

Minutes of City Council Meeting, Cheviot, Ohio

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June 15, 2010

The regular session of Council was called to order at 7:35P.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	Tom Braun
Council 1 st Ward	Ryan Zech
Council 2 nd Ward	Matthew D McGowan
Council 4 th Ward	Bill Clark
Council at Large	Kathleen Zech
Council at Large	Dennis Dinkelacker
Council at Large	Steve Braun

A motion to excuse Mr. Sunderhaus was made by Ms. Zech, seconded by Mr. Zech. Mr. Sunderhaus is out due to surgery. The motion passed with a 6-0 vote. President McKinney stated there are several amendments to the agenda including a presentation by the American Legion, as well as a few words from Chief Clark and Chief Voss. President McKinney stated there was a report of the Streets, Sidewalks and Lights Committee. There are seven ordinances to be considered and passed. A motion to approve and file the minutes for June 1, 2010 was made by Mr. Dinkelacker, seconded by Mr. Clark. The motion passed with a 6-0 voice vote.

President McKinney recognized the Chairman of the Law and Order Committee of the American Legion, Stan Shuck. The Chairman announced many members of the American Legion, who then joined him from the audience. The American Legion recognized Mr. Tony Dangle, from the Fire Department and Mr. Emmitt Stone, from the Police Department. They were recognized for their outstanding dedication and work for the Citizens of the City of Cheviot, as Firefighter of the Year and Police Officer of the Year, respectively.

Chief Voss read an email to Council concerning Police Officer Stone. He was commended for the excellent work he did in helping to locate a missing adult and keeping the family informed every step of the way. Mayor Keller noted that he received a copy of this email from Chief Voss and it will be noted in his personnel file.

Chief Voss updated Council on a few arrests of illegal aliens in Cheviot and notified Council that there are a few homeless people residing in Harvest Home Park. Chief Voss informed Council that the homeless residents do follow the laws of the City and promptly leave the park at 11:00pm each evening.

An arrest was made in the April 17, 2010 robbery of Rowe's Pharmacy.

An arrest has also been made in the May 28, 2010 homicide on Glenmore Avenue. Chief Voss commended the department for all their hard work in apprehending the suspect in 24 hours. Chief Voss also noted a few upcoming events in Cheviot.

The Police Chief noted there are still some issues with Cheviot Sports Tavern. Mr. Clark stated that he has been spending time in the bar district, observing late night activity. Mr. Clark noted that he has seen a sharp decline in the amount of issues stemming from the Cheviot Sports Tavern.

Public Recognition on Agenda Items

No members of the Public were recognized to address any of the agenda items.

Reports of Standing Committees

Mr. Clark read a report of the Streets, Sidewalks and Lights Committee Meeting held on June 8, 2010. A motion to receive and file was made by Mr. Clark, seconded by Mr. Dinkelacker.

Second and Third Readings of Ordinances

Introduction of Ordinances and Resolutions

Mr. Clark made a motion to introduce an ordinance *To Approve a Collective Bargaining Agreement with the Cheviot Professional Firefighters Union for the years 2010-2013; and to Declare an Emergency*. Mr. Clark made a motion to introduce, seconded by Ms. Zech. The motion passed with a 6-0 voice vote. The ordinance was assigned ordinance number 10-19. A motion to suspend the rules was made by Mr. McGowan, seconded by Mr. Zech. A roll call vote was taken and the motion passed with a 6-0 vote. Mr. Steve Braun asked if the contract was what was discussed in the previous executive session. Mayor Keller stated that it was. A motion to adopt was made by Mr. Clark, seconded by Mr. McGowan. A roll call vote was taken and the motion passed with a 5-1 vote. Ordinance 10-19 is hereby adopted.

Mr. Clark made a motion to introduce an ordinance *To Approve a Collective Bargaining Agreement with A.F.S.C.M.E. for the years 2010-2013; and to Declare an Emergency*. Mr. Clark made a motion to introduce, seconded by Mr. Zech. The motion passed with a 6-0 voice vote. The ordinance was assigned ordinance number 10-20. A motion to suspend the rules was made by Mr. Clark, seconded by Ms. Zech. A roll call vote was taken and the motion passed with a 6-0 vote. Mr. Steve Braun asked for a brief review of the contract highlights. Mayor Keller stated that the contract is very similar to that for the Police and Fire Departments. Mr. Tom Braun noted that there was some minor language clean up. A motion to adopt was made by Mr. Clark, seconded by Mr. Zech. A roll call vote was taken and the motion passed with a 5-1 vote. Ordinance 10-20 is hereby adopted.

Mr. Zech made a motion to introduce an ordinance *To Authorize Pay Raises and an Increase in Longevity Compensation for Certain Full Time Employees; and to Declare an Emergency*. Mr. Zech stated this ordinance covers non-union employees. Mr. Zech made a motion to introduce, seconded by Mr. Dinkelacker. The motion passed with a 6-0 voice vote. The ordinance was assigned ordinance number 10-21. A motion to suspend the rules was made by Mr. Clark, seconded by Mr. McGowan. A roll call vote was taken and the motion passed with a 6-0 vote. A motion to adopt was made by Mr. McGowan, seconded by Mr. Zech. A roll call vote was taken and the motion passed with a 5-0 vote. Mr. Steve Braun abstained from the vote. Ordinance 10-21 is hereby adopted.

Mr. Zech made a motion to introduce an ordinance *To Authorize a Lump Sum Bonus Payment for Certain Employees; and to Declare an Emergency*. Mr. Zech stated that this ordinance covers non-union employees who did not receive a raise last year as union employees did. Mr. Zech made a motion to introduce, seconded by Ms. Zech. The motion passed with a 6-0 voice vote. The ordinance was assigned ordinance number 10-22. A motion to suspend the rules was made by Mr. Dinkelacker, seconded by Mr. McGowan. A roll call vote was taken and the motion passed with a 6-0 vote. A motion to adopt was made by Ms. Zech, seconded by Mr. McGowan. A roll call vote was taken and the motion passed with a 5-0 vote. Mr. Steve Braun abstained from the vote. Ordinance 10-22 is hereby adopted.

Mr. McGowan made a motion to introduce an ordinance *To Authorize an Agreement with Joseph Schuster for the Provision of Audio-Visual Services for the Cheviot City Council; and to Declare an Emergency*. Mr. McGowan made a motion to introduce, seconded by Mr. Clark. The motion passed with a 6-0 voice vote. The ordinance was assigned ordinance number 10-23. A motion to suspend the rules was made by Mr. Clark, seconded by Ms. Zech. A roll call vote was taken and the motion passed with a 6-0 vote. A motion to adopt was made by Mr. McGowan, seconded by Mr. Dinkelacker. A roll call vote was taken and the motion passed with

a 5-1 vote. Ordinance 10-23 is hereby adopted. President McKinney noted that even though the meetings will soon be televised again, citizens and anyone else is still encouraged to attend in person.

Ms. Zech made a motion to introduce an ordinance *To Adopt the Amendments to the Codified Ordinances of Cheviot as Published by the American Legal Publishing Corporation; and to Declare an Emergency*. Ms. Zech made a motion to introduce, seconded by Mr. McGowan. The motion passed with a 6-0 voice vote. The ordinance was assigned ordinance number 10-24. A motion to suspend the rules was made by Mr. Steve Braun, seconded by Mr. Zech. A roll call vote was taken and the motion passed with a 6-0 vote. A motion to adopt was made by Mr. McGowan, seconded by Mr. Clark. A roll call vote was taken and the motion passed with a 6-0 vote. Ordinance 10-24 is hereby adopted.

Mr. Clark made a motion to introduce an ordinance *To Approve an Agreement with the City of Cincinnati to Share in the Expense of Reconstructing Higbee Street; and to Declare an Emergency*. Mr. Clark made a motion to introduce, seconded by Ms. Zech. The motion passed with a 6-0 voice vote. The ordinance was assigned ordinance number 10-25. A motion to suspend the rules was made by Mr. Clark, seconded by Mr. Zech. It was noted that the expense for the City on this projected would not exceed \$15,000 and was reviewed by the Safety-Service Director. A roll call vote was taken and the motion passed with a 6-0 vote. A motion to adopt was made by Mr. Clark, seconded by Mr. Zech. A roll call vote was taken and the motion passed with a 6-0 vote. Ordinance 10-25 is hereby adopted.

Mayor's Report

Mayor Keller informed Council that he has been approached in regards to increases in pay for part-time police and fire. He noted that he previously stated this subject would not be visited until contract negotiations were finished. Mayor Keller also stated that it has been quite some time since either part-time department received raises. Mr. McGowan stated this subject would be discussed in the Finance Committee. Mr. McGowan asked that any suggestions from Chief Clark, Chief Voss or Mayor Keller, would be greatly appreciated.

Mayor Keller expressed his thanks to all members of the Contract Negotiation Committee.

There were no questions for Mayor Keller.

Safety-Service Director's Report

Mr. Tom Braun recognized Mr. Dangle and Mr. Stone once again for their great achievements.

Mr. Braun stated that a pre-construction meeting was held for Applegate Avenue and the project should start within two to three weeks.

Mr. Braun asked for permission from Council to go out for bid for Road Salt. Mr. Waters stated that he would draft a resolution.

Mr. Clark commended Mr. Braun for the great selection of this year's pool manager. He stated that Mr. Tom Braun has been up to the pool quite frequently and it is appreciated.

There were no further questions for Mr. Tom Braun.

Law Director's Report

Mr. Waters spoke about the updates from American Legal. However, Mr. Waters is still working on the payout fines and they should now be inline with the state laws. Mr. Waters is making some revisions.

There were no questions for Mr. Waters.

Public Recognition on Other Issues

No members of the Public were recognized to address any other items.

Other Business

President McKinney stated that the Auditor will have the proposed budget ready at the next meeting and a public hearing shall be held on that topic. The public hearing will be on July 6, 2010 at 7:15pm. The Auditor's office will handle the notice to the public, and Mr. Waters will prepare the ordinance.

Mr. Waters also questioned the expiring road levy for the November ballot. Mr. McGowan stated that is was discussed in committee and it will be a straight renewal. Mr. Waters will draft the ordinance as well.

President McKinney stated the summer recess would be tentatively scheduled for the 1st Tuesday in August.

Mr. McGowan called a Finance Committee Meeting for June 22, 2010, at 6:00pm, to discuss pay increases for part-time police and fire.

Mr. Zech called a meeting of the Internal Affairs Committee following the Finance Committee Meeting, approximately 7:00pm, to discuss the liquor permit request from Mr. Perkins.

Mayor's Court and Treasurer's Receipts

A motion to receive and file the Mayor's Court Receipts for May 2010 was made by Mr. Clark, seconded by Mr. Zech. The motion passed with a 6-0 voice vote.

Correspondence

- 2 Property Maintenance Reports
- MSD community meeting notice

There was a motion to adjourn the meeting by Mr. McGowan, seconded by Ms. Zech. The motion passed with a 6-0 voice vote. The meeting adjourned at 8:24pm.

Rachel A. McKinney
Clerk of Council

Deborah M. McKinney
President of Council