

Held

August 16, 2012

OPENING OF MEETING

Mr. Ritter called the meeting to order at 6:00PM PM. Mr. Deters, Ms. Rinehart and Mrs. Harlow were in attendance.

EXECUTIVE SESSION

Mr. Reuter requested the Board enter Executive Session for the purpose of discussing pending and imminent litigation, the employment, compensation and benefits of public employees or officials as well as an agreement for the transfer of property.

At 6:00 PM, Ms. Rinehart made a motion to enter Executive Session and Mr. Deters offered the second. No discussion and the roll was called:

Mr. Deters. "Aye"
Ms. Rinehart. "Aye"
Mr. Ritter. "Aye"

Mr. Ritter reconvened the meeting at 7:00 PM. Mr. Reuter said no decisions or actions were made in Executive Session.

INVOCATION

Mr. Ritter offered the invocation.

PLEDGE OF ALLEGIANCE

All recited the pledge of allegiance.

APPROVAL OF MINUTES

Ms. Rinehart made a motion to approve the July 10, 2012, regular meeting minutes, as submitted. Mr. Deters offered the second. No discussion and the roll was called:

Mr. Deters. "Aye"
Ms. Rinehart. "Aye"
Mr. Ritter. "Aye"

PRESENTATION**Commendation Award**

Chief Meloy presented Chief's Commendation Awards for members of Special Investigative Unit. He said they have been a great resource throughout the county with the partnership with the Sheriff's Office. The commendations read:

This award is presented to you in recognition of your dedication and commitment to the citizens of Colerain Township. As the supervisor responsible for the day to day leadership of the Colerain Police Department's "Special Investigative Unit" (SIU) you identified an increase in burglary crimes in the northern portion of Colerain Township in early 2012. Through your leadership role, you directed your team, while never shying away from engaging in the same sedentary and sometimes tedious investigative and surveillance tasks necessary to assist your team in the identification and apprehension of the person(s) responsible for the spree of burglary crimes in the Township. Because of your willingness to assume the leadership and investigative responsibilities associated with this investigation, your team identified and apprehended three suspects as they attempted to flee the scene of another burglary crime. Immediately upon arrest, criminal detectives were able to close 30 open

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burglary crimes. Investigators believe the suspects are responsible for up to 55 additional burglaries in the Township. The SIU team was created solely to combat the problems associated with "street crime" and "drug trafficking." The partnership with the Hamilton County Sheriff's Office enhanced the quality and professionalism of the team and now provides outstanding investigative service throughout Hamilton County.

Because of your outstanding efforts, you are hereby awarded the Colerain Police Department's "Chief's Commendation." This outstanding effort demonstrates your commitment to the Colerain Police Department and the citizens of the Township, along with a tremendous desire to professionally serve our community. Your leadership as the "Special Investigative Unit" supervisor provides an outstanding example to the men and women who proudly wear the badge of a Colerain Police Officer.

It is with tremendous honor and appreciation that I present to you, this award,
Daniel P. Meloy, CLEE
Chief of Police

Col. Haufbauer said that he expected the numbers to double and they did, thanks to the work of these people. He said he can't say enough about this partnership. He appreciates the opportunity to work with them and it shows what partnerships can do.

Mr. Ritter thanked the Unit for their work to make the Township a better place.

PUBLIC HEARING

Georgianna Lighting District

Mr. Rowan said that due to the change in date of this meeting and the notice requirements for this public hearing, the hearing will be changed to the September 11, 2012, regular meeting.

Mr. Ritter allowed public comment for those in attendance.

John McCoy, of Georgianna, asked who initiated this. He said the woman he thinks did it doesn't live on the street and those who signed are not property owners.

Mr. Ritter said that this will give staff time to look at this statement and the submitted petitions.

Mr. McCoy said that he doesn't think they need the lights.

POLICE REPORTS

The sheriff and police reports will be presented at the next meeting.

TRUSTEE REPORTS

MS. RINEHART

Ms. Rinehart said that we had a good turnout at the Taste of Colerain. She offered her thanks to the Summer Events Committee.

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MR. DETERS

Mr. Deters said that it is a challenge to have events and the volunteers and employees who worked on this exceeded expectations. He said that it is a point of pride that we can put on these events. He commended the committee.

MR. RITTER

Mr. Ritter said he echoes the sentiments of the other Board members about the Taste of Colerain.

Mr. Ritter spoke about the sewer project in the Dornbush subdivision. He said the project has had problems and residents have had questions. He said that while the Township has not had much to do with the project, he feels obligated to assist residents. He said he asked Mr. Rowan to get the stakeholders together to answer questions and have some closure to the project. He said this won't be a public meeting. It will be held later in the month.

CITIZEN ADDRESS

Kathy Burwinkel, of Burwinkel Farms at 5915 Dry Ridge Road, said at a previous meeting, there was an issue with truck vendors in the township. She said they farm 140 acres of produce and they started the truck vendors to service the community as a result of retail vendors not being in business to sell the produce. Many people are not able to get to their farm in Ross. She said that weekly markets are great, but only once per week and the produce won't keep that long. All of these vendors who allow them to set-up in their lots pay property tax.

Mr. Ritter asked Mr. Rowan to provide an update. Mr. Rowan said we're looking at our whole zoning code. He plans to come back to the Board late this year and plans to kick off the process in the next two weeks.

Fred Staverman said that the Burwinkel farm is in Butler County. He's in Colerain Township and pays \$6,000 in property tax. He said that he is being sold down the river for \$150 permit.

Jim Acton, of 4458 Woodtrail Lane, offered his thanks to Jennie Key for her article in the Northwest Press and Enquirer regarding the sale of the memorial pavers. He also offered his thanks to the fire and police chiefs for their presentation which he attended last week. He asked about how residents will receive information about meetings since Dr. Roschke's departure.

Mr. Ritter said that Mr. Birkenhauer will be appointed acting zoning administrator. He also thanked Mr. Acton for his positive comments. Mr. Ritter said that he visited with Kroger in Delhi and noticed a service members' "walk of fame." He said it was a neat concept and suggested Mr. Acton reach out to Kroger or Meijer about doing something similar. Mr. Acton said that typically one must go to zone manager for this.

UNFINISHED BUSINESS**POLICE DEPARTMENT****Chaplain Appointment**

Chief Meloy said the Colerain Police Department conducted a selection process to identify an ordained or licensed member of a recognized religious organization, with the necessary credentials and in good standing with the church to serve our Department as a "volunteer" chaplain. From this process, the department identified Mr. James Love, pastor of the Southland Missionary

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Church, located in Colerain Township. He is a graduate of the Citizen Police Academy and is estimated to volunteer about 25-30 hours per month.

Chaplain Love, upon approval, will provide on-call service for a variety of needs, to include critical incident response to assist with staff and community welfare, death notifications, and general counsel.

Chaplain Love will begin his service to the department, upon Board approval.

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

Mr. Deters. "Aye"
Ms. Rinehart. "Aye"
Mr. Ritter. "Aye"

COMMUNITY CENTER

Part-Time Hire

Mr. Rowan requested the Board hire James Waddle in the part-time position of Special Events Attendant/Custodian at the rate of \$9.87 (union step 1) as needed and not to exceed 28 hours per week with a start date of September 1, 2012. This hire is due to the recent cap on permanent part-time hours.

Mr. Deters made such motion and Ms. Rinehart offered the second. The roll was called:

Mr. Deters. "Aye"
Ms. Rinehart. "Aye"
Mr. Ritter. "Aye"

PUBLIC SERVICES

Public Works

SCIP Grant Application

Mr. Rowan requested the Board's approval to apply for SCIP/LTIP funds for the replacement of Acre Drive from Banning Road to Byrnside Avenue. Township funds will be \$341,350 and SCIP funds of \$1,501,875, with a total project cost of \$1,668,750. He said the 10% match is a great value.

Ms. Rinehart made such motion and Mr. Deters offered the second. The roll was called:

Mr. Deters. "Aye"
Ms. Rinehart. "Aye"
Mr. Ritter. "Aye"

Mrs. Harlow read, by caption, Resolution 32-12, SCIP Grant Application.

Mr. Deters made such motion and Ms. Rinehart offered the second. The roll was called:

Mr. Deters. "Aye"
Ms. Rinehart. "Aye"
Mr. Ritter. "Aye"

ADMINISTRATION

Waycross Public Access

Mr. Rowan requested the Board approve the contact with Waycross Community Media. He said it is a two-year contract for \$65,000/year. He said this is the same services as the previous contract. Mr. Deters made such motion and Ms. Rinehart offered the second. The roll was called:

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Mr. Deters. "Aye"
 Ms. Rinehart. "Aye"
 Mr. Ritter. "Aye"

Award Bids for Memorial Gateway

Mr. Birkenhauer read, by caption, Resolution 33-12, "Accepting Bid From and Authorizing with Geograph Industries for Signage Work for Gateway/Memorial at 9735 Colerain Avenue." Mr. Deters made such motion and Ms. Rinehart offered the second. The roll was called:

Mr. Deters. "Aye"
 Ms. Rinehart. "Aye"
 Mr. Ritter. "Aye"

Mr. Birkenhauer read, by caption, Resolution 34-12, "Accepting Bid From and Authorizing Contract with Langenheim & Thomson Company for Sitework for Township Gateway/Memorial at 9735 Colerain Avenue." Mr. Deters made such motion and Ms. Rinehart offered the second. The roll was called:

Mr. Deters. "Aye"
 Ms. Rinehart. "Aye"
 Mr. Ritter. "Aye"

NEW BUSINESS

POLICE DEPARTMENT

Pay Journalizations

Chief Meloy presented several pay journalizations:

- Effective July 25, 2012, Sergeant Kevin Sevier successfully completed the probationary period associated with his promotion from police officer to sergeant and is eligible to receive the associated wage increase. He will move from "probationary" sergeant to "sergeant." The current collective bargaining agreement increases his wage to \$74,117.21 per year. A copy of the Journalization has been supplied to the Fiscal Officer.
- Effective July 25, 2012, Officer Kenneth Bertz successfully completed the probationary period associated with his hire as a police officer. He will receive the associated wage increase and will move from "Step One" to "Step Two." The current collective bargaining agreement increases his wage to \$52,037.81 per year. A copy of the Journalization has been supplied to the Fiscal Officer.
- Effective July 27, 2012, Officer Kurt Magoteaux successfully completed the probationary period associated with his hire as a police officer. He will receive the associated wage increase and will move from "Step One" to "Step Two." The current collective bargaining agreement increases his wage to \$52,037.81 per year. A copy of the Journalization has been supplied to the Fiscal Officer.
- Effective August 31, 2012, Officer Ashley Meyer will progress from "Step Three" to "Step Four" of the current collective bargaining agreement. The annual "Step Four" wage is \$61,072.84. A copy of the Journalization has been supplied to the Fiscal Officer.

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PUBLIC SERVICES**Public Works****Memorandum of Understanding**

Mr. Rowan requested the Board approve a memorandum of understanding from the AFSCME union. The MOU stated that when a member is assigned to skid steer operator or mechanic, such transfer shall result in the employee receiving the rate of pay for that classification, if it is higher than his usual classification.

Ms. Rinehart made such motion and Mr. Deters offered the second. The roll was called:

Mr. Deters. "Aye"
Ms. Rinehart. "Aye"
Mr. Ritter. "Aye"

Traffic Signal Installation

Mr. Rowan requested the Board establish a "no parking any time zone" on the north side of Neptune Drive from Sunlight Drive to 48' west for a distance of 48'. He said this is a matter of safety.

Ms. Rinehart made such motion and Mr. Deters offered the second. The roll was called:

Mr. Deters. "Aye"
Ms. Rinehart. "Aye"
Mr. Ritter. "Aye"

Parks & Services**Seasonal Employee**

Mr. Rowan requested the Board hire Eugene Marshall at a rate of \$8.93/hour, beginning August 17, 2012. This employee is replacing a seasonal employee that has left for other employment.

Mr. Deters made such motion and Ms. Rinehart offered the second. The roll was called:

Mr. Deters. "Aye"
Ms. Rinehart. "Aye"
Mr. Ritter. "Aye"

Contract with Wayne Builders

Mr. Rowan read, by caption, Resolution #35-12, "Resolution Authorizing Contract With Wayne Buildings, Inc. for Design and Construction of Storage Building at 4200 Springdale Road."

Ms. Rinehart made such motion and Mr. Deters offered the second. The roll was called:

Mr. Deters. "Aye"
Ms. Rinehart. "Aye"
Mr. Ritter. "Aye"

ZONING**Nuisance Resolution**

Mr. Birkenhauer read by caption, noting the addresses of the properties, Resolution 36-12, "Resolution Declaring Nuisance and Ordering Abatement."

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Mr. Deters made a motion to approve the resolution with Sagebrush deleted and Ms. Rinehart offered the second. The roll was called:

Mr. Deters. "Aye"
Ms. Rinehart. "Aye"
Mr. Ritter. "Aye"

Moving Ohio Forward – Demolition Resolutions

Mr. Birkenhauer read, by caption, Resolution 37-12, "Resolution for Demolition of 10170 Windswept Lane. Mr. Deters made such motion and Ms. Rinehart offered the second. The roll was called:

Mr. Deters. "Aye"
Ms. Rinehart. "Aye"
Mr. Ritter. "Aye"

Mr. Birkenhauer read, by caption, Resolution 38-12, "Resolution for Demolition of 7426 Forfeit Run. Mr. Deters made such motion and Ms. Rinehart offered the second. The roll was called:

Mr. Deters. "Aye"
Ms. Rinehart. "Aye"
Mr. Ritter. "Aye"

Mr. Birkenhauer read, by caption, Resolution 39-12, "Resolution for Demolition of 10053 Pippin Road. Ms. Rinehart made such motion and Mr. Deters offered the second. The roll was called:

Mr. Deters. "Aye"
Ms. Rinehart. "Aye"
Mr. Ritter. "Aye"

Mr. Birkenhauer read, by caption, Resolution 40-12, "Resolution for Demolition of 2619 Wilson Avenue. Ms. Rinehart made such motion and Mr. Deters offered the second. The roll was called:

Mr. Deters. "Aye"
Ms. Rinehart. "Aye"
Mr. Ritter. "Aye"

ADMINISTRATION

Workers' Compensation Program 2013

Mr. Rowan said that we are not group eligible, because of past claims. He is looking at options and hoping to have a recommendation next month. He said we will be in the group retro program for one more year.

Acceptance of Resignation and Settlement Agreement

Mr. Rowan requested the Board accept Dr. Roschke's resignation, effective September 1, 2012, and the settlement agreement.

Ms. Rinehart made such motion and Mr. Deters offered the second. The roll was called:

Mr. Deters. "Aye"
Ms. Rinehart. "Aye"
Mr. Ritter. "Aye"

Resolution Appointing Frank Birkenhauer as Interim Zoning Administrator

Mr. Rowan read, by caption, Resolution 41-12, "Resolution Designating Frank Birkenhauer as Acting Zoning Inspector/Zoning Administrator." Ms. Rinehart

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

Mr. Deters. "Aye"
 Ms. Rinehart. "Aye"
 Mr. Ritter. "Aye"

Contract for Legal Services

Mr. Rowan presented the Board with two contracts for consideration. The first is appointing Mr. Lawrence E. Barbieri as law director, effective today.

Mr. Ritter made such motion and Ms. Rinehart offered the second.

Mr. Ritter said this was a difficult decision and offered his thanks and gratitude to Mr. Reuter for his years of service. The roll was called:

Mr. Deters. "Abstain"
 Ms. Rinehart. "Aye"
 Mr. Ritter. "Aye"

The second is Resolution 42-12, "Resolution Retaining James E. Reuter as Additional Counsel." Mr. Deters made such motion and Ms. Rinehart offered the second. The roll was called:

Mr. Deters. "Aye"
 Ms. Rinehart. "Aye"
 Mr. Ritter. "Aye"

FISCAL OFFICER REPORT

Mrs. Harlow said financial reports are available for viewing at the Administration Office weekdays during regular business hours, or you can call or email to receive information.

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

Mr. Deters. "Aye"
 Ms. Rinehart. "Aye"
 Mr. Ritter. "Aye"

The Fiscal Officer has recorded the following receipts:

Rec	Department/Vendor	For	Amount
431-2012	Star Ohio	Interest	\$83.00
432-2012	Hamilton County Auditor	REA Fund of Unspent Dollars	222,661.45
433-2012	Fifth Third Bank	Interest	204.98
434-2012	Administration	Memorials	575.00
435-2012	Police Dept.	Fees, Misc.	432.00
436-2012	Community Center	Rental, Lunch, Memberships	1,155.50
437-2012	Police Dept.	Misc.	245.10
438-2012	Community Center	Rental, Lunch, Refreshment, Transportation	622.50
439-2012	Parks & Services	Shelter Rental	420.00
440-2012	Planning & Zoning	Fees	1,355.00
441-2012	Hamilton County Auditor	2 nd Half Real Estate	3,213,900.00

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		Advance	
442-2012	Administration	Life & Health Ins. Premium Reimbursement, Fire Plan Fees, Rumpke	73,437.62
443-2012	Police Dept.	Fines	6,031.87
444-2012	Police Dept.	Fines, Misc.	2,436.00
445-2012	Administration	Rumpke Tipping Fees	378.27
446-2012	Zoning Dept.	Fees, Misc.	1,260.00
447-2012	Community Center	Rental, Lunch, Memberships, Refreshments	132.25
448-2012	Zoning Dept.	Fees	300.00
449-2012	Fire & EMS Dept.	Misc.	7,356.61
450-2012	Public Works	Correct Posting Error on Deposit Slip	375.00
451-2012	Parks & Services	Shelter Rental, Vending Machine, Camp Reg., Recycling	4,015.29
452-2012	Community Center	Class, Rental Dep., Fees, Lunch, Transportation Donation, Memberships	2,118.00
453-2012	Zoning Dept.	Fees, Misc.	940.00
454-2012	Fire & EMS Dept.	Plan Reviews, Foster Care, Staples Refund	148.99
455-2012	Parks & Services	Shelter Rental, Memorial	545.00
456-2012	Hamilton County Auditor	Reallocated Posting Error	37,654.59
457-2012	Hamilton County Auditor	June Motor Veh., July Local Govt. & LGF	42,911.11
458-2012	Fire & EMS Dept.	Misc.	485.00
459-2012	Community Center	Class, Rental Dep., Lunch, Memberships, Transportation Donation	1,658.70
460-2012	Police Dept.	Fees, Misc.	2,976.75
461-2012	Fire & EMS Dept.	Fees	45.00
462-2012	Hamilton County Auditor	Rumpke Fees, Cobra, Aflac Refund	65,844.36
463-2012	Parks & Services	Shelter Rental, Camp Reg.	185.00
464-2012	Hamilton County Auditor	July Gas Excise Remit	24,301.37
465-2012	Hamilton County Auditor	Rumpke Tipping Fees	619.79
466-2012	Parks & Services	Shelter, Baseball Field Rentals	625.00
467-2012	Planning & Zoning	Fees, Misc.	751.00
468-2012	Hamilton County Auditor	COA Grant	3,153.48
469-2012	Parks & Services	Shelter Rental, Camp Reg.	285.00
470-2012	State of Ohio	Liquor Fees	54,333.30
471-2012	Mitel Telephone	Refund from Overpayment Feb. 2011	1,363.52

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472-2012	Community Center	Classes, Rental Dep., Donations, Memberships	722.75
473-2012	Fire & EMS Dept.	July EMS Medicare Billing	125,084.09
474-2012	Star Ohio	Interest	90.21
475-2012	Super Now Account	Interest	161.55
476-2012	PNC Bank	Interest	461.17
477-2012	IES Natural Gas	IES Natural Grant	272.64
478-2012	Fifth Third Bank	Interest	205.83

Mrs. Harlow requested the Board approve a cash advance in the amount of \$2,110.24 from the general fund (1000-920-920-0000) to the CDBG Skyline fund (4408-941-0000). This is an advance and will be repaid upon reimbursement from the County. Ms. Rinehart made such motion and Mr. Deters offered the second. The roll was called:

Mr. Deters. "Aye"
Ms. Rinehart. "Aye"
Mr. Ritter. "Aye"

Mrs. Harlow requested the Board approve Resolution 43-12, "Resolution Authorizing the Adoption of the Amended Appropriations for the Year 2012," which she read. Mr. Ritter made such motion and Ms. Rinehart offered the second. The roll was called:

Mr. Deters. "Aye"
Ms. Rinehart. "Aye"
Mr. Ritter. "Aye"

Mrs. Harlow said she received two requests from the Ohio Division of Liquor Control:

- A new permit for Hauser Holdings, Inc, DBA The Brewhouse, 8091 Colerain Ave.,
- A transfer from Robert L. Smith, 3100 Springdale Road, to Bar XO S LLC, DBA Bar XO S, 3100 Springdale Road.

She said she spoke to Dr. Roschke and Chief Meloy and neither see the need for a hearing. The Board agreed.

ZONING / PUBLIC HEARING – Tentatively rescheduled for September 11, 2012
ZA2012-02 Electronic Message Boards

Mr. Ritter made a motion to reschedule this hearing for September 11, at 8 PM, and Ms. Rinehart offered the second. The roll was called:

Mr. Deters. "Aye"
Ms. Rinehart. "Aye"
Mr. Ritter. "Aye"

POLICE REPORTS

Police Chief Meloy said the Township's department issued 501 citations with five arrests for OVI in June 2012.

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ADJOURNMENT

With no further business to come before the Board, at 7:55 PM, Mr. Deters motioned for adjournment. Ms. Rinehart offered a second. The roll was called:

Mr. Deters. "Aye"

Ms. Rinehart. "Aye"

Mr. Ritter. "Aye"


Fiscal Officer


Trustee


Trustee


Trustee