

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

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February 3, 2004

The regular session of Council was called to order at 7:32 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	James E. Morganroth
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 F. Sunderhaus
Council 4 <sup>th</sup> Ward	Debra A. Gooch
Council at Large	Kathleen S. Zech
Council at Large	Charles L. Norman
Council at Large	Michael J. Mestemaker

Mr. Mestemaker called ahead and notified Council that he would be a few minutes late. The minutes of January 20, 2004 were approved. President Morganroth called for the reports that would be presented.

### **Recognition of the Public**

No one in attendance wished to address Council.

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

Mr. Neal commended the Public Works Department for their hard work on the snow removal over the last couple of weeks. Mr. Neal explained that a Snow Emergency in Cheviot pertain to Snow Emergency Routes only. Harrison Avenue, Glenmore Avenue, Northbend Road, and Westwood Northern Blvd are the designated Snow Emergency Routes. When the Snow Emergency is declared a resident has 3 hours to move the car off of the route.

### **Mayor's Report**

Mayor Keller reported that all members of Council should have received a copy of the report from Community Services West. The report shows the number and type of services which were performed last year. A copy of the report is on file. Mr. Murray jokingly asked if Mr. Keller were rooting for Xavier University in the Cross Town Shootout. Mr. Keller explained that he is a Xavier fan every day of the year except during the Shootout.

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

Mr. Waters had just a couple of items to report. He notified Council that he was working on disposing of property for the Cheviot Police Department, including stolen items which were never reclaimed. Mr. Waters also received a letter from the Building Department which pertained to the right-of-way of Bruestle Avenue. Mr. Waters is concerned with the frequency of plans being sent to C.D.S., the city's engineering firm which contain development of the right-of-way. Mr. Waters would like to stop these plans from being forwarded if they do not meet preliminary qualifications since every time the building department forwards those plans to C.D.S.; the City of Cheviot is charged for the services. Mr. Neal explained that he needs an Ordinance or Resolution which will allow the City to bill a builder for plan approval. Mr. Keller asked if these plans get sent directly to the building department before C.D.S. Mr. Neal explained that they do go to the building department first. There was much discussion. Mr. Keller left the meeting after this report.

**Committee Reports**

Ward 1 - Mr. Murray had no formal report, but he announced that he will be calling a meeting of the Parks and Playgrounds Committee in the near future. He also let the public know that the City of Cheviot Tax forms are now available on Cheviot.org in the Tax department page. Mr. Murray also explained that this year taxes in Cheviot are due on April 30<sup>th</sup>, but that in 2005 taxes will be due on April 15 to keep it in line with the State of Ohio and the I.R.S. due dates.

Ward 2 - Mr. Dinkelacker reported that the Metropolitan Sewer District has provided the City of Cheviot with copies of an instruction guide which explains what a customer should do if they get water in their basement. He announced that copies would be available at Cheviot City Hall. Mr. Neal said that would also mail a copy to all the residents that have complained to him about this problem.

Ward 3 - Mr. Sunderhaus had no formal report. He did read a few of the highlights of the Fire Department Report which was in everyone's mailbox. The report is on file.

Ward 4 - Mrs. Gooch made a motion *To Change The Title Of Fund Number 218 In The City's Accounting System; And To Declare An Emergency* with a second from Mr. Mestemaker. The motion passed 7-0 by voice vote and was assigned as ORD04-07. Mr. Murray made a motion to suspend the rules with a second from Mr. Sunderhaus. The motion carried 7-0 by roll-call vote. Mr. Mestemaker made a motion to adopt with a second from Mr. Murray. The motion passed 7-0 by roll-call vote. Mrs. Gooch also reported that there was some digging being done on Davis near Harrison Avenue and that the patch was sinking. Mr. Neal said that he would look at it.

Council at Large - Mr. Mestemaker read a report of the Streets, Sidewalks, and Lights Committee into the record. Mr. Mestemaker made a motion to receive and file with a second from Mrs. Zech. There was not a vote. Mrs. Gooch asked if the repair of the street is badly timed with the school construction. There was much discussion. Mr. Mestemaker made a motion *To Authorize And Direct The Safety-Service Director To Advertise For Bids For The Street Improvement Project For The Year 2004; And To Declare An Emergency*. Mr. Norman made the second. The motion passed 7-0 by voice vote and was assigned as RES04-01. Mr. Mestemaker asked Mr. Sunderhaus if we knew what the totals were for the ambulance runs in 2003. Mrs. Gooch answered that those figures are not in yet. There was much discussion. Mr. Mestemaker then made a motion *To Authorize And Direct The Safety-Service Director To Advertise For Bids For The City's Purchase Of Bituminous Materials; And To Declare An Emergency*. Mr. Murray made the second. The motion passed 7-0 and was assigned as RES04-02.

Council at Large - Mrs. Zech presented the final draft version of ORD04-05, the Dog Ordinance for its second reading. Mrs. Zech made a motion *To Adopt The Second Set Of Amendments To The Codified Ordinances Of Cheviot As Published By American Legal Publishing Corporation; And To Declare An Emergency* with a second from Mr. Sunderhaus. The motion passed 7-0 by voice vote. The Ordinance was assigned as ORD04-08. Mr. Murray made a motion to suspend the rules with a second from Mr. Mestemaker. The motion passed 7-0 by roll-call vote. Mr. Dinkelacker made a motion to adopt with a second from Mrs. Gooch. The motion passed 7-0 by roll-call vote. Mrs. Zech called for a meeting of the Laws, Rules, and Ordinances Committee on Monday, February 9 at Cheviot City Hall at 6 P.M. to discuss trees in the right of way and the codified Ordinance book additions.

Council at Large - Mr. Norman had no report. He called a meeting of the Building and Annexation Committee on Monday, February 9 at Cheviot City Hall around 6:30 P.M. or immediately following the Laws, Rules and Ordinance Committee meeting to discuss the property maintenance seminar and to continue the discussion from the last meeting over the billing practices for the building engineer. Mr. Murray informed Mr. Norman that can't attend.

**Further Business**

Mr. Neal reported that former Councilmember Boyd Miller is now the proud father of triplets. Mr. Murray noted that the recycled Christmas trees were cleared and that the mulch was gone by 5:15 on February 2, 2004. Mr. Morganroth mentioned that Mrs. Zech will be honored by the Cheviot Eagles organization on February 11 at 7:00 P.M.

Mr. Mestemaker made a motion to receive and file the January, 2004 Mayor's Court Receipts with a second from Mr. Murray. The motion carried 7-0 by voice vote.

Mrs. Gooch asked Mr. Zech to correct the contact roster again so that her work number would be correct.

**Correspondence**

Two Ohio Municipal League reports were left in everyone's mailboxes. Mr. Zech also will begin placing copies of all out going correspondence from the Building Department in each Councilmember's mailbox.

There was a motion to adjourn the meeting by Mrs. Zech with a second from Mr. Sunderhaus. The motion passed 7-0 by voice vote. The meeting adjourned at 8:10 P.M.

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Ryan T. Zech  
Clerk of Council

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James E. Morganroth  
President of Council