

## **MINUTES OF CITY COUNCIL MEETING, CHEVIOT, OHIO**

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November 19, 2002

The regular session of Council was called to order at 7:34 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 <sup>st</sup> Ward	Michael J. Murray
Council 2 <sup>nd</sup> Ward	Dennis T. Dinkelacker
Council 3 <sup>rd</sup> Ward	James E. Morganroth
Council at Large	Kathleen S. Zech
Council at Large	Charles L. Norman
Council at Large	Michael J. Mestemaker

Mr. Mestemaker notified Council that he would be late. Mrs. Zech made a motion to excuse Mrs. Gooch. Mr. Murray made the second and the motion carried 5-0. The minutes of October 15, 2002 were passed. President Keller called for the reports that would be presented.

### **Recognition of the Public**

There were public in attendance.

### **Safety Service Director's Report**

Mr. Neal reported that leaf pick-up from the curb follows a set pattern. He wanted to remind residents that the leaves might set out for a while if the truck had already passed. He hoped that the residents would understand. Mr. Neal had received the SCIPP ratings for the proposed streets in Cheviot. All of the streets that Cheviot submitted did not qualify for SCIPP money. Mr. Neal reported that on Bridgetown he had the utility companies hold off on the resurfacing to see the results of the SCIPP ratings. Since the city did not receive the SCIPP money, Mr. Neal has authorized them to begin the resurfacing. Mr. Neal asked Council for two volunteers to serve as the representatives to the Volunteer Firefighters Fund. Mr. Morganroth and Mr. Norman agreed to serve. Finally Mr. Neal reminded Council that the Nativity Scene Dedication would be on December 1<sup>st</sup> at 6:30 P.M. in front of the new AutoZone on Harrison Avenue.

### **Mayor's Report**

Mayor Laumann wanted to thank everyone for the support that he and his family received after his mother-in-law passed away. He suggested that any donations that people wish to send should go to the Cheviot Shade Tree Trust Fund.

### **Law Director's Report**

Mr. Waters announced that the appeal of the Court Case involving the refunding of a DUI impound has been filed and the case should be in or around January. Mr. Waters gave Council a copy of a letter that pertains to the right of way of Bruestle Avenue. Mr. Waters had done a title search of the property and found that Cheviot owns the right of way and he suggests that any plans that involve the use of the City property should be rejected. Mayor Laumann wanted to make sure that there are no claims on the appeal. Mr. Keller made the second reading of ORD02-34, an Ordinance *To Amend and Further Clarify Section 154.13 Of The Cut And Fill Ordinance*.

### **Committee Reports**

Ward 1 - Mr. Murray had no formal report. Mr. Murray did wish everyone a Happy Thanksgiving.

Ward 2 - Mr. Dinkelacker had no formal report.

Ward 3 - Mr. Morganroth read a report from the October 21 meeting of the Police and Fire Committee into the record. Mr. Murray made a motion to receive and file with a second from Mr. Dinkelacker. The motion passed 6-0. Mr. Morganroth wanted to inform the public that applications for the EMA Citizens Corp are available at City Hall. He also wanted to let the public know that CAP was sponsoring a Tie One On Ribbon campaign run by Sue Morganroth to benefit the Cheviot Shade Tree Trust Fund.

Ward 4 - Mrs. Gooch was not in attendance, but she had given Mr. Norman the Ordinances that she needed passed. Mr. Norman made a motion *To Transfer Funds; and Declare An Emergency*. Mr. Mestemaker made the second and the motion carried 6-0 by voice vote. The motion was assigned as ORD02-35. Mr. Murray made a motion to suspend the rules with a second from Mr. Dinkelacker. The motion passed 6-0 by roll call vote. Mr. Mestemaker made a motion to adopt with a second from Mr. Murray. The motion carried 6-0 by roll call vote. Mr. Norman made a motion *To Raise The Salaries Of The Safety-Service Director, The Police Chief, The Fire Chief, And The Maintenance Foreman; And To Declare An Emergency* with a second from Mr. Murray. The motion passed 6-0 by voice vote and was assigned ORD02-36. Mr. Dinkelacker made a motion to suspend the rules with a second from Mrs. Zech. The motion passed 6-0 by roll call vote. Mr. Morganroth made a motion to adopt with a second from Mr. Murray which passed 6-0 by roll call vote. Mrs. Gooch asked for a meeting of the Finance Committee on Monday, December 2 at 6:30 P.M at Cheviot City Hall. She asked that the members of the Police and Fire Committee also attend.

Council at Large - Mr. Mestemaker apologized for being late. He informed Council that he did not finish his report of the Public Utilities and Works Committee and that he would have it at a later time. He asked Council Clerk, Mr. Zech to get a copy of the Cable Access budget request to all members of Council. He then called for a meeting of the Public Utilities and Works Committee on Monday, December 2 following the Finance meeting.

Council at Large - Mrs. Zech made a motion *To Stay Enforcement Of Metered Parking In The City Of Cheviot Business District From December 1, 2002, Through December 31, 2002; And To Declare An Emergency*. Mr. Mestemaker made the second. The motion carried 6-0 by voice vote. The motion was assigned ORD02-37. Mr. Murray made a motion to suspend the rules. Mr. Dinkelacker made the second. The motion passed 6-0 by roll call vote. Mr. Murray made a motion to adopt. Mrs. Zech made the second. The motion passed 6-0 by roll call vote. The Mayor wanted to inform the public that the meters may not have bags over them like they did in previous years since the new meter mechanisms can be set to say "free parking". Mrs. Zech wished a belated Happy Birthday to her son, Council Clerk Ryan Zech, Council Member Mike Mestemaker, and to the Law Director Mark Waters' son, Mark Jr. All three celebrate their birthday on November 18<sup>th</sup>.

Council at Large - Mr. Norman had no formal report. He called for a meeting of the Building and Annexation Committee on Monday, December 2 at Cheviot City Hall following the other meetings.

### **Further Business**

Mr. Morganroth made a motion to receive and file the October, 2002 Mayor's Court Receipts. Mr. Murray made the second. The motion carried 6-0 by voice vote.

**Correspondence**

Council received a letter from the Hamilton County Commissioners Office pertaining to the EMA Citizen Corps. A copy was placed in each member of Council's mailbox. A newsletter from the Hamilton County Auditor's Office was received. An update from the Ohio Municipal League was received and a copy of it was placed in each member of Council's mailbox. A liquor license transfer request was received. The transfer from Richard C. Zimmerman DBA Zimmerman's Pony Keg & Delicatessen to Darlene Puck DBA Wendell's Carry Out was approved by the Police Chief. Each member of Council was telephoned when the request arrived and there were no objections. A thank you letter was sent to Council by Mrs. Deborah Brothers Schuler. She wished to thank Council and the companies that donated for giving her the opportunity to work as the Coordinator of the Arts and Crafts Program at Harvest Home Park.

There was a motion to adjourn the meeting by Mr. Morganroth with a second from Mr. Norman. The motion passed 6-0 by voice vote. The meeting adjourned at 8:09 P.M.

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Ryan T. Zech  
Clerk of Council

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Samuel D. Keller  
President of Council