

MINUTES OF CITY COUNCIL MEETING, CHEVIOT, OHIO

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October 3, 2006

The regular session of Council was called to order at 7:31 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	Michael J. Mestemaker
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 September 19th, 2006 were approved. President Mestemaker 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 provided Council with an update on the current street construction project, noting that all curb and apron work on Lovell Avenue between Harrison Avenue and Harding Avenue has been completed, as well as the curb and apron work on the north side of Darwin Avenue. Mr. Neal advised Council that the City is working with the Metropolitan Sewer District on some issues on Dina Avenue. Mr. Neal advised Council that representatives from the State Auditors Office will be conducting an audit for 2004 and 2005. Mr. Neal advised the public and Council that leaf pickup will begin soon and that there is no set schedule for this service. He asked everyone to have patience once they begin pickup. Mr. Neal said that the City has received notice from the Hamilton County Board of Elections that the Whitewater Church will not be available on Election Day, and that the BOE plans on moving the affected precincts to the Cheviot Fieldhouse. Mr. Neal informed Council that he has received a request from the Ohio Historical Society for more information on the Cheviot Fieldhouse, and that he is working on providing them with the information they have requested. Mr. Neal advised Council that the Cheviot Veterans Day Parade will be held on Sunday, November 12th at 2 P.M. and that the route will start on North Bend Road and Woodbine Avenue, continue to Harrison Avenue, and end at City Hall. Mr. Neal advised Council that the CWCA has purchased Christmas decorations for display throughout the City, and that he is working with Duke Energy to provide electrical outlets on the telephone poles for the Christmas lights. Mr. Neal then informed Council that the Nativity scene will be dedicated on December 3rd, and that CWCA will be sponsoring this as well.

Mayor's Report

Mayor Keller informed Council that he has advised the Safety-Service Director and the Public Works Director to move forward with the process of finding a replacement for a City Employee who is retiring after this year.

Law Director's Report

Mr. Waters informed Council that a Bureau of Workers Compensation dispute over late fees, interest and penalties from a case in 1994-1995 against the City has been resolved, and that all fees associated with the case (totaling around \$11,000) have been waived. Mr. Neal asked a question about garbage fees associated with a recent ordinance. Mr. Waters said he would look into the issue.

Committee Reports

Ward 1 - Mr. Zech read a report of the Parks and Playgrounds Committee into the record. Mr. Zech made a motion to receive and file the report with a second from Mr. Dinkelacker. The motion carried 7-0 by voice vote. Mr. Zech called a Public Hearing for Tuesday, October 24th at 7 P.M. to discuss the issues surrounding Harvest Home Park and the Cheviot Municipal Swimming Pool as well as possible solutions to these issues. Mr. Zech then reminded everyone that the next CWCA meeting is on Wednesday, October 18th at 7 P.M. at City Hall.

Ward 2 - Mr. Dinkelacker had no formal report. Mr. Dinkelacker reminded everyone that the next scheduled Project Impact meeting is on Wednesday, October 11th at 6:30 P.M. at City Hall.

Ward 3 - Mr. Sunderhaus had no formal report. Mr. Sunderhaus made a motion *Supporting The Drug Abuse Resistance Education Program And Authorizing The Police Department To Apply To The Ohio Attorney General's Office For The Continuing Efforts Of The Drug Abuse Resistance Education (DARE) Program, And Declaring An Emergency* with a second from Mr. Stautberg. The motion carried 7-0 by voice vote and was assigned as RES 06-20. Mr. Sunderhaus then reminded all residents of Cheviot that they are eligible to win use of the Hamilton County Suite at Paul Brown Stadium during an upcoming Bengals game. Residents of Hamilton County can enter the drawing by calling (513) 946-4994 or registering online at www.hamiltoncountyohio.gov.

Ward 4 - Mr. Stautberg had no formal report. Mr. Stautberg informed Council that he has received a Q&A from Energy Alliances on Gas Aggregation, and that he is working to have it displayed on the City's website. He asked that if anyone has any questions, they contact him through the City's website.

Council at Large - Mrs. Zech read a report of the Laws, Rules, and Ordinances Committee into the record. Mrs. Zech made a motion to receive and file the report with a second from Mr. Stautberg. The motion carried 7-0 by voice vote. Mrs. Zech asked the Law Director for some additional clarification on a point within the Sign Ordinance before giving its final reading. After some discussion, Mr. Norman made a motion to adopt Ordinance 06-14 *To Establish Comprehensive Legislation For The Regulation Of Signs In The City Of Cheviot* with a second from Mr. Dinkelacker. The motion carried 7-0 by roll call vote. Mrs. Zech informed everyone the ordinance would take effect on December 1st. Mrs. Zech called a meeting of the Laws, Rules, and Ordinances Committee for Tuesday, October 10th at 6:45 P.M. to address some issues at the request of the Clerk of Courts.

Council at Large - Mr. Norman made a motion *To Accept The Amounts And Rates As Determined By The Budget Commission; To Authorize The Necessary Tax Levies; To Certify Them To The County Auditor; And To Declare An Emergency* with a second from Mr. Sunderhaus. The motion carried 7-0 by voice vote and was assigned as RES 06-21. After some clarification from the Law Director, the motion carried 7-0 by roll call vote. Mr. Norman made a motion *To Amend Appropriations; And To Declare An Emergency* with a second from Mr. Stautberg. The motion carried 7-0 by voice vote and was assigned as ORD 06-30. 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. Dinkelacker made a motion to adopt with a second from Mr. Stautberg. The motion carried 7-0 by roll call vote. Mr. Norman asked Mr. Neal if residents would be notified about the changes in the Veterans Day Parade route. Mr. Neal said residents on Olivette Avenue and Woodbine Avenue are being notified by the Police Department, and that he'd look into the matter further. Mr. Norman also commented on the changes being made to the inside of the Cheviot Fieldhouse.

Council at Large - Mr. Braun had no formal report. Mr. Braun expressed his condolences to the Gagnon family on the passing of Ann Gagnon.

Further Business

Mayor Keller reminded everyone that the City will have two levy renewals on the November ballot. The Mayor reminded the public that these are renewals and not increases, and asked the public for their support.

A notice of a requested transfer of a liquor license was received from the Ohio Division of Liquor Control. The transfer involved a change in ownership of Stewart's Irish Pub. Police Chief Voss had no objections to the change. Council did not see a need for a hearing on this transfer, and Mr. Sunderhaus made a motion to proceed without requesting a hearing before the Liquor Control Board with a second from Mrs. Zech. The motion passed 7-0 by voice vote.

Correspondence

A Property Maintenance report and a letter from Ohio Central Savings were received. Mr. McGowan thanked City Council and the Mayor for their generosity in donating money to purchase items to send to his brother's Army Unit serving in the Middle East.

Mr. Stautberg asked if Council would be meeting on Election Day, since it falls on the same day as a regularly scheduled Council meeting. President Mestemaker informed everyone that Council would not be meeting that evening.

There was a motion to adjourn the meeting by Mrs. Zech with a second from Mr. Zech. The motion passed 7-0 by voice vote. The meeting adjourned at 8:11 P.M.

Matthew D. McGowan
Clerk of Council

Michael J. Mestemaker
President of Council