
MINUTES OF SYMMES TOWNSHIP REGULAR MEETING

FEBRUARY 5, 2019

The meeting was called to order at 7:00 p.m. Elected officials present were: Mr. Phil Beck, Ms. Jodie Leis and Ms. Carol Sims.

Mr. Bryant was absent.

Also present: Kim Lapensee - Administrator; Kevin McDonough - Law Director; Chief Ott Huber - LSF; and Lieutenant Tory Smith - Hamilton County Sheriff's Department.

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

Mr. Beck made a motion to approve the Agenda. Ms. Leis seconded the motion. The roll call vote was as follows: Ms. Leis - 'aye', Mr. Beck - 'aye'. Motion passes.

APPROVAL OF MINUTES

Mr. Beck made a motion to approve the Minutes of the Regular Minutes from January 8, 2019. Ms. Leis seconded the motion.

The roll call vote was as follows: Mr. Beck - 'aye', Ms. Leis - 'aye'. Motion passes.

FISCAL OFFICERS REPORT

Ms. Sims stated that she handed out the January report. She explained the various attached sheets (A,B,C and D). She stated that she will get the finance committee together before the end of February to discuss the updates needed for 2019 due to lower than expected revenues. She stated that she will need the anticipated expenditures for 2020 and 2021. She stated that on the agenda they are accepting the bid and awarding the contract for Home of the Brave Phase 2 Improvements for five hundred seventy-eight thousand dollars. Ms. Sims stated that if they want to spend that amount she needs to know how to split that up between funds 12 and 12B.

PRESENTATIONS

William Rarick, Hamilton County Sheriff's Office, stated he knows that Hamilton County is having some budget issues and he wants to assure the Trustees that will not now or ever effect the townships service.

Ms. Leis asked how do they handle the Townships out on the far west side that they do not have a contract with?

Commander Rarick stated that they try to provide one car per Township 24 hours a day on the west side. The problem is that most of their radio runs now days are a two-man run, so that leaves one car for three Townships. It is the best that they can do and it is not totally abandoning the Townships.

Mark Schoonover, Chief Deputy of Hamilton County Sheriff's Office, stated that he has been with the Hamilton County Sheriff for 38 years. He stated that he wants the Trustees to know how much the Sheriff's Office appreciates Symmes Township. This has been their home base for District 3 for 30 years. On behalf of the Sheriff, himself and the entire office Thank You for their support for the Sheriff's Office.

PUBLIC HEARINGS

None

APPROVAL OF DISBURSEMENTS

Mr. Beck made a motion to approve the warrants 74333 to 74555 in the amount of \$885,616.79 for January. Ms. Leis seconded the motion.

The roll call vote was as follows: Ms. Leis - 'aye', Mr. Beck - 'aye'.

REPORTS

KEVIN MCDONOUGH, LAW DIRECTOR had no report.

LIEUTENANT TORY SMITH, HAMILTON COUNTY SHERIFF'S DEPT had no report but stated that he should have the January stats here soon and will pass them along to Mrs. Lapensee. Mr. Smith also reported that they participated in an active shooter drill at Moeller High School and a drill with the fire department.

CHIEF OTT HUBER stated that everyone has his written report. He stated that they will have an active shooter drill inside one of the industrial buildings in Loveland on April 6th, they had a stop the bleed training, they have installed all new 911 telephones in the dispatch center so there will no longer be a transfer from the Hamilton County system. He stated that all new calls (land lines) will come directly into the dispatch center. He stated that there is still a wait on cell phones because the cell calls ping off different towers and still have to be transferred. Mr. Huber stated that they applied for a technology grant for preemption devices on Montgomery Road and they still have not heard yet if they will received funding for those devices.

BILL PITMAN, DIRECTOR OF PUBLIC WORKS – None.

COMMITTEE – None.

OTHER – None.

HEARING OF RESIDENTS

Joe Grossi, 11982 Paul Meadows Drive, stated that he put in a request to receive public records in August of 2018 and still has not received all the records he has requested. He stated that he has only received part of his request. He stated that he was sent a letter at the beginning of 2018 stating that there had been some errors with the lighting assessments for his neighborhood and that the township would need to correct the assessments. He stated that is the reason he started asking for public documents to understand what happened. Mr. Grossi stated that he brought the issue up at a Trustee meeting shortly after that letter went out and was told that the issue had been taken care of. He stated that did not really satisfy him and that was all the information he was given. So, he went online and read the past Trustees meetings until he came to September 25, 2017 Special Meeting and found some points that he found troubling. One was Mr. Bryant asked Ms. Sims to author a letter to the home owners explaining the situation and the letter explains only that they will see bigger assessments on tax bills. No explanation of how or why it happened and no mention of late fees that were accrued as a result of that. Reasons given by Fiscal Officer Sims for years of assessments that were never filed with Hamilton County Auditor were that she blamed the mail, she did not know assessments had to be filed before September 30 of that year, Hamilton County Auditor Office never told her she would have to wait a whole year if the September 30 dead line was not met and she never had one resident call and complain that their tax bills were incorrect.

He stated that in a September 2018 meeting, the minutes state that the assessments had not been filed, so he made a request for the Duke Energy bills for 2013 - 2017 for the Paulmeadows Subdivision and found that there were late charges on those bills that totaled \$8,363.22. He stated that he made a public request to the Hamilton County Auditor for the lighting district assessments for all Symmes Township Lighting Districts for the years in questioned. He was sent for the years of December 2012 to June 2015 thirty-two (32) lighting districts reports, for 2015 to 2017 twenty-

five (25) lighting district reports and for 2016 – 2018 forty-one (41) lighting districts reports. He called Paula Drake at the Auditors Office and asked where the rest of the reports were and she stated that those were the only lighting district assessments that her office received from Symmes Fiscal Officer. Mr. Grossi stated that if we are to believe Ms. Sims that the U S Postal Service lost lighting district assessments for ten (10) entire lighting districts in one (1) two (2) year period and assessments for seventeen (17) entire lighting districts in a second two (2) year period. He stated that immediately after that, he requested to have copies of all the Duke bills from 2013, 2014, 2015 and 2016. He stated that so far, the late fees add up to \$28,861.67.

Mr. Grossi stated that at the January 19, 2019 Trustee meeting he asked Law Director Kevin McDonough if he could make a public record request from anyone, he informed him that he could. He also asked Mr. McDonough if it was unreasonable for him to ask for any bills or statements that were overdue or contained any late fees. Mr. McDonough stated that the request was permissible and not unreasonable. Mr. Grossi made a public request to Mrs. Lapensee for any bills or statements overdue and/or late fees and any email correspondence between the Township Administrator and the Fiscal Officers for a two (2) year period. When that information was not forthcoming and he questioned Mrs. Lapensee why he had not received any information. Mrs. Lapensee stated that Trustee Ken Bryant stated that his request had to go through the Fiscal Officer Sims. Mr. Grossi stated that he got a copy of Symmes Township Public Records Request Policy and could not find no such requirement in that policy. After addressing the request for clarification, Board President Phil Beck, he then began receiving some of the public records he requested.

Mr. Grossi stated that in reading emails between Fiscal Officer Sims and Administrator Lapensee more disturbing information emerges. He stated that a billing statement for Contech Engineered Solutions was invoiced 3-13-18 and the bill was not paid until 12-28-18. Mr. Grossi stated that in that email chain, Mrs. Lapensee sent an e-mail to Ms. Sims and asked her to check to see if they had paid that invoice. LaWanda Willis, Ms. Sims Assistant, answered that she spoke to Ms. Sims last week regarding this check and it has been cut waiting upon signatures to send out. Mr. Grossi stated that the second thing to emerge was an Emergency Reporting Systems bill that was not paid. There was an email from Deputy Chief John Fyre stating that he unable to log onto the system and when he called to find out why, he was told it was because of non-payment. Mr. Grossi stated that in an email from Ms. Sims she stated that she spoke to a representative of that Company and their phone lines had been down. Mr. Grossi asked Ms. Sims if that was why the Fire Department was not able to log onto their system? Ms. Sims stated that without her paperwork she cannot answer that question. Ms. Sims stated that he could stop by her office and she can pull the paperwork for him.

Mr. Grossi mentioned that he saw an email where Ms. Sims failed to make a bond issue payment that was due on December 3. He stated that if we default on a payment for a bond issue that will affect our bond rating which will affect all of the tax payers who live here. Ms. Sims stated that Mr. Grossi is not receiving the whole picture and that he should stop by her office to discuss it further. Mr. McDonough stated that he had a question for Ms. Sims as the Law Director and asked her if anyone had contacted her recently in an attempt to speak with her about this matter from Dinsmore & Shohl? Ms. Sims stated that she had advised him that contact was made with Township staff, township staff did not speak to her or tell her about this situation. Mr. McDonough stated that was not his question. His question was if she had recently been contacted via email from Dinsmore & Shohl or bond council. Ms. Sims stated that she advised him that township staff needs to take care of this issue. Mr. McDonough stated that Ms. Sims is stating that she did not receive an email. Ms. Sims stated that she has not read any communications. Mr. McDonough stated that she could have received an email but just did not read it. Ms. Sims stated that she is not going to debate that issue with him. Mr. McDonough stated that he was advised that Ms. Sims was sent an email asking for a response. He stated that he is personally aware based on a discussion with the sender of that email that she sent an email to her probably two weeks ago and she did not receive a response. Ms. Sims stated again that the township administrator should have spoken with her about this issue when it arose. Mr. McDonough stated “So Ms. Sims, you are not going to answer my question?” Mr. McDonough stated that he would not ask any more questions regarding this subject.

Mr. Grossi asked who is Brenda Wehmer? Mr. McDonough stated that she is the Township’s bond council from Dinsmore & Shohl. Mr. Grossi asked whose responsibility is it to see that the finances are kept in order? Does it always have to rely on a reminder from an administrator or some staff

member. Mr. Grossi asked at what point in time does Ms. Sims accept responsibility for her job position? Ms. Sims stated that it appears that Mr. Grossi is not receiving all the information and she again said to him, please stop into her office and they can discuss this and show him the paperwork so that he has the whole picture. Ms. Sims stated that that is all she is going to say.

Ms. Leis asked what our bond rating is. Ms. Sims stated that we are rated A-1 which is the second highest rating. Ms. Leis asked what it would become if we defaulted on a loan. She asked if we paid any late fees when John Borchers was Fiscal Officer. Ms. Sims stated that she did not know.

Mr. Grossi stated that in the management report that there were no finance reports being provided to the board. Ms. Sims stated that the bank reconciliations were not approved until December of 2018 and they should be done on a monthly basis. She stated that she keeps asking for the board to review them. Mr. Grossi stated that the report says they need to be presented to the Board at a meeting. Ms. Sims stated that they also need to pass a motion to accept the reports and they do not. Mr. Grossi stated that everybody involved should correct the issue. Mr. Grossi stated that he also noticed in the emails that Ms. Sims was upset about a PO# not being on the bill. He stated that she spends more time nitpicking everything that everyone else does instead of paying bills. He stated that the assessments had not been done four (4) years in a row. Mr. Grossi asked if we had implemented what was listed in the management report? Ms. Leis stated that we receive the finance reports the same night as the meeting and not in advance so that they can review them.

Mr. Grossi stated that he would like to see all of the fiscal fiasco that happen in this Township corrected by people in this room. He stated that the Auditor Office told him to hire an attorney if he was unhappy. He stated why should he hire an attorney and that they all need to correct this. He stated that he was familiar with the Fiscal Integrity Act in the Ohio Revised Code and that he would initiate the process if he has to and that he will go to the news media outlets as well.

Ms. Leis stated that when we found out what was going on with the assessments and late fees, we stopped the automatic signatures and now they all sign the checks. She stated that we (the board) review all the checks. She stated that Ms. Sims is an elected official and answers only to the public. Ms. Sims asked Mr. Grossi to stop by her office so she can explain.

Ms. Leis stated that the reason all communication go through our Administrator and the Fiscal Officer is because the Director of Public Works complained to the Trustees that he was being harassed by the Fiscal Officer. Mr. Beck stated that they were simply running through the chain of command between the fiscal office and the administration office.

Mr. D'Arcy Havill, 9976 Lincoln Street, stated that he had attended a Civic League meeting and had some questions. He stated that he knows that there will be an increase in Sheriff's expenses in this next contract. He stated that a percentage of our taxes already go to the Sheriff's Office and he wanted to know how much extra do we pay for services. Mr. Beck stated that we pay 1.2 million dollars for our contract with the Hamilton County Sheriff's Office. Mr. Havill wanted to know if that included vehicles, dispatching, maintenance of the building, etc. He stated that from the sound of the earlier discussion, that we would have to increase our fees in Symmes and that we are being asked to subsidize the western townships. Mr. Beck stated that our contract is a pay-as-you-go contract and we are only billed for the services that are provided each day. He stated that he would like to extend what we already have. Mr. Havill stated that the residents are paying for the business districts in the township and they do not see any patrols down in Camp Dennison. He stated that they are being completely ignored and there is speeding going on down there. He stated that based on the reports he has, 83% of the people who drive through that area ignore the speed limit. Mr. Beck asked if he was referring to State Route 126? Mr. Havill stated yes. He stated that there have been two attempts to lower the speed limit.

Mr. Tory Smith, HCSO, stated that he has not fielded one complaint from Camp Dennison. He stated that he was sent many traffic details down to that area and when the Sergeants all come back, they all say that there are no problems in that area and nothing is going on. He stated that he pulled crash statistics from that area and that there are very few incidents. Mr. Havill stated that we need to solve the issue and that they need more speed machines/trailers. He asked that a patrol car be parked in the area. He asked that Indian Hill be allowed to patrol the area for them instead. Ms. Sims stated that the speed limit is 55 going down to 35 and that speed is a problem in the area.

Ms. Leis stated that speeding is a problem everywhere. Mr. Beck stated that they will get with Mr. Pitman and see what the status of the ODOT speed limit request is.

Mr. Joe Grossi, 11982 Paulmeadows Drive, stated that he wanted to know if late fees were ever paid. Ms. Sims stated that yes, they were paid for the lighting district.

Ms. CJ Carr, 10403 Willow Drive stated that he has a comment for the Property Maintenance Code that has not yet been posted on the website. He shared it with everyone in attendance. Mrs. Lapensee stated that they just received that email today. Ms. Leis asked Mr. Carr how did he get a copy of it if it is not on the website. Mr. Carr that he received it from another township resident.

Mr. Mark Leguillon, 9955 McKinney Road, stated that he felt the Township did not do a good job of informing the residents of this Property Maintenance Code and it is bad for the community. Mr. Beck stated that at this time, the Board will not be moving forward with the Property Maintenance Code. He stated that we have other priorities at this time.

CORRESPONDENCE

See Attached.

EVENTS AND MEETINGS

- Presidents Day, Monday, February 18, 2019 – Offices Closed for Holiday.
- Zoning Commission Meeting – Wednesday, February 20, 2019 at 7:00 p.m.
- Board of Zoning Appeals Meeting – Monday, March 4, 2019 at 7:00 p.m.
- Regular Trustees Meeting – Tuesday, March 5, 2019 at 7:00 p.m.
- The Great Symmes Egg Hunt – Saturday, April 13 at 11:30 a.m. at HOB Park.

OLD BUSINESS

None

NEW BUSINESS

Mr. Beck made a motion to refund lighting assessment money paid for FY2017 in the amount of \$251.32 to Rick Duke, 11900 Snider Road. Ms. Leis seconded the motion. The roll call vote was as follows: Ms. Leis - 'aye', Mr. Beck - 'aye'. Motion passes.

Mr. Beck made a motion to authorize the Township Administrator to advertise for the 2019 paving program. Ms. Leis seconded the motion. The roll call vote was as follows: Ms. Leis - 'aye', Mr. Beck - 'aye'. Motion passes.

Mr. Beck made a motion to set the date for the work session on Thursday, February 28, 2019 at 6:00 p.m. Ms. Leis seconded the motion. The roll call vote was as follows: Ms. Leis - 'aye', Mr. Beck - 'aye'. Motion passes.

Mr. Beck made a motion to transfer \$500 to the new PNC Credit Card Account to be maintained as a consist minimum balance. Ms. Leis seconded the motion. The roll call vote was as follows: Ms. Leis - 'aye', Mr. Beck - 'aye'. Motion passes.

Mr. Beck asked for discussion concerning the Crestfield Subdivision HOA request to limit parking to one side of the street. Mrs. Lapensee stated that they received a request from the Crestfield HOA asking to consider changing the Township's parking requirement on that street.

The Board agreed to bring back the request for consideration at the next meeting.

Mr. Beck asked for discussion concerning check processing time frames. Ms. Leis stated that she knows that they have personally been signing checks for approximately six months. Is there a way that they can sign checks every Wednesday because she leaves work at 2 o'clock and Carol

sometimes will send out email after 2 o'clock saying that the check are ready to be signed. Ms. Lies stated that she does not get that email until the next day, so she was hoping that they could nail it down to the same day each week. Ms. Sims stated that based on the work load there is no way to pick a specific day. Instead of sending you and email maybe they could call her on her cell phone. Ms. Leis asked Ms. Sims to text her because she would get that. Ms. Sims stated that she will text Ms. Leis to let her know when the checks are ready to be signed.

Mr. Beck asked for discussion concerning proposed changes to the credit card policy per new state law. Mr. McDonough stated that a law was passed last year one requiring that local governments have a credit card policy and also requiring certain items be in that policy. We have had a policy for a long time so what they need to do is add the requirements to that. He stated that they would have a resolution for the next meeting.

Mr. Beck made a motion to waive the requirement to go through the Conditional Use Permit Process for the upcoming work for the Home of the Brave Park. Ms. Leis seconded the motion. The roll call vote was as follows: Mr. Beck - 'aye', Ms. Leis - 'aye'. Motion passes.

Mr. Beck made a motion to approve Resolution G2019-14 – Resolution Approving an Employment Agreement with Kimberly A. Lapensee as Township Administrator Pursuant to ORC Section 505.031 and Dispensing with the Second Reading. Ms. Leis seconded the motion. The roll call vote was as follows: Mr. Beck - 'aye', Ms. Leis - 'aye'. Motion passes.

Mr. Beck made a motion to approve Resolution G2019-15 – Resolution Accepting Bids for the Home of the Brave Phase 2 Improvements and Awarding the Contract to Oheil Site Solutions in the amount of \$578,000.00. Ms. Leis seconded the motion. Discussion continued.

Mrs. Lapensee stated that she would like the board to consider hiring the next lowest bid that was received due to the unusually high change order percentage that was listed in Oheil Site Solutions bid packet of 40%. She stated that she is concerned that if there is a change order, then it would cost us more to process the change order then the next lowest bid because the next bid is only \$8,310.00 higher in price. She stated that she has confidence in the design engineer, but some things cannot be predicted especially when you are digging in the ground.

Mr. Beck made a motion to increase fund 12-A-4C from three hundred thousand to seven hundred thousand. Ms. Leis seconded the motion. The roll call vote was as follows: Mr. Beck - 'aye', Ms. Leis - 'aye'. Motion passes

Mr. Beck made a motion to increase fund 12-A-04B from eight thousand to two hundred thousand. Ms. Leis seconded the motion. The roll call vote was as follows: Mr. Beck - 'aye', Ms. Leis - 'aye'. Motion passes

Mr. Beck made a motion to withdraw his earlier motion for Resolution G2019-15. Ms. Leis seconded the motion. The roll call vote was as follows: Mr. Beck - 'aye', Ms. Leis - 'aye'. Motion passes.

Mr. Beck made a motion to approve Resolution G2019-24 – Resolution Accepting Bids for the Home of the Brave Phase 2 Improvements and Awarding the Logan Creek LLC. in the amount of \$586,330.00. Ms. Leis seconded the motion.

The roll call vote was as follows: Mr. Beck - 'aye', Ms. Leis - 'aye'. Motion passes.

Mr. Beck made a motion to approve Resolution G2019-16 – Resolution Approving Expenditures in the amount not to exceed \$12,000.00 Dollars for Newsletter Expenses and Dispensing with the Second Reading. Ms. Leis seconded the motion. The roll call vote was as follows: Mr. Beck - 'aye', Mr. Leis - 'aye'. Motion passes.

Mr. Beck made a motion to approve Resolution G2019-17 – Resolution Authorizing the Township Administrator to Enter into an Agreement with LA Supply to Receive Yard Waste from the Residents of Symmes Township in the Amount of \$10,800.00. Ms. Leis seconded the motion.

The roll call vote was as follows: Ms. Leis - 'aye', Mr. Beck - 'aye'. Motion passes.

Mr. Beck made a motion to approve Resolution G2019-18 – Resolution Authorizing the Township Administrator to Purchase a Dump Truck for the Road Department from International and K.E. Rose in an amount not to exceed \$150,000.00. Motion seconded by Ms. Leis.

The roll call vote was as follows: Ms. Leis - 'aye', Mr. Beck - 'aye'. Motion passes.

Mr. Beck made a motion to approve Resolution G2019-19 – Resolution Revising Resolution G2019-07 Requesting the County Auditor to Make Advance Payment of Taxes. Ms. Leis seconded the motion. Discussion continued.

Mrs. Lapensee stated that she had an error in the last resolution and needed to fix the collection year for the Auditor's Office.

The roll call vote was as follows: Ms. Leis - 'aye', Mr. Beck - 'aye'. Motion passes.

Mr. Beck made a motion to approve Resolution G2019-20 – Resolution Authorizing the Township Administrator to Purchase Lighting from Musco Sports Lighting for the Home of the Brave Phase 2 Improvements in the amount of \$101,010.00. Discussion continued.

The roll call vote was as follows: Ms. Leis - 'aye', Mr. Beck - 'aye'. Motion passes.

Mr. Beck made a motion to approve Resolution G2019-21 – Resolution Authorizing the Township Administrator to Enter into a Joint Agreement Between Hamilton County and the Board of Township Trustees of Symmes Township for the Construction of Improvements to Governor's Way, Gregory Lane and Royal Point Drive. Ms. Leis seconded the motion.

The roll call vote was as follows: Mr. Beck - 'aye', Ms. Leis - 'aye', Mr. Beck - 'aye'. Motion passes.

Mr. Beck made a motion to approve Resolution G2019-22 – Resolution Authorizing Cleaning and Repairs to the Safety Services Building by Environmental Designs in the amount of \$20,800.00. Ms. Leis seconded the motion. Discussion continued.

The roll call vote was as follows: Ms. Leis - 'aye', Mr. Beck - 'aye'. Motion passes.

Mr. Beck made a motion to approve Resolution G2019-23 – Resolution Certifying Township Highway Mileage for 2018. Ms. Leis seconded the motion.

The roll call vote was as follows: Ms. Leis - 'aye', Mr. Beck - 'aye'. Motion passes.

Mr. Beck made a motion to approve the following expenditures and authorization for the Township Administrator to sign any necessary contracts/agreement or paperwork:

- a. Amend line item 1-A-26A from \$10,000 to \$11,000.00.
- b. Expenditure/then and now: \$3,954.97 Dsuban Spring Service to repair the brakes on truck #202.
- c. Expenditure: \$3,700.00 Locution Systems for annual maintenance for locution automated dispatch.
- d. Expenditure: \$5,970.00 Barking Dog Exhibits to purchase the storybook walk posts and display cases for Meade Park.
- e. Expenditure: \$4,151.40 Team All Sports to fertilize/aerate Stonebridge Park.
- f. Expenditure: \$2,800.00 CRS to repair concrete floor at the park maintenance bldg.
- g. Expenditure: \$4,485.00 River Oaks Services LLC. for the 2019 Insect Control Maintenance for trees in the parks/cemeteries/safety center and administration.
- h. Expenditure: \$7,000.00 Sutphen Fire Equipment for the pump packing replacement foam system.
- i. Then and Now: \$115.00 ODACS for a drug test.

Ms. Leis seconded the motion.

The roll call vote was as follows: Mr. Beck - 'aye', Ms. Leis - 'aye'. Motion passes.

HEARING FROM RESIDENTS

Jeff Reichman, 9519 Appomattox, stated that at the last zoning commission meeting he presented the revisions to the zoning regulations, that they had discussed at the previous township meeting, and at that meeting his fellow zoning commission members decided that they needed to a formative position from the Board of Trustees stating that they want the changes to the zoning rules for the sidewalks. He stated that this is just covering major roads or new developments.

Mr. Beck stated that he is for going forward with the change to sidewalks in the zoning regulations. Mrs. Lapensee stated that instead of naming the roads just say in accordance with the improved sidewalk plan approved by the Township Trustees, that way they can always change the sidewalk plan and not have to modify the zoning code. Mr. Beck stated that they need to come up with a revised sidewalk plan. Mrs. Lapensee stated that she would have a list for them to look at on February 28th at the work session.

Mr. Beck stated that he is all in favor of Mr. Reichman to take it to the next Zoning Commission Meeting to have the commission to start the process to make changes to the zoning code for sidewalks. Ms. Leis stated she is in favor for it also. Mr. Reichman asked if the Township could look into forming a Community Improvement Corporation (CIC) so that donations could be accepted from residents for the sidewalks or land donations/easements to help with costs. He stated that this would also give the residents a tax write-off.

Mark Leguillon, 9955 McKinney Road asked how we prioritize sidewalks. Mr. Beck stated they have a prioritization based on something like a point system. They had a public hearing and received input from the residents were sidewalks are desired for various reasons. They look at each of those requests to see the sidewalk necessity; number one is safety, number two is connectivity, and so is connecting to libraries, schools and parks, etc. Mr. Beck stated that they look at all those factors and that is how they prioritize the construction of sidewalks.

Mr. Leguillon stated that there is a large puddle on Lebanon Road that forms in front of the park where the sidewalks touch the roadway. Mr. Beck stated that we would let the Public Works Director know.

EXECUTIVE SESSION

Mr. Beck made a motion to adjourn into executive session per ORC Section 121.22(G) (3) To have a conference with the Law Director concerning pending or imminent court action at 10:10 p.m. Ms. Leis seconded the motion. The roll call vote was as follows: Mr. Beck - 'aye', Ms. Leis - 'aye'. Motion passes.

Mr. Beck made a motion to return from Executive Session at 10:35 p.m. No further action was taken.

ADJOURNMENT

Mr. Beck made a motion to adjourn the meeting. Ms. Leis seconded the motion and the roll call vote was as follows: Ms. Leis - 'aye', Mr. Beck - 'aye'.

Meeting adjourned at 10:36 p.m.

Approved:

Kenneth Bryant, President

Philip Beck, Vice-President

Jodie Leis, Trustee