

Minutes of City Council Meeting, Cheviot, Ohio

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October 6, 2009

The regular session of Council was called to order at 7:30P.M. with the Pledge of Allegiance and a moment of silence. Roll call was taken and the following were found in attendance:

Mayor	Samuel D. Keller
President of Council	Deborah M. McKinney
Law Director	Mark Waters
Safety-Service Director	Steve O. Neal
Council 1 st Ward	Ryan Zech
Council 2 nd Ward	Matthew D McGowan
Council 3 rd Ward	James F. Sunderhaus
Council 4 th Ward	Gregory Stautberg
Council at Large	Kathleen S. Zech

A motion to excuse Mr. Braun and Mr. Dinkelacker was made by Mr. Stautberg, seconded by Mr. McGowan. The motion passed with a 5-0 vote.

President McKinney informed Council and the Public that there were two presentations to be made before continuing with the normal agenda for the evening.

Peter Blot and Peter Hammon presented to Council and the Public the need for the passage of the MRDD levy this November. The levy is an increase. Both gentlemen shared stories of how MRDD benefits Cheviot and the rest of Hamilton County. Mr. Sunderhaus stated that in the general zone 11 district we serve, there are 423 people in that program.

Economic Development Director, Caroline Statkus, updated Council as to her progress since entering the position. A brief report can be viewed at City Hall. Mr. Sunderhaus suggested that Ms. Statkus attend the Western Economic Development Meetings as a representative of the city. Ms. Zech commented how pleased she was that Ms. Statkus is now working for the City. The Mayor informed Council that in the future, Ms. Statkus will be updating Council on her progress quarterly or sooner if necessary.

President McKinney stated there were four pieces of legislation, an ordinance concerning parking meters during the Christmas Season, an ordinance regarding a clerical error in Ord. 09-21, a resolution to accept the rates of the Budget Commission and a resolution regarding Glenmore and Applegate construction. A motion to approve and file the minutes for September 15, 2009 was made by Ms. Zech, seconded by Mr. McGowan. The motion passed with a 5-0 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

There were no reports of any standing committees.

Introduction of Ordinances and Resolutions

Mr. Zech made a motion to introduce an ordinance *To Stay Enforcement of Metered Parking in the City of Cheviot Business District from December 1, 2009, through December 31, 2009*. This is an ordinance we pass every year to promote the business district. A motion to introduce was made by Mr. Zech, seconded by Mr. Sunderhaus. The motion passed with a 5-0 vote. The ordinance was assigned ordinance number 09-23. This constitutes a first reading.

Mr. Stautberg made a motion to introduce a resolution *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*. A motion to introduce was made by Mr. Stautberg, seconded by Mr. Sunderhaus. The motion passed with a 5-0 vote. The resolution was assigned resolution number 09-12 and is adopted.

Mr. Zech made a motion to introduce a resolution *To Appoint a Chief Executive Officer, A Chief Financial Officer, and A Project Manager; To Submit the Necessary Application for the State Capital Improvement Program; To Execute a Project Agreement; and to Declare an Emergency*. The resolution is to apply for grant money for resurfacing of Glenmore and Applegate Avenues. A motion to introduce was made by Mr. Zech, seconded by Ms. Zech. The motion passed with a 5-0 vote. The resolution was assigned resolution number 09-13 and is adopted.

Mr. Stautberg made a motion to introduce an ordinance *To Correct an Error in Ordinance 09-21; and to Declare an Emergency*. Mr. Stautberg explained the ordinance was just some 'housekeeping issues'. An introduction was made by Mr. Stautberg and seconded by Mr. Sunderhaus. The motion passed with a -0 vote. The ordinance was assigned ordinance number 09-24. 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 5-0. A motion to adopt was made by Mr. Zech and seconded by Mr. McGowan. A roll call vote was taken and the ordinance was adopted with a 5-0 vote.

Mayor's Report

The mayor notified Council and the Public that our dispatch fees for 2010 will be going up. The Mayor is discussing with neighboring communities the possibility of a Western Hamilton County Communications Center. The Mayor stated the approximate dues to the dispatch center each year from surrounding communities and is sure we could run a center for less than \$1,000,000. The Mayor contacted Mr. Portune and Mr. Pepper. Mr. Portune was not pleased that a letter went out to the villages and cities without approval by the commission.

The Mayor stated that contract negotiations are almost complete. The city is waiting on the final contract for the Police Department. Mr. Waters will review and then will be signed. The Fire Department contract should be finished shortly as well.

There were no questions for Mayor Keller.

Safety-Service Director's Report

Mr. Neal stated that a resolution concerning Westwood Northern Boulevard was to approve the application for grant money for the county to improve the road. This project will come at no cost to the city according to Mr. Neal.

Mr. Neal and Mr. Tom Braun went to MSD to discuss sewer issues. MSD should have all issues corrected by 2017. The first neighborhoods to be fixed will be Canvic, Augusta, Phoenix and North Bend Road.

The poles for the signal project should be ready and delivered by the end of the month. The contractor will be in the next week and mount the poles. The signal at Lovell and Harrison will be put on flash at that time.

Mr. Neal informed Council that he will begin amending the appropriations before the end of the year. Mr. Neal will stay within the budget.

There were no questions for the Safety-Service Director.

Law Director's Report

Mr. Waters informed Council that the unfair labor practice suit has been settled. The FOP will dismiss the charge. The accident at the North Bend Road and Westwood Northern Blvd resulted in a suit against the City. The insurance company has been slow in notifying the city as to what steps to take. Mr. Waters did file an answer in the case so that the allotted time to do so would not expire. Mr. Waters will update Council on whether he will be handling the defense or the insurance company will have counsel.

The Hamilton County Prosecutor's office has informed Mr. Waters that there is a registered sex offender on Glenmore Avenue, next to Roswells. The Prosecutor's office has begun eviction proceedings against the gentleman who resides there because he is within 1000 feet of St. Martin's School.

There were no questions for Mr. Waters.

Mr. Waters stated that Mr. Neal has informed him of possible franchise fees from Cincinnati Bell because they are developing their cable business. The City could benefit from this but needs to go into committee. The issue will go into Mr. Stautberg's Utilities Committee.

Public Recognition on Other Issues

Travis Neimann, the Eagle Scout who has been working on the Cemetery, reported on all his hard work during the year. He will be back in the spring to finish up the head stones that were not tended to. Mr. Niemann did general clean up, removing of trees, added a new back fence, put up headstones, and helped with walking paths and many more activities. Mayor Keller asked for a copy of his final report when it is completed. The City is extremely grateful to Travis for all he has done for the City.

Other Business

Mr. Stautberg called a Public Utilities Meeting for Tuesday October 13, 2009 at 7:00pm to discuss the Cincinnati Bell franchise fees. Clerk McKinney reminded Council that a new chair needs to be appointed for the Public Utilities Committee. Mr. Stautberg is meeting with Spence Faxon, our energy consultant from the utility company, next week. Mr. Stautberg invited anyone who works on the East Side of Town to attend the meeting as well.

Mr. Zech called a meeting on Streets, Sidewalks and Lights immediately following the Utilities meeting on October 13, 2009.

Mayor's Court and Treasurer's Receipts

A motion to receive and file the Mayor's Court Receipts for September 2009 was made by Mr. Sunderhaus and seconded by Mr. Stautberg. The motion passed with a 5-0 voice vote.

Correspondence

- 6 Property Maintenance Reports from Mr. Tom Braun
- Liquor Permit for CVS
- Invitation to the Museum Center

Mr. Stautberg informed Council that he received notice from Cheviot School concerning a crossing guard. Crossing guards used to be in the Police Budget, but the police can no longer afford to fund them. Cincinnati School Board is now responsible for the matter. The correspondence will be forwarding on to Mr. Dinkelacker who is the head of the External Affairs Committee.

There was a motion to adjourn the meeting by Mr. Stautberg, seconded by Ms. Zech. The motion passed with a 5-0 voice vote. The meeting adjourned at 8:17pm.

Rachel A. McKinney
Clerk of Council

Deborah M. McKinney
President of Council