

Minutes of City Council Meeting, Cheviot, Ohio

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April 6, 2010

The regular session of Council was called to order at 7:35P.M. with the Pledge of Allegiance and a moment of silence. Roll call was taken and the following were found in attendance:

Mayor	Samuel D. Keller
President of Council	Deborah M. McKinney
Law Director	Mark Waters
Safety-Service Director	Tom Braun
Council 2 nd Ward	Matthew D McGowan
Council 3 rd Ward	Jim Sunderhaus
Council 4 th Ward	Bill Clark
Council at Large	Dennis Dinkelacker
Council at Large	Steve Braun

A motion to excuse Kathleen and Ryan Zech was made by Mr. McGowan, seconded by Mr. Sunderhaus. The motion passed with a 5-0 vote. A motion to approve and file the minutes for March 16, 2010 was made by Mr. Dinkelacker, seconded by Mr. McGowan. The motion passed with a 5-0 voice vote.

Public Recognition on Agenda Items

No members of the Public were recognized to address any of the agenda items.

Reports of Standing Committees

There were no reports.

Second and Third Readings of Ordinances

Mr. McGowan read by title ordinance 10-09, *To Waive the Residence Requirements of Sections 735.01 and 737.01 of the Ohio Revised Code and Section 35.61 of the Cheviot Code of Ordinances*. Mr. McGowan made a motion to adopt, seconded by Mr. Sunderhaus. A roll call vote was taken. Mr. Steve Braun abstained from the vote. The motion passed with a 4-0 vote and Ordinance 10-09 was adopted.

Introduction of Ordinances and Resolutions

Mr. Clark made a motion to introduce an ordinance *To Approve the Collective Bargaining Labor Contract with the Fraternal, Order of Police, Ohio Labor Council, Inc., (Police Officers and Sergeants) for the Years 2010-2013; and to Declare an Emergency*. Mayor Keller noted some of the changes from past contracts. Last year's contract was only for one year, this contract will be for three. The union requested a wage increase of 5% for the 2010 year, 4% for 2011 and 3/5% for 2012. The city agreed to an increase of 2.5% for 2010, 2.5% for 2011 and 3% for 2012. The increase is based off of 2008 wages. The Police are able to vote on their rotating shifts each November, they are changes in regards to insurance for spouses and comp time may now be paid out on December 1st each year. Mayor Keller thanked Mr. Waters, Mr. Clark and Ms. Zech for all their hard work. Mr. Clark made a motion to introduce, seconded by Mr. Sunderhaus. The motion passed with a 5-0 voice vote. The ordinance was assigned ordinance number 10-13. A motion to suspend the rules was made by Mr. Sunderhaus, seconded by Mr. Clark. A roll call vote was taken and the motion passed with a 5-0 vote. A motion to adopt was made by Mr. Clark, seconded by Mr. Sunderhaus. A roll call vote was taken and the motion passed with a 4-1 vote. Ordinance 10-13 is hereby adopted.

Mr. McGowan made a motion to introduce a Resolution *To Transfer Funds; and to Declare an Emergency*. Mr. McGowan asked the Safety-Service Director to explain the need for the transfer. Mr. Tom Braun explained that the City could purchase a new truck and sell the existing truck outright instead of trading it in. There is a truck available now that could save the city a lot of money by purchasing last year's model. Mr. Tom Braun stated the current truck is still down at maintenance and the City could benefit from not trading it in for a current truck. There was much discussion concerning the new truck to be purchased and the transfer. President McKinney suggested that when Ms. Henry requests and appropriations transfer or amendment that she explain why the change is needed in an email to Council. Mr. McGowan made a motion to introduce, seconded by Mr. Sunderhaus. The Resolution was assigned Resolution Number 10-05. The motion passed with a 5-0 voice vote. Resolution 10-05 is hereby adopted.

Mayor's Report

Mayor Keller noted the absence of Ms. and Mr. Zech from tonight's meeting. "Our Sergeant at Arms" as Mr. Charlie Zech is often referred to, is undergoing surgery this evening and is vacant from his post. Mayor Keller asked to excuse Ms. Kathleen Zech from any further wage negotiations due to family medical concerns. Mayor Keller stated that Police negotiations were wrapped up pretty quickly and doesn't foresee a long process with Fire and Maintenance.

Mayor Keller received an email from the current owner of Franks inquiring about any objections the city would have to a gun range at that location. Mayor Keller has advised the police, fire and building department of the inquiry and does not see any major issues at this time. Other than soundproofing and containment, Mayor Keller asked Council for any other concerns.

There were no questions for Mayor Keller.

Safety-Service Director's Report

Mr. Tom Braun stated that the traffic signal project was 99.9% finished. There is an issue with the light at Bridgetown and Harrison. The light requires shields so that the cross traffic does not acknowledge the wrong signal.

The city has obtained 3 quotes for the banner poles. They have accepted a bid and hope to have the poles installed by June 1, 2010. The City is able to use the extra CDBG money from the signal project for the poles. There was discussion as to a permit fee for the banner poles to go into a maintenance fund. Mr. Tom Braun stated that since the City is now able to pick up the majority of the cost, a fee would not serve the same purpose as previously suggested.

President McKinney asked if the fee should go into committee to be discussed. Mr. Braun stated that the fee can be reviewed at a later date if the City feels it is necessary. CWCA and Kiwanis will donate the remaining money needed to complete the project.

Mr. Tom Braun stated that the City needed the final decision on costs for the 2010 pool season. Mr. Braun stated that the flyers needed to be printed. Mr. Sunderhaus informed Mr. Braun that the rates shall remain the same as 2009 due to low attendance. The committee does not wish to raise the rates at this time. Mr. Sunderhaus stated that this should first be verified with the Committee Chair, Mr. Ryan Zech.

Mr. Tom Braun informed Council that he will be meeting with insurance carriers regarding the City's property and vehicle insurance. Meetings shall start this Thursday.

The City shall go out for bid on the Applegate West reconstruction by April 27, 2010. Mayor Keller stated that Council will need to pass a resolution to allow Mr. Tom Braun to go out for bid. Mayor Keller reminded Council while Mr. Braun is transitioning into his new position; we need to help guide him in the right direction. Clerk McKinney verified that the Glenmore project previously discussed will not be happening. Mayor Keller and Mr. Braun verified there was not any stimulus money available for this project. Mr. Braun stated that if possible, any reconstruction is best to do in the near future; bids are down 30-40% from previous years.

Law Director's Report

Mr. Waters did not have a formal report this evening.

There were no questions for Mr. Waters.

Economic Developer's Report

Clerk McKinney read a report from the City's Economic Development Director, Ms. Caroline Statkus, into the record. This report can be viewed at City Hall upon request.

Mayor Keller updated Council and the public that he has recently spoken to Doug King from Family Dollar. Family Dollar has agreed to put the front entrance at the corner as well as a window on the Harrison Avenue side. Family Dollar will also add landscaping around the building and may lose a few parking spaces due to the City's requests.

The Cheviot ROCKS meeting scheduled for tomorrow is cancelled. The next meeting will be the 1st Wednesday in May.

Public Recognition on Other Issues

No members of the Public were recognized to address Council on any other items.

Other Business

Mr. Sunderhaus stated that Mr. Growe from LaSalle high school was not interested in helping with the cable access. The Public Works and Utilities Committee will meet Thursday April 20, 2010 at 7:00pm to discuss Mr. Schuster's proposal.

Mr. Waters informed Council that any objections to liquor license renewals needed to be submitted to him quickly. There is a deadline to file with the board.

Mayor's Court and Treasurer's Receipts

A motion to receive and file the Mayor's Court Receipts for March 2010 was made by Mr. Clark and seconded by Mr. Dinkelacker. The motion passed with a 5-0 voice vote.

Correspondence

- Copy of Nuisance letter from Building Department
- Appointment of Mr. Brent Craig as official in charge of Property Maintenance
- Report of licenses and permits issued for March 2010
- Liquor objection from Chief Voss

There was a motion to adjourn the meeting by Mr. McGowan, seconded by Mr. Sunderhaus. The motion passed with a 5-0 voice vote. The meeting adjourned at 8:06pm.

Rachel A. McKinney
Clerk of Council

Deborah M. McKinney
President of Council