

Minutes of City Council Meeting Cheviot, Ohio

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August 16, 2011

The regular session of Council was called to order at 7:34P.M. with the Pledge of Allegiance and a moment of silence. Roll call was taken and the following were found in attendance:

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	Matt 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	Steve Braun

President McKinney reviewed the agenda and noted a few changes.

Department Reports

A report was provided by Police Chief of activity in the City for the past month (7/19/11-8/15/11). The report is on file with the Clerk of Council.

Public Recognition on Agenda Items

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

Reports of Standing Committees

Ms. McKinney read a report of the Committee of the Whole Meeting held August 9, 2011. Mr. McGowan made a motion to receive and file, seconded by Ms. Zech. The motion passed with a 7-0 voice vote.

Second and Third Readings of Ordinances

Introduction of Ordinances and Resolutions

Mr. McGowan made a motion to introduce an Ordinance *To Amend the 2011 Budget Appropriations; And to Declare an Emergency*. The request is to transfer line item funds to the Fieldhouse Maintenance and Repair line item. Mr. McGowan made a motion to introduce, seconded by Mr. Dinkelacker. The motion passed with a 7-0 voice vote. The Ordinance was assigned number ORD 11-24. Mr. Sunderhaus made a motion to suspend the rules, seconded by Mr. Clark. A roll call vote was taken and the motion passed with a 7-0 vote. Mr. McGowan made a motion to adopt, seconded by Mr. Dinkelacker. A roll call vote was taken and the motion passed with a 7-0 vote. Ordinance 11-24 is hereby adopted.

Mr. Waters stated that the following two Ordinances still need to be drafted and will be introduced and voted upon by title only. The original ordinance addressing the CRA for Cheviot Savings Bank first requires a public hearing prior to passage. The passage of Ordinance 11-21 was premature and the public hearing has since been held prior to tonight's council meeting.

Mr. Braun made a motion to repeal Ordinance 11-21, seconded by Mr. Sunderhaus. The motion passed with a 7-0 voice vote. The Ordinance was assigned number ORD 11-25. A motion to Suspend the rules was made by Mr. Sunderhaus, seconded by Mr. Braun. A roll call vote was taken and the motion passed with a 7-0 vote. Ms. Zech made a motion to adopt, seconded by Mr. Clark. A roll call vote was taken and the motion passed with a 7-0 vote. Ordinance 11-25 is hereby adopted (repealing ORD 11-21).

Mr. Braun made a motion to introduce an Ordinance *To Authorize the Mayor to Enter into an Agreement with the Cheviot Savings Bank for a Property Tax Exemption in a Community Reinvestment Area; And to Declare an Emergency*. Mr. Braun made a motion to introduce, seconded by Mr. Sunderhaus. The motion passed with a 7-0 voice vote. The Ordinance was assigned number ORD 11-26. Mr. Sunderhaus made a motion to suspend the rules, seconded by Mr. Zech. A roll call vote was taken and the motion passed with a 7-0 vote. Mr. Zech made a motion to adopt, seconded by Mr. McGowan. A roll call vote was taken and the motion passed with a 7-0 vote. Ordinance 11-26 is hereby adopted.

Mr. Clark made a motion to introduce an Ordinance *To Accept the Bid of the North American Salt Company for the Provision of Ice Control Salt for the 2011-2012 Winter Season; And to Declare an Emergency*. Mr. Clark read the ordinance in it's entirety. Mr. Clark made a motion to introduce, seconded by Mr. Dinkelacker. The motion passed with a 7-0 voice vote. The Ordinance was assigned number ORD 11-27. Mr. Sunderhaus made a motion to suspend the rules, seconded by Ms. Zech. A roll call vote was taken and the motion passed with a 7-0 vote. Mr. Tom Braun stating that the City paid \$62.71 per ton last year dumped, \$65.71 piled. Mr. McGowan made a motion to adopt, seconded by Mr. Zech. A roll call vote was taken and the motion passed with a 7-0 vote. Ordinance 11-27 is hereby adopted.

Mr. Dinkelacker made a motion to introduce an Ordinance *To Approve the Contract with the Advisory Council of the Hamilton County General Health District for the Provisional Public Health Services in the Calendar Year 2012 and to Authorize the Mayor to Sign the Contract on behalf of the City; And to Declare an Emergency*. Mr. Dinkelacker made a motion to introduce, seconded by Mr. McGowan. The motion passed with a 7-0 voice vote. The Ordinance was assigned number ORD 11-28. Mr. Zech made a motion to suspend the rules, seconded by Ms. Zech. A roll call vote was taken and the motion passed with a 7-0 vote. Mr. Clark questioned why 3 readings were not being done of the ordinance. The Hamilton County Board of Health would like this as soon as possible and the Mayor has had this ordinance for a bit. Mr. McGowan made a motion to adopt, seconded by Mr. Dinkelacker. A roll call vote was taken and the motion passed with a 7-0 vote. Ordinance 11-28 is hereby adopted.

Mayor's Report

Mayor Keller did not leave a report for Council.

There were no questions for Mayor Keller.

Safety-Service Director's Report

Mr. Tom Braun stated that the Glenmore Reconstruction has begun. The City has \$20,000 from the Community Development Block Grant for that area for the Streetscape Project.

Mr. Sunderhaus requested an update on the Fieldhouse. In reference to the Fieldhouse project, one side has been finished - tuck point and windows. Grants have been submitted for the rest of the building repairs. Additional work was already done to prevent further damage.

Council is directed to meet in the same area for line up for the Harvest Home Parade.

Official Notice of Chief Voss's retirement has been received. His last day will be the day after Thanksgiving. The new chief test will be this Saturday. Results should be reviewed by next week.

Mr. Zech asked for an update on the Westwood Northern Boulevard Project. Mr. Braun stated the paving is on hold until 2013 for Mercy Hospital to be built. In 2013, Green Township is submitting to help fund the project.

There were no further questions for the Safety-Service Director.

Law Director's Report

Mr. Waters stated he two public records requests recently, one in regards to the traffic lights and the other in reference to cell towers in the City. He responded to both.

Mr. Waters informed Council that the law suit against the City by the Monfort Supply Company/Rack is set for a Pre-Trial on August 18, 2011 before Judge Leubbers.

There were no further questions for the Law Director.

Public Recognition on Other Issues

Michelle and Jim Crow of Lovell Avenue addressed Council concerning two recent break-ins on June 24, 2011 and July 25, 2011. They feel the crime is increasing and the Police seem not to care. Ms. Crow asked why Council is allowing the Police to have this attitude? President McKinney informed the Public that the Police are controlled by the administration; Council's duty is to make the laws. Council is very concerned as well and would like Administration to look into it further. There were 5 cars broken into that same night. Kelly Black, a resident of Lovell commented as well. The incidents are occurring overnight. There was much discussion on the matter.

Jeff Baker, a resident on Carson addressed Council as well concerning Burglary and Drug Activity in the area. He has worked with Sgt. Taylor and gathered with neighbors to gather an informal neighborhood watch. Mr. Sunderhaus noted he attempted to start a citizens on patrol for Cheviot a few years back but citizens had very little interest.

Economic Development Director Caroline Statkus noted that the Family Dollar on Harrison (Excell Cheviot) is requesting an easement in the Right of Way on Everett Avenue. This matter has been referred to Mr. Clark's Committee. Mr. Waters noted there was a similar issue concerning UDF approximately 5 or 6 years ago. Doug King from Excell Cheviot added that he needs this issue to be resolved before the property can make its final transfer, as soon as possible. President McKinney provided Mr. King with an approximate time line for these actions to take place. Mr. Clark asked the representative from Excell Cheviot to submit the survey to Mr. Dinkelacker to review.

Other Business

Mr. Clark called a meeting of the Streets, Sidewalks and Lights Committee for discussion of the Excell easement of the right of way. The meeting shall be held August 23, 2011 at 7:30pm.

Treasurer's Receipts

Council received a copy of the Treasurer's receipts for March 2011. Ms. Zech made a motion to receive and file, seconded by Mr. McGowan. The motion passed with a 7-0 voice vote.

Council received a copy of the Treasurer's receipts for April 2011. Mr. Dinkelacker made a motion to receive and file, seconded by Mr. McGowan. The motion passed with a 7-0 voice vote.

Mayor's Court Receipts

Council received a copy of they Mayor's Court Receipts for July 2011. Ms. Zech made a motion to receive and file, seconded by Mr. Zech. The motion passed with a 7-0 voice vote.

Correspondence

- 5 Property Maintenance Reports
- Schedule of Magistrate Court dates
- Invitation to the Harvest Home Kick-off luncheon
- Newsletter from the OH Dept of Transportation for July-Aug. 2011

There was a motion to adjourn the meeting by Mr. McGowan, seconded by Ms.. Zech. The motion passed with a 7-0 voice vote. The meeting adjourned at 8:26pm.

Rachel A. McKinney
Clerk of Council

Deborah M. McKinney
President of Council