



This home, that of Mr. and Mrs. James Seitz at 618 Yale Ave., is on this year's Christmas tour.

Four Homes Open On Holiday Tour

Four homes, described by General Chairwoman Diane DeCamp as "distinctive and outstanding, offering something for everyone," will be featured on the Terrace Park Garden Club's bi-annual Christmas house tour. Entitled "Doorway to Christmas," the tour will be Sunday, December 12, from 2 to 4 p.m. and 7 to 9 p.m. Additionally, all viewers are invited to stop by the Community House for refreshments, where handmade tree ornaments and home-baked goods will be sold.

As in the past, proceeds will be used for Garden Club's continuing village beautification program. Projects which have so benefitted the Park include the memorial garden opposite the village market, school and Terrace Place plantings, and the ongoing village tree replacement program.

Assisting with tour planning and organization are Connie Pannkuk, bake table; Kath Startzman, tea table; Eunie Bowman, treasurer; Marianne Gay and Norvita Hildbold, hostesses; Marie Bechtel, tickets.

This year's tour includes the homes of:

- Mr. and Mrs. Jeffrey An-

derson, 5700 Given. A hilltop brick contemporary with Mediterranean accents. Bright colors and lavish use of interior greenery. Shuttle service will transport viewers from the Stepping Stones lakeside parking lot.

- Mr. and Mrs. Ray Burt, 402 Miami. These artistic and inventive owners use "alive" draperies throughout the house (green plants). Note the concert grand in the music room and posters from Mr. Burt Sr.'s European concert tours.

- Mr. and Mrs. William Howard, 2 Oxford. Contemporary with panoramic river view. Multi-decks and large expanses of glass. Sunken living room, handsome dining room, and spacious lower level. Bridge at front entrance.

- Mr. and Mrs. James Seitz, 618 Yale. A regency terra cotta brick home. Beautiful mirrored screen in living room. Combination green house/bath. Classic and traditional.

Admission is \$1.50 for tickets bought in advance, and \$2 if purchased the day of the tour. Tickets may be procured from any Garden Club member or call Marie Bechtel at 831-4873.

Last Leaf Pickup Nov. 29

To insure that your leaves are picked up, rake them to the curb by Monday morning, November 29. The leaf crew will make one final run through the village beginning on that day.

Leaves not ready for that final pickup must be bagged the same as grass clippings and garden refuse.

The regular Monday bag and garden refuse pickup will resume on Monday, December 6.

The landfill will not be open on Saturdays from noon to 2 p.m. after Saturday, December 4. Regular Saturday openings will resume around March 1.

Hiett Balks At Resigning Council Hearing Looms

Village Council has authorized steps to preparation of formal charges against Police Chief Robert L. Hiatt, with the

passing of a Nov. 20 deadline for his resignation.

Mayor Ray Cadwallader, under state law, is to investigate and prepare

charges to be presented at a hearing before council. No specifics have been disclosed, other than that they are expected to cover the field of inadequate or improper performance of duty.

Chief Hiatt expressed surprise and shock. He said there had been no criticism of his work up to the time in July when, he said, Councilman Richard Griffith, chairman of council's Safety Committee, told him his resignation would be in the best interests of the chief and the community. Nor was there any subsequent criticism, Hiatt said, until a resignation was handed him to sign on Nov. 11.

He added that while it obviously is impossible to remain as police chief, it is equally difficult for him to get a post in police work elsewhere while any cloud remains.

Mayor Cadwallader said it was unfortunate that Ohio law provides no means of removing a village chief other than formal charges and a hearing. The law was designed to free such officers from political pressures resulting from changes in administration, and so in effect involves lifetime appointments.

Hiatt, formerly with the Indian Hill Rangers, became chief in Terrace Park in November, 1969. He has been paid \$13,000 a year to serve both as police chief and street commissioner, and is currently completing the building of a home on Indian Hill Road.

With charges pending against the chief, Terrace Park's police force meantime was reduced to two men with the resignation Nov. 18 of Patrolman Phillip Bock, after two years of service. He is joining the county sheriff's patrol.

Village council at its November meeting authorized expenditure by the mayor of \$1,000 for the employment of counsel and other steps to investigate the chief's office and to prepare charges.

Under the law, the charges must be heard by council, sitting as a jury. By a two-thirds vote, council may order removal or suspension up to 60 days. Its action is subject to appeal to the courts.

Mayor's Statement

The Village Council of Terrace Park has been unanimously disappointed in the performance of Chief Hiatt for the past year to eighteen months. This condition has been particularly prevalent in the Chief's not following up directives of the Council's Safety Committee.

The Safety Committee has attempted in many ways to change the many deficiencies in the administration of the police force. Council has given consideration to all alternatives and finally decided to accept the Chief's resignation.

These events occurred throughout the first six months of 1976. In late July the Chief was requested to resign with the unanimous accord of Council. The Chief was given a very reasonable period of time to search for other employment. The length of this generous time period began to stretch out without results. In September of 1976 a more rigid time limitation was established. The Chief was informed that the time period for him to find other employment had to be curtailed. Council wanted a "date certain" so we could commence the reorganization of the force. The

Chief refused to give Council such a date.

Under this set of circumstances, Council is forced to follow the Law of the State of Ohio which reads as follows: "The mayor of a municipal corporation shall have general supervision over each department... When the mayor has reason to believe that the head of a department or such officer has been guilty, in the performance of his official duty, of bribery, misfeasance, malfeasance, nonfeasance, misconduct in office, gross neglect of duty, gross immorality, or habitual drunkenness, he shall immediately file with the legislative authority...written charges against such person, setting forth in detail a statement of such alleged guilt, and, at the same time, or as soon thereafter as possible, serve a true copy of such charges upon the person against whom they are made."

This is the only way Council can discharge an employee with tenure when that employee refuses to resign. This is the position in which the Chief places the Mayor and Council by his decision to refuse to resign. We are proceeding.

Chief's Response

On November 11 I was informed the Village of Terrace Park was going to conduct an investigation of me as Chief of Police. Prior to this, without any statements being made to me as to my misconduct or malfeasance in office, I had been asked to resign by the Mayor. At that time I retained an attorney to represent me.

My attorney says he has been told, and I likewise have been informed, that whatever charges are presented against me will be sustained, and I will be found "guilty" by council of misconduct or some other improper action.

Although I feel this is terribly unjust, as no person in authority has ever confronted me directly or made any statements to me that my conduct was anything but proper in the performance of my duties for over six years, I do not intend to remain as Chief of Police of Terrace Park. However, because of

the innuendos and rumors that have been spread regarding my character and professional conduct, I anticipate having to meet these charges, whatever they eventually may be, head-on.

To do this, of course, is going to involve great personal expense, time, nervous energy and loss of sleep. Consequently, if I would obtain an appropriate position in my career field, doubtful with these rumors and innuendos pending, I will resign forthwith.

I want the Village residents to know that until these events occurred, I have enjoyed acting as their Police Chief and have enjoyed my daily contact with the people and the kids and feel that I have provided competent and professional leadership in the Terrace Park Police Department. To my many friends who have supported me in this regard, I wish to extend my thanks.

Council Takes New Playground Action

BY LYNN NELSON

Village council plans no further pursuit of land acquisition from Walter Kuntz as a means to procure additional community playfields.

This decision came at an unusual one and one-half hour special emergency session held during the November 9 council meeting. It represents a reversal of council's position taken a month ago when it voted to take a six-month option, subject to approval of the option contract by village solicitor Bob Leming, on five acres owned by Kuntz. This approval was not forthcoming from Leming, and so the option contract was never entered into. The sale price was to be \$4,000 per acre.

Instead, council has now voted to initiate discussion and negotiation to purchase approximately 10 acres owned by Mrs. Frances Williams, 906 Miami Ave. This land is contiguous to the eastern edge of the Wilderness Preserve and is viewed as a site suitable for passive recreational enjoyment. Additionally, council will actively seek the selection of a number of acres with the preserve for active recreation. While both of these avenues are being pursued, Mayor Cadwallader was requested by fellow council members to also continue further investigation of a grant, purchase, or lease from the State of Ohio of 5-8 acres included in the 120 acres the Department of Natural Resources plans to acquire from Kuntz for development of a state park.

Present at the November meeting were Kuntz; his attorney, Forest Heis; Amor Emmert, administrative vice president of the Provident Bank; and resident Roger Miller. Each of the latter three spoke in favor of council's taking affirmative action on the option.

Emmert advised council that he was present since Provident Bank is the major lien holder on Walter Kuntz's property. He expressed confidence in the bank's ability to work with others in procuring clear title to the land once Provident was convinced an imminent bona fide purchaser was ready to make an offer.

Should the village find it necessary to finance the purchase, Provident would be interested in discussing loan terms. In short, Emmert pledged bank support in assisting the village in the purchase of the land, unencumbered.

Heis advised he was present in the role of counsel to Kuntz and thus willing to answer questions anyone might have. "Someone is going to buy the land," Heis said, "and Terrace Park, having an option on those five acres, stands a better chance of getting it than the state. Therefore I recommend the village get their feet wet

and exercise the option my client is offering."

There are many liens on Kuntz's land holdings, both governmental and private.

A key point in the lengthy discussion that followed was getting clear title to the property. Councilman Frei pushed for disclosure of the number and amount of liens and also for a date when the land could be turned over to the village. Frei expressed his reluctance to begin improvements on the land without assurance that a clear title would be conveyed. Heis responded that he had no exact knowledge of the number and amount of liens. He said his client was willing to grant the village use of the acreage once the purchase money was placed in escrow. How the village would improve the land would then be the village's responsibility. However, should a clear title not be available by the time specified in the option, the purchase money plus its interest would be returned to the village and any village improvements forfeited. Heis also acknowledged that clear title would probably not be possible until adjacent land is sold (to the state). And also that the state would undoubtedly require clear title.

Dick Bowman asked if Kuntz would be willing to offer an option to any responsible party willing to pay \$4,000 an acre and Heis replied "Yes."

Frei questioned Leming as to the solicitor's willingness to recommend that the mayor sign an option contract — specifically as to the village chances of getting clear title. "Do you see light at the end of the tunnel?" Frei asked, and to this point-blank inquiry, Leming responded "No."

When pressed, Leming answered with an assessment of the liens on the land, believing that if all 120 acres sold at \$4,000 an acre, the liens would still not be satisfied.

Councilman Rockel quickly pointed out that Kuntz's holdings encompass much more than 120 acres and that Leming's reasoning thus did not correctly assess the situation. Heis agreed. Leming then replied that, based on information available to him, he was correct and neither Kuntz or Heis volunteered additional information justifying him to change his opinion.

Dick Griffith, thus far silent through most of the discussion, now uttered an exasperated opinion on the "ungodly amount of time we've spent on this subject," blaming a lot of "legalese among our legal colleagues." It was at this point the motion was made to adjourn to executive session, and council withdrew for the one and a half hour private meeting.

(Continued on Page 4)

School Asks For Area Viewpoints

A meeting to weigh expectations and performance of the Mariemont district schools will be held at the Community House, Thursday, December 2, at 7:30 p.m. Parents and friends of the district are invited to attend the informal session which will be chaired by Judi Minges.

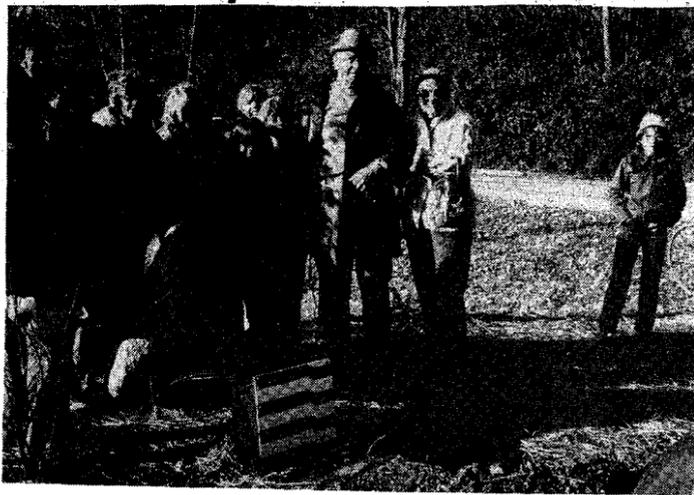
Four neighborhood meetings — Fairfax, Mariemont, Plainville, and Terrace Park — are planned as outgrowths of a meeting at the high school on November 11. At that time, several representatives of community groups met with two Ohio State professors of education who have been hired by the school board to conduct a study of the school system. Pat Calder of Mariemont was asked by School Board chairman Paul Swanson to chair the group, which will become the Steering Committee.

Ideas and questions collected during the meetings will be turned over to the Ohio State team for formulation into a report which should be ready for publication in mid-1977.

Sue Bucy, Pat Henley and Bill Fahnstock are Terrace Park members of the steering group who will help Mrs. Minges with the meeting.

- VILLAGE BULLETIN BOARD
- Dec. 1: Fall Sports-Award Dessert at High School, 7:30 p.m.
 - Dec. 4: Boy Scout Paper Drive
 - Dec. 7: Garden Club Christmas Luncheon, 11:30 a.m. Potluck. Recipe exchange and bring wrapped gift for the elderly. Special theme, "Last of the Bicentennial Year." Five-inch maximum tray arrangement.
 - Dec. 13: T.P. PTA meeting and Christmas program at 7:30 p.m.
 - Dec. 14: Child Study Christmas party with Santa, six and under, at St. Thomas Undercroft, 4:00 p.m.
 - Dec. 15: High School PTA meeting, 7:15, and music concert, 7:30
 - Dec. 22: Last day of school
 - Jan. 3: First day of school

Time Capsule Buried



Carl and Frances Lindell are pictured with the Terrace Park Bicentennial Time Capsule just before it was buried Sunday, Nov. 7th in front of the Elder Smith memorial at the corner of Elm and Ford Roads. A photo album of color pictures taken by Bob Halley of Bicentennial events, all the '76 issues of *Village Views*, an elephant trophy, a Village phone book, the Bicentennial flag, the Terrace Park '76 coin, the quilt patterns, copies of Ken Norvell's sketch of village scenes, the winning Bake-Off recipes and letters to children and future grandchildren were among the memorabilia sealed in the capsule to be opened 50 years from now.

Copies of Ken Norvell's sketch are still available for \$5.00 from Connie Pannkuk, 831-5073, and Marie Gerwin, 831-0215.

Public Hearing Is Set On Zoning Changes

Terrace Park Council has called a public hearing December 14 at 7 p.m. on a proposal by the Planning and Zoning Commission to affect zone changes as follows:

1. The permissible uses of land zoned Office A be expanded to include the uses permissible for land zoned Residence A;
2. In the event that the zoning of land be finally adjudicated invalid by a court of competent jurisdiction, the land automatically be rezoned in accordance with

- the following schedule:
- a.) land zoned Residence AA, if the zoning of such land becomes invalid, is automatically rezoned to Residence A;
 - b.) Residence A...to Office A;
 - c.) Office A...to Business B;
 - d.) Business B...to Business A;
 - e.) Business C...to Residence A; and
 - f.) Business D...to Residence AA

A hearing must be held before Council can act on any zone change.

Basketball Schedule Set

The Terrace Park Recreation Commission Basketball program for 1976-77 began on Saturday, November 6, at the Terrace Park School Gymnasium. The schedule each succeeding Saturday will be as follows:

- 5th grade — 8:30-10:00 a.m.
- 6th grade — 10:00-11:30 a.m.
- 7th-8th grades — 11:30 a.m.-1:00 p.m.

If there are any questions, contact Bill Abernathy, 831-5891.

Lindell Home Is Nominated For National Register Listing

The Elm Avenue home of Mr. and Mrs. Carl Lindell has been recommended by the Ohio Historic Site Preservation Advisory Board for inclusion in the National Register of Historic Places maintained by the National Park Service.

The house was built by John Smith, one of the first two United States senators from Ohio. A pioneer-days Baptist preacher who turned to politics, Smith was tried but cleared by the Senate of charges of involvement in the Aaron Burr conspiracy, some time after Burr was a visitor

here.

A letter to the Lindell's from Judith Kitchen, architectural historian and administrator for the Ohio board, said:

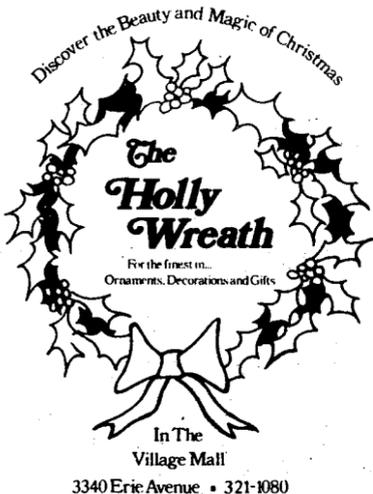
"The nomination forms and written comments which we have received concerning the significance of the property under the National Register criteria are now being sent to Washington, D.C. for federal evaluation. We will be notified when a final decision has been made in Washington regarding placement of your property on the National Register.

"Registration of your property in the National Register does not affect your property rights in any way and does not alter or diminish your title to the land. However, it does help protect the site or structure from demolition or harm from any federally-funded or licensed program by providing for a federal-level hearing in the event of such jeopardy."

The home of Thomas Worthington, the other of Ohio's first U.S. senators, long has been a state memorial.

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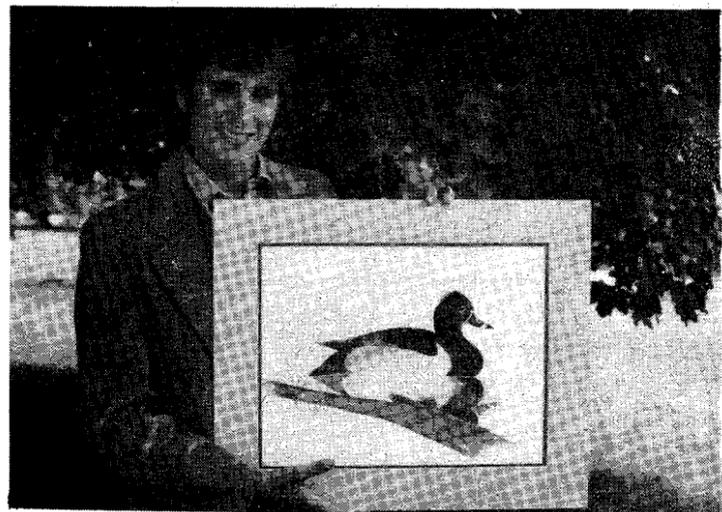
Terrace Park's Bicentennial activities came to a close Sunday, November 7, with a turkey shoot on the Lindell farm.

Seventy people shot muzzle-loading rifles provided by Terry Bernard to attempt to win turkeys for Thanksgiving. So many boys in the 8-12 age group took part that four turkeys were awarded in that division — to Ricky Mileham, Steve Frost, J.T. Williams, and Jimmy Bell. Other winners were:

Girls, 8-12—Julie Channer.
Boys, 13-16—Andy Dumbord.

Girls, 13-16—Sarah Overway.

Adults—Barry Ramsdell.

TP Artist Makes a Hit

An original painting by 17-year-old Dino Costanza of Terrace Park, contributed to Ducks Unlimited, brought \$300 at a recent dinner-auction at Beverly Hills. The money goes to help the work of the non-profit conservation organization. An ardent student of wildlife, Dino is a pupil of John Ruthven.

Three Students Seek AFS Scholarships

A most successful meeting of the Adult AFS Chapter of Mariemont, Fairfax, and Terrace Park was held October 26. Probably the most important item discussed was the annual citrus fruit sale which is now well under way. Envelopes for orders came out with last month's *Village Views* and we are now following up with door to door calls for those who have not yet sent in their orders. This sale continues throughout November and the fruit will be delivered around December 15.

Three students are applying for three different AFS programs: Karen Boudrie — year abroad; Valerie Hake — summer abroad; and Wendy Fahrnbach — eight week summer domestic. All three seem suited to their chosen programs so their credentials go now to AFS International in New York for final selec-

tion. If Wendy goes within the country next summer, we will be looking for a family here willing to take another domestic student in exchange. For any further AFS information, call the Gilchris at 831-9109 and then watch for our next meeting and join us.

The Snow Ball will be held at Mariemont High School from 8-12 on Saturday, December 18.

Several people have had very successful "contacts" with Lillian Martin, this year's AFS student, and this of course is an excellent way for Lillian to learn more about Americans and our different ways of doing things. For your personal "contact" with Lillian call her at 831-6072. Her American parents, Mr. and Mrs. John Evans, recently in Europe on business, were able to extend their trip to spend some

time with Lillian's own family in Switzerland and very obviously they enjoyed every minute of that wonderful experience.

Mrs. Jean Platner, our AFS Area Representative, was at our meeting too, and was able to give us some information about other AFS Chapters and ways in which we can learn more from a greater number of these foreign students in our midst by making short term exchanges.

Village Hires Trial Lawyer

During an executive session at its November meeting, village council voted to retain Richard Dusterberg of the firm of Wood, Lamping, Slutz and Reckman to represent Terrace Park in its case with BBSCo.

Pretrial hearing has been set for November 16 in Judge Gilbert Bettman's court. At that time each lawyer must give the court an outline of the scope of his defense or plea. The council directed Mr. Dusterberg to pursue the case in a vigorous manner.

It was learned that no disposition has been made in BBSCo's suit to have the finding of the Board of Review of the OEPA overturned. The Board reversed the OEPA director's decision to allow the package sewer treatment plant to proceed. BBSCo's suit was heard in a Franklin County Court several months ago.

LETTER

To The Editor:

In future elections, would it be possible to ask the poll workers to park in back of King Kwik and leave the parking lot at the Community House for the "paying customers"?

I was one of the first ones at the polls and found the parking lot was half-full with poll workers' cars.

Boots Duesing

Funds Earmarked For Playfields

Village Council voted to apply 1977 Community Development funds to acquisition of land for recreational purposes after a public hearing November 9. Some twenty concerned residents attended. At least half were persons actively involved in the village recreation program who voiced strong preference for purchase of additional playfields.

The Hamilton County Community Development program is entering its third year with applications now being accepted for 1977. The program is one of grants, and is not tied to revenue sharing. Funds originate through the U. S. Department of Housing and Urban Development, though it is the county which has authority and responsibility for dispersing the total amount allotted it by HUD. An estimated \$3.85 million is anticipated for Hamilton County in '77, with a projection of \$27,000-\$30,000 being allocated to Terrace Park. A total of 34

municipalities and townships are expected to apply.

The program's thrust is toward improved housing, while other qualifying categories include expansion of community services, more rational use of land, preservation of historical property, and natural resources development. Grants cannot be used for operating expenses or construction of such buildings as courthouses, schools, airports, hospitals and city halls.

In 1976 the village's application for \$18,000 was approved and this money is slated for purchase of additional recreational land in the Little Miami scenic river corridor. It will not be given directly to the village treasury, however, until a firm purchase plan is defined. Mayor Cadwallader advised that it is permissible to carry over the '76 grant and merge it with a '77 allotment (expected to be dispersed next May or June).

How We Voted

Here is the Board of Elections official count of the vote for major candidates in Terrace Park in the November 2 elections: (Countywide winners designated *)

	Precincts		
	A	B	C
For President			
James Carter (D)	62	50	63
Gerald Ford (R) *	366	297	343
U.S. Senator			
Howard Metzenbaum (D)	84	36	76
Robert Taft Jr. (R) *	341	289	321
Congressman			
William F. Bowen (D)	39	29	34
Willis D. Gradison (R) *	378	318	359
State Representative			
James Cebula (D)	51	42	46
Helen Fix (R) *	361	284	343
County Commissioner 1-2-77 term			
Peter Strauss (D)	107	105	101
Robert A. Wood (R) *	304	229	278
County Commissioner 1-3-77 term			
Allen E. Paul (R) *	312	272	297
Ed Wolterman (D)	92	59	73
Prosecutor			
Art Anninos (D)	61	38	67
Simon Leis Jr. (R) *	345	293	309
Clerk of Courts			
Robert J. Jennings (R) *	346	293	311
Richard L. Lewis (D)	60	39	56
Sheriff			
Paul J. Fricker (D)	95	61	85
Lincoln J. Stokes (R) *	321	277	300
County Recorder			
John E. Held (R) *	318	277	291
James V. MaGee Jr. (D)	87	53	74
County Treasurer			
David J. Boyd (D)	58	31	47
Wayne F. Wilke (R) *	355	303	325
Supreme Court, 1-1-77 term			
Don Brown *	237	214	202
A. William Sweeney	114	59	116
Supreme Court, 1-2-77 term			
Ralph Locher	52	35	35
W.J. Morrissey Jr. *	263	312	217
Court of Appeals, 2-9-77 term			
H. Fred Hoefle	40	46	70
Raymond Shannon *	255	284	231
Court of Appeals, 2-10-77 term			
Gilbert Bettman *	274	246	269
Stephen Mayhew	94	56	71
Court of Appeals, 2-11-77 term			
Allen Brown	105	101	84
Lyle W. Castle *	258	199	256
Court of Appeals, 2-12-77 term			
Robert L. Black Jr. *	319	278	306
Robert G. Ray	49	33	40
Common Pleas Court, full term			
Rupert Doan *	272	223	249
Donald Hardin	99	71	94
Common Pleas Court, unex. term			
Robert Gorman *	164	169	174
W. A. McClain	187	133	168
Succession Amendment			
Yes *	343	303	344
No	58	30	41
Obsolete Provision Amendment			
Yes *	347	301	337
No	58	32	40
Election Result Amendment			
Yes *	338	296	331
No	58	36	46
Utility Rate Amendment			
Yes	89	81	81
No *	276	224	269
Utility Action Amendment			
Yes	73	61	63
No *	329	274	316
Nuclear Power Amendment			
Yes	81	68	80
No *	302	254	293
Initiative Amendment			
Yes	91	83	81
No	299	245	297

County Health Levy

Yes *	217	201	236
No	194	139	159

Greens Sale On

Girl Scout Troop 947 is again selling Christmas greens. Here is the price list:
 Fresh Berried English Holly — \$1.50
 Home Decorator Kit — \$3.25
 Alpine Christmas Wreath — \$5.00
 Western Cedar Garland — \$4.00
 For more information, or to place an order, call Mrs. Sandy Robinson, at 248-0244.

Council cont'd.

At the meeting's end Mayor Cadwallader reported the new alternate route council had agreed to pursue, noting that one consideration for the change was the legal ramifications involved. The vote was reported 5-1, with Councilman Rockel casting the lone "nay."

COUNCIL BRIEFS...

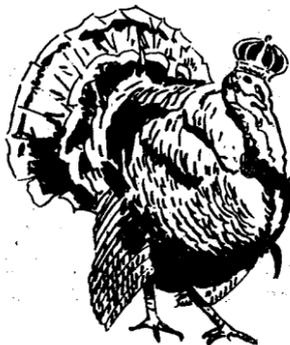
In addition to the lengthy review and decision on the Walt Kuntz property matter, village council at its November 9 session:

- Voted second reading approval on the proposed ordinance to curb handbills.
- Agreed to make final payment to the Allegheny Company on the new firepumper, withholding \$500 until all contract specifications are met.
- Advised Bicentennial chairman Marie Gerwin that burial of the time capsule at the site of the Elder Smith memorial will be entered into the public record. Mayor Cadwallader will also tend to the details which ensure that proper future notice will be given in the year 2026 when the capsule is to be opened.
- Offered a silent prayer in memory of long-time village employee, Charlie Oberle.

Paper Drive Set

The next Boy Scout Paper Drive will be held on Saturday morning, December 4, from 9 a.m. to noon. Earlier that week, the Scouts of Troop 286 will distribute string and reminder notes to the homes in our village.

For many years our Scouts have used paper drives as their only money-making project. They help to finance camping trips and other Scout activities and, at the same time, conserve our natural resources when old newspapers and magazines are recycled.



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