

RECORD OF PROCEEDINGS  
REGULAR

Minutes of \_\_\_\_\_

Meeting \_\_\_\_\_

BARNETT BROTHERS, PUBLISHERS, SPRINGFIELD, OHIO

Form 6101

November 12, 2002

Held \_\_\_\_\_

Mrs. Rielage called the meeting to order at 7:06 p.m. The Board was in full attendance. Ms. Mohr was not present.

**Doug Wright of Pleasant Run Baptist Church** provided an invocation.

**Brownie Troop #345 of St. Ann of Groesbeck** led the pledge to the flag.

Mrs. Rielage relayed that Ms. Mohr requested a delay in the approval of the minutes until the next meeting when she is present.

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

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

**SHERIFF'S REPORT**

Sgt. Scudder with the Hamilton County Sheriff's Department gave the statistics to Chief Sarver.

Mr. Reuter arrived at 7:15 p.m.

**TRUSTEES' REPORT**

**Mr. Corman** – Hamilton County Emergency Management Agency requested we announce that Governor Taft has declared Nov 17-23, 2002 as Winter Safety Awareness Week.

Mr. Corman announced that an all hazard mitigation plan public hearing will take place at the November 26, 2002 meeting.

**Mr. Fiedeldey** – several months ago he mentioned he would like to implement a storm water mitigation plan. Since we now have a draft of the all hazards mitigation study, Mr. Fiedeldey stated he would like to make that study part of our comprehensive plan as it pertains to storm water and our environmentally sensitive hillsides. A large part of the township is made up of hillsides and is in danger of experiencing mud slides

**Mrs. Rielage** – requested the Board consider adopting a resolution for signs in the public right of way. Sign regulations in the right-of-way are already a part of the Zoning Resolution, but she requested a more direct stand from the Trustees. Mrs. Rielage provided the other Board members with the proposed Resolution to consider at the next meeting.

Mrs. Rielage read seven thank you notes from residents to the Fire Department. Beverly Knox complimented the Fire Department for being well-trained, capable, compassionate, gentle and reassuring with her. Mary Hill, Pam Gabbard and Debbie Rice thanked the Fire Department for making their accident a little less stressful. Phyllis Sommer thanked the paramedics for saving her husband Bill's life when his heart stopped beating in the ambulance. Louise Stefahins, an 87 year old resident living alone, for transporting her to the hospital. Ruth Geisler expressed how grateful she was to the paramedics for the care they gave her husband. Rebecca Salt and family thanked the Fire Department for their quick response when she was in need. The last letter came from Barb Gaviglia, wife

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of Parks & Services employee Fred Gaviglia. Mrs. Gaviglia thanked paramedics Eric Troxell and Tim Beach along with EMT's Jerry DiMuzio and Jeff Slayback for their response which saved his life. Mrs. Gaviglia had always known we had good paramedics and EMT's, but now she truly knows that they are not only lifesavers, but caring individuals.

Mrs. Rielage read Resolution #43-02 honoring the Senior & Community Center's 20<sup>th</sup> Anniversary and declaring November 21, 2002 as Colerain Senior and Community Center Day in Colerain Township.

Mr. Fiedeldey motioned to approve Resolution #43-02. Mr. Corman seconded the motion.

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

Mr. Corman, with Monday having been Veteran's Day, expressed his gratitude for the Veterans for all they have done.

**CITIZEN'S ADDRESS**

**Mark Coulter, 3889 Brockton Dr.** - Previously presented a petition to obtain restricted parking on Cobblechase and Brockton Drives. He was told to wait until the school year began to see if the school made any effective changes. He has returned to ask the Board again to restrict the parking because the problem has not been alleviated. The petition has 80% of the residents in favor of the restricted parking.

Mrs. Rielage asked if he has a new petition. Mr. Coulter responded that it is the same one he previously submitted.

Mr. Fiedeldey questioned whether the need for the restricted parking was because there is a lack of parking for the residents once the high school students park there, or if the students are causing problems in the neighborhood. Mr. Coulter explained the problems the students are causing in the neighborhood.

Mr. Chapman gave the hours the parking would be restricted. He asked the Board to wait until next meeting to make a decision. He has additional information, some residents have called to change their original position on the issue, but he was not aware the issue would be brought up at this meeting, and is therefore unprepared.

Mrs. Rielage stated the Township will call the school in the mean time and check into the matter further.

**Debbie Schmidt, 3704 Blue Rock Road**- reminded the Board that the temporary construction access on Blue Rock Road has a deadline of Friday to close. She asked the Board for their support in keeping the Friday deadline.

Mr. Spriggs stated that Mr. Meierjohn may ask for extension, but he is not sure. He believes Mr. Meierjohn is behind schedule.

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After questions about the possible usage of the other driveway and whether there would be damage to the pavement at the official entrance, the Board agreed to not allow an extension if it is requested.

Ms. Schmidt stated that the real issue she has with the development is the storm water runoff from the development. She submitted a packet for the trustees with pictures from rains during the past few months showing proof.

Mr. Spriggs will look into the mater, but water runoff is a public works issue. The Board directed Mr. Spriggs and Mr. Chapman to both address the issue. Mr. Corman will contact Mr. VanHart.

**Robert Schmaltz, 8181 Gaines Rd.** – Presented petitions to the Board for some type of traffic sign or signal at Gaines Road going South at Beckridge. He has had three accidents in the area. The issue has been addressed before with the police. The police have been out there monitoring, but the monitoring has not occurred on a regular basis, and it is not a permanent solution. There is a blind spot and hill hopping is a problem.

Gaines Road is under jurisdiction of Hamilton County. Mr. Corman asked Mr. Chapman to contact the Hamilton County Engineers to see how we can alleviate the problem.

Mrs. Rielage questioned whether a flashing light provides realistic help.

Chief Sarver stated that in reality it does help some. Mr. Chapman emphasized that they help more with people unfamiliar with area.

Mr. Fiedeldej questioned if a stop sign is possible. Mr. Chapman explained that Hamilton County investigates a proposed area by looking at accident statistics to see if it meets the warrants. He added that it is possible to place a stop sign in only one direction if it is not needed in the other.

In mean time, the Police Department will increase their presence in the area.

**Greg Schwerman, 6220 Aspen-** Involved in one of the accidents with Mr. and Mrs. Schmalz, his parents.

The Board questioned the average age of the other drivers. Mr. Schmalz reported that not all of the problems are from young drivers.

**Carl Harsh, 7286 Memory Lane** – announced that he has found out that other sources of money are available to the Township for street repair. He received information from Mr. Chapman that SCIP funds are a possibility. He asked the Trustees for a commitment to list the streets in priority, with Memory first, for next year's SCIP application. He found out today that there are plans to resurface the street even though a complete replacement is needed. He asked the board to not do this, to please wait a year, because the resurfacing will make it harder to receive SCIP funds next year.

Mrs. Rielage informed Mr. Harsh that the Township was turned down completely this year and his street was a part of the projects turned down.

Mr. Corman spoke to Hamilton County Engineers about the street. They recommend a study to see what depth we need to go into to make the best

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repair to the street. The Township was planning to do the temporary repair and take money from general fund.

Mr. Harsh asked that the Board put them first on the list for next year. The Board agreed and stated that they did appeal this year's decision, but were again denied.

Mr. Harsh asked about another road levy. The Board answered that it is being discussed.

**Pat Pendleton, 7274 Memory Lane-** asked for clarification to her questions of how long the resurfacing would last if it were done and whether their chances for receiving SCIP funds would be harmed if the resurfacing would be completed.

Mr. Chapman answered that the resurfacing would only last a few years and it would harm their chances of getting SCIP funds.

In response to Mr. Fiedeldey's question of how many years he has applied for SCIP funds for Memory, Mr. Chapman explained that that we have applied at least 7 times with most likely a 10% match.

Mr. Fiedeldey asked if Memory Lane could be our first choice for grants next year baring any major catastrophe.

Mr. Fiedeldey also asked if we would have money to increase to 20% match when we apply next year. Mr. Foglesong stated that there would be enough in the general fund to increase the matching percent.

When asked by Mrs. Rielage, Mr. Chapman responded that there have been streets on the list as long or longer than Memory before funding was received.

The Board's final decision was to make minimal repair, filling just the potholes to make the street driveable, not to resurface, and they will apply next year with Memory first on their priority list..

**UNFINISHED BUSINESS**

**Public Works, Dennis Chapman** – requested the Board approve entering into an agreement with the Governor's Highway Safety Office for a Computerized Street Sign Inventory Program. A grant in the amount of \$4,125.00 was received to reimburse the Township's cost.

Mr. Corman motioned to approve the contract for the computerized inventory. Mr. Fiedeldey seconded the motion.

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

Mr. Chapman requested Change Order #1 for Nabida Drive in the amount of \$650 for additional excavation and to install a base for the headwall.

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Mr. Corman motioned to approve the change order. Mr. Fiedeldey seconded the motion.

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

Mr. Chapman provided the Board with roadwork updates.

**Zoning, Otis Spriggs** – read Resolution #45-02 for the zone change for Galbraith Road Office Park, ZA2002-04.

Mr. Fiedeldey asked if the applicant had given the requested report concerning the tree that was questioned at the last meeting.

Mr. Spriggs said he had not, and Mr. Fiedeldey asked if the Board should wait on the vote. Mr. Fiedeldey did contact an expert from the Landscape Advisory Board, and the person said the tree could probably be saved with little effort. Mr. Spriggs stated the Board could wait on the vote or add a condition to the final development plan.

Mr. Reuter stated that it would be appropriate to add it as a condition to Final Development Plan. He then began amending the motion so that it could be revisited later in the meeting.

Mr. Spriggs announced that the case for the Land Use Advisory Board regarding the Northeast Rural Sector on the Regional Planning Commission's LUP has been continued for 30 days.

**Administration, David Foglesong** – request Board approve entering into contract with Cole & Russell for the design of the new fire station and Public Works facility. They reduced their fee arrangement to 7% versus their usual 7.5%-8%, which is a savings of about \$20-40,000. Cole & Russell wanted to address the Board, if necessary, to explain their fees.

Mr. Corman motioned to enter into contract with Cole & Russell for the design of the two new buildings. Mr. Fiedeldey seconded the motion.

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

Mr. Fiedeldey added that their fee of 7% is fine, but wanted to know if it was all inclusive and what extras we may be subject to receiving.

Mr. Foglesong explained the extra services.

Mr. Foglesong made a request for a change order for Colerain Park. A manhole did not exist where MSD said it did. One needed to be installed at a cost of \$14,063.

Mr. Corman motioned to approve the change order. Mr. Fiedeldey seconded the motion.

Discussion.

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Mr. Fiedeldey questioned the cost. Mr. Foglesong explained it was for the whole manhole, not just for the additional depth initially proposed.

David read the rest of the change orders under \$5,000 per Mr. Fiedeldey's request.

Mr. Corman motioned to approve the complete list of change orders. Mr. Fiedeldey seconded the motion.

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

Mr. Foglesong added that the total change orders, although they seem numerous, are less than 5% of the total cost.

Mr. Foglesong announced that he and Mr. Snyder met with Human Nature this morning to discuss the conceptual plans for the Wilhelm property. They would like to hold a public meeting to present their plans to the trustees and the public as well as to get everyone's input. Mr. Foglesong requested the Board approve Tuesday, December 3, 2002 at 6:00 p.m. for a special meeting.

Mr. Corman motioned to approve December 3, 2002 at 6:00 p.m. for a special meeting. Mr. Fiedeldey seconded the motion.

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

Mr. Foglesong provided Board with a packet from WHCCP to prioritize the goals of their plan. Mr. Foglesong stated that the response is not requested until January. He asked that the Board consider what to do with the plan.

Mr. Fiedeldey said that we are still in the development stages of our own Comprehensive Plan. He said we could only agree on what agrees with the Township's comprehensive plan and our Zoning Code. We would consider only what is consistent with the Township's plans. Mr. Corman agreed.

Mr. Foglesong requested that the Board make a formal motion to approve the statement that they will only consider what is consistent with the Township's Comprehensive Plan and the Zoning Code.

Mr. Fiedeldey said we should not respond to their questionnaire at all outside of approving the statement.

A formal resolution will be prepared for the next meeting.

**Legal, James Reuter** – returned back to Mr. Spriggs' resolution request. Read his amendment to the resolution to address the saving of the Oak tree.

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Mr. Fiedeldey motion to approve the resolution as amended. Mr. Corman seconded the motion.

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

This vote hereby concludes all matters concerning this Zoning Case.

Mr. Reuter reminded the Board that he provided them with a draft noise resolution at the last meeting. He received a request from Chief Sarver to discuss the resolution. He has not yet met with him but he will before the next meeting.

**NEW BUSINESS**

**Fire Department, Chief Bruce Smith** -- requested the hiring of Robert Brown at the rate of \$10.05 per hour. He also requested rate increases for Mike Cramerding, Robert Kallendorf and Seth Schumacher to the rate of \$11.82 per hour after achieving their paramedic status.

Mr. Corman motioned to approve the hiring and pay rate increases. Mr. Fiedeldey seconded the motion.

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

In February, the Board approved modest renovations to both Headquarters and Station 26. Alterations to Headquarters have been completed, and Chief Smith requested approval to proceed with the alterations to Station 26. The project estimate total is \$12,111.24, not including any mold removal that may be necessary if it is found once the work begins.

Mr. Corman motioned to approve the renovations to Station 26. Mr. Fiedeldey seconded the motion.

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

Chief Smith journalized the following donations for the Citizens' Fire Academy: \$250.00 from Wal Mart, \$250.00 from Colerain Township Business Association, \$1,000.00 from Rumpke.

**Police Department, Chief Steven Sarver** -- gave recognition to the following employees: Jason Sax for spending a day with Jamey Locastro, a police officer from Clay, New York looking to relocate in the Township; Angela Meyer for her assistance in a break-in at Greener Elementary; Jerry Grayson & Mark Meyer received recognition from the American Riders Association for their assistance in the toy ride which passed through Colerain Township.

**Public Works, Dennis Chapman** --read Resolution #44-02 for emergency snow removal.

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Mr. Corman motioned to approve Resolution #44-02. Mr. Fiedeldey seconded the motion.

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

Mr. Chapman provided information on the new equipment for liquid snow removal. This is very new technology. The Department will be able to provide treatment on nice day, which will act as a first response in the case of inclement weather.

**Senior & Community Center, Kay Klosterman** –requested a delay on approval of a new copier.

Mrs. Klosterman announced that the original side of the building is in need of a new furnace. The proposed cost is \$6,911.

Mr. Corman motioned to approve the purchase of a new furnace for the original side of the Senior & Community Center. Mr. Fiedeldey seconded the motion.

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

Mrs. Klosterman announced that November 21, 2002 is the 20<sup>th</sup> anniversary celebration at the Center. The ceremony is at 12:30 p.m. with activities all day.

**Parks & Services, Greg Snyder** - announced that he has received requests to sponsor the nine new benches that have just been installed at Colerain Park for \$100 per bench. The signs will be brass and approximately 3" x 8". The Trustees will have discretion on requested wording.

Mr. Corman motioned to allow the benches to be sponsored for \$100. Mr. Fiedeldey seconded the motion.

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

Mr. Fiedeldey questioned who would be allowed to sponsor. It was decided that sponsorship would be limited to residents and families only, no businesses.

If the sponsorship is successful, it can be expand to other sites throughout the Township.

**Zoning, Otis Spriggs** – provided updates.

Mr. Spriggs requested a special meeting to appoint for two vacancies on the Zoning Boards on November 26, 2002 at 6:00 p.m. before the start of the regularly scheduled meeting.

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Mr. Corman motioned to approve the special meeting. Mr. Fiedeldey seconded the motion.

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

**Administration, David Foglesong** – requested the Board vote on the proposed amendment to the Planning Partnership on participation in Friends of the Planning Partnership.

The Board instructed Colerain's four members to vote no.

Mr. Foglesong read resolution #46-02 for Grace Acres Lighting District clerical amendment.

Mr. Corman motioned to approve Resolution #46-02. Mr. Fiedeldey seconded the motion.

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

Mr. Foglesong provided information on the Ohio EPA information session on the proposed vertical expansion for the Rumpke Sanitary Landfill. It will be held November 14, 2002 at 7:00 p.m. at Northwest High School.

#### CLERK'S REPORT

On behalf of Ms. Mohr, Mr. Foglesong requested the Board approve receipts and increasing the 2002 appropriation for fund 2905 HMGP by \$25,739.73 do to unexpected receipts.

Mr. Corman motioned to approve the receipts and appropriation increases. Mr. Fiedeldey seconded the motion.

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

#### EXECUTIVE SESSION

**At 9:35 p.m., Mr. Reuter** requested an Executive Session to discuss matters of compensation of pending litigation and compensation of a public employee.

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

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

The meeting reconvened at 10:35 p.m.

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

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

Mr. Corman motioned to adjust Township Administrator David Foglesong's salary from the previously approved 1.5% CPI increase plus a bonus of \$2,000 to a salary increase 3.5% effective October 1, 2002. Mr. Fiedeldey seconded the motion.

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

Mr. Corman motioned to approve a salary increase for Police Chief Steven Sarver by 1.5% CPI increase and a 5% merit increase effective October 15, 2002. Mr. Fiedeldey seconded the motion.

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

There being no further business to come before the Board, Mr. Corman motioned to adjourn the meeting at 10:40 p.m. Mr. Fiedeldey seconded the motion.

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

Gately Mohr  
Clerk

[Signature]  
President