

1572

**RECORD OF PROCEEDINGS
REGULAR**

Minutes of _____

Meeting _____

BARRETT BROTHERS, PUBLISHERS, SPRINGFIELD, OHIO

Form 6101

September 10, 2002

Held _____

Mrs. Rielage called the meeting to order at 7:03 p.m. The Board was in full attendance.

Pastor Steve Brown of Abundant Life Fellowship Church provided an invocation.

Webelos Troop #641 of St. John's Dry Ridge provided the color guard and led the pledge to the flag.

Mr. Fiedeldey motioned to waive the reading and approve the minutes of the June 11, 2002, July 9, 2002, and August 13, 2002 Regular meetings as well as the July 30, 2002 and August 19, 2002 Special meetings. Mr. Corman seconded the motion.

Mr. Fiedeldey	"Aye"
Mr. Corman	"Aye"
Mrs. Rielage	"Aye"

Ms. Mohr stated that for the record, the minutes of the June 11, 2002 meeting are not accurate and she will therefore not sign them.

Mr. Foglesong provided information regarding the Hunterston Lighting District. Mr. Foglesong indicated that, under the O.R.C., there are four methods available to the Board to assess the cost associated with the lighting district, however, the petition which was circulated to the Hunterston Residents for signature proposed that the cost be assessed on the basis of the number of properties. He added that this method is the most straightforward, and was the method that the Township has used for many years. Mr. Foglesong also indicated that the Hunterston Homeowners Association presented a proposal for reducing the number of lights, however, this alternate proposal was not the one which was attached to the petition, and circulating the petition would delay the installation of any lighting until 2004. He suggested that the Board consider the lighting district as presented, and consider the plan for fewer lights later, if supported by the residents. Discussion followed. Mr. Foglesong Read Resolution #35-02.

Mr. Fiedeldey motioned to approve Resolution #35-02. Mr. Corman seconded the motion.

Mr. Fiedeldey	"Aye"
Mr. Corman	"Aye"
Mrs. Rielage	"Aye"

Larry Brandstetter provided an update on Colerain Park. Substantial completion should be obtained by the end of September. Mr. Brandstetter indicated that the contractors had obtained an extension of time to finish through August 16, 2002, and the progress of the work was being closely monitored.

SHERIFF'S REPORT

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TRUSTEES' REPORT

Mr. Corman - announced the proclamation from President Bush that September 11 be Patriot Day with certain activities recognized.

Mr. Fiedeldey – announced that he attended a meeting to set the overall agenda for the Compass Plan. The focus was to not lose our identity.

Mrs. Rielage – stated that Columbus Day will be observed on Monday, October 14, 2002.

Mr. Corman motioned to observe Columbus Day on October 14, 2002. Mr. Fiedeldey seconded the motion.

Mr. Corman	"Aye"
Mr. Fiedeldey	"Aye"
Mrs. Rielage	"Aye"

Mrs. Rielage announced that she attended NATAT.

The flag on display is hers personally to recognize two family members in the military. The flag is not representative of the Township.

CITIZEN'S ADDRESS

Harold Foster, 2950 Royal Glen – discussed speeding and stop sign violations he has observed on Royal Glen Drive.

Chief Sarver is not aware of this particular situation, but he will have an officer in the area.

Michelle Day, 2941 Royal Glen – stated that a house in her neighborhood was purchased by CMHD. She stated that residents are worried that Section 8 housing will lead to deterioration of the property. She would like to take a proactive stance to avoid problems.

Jeanne Bernard, 3763 West Galbraith Road – reiterated her complaints about the Olde Savannah project. She has been complaining since 1998. It is Mrs. Bernard's opinion that nothing has ever been done to enforce the Zoning Code.

Mr. Fiedeldey spent several hours at the site and does not agree with Ms. Bernard's criticism.

Discussion was held on landscape stipulations and Ms. Bernard's misunderstanding.

Mike Dimmit, 8060 Olde Savannah, President of the Condo Association – stated that the Condo Association is not interested in participating in this feud between the developer and Ms. Bernard. He assured the Board that the Association will do everything to maintain and enhance the property, and was engaged in landscaping and grounds maintenance to avoid premises liability problems. All residents are willing to be friendly neighbors to Ms. Bernard. It will be her choice to continue the bickering, not theirs.

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Jeff Lierer, 8500 East Miami River Road – backed Ms. Bernard and stated his discontent with enforcing procedures.

Debbie Schmidt, 3704 Blue Rock Road - spoke about the Oakwood Office development at Cheviot and Blue Rock Roads. She stated that, contrary to what Dr. Mauch had indicated orally to the Zoning Commission in a recent meeting, the zone change resolution did not establish a fire/emergency access point to the development from Blue Rock Road. She also complained about dust coming from the development as a result of the recent filling/excavation on the site as part of the construction of the last building. She also requested a port-o-let be required for the workers on this development.

UNFINISHED BUSINESS

Fire Department, Chief Bruce Smith – requested replacement of ten cardiac monitors from Zoil, at a total price of \$131,132.

Mr. Corman motioned to approve the cardiac monitor replacement. Mr. Fiedeldey seconded the motion.

Mr. Corman	"Aye"
Mr. Fiedeldey	"Aye"
Mrs. Rielage	"Aye"

Police Department, Chief Steve Sarver – announced that a resource officer grant for Northwest High School has been awarded in the amount of \$125,000 for a three year period.

Public Works, Dennis Chapman – read Resolution #36-02 for SCIP/LTIP Round 17 application.

Mr. Corman motioned to approve Resolution #36-02. Mr. Fiedeldey seconded the motion.

Mr. Corman	"Aye"
Mr. Fiedeldey	"Aye"
Mrs. Rielage	"Aye"

Mr. Chapman discussed the consulting engineer agreement through the County Engineer. He requested approval for himself and Mr. Foglesong to sign the agreement.

Mr. Corman motioned that Mr. Chapman and Mr. Foglesong be authorized to sign the agreement on behalf of the Township. Mr. Fiedeldey seconded the motion.

Mr. Corman	"Aye"
Mr. Fiedeldey	"Aye"
Mrs. Rielage	"Aye"

Mr. Chapman requested the Board approve entering into an agreement with HCE if they so choose.

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Mr. Corman motioned to enter into an agreement with HCE. Mr. Fiedeldey seconded the motion.

Mr. Corman	"Aye"
Mr. Fiedeldey	"Aye"
Mrs. Rielage	"Aye"

Mr. Chapman updated the Board on road projects in progress.

Senior & Community Center, David Foglesong for Kay Klosterman - provided information to the Board for review of rental policies and fee changes.

Zoning, Otis Spriggs – provided information on the follow-up of a complaint on too many residents residing in one residence on Coghill Lane. Mr. Spriggs said that he had reviewed the matter with the owner/landlord of the property, and the owner indicated he would be taking action to rectify the situation. With regard to the complaint received in the prior meeting about dogs at the residence on Smithfield Lane, Mr. Spriggs stated that the Zoning Inspector went out to the property and determined that at the time of inspection, the dogs were properly confined.

Legal, James Reuter – read parts of Resolution #37-02 authorizing the issuance and sale of bonds not to exceed \$1,400,000 TIF for the Target project.

Mr. Corman motioned to approve Resolution #37-02. Mr. Fiedeldey seconded the motion.

Mr. Corman	"Aye"
Mr. Fiedeldey	"Aye"
Mrs. Rielage	"Aye"

Administration, David Foglesong – requested authorization to update/purchase computers at a cost of \$48,000 to CDW, \$22,500 to Dell and \$9,500 to EC Link.

Mr. Corman motioned to approve the computer purchase and update. Mr. Fiedeldey seconded the motion.

Mr. Corman	"Aye"
Mr. Fiedeldey	"Aye"
Mrs. Rielage	"Aye"

Mr. Foglesong announced that he sent a letter in opposition to the proposed dog park.

Provided information on the Planning Partnership amendment. He will ask for approval at the next meeting.

RFP for Public Works and Fire Station went out.

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NEW BUSINESS

Fire Department, Chief Bruce Smith – requested the hiring of Ben Meyer and Ryan Pollett as part-time firefighters at the rate of \$10.05 per hour.

Mr. Corman motioned to approve the part-time hires. Mr. Fiedeldey seconded the motion.

Mr. Corman	"Aye"
Mr. Fiedeldey	"Aye"
Mrs. Rielage	"Aye"

Chief Smith requested to move David Schneeberger to \$11.25 per hour effective August 29, 2002.

Mr. Corman motioned to approve the pay raise for David Schneeberger. Mr. Fiedeldey seconded the motion.

Mr. Corman	"Aye"
Mr. Fiedeldey	"Aye"
Mrs. Rielage	"Aye"

Chief Smith announced that he will make recommendations for accreditation at the next meeting.

Chief Smith announced that the Department received a donation of a plaque from Crown Memorial Cemetery commemorating September 11, 2001.

Chief Smith announced that Fire Expo will be held October 6, 2002.

Chief Smith stated that the target date for open house for the renovated fire station would be October 5, 2002.

Police Department, Chief Steven Sarver – announced that Mark Unger and Dan Meloy have both received their Master's Degrees.

Chief Sarver also announced that Angela Meyer received a letter of appreciation from North College Hill's Chief.

Doug LaMey determined the individuals who vandalized Colerain Park. They have been arrested.

Chief Sarver reported a \$1,479 donation from Wal Mart.

Chief Sarver stated that Kevin Sevier was released from probation and moved to \$18.71 per hour effective September 10, 2002.

Public Works, Dennis Chapman – stated they will use Beyer Tree Service for a fee of \$5,920.

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Parks & Services, Greg Snyder – announced that Recycle Day will be held October 19, 2002 from 8:00 a.m. until 2:00 p.m. Hazardous Waste will be collected for the first time this year. The Residential Recycling Incentive Fund recycling grant will cover \$27,000 of the cost, with an additional \$8,000 to be taken from the Parks and Services budget to cover the non-recyclable goods. The total for the day is not to exceed \$35,000.

Mr. Corman motioned to approve the expenses for Recycling Day. Mr. Fiedeldey seconded the motion.

Mr. Corman	"Aye"
Mr. Fiedeldey	"Aye"
Mrs. Rielage	"Aye"

Zoning, Otis Spriggs – read Resolution #38-02 for weed abatement.

Mr. Corman motioned to approve Resolution #38-02. Mr. Fiedeldey seconded the motion.

Mr. Corman	"Aye"
Mr. Fiedeldey	"Aye"
Mrs. Rielage	"Aye"

Administration, David Foglesong – announced that community development funding application has been received for 2003-2005. Public Hearings will be scheduled in October.

At 8:52 p.m., Mr. Corman motioned to take a five minute break. Mr. Fiedeldey seconded the motion.

Mr. Corman	"Aye"
Mr. Fiedeldey	"Aye"
Mrs. Rielage	"Aye"

The meeting reconvened at 9:09 p.m.

PUBLIC HEARING

ZA2002-03, ABC Daycare

Mr. Spriggs provided a Power Point presentation. The staff report presented recommended approval of the application with conditions.

Tom Abercrombie, 3377 Compton Road, engineer for the development, and Mr. Greg Davis, the owner's representative, spoke in support of the applicant.

A great deal of discussion among the Board and applicant. Mrs. Rielage commented favorably on the landscape plan. Mr. Abercrombie indicated that he was in discussion with the owner of the Lowe's store about sharing the Lowe's detention basin, and to obtain an easement for utilities and sewer lines on the Lowe's property, along the Common property line. If successful, the detention basin might be eliminated from the final development plan.

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There were no citizens present to speak on the proposed plan.

Mr. Corman motioned to close the hearing. Mr. Fiedeldey seconded the motion.

Mr. Corman "Aye"
Mr. Fiedeldey "Aye"
Mrs. Rielage "Aye"

Mr. Corman motioned to accept the recommendation of the Zoning Commission and adopt with modifications as read. Mr. Fiedeldey seconded the motion.

CLERK'S REPORT

Clerk Kathy Mohr – requested the establishment of Tax Increment Financing funds for Target TIF. The Bond Retirement fund will be established after the sale of the bonds.

Mr. Corman motioned to approve the establishment of TIF funds for Target. Mr. Fiedeldey seconded the motion.

Mr. Corman "Aye"
Mr. Fiedeldey "Aye"
Mrs. Rielage "Aye"

Ms. Mohr requested the following appropriation adjustments:

\$78,732	from	1000-930-930-0000	contingency
\$36,000	to	1000-910-910-0500	operating transfers out, to be transferred to Fire Department contracted services
\$42,732	to	1000-330-360-0000	
\$2,500	from	1000-760-710-0000	land
	to	1000-110-519-0000	other

Public Works:

\$500	from	2031-330-323-0000	repairs/maintenance
	to	2031-330-314-0000	AT&T fees

Mr. Corman motioned to approve the appropriation adjustments. Mr. Fiedeldey seconded the motion.

Mr. Corman "Aye"
Mr. Fiedeldey "Aye"
Mrs. Rielage "Aye"

Ms. Mohr read liquor permit transfer request from Kroger Limited Partnership I LP DBA Kroger 0908 to Kroger Co. DBA Kroger Co. 0908.

Ms. Mohr requested the approval of purchase orders, payroll and bills.

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Mr. Corman motioned to approve purchase orders, payroll and bills. Mr. Fiedeldey seconded the motion.

Mr. Corman	"Aye"
Mr. Fiedeldey	"Aye"
Mrs. Rielage	"Aye"

The following receipts were recorded by the Clerk:

<u>REC</u>	<u>VENDOR</u>	<u>FOR</u>	<u>AMOUNT</u>
537-02	Senior & Community Center	rent, HDM, Lunch	433.00
538-02	Parks & Services	shelter rental	35.00
539-02	Fire & EMS Department	permit fee	25.00
540-02	Police Department	cell calls	291.66
541-02	Senior & Community Center	fees, pc, rent, don, meal, refresh	837.00
542-02	Senior & Community Center	don, lunch	81.00
543-02	Dusty Rhodes	municipal court fines	7,818.75
544-02	Police Department	traffic fines	129.50
545-02	Fire & EMS Department	plan reviews	250.00
546-02	Senior & Community Center	crafts, fees, don, lunch	98.00
547-02	Police Department	fines	533.30
548-02	Senior & Community Center	don, lunch	34.00
549-02	Dusty Rhodes	SIF, rev assist	63,231.11
550-02	Council on Aging	COA grant	9,473.45
551-02	Police Department	OJP grant	12,129.00
552-02	5/3 Bank	interest receipt	2,003.84
553-02	Star Ohio	interest receipt	6,743.30
554-02	5/3 Bank	interest receipt	6,170.84
555-02	VOID receipt		
556-02	5/3 Bank	interest receipt	4,051.85
557-02	5/3 Bank	interest receipt	4,844.78
558-02	5/3 Bank	interest receipt	6,156.13
559-02	Senior & Community Center	fees, don, lunch	37.75
560-02	Rumpke Landfill	soild waste disposal fee	42,137.67
561-02	Senior & Community Center	fees, don, lunch	171.50
562-02	Fire & EMS Department	rpts, sign, tower, passport, CPR	389.50
563-02	Fire & EMS Department	EMS billing	386.42
564-02	Zoning Department	certificates & codes	2,173.20
565-02	Senior & Community Center	fees, don, lunch	59.30
566-02	Fire & EMS Department	plan reviews	100.00
567-02	Edmund Phillips	COBRA payment	203.56
568-02	Jim Petro	fees	170.00
569-02	Senior & Community Center	fees, don, lunch	61.20
570-02	Dusty Rhodes	motor vehicle tax	39,791.49
571-02	Dusty Rhodes	weed, light dist, Colerain Sq	71,740.69
572-02	VOID receipt		
573-02	Dusty Rhodes	real estate, personal prop	648,707.59
574-02	Administration & Parks	veh. maintenance	1,587.81
575-02	Senior & Community Center	fees, rent, don	236.00
576-02	Fire & EMS Department	plan review	75.00
577-02	Senior & Community Center	crafts, lunch	237.35
578-02	Greg Snyder	cell calls	62.25
579-02	Dusty Rhodes	gas, highway tax	4,422.30
580-02	Senior & Community Center	fees, don, lunch	161.40

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581-02	Parks & Services	shelter reservation	35.00
582-02	Senior & Community Center	rent, don	288.15
583-02	Administration	Revisited	5.00
584-02	Zoning Department	certificates, BZA, codes	1,984.98
585-02	Fire & EMS Department	EMS billing	3,317.96
586-02	Fire & EMS Department	cell, don, sign, rpts, other	4,025.06
587-02	Senior & Community Center	fees, rent, don, lunch	1,449.60
588-02	Senior & Community Center	rent, don, lunch	100.75
589-02	Mark Walsh	postage	.35
590-02	Senior & Community Center	fees, don, lunch	227.85
591-02	Police Department	Portage Co juv court	10.00
592-02	Administration	rebate from Sony	8.00
593-02	Senior & Community Center	fees, rent, don, lunch	360.00

EXECUTIVE SESSION

At 10:00 p.m., Mr. Reuter requested an Executive Session to discuss matters of grievance for collective bargaining and matters relating to compensation.

Mr. Corman motioned to adjourn into executive session. Mr. Fiedeldey seconded the motion.

Mr. Corman	"Aye"
Mr. Fiedeldey	"Aye"
Mrs. Rielage	"Aye"

Emmett Graber, 8385 Livingston, stated that he sent a letter to the Board and requested a response.

The meeting reconvened at 12:25 a.m., Wednesday, September 11, 2002.

Mr. Fiedeldey motioned to appoint Mr. Foglesong as acting clerk for the purpose of recording the minutes. Mr. Corman seconded the motion.

Mr. Fiedeldey	"Aye"
Mr. Corman	"Aye"
Mrs. Rielage	"Aye"

Mr. Foglesong recommended a salary increase for the Public Works Director Dennis Chapman in the amount of 2% of his existing salary retroactive to January 1, 2002.

Mrs. Rielage motioned to approve the salary increase for Dennis Chapman. Mr. Corman seconded the motion.

Mrs. Rielage	"Aye"
Mr. Corman	"Aye"
Mr. Fiedeldey	"Aye"

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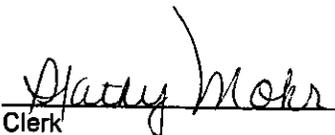
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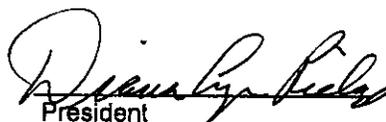
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There being no further business to come before the Board, Mr. Fiedeldej motioned to adjourn the meeting at 12:30 a.m., Wednesday, September 11, 2002. Mr. Corman seconded the motion.

Mr. Fiedeldej	"Aye"
Mr. Corman	"Aye"
Mrs. Rielage	"Aye"


Clerk


President