

The November 29, 2006 meeting of the Delhi Township Board of Trustees was called to order at 7:30 p.m. by the President of the Board Jerome F. Luebbers, Trustee Michael D. Davis, Trustee Albert C. Duebber, Fiscal Officer Kenneth J. Ryan, and Administrator Gerard G. Schroeder were present. The Board received certification from the Fiscal Officer that the rules adopted pursuant to Section 121.22 of the Ohio Revised Code had been complied with for the meeting. The meeting began with a moment of silence in honor of those serving in our armed forces which was then followed with the pledge of allegiance.

**Motion 2006-144**

Trustee Duebber moved and Trustee Davis seconded to approve the minutes of the regular meeting of November 8 and dispense with the readings. Trustees Luebbers, Davis and Duebber voted YES. Motion carried.

**Motion 2006-145**

Trustee Davis moved and Trustee Duebber seconded to approve the bills for payment. Trustees Luebbers, Davis and Duebber voted YES. Motion carried.

**Motion 2006-146**

Trustee Duebber moved and Trustee Davis seconded to approve the payment of overtime. Trustees Luebbers, Davis and Duebber voted YES. Motion carried.

**Motion 2006-147**

Trustee Davis moved and Trustee Duebber seconded appointing Pete Ruehlmann to the Financial Advisory Board immediately to fill the unexpired term of Mark Forrester. Trustees Luebbers, Davis and Duebber voted YES. Motion carried.

**Motion 2006-148**

Trustee Duebber moved and Trustee Davis seconded appointing Charlie Fehr to the Financial Advisory Board effective January 1, 2007 to fill the position being vacated by Ed Cappel. Trustee Luebbers, Davis and Duebber voted YES. Motion carried.

Trustees' Correspondence:

- Trustee Davis commented about a recent newspaper article concerning Colerain Township's newly established Zoning law regarding fines for nuisance violators.

Scott Rankin, Hamilton County MRDD, reported the agency provides services for those with disabilities ranging from an early intervention program, working with hundreds of children from birth, to a community research division coordinating housing, financial assistance and health services for adults including 400 adult centers countrywide. For additional information you can reach Scott at 587-7276.

Chief Coletta reported that the township supports the Ohio Department of Natural Resources recommendation for deer control through the already established Ohio hunting laws. The department works with the county regarding thinning of the herds within county parks. He advised that hunting season would also help reduce the population.

No objection from the Police Department or Administration regarding a liquor license transfer from J's Sports Bar.

Stop sign at Fourson & Conina:

The joint recommendation of Public Works and the Police Department is that there is not a need of a multi way stop sign at the intersection of Fourson and Conina. The recommendation did include the installation of a hidden driveway sign eastbound on Fourson Drive just west of the intersection. Trustee Duebber congratulated the departments on the thoroughness of their reports.

Dorothy Clark, 722 Conina Drive, advised that extensive speed continues to be a problem at the intersection even though the report indicated otherwise. She stated additional factors to consider including the safety of the children, a sight visibility problem at the intersection, and the undue stress caused to the seniors who live in the vicinity when backing out of their driveways.

Roger Clark, 722 Conina Drive, advised regardless of what the report indicated residents living on either side of Conina have difficulty backing out onto Fourson. He commented that one reason was restricted sight visibility due to cars parked on the street. He stated that law requires that the stopping direction that conflicts with the most established pedestrian crossing activities of a school crosswalk is a legitimate reason to have a stop sign. He advised there were two school bus stops at the intersection and that an average of 29 students cross at that location every day. He commented that hidden driveway signs weren't going to alleviate the restriction concerning sight visibility.

Bill Bauer, 5738 Fourson Drive, advised that it should be a school zone because of the number of children who cross the street daily. He suggested that they consider adding a crosswalk at the location. He stated that he agrees that there is a problem regarding speed.

Robert Huser, 5768 Fourson Drive, advised that he is the first house on Neeb Road he has seen extensive development in the subdivision over the past 46 years that he has lived there. He commented that there use to be a four way stop after Fourson when it went through to Libbejo. He stated that he agrees that sight visibility is restricted that you can't see anything coming over the crown of the hill due to cars parked on the street.

Mr. Bass advised that establishing a school zone is a matter for the Ohio Department of Transportation during the development stages of a subdivision with the Regional Planning Commission. He commented that it is not within the authority of the trustees to change the zone. He stated that a pedestrian crosswalk was a possibility because every intersection within the State of Ohio acts as a crosswalk regardless if it is or is not clearly marked.

Sherry Barlion lives in the subdivision. She asked what determined the need for a stop sign at the intersection of Betlin Court and Genenbill. Trustee Luebbers advised that a severe sight visibility problem and a good accident history existed at the intersection.

Discussion took place among the trustees concerning what action should be taken regarding the intersection of Fourson & Conina. They were disinclined to make a decision at this time. The department reports will be taken under advisement while exploring other options. A decision will be made at a future upcoming meeting.

The acceptance walk has been done with the developer of Brittany Ridge. All outstanding items have been completed.

The 120 day notice for the Radel Estates subdivision becomes due on December 10<sup>th</sup>. The most critical outstanding issue is the location of the fire hydrant. Administrator Schroeder will follow up with the developer in order to determine if they will make deadline.

**Motion 2006-149**

Trustee Duebber moved and Trustee Davis seconded to accept Brittany Ridge Lane as a Township maintained street. Trustees Luebbers, Davis, and Duebber voted YES. Motion carried.

The township was awarded the “2006 Most Improved Recycling Program” from the Hamilton County Solid Waste Management District for their expanded recycling effort in 2006. Hats off to the residents who made it a success by participating in the “Delhi Clean Up Day” and for using the recycling bins at the Senior Center. In an effort to continue to improve our recycling efforts Dan Ryan asked for permission to put recycling containers throughout all township facilities. Trustee Luebbers consented to his request.

**Resolution 2006-160**

Trustee Duebber introduced and moved the adoption of a resolution approving purchase order obligations incurred on behalf of the township by the township administrator and dispensing with the second reading. Trustee Davis seconded.

Trustee Duebber moved and Trustee Davis seconded to dispense with the second reading. Trustees Luebbers, Davis and Duebber voted YES.

Trustees Luebbers, Davis and Duebber voted YES at roll call to adopt the resolution. Resolution adopted.

(NOTE: Resolutions 2006-161, 162 and 163 were expedited and passed during the budget hearing of November 21<sup>st</sup>.)

**Resolution 2006-164**

Trustee Davis introduced and moved the adoption of a resolution appointing Joe Scherer to the Delhi Township Board of Zoning Appeals pursuant to R.C. 519.13 and dispensing with the second reading. Trustee Duebber seconded.

Trustee Davis moved and Trustee Duebber seconded to dispense with the second reading. Trustees Luebbers, Davis and Duebber voted YES.

Trustees Luebbers, Davis and Duebber voted YES at roll call to adopt the resolution. Resolution adopted.

**Resolution 2006-165**

Trustee Duebber introduced and moved the adoption of a resolution appointing Ed Jung to the Delhi Township Zoning Commission pursuant to R.C. 519.04 and dispensing with the second reading. Trustee Davis seconded.

Trustee Duebber moved and Trustee Davis seconded to dispense with the second reading. Trustees Luebbers, Davis and Duebber voted YES.

Trustees Luebbers, Davis and Duebber voted YES at roll call to adopt the resolution.

Resolution adopted.

**Resolution 2006-166**

Trustee Davis introduced and moved the adoption of a resolution employing Lane, Felix & Raisbeck, Co., L.P.A. as legal counsel and appointing David C. Lane as law director pursuant to R.C. 504.15 and dispensing with the second reading. Trustee Duebber seconded.

Trustee Davis moved and Trustee Duebber seconded to dispense with the second reading. Trustees Luebbers, Davis and Duebber voted YES.

Trustees Luebbers, Davis and Duebber voted YES at roll call to adopt the resolution. Resolution adopted.

**Resolution 2006-167**

Trustee Duebber introduced and moved the adoption of a resolution entering into contract for legal services with Frost, Brown, Todd pursuant to R.C. 504.15 and 309.09 and dispensing with the second reading. Trustee Davis seconded.

Trustee Duebber moved and Trustee Davis seconded to dispense with the second reading. Trustees Luebbers, Davis and Duebber voted YES.

Trustees Luebbers, Davis and Duebber voted YES at roll call to adopt the resolution. Resolution adopted.

**Resolution 2006-168**

Trustee Davis introduced and moved the adoption of a resolution amending zoning fees and zoning fee schedule pursuant to Section 197 of the Delhi Township Zoning Resolution and dispensing with the second reading. Trustee Duebber seconded.

Trustee Davis moved and Trustee Duebber seconded to dispense with the second reading. Trustees Luebbers, Davis and Duebber voted YES.

Trustees Luebbers, Davis and Duebber voted YES at roll call to adopt the resolution. Resolution adopted.

**Resolution 2006-169**

Trustee Duebber introduced and moved the adoption of a resolution authorizing transfer from one appropriation item to another pursuant to R.C. 5705.40 and dispensing with the second reading. Trustee Davis seconded.

Trustee Duebber moved and Trustee Davis seconded to dispense with the second reading. Trustees Luebbers, Davis and Duebber voted YES.

Trustees Luebbers, Davis and Duebber voted YES at roll call to adopt the resolution. Resolution adopted.

**Resolution 2006-170**

Trustee Duebber introduced and moved the adoption of a resolution amending Section 3.04, Corporal Patrol and Section 3.07, Police Clerk and Section 3.08, Assistant Police Clerk and Section 5.01, Director of Development Services of Addendum "A", Summary

of Township Position Descriptions of the Delhi Township Summary of Policies and dispensing with the second reading. Trustee Davis seconded.

Trustee Duebber moved and Trustee Davis seconded to dispense with the second reading. Trustees Luebbers, Davis and Duebber voted YES.

Trustees Luebbers, Davis and Duebber voted YES at roll call to adopt the resolution. Resolution adopted.

**Resolution 2006-171**

Trustee Davis introduced and moved the adoption of a resolution declaring nuisance for excessive vegetation and accumulated debris at 5110 Chantilly Drive and dispensing with the second reading. Trustee Duebber seconded.

The property is in the foreclosure process and has been vacant since September. In the past we have had dealings with the owner on other properties and have not had much cooperation.

Trustee Duebber moved and Trustee Davis seconded to dispense with the second reading. Trustees Luebbers, Davis and Duebber voted YES.

Trustees Luebbers, Davis and Duebber voted YES at roll call to adopt the resolution. Resolution adopted.

**Report from the Financial Advisory Board.**

Dale Weisker on behalf of the board thanked Ed Cappel and Mark Forrester for their time and commitment as they resign from the board. He commended the administrator, department heads and staff for their diligent work on the budget anticipating that it should be finalized by the last meeting in December.

The trustees, administrator and fiscal officer thanked the board for their dedication, effort and participation in the process.

**Report from the Fiscal Officer:**

- To the trustees thank you from the Delhi Historical Society for attending their 30<sup>th</sup> anniversary meeting on Monday, November 13<sup>th</sup>.
- To Chief Coletta from Bert & Bill Bechtol thank you for contributing to "The Shield" in John's memory.
- To Chief Coletta thank you from the Oak Hills School District for speaking to the NSPRA/AASA judges.
- To firefighter/paramedics Mike Bredestege, Amy Snyder, Tony Lipps and Jeff Walters thank you from the Gentile family for providing care to their mother on October 31<sup>st</sup>.
- To Officer Gentile thank you from Kathleen Richey for his help and professionalism.
- To firefighters/EMT thank you from Jim Catanzaro for treatment received on October 23.
- To firefighters/EMT Pete Doherty and David Dannemiller from Margaret Stoeckle regarding assistance she received on October 22<sup>nd</sup>.
- Thank you for your help and kindness shown to Bob Weingartner from Mary Weingartner.

- To firefighter/EMT Andy Ihle, Dave Stigler, Brian Hummeldorf, and Seth Meucci from Betty Kayser for services provided to her husband Victor on November 7<sup>th</sup>.
- Thank you to the firefighter/EMT's from Judy Heiley.
- Thank you to Lt. Rick Ideker, Sgt. Howarth, Cpl. Schwaeble and Detective Will Roberts from the City of Cincinnati Police Department for assisting the Criminal Investigation section.
- Thank you to Gary Schroeder and the Trustees from Don Helm for allowing us to make the Purple Heart plaque presentation to the Roos family.

Announcement of Community Events:

- This Saturday, the Delhi Business Association's Christmas Parade starts at 9:30 a.m.
- The Delhi Business Task Force is conducting a survey to be used by the University of Cincinnati's School of Planning in their review of the Delhi Pike Business District. Residents are encouraged to visit [www.delhi.oh.us](http://www.delhi.oh.us) to complete the survey.

Trustee Duebber congratulated the Oak Hills School District for being chosen as one of the top two school districts within the United States to participate in the review by NSPRA/AASA.

**Motion 2006-150**

Trustee Davis moved and Trustee Duebber seconded to retire to Executive Session to consider the employment, dismissal, discipline or compensation of public employees. Trustees Luebbers, Davis and Duebber voted YES. Motion carried.

Return from Executive Session:

There being no further business to come before the Board on motion of Trustee Duebber seconded by Trustee Davis the meeting was adjourned. Trustees Luebbers, Davis, and Duebber voted YES. Motion carried.

\_\_\_\_\_, Kenneth J. Ryan, Fiscal Officer

Approved: \_\_\_\_\_, President of Board

\_\_\_\_\_, Vice President

\_\_\_\_\_, Trustee

I hereby certify that the amounts needed to meet the above obligations have been lawfully appropriated and are in the treasury or the process of collection free from any and all obligations.

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Kenneth J. Ryan, Fiscal Officer