

**MINUTES**  
**REGULAR MEETING**  
**SEPTEMBER 4, 2014**

The Ross Township Board of Trustees met in regular session to transact business for Ross Township.

**ROLL CALL**

Present - Raymond J. Wurzelbacher, Thomas E. Willsey and Ellen Yordy.

**PROCEDURAL ACTION**

**Motion 14-088** Upon motion by Trustee Yordy and seconded by Trustee Willsey, the Board voted to dispense with the reading of the minutes of the Regular Meeting held on August 21, 2014. The vote of the Board shows as follows: All present voted yes, which motion carried.

**Motion 14-078** Upon motion by Trustee Yordy and seconded by Trustee Wurzelbacher, the Board voted to approve the minutes of the Regular Meeting held on August 21, 2014. The vote of the Board shows as follows: Trustee Yordy and All present voted yes, which motion carried.

The Fiscal Officer, Judy Huffman reported as of this date the township has on deposit \$3,367,447.20. She provided the Board with copies of the Bank Reconciliation Statement for August, 2014.

**DEPARTMENT REPORTS**

**Administration** - Administrator Bob Bass gave a report of the disposition of current nuisance violations. He then provided photographic evidence of and requested consideration for a resolution involving possible nuisances at 3398 Cincinnati Brookville Road and 2198 Bella Vista Drive; and requested consideration for a resolution to certify nuisance violation abatement expenses at 1877 Ross Hanover Road to the County Auditor for assessment. He also provided an explanation for the Winelco agreement resolution. The Board had no questions regarding his presentation.

He then gave a summary of the 2015 CDBG Application timeline. He asked the Board to consider and give advice on potential projects for the 2015 cycle.

**Fire Department** - Chief Steve Miller presented the monthly report for August, 2014. He advised the Board that the department will be hosting a fall prevention class for senior residents at Station #2 on September 9th at 6:30 pm. The Butler County Fall Prevention Task Force will be conducting this free training.

The Chief also announced that he has been selected to the EMA Executive Board by the Butler County Fire Chief's Association and that Firefighter/Medic Dan Steed has been hired full time by the City of Sharonville. The Board had no questions regarding his presentation.

**Road Department** - Superintendent Paul Bulach reported that the Silax storm pipe and Jennifer catch basin have been repaired and provided an update on roadside mowing. Finally, he announced that the maintenance bond for the most recent accepted portion of Ross Trails is due to expire within 30 days. The Board had no questions regarding his presentation.

**Police Department** - Chief Darryl Haussler presented the monthly report for August, 2014 and provided an explanation for the upcoming resolutions to enter the Township into a grant agreement with the United States Department of Justice for the cost of purchasing bulletproof vests for its officers and entering into an agreement with the City of Fairfield to engage the Police Department to provide targeted enforcement activity under the Butler County OVI Task Force. The Board had no questions regarding his presentation.

**PUBLIC PARTICIPATION - None**

#### **OLD BUSINESS**

The Board reopened a discussion of the on possible placement of a cell phone tower at 3133 Hamilton Cleves Road. Trustee Yordy gave a synopsis of the attorney's report stating that neither the Township nor zoning regulations have any authority to regulate cell towers as the Ohio Supreme Court ruled them as a public utility. She referenced a map produced by Verizon Wireless showing three potential locations for the tower and noted that the tower would be placed at one of those three locations. She noted that since the tower would be placed either on the Township's property or in close proximity and that Verizon approached the Township about placing the tower on its property; logic dictated that the Township negotiated with Verizon for the placement.

Resident Karen Conrad asked the Board for a copy of the attorney's opinion. Trustee Yordy stated that since the opinion was sent with attorney/client privileges, she would confer with Attorney Frick. Provided that Attorney Frick had no objections, she would provide a copy. Ms. Conrad stated that she is considering contacting legal counsel to protect her property rights.

#### **NEW BUSINESS**

##### **Announcements**

Trustee Yordy announced that she attended a meeting on Tuesday where she received a \$5,865.94 check from the Butler County Auditor. The money is available from a surplus in the Real Estate Fund resulting from new technology and other efficiencies within the Auditor's Office.

##### **Correspondence**

The Butler County Recycling and Solid Waste District sent notice of Public Hearing for oral comments on the proposed solid waste generation fee decrease. The hearing is set for 9:30am on Monday, September 8<sup>th</sup> in the

Butler County Commissioner's Chamber - 2<sup>nd</sup> floor of the Butler County Government Services Building (315 High Street). Anyone wishing to comment should contact Anne Fiehrer Flaig at (513)887-3963.

The Butler County Board of Zoning Appeals sent notice of a hearing to allow a travel trailer to be kept in the front yard at 2545 School Road. Interested parties can attend the hearing at 7:00 pm on Tuesday, September 16<sup>th</sup> in the Government Services Building (1<sup>st</sup> floor) 315 High Street in Hamilton. Upon discussion, the Board decided it will attend the hearing to voice their objection to the variance.

### **Legislation**

**Purpose** - The Police Department has been awarded a grant to assist with the cost of purchasing bulletproof vests for its officers. This resolution enters the Township into a grant agreement with the United States Department of Justice for that purpose.

**Resolution 2014-060** Upon motion by Trustee Yordy and seconded by Trustee Willsey, the Board voted on the adoption of a resolution entering into project grant agreement with the United States Department of Justice through the Bulletproof Vest Partnership for bulletproof vests in the Police Department; authorizing the Police Chief to execute the project; establishing grant fund number 2917 entitled "FY 2015 BVP Grant"; authorizing an advance of funds; budgeting receipts and making appropriations for expenses; and requesting an Amended Certificate of Estimated Resources from the Butler County Auditor. The vote of the Board shows as follows: All present voted yes, which motion carried.

**Purpose** - The Police Department has again been asked to partner with the Butler County OVI Task Force in an effort to target its enforcement activity to combat drunk driving. The OVI Task Force will assist the Police Department with the cost of enforcement through a grant it receives from the State of Ohio Department of Public Safety. This resolution enters the Township into an agreement to participate in the reimbursement program.

**Resolution 2014-061** Upon motion by Trustee Yordy and seconded by Trustee Wurzelbacher, the Board voted on the adoption of a resolution entering into an agreement with the City of Fairfield, acting as lead agency, to engage the Ross Township Police Department to provide targeted enforcement activity under the Butler County OVI Task Force grant and authorizing the Police Chief to execute the agreement. The vote of the Board shows as follows: All present voted yes, which motion carried.

**Purpose** - Earlier in this meeting, the Board was presented with evidence of a nuisance at 3398 Cincinnati Brookville Road and 2198 Bella Vista Drive. The following resolution declares a nuisance at that address and orders its abatement.

**Resolution 2014-062** Upon motion by Trustee Yordy and seconded by Trustee Willsey, the Board voted on the adoption of a resolution declaring a nuisance for accumulated debris, excessive vegetation and/or junk motor vehicle at 3398 Cincinnati Brookville Road and

2198 Bella Vista Drive. The vote of the Board shows as follows: All present voted yes, which motion carried.

**Purpose** - Annually, the Township's sanitary treatment system at 3133 Hamilton Cleves Road must be inspected to insure its proper operation. This resolution enters the Township into an agreement for inspections for the operation of the township's sewage treatment systems.

**Resolution 2014-063** Upon motion by Trustee Yordy and seconded by Trustee Wurzelbacher, the Board voted on the adoption of a resolution entering into a professional services agreement with Winelco, Inc. for inspections for the operation of the township's sewage treatment systems and authorizing the Township Administrator to execute the agreement. The vote of the Board shows as follows: All present voted yes, which motion carried.

**Purpose** - At Resolution 2014-055, the Board ordered the owner or township abatement of a nuisance at 1877 Ross Hanover Road. As a result of the need for the township to abate the nuisance, the following resolution certifies the abatement expenses to the Auditor for assessment of the property.

**Resolution 2014-064** Upon motion by Trustee Yordy and seconded by Trustee Willsey, the Board voted on the adoption of a resolution certifying dangerous structure or nuisance violation abatement expenses at 1877 Ross Hanover Road to the County Auditor for assessment. The vote of the Board shows as follows: All present voted yes, which motion carried.

**Motion 14-101** Upon motion by Trustee Yordy and seconded by Trustee Wurzelbacher, the Board voted to approve the following voucher/warrants totaling \$115,884.82 and authorize payment:

<b>NUMBER</b>	<b>PAYEE</b>	<b>AMOUNT</b>
41334	CHIEF STEVE MILLER	\$72.50
41335	AT&T MOBILITY	\$978.69
41336	BARRETT PAVING MATERIALS INC	\$72.72
41337	CHEMSEARCH	\$567.44
41338	CLARK EQUIPMENT COM	\$14,298.64
41339	DELTA DENTAL	\$583.27
41340	J&A CONSTRUCTION	\$7,600.00
41341	KLEI LAWNMOWER SALES & SERVICE CO.	\$16.45
41342	OHIO FIRE & EMERGENCY SERV. FOUND.	\$25.00
41343	OHIO FIRE & EMERGENCY SERV. FOUND.	\$25.00
41344	OHIO FIRE CHIEFS' ASSOCIATION	\$85.00
41345	PREMIER LANDSCAPING LLC	\$250.00
41346	R BACOVIN JEWELERS, MFG. INC.	\$282.89
41347	SEVEN MILE AG CENTER	\$214.55
41348	STRYKER SALES CORPORATION	\$3,634.80
41349	VISION SERVICE PLAN - (OH)	\$182.82
41350	WAYNE'S GARAGE LLC	\$1,062.13
41351	WEX BANK	\$1,912.68
41352	ZIMMER TRACTOR	\$1,096.58
41353	AIRGAS GREAT LAKES	\$72.82
41354	ALADTEC, INC	\$1,395.00
41355	BAKER HARDWARE	\$66.12
41356	BEST GENERAL CONTRACTING TIRES	\$3,348.56
41357	BUTLER RURAL ELECTRIC COOP., INC.	\$159.25
41358	DUKE ENERGY	\$2,939.40
41359	GREAT MIAMI AUTOMOTIVE PARTS INC	\$778.54
41360	KRISTEN L. GILLUM	\$150.00

41361	MEDICAL MUTUAL OF OHIO	\$11,417.21
41362	MT PLEASANT ASPHALT COMPANY	\$141.40
41363	ROSS HARDWARE	\$91.87
41364	SOUTHWEST REGIONAL WATER DISTRICT	\$184.18
41365	STEVE MILLER	\$158.69
41366	THE VENICE CORNERSTONE	\$65.00
41367	TIME WARNER CABLE	\$191.67
41368	TRACTOR SUPPLY STORE	\$139.63
41369	VERIZON WIRELESS	\$15.14
41370	VOGELPOHL FIRE EQUIPMENT	\$597.00
41371	WEX BANK	\$961.66
41372	WEX BANK	\$1,880.17
41373	WM E FAGALY & SON INC	\$309.43

The vote of the Board shows as follows: All present voted yes, which motion carried.

**Motion 14-102** There being no further business to come before the Board at the time; upon motion by Trustee Yordy and seconded by Trustee Willsey, the Board voted to adjourn the meeting. The vote of the Board shows as follows: All present voted yes, which motion carried.

The next regular meeting of the Ross Township Board of Trustees will be held on September 18, 2014 at 6:00 pm at the Ross Fire Station #1.

**ROSS TOWNSHIP BOARD OF TRUSTEES**

\_\_\_\_\_  
Ellen Yordy President

\_\_\_\_\_  
Thomas E. Willsey Vice President

\_\_\_\_\_  
Raymond J. Wurzelbacher Trustee

**ATTEST:**

\_\_\_\_\_  
Judy Huffman Fiscal Officer