

Minutes of City Council Meeting Cheviot, Ohio

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February 15, 2011

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 McGowan
Council 3 rd Ward	James Sunderhaus
Council 4 th Ward	Bill Clark
Council at Large	Kathleen Zech
Council at Large	Dennis Dinkelacker
Council at Large	Steven Braun

Clerk McKinney stated there was a typo in the previous meeting's minutes and will be corrected. A motion to approve and file the minutes as amended for February 1, 2011 was made by Mr. McGowan, seconded by Mr. Dinkelacker. The motion passed with a 7-0 voice vote.

Public Recognition on Agenda Items

No one from the Public chose to address Council on any agenda items.

Reports of Standing Committees

No reports this evening.

Introduction of Ordinances and Resolutions

No Legislation this evening.

Mayor's Report

Mayor Keller stated that he received a letter from the Principal at Cheviot School asking for volunteer tutors for students in grades 3-8. He was also contacted concerning a possible reward program from some of their older students. The City has been requested to donate 10 individual memberships to the pool. The rewards will be performance based. Mr. Zech will discuss in his Parks and Playgrounds committee.

There were no questions for Mayor Keller.

Safety-Service Director's Report

Mr. Tom Braun updated Council on the progress of the work on the slab in the Fire Department. The contract for the work has been signed and work began today. He hopes the work will be complete within three weeks.

Mr. Braun spoke about the MS4 waiver in relation to the 2004 Storm Water Management Program. The city applied for a waiver from joining the program. The city has just been notified that the waiver has been denied because the City is located in a water shed assessment unit. The City will be required to either obtain our own general permit coverage or to join with Hamilton County. Mr. Braun will investigate the cost estimates but anticipates it will be costly.

Mayor Keller stated that joining with Hamilton County will be rather expensive (Hamilton County Storm Water Program). The area referenced is North of the Boulevard. A 2010 Integrated Water Quality Monitoring Assessment Report determined that this is now required. Mr. Braun should know more by February 22, 2011.

Mr. Braun asked for an update regarding the 2011 pool, shelter and rental rates. Mr. Zech informed Mr. Braun that the pool rates still needed to be discussed but that the committee chose not to raise the rates of the rentals and shelters at this time.

Mr. Braun stated that the 2011 Appropriations are complete and he will forward them on to Mr. McGowan and the Finance Committee.

The Fire Chief discussed the option of raising Ambulance fees. Mr. McGowan's Finance Committee will review.

Officer Jeff Patton will be honored by the Cheviot Eagles as the recipient of their Civic Appreciation Award. The ceremony will be held Wednesday, February 16, 2011 at 8:00pm.

There were no questions for the Safety-Service Director.

Law Director's Report

Mr. Waters distributed a proposed ordinance regarding a CRA to be reviewed for passage as the next regular meeting. Mr. Waters stated that it could not be passed this week as the school district will have 14 days to object. President McKinney requested that Mr. Steve Braun review the proposal in his Building and Annexation Committee.

The Law Director stated that in addition to pending PERS legislation, the Ohio Congress is also considering legislation regarding collective bargaining.

Mr. Waters is still working on the rental registration ordinance.

President McKinney also stated that Mr. McGowan's Finance Committee is looking into a request from the First Suburb concerning the repeal of the Ohio Estate Tax. The request is asking for a resolution in opposition to the proposed legislation. Mr. Steve Braun stated that the bill may be voted on shortly and final testimony is tomorrow. President McKinney stated it is still worth discussion due to the amount of time it might take to pass the Senate as well.

Mr. Waters requested a copy of the Water Study to review for another city matter.

There were no questions for the Law Director.

Public Recognition on Other Issues

Mr. Juan Garibay, owner of the old Harrison Grill/Costello's building addressed Council concerning his plans for development at the site. Mr. Garibay is currently a resident of California and a member of the LA County Sheriff's Department. He hopes to develop a bar/restaurant at the location to bring many others into the area. He will inform Council at a later date of his full concept. Mr. Garibay would like to work with other businesses in the community and plans to participate in community events. His project will be personally funded. He is requesting Council to allow him to TRES a liquor license into the City for his project. Mr. Garibay will obtain all the proper permits and licenses for the business but was unable to secure a liquor license already in Cheviot. Mayor Keller explained that Mr. Garibay did his best to reach an agreement with the former owners of Costello's to obtain their current liquor license. Mr. Zech will discuss the request in his Internal Affairs Committee Meeting. Mr. Garibay believes his new restaurant will bring more revenue/tax dollars to the city as well as employment. Mr. Waters asked if Mr. Garibay will be present as an owner and what previous experience does he have in this field. Mr. Garibay explained he is close to retirement and plans to move here for his business. In the mean time, he will take a leave of absence from his job to oversee the development. While he is away, he has family in the area who will run the business. As far as experience is concerned, Mr. Garibay does not have any prior experience in this specific field but has done his "homework" and will receive input from many others.

Mr. Dinkelacker asked if the plans were to renovate the current property and what is his solution for parking. Mr. Garibay explained that his plans are to renovate the existing structure and there is not much he can do concerning parking because he is landlocked. Mr. Clark asked what portion would be the bar and what portion would be a restaurant. Mr. Garibay explained the plans are to have each area equal but does not plan to take the project in the direction of a night club scene. Mr. Garibay will be available for further questions and supplied Mr. Zech with all of his contact information.

Other Business

Mr. Sunderhaus called a meeting of the Police and Fire Committee for Tuesday, February 22, 2011 at 6:00pm to discuss raising the Ambulance response charges.

Mr. McGowan called a meeting of the Finance Committee for Tuesday, February 22, 2011 at 6:15pm to discuss the 2011 Budget and the Estate Tax.

Mr. Zech called a meeting of the Parks and Playgrounds Committee for Tuesday, February 22, 2011 at 7:00pm to discuss pool rates for the 2011 season and the 10 memberships requested by Cheviot School.

Mr. Zech called a meeting of the Internal Affairs Committee for Tuesday, February 22, 2011 at 7:30pm to discuss the liquor license request from Mr. Garibay.

Mr. Braun called a meeting of the Building and Annexation Committee for Tuesday, February 22, 2011 at 8:00pm to discuss the CRA Agreement.

Mayor's Court Receipts

Council received a copy of the Mayor's Court Receipts for January 2011. Mr. Sunderhaus made a motion to receive and file, seconded by Mr. Dinkelacker. The motion passed with a 7-0 voice vote.

Correspondence

- 1 Property Maintenance Report
- Report of Licenses and Permits issued by the Bldg Dept in Jan 2011
- Mayor's Court date rescheduled
- Letter from Principal of Cheviot School
- Museum Center Spring Newsletter
- Letter from 1st Suburbs Consortium concerning Estate Taxes

There was a motion to adjourn the meeting by Mr. Clark, seconded by Ms. Zech. The motion passed with a 7-0 voice vote. The meeting adjourned at 8:21pm.

Rachel A. McKinney
Clerk of Council

Deborah M. McKinney
President of Council