

The Fairfield Township Trustees held a Regular Trustee Meeting Tuesday, August 11, 2009 at the Administration Building, 6032 Morris Road, Hamilton, OH 45011, for the purpose of conducting Township business. Meeting was called to order by Mr. Sutton, President of Board, at 7:01 p.m.

## **ROLL CALL**

Mr. Sutton	Present
Mr. Scharnhorst	Present
Mr. Morgan	Present

**INVOCATION** by Pastor Donald Pierce, Victory Pentecostal Tabernacle.

**PLEDGE OF ALLEGIANCE** was honored.

**Motion** made by Mr. Sutton, second by Mr. Morgan to pay bills. All in favor.

## **FISCAL OFFICERS REPORT**

**Mark Sutton** stated that Nancy Bock was not able to attend tonight's meeting. She is out of town.

**Motion** made by Mr. Sutton, second by Mr. Morgan to receive FTZC Resolution and set a Public Hearing Case No. FTZC09-2C for August 25, 2009 at 6:30 p.m.

## **RESOLUTIONS**

### **RESOLUTION TO ADD STREET LIGHTING DISTRICT TO FAIRFIELD RIDGE, SECTION 4 #09-148**

Resolution to add a street lighting district to the streetlight system: Fairfield Ridge, Section 4, dispensing with the second reading and declaring an emergency. Motion made by Mr. Morgan, second by Mr. Scharnhorst to dispense with the second reading. All in favor. Motion made by Mr. Morgan, second by Mr. Scharnhorst to declare an emergency. All in favor. Motion made by Mr. Morgan, second by Mr. Scharnhorst, to adopt Resolution #09-148. No discussion from the Board or Public.

YES – Mr. Sutton, Mr. Morgan, Mr. Scharnhorst

### **RESOLUTION TO ESTABLISH COMPREHENSIVE PLAN STEERING COMMITTEE #09-149**

Resolution to establish and appoint members to the Comprehensive Plan Steering Committee, dispensing with the second reading and declaring an emergency. Motion made by Mr. Scharnhorst, second by Mr. Morgan to dispense with the second reading. All in favor. Motion made by Mr. Scharnhorst, second by Mr. Morgan to declare an emergency. All in favor. Motion made by Mr. Scharnhorst, second by Mr. Morgan, to adopt Resolution #09-149. No discussion from the Board or Public.

YES – Mr. Sutton, Mr. Morgan, Mr. Scharnhorst

### **RESOLUTION TO ACCEPT THE ACTUAL BID FROM JOHN R. JURGENSEN COMPANY FOR TOWNSHIP ROAD PAVING PROJECT #09-150**

Resolution to accept the actual bid from John R. Jurgensen Company in the amount not to exceed \$150,000.00 for the Township Road Paving Project, dispensing with the second reading and declaring an emergency. Motion made by Mr. Morgan, second by Mr. Scharnhorst to dispense with the second reading. All in favor. Motion made by Mr. Morgan, second by Mr. Scharnhorst to declare an emergency. All in favor. Motion

made by Mr. Morgan, second by Mr. Scharnhorst to adopt Resolution #09-150. No discussion from the Board or Public.

YES – Mr. Sutton, Mr. Morgan, Mr. Scharnhorst

**RESOLUTION TO AUTHORIZE CONTRACT WITH GIGGLEBOX VENTURES, LLC FOR WEBSITE DESIGN #09-151**

Resolution to authorize the Administrator to execute a contract with Gigglebox Ventures LLC, for website design and the initial one-time fee not to exceed \$1,250.00, dispensing with the second reading and declaring an emergency. Motion made by Mr. Morgan, second by Mr. Scharnhorst to dispense with the second reading. All in favor. Motion made by Mr. Morgan, second by Mr. Scharnhorst to declare an emergency. All in favor. Motion made by Mr. Morgan, second by Mr. Scharnhorst, to adopt Resolution #09-151. No discussion from the Board or Public.

YES – Mr. Morgan, Mr. Scharnhorst

ABSTAIN – Mr. Sutton

**RESOLUTION TO TRANSFER \$62,258.00 FROM 2908 JAG GRANT 2009 STIMULUS TO GENERAL FUND #09-152**

Resolution to transfer \$62,258.00 from Fund No. 2908 (JAG Grant 2009 Stimulus) to General Fund, dispensing with the second reading and declaring an emergency. Motion made by Mr. Scharnhorst, second by Mr. Morgan to dispense with the second reading. All in favor. Motion made by Mr. Scharnhorst, second by Mr. Morgan to declare an emergency. All in favor. Motion made by Mr. Scharnhorst, second by Mr. Morgan, to adopt Resolution #09-152. No discussion from the Board or Public.

YES – Mr. Sutton, Mr. Morgan, Mr. Scharnhorst

**RESOLUTION APPOINTING JOSHUA HUFFMAN AS PART-TIME POLICE OFFICER #09-153**

Resolution authorizing Police Chief to appoint Joshua Huffman, who is certified by Ohio Peace Officers Training Council, as part-time Police Officer at an hourly rate of \$11.00, and to be increased to \$11.50 upon satisfactorily completing the Field Training Officer Program with a 12-month probationary period, dispensing with the second reading and declaring an emergency. Motion made by Mr. Scharnhorst, second by Mr. Morgan to dispense with the second reading. All in favor. Motion made by Mr. Scharnhorst, second by Mr. Morgan to declare an emergency. All in favor. Motion made by Mr. Scharnhorst, second by Mr. Morgan, to adopt Resolution #09-153. No discussion from the Board or Public.

YES – Mr. Sutton, Mr. Morgan, Mr. Scharnhorst

**RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION OF (3) PANASONIC TOUGHBOOK COMPUTERS FOR THE POLICE DEPARTMENT #09-154**

Resolution authorizing the purchase and installation of (3) Panasonic Toughbook Computers from Mobiltek Consulting for the Police Department, in an amount not to exceed \$18,750.00, dispensing with the second reading and declaring an emergency. Motion made by Mr. Morgan, second by Mr. Scharnhorst to declare an emergency. All in favor. Motion made by Mr. Morgan, second by Mr. Scharnhorst, to adopt Resolution #09-154.

YES – Mr. Sutton, Mr. Morgan, Mr. Scharnhorst

**RESOLUTION DECLARING A NUISANCE ON PROPERTY ADDRESS 1825 ALLSTATTER AVENUE #09-155**

Resolution declaring high vegetation on property address 1825 Allstatter Avenue (James & Debbie Cox) a nuisance and authorizing the Zoning Inspector to send notice to the property owner and lien holders ordering removal, dispensing with the second reading and declaring an emergency. Motion made by Mr. Scharnhorst, second by Mr. Morgan to dispense with the second reading. All in favor. Motion made by Mr. Scharnhorst, second by Mr. Morgan to declare an emergency. All in favor. Motion

made by Mr. Scharnhorst, second by Mr. Morgan, to adopt Resolution #09-155. No discussion from the Board or Public.

YES – Mr. Sutton, Mr. Morgan, Mr. Scharnhorst

**RESOLUTION DECLARING A NUISANCE ON PROPERTY ADDRESS 2937 CYPRESS HILL DRIVE #09-156**

Resolution declaring high vegetation on property address 2937 Cypress Hill Drive (Problem Solvers Express, LLC) a nuisance and authorizing the Zoning Inspector to send notice to the property owner and lien holders ordering removal, dispensing with the second reading and declaring an emergency. Motion made by Mr. Morgan, second by Mr. Scharnhorst to dispense with the second reading. All in favor. Motion made by Mr. Morgan, second by Mr. Scharnhorst to declare an emergency. All in favor. Motion made by Mr. Morgan, second by Mr. Scharnhorst, to adopt Resolution #09-156. No discussion from the Board or Public.

YES – Mr. Sutton, Mr. Morgan, Mr. Scharnhorst

**RESOLUTION DECLARING A NUISANCE ON PROPERTY ADDRESS 2142 PARKAMO AVENUE #09-157**

Resolution declaring high vegetation and debris on property address 2142 Parkamo Avenue (L & G Properties) a nuisance and authorizing the Zoning Inspector to send notice to the property owner and lien holders ordering removal, dispensing with the second reading and declaring an emergency. Motion made by Mr. Morgan, second by Mr. Scharnhorst to dispense with the second reading. All in favor. Motion made by Mr. Morgan, second by Mr. Scharnhorst to declare an emergency. All in favor. Motion made by Mr. Morgan, second by Mr. Scharnhorst, to adopt Resolution #09-157. No discussion from the Board or Public.

YES – Mr. Sutton, Mr. Morgan, Mr. Scharnhorst

**PUBLIC COMMENTS**

**Ron Hacker**, 5713 Headgates, addressed the Board about the noise from the Hamilton Police Department firing range. He spoke that the problems began in 2000 when many police forces were doing their training at the range for a program through the D. Russell Lee Vocational School. After several meetings with the City of Hamilton and the Hamilton Police Department, things finally improved at that time. He gave Trustees a copy of and reviewed a list of his concerns including the length of time used, the types of weapons used, the lack of use of the indoor range, the control over who is using and scheduling the use of the range, and the removal of the lead from the area. He wanted to know what the Trustees could do to help them cut down on the noise.

**Maurice Godsey**, 5708 Headgates, also spoke to the Board about the noise around the firing range. He stated that people will not even have their in-laws over because of the noise. He stated that many children, including his own grandchildren are scared of the gunfire. He stated that Walden Ponds residents even hear the gunfire. There are many subdivisions in the area now, and they are all affected. He encouraged the Trustees to see what they can do about alleviating the problem or moving the range somewhere else because it is a real quality of life issue.

Steve Morgan stated that he would try to set up a meeting with Hamilton and the Hamilton Police Department and the residents of this area.

**Barney Landry**, 5870 Headgates Rd., spoke that this range was put in place before Fairfield Township had its own zoning. The County handled the zoning at that time. After 1972, when the Township started its own zoning, until the early 1990's, there was never a permit to increase the facilities or the scope of the activities at that firing range. In the early 90's they were going to do additional construction on the range. There was not a permit or a conditional use or variance permit issued at that time either. This area is zoned R1, and any change would require a permit, variance or conditional use. It is a non-permitted use that is grandfathered in at this time. He thinks a thorough review into

Hamilton and Fairfield Townships permits to see if anything was changed since its original uses. He stated that if we don't have that information, we cannot approach Chief Ferdelman with our concerns. He stated that it is the City of Hamilton's shooting range, it is not a business to be rented out like a commercial operation happening in area that is not zoned commercial. They cannot just do what they want to do even if they need a way to make some money. He is also concerned that the EPA needs to be monitoring this site. He doesn't trust that the range is being cleaned up.

**Mark Sutton** thanked everybody for addressing their concerns. Some of our representatives met yesterday. Commissioner Dixon told us that he would contact some City Council members. We hope to move through this cooperatively.

**Steve Morgan** stated that we are reviewing our records at this time.

**Terry Scharnhorst** added that the concerns are not falling on deaf ears. We will do everything we can to improve the situation.

**Chief St. John** stated that during our meeting yesterday, we were informed that the range is used on a regular schedule by the City of Hamilton, City of Fairfield, Ohio Bureau of Criminal Investigation, United States DEA, and Butler County Adult Parole and Probation Department.

**Barney Landry** stated that West Chester has been out there.

**Chief St. John** stated that they are only using it for the S.W.A.T. Team.

**Mr. Landry** stated that the SWAT Team are the ones using the assault weapons.

**Chief St. John** stated yes. He added that Chief Ferdelman will forward information on the 10<sup>th</sup> of each month to me, and we can disseminate it to you if you would like. We can get your e-mail addresses.

**Chief St. John** added that when their range master leaves for the day, the range master for the department who is still using the range is supposed to follow the same guidelines that Hamilton follows. That does not appear to be happening. Hamilton Police Department is aware of that problem and told me they are addressing it.

**Steve Morgan** is going to set up a meeting with Chief Ferdelman, the City Manager, our Police Chief, some council members, and residents.

**Motion** made by Mr. Sutton, second by Mr. Morgan to adjourn at 8:03 p.m. All in favor.

Minutes submitted by:

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Nancy A. Bock, Fiscal Officer

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Mark Sutton, President

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Steve Morgan, Vice-President

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Terry Scharnhorst, Trustee