistant principal out there.

Mr. Wolterman said that the monies from the electrical aggregation could be used for this.

Tom Hart of Livingston Road said there are a whole lot of issues on the direction the Township should be going. Some are long-term priorities and other things we can do easily. He said that Interstate 275/Colerain Avenue is a bottleneck, from Springdale to Struble. We need closed-loop traffic system for the whole area. ODOT has a funding problem state-wide. Other suggestions include reconfiguring that intersection to a DVI – diamond version intersection -- or a SPUI. We have no control or funding and need to lobby ODOT to get this taken care of. We need aesthetic landscaping done, to give us a better look or image. He said the planning process is very complicated with multiple property owners. He suggested raising the sidewalk on Colerain Avenue by Northgate Mall. This is nitty-gritty work, but worthwhile. He said the same is true at Ronald Reagan and Colerain. This one might be easier, as we just need a design concept. We might be able to have a volunteer group to do the planting. This should be #1 on the to-do list. He said the goal is to have a great community with low taxes. He said that real estate assessed valuations are going down and we need a billion dollars of new investment. We need to encourage these developers to come in. We need an active plan, to be proactive. Developers are re-designing properties, with new streets and a new game plan. They are building nice homes. He said that a problem is that we have not had a street levy for roads. We need to reinstitute this levy. It's easier to maintain the streets instead of

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HAMILTON BOARD OF TRUSTEES PROCEEDINGS LOG

March 23, 2010

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reconstructing them. Our greatest asset is our people. As the chairman for the police and fire levies, he knows we have a community the people love with great leaders. Mr. Foglesong has done well with this. We need to expand our assessed valuation with new homes, get rid of old ones. We need to get rid of section 8 and crime. We must put a strong effort to revitalize this community.

Caren Whitcomb of Elkgrove Court said she sent an e-mail to Mr. Deters and Mr. Ritter on March 5. She said she was coughing and choking from the odor. She called Hamilton County Environmental Services. The Community is being exposed to noxious odors. We have a right to continuous clean air. She said that they didn't respond to her e-mail.

Mr. Ritter said they owed her a response. He said we have been aware of the many government bodies involved in this. He asked Ms. Whitcomb not to attribute the lack of a response to lack of caring.

Mr. Deters said he forwarded this email to the health commissioner. He said we're talking about a chemical that in certain doses to be fatal. We need to follow protocol when health is concerned.

Ms. Whitcomb said she expected everyone to be up in arms about this.

Jim Lindemood of Squirrelsnest Lane thanked Mr. Deters for his comments. He said odor complaints are a driving factor in the response by the EPA. It is important for citizens to know that they can make a difference. We should highlight the phone numbers to call to complain. He said the Fire Department has been the representative, but he would like to see personal involvement from the Trustees. Mr. Ritter and Mr. Deters have committed to being at the April 1 meeting, so that's good. He encouraged the Board to tell the EPA that the standards are what they are and they should not be raised. He is pushing for 24/7 outside monitoring. He said the streetscape design will help to improve appearances as the northern gateway is Struble and Colerain.

Bernie Fiedelvey said the Board had a discussion about sidewalks on Joseph and cited a lack of money. He said a developer building homes on Althaus Road received a sidewalk waiver, so this should generate \$50,000-\$60,000 for the sidewalk fund with that project. He said we should receive the check before they get the zoning certificate. Mr. Foglesong and Dr. Roschke will check this.

He also said, regarding Ms. Bernard, the Board of Trustees passed a resolution that set out the project. The zoning commission overturned this. How is this possible? When she was with Zoning Commission in December, no minutes were generated.

Regarding Home Rule, it was in the paper on March 13, that Limited Home Rule allowed for stricter property maintenance codes. He thought that the Property Maintenance Code that was passed would cover this. How can it be stricter? There are some things purported that you can do under LHR that can actually do without it.

Mr. Reuter said we can pass resolutions that are not in conflict with general law.

Mr. Ritter said that it goes with the judgement of the Board. He would not anticipate making it stronger. He believes the current code is fine.

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Mr. Wolterman said that resolutions must be posed several times, so there is more openness with the statutory notification requirements. It is an advantage to citizens to have more information.

Mr. Retuer said most of the discussion on the Property Maintenance Code has been about the enforcement. This is the first time he's heard about a stricter code.

Mr. Deters said that some interpret the ability to have a civil fine as a stricter code.

Mr. Fiedeldey said that we already have a noise ordinance. We can issue civil fines, but we can't get people to court.

Mr. Rueter said that the success rate is not stellar, but we are taking them to court.

Mr. Fiedeldey said that LHR is a good tool. He was a proponent and still is. But, it is important to ask why we want to pass it. He said the multiple readings can slow down a process. We need to come up with a reason why we need this.

Mr. Wolterman said the police chief, counsel, and administrator showed him why it was a good idea.

Mr. Fiedeldey said there was an article about Stone Creek in the Sunday newspaper. The article said that rescuing Northgate was a goal and that we will soon invest in landscaping and plans to purchase the BP property. It is bothersome to him to have what was private in Executive Session is now out there. Think twice what you put in the paper.

UNFINISHED BUSINESS

FIRE DEPARTMENT

Grant Award

Chief Smith said we have been officially notified that we have received the grant award for upgrading our SCBA PASS alarms. This is federal assistance on something we needed to do anyway. Congratulations to all involved in the success of this project!

SENIOR CENTER

Volunteer Appreciation Dinner

Ms. Sprenger said the volunteer dinner is April 22, at 6PM, and they will be honoring 90 volunteers. She said the event is over budget by \$200.

NEW BUSINESS

FIRE DEPARTMENT

Pay Rate Changes

Chief Smith requested the following pay rate changes:

Name	Rank	Pay Rate	Effective Date
Adam Smith	FF/Medic/FAO	\$15.38	3-10-10
James Williams	FF/Medic	\$14.94	3-12-10
Jeff Wurtz	FF/Medic	\$14.94	3-10-10
Matthew Beahr	FF/Medic/FAO	\$15.38	3-8-10
Jonathan Gemmell	FF/Medic	\$14.94	3-8-10
Nathan Trusler	FF/Medic/FAO	\$15.38	3-15-10

Held

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

- Mr. Deters "Aye"
- Mr. Ritter "Aye"
- Mr. Wolterman "Aye"

POLICE DEPARTMENT

Vehicle Proposal

Chief Meloy requested Board approval to purchase four police vehicles and necessary equipment. The cost for vehicles and equipment is approximately \$105,164.00.

Mr. Wolterman said they will be moving vehicles around. The new Ford Fusion will go to Dt Deaton. Deaton's old car will go to the Chief. The Chief's old car will move to the to investigations section. The investigator's car will go to auction.

Mr. Ritter said he looked at what we can afford from the levy and supports this.

Mr. Deters said this is a fleet management process. It is important to look at what in most need of replacement. He supports this and commends Chief Meloy for his analysis.

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

- Mr. Deters. "Aye"
- Mr. Ritter. "Aye"
- Mr. Wolterman. "Aye"

Pay Journalization

Chief Meloy said that effective April 7, 2010, per collective bargaining agreement, Officer Melissa Johnson will receive an "annual" step increase. She will move from "Step 2" to "Step 3" at an annual wage of \$53,699.22. Copy of "journalization" has already been forwarded to Fiscal Officer.

PARKS AND SERVICES

Seasonal Employees

Mr. Schwartzhoff requested the Board hire the following seasonal employees:

Name	Position	Rate
Krista Thiel	Champ Director	\$14.22
Greg Insko	Co-Director	\$11.54
Grant Foglesong	Counselor	\$9.68
Kelsey Barge	Counselor	\$9.68
Catherine Voegle	Counselor	\$9.12
Danielle Hase	Counselor	\$8.85
Jarred Foglesong	Counselor	\$8.85
Chris Mechlem	Seasonal Maintenance	\$9.72
Mackerooy Marshall	Seasonal Maintenance	\$9.52
Paul Koch	Seasonal Maintenance	\$10.93
Kenneth Sutthoff	Seasonal Maintenance	\$9.72
Greg Saylor	Seasonal Maintenance	\$9.72
Geoffrey Payne (new)	Seasonal Maintenance	\$8.93
Kevin Jelen (new)	Seasonal Maintenance	\$8.93
Harold Bowman (new)	Seasonal Maintenance	\$8.93

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

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Mr. Schwartzhoff said that two employees are Mr. Foglesong's sons. They applied on their own for this position. They are four-year employees and have had good reviews.

The roll was called:

- Mr. Deters "Aye"
- Mr. Ritter "Aye"
- Mr. Wolterman "Aye"

Donation

Mr. Schwartzhoff requested the Board accept a donation of \$50 from Ed and Bernie Waltz in thanks for Mrs. Molter going above and beyond to help him.

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

The roll was called:

- Mr. Deters "Aye"
- Mr. Ritter "Aye"
- Mr. Wolterman "Aye"

Mr. Schwartzhoff offered an update on the Clippard Park reconstruction. He said that things are happening, not to the extent they would have planned. The late snow melt and the rainy weather have them behind about three weeks. He said the current deadline is May 1, but it will be the first of June.

ZONING

Nuisance Resolution

Dr. Roschke read Resolution 17-10, Nuisance Abatement.

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

- Mr. Deters "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. Deters offered the second. The roll was called:

- Mr. Deters "Aye"
- Mr. Ritter "Aye"
- Mr. Wolterman "Aye"

The Fiscal Officer has recorded the following receipts:

REC	VENDOR	FOR	AMOUNT
143-2010	State Of Ohio	Liquor Permits	1,519.70
144-2010	Palmetto	Medicare	26,222.97
145-2010	Council On Aging	COA	9,222.26
146-2010	Fifth Third Bank	Investment Primary – NOW Int.	232.30
147-2010	Fifth Third Bank	Investment Primary – Gen Int.	40.79
148-2010	Fifth Third	Investment Red 1 Int.	359.99
149-2010	Fifth Third	Investment Lt Green Int.	3,750.00

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Basett, Richard Postmaster, Springfield, Ohio

Held _____

March 23, 2010

150-2010	Fifth Third	Investment Red 2 Int	2,200.00
151-2010	Paypal	Memorial Fund Donations	14.49
152-2010	Fifth Third	Investment Red 1 Int	359.59
153-2010	Planning & Zoning Dept.	Certificates	890.00
154-2010	Parks & Services	Sheller Rental	560.88
155-2010	Senior & Comm. Center	Pro Fees, Rent Even Dep, Rent Even Fee, Rm Rent Fee, Lunch	3,732.54
156-2010	Public Works Dept.	NWSD Reimb. For Salt	13,208.74
157-2010	Parks & Services	Shelter Rentals	490.00
158-2010	Senior & Comm Center	Prog Fee. Pc Don. Lunch	96.50
159-2010	Senior & Comm. Center	Prog Fees. Pd Don. Hdm Don, Lunch, Misc	500.10
160-2010	Monty Reid	Postage	1.39
161-2010	Judy W	Postage	0.45
162-2010	Fire & Ems Dept.	EMS Billing	53,635.66
163-2010	Fire & EMS Dept.	CTTC Rent. Reports. Medic Reimb, CTTC Elect Reimb. Sign. Reimb Insp Class. CPR Classes, Cell Calls, Finger Prints	14,002.69
164-2010	Planning & Zoning	Certificates	805.00
165-2010	Police Dept.	Court Reimb.	78.00
166-2010	Fire & Police Depts.	Postage	1.95
167-2010	Police Dept.	Court Reimb.	48.00
168-2010	Senior & Comm. Center	Prog Fees, Rent Even Dep, HDM Don, Lunch	529.50
169-2010	Police Dept.	Drug, DUI & State Parking Fines	1,135.20
170-2010	Parks & Services	Shelter Rentals	490.00
171-2010	Parks & Services	Recycling, Misc.	424.89
172-2010	Police Dept.	Juvenile Traffic Fines Feb	25.00
173-2010	Police Dept.	Reimb.. OVI Patrols	234.59
174-2010	Public Works Dept.	Snow Removal	1,629.75
175-2010	Police Dept.	Drug Enforcement Efforts	214.40
176-2010	Police Dept.	Court Reimb.	30.00
177-2010	Police Dept.	Police Investigative Services Per Agreement	8,224.69
178-2010	Police Dept.	Noncompliance Fees	100.00
179-2010	Fire & EMS Dept	Plan Reviews & Inspection Fees	315.00
180-2010	Administration	Fire Damage Security To 9164 Gila	12,000.00

Mrs. Harlow said that the Ohio Division of Liquor Control sent word that all permits to sell alcoholic beverages expire on June 1, 2010. She said that this is our opportunity to object to any permits if we desire.

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Meeting _____

Board Budgetary Financial Reporting Unit

Form 6101

March 23, 2010

Held _____

Chief Meloy said we have received word from Northwest Local School Board that they approved the contract with the School Resource Officer

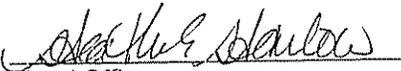
ADJOURNMENT

With no further business to come before the Board, at 8:55 PM. Mr. Deters motioned for adjournment Mr. Wolterman offered a second.

Mr. Deters "Aye"

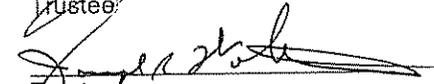
Mr. Ritter "Aye"

Mr. Wolterman "Aye"


Fiscal Officer


Trustee


Trustee


Trustee