

MINUTES OF CITY COUNCIL MEETING, CHEVIOT, OHIO

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November 20, 2007

The regular session of Council was called to order at 7:30 P.M. with the Pledge of Allegiance and a moment of prayer. Roll call was taken and the following were found in attendance:

Mayor	Samuel D. Keller
President of Council	Deborah M. McKinney
Law Director	Mark G. Waters
Safety Service Director	Steven O. Neal
Council 1 st Ward	Ryan T. Zech
Council 2 nd Ward	Dennis T. Dinkelacker
Council 3 rd Ward	James F. Sunderhaus
Council 4 th Ward	Greg J. Stautberg
Council at Large	Kathleen S. Zech
Council at Large	Charles L. Norman
Council at Large	Steven L. Braun

The minutes of October 16th, 2007 were approved. President McKinney called for the reports that would be presented.

Recognition of the Public

William Clark of 3428 Alta Vista Avenue asked Council to pass legislation preventing Council members from running for lateral seats on Council during the term they were elected to serve because he thought the practice confused voters in this year's election and that it allows for Council members to be appointed rather than elected. Mrs. Zech informed everyone that she would be calling a meeting of the Laws, Rules, and Ordinances Committee to discuss the issue.

President McKinney informed everyone that Council would deviate from normal proceedings so that the Mayor could give his report early as he had a funeral to attend.

Mayor's Report

Mayor Keller thanked the public for voting in the November 6th election, congratulated the candidates who won, and thanked all candidates for running. Mayor Keller thanked Mr. McGowan for stepping up and running for Mayor, adding that people of Cheviot deserve a choice in the electoral process. Mayor Keller informed Council that there is an opportunity for the City to purchase its second HUD home for one dollar. Mayor Keller added that he has the contract for Council to review and that the Law Director is working on an ordinance to authorize the City to move forward. Mayor Keller informed Council that Theresa Sunderhaus is contacting the State of Ohio to see if a newly required Open Records Training Course can be held in Cheviot, adding that he intends to have every member of his Administration that deals with public records attend the course. Mayor Keller informed Council that he recently attended the US Army Corps of Engineers/Ohio EPA public hearing on the proposed Legacy Place retail development. Mayor Keller said that he thought the Green Township elected officials did a wonderful job presenting what the project would look like, and that he thought they have taken extraordinary steps to assure that any streams and water in the proposed area will be rerouted appropriately. Mayor Keller added that he felt the project will move forward and congratulated Green Township's administration for all the hard work they have put into the project. Mayor Keller informed Council that he recently attended the grand opening of the Oak Hills Pavilion and that he was amazed at how good the new facility looked. Mayor Keller congratulated the CAMRON Corporation for the job they did renovating the property.

Mr. Waters recommended that Council pass the ordinance permitting the Mayor to purchase the property at 3541 Bruestle Avenue so he could sign the contract before he left for the evening. Mrs. Zech made a motion *To Approve The Purchase Of Real Estate At 3541 Bruestle Avenue; And To Declare An Emergency* with a second from Mr. Sunderhaus. The motion carried 7-0 by voice vote and was assigned as ORD 07-35. Mr. Dinkelacker made a motion to suspend the rules with a second from Mr. Stautberg. The motion carried 7-0 by roll call vote. Mr. Norman made a motion to adopt with a second from Mrs.

Zech. The motion carried 7-0 by roll call vote. Mr. Waters added that he would have the final draft to the Clerk of Council at the next meeting.

Safety-Service Director's Report

Mr. Neal informed Council that the gas main replacement project on Harrison Avenue will begin on November 26th and that there will be issues with plowing snow on Harrison Avenue where work is being completed. Mr. Neal stated that he has informed the contractor that they will be required to have a Police Officer present when working on the major intersections along Harrison Avenue. Mr. Neal informed Council that the Cincinnati Water Works will attach a water main replacement project to the Harrison Avenue street restoration project after the gas main work is complete, and that they will try to work around the Cheviot parade schedule as much as possible. Mr. Neal added that he has received preliminary plans for additional gas main and water main replacement work on various streets with the city. Mr. Neal reminded everyone that curbside leaf pickup has begun and that on December 3rd yard waste pickup will move to the winter schedule of Fridays only. Mr. Neal then informed everyone that the Cheviot Nativity scene will be dedicated on December 2nd at 6:30 P.M.

Law Director's Report

Mr. Waters had no formal report but informed Council that the final draft of the proposed Nuisance Ordinance will be completed soon.

Committee Reports

Ward 1 - Mr. Zech had no formal report. Mr. Zech called a meeting of the Parks and Playgrounds Committee for Tuesday, November 27th at 7:00 P.M.

Ward 2 - Mr. Dinkelacker had no formal report. Mr. Dinkelacker updated Council on the most recent Project Impact meeting. Mr. Dinkelacker informed everyone that the next Project Impact meeting is scheduled for Wednesday, January 9th at 6:30 P.M. in the Fire Department training room.

Ward 3 - Mr. Sunderhaus had no formal report. Mr. Sunderhaus updated Council on the recent educational activities participated in by the Fire Department at local schools. Mr. Sunderhaus informed Council of the need to set up a special line item in the budget to receive some reimbursement funds from the State of Ohio for upcoming police training. Mr. Sunderhaus informed Council that the Police Chief and three Sergeants have recently completed National Incident Management Training offered by the US Department of Homeland Security. Mr. Sunderhaus updated Council on various community programs offered by the Police Department. Mr. Sunderhaus then congratulated all the winners in the election and wished everyone a Happy Thanksgiving.

Ward 4 - Mr. Stautberg had no formal report. Mr. Stautberg thanked the CWCA for providing the Christmas lights on display around the city and wished everyone a Happy Thanksgiving.

Council at Large – Mrs. Zech had no formal report. Mrs. Zech gave the third and final reading of ORD 07-27 *To Amend Section 76.23(A) Of The Cheviot Code Of Ordinances*. Mrs. Zech made a motion to adopt with a second from Mr. Sunderhaus. The motion carried 7-0 by roll call vote. Mrs. Zech updated Council on Sign Ordinance enforcement and her progress on setting up a Realtors Breakfast that was discussed in Project Impact.

Council at Large - Mr. Norman had no formal report. Mr. Norman gave the second reading of ORD 07-32 *To Enact A Chronic Nuisance Ordinance*. Mr. Norman made a motion *To Amend The 2007 Annual Appropriations; To Transfer Funds; To Create A New Budget Fund For Police Training; And To Declare An Emergency* with a second from Mr. Braun. The motion carried 7-0 by voice vote and was assigned as ORD 07-36. Mr. Stautberg made a motion to suspend the rules with a second from Mr. Sunderhaus. The motion carried 7-0 by roll call vote. Mr. Dinkelacker made a motion to adopt with a second from Mr. Sunderhaus. The motion carried 7-0 by roll call vote. Mr. Norman wished everyone a Happy Thanksgiving. Mr. Waters pointed out a clerical error in ORD 07-36.

Council at Large - Mr. Braun had no formal report. Mr. Braun gave the third and final reading of ORD 07-31 *To Stay Enforcement Of Metered Parking In The City Of Cheviot Business District From December 1, 2007 Through December 31, 2007*. Mr. Braun made a motion to adopt with a second from Mrs. Zech. The motion carried 7-0 by roll call vote.

Further Business

Mr. Sunderhaus made a motion to receive and file the September and October 2007 Treasurer's reports with a second from Mrs. Zech. The motion passed 7-0 by voice vote. Mr. Sunderhaus made a motion to receive and file the October 2007 Mayor's Court receipts with a second from Mr. Dinkelacker. The motion passed 7-0 by voice vote.

Correspondence

A Legislative Bulletin and a copy of *Cities and Villages* Magazine from the Ohio Municipal League, three memos from the Fire Chief regarding new business permits, a memo from the Fire Department regarding the enforcement policy on overcrowding in various local businesses, information from the Ohio Division of Liquor Control regarding the distribution of licensing fees, a letter from Community Services West outlining the services they offer to seniors in Cheviot, newsletters from CDS Associates and General Code, a letter from OKI requesting information on the City's OKI representative, and two Building Maintenance reports were received.

There was a motion to adjourn the meeting by Mrs. Zech with a second from Mr. Stautberg. The motion passed 7-0 by voice vote. The meeting adjourned at 8:13 P.M.

Matthew D. McGowan
Clerk of Council

Deborah M. McKinney
President of Council