

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

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November 15, 2005

The regular session of Council was called to order at 7:30 P.M. The Pledge of Allegiance and a moment of prayer were held. 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	Greg J. Stautberg
Council at Large	Kathleen S. Zech
Council at Large	Charles L. Norman
Council at Large	Michael J. Mestemaker

The minutes of November 1, 2005 were approved. President Morganroth called for the reports that would be presented.

### **Recognition of the Public**

No one from the public wished to speak.

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

Mr. Neal reminded residents that the annual Nativity Scene presented by the Cheviot Westwood Community Association (C.W.C.A.) will be dedicated and lit on November 27, 2005 at 6:30 P.M. He also took a moment to thank Cheviot voters for supporting and passing the recent levies.

### **Mayor's Report**

Mayor Keller thanked the public for passing Issues 6 and 7. He asked Safety Service Director Steve Neal to create a list of repairs and/or upgrades to City buildings and to prioritize them. Mayor Keller then announced that starting on October 28, the City would no longer permit stays to pay on Mayor's Court fines because too many items were not being paid. The first night that this was in effect, the Court brought in over \$4000. Mayor Keller then announced that he had spoken with the owner of the former location of the Hillenbrand Nursing Home and has learned that the determination on the court case over the proposed re-opening will be heard on November 30. The finding of the case should then be issued 60 to 90 days later. Mayor Keller requested that Council adjourn to executive session following the regular meeting. This was necessary to discuss a personnel issue. Mr. Mestemaker asked some questions about the line item that will need to be established. There was some discussion.

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

Mr. Waters instructed Council that since the voters were told that the general operating levy would be used for repairs to the City's buildings that we need to create legislation and a budget line item to appropriate that money to repairs only. Mayor Keller stated that Mr. Waters is correct in that the City did not want this levy worded as an operating levy, but that the Board of Elections decided to word the levy in this manner. Mayor Keller stated that these funds are only to be used for upkeep and repair of City buildings.

### **Committee Reports**

Ward 1 - Mr. Murray reported that Cheviot School is completing phase one sometime next week. Phase two should be completed by April. Phase two is the renovation of the older section of the building, phase one is the new building built to the rear.

Ward 2 - Mr. Dinkelacker reported that M.S.D. is still working with small cities to correct the Water In Basement issues. He announced that they plan to continue the program.

Ward 3 - Mr. Sunderhaus had no formal report but asked residents who are putting leaves out to the curb to be sure to keep them out of the street.

Ward 4 - Mr. Stautberg had no formal report. He did call a meeting of the Finance Committee for Monday, November 21 at 7:30 P.M. at Cheviot City Hall. Mayor Keller asked Mr. Stautberg to look into an issue with the Fire Department budget. Mr. Mestemaker stated that he would discuss the problems with Fire Chief Clark.

Council at Large - Mr. Mestemaker had no formal report. Mr. Mestemaker made a motion *To Amend The 2005 Annual Appropriations; And To Declare An Emergency* with a second from Mr. Murray. The motion carried 7-0 by voice vote and was assigned as ORD05-27. Mrs. Zech made a motion to suspend the rules with a second from Mr. Sunderhaus. The motion carried 7-0 by roll call vote. Mr. Murray made a motion to adopt with a second from Mr. Dinkelacker. The motion carried 7-0 by roll call vote. Mr. Mestemaker then made a motion *To Stay Enforcement Of Metered Parking In The City Of Cheviot Business District From December 1, 2005, Through December 31, 2005; And To Declare An Emergency* with a second from Mrs. Zech. The motion passed 7-0 by voice vote and was assigned as ORD05-28. Mr. Sunderhaus made a motion to suspend the rules with a second from Mr. Dinkelacker. The motion passed 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.

Council at Large - Mrs. Zech had no formal report but she called a meeting of the Laws, Rules, and Ordinances Committee for Tuesday, November 22 at 7:00 P.M. at Cheviot City Hall to discuss the sign ordinance and to review parking ticket costs. She also announced that she was meeting with members of the Cheviot Westwood Community Association on Thursday, November 17 at Cheviot City Hall at 10:00 A.M. to do some fact finding with the local businesses pertaining to the sign ordinance.

Council at Large - Mr. Norman had no formal report.

### **Further Business**

Mr. Mestemaker made a motion to receive and file the October 2005 Mayor's Court Receipts with a second from Mr. Murray. The motion carried 7-0 by voice vote.

Mr. Morganroth reminded Council that the Clerk of Courts, Sue Morganroth, was once again organizing the Tie One On Campaign. Ribbons will be placed on a specific tree at the Cheviot Nativity Scene and the proceeds will be sent to help the family of Readon Clavier, a soldier and former resident of Ohio who was severely injured in Iraq and now needs much medical care. His family has sold their home and business in order to assist their son.

### **Correspondence**

The Amvets Post 41 sent members of Council an invitation to the grand opening of the new post 41 on Saturday, November 19 at 4:00 P.M. Deputy Tax Commissioner Brenda Manz forwarded a copy of some correspondence she received pertaining to a 2004 tax return along with her response. This is on file. Police Chief Voss forwarded a copy of a request for background history from the Ohio Division of Liquor Control.

Council adjourned into executive session at 7:55 P.M. and returned at 8:11 P.M.

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 8:12 P.M.

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Ryan T. Zech  
Clerk of Council

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James E. Morganroth  
President of Council