

Held _____

October 13, 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 and imminent litigation and employment and the negotiation of a collective bargaining agreement.

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. Ritter reconvened the meeting at 7:08 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 September 22, 2009, regular meeting minutes. Mr. Fiedeldey requested some typographical corrections. Mr. Wolterman clarified some points under his Trustee report about the German band members.

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"

Mr. Ritter asked for corrections to the September 8, 2009, regular meeting minutes. Previously, Mr. Fiedeldey requested that his comments about the bond purchase be expanded. A new draft was prepared.

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

Hamilton County Elderly Services

Laurie Petrei, Communications Director for the Council on Aging, approached the Board. She provided an update on the Hamilton County Elderly Services Program. Ninety per cent of the program's funding comes from a senior services

Held _____

October 13, 2009

tax levy. They provide daily care to seniors in their homes and 394 seniors in Colerain Township are served.

Jackie Kebede is a Board Member of the Council on Aging. She said many seniors would have to leave their homes without help of this program as they are unable to perform daily activities, like preparing meals and bathing. She said this program helps them to stay in homes as long as possible.

Mr. Wolterman offered his kudos to the program. He said his mother-in-law and his wife's aunt receive services from the Council on Aging and can attest to their good works.

Good Timers Donation

Arnie Siegmund of 2970 Jessup approached the Board about the Good Timers' Freedom Ride. The Good Timers are local men who have stuck together for 30-40 years. They do motorcycle rides to give back to community. In all, they have donated \$260,000 to community groups.

Because of the help from Mark Meyer to ensure a safe and successful ride, the Good Timers presented the Police Department with a \$2,500 donation.

Mr. Ritter thanked them for their kindness and generosity. Mr. Wolterman is a member of the Good Timers.

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

Mr. Fiedeldey. "Aye"

Mr. Ritter. "Aye"

Mr. Wolterman. "Aye"

POLICE REPORTS

Lt. Schoonover of the Hamilton County Sheriff's Office and Police Chief Dan Meloy said the statistics will be presented at the next meeting.

TRUSTEE REPORTS

MR. RITTER

Mr. Ritter said the central fueling station was discussed at the previous meeting. He offered another path to consider: the Hamilton County sheriff's office has a large fueling station at their complex on Hamilton Ave. He said we could preserve some cash as this could be a temporary solution. We could put our construction on hold until the 3rd quarter of next year. Mr. Ritter said Col. Hofbauer said we would have cost savings over buying gasoline retail.

Chief Meloy said that the savings are there and if they are willing to provide that asset, he has no issue.

Chief Smith said the project is one we need to do. He doesn't see a problem with pushing it off, but would like to have a target date.

Mr. Ritter said he saw this as an avenue to preserve a little cash.

Mr. Fiedeldey said it would be more convenient if it were here. There is the time component of going back and forth to Hamilton Ave. He said this might be a good time to go through the bid process; bids are now about as good as you're

Held _____

October 13, 2009

going to get. It may be worthwhile to allow them to go forward and then decide to go ahead or pull back. Now is prime time to be buying.

Mr. Wolterman said the fueling station would have a valid return on investment. It is not proper to stall this process. Time is an issue and driving to refuel is a waste of time.

Mr. Ritter asked Chief Smith for an update on Rumpke. Chief Smith said his group has been in regular contact with Rumpke officials. The report is the same as a couple of weeks ago, with no increase in well temperatures. They will draw off gas from those wells which were shut down. EPA may require a trenching process to collect any excess gas.

MR. FIEDELDEY

Mr. Fiedeldey said that Tony Parrot from MSD approached the Board about a sewer line in the northern part of the township. Mr. Fiedeldey said that both Mr. Ritter and he had questions about this that went unanswered. Now, the Moody's report says that 30% of the township is undeveloped and the installation of the sewers in the northwestern part would add housing. Mr. Fiedeldey said the Comp plan is against sewers in this area, to keep rural character. We can't ignore what the comp plan says and the people who helped set the plan.

Mr. Wolterman said he wants to know who "they" is because others have asked him when the area will get sewers. He said that we have failing substations and the probability of pollution. We can still control the rural character but must be stewards of the environment.

Mr. Fiedeldey said that he is most upset that they didn't answer his questions. We deserve that respect.

Mr. Ritter said it's a common courtesy to respond. Mr. Foglesong will contact Mr. Parrot about responding.

MR. WOLTERMAN

Mr. Wolterman said that Colerain Ave. traffic is getting more and more backed up. Traffic lights have gone out. We need to have ODOT work on the synchronization. There is more probability of accidents as the day light time gets shorter.

Mr. Wolterman asked about the hours of Halloween: Mr. Foglesong said trick-or-treat is October 31, 6-8PM.

Mr. Fiedeldey asked about the preemption system. Chief Smith says it's working very well from his perspective. Chief Meloy said most of his vehicles have this capability as well.

Mr. Ritter said he is going out of sequence, but would like to address the item about the property donation on W. Galbraith Road. Mr. Reuter said the property is at 3460 W. Galbraith, on north side of Galbraith. He said this would be a wonderful location for a park, and fill a significant need for recreation.

Mr. Reuter read Resolution 49-09, "Resolution Accepting Donation by Wert Family of Real Property Located at 3460 W. Galbraith Road for Park Purposes."

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

The Board thanked the Wert family for their generosity.

Held _____

October 13, 2009

The roll was called:

Mr. Ritter. "Aye"

Mr. Wolterman. "Aye"

Mr. Fiedeldey. "Aye"

CITIZEN ADDRESS

Kathy Mohr of 11986 Waldon Drive said the wrong ORC section is cited in the March 12, 2009, meeting minutes. It should be 2921.42. Mr. Ritter will have Mr. Reuter check this and see about the change. She asked if it could just be changed and Mr. Ritter said that we would need to check this.

Ms. Mohr discussed the FY 2007 police district funds. She said the general fund needed to provide \$800,000 for police department, but then in 2007 the levy on the ballot was just a renewal. Mr. Ritter said that it was actually an increase. Mr. Ritter said that he asked Mr. Foglesong to compare receipts and expenditures for the last few years and we are tracking perfectly.

Ms. Mohr asked about the interest money from the general fund. Mr. Ritter said it was his understating that the Board was going to re-evaluate it. Mr. Fiedeldey thought it would be on-going as it was a part of the levy money. Mr. Ritter said that it's not an urgent nature. Mr. Wolterman said this should be reviewed annually. Mrs. Harlow asked to evaluate first six months of this year. Ms. Mohr asked about the other funds. Mr. Fiedeldey said it was just the police and fire.

Colleen Smith of 10666 Gloria Ave. approached the Board about quality of life issues affecting her property. There is an outside generator behind her home, which is noisy and smells of gasoline. The neighbor has many dogs with feces built up. She said she has worked with Zoning and the Health Department.

Dr. Roschke has a call in to the Health Department. All three inspectors have been to the property. Mr. Wolterman said this is a rental property. Dr. Roschke said the owners received the notice of violation.

Chief Smith asked about the purpose of the generator as it must be wired properly. He suggested a joint inspection to see all the violations, if any. He said the joint inspection should be by the end of the week.

Mr. Wolterman suggested that the joint inspection happen tomorrow as this needs immediate attention. This is township government and we can react.

Lt. Meyer said this family's power has been cut off and the bill is in arrears.

UNFINISHED BUSINESS

PUBLIC WORKS

West Galbraith Road Update

Mr. McClain provided the Board with an update of the situation described at the last meeting by Mrs. Joyce Allen. Mr. McClain said he met with Mrs. Allen and representatives of the Hamilton County Public Health Department and the Engineers Office. He said the complaint is valid and the investigation is on-going, not yet resolved. There is water coming out of a Cincinnati Bell manhole located behind the curb in the right of way. The water has a stench and is dirty, as if coming from an improperly functioning septic system. The Health Department has checked the septic systems in the area from the exterior and now wants to check them from the interior.

Held _____

October 13, 2009

PARKS & SERVICES

Clippard Park Change Order

Mr. Schwartzhoff presented the Board with a change order for Clippard Park. This is the removal of bad soils and the placement of suitable soils in the area of the retaining wall on the new entry road. He said that this involves 500-700 cubic yards of soil. The change order estimate is for 750 cubic yards of soil at \$15,066.32.

Mr. Fiedeldey asked if they are going to dig it out and replace it with soil from another part of the site. Mr. Schwartzhoff confirmed this. It's good soil for growing, but not good for compaction. Why was this not part of the bid package? Mr. Schwartzhoff said they are more unsuitable than they realized. Mr. Fiedeldey said that we should ask them to do on time and materials as this seems expensive and should not exceed the \$15,000.

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

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

ZONING

Sharing Hope Volunteer Program

Dr. Roschke said the kick-off will be on Saturday, October 24, 2009. The volunteers will paint a portion of a home on Berthbrook owned by an elderly widow.

The Board welcomed Tammy Ketter-Edds, the program coordinator.

Dr. Roschke said that with the Neighborhood Stabilization Program, they are moving forward and showed the Board a list of first look properties and additional top priorities.

NEW BUSINESS

FIRE DEPARTMENT

Pay Rate Changes

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

Name	Rate	Rank	Effective Date
Michael A. Wimmel III	\$15.38	FF/Medic/FAO	9-28-09
Justin W. Bogolo	\$14.08	FF/EMT/FAO	9-28-09

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

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

Pay Journalization

Chief Smith said he would provide a pay journalization to the Fiscal Officer. This was for Christopher Ruwe to a rate of \$73,828.43 annually. This was a step increase, effective August 12, 2009.

Donation Acceptance

Chief Smith requested the Board accept the following donations:

Held

October 13, 2009

- \$100 from the Squirrelsnest Homeowners Assoc.
- \$275 from the Colerain Township Business Assoc.
- \$25 from Doris and Charles Habedank, in memory of Ronald Hartman
- \$20 from Don and Faye Durrrough
- \$25 from the Sawyer Family

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

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

L.O.D.D. Investment Update

Chief Smith said they are reviewing the draft over next few months and have a target completion of December.

Mr. Ritter said he was honored to attend the awarding of the first Brian Schira scholarship at the Cincinnati Fire Museum.

Chief Smith said the lighting of the eternal flame will be Monday at Station 26.

POLICE DEPARTMENT

U.S. Department of Justice Grant

Chief Meloy said they received a grant to purchase bullet proof vests. The grant is a 50/50 split and the grant amount is \$3,243.00.

PARKS & SERVICES

Pay Journalization

Mr. Schwartzhoff said that per the collective bargaining agreement, permanent part-time employee Joe Molter will receive a pay increase on October 8, 2009, and James Spears will receive a pay increase on October 20, 2009. The amounts will be determined after the agreement has been completed.

ZONING

Nuisance Resolution

Dr. Roschke read Resolution 50-09, Nuisance Abatement.

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

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

LEGAL

AFSCME Collective Bargaining Agreement

Mr. Reuter said this is a successor agreement, with a term of October 1, 2009 to September 30, 2012, and that the document had been provided to the Board prior to the meeting. He said some of the changes include wage increases of 2% per year in each of the three years of the agreement; increasing the employees' contribution for health care to 17% of the total cost of the program, and placing a cap on the payout of accumulated sick leave hours at retirement.

He said the agreement is retroactive to October 1, 2009, and was approved by the union membership on October 5.

Mr. Reuter requested the Board approve this as presented, effective when signed by union.

Held October 13, 2009

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

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

ADMINISTRATION

Skyline Center Interior Renovation

On behalf of Mr. Birkenhauer, Mr. Foglesong requested the Board approve going out for bid on the improvements to the Skyline Community Center, using the stimulus funding the Township received. Improvement plans call for creating a "toddler room" as well as removing the shower/locker room facilities to create a teen room. The creation of the two rooms will allow for more programming and better safety for the children by separating K-5 from the older children.

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

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

FISCAL OFFICER REPORT

Mrs. Harlow asked for approval of payroll, purchase orders, and receipts.

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

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

The Fiscal Officer has recorded the following receipts:

<u>REC</u>	<u>VENDOR</u>	<u>FOR</u>	<u>AMOUNT</u>
527-2009	Planning & Zoning Dept	Certificates	1,010.00
528-2009	Police Dept	Court Reimb	72.00
529-2009	Police Dept	Drug Enforcement Efforts	400.00
530-2009	Police Dept	July Payment	8,210.07
531-2009	Police Dept	Drug, DUI & State Park Fines	412.73
532-2009	Police Dept	Reimb OT for OVI Task Force, Juvenile Traffic Fines	531.50
533-2009	Police Dept	Court Reimb	12.00
534-2009	Planning & Zoning	Certificates, BZA	950.00
535-2009	Police Dept	Court Reimb	12.00
536-2009	Senior & Comm. Ctr.	Receipt Adjustment	967.50
537-2009	Police Dept.	Forfeited Funds	1,784.00
538-2009	Senior & Comm. Ctr.	PC Don, Rent Even Dep, HDM Don, Lunch	511.00
539-2009	Administration	Park Postage Reimbursement	0.00
540-2009	Senior & Comm Ctr.	Pro Fees, Rent Even, Rm Rent, Lunch	3,959.25
541-2009	Fire & EMS	Cell Calls, Reports, Donation, Signs, Training, CTTC Reimb	3,759.33

Held

October 13, 2009

		Elect	
542-2009	Fire & EMS Dept	EMS Billing	50,876.85
543-2009	Planning & Zoning	Certificates	920.00
544-2009	Public Works Dept	Accident Reimb	89.60
545-2009	Police Dept.	Payment per Contract	8,210.07
546-2009	Public Works Dept	Jury Duty Reimb	38.00
547-2009	Public Works Dept	Jury Duty Reimb	19.00
548-2009	Police Dept.	Adj for Loss of Vehicle	5,438.14
549-2009	Parks & Services	Shelter Rental, Baseball Field Rental, Concession Stand Rental	765.00
550-2009	Parks & Services	Shelter Rental, Baseball Field Rental, Recycling of Paper	1,352.05
551-2009	Parks & Services	Grant Money for Clippard Park Playground	170,000.00
552-2009	D. Foglesong & F. Birkenhauer	Cell Phone Usage	40.00
553-2009	Rumpke Sanitary Landfill	Aug Solid Waste Disposal Fee	67,727.97
554-2009	Fire & EMS Dept.	Plan Review	75.00
555-2009	OTARMA	9-09 Board Meeting	833.00
556-2009	Administration	FD Postage Reimb	0.00
557-2009	Fire & EMS Dept.	Inv. Dated 7/27/09 for Diesel	0.00
558-2009	Ohio Public Works Commission	Estimates 2, 3, & 4	0.00
559-2009	Police Dept.	Sept Reports	4.95
560-2009	Police Dept	July Reports	4.10
561-2009	Police Dept.	Court Reimb	6.00
562-2009	Police Dept	Court Reimb	114.00
563-2009	Police Dept	Court Reimb	30.00
564-2009	Public Works Dept.	Permits	33.00
565-2009	Police Dept.	Vendors License	300.00
566-2009	Police Dept	Aug Reports	3.95
567-2009	Police Dept	June Reports	3.65
568-2009	Parks & Services	Recycling	1,381.00
569-2009	Police Dept	Vendor Permit	150.00
570-2009	Police Dept	Restitution	120.00
571-2009	Administration	Recycling	45.00
572-2009	Police Dept	Forfeited Funds	2,694.00
573-2009	Hamilton County Auditor	Aug Tipping Fees	725.10
574-2009	Hamilton County Auditor	Municipal court Fines Sept.	3,595.25
575-2009	Hamilton County Auditor	Sept. Gas Excise	25,290.77
576-2009	Hamilton County Auditor	1 st Bi-Annual RRI Awards	11,095.53
577-2009	Hamilton County Auditor	June Tipping Fees	752.85
578-2009	Hamilton County Auditor	Aug Municipal Court Fines	4,136.90

Held

October 13, 2009

579-2009	Hamilton County Auditor	2 nd Half Estate Tax Settlement, Aug. Gas Excise	301,501.89
580-2009	Hamilton County Auditor	Motor Veh Reg Aug, Local Gov Hgwy Sept, LGF Sept, Fin Inst Sept	64,767.39
581-2009	Council on Aging	COA – June	10,468.99
582-2009	Fifth Third	June Int	359.59
583-2009	Fifth Third	June Int	371.58
584-2009	Fifth Third	June Int.	4,090.28
585-2009	Fifth Third	June Int.	371.58
586-2009	Fifth Third Bank	June Int Gen & Now	1,942.10

Mrs. Harlow read Resolution 43-09, Resolution Recognizing Germana Society. She said this resolution was not previously approved by the Board. This resolution celebrated their Oktoberfest and proclaimed August 28 to August 30 as Germana Society Weekend in Colerain Township.

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

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

Mrs. Harlow read Resolution 51-09, "Resolution Accepting the Amounts and Rates as Determined by the Budget Commission & Authorizing the Necessary Tax Levies and Certifying Them to the County Auditor."

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

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

Mrs. Harlow requested the Board approve an appropriation increase for the Stone Creek TIF to \$900,000 as we plan to pay down principal at the time of reselling them. Mr. Wolterman made such motion and Mr. Fiedeldey offered the second. The roll was called:

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

Mrs. Harlow requested Board approval of several appropriation adjustments:

- General Fund:
 - Take \$173.94 from 1000-110-319-0000 (other professional and technical) and add that amount to 1000-110-311-0000 (accounting and legal fees)
 - Take \$1000 from 1000-760-740-0000 (computer equipment. Lease) and add that amount to 1000-110-410-0000 (office supplies).
- Parks:
 - Take \$15,000 from 1000-930-930-0000 (contingencies) and add that amount to 1000-610-323-0300 (Parks vehicle repairs and maintenance).
 - Take \$260 from 1000-610-599-0303 (miscellaneous) and add that amount to 1000-610-599-0304 (rental refunds)

Held _____

October 13, 2009

- Fire District:
 - Take \$10,000 from 2281-220-420-0000 (fuel) and add that amount to 2281-220-490-0000 (EMS Supplies)

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

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


Mrs. Harlow said she received notice from the Ohio Division of Liquor Control of a transferred liquor permit request from Ohio CVS Stores LLC DBA CVS Pharmacy 6107, 8215 Colerain Ave., to Hook SuperX LLC, DBA CVS Pharmacy 6107, 8215 Colerain Ave. She said she discussed this with Chief Meloy and Dr. Roschke and neither sees the need for a hearing. The Board agreed.

Mrs. Harlow said she wished to recognize two of our Public Works Department snow plow drivers for their excellent showing in the Snow Plow Roadeo, held this year on September 9. Kraig Reiman won second place and Paul Schwab won tenth place, out of 60 drivers.


ADJOURNMENT

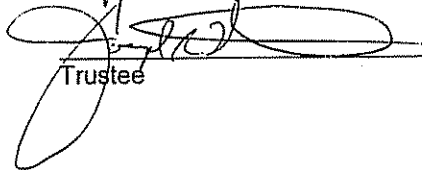
With no further business to come before the Board, at 8:46 PM, Mr. Fiedeldey motioned for adjournment. Mr. Wolterman offered a second.

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


 Fiscal Officer


 Trustee


 Trustee


 Trustee