

MINUTES OF CITY COUNCIL MEETING, CHEVIOT, OHIO

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September 3, 2002

The regular session of Council was called to order at 7:36 P.M. with the Pledge of Allegiance and a moment of prayer. Roll call was taken and the following were found in attendance:

Mayor	J. Michael Laumann
President of Council	Samuel D. Keller
Law Director	Mark G. Waters
Safety Service Director	Steven O. Neal
Council 1 st Ward	Michael J. Murray
Council 2 nd Ward	Dennis T. Dinkelacker
Council 3 rd Ward	James E. Morganroth
Council 4 th Ward	Debra A. Gooch
Council at Large	Kathleen S. Zech
Council at Large	Charles L. Norman
Council at Large	Michael J. Mestemaker

The minutes of August 20, 2002 were approved. President Keller called for the reports that would be presented.

Recognition of the Public

No one wished to address Council.

Safety Service Director's Report

Mr. Neal reported that the Harvest Home Parade was on Thursday, September 5 at 6:00 P.M. He reminded Council that they are in Division 1 positions 8, 9, and 10. The Mayor would be in position 8, with Council in position 9, and the Cheviot Maintenance and Fire Departments in position 10. Mr. Neal also reminded the public that the City Streets will close around 5:15 P.M. Mr. Neal also mentioned that Back Tree Service had contacted him and told him they are urging the public to plant trees on September 11th. They are also providing free mulch to municipalities.

Mayor's Report

Mayor Laumann reported that the AFSCME Union files occasional grievances for various things and that most are taken care of by the immediate supervisors, and that some are taken to the Mayor as a second step. Mayor Laumann reported to Council that there is a grievance that will go to the third step, which is arbitration. The grievance stems from the definition of what the 7th day of work is. The AFSCME members argue that Sunday is the 7th day regardless of how many other days they worked, where the City contends that the 7th consecutive day of work is the 7th day. By the terms of the contract, the 6th day of work is time and a half and the 7th day is double time. This is the first time that the City has had this grievance filed. The Mayor also reported that he spoke with the Cincinnati School Board and they gave him the indication that the renovation and upgrade of Cheviot School is still on track. Mayor Laumann also received notice that the City needs to submit its proposal for 2003-2005 Hamilton County Community Development Grant. Usually the City applies this money to street improvements. The deadline is November 8th and the City is required to have a few public hearings pertaining to the request before it is submitted. This task was given to the Streets and Sidewalks Committee Chair, Mike Mestemaker. The Mayor also notified Council that the Clerk of Courts was reviewing Court Cost Fees and found that Cheviot was one of the lowest in the county. Currently, Cheviot charges \$45 where Hamilton County charges \$80 and various other communities are between \$35 and \$60. The Mayor suggests that Cheviot raise the Court Cost to \$65 which would put us close to the top of the fees list. Council needs to make this change, so the issue was assigned to Kathleen Zech, the Chair of the Laws, Rules and Ordinances Committee. Mr. Mestemaker suggested that this fee be reviewed every couple of years like the County does.

Law Director's Report

Mr. Waters had no formal report, but he wanted to remind Council about the annual Red Mass that would be held on September 20, 2002 at 4:30 P.M. at the Cathedral Basilica in Covington. The Mass is now open to all public officials as well as Lawyers and Judges.

Committee Reports

Ward 1 - Mr. Murray had an oral Parks and Playgrounds Committee Report. The Committee met on Saturday, August 31 at Harvest Home Park. They spoke with Kay Fuller of the YMCA which hosted a summer camp at the Cheviot Field House. The committee discussed the activities that happened and the possibility of another set of summer camps in the future. The committee decided to meet again to discuss this issue. In addition, Safety Service Director Steve Neal met with the committee to discuss the final figures of the operation of the Cheviot Pool. Mr. Murray read the figures to Council. Those final pool figures are on file. Mrs. Zech made a motion To Express Appreciation To Safety-Service Director Steve Neal For Managing The Municipal Swimming Pool At Harvest Home Park, with a second from Mr. Murray. The motion carried 7-0 by voice vote and was assigned as RES02-11. Mr. Murray personally thanked Mr. Neal. Mr. Neal thanked Council for the gesture.

Ward 2 - Mr. Dinkelacker did not have a report.

Ward 3 - Mr. Morganroth did not have a report.

Ward 4 - Mrs. Gooch made a motion *To Transfer Funds; And To Declare An Emergency* with a second from Mr. Mestemaker. The motion carried 7-0 by voice vote. The motion was assigned as RES02-12. Mrs. Gooch called for a Finance Meeting at City Hall on September 16 at 7 P.M. to discuss salaries and any other business.

Council at Large - Mr. Mestemaker did not have a report. He wants to discuss some items further before the report is submitted. Mr. Mestemaker read ORD02-24, *To Establish A New Budget Line Item; To Amend Certain Appropriations; And To Declare An Emergency* for a second reading. After much discussion it was decided that this Ordinance could not wait until the next scheduled Council Meeting. Mr. Murray made a motion to amend the Ordinance by striking Section 1 and Section 2 of this Ordinance, to rename section 3 to section 1, to rename section 4 to section 2, and to strike the first line of section the new section 1. Mr. Mestemaker made a second to the motion. The motion passed 7-0 by voice vote. Mr. Murray made a motion to suspend the rules with a second from Mr. Dinkelacker. The motion passed 7-0 by roll call vote. Mr. Morganroth made a motion to adopt ORD02-24 with a second from Mrs. Gooch. The motion passed 7-0 by roll call vote. Mr. Mestemaker made a motion *To Authorize The Safety-Service Director To Solicit Bids For Ice Control Road Salt For The 2002-2003 Winter Season; And To Declare An Emergency*. The second came from Mr. Morganroth. The motion passed 7-0 by voice vote and was assigned RES02-13. Mr. Dinkelacker wanted to know how much salt we used last year. Mr. Neal guessed that we would need 400 tons. Mr. Mestemaker made a motion *To Appoint A Chief Executive Officer, A Chief Financial Officer, And A Project Manager; To Submit The Necessary Application For The State Capital Improvement Program; To Execute A Project Agreement For The 2002-2003 Fiscal Year; And To Declare An Emergency*. Mr. Murray seconded the motion. The motion passed 7-0 by voice vote and was assigned as RES02-14.

Council at Large - Mrs. Zech made the second reading of ORD02-25, *To Amend Sections 110.75, 110.72, And 110.77 Of The Cheviot Code Of Ordinances; And To Declare An Emergency*. Mrs. Zech made a motion to suspend the rules with a second by Mr. Morganroth. The motion passed 7-0 by roll call vote. Mr. Mestemaker made a motion to adopt. Mr. Dinkelacker seconded the motion which passed 7-0 by roll call vote. Mrs. Zech made a motion *To Repeal Sections 113.01 Through 113.06 Of The Cheviot Code Of Ordinances; And To Declare An Emergency* with a second by Mr. Murray. The motion carried 7-0 by voice vote and was assigned as ORD02-26. Mr. Mestemaker made a motion to suspend the rules with a second from Mrs. Gooch. The motion carried 7-0 by roll call vote. Mr. Morganroth made a motion to adopt with a second from

Mr. Dinkelacker. The motion passed 7-0 by roll call vote. Mrs. Zech called for a Laws, Rules, and Ordinances Committee meeting on Thursday, September 11 at 6:30 P.M. at Cheviot City Hall to discuss the cell tower ordinance, loud car stereos, and court cost fees.

Council at Large - Mr. Norman did not have a report. Mr. Neal wanted to inform Council that he contacted Auto Zone and spoke with the regional manager. The City did get permission to put up the annual Nativity Scene on their site. He also informed the manager of the store to disable the sprinkler system for the Harvest Home Parade.

Further Business

Mr. Murray made a motion to receive and file the Mayor's Court Receipts for the month of August, 2002. Mrs. Gooch seconded the motion which carried 7-0 by voice vote. Mr. Keller reported that he received a letter from the Hamilton County Park District that the director, John Brady, is retiring on September 12, 2002 after 30 years of service. Jack Suttin will be the new director. Mr. Keller also mentioned the special bulletin from the Ohio Municipal League and the letter from The Cheviot Fire Department pertaining to September 11th ceremonies that the Council Clerk placed in the mailboxes.

Correspondence

Mr. Keller already announced the 2 items. Council wanted to remind the public not to place chairs on the parade route until after 6 P.M. on Wednesday, September 4th.

There was a motion to adjourn the meeting by Mr. Morganroth with a second from Mr. Norman. The motion passed 7-0 by voice vote. The meeting adjourned at 8:23 P.M.

Ryan T. Zech
Clerk of Council

Samuel D. Keller
President of Council