

Held

November 10, 2009

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 pending litigation and employment, negotiation of collective bargaining agreements and the negotiation of other contracts.

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. Fiedeldey made a motion to invite Trustee-elect Dennis Deters to 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.

APPROVAL OF MINUTES

Mr. Ritter asked for corrections to the October 27, 2009, regular meeting minutes. Mr. Fiedeldey added under his report, that the Hamilton County Township Association has previously appointed a Colerain Township Trustee to the Hamilton County Solid Waste Policy Committee.

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

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

PRESENTATIONS – None**PUBLIC HEARING – None**

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POLICE REPORTS

Lt. Schoonover of the Hamilton County Sheriff's Office said he had nothing to report.

Police Chief Meloy said the traffic safety studies for Pippin & Galbraith and Pippin & Springdale have been approved. Mr. Foglesong said that we will need to enter into an agreement with the County Engineer. Because these are county roads, we asked the Engineer to split the matching cost with us. So, we will be paying \$750 for a \$15,000 study.

TRUSTEE REPORTS**MR. FIEDELDEY**

Mr. Fiedeldey said that Tony Parrot from MSD responded to the Trustees' questions about sewers in the northwest part of the township. Mr. Fiedeldey said he found some responses ambiguous. Mr. Fiedeldey said no one knows where they want to run the sewer line and asked Mr. Foglesong to have them tell us where they plan to run the sewer.

MR. WOLTERMAN

Mr. Wolterman said he received a letter in the mail from Mike & Nancy Pelzel, commending Officer Karwish. He was called to their Twinwillow home for an incident about their mailbox. They were happy with Officer Karwish's handling at the site and the follow-up call.

Mr. Wolterman discussed the banner on the front of building. He said that while no one can disagree with the message, it is a temporary banner and getting disheveled. It is not giving the dignity to the message of "One Nation Under God." He said we should think about removing this banner and replacing it with a more permanent message. Not only has the banner been discolored, it is covering the stone façade of the building. The stone should be naturally weathered and if the banner is not removed, we will have a distinctive stain of non-weathering. He asked the Administration and Board to move forward with ideas.

Mr. Wolterman offered his congratulations to Trustee Ritter and Trustee-elect Deters on their election. He thanked Mr. Hart for his participation in the electoral process. He said that we will have a natural, peaceful transition. He commended the citizens for voting.

MR. RITTER

Mr. Ritter asked Mr. Foglesong to come up with options such as replacement or other options for the banner.

Mr. Ritter said that tomorrow is Veterans' Day. The tragedy at Ft. Hood was one more reason to remember the sacrifices our veterans have made.

Mr. Fiedeldey asked if we make the banner more permanent, are we asking for trouble. Mr. Reuter said he would research this thoroughly as it is a hot spot.

CITIZEN ADDRESS

Douglas Carle of 2668 Breezy Way Court approached the Board with a concern with a neighbor he and other neighbors have. He has lived there for 15 years and has seen three vehicle fires. The car fires are considered "set." He said that a neighbor who is here tonight, called the SPCA about a dog using the bathroom in his yard. That night, the neighbor's car was on fire. He said he and

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his neighbors are afraid to call the police because of harassment. He said he is afraid of someone being killed and if something is not done, will be loss of life here.

Chief Smith said that our Fire Investigator Klug as well as the Police Department and Sheriff's Office have investigated the fires. He said there have been some issues among the neighbors and they are not able to determine who started the last fire, but it has been determined to be arson. The Sheriff's Office has Det. Stapleton working on the case. There have been two fires in the last 13 months.

Chief Meloy said Det. Stapleton is still working the case. It is still open and being worked. He asked residents who know anything to call Det. Stapleton. He said that 11 reports filed since January 2008 is far too many for a neighborhood of that size.

Mr. Carle is concerned that if he calls the police, he will face retribution because the information is public record. Chief Meloy said that if you dial 911, that information can be requested though a freedom of information act request. If you call the non-emergency number, that information is not recorded and you can identify yourself as "anonymous." However, that will reduce the officers' ability to follow-up with you.

Steve Wallace of 2989 Montezuma Drive said he is the driver who hit Mrs. Kirtley's son. He said the conditions that morning were that you couldn't see anything. It was raining. He wouldn't wish this on anyone, but it could happen to anyone here. There is no street light there and we need it there. There are no sidewalks for kids to walk on along Pippin Road to the middle school.

Jonda Kirtley said she wanted to see if it's possible to get a crossing guard. She said the school district said they were not able to do this and this request must go through the Township. Mr. Foglesong said he was not aware of that. Chief Meloy will look in to this as no one has contacted us. He will have one of the SROs make contact with the district.

Melanie Lennish of 3695 Yellowstone said sewers are being planned for the Dornbush subdivision and many neighbors are concerned about the cost. She said there is some support available, but the costs are a minimum of \$20,000 for homeowners. She said that some homeowners put the cost on their property taxes and pay it over time. The neighbors are concerned about property values and cost of their maintaining homes in light of this cost. She asked if there is any funding available from the Township.

Mr. Ritter said he received an e-mail from one of her neighbors and he committed to visiting the homes.

Mr. Ritter said this is a slippery slope as there are other neighborhoods that are in similar situations.

Mr. Wolterman said we can't get involved on private property. He suggested asking the Health Commissioner to take soil and water tests to see if water quality is acceptable, and not polluting the surrounding area. If anyone is familiar with any homeowner who is non-compliant, ask them to repair the system as that could cause problems for the whole neighborhood. It is possible to forestall the installation, but would take compliance from all homeowners. They did run a main sewer line on Springdale Road, but the Health Department needs to recognize the hardship of these economic times.

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Mr. Fiedeldey said we sent a letter to the Health Commissioner and thought that they put this on the back burner. He knows there is some money out there. He cautioned them with putting this on the tax bill -- that there will be interest and fees from the Auditor's office.

Tina McFarland of Breezy Way Court reiterated what Mr. Carle said. She said the suspect is a sex-offender and they have been dealing with this for 10 years. Mr. Ritter suggested a block-watch.

Janet Kroger of Breezy Way Court attended tonight's meeting in support of her neighbors.

Mr. Wolterman said we're looking at retaliation and a public nuisance. How do we demonstrate this is a public hazard or nuisance? What can we do as law enforcement to prevent this situation? Chief Meloy said the block watch is a good partnership with the police department with the citizens taking an active role. He said that we can't force the person they are concerned about out of the home as there is no legal authority to remove him from the community. He said they can provide some extra patrol. He said that we're working on it and having the neighbors work with us allows us to work to resolution.

Mr. Wolterman asked if the individual is required to visit a parole officer or the like. Chief Meloy said that he registers with the county because of a conviction, but that's only the address of residence. Every individual has rights and also responsibilities.

Mr. Ritter asked that a follow-up be placed on the next meeting's agenda.

David Baker of Spalding Drive approached the Board, supporting Mr. Wallace. Mr. Baker said he is a caring father. Mr. Wallace said he also looked at the intersection and said the lack of sidewalks and streetlights, with the addition of rain results in visibility being very, very poor. As a neighborhood, we put our children first.

UNFINISHED BUSINESS

PARKS & SERVICES

Groesbeck Park

Mr. Schwartzhoff said we have received a \$495,000 grant for this park. Brandstetter Carroll has completed the preliminary design work, which includes three ball fields, restrooms, etc. He will have an update at the next meeting. In response to Mr. Fiedeldey, Mr. Schwartzhoff said the \$495,000 includes permitting, engineering and construction.

Clippard Park Renovations Update

Mr. Schwartzhoff said that we are four months into the renovation and still hope to have the park substantially completed in January. The new playground is completely finished and other items, like shelters and restrooms, are mostly complete. The skate park is 40% complete.

Mr. Wolterman said he was at Heritage Park and saw our people pouring pads for garbage cans at the shelters. Are we putting pads for garbage cans at Clippard Park? Mr. Schwartzhoff said the pads for shelters are large enough to accommodate the garbage cans.

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ADMINISTRATION**Stone Creek TIFs**

Mr. Birkenhauer said we are seeking longer-term issues to reduce our costs. He said we are paying off the Best Buy TIF and paying down principal on the Stone Creek TIF issue.

He said the resolution allows 5/3 Securities to market this TIF, with a term of four-months to seven years. Mr. Birkenhauer read Resolution 56-09, Issuance and Sale of Not to Exceed \$4,350,000 Tax Increment Revenue Renewal Notes, Authorizing a Trust Agreement Securing Such Notes, and Authorizing Other Actions in Connection With the Issuance of Such Notes. Mr. Wolterman asked, every time we go to re-sell these, what is the cost? Mr. Brossart of 5/3 Bank said it is in the \$15-20,000 range.

Mr. Wolterman said that we can all agree that Stone Creek is a grand slam for the community.

Mr. Wolterman made a motion, authorizing the Stone Creek TIF Resolution to accommodate a four-month to seven year sale and Mr. Ritter offered the second. The roll was called:

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

Pippin and Kemper Street Light

Mr. Foglesong said the secondary power is about 100 feet way, so there is some equipment cost involved in installing the street light. He said we received six proposals on ways to fund this

Mr. Ritter said Pippin Road is a county road.

Mr. Wolterman said that once we recognize a safety hazard, we must move forward to correct it. But, the issue is funding. He asked Mr. Reuter about going ahead and then recouping the Township's cost. Mr. Reuter said that would be a long shot. Mr. Wolterman said it would cost more to amortize the installation, but could we bargain that to someone else? Mr. Reuter doubts other agencies would step up. Mr. Wolterman said the days are shorter, going in to six months of darkness. Mr. Wolterman asked about installation time frame. Mr. Foglesong said Duke says two days. Mr. Wolterman said we need a comprehensive approach, with crossing guards and the speed limit of 50 mph on Kemper Road

Mr. Fiedeldey said we have received no response back from school and they should be part of this. Is this a slippery slope?

Mr. Fiedeldey said the Duke Foundation has money separate from the company, which gives out sizeable grants. He feels this situation should be a model for the foundation

Mr. Ritter said the county has responsibility to these roads.

Mr. Ritter said it's more than a matter of cutting a check; this is setting precedence of paying for street lighting on county roads.

Mr. Wolterman said we must do something in two weeks.

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NEW BUSINESS**FIRE DEPARTMENT****Pay Rate Adjustments**

Chief Smith requested the Board approve the following pay rate adjustments:

Name	Rank	Rate	Effective Date
Ryan A. Frank	FF/EMT/FAO	\$14.08	9-28-09
Jeremy M. Shroyer	FF/EMT/FAO	\$14.08	9-28-09
Samuel L. Behrle	FF/EMT	\$13.60	10-31-09
James C. Bilkasley	FF/EMT	\$13.60	10-31-09
Nathan D. Hall	FF/EMT	\$13.60	10-31-09
Branden J. Wittwer	FF/EMT	\$13.60	10-31-09
Lamont J. Tubbs	FF/EMT	\$13.60	10-31-09
Jonathan S. Gemmell	FF/EMT	\$13.60	10-31-09

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

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

Part-Time Hires

Chief Smith requested the Board approve the following individuals as part-time firefighter/EMT, at the rate of first year recruit, \$12.58/hour:

- Niel A. McKinley
- Joshua L. Hopper

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

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

ZONING**Nuisance Resolution**

Dr. Roschke read Resolutions 57-09 and 58-09, both Nuisance Abatement.

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

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

Litter Grant Application

Dr. Roschke said the Planning & Zoning Department has applied for a litter cleanup grant from the Ohio Department of Natural Resources. These grants fund cleanup and education/awareness activities between March 1 and May 31. We were successful last year. This year we plan a cleanup of Dravo Park or another location depending on need at the time of the award, as well as a video contest for high school students.

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FISCAL OFFICER REPORT

Mrs. Harlow asked for approval of payroll, purchase orders, and receipts. Mr. Wolterman made such motion and Mr. Fiedeldey offered the second. The roll was called:

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

The Fiscal Officer has recorded the following receipts:

REC	VENDOR	FOR	AMOUNT
655-2009	Police Dept.	Court Reimb	6.00
656-2009	Police Dept.	Donation	1,000.00
657-2009	Police Dept.	Court Reimb	30.00
658-2009	Police Dept.	Northwest Contract	8,224.69
659-2009	Parks & Services	Shelter Deposit, Recycling	156.35
660-2009	Senior & Comm Center	Prog Fees, HDM Don, Lunch	427.75
661-2009	Police Dept.	Forfeited Funds	13,674.00
662-2009	Planning & Zoning	Certificates	370.00
663-2009	Northside Bank & Trust	Refund HAS	1,250.00
664-2009	Fire & EMS	Foster Care	30.00
665-2009	C.T. Police Citizens Academy	Newsletter Postage	63.80
666-2009	Rumpke Sanitary Landfill	Solid Waste Disposal Fee - Sept.	67,053.54
667-2009	David F & Frank B	Cell Phone Usage	41.50
668-2009	Police Dept.	Court Reimb	42.00
669-2009	Zoning Dept.	Certificates, BZA	815.00
670-2009	Hamilton County Auditor	Property Maint	1,000.00
671-2009	Hamilton County Auditor	Property Maint	1,000.00
672-2009	American Tower	Tower Lease-Easement	3,192.00
673-2009	Hamilton County Auditor	Oct Gas Excise	25,343.75
674-2009	Hamilton County Auditor	2 nd Half Manufactured Homes Settlement 2009	779.56
675-2009	Hamilton County Auditor	1 st Half PP Settlement 2009	24,745.21

Mrs. Harlow requested the following appropriation adjustments:

- Take \$1,500.00 from 1000-930-930-0000 (contingencies) to 1000-110-410-0000 (office supplies)
- Take \$15,000 from 1000-930-930-0000 (contingencies) to 1000-110-519-0017 (demolition expense fund). Mrs. Harlow said this line holds funds for the demolition of structures, in accord with resolution 18-05.

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

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

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ADJOURNMENTS

With no further business to come before the Board, at 8:22 PM, Mr. Fiedeldey motioned for adjournment. Mr. Wolterman offered a second.

Mr. Fiedeldey. "Aye"

Mr. Ritter. "Aye"

Mr. Wolterman. "Aye"

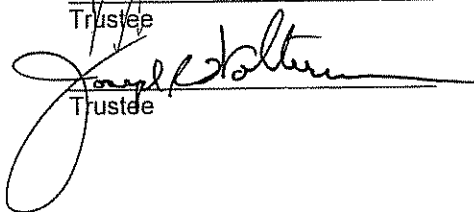


Fiscal Officer



Trustee

Trustee



Trustee