

MINUTES OF CITY COUNCIL MEETING, CHEVIOT, OHIO

Page 1 of 3

December 5, 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
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 October 17th, 2006 and November 21st, 2006 were approved. President Mestemaker called for the reports that would be presented. President Mestemaker then delineated to Mr. McGowan, who presented a U.S. flag that had been flown over Camp Buehring, Kuwait by his brother's Army unit in honor of the City of Cheviot to Mayor Keller.

Recognition of the Public

Several residents of Cheviot, including Mark Dickman, Glenn Asbury, Lisa Wibbelsman, and Gerald Veneman came to Council to complain about neighbors who are repeatedly breaking the law and creating a nuisance. Mr. Dickman and Mr. Asbury told Council that the police recommended they do so, as they were wondering what they could do or what was being done about these types of ongoing situations. Mr. Norman informed them that Council is working on an ordinance to address these issues with the property owners by charging them for excessive police runs. Mayor Keller recommended they always make sure to call the police if there are any laws being violated. There was much discussion.

Chris Baker of the Cheviot-Westwood Community Association (CWCA) thanked the City for its assistance with the Christmas light displays on Harrison Avenue.

Safety-Service Director's Report

Mr. Neal did not forward a report.

Mayor's Report

Mayor Keller read a note from the Safety-Service Director informing Council that a grant from the Solid Waste District is being used to train a City Public Works employee to properly recover refrigerant so residents will be able to dispose of items that use refrigerant along with the rest of their garbage curbside. The Mayor informed everyone that he received a notification from Duke Energy that they will be asking for a rate increase to replace gas main lines. Mayor Keller spoke about two recent fires in the City of Cheviot, and informed Council that both properties have been condemned by the Building Inspector. The Mayor informed Council that he will ask for a brief Executive Session at the end of this meeting to discuss a City Personnel issue. The Mayor then informed everyone that street lines on Gamble Avenue and Darwin Avenue were laid incorrectly and will be fixed soon.

Law Director's Report

Mr. Waters informed Council that Mrs. Zech has provided him updates to ORD 06-34, and that he can have the updated copies of the ordinance to Council by the next meeting. Mr. Waters informed everyone that he is also working on the Property Maintenance code, the anti-solicitation ordinance, as well as the nuisance ordinance, and that he hopes to have them all completed by early 2007.

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. Sunderhaus. The motion carried 7-0 by voice vote. Mr. Zech called a meeting of the Parks and Playgrounds Committee for Tuesday, December 12th at 7 P.M. to discuss issues surrounding the Cheviot Municipal Swimming Pool and the Cemetery Project. Mr. Zech informed everyone that he has received several compliments on the Christmas lights on Harrison Avenue, and reminded everyone that the CWCA is currently holding elections for its executive board. Mr. Zech informed everyone that the City and CWCA asked local students to write a poem about what Christmas meant to them, and that the winner (Adam Norby of Our Lady of Lourdes) was allowed to flip the switch to light switch at the City's Nativity Scene lighting ceremony. Mr. Zech said that due to some technical difficulties, everyone may not have been able to hear the poem read at the lighting ceremony, so he read to poem to Council.

Ward 2 - Mr. Dinkelacker had no formal report. Mr. Dinkelacker updated Council on a recent meeting of the Hamilton County Project Impact Steering Committee. Mr. Dinkelacker called a meeting of the External Affairs Committee for Tuesday, December 12th at 7:30 P.M., and reminded everyone that the next Project Impact meeting is set for December 13th at 6:30 P.M. in Council chambers.

Ward 3 - Mr. Sunderhaus had no formal report. Mr. Sunderhaus informed Council that the Fire Department is currently outfitting the City's new Life Squad. Mr. Sunderhaus then reminded everyone that tonight is St. Nick's night.

Ward 4 - Mr. Stautberg had no formal report. Mr. Stautberg informed Council that he will have a report from the recent meeting of the Public Utilities Committee at the next Council meeting. Mr. Stautberg then wished his fiancée a happy birthday.

Council at Large - Mrs. Zech made a motion *To Amend Sections 110.01, 110.02, 110.03, 110.04, 110.05, 110.06, 110.07, 110.08, 110.09, 110.10, 110.54, And 110.65 Of The Cheviot Code Of Ordinances* with a second from Mr. Zech. The motion carried 7-0 by voice vote and was assigned as ORD 06-34. Mr. Sunderhaus made a motion to suspend the rules with a second from Mr. Stautberg. The motion carried 7-0 by roll call vote. Mr. Dinkelacker made a motion to adopt with a second from Mr. Zech. The motion carried 7-0 by roll call vote. Mrs. Zech reminded all business owners that the Sign Ordinance was now in effect, and encouraged them all to get their pictures and descriptions into the City by February 1st. Mrs. Zech reminded all residents that they must now have their house numbers clearly posted as well.

Council at Large - Mr. Norman had no formal report. Mr. Norman called a meeting of the Building and Annexation Committee for Tuesday, December 12th at 8 P.M. to discuss the vacant housing ordinance as well as the nuisance property ordinance.

Council at Large - Mr. Braun had no formal report. Mr. Braun informed Council that the City is now pouring the footer for the retaining wall on Gamble Avenue.

Further Business

Mrs. Zech made a motion to receive and file the November 2006 Mayor's Court receipts with a second from Mr. Stautberg. The motion carried 7-0 by voice vote.

Correspondence

Two Property Maintenance reports, a listing of upcoming dates for Cheviot's Mayor's Court, a report of licenses and permits issued in compliance with the Building Code of the City of Cheviot by the Building and Zoning Commissioner, a letter from Duke Energy informing the City that they will be asking for a rate increase, a copy of a resolution that Anderson Township is asking the City of Cheviot to consider passing regarding Capital Grant Proposals To The Ohio General Assembly, information from OKI regarding upcoming elections for their board of directors, a request from OKI for information on who the City's

representatives to OKI will be in 2007, a copy of *Cities and Villages* and a Legislative Bulletin from the Ohio Municipal League were received.

Mr. Norman nominated Mr. Braun to be the City's representative to OKI for 2007 with a second from Mr. Dinkelacker. The motion carried 7-0 by voice vote. Mr. Sunderhaus then took a moment to wish his wife a Happy Anniversary.

Mrs. Zech made a motion to adjourn to Executive Session with a second from Mr. Sunderhaus and a third from Mr. Zech. The motion was approved 7-0 by voice vote.

Council adjourned into executive session at 8:25 P.M. and returned at 8:45 P.M.

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 8:46 P.M.

Matthew D. McGowan
Clerk of Council

Michael J. Mestemaker
President of Council