

The regular meeting of the Green Township Board of Trustees held on January 14, 2008 was called to order at 5:30 p.m. with the Pledge of Allegiance.

Roll Call: Trustee Upton, present; Trustee Mitchell, present; Chairman Winkler, present; Fiscal Officer Straus, present.

Trustee Mitchell moved to approve the minutes for the regular meeting of December 10, 2007. Trustee Upton seconded the motion and all voted aye.

Audrey & Frank Petrik and Betty & Ernie Dolle, representatives from the Green Township Civic Association, were present to present checks to the Police, Fire and Public Services Departments for the purpose of purchasing equipment. Each check was in the amount of \$10,760.00. The Trustees thanked the Civic Association for their generous donation.

The Green Township Board of Trustees presented a plaque to Sgt. Walt Bally of the Hamilton County Sheriff's Department in recognition of his 17 years of service to Green Township as the Township's Hamilton County District 2 Officer in charge from 1991 through 2007.

Police Chief West thanked Sgt. Bally for his dedication and years of service to the residents of Green Township.

Sgt. Bally thanked everyone for their years of support and for making him feel like a welcome member of the Green Township family for 17 years.

RESOLUTION #08-0114-A

Trustee Mitchell moved to pass a resolution to appoint Dan Vath to the position of Police Officer/Constable at the first step of the current Collective Bargaining Agreement of \$48,390.00 annually. Chairman Winkler seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye.

Fiscal Officer Straus swore in Officer Dan Vath. Mr. Vath thanked the Board and introduced his family and friends that were present.

RESOLUTION #08-0114-B

Trustee Mitchell moved to pass a resolution accepting and approving the financial reports as submitted. Chairman Winkler seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0114-C

Trustee Mitchell moved to pass a resolution to adopt the Certificate of the Total Amount from all Sources Available for Expenditures and Balances for 2008. Chairman Winkler seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0114-D

Chairman Winkler moved to pass a resolution to pass an emergency resolution to provide snow removal for non-dedicated streets with cost for the snow removal to be billed on the tax bill of the developer. Trustee Mitchell seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0114-E

Trustee Mitchell moved to pass a resolution to accept monetary contributions for the Fire, Police, Public Services (2008 Summer Concert Series) Departments from the Green Township Civic Association. Trustee Upton seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0114-F

Chairman Winkler moved to pass a resolution to hire the Rusty Griswold's Group on Friday, August 15, 2008 for the 2008 Green Township Summer Concert Series and authorizing that the Township Administrator sign the contract after review and approval from the Township Attorney. Trustee Mitchell seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0114-G

Chairman Winkler moved to pass a resolution for permission to travel for Chief Doug Witsken from April 14 through April 18, 2008, Assistant Chief Scott Souders from March 14 through March 18, 2008 and Captain Ed Thomas from June 9 through June 13, 2008 to attend the Incident Management and Unified Command (IMUC) Course at College Station, Texas. All course tuition, travel, lodging and meal expenses will be paid by the Federal Government at no cost to the Township. Trustee Mitchell seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler:

Aye.

RESOLUTION #08-0114-H

Trustee Upton moved to pass a resolution for permission to travel for Firefighter Alex Seymour on January 22 through 25, 2008 to attend the Incident Response to Terrorist Bombings (IRTB) Course at New Mexico Tech in Socorro, New Mexico. All course tuition, travel, lodging and meal expenses will be paid by the Federal Government at no cost to the Township. Chairman Winkler seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0114-I

Chairman Winkler moved to pass a resolution to hire Mike Bengel, Mike Wells and Mike Nienaber as part-time firefighters effective January 19, 2008 at a pay rate of FF3 at \$12.25 per hour. Trustee Mitchell seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye.

Fiscal Officer Straus swore in Firefighter Mike Bengel, Firefighter Mike Wells and Firefighter Mike Nienaber. The firefighters introduced their family and friends that were present.

RESOLUTION #08-0114-J

Trustee Upton moved to pass a resolution for permission to travel for Captain Kevin Hummeldorf to attend the Firehouse Education & Training Conference in New Orleans, Louisiana from September 24 through 28, 2008. All conference fees, lodging and meals are being paid by Firehouse Software. Township expenses will be limited to \$250.00 for air travel. Chairman Winkler seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0114-K

Chairman Winkler moved to pass a resolution to approve the revised job description for the Township Controller. Trustee Upton seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0114-L

Trustee Mitchell moved to pass a resolution to reappoint Tony Upton, Kevin Celarek, Ron Weidner, Greg Thesing and Jack Snyder to the Volunteer Fire Fighters' Dependents Fund Board of which Tony Upton will serve as Chairman and Greg Thesing will serve as Secretary. Chairman Winkler seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0114-M

Trustee Mitchell moved to pass a resolution to retain Bond Counsel, Mary Sullivan and Peck, Shaffer & Williams, LLP, to handle Township Bond matters. Chairman Winkler seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0114-N

Chairman Winkler moved to pass a resolution to assent to the acceptance of Wexford Lane and Castlebridge Lane within Phase I, Blocks A & B of Wexford Subdivision from Daffin Development Company, 6 Beacon Drive, Wilder, Kentucky 41071. Trustee Mitchell seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0114-O

Chairman Winkler moved to pass a resolution to approve the installation of a no parking fire lane restriction on the east side of Wexford Lane beginning at the Green Township Corporation Limit where it abuts the Delhi Corporation Limit and extending through the cul-de-sac. Trustee Upton seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0114-P

Trustee Mitchell moved to pass a resolution for the installation of a stop sign on the southwest corner of Castlebridge Lane and Wexford Lane and the installation of a no parking fire lane restriction on the north side of the street beginning at the northwest corner of Wexford Lane and extending through the cul-de-sac. Chairman Winkler seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0114-Q

Trustee Mitchell moved to pass a resolution to establish a Driveway Permit

Fee of \$50.00. Chairman Winkler seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0114-R

Chairman Winkler moved to pass a resolution to appoint Mike Mestemaker to the Township's Land Use Planning Committee effective 01/01/08 through 12/31/12. Trustee Upton seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0114-S

The following properties were declared as nuisances. The Township Attorney was directed to notify the owners of the properties listed below of this resolution:

1. 3335 Fiddlers Green Road (550-0280-0237), Motion made by Chairman Winkler and seconded by Trustee Mitchell. All voted Aye.
2. 7096 Pickway Drive (550-0280-0367), Motion made by Trustee Upton and seconded by Trustee Mitchell. All voted Aye.

The Ohio Department of Liquor Control has sent notice of application from: Jonathon Peel of My Sweet Home, Inc., DBA The Neighbors, 3269 North Bend Road, Cincinnati, Ohio 45239 and Rare Hospitality International, Inc., DBA Longhorn Steakhouse of Western Commons, application is for corporate stock ownership change. The Trustees will not request a hearing on either application.

Administrator Celarek made the following announcements:

1. The Hamilton County Board of Zoning Appeals will meet on Wednesday, January 16, 2008 at 1:00 p.m. in Room 805, Hamilton County Administration Building, 138 E. Court Street, Cincinnati, Ohio 45202, to hear the following cases:
 - a. Case # Green 07-33, by applicant Valerie Carr, 5454 Edger Drive, Cincinnati, Ohio 45239, for the approval of the construction of a 6-foot privacy fence located in the side yard of the property. District is "C" Residence.

Development Director Goetzman gave a brief description of the fence that has already been installed and recommended that the requested variance be approved as submitted. No one was present in opposition.

RESOLUTION #08-0114-T

Trustee Upton moved to pass a resolution recommending approval of Case # Green 07-33 to the Hamilton County Board of Zoning Appeals as submitted. Chairman Winkler seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye.

- b. Case # Green 07-35, by Holscher & Hackman for Denise Holscher and Dian Hackman, 6088 Harrison Avenue (550-0193-0160), Cincinnati, Ohio 45247, for the approval of a conditional use certificate for a freestanding sign and reader board on the property. District is "E" Retail.

Development Director Goetzman gave a brief overview of the proposed project and recommended postponement for coordination with an adjacent zone change submission. Applicants Mike Holscher and Mike Hackman were present to provide background information regarding the sign and present their proposal for a new sign. The applicants stated their desire to move forward with their hearing on Wednesday, January 16, 2008 before the Hamilton County Board of Zoning Appeals. The Trustees recommended three conditions. No one was present in opposition.

RESOLUTION #08-0114-U

Trustee Upton moved to pass a resolution recommending approval of Case # Green 07-35 to the Hamilton County Board of Zoning Appeals subject to the following conditions: 1. That the existing off-site sign be permitted to remain in place for a period of at least 30 days in order to provide the applicant with an opportunity to discuss signage and ingress and egress options with the developer of an adjacent property to the northwest; 2. That existing signage located on the wall/fence located on the north property line of the access panhandle be removed; and 3. That no sign be located within 60' of the centerline of Harrison Avenue, in conformance with the right-of-way standards of the Hamilton County Thoroughfare Plan. Chairman Winkler seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye.

- c. Case # Green 07-36 by applicant, Bob Voight of Kessler

Construction, for Dan Brogan, 6745 Southknoll Drive (550-0282-0249), Cincinnati, Ohio, for the approval of construction of an addition to a single-family residence with less rear yard setback than required. District is "A2" Residence.

Development Director Goetzman gave a brief description of the proposed project. Mr. Voight and Mr. Brogan were present. No one was present in opposition.

RESOLUTION #08-0114-V

Trustee Mitchell moved to pass a resolution recommending approval of Case # Green 07-36 to the Hamilton County Board of Zoning Appeals as submitted. Chairman Winkler seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye.

2. The Hamilton Rural Zoning Commission will meet on Thursday, January 17, 2008 at 1:00 p.m., in Room 805 B, Hamilton County Administration Building, 138 E. Court Street, Cincinnati, Ohio 45202 to hear the following case:
 - a. Case # Green 2007-05, Glenway Avenue Redevelopment for 6475 & 6493 Glenway Avenue; applicant is DW Real Estate Holding, LLC for approval of a Planned Unit Development (PUD) in an existing "F" Light Industrial District, to construct three commercial buildings for use as retail/office and two restaurants containing 13,250 sq.ft. with associated parking areas and access points onto Glenway Avenue, Karen Avenue and Childs Avenue.

Development Director Goetzman gave an overview of the proposed project. The applicant, Mork Lachniet of Bayer Becker Engineering and Bill Davin of DW Real Estate were present to give a presentation about the proposed project and answer any questions. No one was present in opposition.

RESOLUTION #08-0114-W

Trustee Mitchell moved to pass a resolution recommending approval of Case # Green 07-05 to the Hamilton County Rural Zoning Commission subject to the following conditions: 1. That all streetscape and boundary buffer areas be irrigated; 2. That the applicant increase the width of the proposed boundary north of the existing access sidewalk serving North Glen Drive to 20' in width to accommodate a pedestrian connection to Karen Avenue, and that a segment of sidewalk be constructed on Karen Avenue connecting the access walk to Glenway Avenue; 3. That the site be limited to two freestanding monument signs limited to 75 square feet in size and 10' in height and measured from the elevation of Glenway Avenue; 4. That the retail "strip" building be constructed in conformance with the building elevation plans submitted; 5. That a Final Development Plan incorporate the improvements shown on the preliminary plans dated January 8, 2008, the conditions herein, and all applicable site lighting and interior landscaping requirements be submitted prior to the issuance of a zoning compliance certificate for each site within the PUD; 6. That the boundary buffer around the entire perimeter of the property be planted with 1.5 times the minimum amount of landscaping required for a Boundary Buffer under the Zoning Resolution; and 7. That any onsite retaining wall between 5' - 10' in height shall have an evergreen landscape treatment located at the base of the wall, and that any wall over 10' in height shall be tiered with a landscaped area separating each level. In no case shall any single tier exceed 8' in height. Trustee Upton seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye.

Fiscal Officer Straus stated that for the year ending 2007 the Township received \$35.9 million with disbursements of \$34 million. The General Fund received \$5.9 in revenue with disbursements of \$4.6.

Township Attorney Hyle stated that there is need for executive session to discuss pending litigation and acquisition of property. Action may be anticipated.

Administrator Celarek thanked Sgt. Bally for his years of service to Green Township. Administrator Celarek also thanked the employees in the Public Services for the excellent job they did in snow removal efforts this morning.

Director of Public Services Schlimm thanked the Green Township Civic

Association for their donation to the Parks Department. Those dollars will be used to help fund the Concerts in the Park Series for 2008. Mr. Schlimm thanked Attorney Hyle for his assistance in notifying him of a change in the law that allows the Township to perform emergency snow removal for non-dedicated streets with cost for the snow removal to be billed on the tax bill of the developer.

Director of Development Goetzman welcomed Mike Mestemaker to the Land Use Planning Committee.

Fire Chief Witsken thanked the Green Township Civic Association for their generous donation to the Fire Department. Chief Witsken stated that the donation will be used to purchase medical or rescue equipment.

Police Chief West thanked the Green Township Civic Association for their generous donation to the Police Department and stated that the donation will be used to purchase equipment. Chief West introduced Lt. Mike Horton from the Hamilton County Sheriff's Department. Mr. Horton will be replacing Sgt. Walt Bally.

Lt. Mike Horton of the Hamilton County Sheriff's Department thanked the Board for their welcome and stated that he is looking forward to serving Green Township. Lt. Horton reported on personnel transfers.

Chairman Winkler recognized three Boy Scouts from Our Lady of Visitation, Troop #238, who were present at the meeting working on their Citizenship in the Community Merit Badge.

Chairman Winkler announced that the Township has received a \$500,000 grant from the Marge & Charles Schott Foundation. That grant will be received as \$100,000 per year for the next five years and will be used to restore, renovate, and preserve the Unnewehr family home on Diehl Road.

The next regular meeting of the Board of Trustees will be held on Monday, January 28, 2008 at 5:30 p.m.

Trustee Mitchell moved to recess into executive session for the purpose of discussing pending litigation and acquisition of property. Action may be anticipated. Trustee Upton seconded the motion. Trustee Mitchell: Aye; Trustee Winkler: Aye; Chairman Upton: Aye. The meeting was recessed at 6:57 p.m.; reconvened at 7:10 p.m.

Chairman Winkler moved to adjourn the meeting. Trustee Upton seconded the motion. Trustee Upton: Aye; Trustee Mitchell: Aye; Chairman Winkler: Aye. Meeting was adjourned 7:11 p.m.