

The regular meeting of the Green Township Board of Trustees held on June 23, 2008 was called to order at 5:30 p.m. with the Pledge of Allegiance.

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

TAX BUDGET HEARING:

The legal notice for the 2009 Township Tax Budget Hearing was published June 12, 2008 in the Cincinnati Enquirer. Questions regarding the 2009 Tax Budget will be addressed at this time.

Fiscal Officer Straus stated that the cash balance as of January 1, 2008 was approximately \$9 million dollars. If you add in approximately \$3 million dollars from the TIF Fund, the total was approximately \$12.3 million dollars. Revenue for 2008 is projected at approximately \$23.9 million dollars, with approximately \$16 million from the TIF Fund, totaling approximately \$40 million dollars. Appropriations of approximately \$26.3 million, and with the TIF equals over \$43 million dollars. Cash balance as of January 1, 2009 without the TIF approximately \$6.5 million dollars, with the TIF approximately \$8.3 million dollars. Copies of the summary are available to the public.

Trustee Upton stated that the Tax Budget is not a final budget, it is only a preliminary estimate showing the State Auditor that the Township does not intend to spend more money than it takes in. The final budget will be completed toward the end of 2008 or beginning of 2009.

Trustee Linnenberg moved to adjourn the 2009 Green Township Tax Budget hearing. Trustee Upton seconded the motion, and all voted aye.

Trustee Upton moved to approve the minutes for the regular meeting of June 9, 2008. Trustee Linnenberg seconded the motion and all voted aye.

Firefighter Mike Scherer presented graduation certificates to the 2008 Citizens' Fire Academy Class. Firefighter Scherer announced that this is the third class to graduate from the Citizens' Fire Academy, bringing the total number of graduates from the program to 40. Graduates were Roger Baumer, Cathy Heitz, Randy Heitz, Ken Hoh, Robert Johnson, Lee McElwain, Margo McElwain, Mike O'Donnell, Heather Riest, and Christl Wigner. Graduates Laura Maxwell and Colleen Rowland could not be present. Chairman Winkler congratulated the graduates.

Spence Faxon and Bill Graffe from Energy Alliances/Integrays Energy Services, reported on the 2007/2008 winter season natural gas savings as the result of the Township Natural Gas Aggregation Program. A representative of Integrays read a thank you letter from Mark Radke, President of Integrays Energy Services. Spence Faxon reported that the savings from January, 2008 through May, 2008 is \$606,269.32. He also stated that for June, after sales tax and other expenses, the Township will have saved over 18%, and for July will have saved close to 24%. Mr. Faxon stated that 10,673 households and businesses in the Township are enrolled in the program.

Marvin Blade, representative from Duke Energy was present to discuss Duke's tree cutting policy under high transmission electric wires. Mr. Blade presented a slide presentation in order to provide residents with more information regarding the clear cutting policy. Mr. Blade explained that there are three zones. These zones consist of the "wire zone", the "border zone", and the "peripheral zone". Mr. Blade stated that residents will have up to 18 months to relocate any trees or shrubs on their property that fall within those zones. Mr. Blade also stated that on properties where trees have already been removed from the front yard, that Duke Energy will be offering those residents two replacement trees for every one tree that was removed, providing that the tree chosen will not grow beyond 15 feet and meets the vegetation specifications. The "wire zone" policy states that all trees must be cleared. The "border zone" policy is to remove trees that grow within 20 ft. of the power line, low growing trees can remain in the border zone. The "peripheral zone" is outside of the easement, however, trees that are tall enough to endanger the electric lines must also be cut back.

Tom Chatham, 5080 Reemelin Road, addressed the Board to thank them for the effort that they have put into trying to resolve this matter between Duke Energy and the affected residents. Mr. Chatham stated that he has completed extensive research into this matter and stated that he found federal government requirements in the Transmission Vegetation Management

Plan that are inconsistent with the adopted Vegetation Management Plan of Duke Energy.

Mark Wegman, 4638 Race Road, stated that that the policy outlined by Duke Energy is unacceptable, and asked Duke Energy to revise their policy.

John Krekeler, 4540 Reemelin Road, asked Duke Energy not to remove the trees on his property and stated that he believes that extensive tree removal on his property will significantly reduce the value of his property.

Roland Johnson, President of the Land Conservancy of Hamilton County, and resident of Green Township, addressed the Board on behalf of all the citizens of Green Township and asked that Duke Energy adopt a more conservative clearing policy.

Chairman Winkler thanked Duke Energy for stopping the clear cutting and making an effort to work with the Township and its residents to obtain a more acceptable resolution.

Marvin Blade, Duke Energy, stated that he does recognize that the Duke Energy clear cutting standard is different than the federal standard.

Trustee Linnenberg stated that all three Trustees support the residents in this matter. He also stated that Mike Cantwell, a representative for Congressman Steve Chabot's Office as well as Bridget Dougherty, representative for the Hamilton County Commissioners is present at the meeting this evening. Senator Bill Seitz is looking into the matter at the State level.

RESOLUTION #08-0623-A

Chairman Winkler moved to pass a resolution approving the 2009 Green Township Tax Budget. Trustee Linnenberg seconded the motion. Trustee Linnenberg: Aye; Trustee Upton: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0623-B

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

RESOLUTION #08-0623-C

Trustee Linnenberg moved to pass a resolution to set up a temporary No Parking Zone and erect signs to designate the zone for Boomer Road from the St. Ignatius tennis courts to North Bend Road effective August 22, 23, and 24, 2008 for the parish annual festival. Trustee Upton seconded the motion. Trustee Linnenberg: Aye; Trustee Upton: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0623-D

Trustee Upton moved to pass a resolution to establish rules and regulations for Township street block parties. Chairman Winkler seconded the motion. Trustee Linnenberg: Aye; Trustee Upton: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0623-E

Trustee Linnenberg moved to pass a resolution to hire Brian Bucher as seasonal help for the Public Services Department at a salary of \$8.00 per hour effective June 24, 2008. Chairman Upton seconded the motion. Trustee Linnenberg: Aye; Trustee Upton: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0623-F

Chairman Winkler moved to pass a resolution to hire Alexander Gunn as a Part-Time Firefighter effective July 5, 2008 at a pay grade FF2 at \$11.02 per hour. Trustee Linnenberg seconded the motion. Trustee Linnenberg: Aye; Trustee Upton: Aye; Chairman Winkler: Aye.

Fiscal Officer Straus swore in Alex Gunn as a Part-Time Firefighter. Alex introduced his family that was present.

RESOLUTION #08-0623-G

Trustee Upton moved to pass a resolution to authorize the purchase of property at 6714 Taylor Road for \$125,000.00 to be utilized for public purposes. Chairman Winkler seconded the motion. Trustee Linnenberg: Aye; Trustee Upton: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0623-H

Trustee Upton moved to pass a resolution to approve the spin-off of Time Warner Cable from Time Warner, Inc. Trustee Linnenberg seconded the motion. Trustee Linnenberg: Aye; Trustee Upton: Aye; Chairman Winkler:

Aye.

RESOLUTION #08-0623-I

Chairman Winkler moved to pass a resolution to approve a Memorandum of Understanding with Good Samaritan Hospital and Bremner Duke Healthcare Real Estate. Trustee Linnenberg seconded the motion. Trustee Linnenberg: Aye; Trustee Upton: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0623-J

Trustee Upton moved to pass a resolution for permission to travel for Administrator, Kevin Celarek, to attend the 2008 International City/County Management Association (ICMA) Conference in Richmond, Virginia, September 19 - 24, 2008. Chairman Winkler seconded the motion. Trustee Linnenberg: Aye; Trustee Upton: Aye; Chairman Winkler: Aye.

RESOLUTION #08-0609-K

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. 1986 Alphonse Lane (550-0042-0409), Motion made by Chairman Winkler and seconded by Trustee Linnenberg. All voted Aye.
2. Countrytrace Court (550-0151-0180 and 0181), Motion made by Trustee Upton and seconded by Trustee Linnenberg. All voted Aye.
3. 3486 Eyrich Road (550-0172-0164), Motion made by Chairman Winkler and seconded by Trustee Linnenberg. All voted Aye.
4. 5407 Heather Court (550-0132-0147), Motion made by Trustee Linnenberg and seconded by Trustee Upton. All voted Aye.
5. 3456 & 3458 Kleeman Lake Court (550-0063-0221 and 0222), Motion made by Trustee Linnenberg and seconded by Trustee Upton. All voted Aye.
6. 1735 Leona Drive (550-0142-0080), Motion made by Chairman Winkler and seconded by Trustee Linnenberg. All voted Aye.
7. 5245 Leona Drive (550-0042-0285), Motion made by Trustee Linnenberg and seconded by Trustee Upton. All voted Aye.
8. 5264 Leona Drive (550-0042-0296), Motion made by Chairman Winkler and seconded by Trustee Linnenberg. All voted Aye.
9. 4993 Molly Green Court (550-0063-0256), Motion made by Trustee Linnenberg and seconded by Chairman Winkler. All voted Aye.
10. 5200 Ralph Avenue (550-0041-0446), Motion made by Chairman Winkler and seconded by Trustee Linnenberg. All voted Aye.
11. 5644 Reemelin Road (550-0180-0126), Motion made by Trustee Linnenberg and seconded by Chairman Winkler. All voted Aye.
12. 5343 Rybolt Road (550-0310-0095), Motion made by Chairman Winkler and seconded by Trustee Linnenberg. All voted Aye.
13. 6840 Taylor Road (550-0300-0117), Motion made by Chairman Winkler and seconded by Trustee Linnenberg. All voted Aye.

Administrator Celarek made the following announcements:

1. There will be a Hamilton County Regional Planning Commission Meeting at 1:00 p.m. on Thursday, July 3, 2008 at the County Administration Building, 138 E. Court Street, Cincinnati, Ohio 45202 to hear the following cases:
 - a. Case # Green 2008-02 at 5968 Bridgetown Road from "C" Residence to "OO" Planned Office, to construct a one-story 5,000 square foot office building on the property with associated parking areas and one access point onto Bridgetown Road; David House applicant, for Muccillo Antonio owner. Location at 5968 - 5976 Bridgetown Road on the northeast corner of the Bridgetown/Chatwood Court intersection (550-0173-0038 through 0040); 0.86 acres.
 - b. Case # Green 2008-03, request for a major revision to an existing "EE" Planned Retail District from "B" and "C" Residence to "OO" Planned Office & "EE" Planned Retail, for the construction of 100,000 square feet of medical office space on the site in one three-story and one two-story building with associated parking and construction of a new public street across the rear of the existing Bob Evans Restaurant site. Applicant is Ken Schuermann (Schuermann Properties) for DHP Realty, LLC & Edward Blessing, owners. Location is 4247 North Bend Road & 3662 Monfort Heights Drive on the west side of North Bend, north of Monfort Heights Drive and South of I-74 (550-72-153,160); 11.977 acres.
2. The Green Township Board of Zoning Appeals will meet on June 30, 2008 at 7:00 p.m. in the Administration Building to hear the following cases:

- a. Case #GTBZA 2008-3, filed by Jason Gerth, property owner, who is seeking permission to construct a non-conforming carport addition in the side yard on property located at 4128 Clearpoint Drive.
- b. Case #GTBZA 2008-4, filed by Cliff Rough, Lackner Signs, who is seeking a zoning variance for the purpose of installing a third wall sign on the north elevation of subject property located at 6121 Colerain Avenue, a former Hollywood Video location now occupied by BuyBacks.

Fiscal Officer Straus stated that he had nothing to report.

Attorney Frank Hyle was not present at the meeting.

Administrator Kevin Celarek reported that the Green Township newsletter went out on June 1 - 2 and has been mailed to all residents. Some of the newsletters are arriving late due to a problem at the post office. Mr. Celarek also reported that all employees have completed the mandatory Drug-Free Workplace Training and have started the random drug testing of all employees. So far, six employees have been tested and all have come back negative.

Director of Public Services Schlimm stated that he received a call today from Holly Christman, Hamilton County Environmental Services, wanting to know if Green Township would like to be one of eight communities to work with Environmental Services and the Sheriff's Office on the Keep Cincinnati Beautiful Program. This would involve regular liter patrols done by the Sheriff's Office. This program will be funded by Hamilton County Environmental Services. The only thing that they need is for the Township to identify the corridors that we would like for them to target. Environmental Services would then try to match a community group or organization to adopt an area and keep it clean. The Trustees unanimously endorsed this idea.

Director of Public Services Schlimm announced that there will be a concert and fireworks at Kuliga Park on July 3, 2008. Pete Wagner and Saffire Express will be providing the entertainment, with fireworks by Lynch Fireworks.

Director of Development Goetzman stated that the Green Township Board of Trustees typically reviews zone change cases after the Hamilton County Regional Planning Commission has reviewed them. The two Hamilton County zoning cases announced zone change cases that are scheduled to be heard by Hamilton County Regional Planning on Thursday, July 3, 2008, will be reviewed by the Trustees at their July 14, 2008 meeting.

Development Director Goetzman reported that former Trustee Chuck Mitchell served on the Board of Directors for the OKI Regional Planning Council. Mr. Goetzman recommended that Mr. Linnenberg be appointed to that position. Trustee Winkler and Trustee Upton agreed with that recommendation.

RESOLUTION #08-0623-L

Chairman Winkler moved to appoint Trustee David Linnenberg to serve on the Board of Directors for the OKI Regional Planning Council. Trustee Upton seconded the motion. Trustee Linnenberg: Aye; Trustee Upton: Aye; Chairman Winkler: Aye.

Fire Chief Doug Witsken reported that over the next two days Green Township Fire and EMS is hosting a regional fire training, teaching firefighters how to handle propane gas emergencies. There will be approximately 50 firefighters representing ten different fire departments in Hamilton County attending this regional training. Mr. Gary Ward of Wardway Fuels has done a great deal of work to sponsor this and apply for the grant that will pay for this training. Chief Witsken thanked Mr. Ward and Wardway Fuels for providing this training opportunity.

Police Chief West reported on a robbery that occurred at the Speedway gas station on North Bend Road. Two suspects have been arrested.

Trustee Upton read two thank you letters from residents.

Lt. Mike Horton of the Hamilton County Sheriff's Department reported on recent thefts of catalytic converters. These incidents are occurring during the daytime and asked residents to please notify the Police Department if they see these types of incidents occurring.

Trustee Linnenberg stated that he has asked Fred Schlimm to look into Township recycling efforts and check with Rumpke to see what percentage of Township residents are currently recycling and see what it would cost to offer free curbside recycling to the residents of Green Township, or to receive some type of discount for our residents.

The next regular meeting of the Board of Trustees will be held on Monday, July 14, 2008 at 5:30 p.m.

Chairman Winkler moved to recess into executive session for the purpose of discussing the sale of real property, pending litigation, personnel matters, and purchase of property. Action is not anticipated. Trustee Upton seconded the motion. Trustee Linnenberg: Aye; Chairman Upton: Aye; Trustee Winkler: Aye. The meeting was recessed at 6:45 p.m.; reconvened at 7:20 p.m.

Chairman Winkler moved to adjourn the meeting. Trustee Upton seconded the motion. Trustee Linnenberg: Aye; Trustee Upton: Aye; Chairman Winkler: Aye. Meeting was adjourned 7:21 p.m.