

**ST. BERNARD VILLAGE COUNCIL MEETING
DECEMBER 3, 2015**

The regular meeting of the St. Bernard Village Council was held Thursday, December 3, 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 five members were present: Mr. Tobergte, Ms. Hausfeld, Mr. Kalb, Mr. Asbach, Mr. Culbertson. Mrs. Schildmeyer and Mrs. Bedinghaus were absent.

Mr. Asbach made a motion to dispense with the reading of the minutes. Mr. Culbertson seconded the motion. Council agreed 5-0.

REPORTS OF VILLAGE OFFICIALS

MAYOR, Mr. Burkhardt – The Mayor's Monthly Court Report Receipts for November, 2015: Mayor's Court Costs/Fines/Fees/Miscellaneous receipts were \$2,301.67. Bonds Forfeited, \$75.00. Bonds applied to outstanding tax obligation, \$75.00. Total to the City was \$2,451.67. Total to the County was \$15.00. Total to the State was \$661.00. Total Disbursements were \$3,127.67.

The "Light Up St. Bernard" event is Saturday, December 19th from 7:00pm until 10:00pm. Free luminary kits (1 per household, please) are available for pick up at the Administrative offices. The kits include 12 bags and tea lights (sand not included). Let's light up the entire community for the holiday season.

Congratulations to Ms. Lily Middendorf, daughter of Don and Dorothy Middendorf, for earning the prestigious title of 2015 National American Miss National Cover Girl at the National pageant held in Anaheim, California. Thank you for representing St. Bernard in such an outstanding way!

Also, I would like to go into Executive Session to discuss Terms of Employment.

AUDITOR, Mrs. Brickweg - The Auditor's Office has prepared Ordinance 59, 2015 for tonight's meeting. Ordinance 59 authorizes the auditor to transfer:

FROM GENERAL FUND

01-5-A-19 General Fund Transfer Out	\$703,700.00
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TO CASH ACCOUNTS:

04-1000 Swimming Pool Cash Account	\$70,000.00
05-1000 Master Plan Cash Account	\$200,000.00
17-1000 Building Permit Cash Account	\$1,600.00
21-1000 Mayor's Court Computer. Cash Account	\$2,100.00
31-1000 General Bond Retirement Cash Account	\$350,000.00

51-1000 Employee Health Plan Cash Account \$80,000.00

The need for transferring these is so invoices can be paid out of the correct cash accounts.

Ordinance 59 also provides an additional appropriation of \$570.00 to 01-6-A-2 - Police Clerk. This is for a step increase that was not put in the 2015 budget. It also provides as additional appropriation of \$30,000 to 31-50 - Bond Debt Principal to cover the new bond payment schedule we receive in December of each year.

Ordinance 59 also moves \$10,000 from 01-7-A-1, Firemen to 01-7-A-1A Fireman Overtime and \$43,400 from 07-05 - Service Garage Project to 07-06 - Safety Center Project. That is the remaining money left in the Service Garage Project line item that was previously moved from the Safety Center Project.

The Auditor's office provided Council and the Administration updated revenue and expense spreadsheets as of the end of November. Comparing the year to date revenues with 2014 the revenues are up \$892,683.45. When comparing the year to date end of November expenditures to 2014 the expenditures are down \$462,090.53. The bulk of this difference is the money spent on the Bank Ave Litigation in 2014.

DIRECTOR OF LAW, Ms VanValkenburg – Absent

TREASURER, Mr. Ungruhe – This evening I have prepared the securities report from Fifth Third for the CDs that we have down there in investments:
\$1,215,000.00

Also the Star Plus Account statement to Council: We have \$2,706,801.82
Which brings our total investments to: \$3,921,801.82

SERVICE DIRECTOR, Mr. Stegman - Last week I updated Council on the projects we went out for SCIP Funding, since we weren't on TV it didn't get out to the public so I want to go over what I had said last week. We had two projects that went out for SCIP funding; Delmar project did not get funded for 2016 and Moeller was one of the other SCIP funds that did not get funded but Moeller being such a small street it did go up to small government. There were five of those projects that went up and Moeller was the fifth one to go up. So probably by February, March they might go up and fund that one. So neither one will probably go up as SCIP funds.

TAX COMMISSIONER, Mr. Geiser – Before you tonight is Ordinance No. 52, 2015. This has been discussed over the past year. It is the culmination over many years worth of work. These are the requirements of the new State Law. Again it is a very complicated State Law. There will be two Municipal tax codes running - Chapter 182 along with Chapter 181. Thank you for passing this. Again we have to get this passed before the end of the year. It has to be in effect before January 1st.

Also, before you is Ordinance No. 60, 2015. There was some confusion about who was going to prepare this Ordinance. I didn't prepare it because I thought the Law Director was going to prepare it but I talked to her, she was in the office and she

did not so I told her I would do it for her and I just prepared it tonight. I sent it off to her to get her approval and I think it's OK. There are no real major issues in here and she emailed me and said that she planned on being here but she came down with some illness and she wanted to make it but she wasn't sure. The Ordinance has some basically a lot of WHEREAS explaining why this hasn't been done, but the crux of it is, with the two codes running 182 and Chapter 181, our law defines a Tax Commissioner position, the new State Law requires a Tax Administrator so you'll see in Section 2 of the Ordinance below basically that you are giving authority to the Tax Commissioner and the Deputy Tax Commissioner to operate as the new Tax Administrator and Deputy Tax Administrator under the new defined name of Tax Commissioner/Administrator and Deputy Tax Commissioner/Administrator.

REPORTS OF STANDING COMMITTEES

FINANCE, Mr. Tobergte – The Finance Committee will meet Wednesday, December 9th at 6:30pm in Council Chambers to finalize the 2016 budget. I have reached out to Mayor Elect Estep. Hopefully he can join in the discussion.

SAFETY, Mr. Culbertson – The next Block Watch meeting will take place on Tuesday, December 15th at 6:30pm in the lower level of Village Hall. There will be representatives from WesBanco there to discuss senior banking issues and safety.

SERVICE, Mr. Asbach – I have the Service Dept. report for November, 2015. There were 15 trucks placed at residences, 28 dumpsters placed at residences, 89 special pick-ups at residences and 180.23 tons of garbage taken to the landfill. For recycling; we had 30.09 tons of recycling material.

PUBLIC IMPROVEMENTS, Mrs. Schildmeyer – Absent.

LAWS, CONTRACTS AND CLAIMS, Mrs. Bedinghaus – Absent.

BUSINESS AND INDUSTRY, Mr. Kalb – No report.

HIGHWAYS AND TRANSPORTATION, Ms. Hausfeld - I have the Dial-A-Ride report for November. The daily bus passengers according to hours. Hourly totals were 1,079. Total to date is 13,551.

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

Committee of the Whole

Nov. 24, 2015

1. Council approved the minutes of the Nov. 19th Council meeting.
2. Council discussed the new tax code and after some discussion Council voted 5-0 to place the Ordinance on the table. Council also voted 5-0 to put an Ordinance on the table to allow the Tax Commissioner and Deputy Tax Commissioner to act as the Tax Administrator and Deputy Tax Administrator.

3. Auditor, Peggy Brickweg
 - a. Asked Council for an Ordinance to move money in certain line items. Council voted 5-0 to place the Ordinance on the table.
 - b. Said that she had updated the budget and sent it to Mr. Tobergte to prepare the 2016 budget.
4. Service Director, Phil Stegman
 - a. Discussed the repairs to the boiler at the old police station and that the bill was paid from the miscellaneous line item. He asked that a move of \$43,400.00 be moved from line item 07-05 to 07-06. Council voted 5-0 to add it to the Ordinance that the Auditor was preparing.
 - b. Told Council that the SCIP funds were awarded and we didn't receive any, but one of the projects was scored high enough that there might be left over money early next year that could go toward that project.
5. Tax Commissioner, Ed Geiser
 - a. Said that he had received a call from someone that might be interested in serving on the tax review board.
6. Finance, Don Tobergte
 - a. Said that he had talked to Mr. Estep about the 2016 budget and he said that he wanted to wait until the recount was completed.
- 7 Service, Steve Asbach
 - a. Made a motion to place an Ordinance on the table for the updates to our Codified Ordinances. Council voted 5-0 to place it on the table.
 - b. A resident talked about having a person pull a weapon on him and the Mayor got with him after the meeting to discuss the matter.
- 8 A motion was made and seconded to excuse the absent members.

Respectfully submitted,

Steve Asbach

President of Council, Pro-Tem

COMMUNICATIONS

None.

RESOLUTIONS AND ORDINANCES

Motion by Mr. Asbach seconded by Ms. Hausfeld to read this evening's Resolutions and Ordinances by title only. Motion passed 5-0.

ORDINANCE NO. 52, 2015. AN ORDINANCE ENACTING NEW CHAPTER 182 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF ST. BERNARD REGARDING MUNICIPAL INCOME TAX AND DECLARING AN EMERGENCY.

Mr. Asbach - Due to the lack of members here I will make a motion to have Ordinance No. 52, 2015 take it's regular course.

Mr. Culbertson - I'll second that.

REMARKS

Mrs. Brickweg - I did not realize we were only going to have 5 members here tonight. I'm looking at this, I might have to take out from my Miscellaneous Fund. Especially the Payroll line item. I'll just.....yeah, yeah.

The motion to let Ordinance No. 52, 2015 take it's regular course passed 5-0.

ORDINANCE NO. 58, 2015. AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF ST. BERNARD, OHIO, REVISING THE TRAFFIC AND GENERAL OFFENSES CODES TO COMPLY WITH STATE LAW, AND DECLARING AN EMERGENCY.

Motion by Mr. Asbach, seconded by Mr. Kalb to have Ordinance No. 58, 2015 take it's regular course. Motion passed 5-0.

ORDINANCE NO. 59, 2015. AUTHORIZING AND DIRECTING THE AUDITOR TO PROVIDE ADDITIONAL APPROPRIATIONS, TRANSFER AND MOVE FUNDS AND DECLARING AN EMERGENCY.

Motion by Mr. Asbach, seconded by Mr. Culbertson to have Ordinance No. 59, 2015 take it's regular course. Motion passed 5-0.

REMARKS

Mr. Asbach - I have a question for the Auditor. Do we need to have a special council meeting before next week's COW to pass this then?

Mrs. Brickweg - I think we'll be OK. I'm just going to have to hold up on just paying a couple of minor invoices because, there's enough money appropriated, but not enough in the cash fund. I'm going to move some things around. The \$500.00, I can take that out of Miscellaneous. That's no big deal. I don't want to cause that.

Mr. Asbach - I'll make a motion at this time that if we, if you find that you do need to, I forget how much notice we need, if you could just let Council know, I'll make a motion that we have a Special Council meeting if need be, before next week's COW.

Mrs. Brickweg - OK, thank you.

Mr. Culbertson - I'll second that.

The motion passed 5-0.

ORDINANCE NO. 60, 2015. AN ORDINANCE PROVIDING AND AUTHORIZING THE CURRENT POSITIONS OF "TAX COMMISSIONER" AND "DEPUTY TAX COMMISSIONER" TO OPERATE AS THE NEWLY DEFINED TAX COMMISSIONER/ADMINISTRATOR AND DEPUTY TAX COMMISSIONER/ADMINISTRATOR AND PROVIDING AND GRANTING THE AUTHORITY TO ENFORCE THE NEW CHAPTER 182 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF ST. BERNARD REGARDING THE MUNICIPAL INCOME TAX AND DECLARING AN EMERGENCY.

Motion by Mr. Asbach, seconded by Mr. Culbertson to have Ordinance No. 60, 2015 take it's regular course. Motion passed 5-0.

OLD BUSINESS

Motion by Mr. Asbach, seconded by Mr. Kalb to go into Executive Session after this meeting to discuss Terms of Employment. Motion passed 5-0.

Mr. Asbach - If that Special meeting is needed we'll just do that at 7:00 before we start the COW.

Mr. Kalb - Please help with the St. Bernard Community "Care to Share" program by donating canned goods and/or toys. Items can be placed in the designated cans at City Hall or the Safety Center until December 11, 2015. Immanuel United Church of Christ and St. Clement and St. Vincent de Paul are passing out these items so that local families can enjoy Christmas.

John Estep is hosting his annual Christmas gathering next Thurs, December 10th from 7:00 until 10:00pm at Crosley's. \$20.00 admission fee includes beer, food. Please bring unwrapped toys for local families in connection with the "Care to Share" program. Ladies welcome this year.

NEW BUSINESS

None.

AUDIENCE WISHING TO ADDRESS COUNCIL

None.

Motion by Mr. Asbach, seconded by Mr. Culbertson to excuse the absent members. Motion passed 5-0.

Mr. Asbach – The next COW meeting will be Thursday, December 10th at 7:00pm.

Council went into Executive Session to discuss Terms of Employment.

Motion by Mr. Culbertson, seconded by Mr. Asbach to adjourn. Motion passed 5-0.