

The regular meeting of the Green Township Board of Trustees held on March 26, 2007 was called to order at 5:30 p.m. with the Pledge of Allegiance.

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

Trustee Winkler moved to approve the minutes for the regular meeting of March 12, 2007. Chairman Upton seconded the motion and all voted aye.

Jeff Brandt, Principal of Oak Hills High School and Jan Wilking, Athletic Director of Oak Hills High School thanked the Township Trustees for their generous donation of funds to the Home Field Advantage Fund. This fund will pay for the new athletic turf at Oak Hills High School.

RESOLUTION #07-0326-A

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

RESOLUTION #07-0326-B

Chairman Upton moved to pass a resolution to amend the amount of estimated resources for year 2007. Trustee Winkler seconded the motion. Trustee Mitchell: Aye; Trustee Winkler: Aye; Chairman Upton: Aye.

RESOLUTION #07-0326-C

Trustee Mitchell moved to pass a resolution authorizing the adoption of the annual appropriations for 2007. Trustee Winkler seconded the motion. Trustee Mitchell: Aye; Trustee Winkler: Aye; Chairman Upton: Aye.

RESOLUTION #07-0326-D

Trustee Winkler moved to pass a resolution authorizing the issuance and sale of \$3,835,000.00 of bond anticipation notes of Green Township. Chairman Upton seconded the motion. Trustee Mitchell: Aye; Trustee Winkler: Aye; Chairman Upton: Aye.

RESOLUTION #07-0326-E

Trustee Mitchell moved to pass a resolution hiring Fred Kiel as Bond Counsel for the \$3,835,000.00 bond anticipation notes not to exceed \$10,000.00. Chairman Upton seconded the motion. Trustee Mitchell: Aye; Trustee Winkler: Aye; Chairman Upton: Aye.

RESOLUTION #07-0326-F

Trustee Mitchell moved to pass a resolution authorizing out of state travel for Police Department employees Chris Stone, Camp Grayling National Guard Base, Michigan, to attend In-service K-9 Training and Certification at a cost of \$270.00; Patrick Young, Louisville, Kentucky, to attend the State and Local Law Enforcement Training Symposium provided by the Federal Law Enforcement Training Center at a cost of \$50.00. Trustee Winkler seconded the motion. Trustee Mitchell: Aye; Trustee Winkler: Aye; Chairman Upton: Aye.

RESOLUTION #07-0326-G

Trustee Winkler moved to pass a resolution for the execution of an agreement with the Oak Hills Local School District for the Township to provide a School Resource Officer for Oak Hills High School for the period of January 2, 2007 until December 20, 2007 and authorizing the Township Administrator to execute said agreement. Chairman Upton seconded the motion. Trustee Mitchell: Aye; Trustee Winkler: Aye; Chairman Upton: Aye.

RESOLUTION #07-0312-H

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. 3175 Goda Avenue (550-0064-0124), Motion made by Trustee Winkler and seconded by Chairman Upton. All voted Aye.
2. 3671 Werk Road (550-0133-0112), Motion made by Trustee Mitchell and seconded by Trustee Winkler. All voted Aye.

Administrator Celarek made the following announcements:

1. The Hamilton County Board of Zoning Appeals will meet on Wednesday, April 11, 2007 at 1:00 P.M. in Room 805, County Administration Building, 138 E. Court Street to hear the following cases:

- a. Case #Green 07-07, applicant is Robert A. Lawton for Amy Ortwein, 6924 Bridgetown Road (550-0291-0070), Cincinnati, Ohio 45248; for the approval of parking a 6' x 12' utility trailer in the front yard of the property.

Mr. Robert Lawton was present to provide information regarding the request.

Development Director Goetzman recommended approval with conditions.

Trustee Winkler stated that one year was too long for the trailer to be relocated.

Trustee Mitchell stated that that he agreed, one year is too long, and also stated that the request is inappropriate.

RESOLUTION #07-0326-I

Chairman Upton moved to pass a resolution recommending approval with conditions of Case #Green 07-07. The motion failed for lack of a second.

- b. Case #Green 07-08, applicant Dave Weimann, to request permission to install a 12 square foot changeable copy sign on an existing non-conforming pylon sign (located in the right-of-way) on a commercial property located at 6581 Glenway Avenue. The zoning resolution permits non-conforming signs to be maintained or to have "face" changes only, non-conforming signs located in the right-of-way are not permitted to be expanded without specific approval of the Board of Zoning appeals.

Mr. Dave Weimann, 6765 Hayes Road, was present to provide information regarding the request.

Development Director Goetzman provided information regarding the case and recommended approval with the following conditions: 1) That a no parking area be created at the base of the sign - extending from the sidewalk to a minimum depth of 10'; 2) That no freestanding additional signs be permitted on the property (excluding a single sign at the service window advertising daily specials); and 3) That changes to the sign, (with the exception of sign maintenance and face changes) be prohibited, without prior approval of the Board of Zoning Appeals.

RESOLUTION #07-0326-J

Chairman Upton moved to pass a resolution recommending approval of Case #Green 07-08 to the Hamilton County Board of Zoning Appeals subject to the following conditions: 1) That a no parking area be created at the base of the sign - extending from the sidewalk to a minimum depth of 10'; 2) That no freestanding additional signs be permitted on the property (excluding a single sign at the service window advertising daily specials); and 3) That changes to the sign, (with the exception of sign maintenance and face changes) be prohibited, without prior approval of the Board of Zoning Appeals. Trustee Winkler seconded the motion. Trustee Mitchell: Aye; Trustee Winkler: Aye; Chairman Upton: Aye.

2. Case #Green ZVGT 2007-02, applicant Westside Medical Center, 3660 Edgewood Drive has been continued again to the April 11, 2007 meeting.
3. Hamilton County Regional Planning Commission will hold a public hearing regarding Green Township Land Use Plan Amendment Case #Green LUPA 2007-01; Hillview Residential, on April 5, 2007 at 1:00 P.M. in Room 805B, County Administration Building, 138 E. Court Street, Cincinnati, Ohio, 45202. The adopted Land Use Plan and the application for amendment may be reviewed during normal business hours at the offices of the Hamilton County Regional Planning Commission and at the Green Township Administration Building.
4. There will be a public hearing held by the Board of County Commissioners on Wednesday, March 28, 2007 at 10:00 a.m. concerning the Proposed Amendments to Article V, Section 514, "Policy for the Acquisition by Hamilton County of Sanitary Facilities Constructed or made available by Private Sewer Development", of the Rules and Regulations of the Metropolitan Sewer District of Greater Cincinnati, as adopted January 24, 2001 and as subsequently amended. Proposed amendments may be obtained on the MSD website www.msdc.org. Comments from the public are welcome.
5. The Annual Kite Fly, will be held on Sunday, April 15, 2007 at Veterans' Park from 12:00 noon until 3:00 p.m. Prizes, awards and

popcorn will be available. Bring your kite and join in the fun!

Fiscal Officer Straus reported on Senate Bill #117 which will change the way that franchise agreements with cable television are negotiated. Mr. Straus also reported on a notice from the Ohio Department of Commerce stating that all Liquor Permits are coming up for renewal in June. If the Board wishes to object to any of the renewals they must pass a resolution and send it to the Ohio Department of Commerce by May 2, 2007.

Attorney Frank Hyle stated need for executive session for the purpose of discussing pending litigation and property acquisition.

Attorney Hyle also reported on the Property Maintenance Code. He stated that the Clerk of Courts policy on civil appeals from Home Rule resolutions or Property Maintenance Code violations is that the township will have to file an original civil suit against the violator and seek a civil judgment. Attorney Hyle believes that the better course would be to amend the Property Maintenance Code and declare violations to be minor misdemeanors. Those can be referred to the Court and will not cause us to incur any court costs, and will be prosecuted by the County Prosecutor's Office.

RESOLUTION #07-0326-K

Trustee Mitchell moved to pass a resolution to amend Sections 106 through 114 of the Green Township Property Maintenance Code to provide for an alternate plan for disposition of cases, in that cases may be cited as minor misdemeanors at the discretion of the Code Official, and that this amendment would become effective May 1, 2007. Chairman Upton seconded the motion. Trustee Mitchell: Aye; Trustee Winkler: Aye; Chairman Upton: Aye.

Administrator Celarek stated that Annual Kite Fly, will be held on Sunday, April 15, 2007 at Veterans' Park from 12:00 noon until 3:00 p.m. He stated that the Township newsletter will be sent out in mid to late April and also reported that the Health Benefits Committee is looking at options for self insurance for Green Township employees.

Director of Public Services Schlimm reported that his department is beginning to deal with many nuisance abatement and property maintenance cases.

The Trustees discussed litter problems within the Township. It was decided that a friendly letter to property owners asking them to clean up their property would be in order.

Director of Public Services Schlimm announced that yard waste collection begins at Kuliga Park this Saturday, March 31, 2007.

Director of Development Goetzman stated that he had nothing to report.

Asst. Chief Rutenschroer reported in Chief Witsken's absence. He stated that the Fire Department will have three part-time firefighters ready for swearing in at the April 16, 2007 meeting. They will also have their candidate to fill the vacant full-time position present at that meeting as well.

Police Chief West thanked Deputy Sherman and Officer Young for their excellent police work in spotting a vehicle and apprehending individuals involved in the robbery at the Bridgetown Mini-Mart on March 14, 2007. Chief West also thanked citizens who called in to report individuals that were spray painting buildings on Glenway Avenue. Their information helped police to apprehend those individuals.

Chairman Upton read several thank you letters.

Sgt. Walt Bally of the Hamilton County Sheriff's Department stated that he had nothing to report.

The next regular meeting of the Board of Trustees will be held on April 16, 2007 at 7:00 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 Winkler seconded the motion. Trustee Mitchell: Aye; Trustee Winkler: Aye; Chairman Upton: Aye. The meeting was recessed at 6:30 p.m.; reconvened at 6:50 p.m.

RESOLUTION #07-0326-L

Chairman Upton moved to pass a resolution authorizing the Township

Administrator to execute the Settlement Agreement and release involving Stephen Claytor, based on the terms outlined, with a settlement figure being \$18,500. Trustee Mitchell seconded the motion. Trustee Mitchell: Aye; Trustee Winkler: Aye; Chairman Upton: Aye.

RESOLUTION #07-0326-M

Chairman Upton moved to pass a resolution directing the Township Attorney and Administrator to sign the documents exercising an option that the Board holds for the purchase of 4085 Lee Ct. from Michael W. and Lynn M. Rueve for the sum of \$126,000. Notice of the exercise to be given prior to April 30, 2007 with a closing 60 days thereafter, and that the Township seek in negotiations a credit for the \$3,000 that the Township is owed by Mr. Rueve for his real estate title problems. Trustee Winkler seconded the motion. Trustee Mitchell: Aye; Trustee Winkler: Aye; Chairman Upton: Aye.

Chairman Upton moved to adjourn the meeting. Trustee Winkler seconded the motion. Trustee Mitchell: Aye; Trustee Winkler: Aye; Chairman Upton: Aye. Meeting was adjourned 6:51 p.m.