

# MINUTES OF CITY COUNCIL MEETING, CHEVIOT, OHIO

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July 21, 2009

The regular session of Council was called to order at 7:42 P.M. with the Pledge of Allegiance and a moment of silence. Roll call was taken and the following were found in attendance:

President of Council	Deborah M. McKinney
Law Director	Mark Waters
Council 1 <sup>st</sup> Ward	Ryan A. Zech
Council 2 <sup>nd</sup> Ward	Matthew D. McGowan
Council 3 <sup>rd</sup> Ward	James F. Sunderhaus
Council 4 <sup>th</sup> Ward	Gregory Stautberg
Council at Large	Kathleen S. Zech
Council at Large	Dennis T. Dinkelacker
Council at Large	Steve L. Braun

President McKinney stated there are six pieces of legislation, an ordinance regarding appropriations, an ordinance for the Public Health Contract, an ordinance concerning the Neighborhood Stabilization Program, an ordinance for Salt Bids, an ordinance concerning Teen Club regulations and an ordinance for the 2010 Tax Budget. President McKinney also stated there was a Report of the Finance Committee and a Report of the Laws, Rules and Ordinances Committee. A motion to approve and file the minutes for July 7, 2009 was made by Mr. Dinkelacker, seconded by Ms. Zech. The motion passed with a 7-0 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**

Ms. Zech read a report of the Laws, Rules and Ordinances Committee of July 15, 2009 into the record. Ms. Zech made a motion to receive and file, seconded by Mr. McGowan. The report was received and filed with a 7-0 voice vote.

Mr. McGowan read a report of the Finance Committee of July 13, 2009 into the record. Mr. McGowan made a motion to receive and file, seconded by Mr. Sunderhaus. The report was received and filed with a 7-0 voice vote.

## **Introduction of Ordinances and Resolutions**

Mr. Stautberg made a motion to introduce by Title an ordinance *Amend the 2009 Annual Budget Appropriations; and to Declare an Emergency*. An introduction was made by Mr. Stautberg and seconded by Mr. Dinkelacker. The motion passed with a 7-0 voice vote. The ordinance was assigned ordinance number 09-13. A motion to suspend the rules was made by Mr. Sunderhaus and seconded by Mr. Stautberg. A roll call vote was taken and the motion passed 7-0. There was no discussion on the ordinance. A motion to adopt was made by Mr. Sunderhaus and seconded by Mr. Stautberg. A roll call vote was taken and the ordinance was adopted with a 7-0 vote.

Mr. Dinkelacker made a motion to introduce by Title an ordinance *To Approve the Contract with the Advisory Council of Hamilton County General Health District for the Provision of Public Health Services in the Calendar year 2010 ; to Authorize the Mayor to Sign the Contract on Behalf of the City; and to Declare an Emergency*. An introduction was made by Mr. Dinkelacker and seconded by Mr. McGowan. The motion passed with a 7-0 voice vote. The ordinance was assigned ordinance number 09-14. A motion to suspend the rules was made by Mr. Sunderhaus and seconded by Ms. Zech. A roll call vote was taken and the motion passed 7-0. There was no discussion on the ordinance. A motion to adopt was made by Mr. Zech and seconded by Mr. Dinkelacker. A roll call vote was taken and the ordinance was adopted with a 7-0 vote.

Mr. Braun made a motion to introduce by Title an ordinance *To Create a Committee to Authorize the Purchase and Sale of Real Property in the City of Cheviot Under the Neighborhood Stabilization Program; and to Declare an Emergency*. An introduction was made by Mr. Braun and seconded by Mr. McGowan. The motion passed with a 7-0 voice vote. The ordinance was assigned ordinance number 09-15. A motion to suspend the rules was made by Mr. Sunderhaus and seconded by Mr. Dinkelacker. A roll call vote was taken and the motion passed 7-0. There was no discussion on the ordinance. A motion to adopt was made by Mr. Sunderhaus and seconded by Mr. Stautberg. A roll call vote was taken and the ordinance was adopted with a 7-0 vote.

Mr. Stautberg made a motion to introduce by Title an ordinance *To Accept the Bid of Morton Salt Company for the Provision of Ice Control Salt for the 2009-2010 Winter Season; and to Declare an Emergency*. An introduction was made by Mr. Stautberg and seconded by Ms. Zech. The motion passed with a 7-0 voice vote. The ordinance was assigned ordinance number 09-16. A motion to suspend the rules was made by Mr. Sunderhaus and seconded by Mr. McGowan. A roll call vote was taken and the motion passed 7-0. Mr. Stautberg stated there were multiple bids and the lowest came in from Morton Salt for \$62.71 per ton dumped and \$65.71 per ton piled. This bid is approximately \$130.00 savings per ton over last year's bid. A motion to adopt was made by Mr. Sunderhaus and seconded by Mr. Dinkelacker. A roll call vote was taken and the ordinance was adopted with a 7-0 vote.

Ms. Zech made the first reading of an ordinance to regulate Teen Clubs. The ordinance originated in Reading and Green Township adopted a similar ordinance. The Law Director will make a few changes to the ordinance before the final passage. One of the changes will concern the curfew hours. A motion to introduce was made by Ms. Zech and seconded by Mr. Stautberg. The motion passed with a 7-0 voice vote. The ordinance was assigned ordinance number 09-17. This constitutes the first reading of Ordinance 09-17.

For the purpose of passage of the next ordinance, Ms. Zech will temporarily act as President of Council, and Ms. McKinney as Mayor.

Mr. Stautberg made a motion to introduce an Ordinance by Title *To Approve the Projected 2010 Tax Budget for the City of Cheviot, Ohio; and to Declare an Emergency*. Mr. Waters stated there are some changes to pages 3 and 5. Those changes will be in the original copy. A motion to introduce was made by Mr. Stautberg, seconded by Mr. McGowan. The motion passed with a 7-0 voice vote. The ordinance was assigned ordinance number 09-18. A motion to suspend the rules was made by Mr. Sunderhaus and seconded by Mr. Zech. A roll call vote was taken and the motion passed 7-0. There was no discussion on the ordinance. A motion to adopt was made by Mr. Dinkelacker and seconded by Mr. Stautberg. A roll call vote was taken and the ordinance was adopted with a 7-0 vote.

### **Mayor's Report**

There was no report left for Council.

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

Mr. Neal left a report for Council. Clerk McKinney read it into the record. The report can be viewed at City Hall. There were no questions or concerns about Mr. Neal's report.

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

Mr. Waters will be traveling to Columbus Thursday for a mediation hearing concerning the complaint made by the FOP about shift changes. A compromise will need to be made whether or not the shifts will stay fixed or rotating. The majority of the officers prefer rotating. On July 29<sup>th</sup>, the city has fact finding for the FOP contract. There were no questions of the Law Director.

### **Public Recognition on Other Issues**

No members of the Public were recognized to address any other issues concerning the City of Cheviot.

**Other Business**

President McKinney called a meeting on August 4, 2009 for the purpose of passing the bids for Harrison Avenue Phase II. President McKinney and the Clerk will be absent. Mr. Waters will be absent as well. Mr. Waters will prepare an ordinance that can be used for that night. Since August 4, 2009 is election day, the meeting will be held across the hall at 7:45 pm.

Ms. Zech would like to do a second reading of the Teen Club ordinance after the public hearing on July 27, 2009. The meeting would only take five minutes. A third reading of the ordinance for passage will be August 4, 2009.

Mr. Stautberg wanted to thank all of Council for all their hard work and support while he was away. He wanted to especially thank Mr. McGowan for stepping up in his absence.

**Mayor's Court and Treasurer's Receipts**

The Treasurer is looking into the question of Council concerning the May 2009 receipts.

**Correspondence**

- Letter from Rack concerning Bruestle Avenue
- 4 property maintenance reports
- Safety-Service Director's report
- Report from the Ohio Coalition for Open Government
- Fax from the Board of Elections regarding notice of the Special Election

There was a motion to adjourn the meeting by Mr. Zech, seconded by Ms. Zech. The motion passed 7-0 by voice vote. The meeting adjourned at 8:08 P.M.

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Rachel A. McKinney  
Clerk of Council

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Deborah M. McKinney  
President of Council