

**ST. BERNARD VILLAGE COUNCIL MEETING
NOVEMBER 19, 2015**

The regular meeting of the St. Bernard Village Council was held Thursday, November 19, 2015 in Council Chambers.

President of Council, Mr. Michael Peck – The meeting was opened with a prayer followed by the Pledge of Allegiance.

Roll call showed that all members were present: Mr. Tobergte, Ms. Hausfeld, Mr. Kalb, Mr. Asbach, Mrs. Schildmeyer, Mr. Culbertson and Mrs. Bedinghaus.

There were no minutes available to approve.

REPORTS OF VILLAGE OFFICIALS

MAYOR, Mr. Burkhardt – We are going to let Mr. Geiser go first.

TAX COMMISSIONER, Mr. Geiser – My children are here, they've been here for an hour throughout the Laws, Contracts and Claims meeting and I'd like to thank you for bearing with them they have sure been quiet.

We had a meeting. I'm going to turn this over to Cindi. There were two issues that need to be addressed. I wanted to remind you, we talked at the COW about we're going to need a Tax Board of Review in place so start thinking about that, Council, who you want to put on there. Again we recommend that we have the same ones, the same ones that are applying with the old code to work with the new code. Other than that, we need an Ordinance, under this new code it references the Tax Administrator, our Charter talked about a Tax Commissioner. We'll need an Ordinance to give us the authority to use the title of Tax Administrator. I'll turn this over to Cindi, she can talk about what we talked about tonight.

Mrs. Bedinghaus – So tonight we talked about, like Eddie said, the Laws, Contracts & Claims committee did meet. Eddie and Leanne were here to go over this new tax code. There are some things that were highlighted in here that they explained, again, they're the experts. Eddie and Leanne are the experts. What they have explained to us is very reasonable and needs to be in here. But there was one question that was raised and that had to do with the taxable income earned by individuals under eighteen years of age. So, I know we talked a little bit about this last week so the thing is, do we want to have seventeen, or under eighteen, that they would be taxed or not. I know Peggy last week you also mentioned about having to change that from seventeen to eighteen. Most municipalities do go ahead and do the local tax. They do the Federal, State and most of them do the Local. So I just wanted to put that out there for discussion, as the Committee, there was two of us that agreed to remove this and under eighteen would be taxed locally, one was still kind of on the fence but we wanted to bring it up to Council before we decided to take it out or leave it in as it is. That way this can be fixed if we needed to fix it and it could be like put to a vote in a couple of weeks.

Ms. Hausfeld – I'm the one on the fence. I did voice my opinion understanding why we would but my heart tells me not to. It was explained to us that most

municipalities do tax under eighteen years kids. I understand Peggy does have a calendar where she does kind of keep track of kids birthdays because once they turn eighteen they get taxed. That kind of stuff, so I understand it would be a little easier as far as the work load and stuff. I also am, as far as my feelings, I know when I was growing up I helped my parents by working when I was young and any extra money that we got went towards helping out. So, now days, I think the kids need to help out a lot more because things are so much more expensive so I'm not in favor of taxing the kids. I do understand, like the other way they said, most municipalities are doing it. It would be easier as far as the work load for Peggy and Leanne sounds like, or those positions, but I was the one that did not really want to tax the kids. That's just my personal feeling.

Mrs. Bedinghaus – I just want to be clear that, the kids under eighteen that work in St. Bernard, except for working at the pool, they are taxed. They do have taxes taken out, like working for the Dairy Queen. Any place else except for working for the City, is that correct?

Mrs. Brickweg – I only do the City.

Mrs. Bedinghaus – And they're the ones that are not taxed. But any other place that they work in St. Bernard, they are taxed.

Ms. Hausfeld – But they, from what I understood, they all get refunds too, if they file a tax return. So even if they worked at Dairy Queen and they're under eighteen, as long as they file a tax return, it might only be \$50, \$60, \$70, \$80 dollars, it might be \$10, but they do get a refund if they file.

Mrs. Bedinghaus – If they file.

Mr. Kalb – I do apologize for missing the first part of the meeting on that. Thanks for looking up the other cities on that tax code and how they handled that because that was one of my questions last week whether we were out of the norm on that one or whether we were part of the normal on the taxation of minors. My only question toward that same kind of thing is, since the new tax code is more uniform across the board, are more cities and villages changing from not taxing to keep it uniform. So in the past were they not taxing and now they're just changing it to keep it more uniform? Or had they never taxed in the previous way?

Mr. Geiser – There's no data what people were doing because people are still working on the code like we are right now coming up to December. We don't have any data on that. The one thing about this code and the section as you look through there you'll see the ones we talked about mainly were the sections in the yellow. There's pretty much said in the direction of what you said because you probably won't be able to change them in the future. We're going to have to do an Ordinance before you pass this code. In our old law it says they are not taxed. So if you want to tax them you'd have to put a separate Ordinance saying we're going to tax them and then pass this code. That's really the only issue that came up in the meeting that needed to be addressed. The rest of the stuff is pretty standard.

Mrs. Schildmeyer – So Cindi, if I'm understanding this correctly, so if they work anywhere else but for the Village they take it out. But if they work for the Village they don't take it out.

Mrs. Bedinghaus – Temporarily. It doesn't come out of their pay check at that time but if they work, let's just say the Dairy Queen, they do take it out of their check but it's refunded if they file. You don't have to file.

Mrs. Brickweg – Another thing with that Dianna is, I don't think a lot of people know to do their taxes. Both of my kids worked and I filed and I never asked for a refund. Maybe more people maybe will file now that we're talking about it and I don't know what you guys want to do about it but if you make \$100.00 we're talking \$2.10. So it's not a huge amount. I think Dairy Queen kids' know about it but I don't think many others do.

Mr. Geiser – Peggy's right. Not many don't file and unless they do it themselves it's cost prohibitive.

Mr. Burkhardt – I want to go on record stating I don't want to tax them. I mean we have trouble enough giving them a raise every year with this Council and now we want to tax them? But if you're willing to give them a raise every year, a reasonable raise, it's one thing but now you want to tax them. That's unreasonable. We don't need that tax. We don't need it. We don't need to take it from them.

Mrs. Schildmeyer – But if we take it from them they get it back automatically if they file.

Mr. Burkhardt – If they file. How many of those kids know about filing taxes. That's the issue.

Mrs. Schildmeyer – I'm inclined to agree with you.

Mr. Asbach – The issue is on the agenda for discussion at the COW. So we don't have to go nuts tonight.

Mrs. Bedinghaus – Just think about it and it can be discussed at the COW on Tuesday and the following week the Ordinance will be on the table for a vote.

Ms. Hausfeld – Also just to let the rest of Council know that wasn't here, there's going to be at least two of us that's going to be absent for Tuesday night's meeting. Donny will be here and in the Committee too and all of the questions will be answered to him asked to him. Thanks Don.

Mr. Tobergte – Noh abla English. Before you leave Eddie, if we do change that to the under eighteen getting taxed, do we also need to change who all has to file income tax returns?

Mr. Geiser – The code later on says only people eighteen and above need to file tax returns. So even if we tax them, under eighteen, again, that's your decision, they'd still have to file a tax return. A young person working at the Dairy Queen, if we tax them, they still don't have to file a tax return until they turn eighteen. That won't change. Yes, you can change that if you want but I didn't think there was any discussion about that. That's one of the sections in yellow.

Ms. Hausfeld – Also on that note, Leanne did say that she, correct me if I'm wrong, that she doesn't go after anybody under eighteen who doesn't file. Am I correct on that?

Mr. Geiser – Yes, we can't go after anyone under eighteen.

Ms. Hausfeld – And she also said she has trouble with people that are in college who don't think they have to file. I guess they think since they're in college and still living at home or at school they don't think that they have to file taxes because they never had to file at eighteen or younger and that's where she saw a problem. Correct?

Mr. Geiser – It's a problem but then you have to remember that age eighteen are not earning a lot of income. There's a lot that are going away to college so it's not that big of a deal. We're pretty lenient with college kids. Yes, the problem is we do not put kids under eighteen in our tax code, we don't want them in there because we don't want to send them a tax return. And then when they turn eighteen the only data base in the city that has under eighteen is Heidi's data base. So we don't put them in until they turn eighteen so we have to go through her data base every year and say okay who has now turned eighteen and now put them in the tax code.

Mr. Tobergte – If we keep the code the way it is, nobody under eighteen has to pay taxes, is there any way we can educate the other businesses, tell them not to take taxes out any more? What's good for the goose is good for the gander. If St. Bernard is the only one that doesn't withhold taxes, shouldn't we be informing the other employers not to withhold taxes?

Mr. Geiser – We don't control what they do. They take it out because they feel like they're required to by law which they are. Our tax code does not say anybody under eighteen does not have to file a tax return. What our tax code says is they can file for a refund. Our tax code does not say that they don't have to take it out. As a matter of fact we don't tell you to take it out because it's kind of silly to take it out and refund it right back. The only section in our tax code right now that says anything about eighteen years of age is that their tax is exempt. That doesn't mean they don't have to file or be withheld. The only business we're talking about here is Dairy Queen. To be honest with you it's just Dairy Queen. I don't see anybody else taking it out. LaRosa's doesn't have many people under eighteen.

MAYOR, Mr. Burkhardt – The Mayor's monthly Court Report receipts for October, 2015: mayor's court/costs/ fines and miscellaneous receipts were \$3,514.74. Bonds forfeited \$100.00. Bonds applied to outstanding obligations, \$300.00. Total to the City was \$3,914.74. Total to the County was \$27.00 and the total to the State was \$1,315.00. Total disbursements were \$5,256.74.

Christmas in St. Bernard is Saturday, November 28th from 6:00 until 8:00pm. on Washington Ave. Please join us as we wait for Santa and sing carols with St. Clement family choir at 5:45pm. The Queen City High Railers Train returns in the lower level of the Municipal Building on Friday, November 27th and will be open through Sunday, November 29th. Please visit the website for specific hours of operation.

2016 applications are now being accepted through December 31st.

I would like to request a meeting with Council in Executive Session to discuss Terms of Employment.

AUDITOR, Mrs. Brickweg – The Auditor’s office has prepared Ordinance No. 51 and 53, 2015 for tonight’s meeting. Ordinance No. 51 provides an additional appropriation of \$1,597.00 for Mayor’s Court computerization for the annual support of software. Ordinance No. 53 provides additional appropriation to the following: in the General Fund 6-A-10 Police Radio Equipment Repair; \$1,840.00. General Fund 7-A-21 Fire Equipment Radio Repair; \$1,840.00. A-7-04 Vine St. Streetscape \$12,249.11. A-7-07 Ross Ave. Road Project; \$9,100.00. 51-07 Employee Health Care Expenses \$424,655.11. 51-08 Employee Dental and Vision \$4,000.00. The additional appropriation for the Police and Fire radio equipment is what Hamilton County is doing for 13 months this year instead of 12. The Vine St. Streetscape money is money the Village received back from the Water Works which was deposited in the General Fund. The Ross Ave. Road Project was the money we received from Adleta, the cost to fix the fire hydrants on Ross Ave. Cincinnati Water Works ended up paying for the fire hydrants. The Health Care, Dental and Vision appropriations is the money collected from the employees premium and stop loss. Ordinance 53 also is the following appropriations: from General Fund 2-O-8S Building & Maintenance Swimming Pool \$2,500.00. 2-O-19 Gas Well Monitoring \$3,010.00. General Fund 0-36-8 Transportation Maintenance \$3,400.00. General Fund 6-A-1 Police Salary \$22,000.00. This is going into; General Fund 2-K-2 Miscellaneous \$8,910.00. General Fund 6-A-1A Police Overtime \$15,000.00. General Fund 6-A-4 Police Stationary & Printing \$2,000.00. General Fund 6-A-11 Police Clothing Allowance \$5,000.00.

Out of the \$8,910.00 was needed for blower work at the old police station and \$2,610 was used for wiring the two new units at the City Hall Municipal Building to the fire alarm system. The \$15,000.00 was needed for the Police Overtime because the Police are down two men. The \$5,000.00 in that line item will be used for the clothing allowance when the two new men are hired.

As I reported at the last weeks COW meeting the revenues are up \$1,475,017.68. Of that \$1,035,502.24 is from earned income tax. When comparing the year-to-date mid-November expenditures to the end of October 2014 the expenditures are down \$29,487.31. And when you get to the Treasurer’s report, I do have his.

DIRECTOR OF LAW, Ms. Van Valkenburg – I would urge the passage of Ordinance No. 51 which Mrs. Brickweg just described for you in detail which deals with the Mayor’s Court software and Ordinance No. 53 which was also described in detail. We also worked on Ordinance No. 55, 2015 which is before you. You may recall we had talked before at the end of the year just updating the environmental code. The Administration and the two Chiefs and I had talked about it then and decided to look at it again and we’ve had more discussions with the businesses but it is before you tonight. Again, I think that we had talked about it earlier in the year and I would urge passage of it as well. I apologize because I wasn’t here last week for a personal issue, I don’t know if Mr. Culbertson gave you the Police Report Summary for October, 2015. If he didn’t I’ll jump in with that because I have that tonight.

During the month of October officers were involved in 844 calls for service, of those calls officers responded to 31 accident reports, 26 offense reports, officers cleared a total of 22 offenses. Officers made 66 misdemeanor arrests and 4 felony arrests. Officers responded to 44 parking complaints and issued 8 citations.

Officers issued 25 traffic citations and 50 warnings. We also responded to 52 calls for suspicious activities or persons.

I'm also reviewing and updating a contract between the Village and the Board of County Commissioners to allow us to use their internet service for sale of certain properties. Property of the Village that is no longer used or is outdated but could have some resale value.

TREASURER, Mr. Ungruhe – (read by Mrs. Brickweg) The Treasurer's Report for tonight, he has the receipts for the month of September 2015: \$ 1,225,955.62
And the receipts for the year through September 2015: \$11,288,104.87

SERVICE DIRECTOR, Mr. Stegman – Trash collection for next week because of Thanksgiving will be regular trash pick-up for Monday and Tuesday. There will be NO trash pick-up on Thursday and Friday including recycling. The whole town's recycling will be picked-up on Wednesday. There was a Call Command that went out tonight also about that. We still have recycling and trash cans for sale for \$50.00 and they make a nice gift for Christmas.

I'm urging passage of Ordinance No. 56 tonight for the generator for the Service Center. All the bids were emailed and put in your box. The lowest bid was Atkins and Stein for \$41,400.00. So I urge passage of that tonight so we can get that installed.

I did not need an Ordinance for the Hamilton County Surplus Program. The Ordinance that we passed back in 2013 is still OK but we do need to resign a new contract agreement. I have given that to Valerie for her to look over and hopefully it will be OK and we won't need an Ordinance to sign it. So we'll get that signed and hopefully get these things on the Hamilton County auction.

I did get together a letter today to all businesses and residents who live on Vine St. on how we will be handling the snow removal on the new sidewalks. I will follow up with them once they receive the letter.

I'd also like to be put on the COW agenda to discuss cost overruns on the old police station boiler repair.

REPORTS OF STANDING COMMITTEES

FINANCE, Mr. Tobergte – The Finance Committee urges passage of Ordinance No. 54, the purchase of a new 2016 Ford ambulance. We're using some of the surplus from the budget this year for the purchase.

Also, Laura Mosley from JuJu Beans is collecting new and used coats. They will be distributed throughout the community to the needy.

SAFETY, Mr. Culbertson – I'd like to thank WesBanco branch manager, Maria, and Clerk, Sidney, for coming to the Block Watch this past Tuesday and giving an excellent presentation on bank card fraud.

SERVICE, Mr. Asbach – I have the Service Department Report for October, 2015. There were 33 trucks placed at residences, 34 dumpsters placed at residences, 79 special pick-ups at residences and 194.72 tons of garbage taken to the landfill. pounds of scrap metal.

PUBLIC IMPROVEMENT, Mrs. Schildmeyer – No report.

LAWS, CONTRACTS AND CLAIMS, Mrs. Bedinghaus – Nothing else to report.

BUSINESS AND INDUSTRY, Mr. Kalb – I would like to welcome Gerke Electric to their new location in St. Bernard on Philips Ave. across from Chili Time. Gerke Electric has been in business in St. Bernard for the past 14 years and owned by John Gerke a St. Bernard resident. When they out grew their old location on Ross Ave. they worked hard to find a location in St. Bernard that would suit their needs. Gerke Electric does both commercial and residential electric work as well as alarm system installation and repair. Please support this local business.

HIGHWAYS AND TRANSPORTATION, Ms. Hausfeld – Tonight I have the daily bus passengers for the Dial-A-Ride report for October, 2015. Total for October was 1,128 and the total year-to-date is 12,472.

Mr. Asbach – The COW report has been submitted to the Clerk.

Committee of the Whole

Nov 12, 2015

1. The Council minutes will be approved at the next Council meeting.
2. Mayor, Bill Burkhardt
 - a. Asked Council to go into Executive Session to discuss contract issues. Council voted 7-0 to do so at the end of the meeting.
 - b. Said that one of the police cars was hit during a stop and the person had no insurance.
3. Auditor, Peggy Brickweg
 - a. Asked Council for an Ordinance for additional appropriations and move funds. Council voted 7-0 to put the Ordinance on the table.
 - b. Reported that as of October the expenses were down \$29,437.31. Revenues are up \$1,047,017.68.
 - c. Gave Council copies of the monthly reports.
4. Service Director, Phil Stegman
 - a. Said that he received a check for \$12,249.11 from Cincinnati Water Works and the money needs to go back into the streetscape line item. Council voted to the move to be added to the Auditors ordinance.
 - b. Reported that there were some issues at the old police station, \$2,500.00 and with the new AC units, \$6,410.00, that were just installed, they need to be hooked up to the fire system. He asked that the money be taken out of the miscellaneous line item. Council voted to add these to the Ordinance that the Auditor asked for.
 - c. Reported that the new street lights on the west side of Vine St. were completed, and that there were some not working that will be fixed.
 - d. Asked Council for a new gator for use on Vine St for watering the trees and snow removal. This will be bought through State Purchasing for \$10,750.
 - e. Said that a change in State law will require that our Dial-a Ride buses will need to be licensed next year.
 - f. Asked for an Ordinance to purchase the new generator for the Service Department building. Council voted 7-0 to place the Ordinance on the table.
 - g. Asked for an Ordinance to sell items on the Hamilton County website. Council voted 7-0 to place the Ordinance on the table.
5. Tax Commissioner, Ed Geiser
 - a. Reported that he is still working on the new Tax Code Ordinance and he has put in the changes that he is recommending and will present them to the Laws, Contracts & Claims committee for review.
6. Treasurer, John Ungrhue
 - a. Reported that there is \$5,626.80 in the 4th of July fund at 1st Safety Bank.
7. Finance, Don Tobergte

- a. Thanked everyone that helped with the last “Clean up St. Bernard Day” of the season.
 - b. Said that Ju Ju Beans is collecting new or gently used coats for distribution in the schools.
 - c. Asked that Council put an Ordinance on the table for a new ambulance. Council voted 7-0 to do so.
8. Safety, Ray Culbertson
- a. Said that the next block watch meeting will be Tuesday Nov 17th at 6:30 in the lower level of City Hall. There will be a representative from WesBanco there to discuss banking fraud.
9. Laws, Contracts & Claims, Cindi Bedinghaus
- a. Announced a committee meeting to review the changes to the new Tax Code Ordinance. The meeting is this Thursday 11-20 at 6 PM in Council chambers.
 - b. Said that she will get with Mike Peck to review the Ordinances on the cat issues.
10. Business & Industry, Andy Kalb
- a. Announced that Gerke Electric has moved into a building on Phillips Ave. and he will give a more detailed report at the Council meeting.

Council met in Executive Session to discuss contract issues.

Respectfully submitted,
 Steve Asbach
 President of Council, Pro-Tem

RESOLUTIONS AND ORDINANCES

Motion by Mr. Asbach, seconded by Mr. Kalb to read tonight’s Resolutions and Ordinances by title only. Motion passed 7-0.

Mr. Asbach made a motion to amend ordinance No. 50, 2015. It was given its first reading last week. We’ve already passed Ordinance No. 50. That allowed us to go out for bids for the new Life Squad so I would like to amend this Ordinance No. 50 to be Ordinance No. 57 and I will leave a message for Heidi as well.

Mr. Tobergte – I’ll second that.

The motion to amend Ordinance No. 50 to read Ordinance No. 57, 2015 passed 7-0.

Mr. Peck – May we please have the second reading of Ordinance No. 57, 2015.

ORDINANCE NO. 57, 2015. AUTHORIZING AND DIRECTING THE AUDITOR TO PROVIDE ADDITIONAL APPROPRIATIONS FOR THE CIC TO PURCHASE 4524 PARK PLACE TO BE NEEDED FOR MUNICIPAL PURPOSES AND DECLARING AN EMERGENCY.

Motion by Mr. Asbach, seconded by Mr. Tobergte to suspend with the third reading of Ordinance No. 57, 2015 as amended.

REMARKS

Mrs. Brickweg – I wasn't at the meeting when this had its first reading so I just wanted to let the residents know that this is going to be an \$80,000.00 additional appropriation to Master Plan 16 Comprehensive Plan Improvement, the CIC. It also reads that 50% up to \$40,000.00 of the selling price sale will revert back to the Village.

Mrs. Bedinghaus – I will be voting no on this Ordinance. My reasoning is, this is a piece of a longer term plan and in my opinion we have some other things that we started and I'd like to see finished and there's no formalized plan to continue on Park Place so I will be voting no for this.

Mr. Kalb – I'm kind of piggybacking on what Mrs. Bedinghaus said. I also will not be voting on this Ordinance this evening. I have problems with the purchase price of the property, it being kind of expensive for the use of what they want to do. Most likely tear it down. I don't see a huge return on investment on that. A second issue that I have, as Cindi said, there are a lot of projects that are going on in St. Bernard and I think we need to come together with a plan and focus on one and put our money towards one project and try to get one finished before we keep starting other projects. And finally I don't like the idea of the money transferring to the CIC, as the CIC did not ask for the purchase of this property. The Building Department approached on this and we decided to amend this to the CIC so before I would give the CIC money I would like to discuss it at one of their meetings and formally request the money from the Village before I give it to them.

Mr. Tobergte – The purchase of this property will allow the Park Place project to continue. We own the lot next to this house that is empty. We bought the house years ago, tore it down. We'll purchase this property, we'll tear the house down, we can subdivide the lot, divide the lots back up, and another bigger house can be built right away. So Paul's plans are to go to the Port Authority and get the money to tear the house down. Work on this right away and get another new house built up there.

Mr. Kalb – Is that the projection we have, to immediately tear down the building. Because the last time we talked we thought about possibly renting it out, which is another reason why I don't like moving forward with this. Because only certain people know plans about what's going on and this is the use of public money and the public should be aware of what the plan is with it.

Ms. Hausfeld – I will be voting for this and I understand what Andy and Cindi are saying but there are other projects in town that we need to finish and I'm 100%, no 1,000% in favor of because there are some projects in my Ward that I would like to see finished, too. But in regards to this project, this project has been going on for, oh my gosh, I can remember back when my dad was involved in politics and others who talked about this whole Park Place vision. I never thought it would come to fruition but here we are, we are working on it. They've already built several new homes up there and it looks awesome, and you guys all know that I was not necessarily for taking down a park. But now that we have the new homes it does look awesome up there. I'm sure the people that live around there are grateful. Let's face it, I'm never for starting something and never finishing it. I want all these projects finished but if there's one thing I've learned while being up here on Council is that it takes time and it takes money. This is something that has been in the works for, oh my gosh, years. This house just became available to us. Yes it's a little bit more expensive than any of us wanted to spend on it, but I've always felt

like if an opportunity knocks on your door you should take it and so I will be voting for this for that reason.

Mrs. Brickweg – I'm just looking at this and I don't like the way it reads.

Mr. Peck – Do you have a comment?

Mrs. Brickweg – Well no, I'll figure it out. It's an accounting question. Like how to get the money to them from an actual line item. We can still do it. I can put it in there. We could have done it cleaner but its OK, I can put it in there. It's going to go to the CIC but I was just trying to put it right into their checking but it's OK I can do it.

Ms. Hausfeld – There was some talk about this and Phil you can help me out with this, this was one of the reasons we went and put it right into the CIC. So we could skip a step, am I correct with that?

Mr. Stegman – Yes, what we're doing here is, if I have to enter into a contract, buy it, then I have a closing cost and all that for the Village. Then after we do the closing for the Village I have to then prepare a closing for sending it to the CIC. So we're double doing the work as far as closing cost when we're just going to turn around and send it to the CIC. It's just more steps and there's a closing cost on these properties.

Ms. Hausfeld – I knew there was something discussed about that back there and I just didn't have the exact terms and I wanted you to explain it. Thank you.

Mrs. Brickweg – I was just trying to clean it up maybe for what Andy had said. Basically we'll just have Paul write a purchase order and put those funds into those accounts. It's not a big deal, I was just trying to add it to the Ordinance but it's still OK and we won't have to do the double title.

Mayor Burkhardt – I would just like to ask Cindi and Andy if they would at least vote for suspension and then vote against it so we can at least get this rolling. It looks like we have the votes to pass it. I would just like to get these people out of the house and on their way.

Mr. Kalb – I have another interesting question. Who in the Village is authorized to tell the CIC to purchase the property? It sounds like we're doing it to save money which is a good thing, I agree with saving money but if the CIC has not asked for this money, they have not had a meeting to discuss this money, does the Village have the authority to tell the CIC to purchase property?

Mrs. Brickweg – I am on the CIC. I was not at that meeting and there was no email that went out saying there was a meeting. It was supposed to be on Monday but there wasn't a forum because nobody knew about it maybe that's what he wanted that meeting for but like I said you need a lot more advanced notice, I mean, that's a good question. I don't know. I've said in the past, being a member of the CIC as long as I have unless you're on the Executive Board you don't know what's going on.

Mr. Kalb – That's why I have an issue with, I don't want to say it's like handing them a blank check. If nobody in the Village has the authority to tell them to

purchase the property we are handing them a blank check with the hopes that they do with that \$80,000.00 what Council's intentions were. That's one of my biggest problems with the CIC currently is that there is no accountability or if there is accountability I'm not aware of it. Asking questions on Council floor, it sounds like all of the other members are not aware of any accountability process. With the outstanding audit with the CIC that is still going on I can only speculate because there could be some possible issues. I could be totally wrong they could come back and be 100% correct in their finances but it's taking longer to audit the CIC then it did to audit the Village. And I have an issue with giving the CIC \$80,000.00 with there being no plan and no meeting in place to buy this property.

Mayor Burkhardt – Paul came to me with this question so I brought it to Council in Executive Session. The idea was to give it to the CIC. I brought it to Executive Session so we could save all the roundabout stuff because it's cheaper for the CIC to do this than the City. This is basically the CIC, me and Paul talking and we as a Council decided, I thought in Executive Session, hand it to them, so it's not the CIC's fault. We're handing it to them so they can do a job for us. You guys are looking at it the whole opposite way here. You're giving it to them and telling them, hey, we want you to buy this property. They're not coming to us saying, hey, I want to buy this property. We're taking it to them to save us money. When we go into Executive Session and come out and vote to put it on the table, we're giving it to them. They didn't come and ask for it. Paul came to me and said we have an opportunity to get this property, it's part of a long term plan, I brought it to Council in Executive Session, we come out, we vote to put it on the table, it's not the CIC's fault. You guys constantly want to blame the CIC. It's not their fault. Maybe some things in the past have been, but not this one.

Mrs. Brickweg – You see Bill, that kind of, you just nailed something right there. I understand what you're saying about Executive Session, but don't you think if you and Paul had that idea that you at least, not you, Paul could at least emailed the CIC Board members and tell them that we were looking at doing this? I think that's what he's saying. There is a lack of communication, you know that and I know that, and unless you're on that Executive Board, like I said to me those three month meetings, I just go there to find out what everybody did. I have no idea, I'd say 99% of the time, what's going on with that CIC.

Mayor Burkhardt – I have no idea what Paul is going to talk about Monday. It might have been this project because I know he's in talks with the Port Authority. That could have been what the meeting was all about, to bring us up to speed. This didn't originate in the CIC.

Mr. Tobergte – Valerie, this is in the title, the directive for us to purchase 4524 Park Place. The CIC cannot use this money for anything else. Correct?

Ms. VanValkenburg – That's my understanding, yes.

Mrs. Brickweg – That's why I asked about the wording.

Mr. Kalb – I appreciate that. That's why I was more on the other side of the fence until that was decided. I'm not asking the CIC to buy the property. The majority might, and that's fine, but I'm not asking the CIC to buy the property.

The motion to suspend passed 7-0.

Motion by Mr. Asbach, seconded by Mr. Tobergte to adopt Ordinance No. 57, 2015 as amended as read. Motion passed 5-2. Mr. Kalb and Mrs. Bedinghaus voted no.

Mr. Peck – May we please have the second reading of Ordinance No. 51, 2015.

ORDINANCE NO. 51, 2015. AUTHORIZING AND DIRECTING THE AUDITOR TO PROVIDE ADDITIONAL APPROPRIATIONS AND DECLARING AN EMERGENCY.

Motion by Mr. Asbach, seconded by Mrs. Bedinghaus to suspend with the third reading of Ordinance No. 51, 2015. Motion passed 7-0.

Motion by Mr. Asbach, seconded by Mr. Kalb to adopt Ordinance No. 51, 2015 as read. Motion passed 7-0.

ORDINANCE NO. 53, 2015. AUTHORIZING AND DIRECTING THE AUDITOR TO PROVIDE ADDITIONAL APPROPRIATIONS AND MOVE FUNDS AND DECLARING AN EMERGENCY.

Motion by Mr. Asbach, seconded by Ms. Hausfeld to suspend with the second and third reading of Ordinance No. 53, 2015. Motion passed 7-0.

Motion by Mr. Asbach, seconded by Mr. Culbertson to adopt Ordinance No. 53, 2015 as read. Motion passed 7-0.

ORDINANCE NO. 54, 2015. AN ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO A PROPER CONTRACT FOR THE PURCHASE OF ONE (1)2016 FORD TYPE 1 MODEL 603F AMBULANCE THROUGH THE OFFICE OF STATE PURCHASING AND HORTON, AND DECLARING AN EMERGENCY.

Motion by Mr. Asbach, seconded by Mrs. Bedinghaus to suspend with the second and third reading of Ordinance No. 54, 2015. Motion passed 7-0.

Motion by Mr. Asbach, seconded by Mr. Kalb to adopt Ordinance No. 54, 2015 as read. Motion passed 7-0.

ORDINANCE NO. 55, 2015. AMENDING SECTION 515.05, “NOTIFICATION” REGARDING ENVIRONMENTAL POLLUTION CONTROL OF THE ST. BERNARD’S CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY.

Motion by Mr. Asbach, seconded by Mr. Culbertson to suspend with the second and third reading of Ordinance No. 55, 2015.

REMARKS

Mr. Kalb – I have a question for Valerie. This probably goes back to the conversation about five maybe six months ago about reporting and getting involved with different companies.

Ms. VanValkenburg – Yes.

The motion to suspend passed 7-0.

Motion by Mr. Asbach, seconded by Mr. Kalb to adopt Ordinance No. 55, 3025 as read. Motion passed 7-0.

ORDINANCE NO. 56, 2015. AN ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO A CONTRACT WITH ATKINS AND STANG, INC. FOR AN OPTIONAL STANDBY GENERATOR AT THE ST. BERNARD SERVICE CENTER, AND DECLARING AN EMERGENCY.

Motion by Mr. Asbach, seconded by Mrs. Schildmeyer to suspend with the second and third reading of Ordinance No. 56, 2015.

REMARKS

Mr. Tobergte – Phil, I’m assuming this will close out the Service Department line item then?

Mr. Stegman – Yes it will, Donny.

Mr. Tobergte – So there is like \$47,000.00 left over. That’s going to be going back to the Safety Center Project then?

Mr. Stegman - Yes. The only thing that I would ask would be to wait because when you enter into a contract with contractors there could be the 5% override. There could be something that pops up over and above what this contract would hold. I think we could hold a few dollars in there but that’s up to you.

Mr. Tobergte – Yes, well I’m not going to transfer it until the job is done.

Mr. Stegman – It will take about six to eight weeks to get the generator in so I don’t know if you want to wait that long. I think what we ought to do is roll the majority of it over so we can get the rest of the furniture and all the other things down at the Safety Center that we’ve been holding off to know what kind of monies we have so I would like to roll the majority of it over just in case.

Mr. Tobergte – So we should roll over \$46,999.75.

Mr. Stegman – Go for it.

The motion to suspend passed 7-0.

Motion by Mr. Asbach, seconded by Ms. Hausfeld to adopt Ordinance No. 56, 2015 as read. Motion passed 7-0.

Motion by Mr. Culbertson, seconded by Mrs. Schildmeyer to go into Executive Session to discuss terms of employment. Motion passed 7-0.

The Mayor just wants to see Council, and the Law Director and him.

Mrs. Brickweg – I have no idea because nobody says what contract they’re discussing but I just wanted to say something to Council. I am still going through

my nightmare of the differed comp that you did with the Fire Department contract so I pray that you don't pass one without asking my opinion on that because they've gone over what they should have done because Council when you passed that nobody asked my opinion on it and it takes at least 30 days to get Ohio Comp set up. Each individual fireman had to call. So it's been a nightmare for two months. Now I have to go back, they called me yesterday, now I have to go back and review the last four periods because they're still off. I don't know if you're doing the police contract or the Fire Chief's contract but please don't pass anything unless you get my opinion on the differed comp because they said they will not do it again. It should be effective the day of the contract.

Mayor Burkhardt – We're not that far into the negotiations but I will make sure the Auditor is in on the negotiations because I know she has fought that to the very end.

The motion to go into Executive Session after the regular meeting to discuss 'terms of employment' passed 7-0.

OLD BUSINESS

Mrs. Brickweg – I don't know if this is Old Business or New Business but I got the city inventory audit and I sent it to everyone. I don't know if Patty got it or not and I know, it's a lot to read, you don't have to if you don't want to but I did send it out and if you see anything, not that you're going to but if you do, let me know.

Ms. Hausfeld – No I didn't get it. My email is down again so I spoke with Elaine and she reset it again and so I will try again.

Mr. Tobergte – Peggy I did look over it and was shocked at the value they put on the old Safety Center and the new Safety Center.

NEW BUSINESS

Ms. Hausfeld – Since I won't be here next week, I just want to wish everybody a Happy Thanksgiving.

AUDIENCE WISHING TO ADDRESS COUNCIL

Tom Rolfsen, 30 Clay St. – I want to recognize four city employees. OK. Back in September, on September 25th I was working on a house I own behind the shopping center, correcting some HIP violations, and Donnie Middendorf came by and I had two big pieces of plate glass on the porch. I asked him who to call to get rid of them and stuff and so, like he always does, he said, well you can throw them on here, OK, and so he backed up. I was taking one off, these are like 4x6 plate glass, I got the first one on the truck and the second one, I was coming off the porch and it shattered and he noticed my leg was cut and bleeding pretty bad. So what he did, he, I sat down, he went to my car and got a thing of paper towels, held it on to stop the bleeding, he stayed there, he called the Fire Dept. Brian Young came down, he helped stop it and stuff. He waited to see if I could find one of my kids to take me to the hospital and I couldn't get a hold of them and he suggested that I shouldn't drive because once my leg set down it would bleed again so he stuck around, he took me over there, went in the emergency room, I got in there right away, got ten stitches and stuff like that and I would just like to thank them

and Donnie before, I've tried to give him tips and stuff when he's done stuff but he says no, that's his job so I would like to thank both of those guys and I didn't know the other guys that were with both of them so I can't say their name but I just want to thank them. Sorry it took a month to get down here and get it done but I appreciate all the work they did and stuff.

John Metz, 4419 Kenper Ave. – Listening to Eddie discuss the people that are under eighteen if you decide not to tax them, it seems to me if the Tax Dept. could put together something out to those households who may have employable children, just stating that if you have City tax withheld here in St. Bernard, please have them file for a refund. And/or let the different businesses know with a letter that they're not required to withhold from anybody under that age. So you can stop it at the very beginning. It just seems like a simple solution to everything.

Mr. Stegman – We send out a quarterly report or newsletter four times a year. If that does change or we do implement that we could put that in the first of the year report so it gets out to every household for anybody who gets that will see it.

Tom Rolfsen, 30 Clay St. – One more thing. When I came back from the hospital, Donnie had already cleaned everything up. He also put my basement door back on because it had started to rain. He just went above and beyond what he had to do and it was all cleaned up. The glass was gone, I appreciate that too.

Mr. Asbach – Before we go into Executive Session, because of the holiday the next COW is Tuesday, November 24, 2015 at 7:00pm. Obviously because of Thanksgiving next week.

Mr. Peck – We will go into Executive Session to discuss 'terms of employment'.

Motion by Mr. Tobergte, seconded by Ms. Hausfeld to adjourn. Motion passed 7-0.