

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

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September 7, 2004

The regular session of Council was called to order at 7:35 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 at Large	Kathleen S. Zech
Council at Large	Charles L. Norman
Council at Large	Michael J. Mestemaker

Mrs. Zech made a motion to excuse Mrs. Gooch with a second from Mr. Mestemaker. The motion carried 6-0 by voice vote. The minutes of August 17, 2004 were approved. President Morganroth called for the reports that would be presented.

### **Recognition of the Public**

Police Chief Voss presented Adam Chappell to be sworn in as the newest Cheviot Police Officer. Mayor Keller swore in Officer Chappell and offered him congratulations. Mr. Chappell was originally a Cheviot Police Explorer. He's been working on his law enforcement certification since February. Mayor Keller also explained that Mr. Chappell was one of only two persons who passed Cheviot's agility test.

Jay Blue of 4100 Harrison Avenue on the corner of Roswell Avenue addressed Council to discuss the parking problem on Roswell since the construction at Cheviot School started. Mr. Blue stated that the construction workers and some of the school personnel are parking on the Roswell which is bad for his business as there is no onsite parking available on his property. He is requesting for more of the construction workers to park on other streets and for the Cheviot Elementary Teachers to use the drop-off site. Mayor Keller explained that the Safety Service Director will contact the school to have them address parking with both teachers and the construction company. Mr. Neal will then call Mr. Blue back and advise him of the status.

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

Mr. Neal reported that the Cheviot Pool was now closed. The pool fund ended the year with an increase of \$23,000. Mr. Neal stated that this is the 7<sup>th</sup> year that the Pool has been operated without using monies from the General Fund. Mr. Neal requested a resolution for the purchase of Ice Control salt to be passed so that he may obtain bids. He warned that the public address siren at Cheviot School could be turned off as a result of the school's construction. Mr. Neal attended a meeting of the Hamilton County Commissioners on August 30<sup>th</sup> to discuss the county paying for the proposed movement of the siren to Cheviot City Hall from Cheviot Elementary School. The Safety Service Director reported that the City of Cheviot does not belong to the Hamilton County Storm Water District because we are unable to meet the qualifications that the EPA defined due to the extensive use of combination sewers within the City of Cheviot. Mr. Neal does not feel that the City of Cheviot should fund this group until M.S.D. looks into upgrading the sewer systems within Cheviot. There was much discussion over this topic. The Harvest Home Parade is scheduled for Thursday, September 9 and he gave directions to Council on where to meet. Mr. Murray asked Mr. Neal when the Cheviot Avenue, Everette Avenue construction will begin. Mr. Neal stated that it will begin soon but not until after the fair. Mr. Waters inquired when the streets in Cheviot will close for the parade. Mr. Neal reported 5:30 P.M. Mr. Norman suggested the Mr. Neal remind everyone of the chair rule for the parade route which is no chairs are to be placed on the sidewalks any sooner than 24 hours before the parade begins. Mr. Dinkelacker brought forward an issue in Northern Kentucky which pertains to the Storm Water district. Again there was much discussion.

**Mayor's Report**

Mayor Keller congratulated Lieutenant Kevin Gannon for his efforts getting a SCIPP grant for the Cheviot Fire Department.

**Law Director's Report**

Mr. Waters reported that dispositions are scheduled for October 5<sup>th</sup> and 11<sup>th</sup> for the case against the Cheviot Police Department. He expects the trial to be in late 2005. Mr. Waters also reported that a test case of the new Cheviot Dog Ordinance was held in front of Judge Nadine Allen in Hamilton County Municipal Court. The City was able to get the conviction and the validity of the law was upheld with a fine of \$100 and Court Costs. A second fine was levied for a dog attack against a neighbor. Mr. Neal asked if this could be appealed. Mr. Waters reported that it is possible. Mr. Neal also thanked Mrs. Zech for attending although her testimony was not needed.

**Committee Reports**

Ward 1 - Mr. Murray had no formal report.

Ward 2 - Mr. Dinkelacker had no formal report. Mr. Mestemaker inquired about the status of the Water in Basement issues with M.S.D. Mr. Dinkelacker reported that there have been three basement cleanups from January 4 through July 31. He reported that the renovations to Mr. Hick's basement have been completed and that another house is under repair on Ruth Lane. Mr. Neal did state that we haven't received as much rain as the previous couple of years and therefore the City of Cheviot has not received many calls. There was much discussion.

Ward 3 - Mr. Sunderhaus reported that the Fire Explorers collected approx. \$2900 for the Muscular Dystrophy Association. He thanked them for their hard work filling the boot. Mr. Sunderhaus reported that the City of Cheviot Fire Department already has an EMS grant from the State of Ohio which is paying for paramedic training. Mr. Sunderhaus made a motion *To Express Appreciation To Fire Lieutenant / Paramedic Kevin Gannon For His Dedication, Hard Work, & Persistence In Obtaining A Grant For Fire Equipment For The Cheviot Fire Department* with a second from Mr. Murray. The motion passed 6-0 by voice vote and was assigned as RES04-15.

Ward 4 - Mrs. Gooch had no formal report. Mr. Norman made a motion *To Create A New Budgetary Line Item; To Amend The 2004 Annual Appropriations; To Transfer Funds; And To Declare An Emergency* with a second from Mr. Mestemaker. The motion passed 6-0 by voice vote and was assigned as ORD04-21. Mr. Murray made a motion to suspend the rules with a second from Mr. Sunderhaus. The motion passed 6-0 by roll call vote. Mr. Mestemaker made a motion to adopt with a second from Mr. Dinkelacker. The motion passed 6-0 by roll call vote.

Council at Large - Mr. Mestemaker had no formal report. He mentioned that he is planning a follow-up with the residents of Meyerfeld once a meeting can be setup. Mr. Mestemaker made a motion *To Authorize The Safety-Service Director To Solicit Bids For Ice Control Road Salt For The 2003-2004 Winter Season; And To Declare An Emergency* with a second from Mr. Sunderhaus. The motion carried 6-0 by voice vote and was assigned as RES04-16. Mr. Mestemaker made a motion *To Certify To The County Auditor Certain Property Tax Assessments For Sidewalk Repair And Property Maintenance; And To Declare An Emergency* with a second from Mr. Sunderhaus. The motion passed 6-0 by voice vote. The Ordinance was assigned as ORD04-22. 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. Norman made a motion to adopt with a second from Mr. Sunderhaus. The motion carried 6-0 by roll call vote.

Council at Large - Mrs. Zech read a report of the Laws, Rules and Ordinances Committee from a August 25. Mrs. Zech made a motion to receive and file the report. Mr. Sunderhaus made the second to the motion. The motion carried 6-0 by voice vote. Mrs. Zech had attended a meeting of the Cheviot-Westwood Community Association. She reported that they have some ideas to improve the Cheviot business district. They are inviting all of Council to attend a meeting on September 15 at 6:30 PM at Cheviot City Hall.

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

**Further Business**

Mr. Mestemaker made a motion to receive and file the Mayor's Court Receipts for July, 2004. Mrs. Zech made the second. The motion carried 6-0 by voice vote.

**Correspondence**

There were seven reports from the building department, a notice from the Board of Elections and the list of upcoming Cheviot Mayor's Court dates.

There was a motion to adjourn the meeting by Mrs. Zech with a second from Mr. Sunderhaus. The motion passed 6-0 by voice vote. The meeting adjourned at 8:20 P.M.

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Ryan T. Zech  
Clerk of Council

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James E. Morganroth  
President of Council