

The August 10, 2022 regular meeting of the Delhi Township Board of Trustees was called to order at 6:00 p.m. by Chairperson Cheryl A. Sieve at the Township Administration Building, 934 Neeb Road. Trustee Michael D. Davis, Trustee Rosanne K. Stertz, Fiscal Officer James J. Luebbe, Administrator Jack Cameron, and Law Director Bryan E. Pacheco were also present.

OPEN THE MEETING:

- The Board received certification that the rules adopted pursuant to Section 121.22 of the Ohio Revised Code were complied with for the meeting.
- The meeting began with the Pledge of Allegiance, followed by a moment of silence for three beautiful souls who were very good friends of the Township: Kathy Kearns, wife of Jerry Kearns, was a longtime resident known for her philanthropic works; Pat Armstrong, the wife of Delhi's WWII War Hero, Henry Armstrong; and Carol Howarth, mother of Police Chief Jim Howarth.
- While we remember these beautiful people who touched the lives of many, we also keep their families and friends in our thoughts and prayers.

APPROVAL OF MINUTES: (Regular Meetings on 6/29/2022 and 7/13/22)

- A Motion to approve the minutes of the regular meeting on June 29, 2022, and was moved by Trustee Davis and seconded by Trustee Stertz. Trustees Davis, Stertz and Sieve voted YES. Motion carried.
- A Motion to approve the minutes of the regular meeting on July 13, 2022, was moved by Trustee Davis and seconded by Trustee Stertz. Trustees Davis, Stertz and Sieve voted YES. Motion carried.

APPROVAL OF OVERTIME: (Periods ending 7/12/22 & 7/26/22)

- A Motion to approve the payment of overtime for period ending July 12 and July 26, 2022, was moved by Trustee Davis and seconded by Trustee Stertz. Trustees Davis, Stertz and Sieve voted YES. Motion carried.

APPROVAL OF BILLS:

- A Motion to approve bills for payment was moved by Trustee Davis and seconded by Trustee Stertz. Trustees Davis, Stertz and Sieve voted YES. Motion carried.

REPORT FROM THE FISCAL OFFICER: Mr. James J. Luebbe

1. **Resolution 2022-106**

Trustee Davis introduced and moved the adoption of a resolution budgeting revenues, amending appropriations for expenses, declaring an emergency and dispensing with the second reading. Trustee Stertz seconded.

Mr. Cameron confirmed the following accounting transactions to be approved by resolution: creating a revenue line item for the receipt of \$5,600 for Opioid Settlement from the State of Ohio (more checks expected to come in); additional appropriation in the Fire Fund / Fuel due to the unexpected increase in the cost of fuel.

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

Trustees Davis, Stertz and Sieve voted YES during roll call to adopt the resolution. Resolution adopted.

2. **Resolution 2022-107**

Trustee Davis introduced and moved the adoption of a resolution authorizing the Township Administrator to spend greater than \$10,000 on behalf of the Township, declaring an emergency and dispensing with the second reading. Trustee Stertz seconded.

Mr. Cameron confirmed, the agreement engages planning firm McBride, Dale, Clarion for staff reporting and documentation services related to the Board of Zoning Appeals cases and hearings, in the interim until the Community Development Director position is filed.

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

Trustees Davis, Stertz and Sieve voted YES during roll call to adopt the resolution. Resolution adopted.

3. **Significant Transactions:** **Disbursements:** \$41,000 for the purchase of 4 police cars; \$31,000 for the purchase of a Ford Bronco for Public Works; \$190,000 payment to Turner Construction for the Delhi Towne Square project; \$327,000 for the July 21 Payroll, and \$321,000 for the August 4 Payroll.

TRUSTEES' CORRESPONDENCE:

- Trustee Davis regretfully shared another loss for the community, the passing of Father Tim Collins who ministered to the community and parishioners of St. Dominic for many years.
- Trustee Davis commented on the City of Cincinnati's road project on lower Delhi Pike being delayed due to a feasibility study to determine if there would be a need to add a traffic light or a roundabout at the bend in the road on Delhi Pike at Fairbanks. The completion date for the project has now been pushed back into 2023. He directed residents to voice their concerns to the City of Cincinnati.
 - The Township's Project Manager, Jon Gelhausen, confirmed that the city is currently doing some patch work and that he does not anticipate movement on the project until 2023. He recommended downloading the Fix It Cincy! app to submit complaints about the condition of the road and the project being extended into 2023.
- Trustee Davis referenced Delhi's recent media attention, stories reported on Channel 12 and 19, having higher gas prices than neighboring communities. He recognized Nick's Drive Thru on Delhi Pike for keeping his gas prices lower while other businesses increased their prices to stay competitive. He encouraged residents who feel that price gouging is going on in Delhi to contact the Ohio Attorney General's office, the organization that would investigate that kind of activity.
- Trustee Stertz reported on correspondence from residents recognizing certain Police and Fire personnel for their assistance provided during recent calls to their homes for emergency medical services.
- Trustee Stertz referenced recent medical treatment provided to a nine-year-old girl who had chlorine poisoning, with a word of caution when working with pool chemicals.
- Trustee Sieve reminded everyone that our schools will be back in session next week, to anticipate the normal traffic backups as everyone adjusts to their school schedules, and to slow down near school zones during morning arrivals and afternoon dismissals.

SPECIAL PRESENTATION: Proclamation Proclaiming August 12, 2022 as "Delhi Skirt Game Day" in Delhi Township

Following a public reading, Trustee Sieve presented the Proclamation to Skirt Game Committee present: Booth Chair Sherri DeMoss, and President Don Jenkins.

PUBLIC HEARING: Case ZC2022-03: Amendment to Section 9.4, B, 5 of the Delhi Township Zoning Resolution: Zoning Administrator Anthony Roach

- A Motion to Open the Public Hearing to consider Amendment to Section 9.4, B, 5 of the Delhi Township Zoning Resolution, was moved by Trustee Davis and seconded by Trustee Stertz. Trustees Davis, Stertz and Sieve voted YES. Motion carried.
- Mr. Roach reported that the hearing identifies and corrects inconsistencies in the language of the Planned Unit Development section of the Zoning Resolution addressing voting requirements of the Board of Trustees related to recommendations of the Zoning Commission, to comply with the language defined in the Ohio Revised Code.

- Public Comment: No one addressed the Board.
- A Motion to Close the Public Hearing to consider Amendment to Section 9.4, B, 5 of the Delhi Township Zoning Resolution, was moved by Trustee Davis and seconded by Trustee Stertz. Trustees Davis, Stertz and Sieve voted YES. Motion carried.

FIRE DEPARTMENT: Lieutenant Andrew Ihle

1. Retirement Recommendation

A Motion to Accept the retirement of full-time Assistance Chief Jesse L. Moore of the Delhi Fire Department effective August 23, 2022, was moved by Trustee Davis and seconded by Trustee Stertz. Trustees Davis, Stertz and Sieve voted YES. Motion carried.

- In the absence of the Fire Chief, Lt. Ihle, who joined the department in the same year as Jesse, recognized Jesse's accomplishments over his 35-year career: starting his fire service career working for Green Township in 1985, shortly after was promoted to Paramedic and then moved on to Green Township in 1986; he began working part time for Delhi in 1988, he was promoted to full-time in 1990, Lieutenant in 1991, Captain in 1995, Battalion Chief in 2008, and Assistant Chief in 2008. He shared details about Jesse's service with Delhi, his family and plans after retirement.
- The Trustees took a moment to express their appreciation for Assistant Chief Moore and wished him the very best in his retirement.

2. Retirement Payout Recommendation

A Motion to Approve 240 hours of additional payout of qualified accumulated sick time leave for Jesse Moore and Douglas Campbell, at the Fire Captains pay rate at the time of retirement, was moved by Trustee Davis and seconded by Trustee Stertz. Trustees Davis, Stertz and Sieve voted YES. Motion carried.

3. EMS Responses and Transports

Lt. Ihle reported that the department experienced an increase in EMS responses and transports during the month of July with the year-to-date count exceeding their highest year last year.

PARKS & RECREATION: Director of Park Operations

- Signage with updated park rules will be installed very soon.
- Pickleball project has been pushed back two weeks starting in September.
- MadCap Puppets has been rescheduled for this evening.
- Farmers' Market will continue at Clearview Lake through the month of August.

POLICE DEPARTMENT: Assistant Chief Braun.

1. Community Advocate Update – Kalee is off to a great start, having served over 100 residents every month.
2. Increase in Car Break-ins/Gun Theft – Since Ohio Senate Bill No. 215 went into effect, permitting a “qualifying adult” to legally carry, possess, or conceal a handgun without a license, the department has experienced five gun thefts out of cars.
 - Recent arrest by Police Officer Gerdy recovered 2 of the 5 guns that were reported stolen.
 - Public safety announcement to gun owners to be sure to secure your firearms in your homes.
3. Park Rules – The newly adopted rules and fines have been filed with Hamilton County Courts, and officers are patrolling the park on a regular basis. Since the rules have been adopted, the department made two juvenile arrests for graffiti, during which time two of the five stolen guns were recovered.

PUBLIC WORKS DEPARTMENT: Project Manager Jon Gelhausen

- Provided a phone number for the City of Cincinnati Public Works Department to submit complaints about the condition of lower Delhi Pike: 513-591-6000.
- Crews have been out clearing catwalks in preparation for school starting next week.

ADMINISTRATION: Administrator Cameron

1. Resolution 2022-108

Trustee Davis introduced and moved the adoption of a resolution authorizing and entering into an administrative services agreement for medical plan administration with Bind Benefits, Inc. (dba Surest) for the purpose of establishing the terms and conditions under which Surest agrees to provide administrative services in connection with the provision of certain self-insured group health benefits for eligible Township employees and officers, authorizing the Township Administrator to execute and deliver all necessary documents, declaring an emergency, and dispensing with the second reading. Trustee Stertz seconded.

Mrs. Hermes shared her recommendation for the health insurance renewal, to self-insured with a move to Surest as our new medical insurance product through United Health Care with a 41% increase.

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

Trustees Davis, Stertz and Sieve voted YES during roll call to adopt the resolution. Resolution adopted.

2. Resolution 2022-109

Trustee Davis introduced and moved the adoption of a resolution authorizing and entering into contract providing excess loss insurance with ISU, a division of Companion Life Insurance Company, in connection with the provision of group health insurance benefits through an individual self-insurance program for the provision of individual and aggregate stop loss protection, authorizing the Township Administrator to execute and deliver the necessary documents, declaring an emergency, and dispensing with the second reading. Trustee Stertz seconded.

Mrs. Hermes confirmed that ISU would be the insurance plan's Stop Loss Carrier, of which the benefit would pay claims over and above the Township's \$50,000 contracted per person payout amount.

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

Trustees Davis, Stertz and Sieve voted YES during roll call to adopt the resolution. Resolution adopted.

3. Resolution 2022-110

Trustee Davis introduced and moved the adoption of a resolution authorizing and entering into agreement with Delta Dental for the provision of group dental insurance benefits for eligible Township employees and officers, authorizing the Township Administrator to execute and deliver the necessary documents, declaring an emergency, and dispensing with the second reading. Trustee Stertz seconded.

Mrs. Hermes reported, dental insurance is on a three-year renewal, recommending that we move from Dental Care Plus to a more cost-effective plan and cost with Delta Dental.

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

Trustees Davis, Stertz and Sieve voted YES during roll call to adopt the resolution. Resolution adopted.

4. Resolution 2022-111

Trustee Davis introduced and moved the adoption of a resolution entering into Amendment #2 to OurHealth Participating Employer Agreement with Marathon Health for certain preventative, primary, and wellness care services at Marathon Health Network – Cincinnati Health Centers, authorizing the Township Administrator to execute and deliver the necessary documents, declaring an emergency and dispensing with the second reading. Trustee Stertz seconded.

Mrs. Hermes recommended renewing a contract with Marathon Health with a 4% increase over the next three years. She confirmed that in addition to employees and their covered family members, the Township uses their services for CDL required testing.

Mr. Cameron added that 70% of our employees and their family members make good use of the clinic services provided by Marathon Health, keeping spending out of the health insurance plan.

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

Trustees Davis, Stertz and Sieve voted YES during roll call to adopt the resolution. Resolution adopted.

5. Employee Health Insurance Incentive Program Recommendation

A Motion to Approve Wellness Program, August 2022 through July 2023, for Health Insurance plan year October 2023 through September 2024, with one percent reduction on employee premium contribution for annual physical and biometric screening for themselves and covered spouse; and a one percent reduction on employee premium contribution for successful participation in the Wellness Program, was moved by Trustee Davis and seconded by Trustee Stertz. Trustees Davis, Stertz and Sieve voted YES. Motion carried.

Trustee Sieve, we just went through these actions for our employees, to make sure we have good insurance for our employees.

6. Natural Gas Aggregation Program Status Update – Administrator Cameron

- Received an update from our energy broker that he locked in a rate of 0.839 per ccf, for term effective October 1st.
- Cost comparison to Duke Energy is .977 per ccf.
- Suggestion to inform the residents who may not be happy with the cost to shop individual pricing options that may be lower through the Apples-to-Apples comparison.
- Questions should be directed to the Administration Office.

7. Delhi Towne Square Project Update

The crew is back on site working on the underground stormwater waterlines.

8. Congressman Steve Chabot's Visit

The Township will be hosting Congressman Steve Chabot on Wednesday, August 17th including tours of our facilities and visits with staff, community organizations and businesses.

COMMUNITY DEVELOPMENT: Tony Roach, Zoning Administrator

1. Resignation Recommendation

A Motion to Accept the resignation of Assistant Administrator Gregory J. DeLong effective August 12, 2022, was moved by Trustee Davis and seconded by Trustee Stertz. Trustees Davis, Stertz and Sieve voted YES. Motion carried.

The Trustees commented on Greg's accomplishments and the many ways he improved Township operations over the past five years while serving as Community Development Director and Assistant Township Administrator.

2. Resolution 2022-112

Trustee Davis introduced and moved the adoption of a resolution adopting the recommendation of the Delhi Township Zoning Commission in case ZC2022-03 to modify Section 9.4, B, 5 of the Delhi Township Zoning Resolution to address a discrepancy between the Delhi Township Zoning Resolution and regulations in the Ohio Revised Code, and dispensing with the second reading. Trustee Stertz seconded.

Mr. Roach reported, the resolution corrects an error in the Planned Unit Development section of the Zoning Resolution.

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

Trustees Davis, Stertz and Sieve voted YES during roll call to adopt the resolution. Resolution adopted.

3. Resolution 2022-113

Trustee Davis introduced and moved the adoption of a resolution renewing Arbor Run Subdivision Street Lighting District contract pursuant to R.C. 515.081 and 9.30, confirming assessment pursuant to R.C. 515.11 and R.C. 515.08, declaring an emergency and dispensing with the second reading. Trustee Stertz seconded.

Mr. Roach reported, this resolution and the following three, approves contract renewals with Duke Energy for four street lighting districts.

Mr. Cameron added, the cost for the street lights in the four districts is passed on to the homeowners as assessments on their Duke Energy bills.

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

Trustees Davis, Stertz and Sieve voted YES during roll call to adopt the resolution. Resolution adopted.

4. Resolution 2022-114

Trustee Davis introduced and moved the adoption of a resolution renewing Cedars Subdivision Street Lighting District contract pursuant to R.C. 515.081 and 9.30, confirming assessment pursuant to R.C. 515.11 and R.C. 515.08, declaring an emergency and dispensing with the second reading. Trustee Stertz seconded.

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

Trustees Davis, Stertz and Sieve voted YES during roll call to adopt the resolution. Resolution adopted.

5. Resolution 2022-115

Trustee Davis introduced and moved the adoption of a resolution renewing Delhi Pike Street Lighting District contract pursuant to R.C. 515.081 and 9.30, confirming assessment pursuant to R.C. 515.11, and R.C. 515.08, declaring an emergency and dispensing with the second reading. Trustee Stertz seconded.

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

Trustees Davis, Stertz and Sieve voted YES during roll call to adopt the resolution. Resolution adopted.

6. Resolution 2022-116

Trustee Davis introduced and moved the adoption of a resolution renewing Riverpointe Subdivision Street Lighting District contract pursuant to R.C. 515.081 and 9.30, confirming assessment pursuant to R.C. 515.11, and R.C. 515.08, declaring an emergency and dispensing with the second reading. Trustee Stertz seconded.

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

Trustees Davis, Stertz and Sieve voted YES during roll call to adopt the resolution. Resolution adopted.

7. Resolution 2022-117

Trustee Davis introduced and moved the adoption of a resolution declaring nuisance for excessive vegetation at 4045 Delhi Pike, declaring an emergency and dispensing with the second reading. Trustee Stertz seconded.

Mr. Roach reported, the properties concerning resolutions 2022-117 – 2022-125 were found to be in the same condition this morning during follow up inspections. He added they were able to remove one of the nuisance properties that was on the draft agenda due to the property owner meeting compliance.

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

Trustees Davis, Stertz and Sieve voted YES during roll call to adopt the resolution. Resolution adopted.

8. Resolution 2022-118

Trustee Davis introduced and moved the adoption of a resolution declaring nuisance for excessive vegetation at 4250 Delhi Pike, declaring an emergency and dispensing with the second reading. Trustee Stertz seconded.

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

Trustees Davis, Stertz and Sieve voted YES during roll call to adopt the resolution. Resolution adopted.

9. Resolution 2022-119

Trustee Davis introduced and moved the adoption of a resolution declaring nuisance for excessive vegetation at 4469 Delhi Pike, declaring an emergency and dispensing with the second reading. Trustee Stertz seconded.

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

Trustees Davis, Stertz and Sieve voted YES during roll call to adopt the resolution. Resolution adopted.

10. Resolution 2022-120

Trustee Davis introduced and moved the adoption of a resolution declaring nuisance for excessive vegetation at 4512 Fehr Road, declaring an emergency and dispensing with the second reading. Trustee Stertz seconded.

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

Trustees Davis, Stertz and Sieve voted YES during roll call to adopt the resolution. Resolution adopted.

11. Resolution 2022-121

Trustee Davis introduced and moved the adoption of a resolution declaring nuisance for excessive vegetation at 5059 Kincardine Drive, declaring an emergency and dispensing with the second reading. Trustee Stertz seconded.

Mr. Roach confirmed the property has been vacant for years and has been a repeat offender.

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

Trustees Davis, Stertz and Sieve voted YES during roll call to adopt the resolution. Resolution adopted.

12. Resolution 2022-122

Trustee Davis introduced and moved the adoption of a resolution declaring nuisance for excessive vegetation at 6278 Gardenlake Court, declaring an emergency and dispensing with the second reading. Trustee Stertz seconded.

Mr. Roach confirmed that it is a vacant buildable lot.

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

Trustees Davis, Stertz and Sieve voted YES during roll call to adopt the resolution. Resolution adopted.

13. Resolution 2022-123

Trustee Davis introduced and moved the adoption of a resolution declaring nuisance for accumulated debris at 273 Francisridge Drive, declaring an emergency and dispensing with the second reading. Trustee Stertz seconded.

Mr. Roach confirmed that the property is occupied.

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

Trustees Davis, Stertz and Sieve voted YES during roll call to adopt the resolution. Resolution adopted.

14. Resolution 2022-124

Trustee Davis introduced and moved the adoption of a resolution declaring nuisance for accumulated debris at 5361 Whitmore Drive, declaring an emergency and dispensing with the second reading. Trustee Stertz seconded.

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

Trustees Davis, Stertz and Sieve voted YES during roll call to adopt the resolution. Resolution adopted.

15. Resolution 2022-125

Trustee Davis introduced and moved the adoption of a resolution declaring nuisance for accumulated debris at 425 Morrvue Drive, declaring an emergency and dispensing with the second reading. Trustee Stertz seconded.

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

Trustees Davis, Stertz and Sieve voted YES during roll call to adopt the resolution. Resolution adopted.

PUBLIC COMMENT:

Richard Alen Gages, 5793 Juvene Way, referenced an email addressed to the Trustees regarding his experience with a police officer.

Law Director Pacheco informed Mr. Gages of the process for filing a complaint against any employee of the Township, of which would be confidential in nature and would not be addressed during an open meeting.

ANNOUNCEMENT OF COMMUNITY EVENTS:

1. Free Fishing on Fridays at Clearview Lake, from 7am until dusk, through September 30th.
2. Farmers' Market at Clearview Lake on Saturdays from 9:00 until noon through August 27th.
3. Madcap Puppets presents: The Story Quest, rescheduled from Wednesday, July 27th to Wednesday, August 10th at 7:00 p.m. in Delhi Park.
4. Delhi Parks 3rd Summer Concert, featuring Forever Diamond, on Thursday, August 18th at 7:00 p.m.
5. PB & J Circus Comedy Show on Wednesday, August 24th at the Delhi Park Performance Stage at 7:00 p.m.

EXECUTIVE SESSION:

A Motion to retire to Executive Session to consider the appointment, employment, dismissal, discipline, promotion, demotion and / or compensation of a public employees of the Township and to conference with an attorney on pending imminent court action, was moved by Trustee Davis and seconded by Trustee Stertz. Trustees Davis, Stertz and Sieve voted YES. Motion carried.

Trustee Sieve confirmed the Board's next regular meeting will be held on Wednesday, August 31st.

RETURN TO PUBLIC MEETING:

A Motion to conclude Executive Session and return to the public meeting was moved by Trustee Davis and seconded by Trustee Stertz. Trustees Davis, Stertz and Sieve voted YES. Motion carried.

ADJOURN MEETING:

With no further business to come before the Board, a Motion to adjourn was moved by Trustee Davis and seconded by Trustee Stertz. Trustees Davis, Stertz and Sieve voted YES. Motion carried.

Approved: _____, Fiscal Officer

_____ , Chair

_____ , Trustee

_____ , 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.

James J. Luebbe, Fiscal Officer