

RECORD OF PROCEEDINGS

REGULAR

Minutes of

Meeting

BADRETT BROTHERS, PUBLISHERS, SPRINGFIELD, OHIO

Form 6101

May 13, 2003

Held

Mr. Corman called the meeting to order at 7:05 p.m. The Board was in full attendance.

The Reverend Andrew Norris of Christ Lutheran Church provided an invocation.

Girl Scout Troop #141 provided the color guard and led the pledge to the flag.

Mrs. Rielage motioned to waive the reading and approve the minutes of the April 4, 2003 Special Meeting. Mr. Fiedeldey seconded the motion.

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

Mrs. Rielage motioned to waive the reading and approve the minutes of the May 6, 2003 Special Meeting prior to any change made after Friday.

There was discussion on the timeliness of corrections/changes. Mr. Fiedeldey submitted changes Friday evening, after work hours.

Mr. Corman suggested a written protocol be established for changes/corrections.

Mr. Fiedeldey motioned to waive the reading and approve the minutes of the April 22, 2003 Special Meeting.

Mrs. Rielage cannot approve as she has not read them. Changes were made after the final draft was given to the Board last Friday.

**PUBLIC HEARING**

**Lyness Lighting District**

Mr. Foglesong presented the proposed lighting district.

No one was in attendance to speak regarding the proposed lighting district.

Mr. Fiedeldey motioned to close the hearing. Mrs. Rielage seconded the motion.

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

Mr. Foglesong read Resolution #27-03 establishing Lyness Lighting District.

Mr. Fiedeldey motioned to approve Resolution #27-03 approving the lighting district. Mrs. Rielage seconded the motion.

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

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**PRESENTATION**

**Colonel Hoffbauer – Hamilton County Sheriff's Office**

Colonel Hoffbauer spoke regarding the purpose and enforcement of a curfew as well as the results in some areas. He also pointed out the extensive benefits of a curfew. He also stated there were no negative impacts from a curfew that was implemented in Anderson Township and crime was reduced significantly. Col. Hoffbauer pointed out that 12:00 a.m. to 5:00 a.m. curfew is as good as it gets.

Mr. Fiedeldey invited Colonel Hoffbauer to speak as an expert on the curfew issue. Col. Hoffbauer reported on curfews from midnight to 5 a.m.

Each Board member stated their position on the adoption of a curfew. Mr. Corman and Mr. Fiedeldey disagree on the time. Mrs. Rielage is opposed to any curfew.

Mr. Fiedeldey suggested that they draft a curfew from 12-5 a.m. as presented by the expert testimony of Colonel Hoffbauer. He would like to at last try it for a two year trial period.

Mr. Reuter was instructed to prepare a resolution for the next meeting.

Mr. Corman suggested to have the curfew 1:00 a.m. to 5:00 a.m. Review it after twelve months and if the rate is up in 12:00-1:00, we could reconsider. Mr. Fiedeldey rejected.

Mr. Fiedeldey motioned to adopt a curfew from 12-5 a.m. If problems arise, it can be changed. There was no second for Mr. Fiedeldey's motion.

**Ray Cooke, 100444 Pebbleridge Ln. – Lincoln Park Baptist Church**

Asked for the Township's involvement for a ceremony to honor community heroes including police and fire personnel on May 20, 2003.

**SHERIFF'S REPORT**

Sgt. Scudder with the Hamilton County Sheriff's Department gave the monthly statistics, citation reports and DUI reports to Chief Sarver.

**TRUSTEES' REPORT**

Mr. Fiedeldey – requested the Township administration fee for nuisance abatements be increased from \$10 to \$250. He had requested the Zoning Department do a study to determine the cost to the Township for administrative and professional services for the abatements. The study determined that the Township spends \$135 and over four hours of staff time and yet the Township only collects \$10 for these expenses. Mr. Fiedeldey read Resolution #28-03 increasing the \$10 fee to at least \$250 for administrative fees that are incurred for nuisance abatements.

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Mr. Fiedeldey motioned to approve Resolution #28-03. Mrs. Rielage seconded the motion.

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

Mr. Fiedeldey would like to include the Friends of the Great Miami in the invitation to honor volunteers at the Park dedication in June. The group has done numerous tasks for the Township such as collecting a dump truck full of tires at Wilhelm Park. They have also obtained a \$2,400 grant to plant native trees at the Park plus other tasks that saved the Township money.

Mrs. Rielage feels that we could not include all organizations and groups who volunteer for the Township. Other groups were omitted from invitation also. Mr. Corman agrees.

Mrs. Rielage stated that the Friends of the Great Miami could be one of the main honorees when the new park is dedicated since a lot of their work has been at the park.

Mr. Fiedeldey thanked the Friends of the Great Miami.

**Mr. Corman** – contacted the Hamilton County Engineer for assistance in the citizen request for a traffic signal on Harrison and East Miami River Roads.

Mr. Corman announced that June 8, 2003 is National German Day at Donauschwaben. He would like a resolution prepared for the next meeting.

Mr. Corman stated that he will provide any citizen comments for 30 minutes at the second meeting during the summer work session.

Mr. Corman announced that the Township has received a grant in the amount of \$7,500 to help offset the cost of an outdoor early warning siren.

**CITIZEN'S ADDRESS**

**Kristin Lack, 4231 Endeavor Drive** – addressed the curfew issue. She is in support of one. She feels it is in the best interest of the children.

**Connie Brown, 2367 Blue Lark Drive** – informed the Board of a health hazard of rubbish and stagnant water behind her property. A clean up is necessary. The Health Department investigated. She provided pictures. Discussion.

Mr. Foglesong will contact the appropriate agencies.

**Willie & Shirley Munlin, 2373 Blue Lark Drive** – stated that tree branches from the Skyline Property are hanging on their property. Mr. Snyder will have them trimmed.

**Janie Lamb, 2379 Blue Lark Drive** – same issue.

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**Terri Murray, 8822 East Miami River Road** – cited complaints against Rumpke's NPK compost. She cited incidents and problems with Rumpke drivers on East Miami River Road.

Chief Sarver reported on his contact with Larry Stone regarding this issue.

Mrs. Murray supports the curfew. She suggested a 12:30 a.m. compromise.

Mr. Fiedeldej stated his opinion that there should be zero tolerance when dealing with violations of Rumpke at the NPK site. They have been named numerous times for parking trucks in the roadway and Chief Phillips even sent Rumpke a letter informing them of this dangerous situation.

**Karen Whitcom, 11739 Elkgrove** – has not received a response from Mrs. Rielage and Mr. Corman regarding the OEPA issues raised in a letter sent to all trustees. A response was requested.

The Board instructed Mr. Foglesong to forward a letter to the governor stating the displeasure of EPA in following procedures.

**Jeanne Bernard, 3763 West Galbraith Road** –wants to know about the dead spruce trees not replaced.

**Betty Strum, 2411 Blue Lark Drive** – addressed the Skyline acres debris issue.

At 9:57 p.m., Mr. Fiedeldej motioned to take a five minute recess. Mrs. Rielage seconded the motion.

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

The meeting reconvened at 9:07 p.m.

**UNFINISHED BUSINESS**

**Administration, David Foglesong** – announced that the Township received a grant from OPWC for \$43,802.00 for the Groesbeck area. The Township's contribution is \$33,906, of Colerain and MSD in kind labor and support.

Mr. Foglesong announced that there will be a Special meeting for May 19, 2003 at 4:30 p.m. for Zoning Case ZA2003-02.

**NEW BUSINESS**

**Fire Department, Chief Bruce Smith** – requested approval for a radio equipment purchase in the amount of \$147,965 through the County's contract with Motorola.

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Mrs. Rielage motioned to approve the purchase of radio equipment. Mr. Fiedeldey seconded the motion.

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

Chief Smith requested the hiring of Christian Botts, Corrie Kief and Kevin Schneider at the rate of \$9.00 per hour for seasonal hydrant technicians.

Mrs. Rielage motioned to approve the hiring. Mr. Fiedeldey seconded the motion.

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

Chief Smith requested approval to accept the following donations: \$100 from the historical society for the Citizens' Fire Academy and \$1,000 from the Northwest Women's Club.

Mrs. Rielage motioned to accept the donations. Mr. Fiedeldey seconded the motion.

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

**Public Works Department** – recommended the extension of a storm sewer contract at an amount not to exceed \$21,000 with Tel-Vac.

Mrs. Rielage motioned to approve the contract extension. Mr. Fiedeldey seconded the motion.

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

Requested the hiring of Jonathon Bresnen, Eric Eppert and Kraig Rieman as part-time, seasonal maintenance worker II classification 11a at the rate of \$6.40 per hour effective May 13, 2003.

Mrs. Rielage motioned to approve the part-time seasonal hiring. Mr. Fiedeldey seconded the motion.

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

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Mr. Chapman provided information on the 20% tax. He requested approval to apply for the tax money to be used by the Public Works Department for street maintenance.

Mr. Fiedeldey motioned to approve Mr. Chapman applying for the 20% tax. Mrs. Rielage seconded the motion.

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

Mr. Chapman provided a list of streets for the 2003 road program.

Mr. Chapman announced closure of Wesselman Road by MSD.

**Senior & Community Center, Kay Klosterman** – announced that this is National Senior Center Week. There will be programs all week at Northgate Mall.

**Parks & Services Department, Greg Snyder** - requested the approval to hire Brittany Andrews as a new part-time seasonal employee for the summer youth program with a starting rate of \$6.96 per hour effective May 18, 2003.

Mrs. Rielage motioned to approve the part-time seasonal hiring. Mr. Fiedeldey seconded the motion.

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

Mr. Snyder requested approval to give a rate increase for the following employees returning from last year for the summer youth program:

- Jeff Anderson to 10.74 per hour
- Dawn Egbert to \$8.23 per hour
- Greg Insco to \$7.92 per hour
- Ali Forester to \$7.17 per hour
- Krista Theil to \$8.23 per hour
- Paul Kidwell to \$7.17 per hour

He also requested approval to give a rate increase to the returning part-time seasonal employees working as park maintenance:

- Tom Hines to \$8.99 per hour
- Ryan Burgess to \$8.38 per hour
- Scott Foust to \$8.38 per hour
- Gary Lauer to \$7.92 per hour
- Steven Setzer to \$8.99 per hour
- Josh Webb to \$6.85 per hour

All of the pay rates are effective as of May 18, 2003.

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Mrs. Rielage motioned to approve the part-time seasonal pay raises for the returning summer youth program employees and the returning park maintenance employees. Mr. Fiedeldey seconded the motion.

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

**Zoning Department, Otis Spriggs** – read resolution #29-03 for weed abatements. Pictures were provided to the Board.

Mrs. Rielage motioned to approve Resolution #29-03. Mr. Fiedeldey seconded the motion.

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

Mr. Spriggs provided Zoning updates on the Luxford Condos. There will be a public hearing May 27, 2003 at 8:30 p.m.

**Administration, David Foglesong** – requested approval for the surplus Kemper Road right of way transfer from Hamilton County Board of County Commissioners to the Board of Trustees and that the Board accept the conditions.

Mrs. Rielage motioned to approve the right of way transfer and the conditions. Mr. Fiedeldey seconded the motion.

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

**PUBLIC HEARING**

9:33 p.m.

**2003-01, Rumpke Land Use**

Kathy Creeger provided a Power Point presentation.

**In attendance for the developer/applicant:**

**Larry Riddle** – commented on behalf of the applicant. He apologized on behalf of Rumpke for the incident involving Mrs. Murray and he will speak to Larry Stone.

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**The following residents spoke regarding the proposal:**

**Jeff Liehrer, 8500 East Miami River Road** – thinks investigation should be done and a new permit is needed.

**Alice Kennedy, 3025 West Kemper** –represented a group called POWER (property owners want equal rights).

**Bruce Garber, 5713 Springdale Road** – LUAB member

**Virginia Woyke, 11521 Bank Road** – opposed to expansion.

Mrs. Rielage motioned to close the citizens' input portion of the public hearing. Mr. Fiedeldey seconded the motion.

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

Mrs. Rielage motioned to follow the recommendation of the Zoning Commission for denial of LUAB case #2203-01. Mr. Fiedeldey seconded the motion.

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

**CLERK'S REPORT**

**Ms. Kathy Mohr** – read a request for a new liquor permit application for A. Stickrod Co. LLC doing business as Colerain Sunoco.

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

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

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

The following receipts were recorded by the Clerk:

<u>REC</u>	<u>VENDOR</u>	<u>FOR</u>	<u>AMOUNT</u>
241-03	Greg Snyder	cell calls	3.00
242-03	Senior & Community Center	don, lunch	32.00
243-03	Parks & Services	shelter reservations	105.00
244-03	Police Department	fees, court fines	426.50
245-03	Senior & Community Center	fees, rent, don	141.25
246-03	Zoning Department	certificate, amendment, other	15,978.62
247-03	Rumpke	solid waste disposal	40,941.19
248-03	Fire & EMS Department	permit fee	75.00
249-03	OTARMA	board meeting	984.96
250-03	Public Works Department	snow removal	1,693.44



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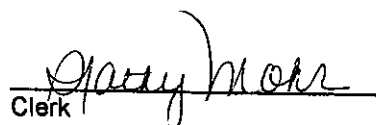
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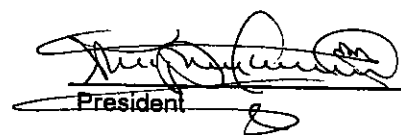
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251-03	Administration	copies	1.00
252-03	Senior & Community Center	fees, rent, lunch	280.00
253-03	Senior & Community Center	fees, don, lunch	112.75
254-03	Police Department	April witness	84.00
255-03	Time Warner Cable	March franchise fees	73,727.51
256-03	revenue adjustment		
257-03	Parks & Services	shelter reservations	35.00
258-03	Dusty Rhodes	sif, rev assist, tax, misc.	81,746.59
259-03	Fire & EMS Department	EMS billing, don, rent, misc.	10,553.92
260-03	Senior & Community Center	fees, don, lunch	127.60
261-03	Fred Gaviglia	lost paycheck fee	5.00
262-03	Senior & Community Center	crafts, don, rent, don, refresh	496.60
263-03	Fire & EMS Department	permit, inspection	50.00
264-03	Senior & Community Center	fees, rent, don, lunch	759.10
265-03	Senior & Community Center	fees, don, lunch	23.75
266-03	Fire & EMS Department	CPR, don, rpt, sign, misc.	6,643.60
267-03	Dusty Rhodes	gas excise	4,032.29
268-03	Dusty Rhodes	manufactured homes	5,446.19
269-03	Zoning Department	certificate, BZA, amendments	2,108.36
270-03	Senior & community Center	fees, don, lunch	97.00
271-03	Star Ohio	investment star	4,314.68
272-03	Fifth Third Bank	investment primary	12,823.75
273-03	COA	COA for April	14,875.12
274-03	OJP Treas.	OJP for April	20,788.00
275-03	Administration	revisited book	5.00
276-03	Police Department	finer	452.50
277-03	Senior & Community Center	fees, rent, don, lunch, refresh	376.00
278-03	Fire & EMS Department	payment of invoices	0.00
279-03	Senior & community Center	fees, don	125.00
280-03	Auditor of State	rollbacks & homestead	752,878.96
281-03	Mark Walsh	postage	1.00
282-03	Fire & EMS Department	plan review	75.00
283-03	Police Department	revenue adjustment	
284-03	Frank Birkenhauer	cell calls	7.28
285-03	T-mobile	Thompson Rd rental	49,500.00
286-03	Public Works Department	permits & cell	42.94
287-03	Dusty Rhodes	lodging tax	440.65

There being no further business to come before the Board, Mr. Fiedeldey motioned to adjourn the meeting at 10:02 p.m. Mrs. Rielage seconded the motion.

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

  
Clerk

  
President