

**ST. BERNARD VILLAGE CCOUNCIL MEETING  
MARCH 3, 2016**

The regular meeting of the St. Bernard Village Council was held Thursday, March 3, 2016 in Council Chambers.

President of Council, Ms. Valerie Valkenburg – Walden – 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. Asbach, Mrs. Schildmeyer, Mr. Culbertson and Mrs. Bedinghaus. Mr. Kalb was absent.

Mr. Asbach made a motion to dispense with the reading of the minutes. Mrs. Bedinghaus seconded the motion. Council agreed 6-0.

**REPORTS OF CITY OFFICIALS**

MAYOR, Mr. Estep – First I'd like to give a special thanks to Mrs. Cheryl Abrams for staying so late. She was still here when I left at 9:30 to finish the typing of the service contract. Just to make everybody aware, we've allowed the Heritage Program from the Union Terminal to temporarily hold their meeting down at Centennial Hall while the Cincinnati Union Terminal is being renovated. We welcome this with Marge Niesen. She is a member of that group and they needed a place to meet.

I met with Bill Chester, the developer of the shopping center on Tuesday to listen and discuss plans for the future of the property. There were some good ideas and I told him I'd like to see some plans put into action and solidify the picture. I want to see some brick and mortar going up.

I'd like to thank Melissa McManus, Daniel Cummins, Terry Chin, Mike Viox, Steve Roth and Art Reckman for attending the power point presentation given by Paul Myers last night. This was during our first Mayor's advisory meeting and there were some good points brought up. Quite a few questions answered and some good discussion amongst all the members and with Paul Myers. I have a meeting tomorrow at 1:00pm with Mr. Eisner, the Principal of St. Clement, to discuss a few options which could alleviate the parking problems for the teachers at St. Clement.

At this time I would like to ask Council if we could go into Executive Session after the meeting to discuss the service contract as well as their negotiating team from the service department.

AUDITOR, Mrs. Brickweg – The Auditor's office has prepared Ordinance No. 5, 2016 for tonight's meeting. Ordinance No. 5 authorizes the auditor to provide \$4,100.00 in additional appropriations to General Fund 01-2-C-2 Bureau of Inspection for the 2014 State Audit.

The Auditor's office provided Council and the Administration with the end of February, 2016 revenue and expense spreadsheets. The revenues as of the end of February are \$742,528.58. The revenues are down \$67,627.33 compared to 2015. The year to date expenditures as of the end of February, 2016, with grant and bond money removed were \$2,041,925.95. Comparing the same expenses to 2015 they are up \$21,859.29. Please remember that the bond payments compared to 2015 are approximately \$58,650.00 more a month, so I would project that the expenses will continue to increase over last year with each month. When you put it all together it's about \$710,000.00 more than last year just in bond expenses.

The Auditor's office received a service charge from Fifth Third Bank early this week in February for in the amount of \$2,940.00. Today Nick discovered this charge while doing the monthly bank reconciliation. After some inquiries we were informed that this charge was from the CIC requesting 98 special document requests for the CIC audit at the cost of \$30.00 each. At no time was the Auditor's Department informed from the CIC for these requests or the cost of them. I will be informing Paul Myers that the CIC needs to reimburse the Village for these charges. The reason I'm reporting this is because I will also need Council to appropriate the \$2,940.00 since this money was deducted from our account we had to use an Auditor Department line item had to be used to pay for the charges.

DIRECTOR OF LAW, Mr. Peck – Last night we had Mayor's Court. There were 61 tax cases, 1 trial which pled, 4 sentencings and 19 cases for payment and 29 cases for arraignment.

Council had discussed last week issues regarding large amounts of kids down at the library after early release and potentially blocking the public right of way, streets and such and why we don't have an Ordinance against that. I took a look at it. In comparison with what Cincinnati's loitering, some of their loitering statutes, they do call it loitering. I found that our Code kind of mirrors a lot of the language they have but we call it disorderly conduct. So it's the same result it's just called disorderly conduct. For instance, under our Code its 509-03 which talks about, "no person shall recklessly cause inconvenience, annoyance or alarm by doing for example hindering or preventing the movement of persons on a public street, road, highway or right of way from, or within upon public or private property". I think that's kind of what a lot of the concern was. We do have laws that deal with that. Also with regard to 509-2 Failure to Disperse indicates that "where five or more persons are participating in a course of disorderly conduct in violation of " the

statute I just discussed "and there are other persons in the vicinity whose presence creates the likelihood of physical harm to persons or property or annoyance or alarm, a law enforcement officer may order those participants to disperse." I do think that that is what we could call a loitering statute, it's just that we call it disorderly conduct.

Ms. Hausfeld – Mike I was just talking to Cindi before the meeting and I said something to you. I heard it before maybe fifteen years ago, and I'm lucky to remember what I did yesterday so, I can remember Chief Moeller bringing something to us years about loitering so I was just talking to Cindi and she said that she would talk to Chief Moeller. My think is, this is all fine and good but if the police are saying they don't have enough teeth to do anything about it then maybe we need to find out what they need in order to disperse the group of people. So Cindi is going to check with him to see if he can come up with anything else and maybe we can talk about it in a meeting or something. Just to make sure that they have what they need in order to disperse large groups of kids like that.

Mrs. Schildmeyer – When I talked with Steve Moeller about this, he told me that loitering is actually not upheld by the law. So we can't actually say loitering.

Mr. Peck – Well, what I can say is that disorderly conduct, what other places call loitering, and it does require some violation of the law because it's annoying other people. You can't just disperse a crowd for just standing there, for example. That tends to be overly vague for Constitutional purposes. So a lot of those loitering statutes are not around anymore. But ours is pretty broad. I mean all you have to show is if somebody is hindered from using a public or private right of way and that they are annoyed and they directly caused that. In my opinion that's a pretty good Ordinance but I'll be happy to do or raise the issue in a Laws, Contracts and Claims Committee meeting to figure out what we need.

Mrs. Bedinghaus – That's fine Mike if you want to bring it up in a Laws, Contracts and Claims meeting but if we do that we really need to have Chief Moeller here or Jonathan if you want to touch base with him with this, if it has enough teeth, or if we need to bring it to Laws, Contracts and Claims. It doesn't matter, I just think we need to know what direction to go because I think what Council needs and also the public needs from what we heard is do we have something that we can help the citizens with this because apparently they are all hanging out and that's scaring some people.

Mr. Stuchell - I will be with the Chief first thing tomorrow morning and I'll ask him if he could please be at the next COW meeting and maybe discuss this and

determine what possibly needs to be done and if anything needs to be addressed. There was some additional information. I need to talk to Lieutenant Ungruhe as well and determine, there was some other information he got from the Prosecutors Office as well and before the next COW meeting we should have some additional answers but I'll ask for him to be here.

Mrs. Brickweg – First of all, thank you very much Mike. I would ask that we pass this information on to them because there's probably early dismissal next Wednesday and that's when it happens. Like I said last week, I talked to the police officer and he told me there was nothing he could do about it. So obviously there is something they can do about it. So that's why I would like to pass it on and we continue to work on it, just in case there is early dismissal and there re issues because I had an elderly man come into my office just yesterday and said I cannot go to the library any more. I'm afraid to go into it. Obviously they're keeping people from going into the library so I think we have a case right there. Thank you so much for doing that.

Mayor Estep - I did go in and talk to Dr. Webb and one of the issues and problems are the early dismissal and she said next year there will be no early dismissal if that's going to help. So she is trying to work with us and I'll get with Chief Moeller tomorrow morning at 8:00 with Jonathan so we'll bring that up to him.

TREASURER, Mr. Ungruhe – This evening I have prepared the inventory for the Fifth Third Securities on deposit. We currently have \$1,215,000.00. In addition our Star Plus account at the end of February totaled \$2,708,465.87 which brings the total investments at the end of last month stands at \$3,923,465.87.

SAFETY DIRECTOR, Mr. Stuchell – I have the St. Bernard Fire Department fire run report for the month of February; in the month of February we preformed 17 fire details, we had 70 EMS details including 51 patients transported and included in that we provided 20 mutual aid runs.

This evening I met with Chief Matt Morgan with the Elmwood Place Fire Department along with Chief Kerry Meyer and Lt. Brian Young, our first meeting working toward an amicable agreement for the St. Bernard Fire Department to continue providing advance life support service to the Village of Elmwood that is above and beyond the mutual aid agreement. I would like to thank those gentlemen for taking the time to meet with me.

SERVICE DIRECTOR, Mr. Paul – Hello everyone. K&S, who is a part of Duke Energy. They are up on Chalet and Heger. They're getting ready to do work up there and I asked them, we got a lot of calls on that. So I asked them to please be

less generic next time and let me know in advance so I can make our citizens aware that they are going to do work in their area. They were handing out just those little plain cards with a guys name on it and said I need to get into your home. I've been in touch with the Cincinnati engineers about traffic on southbound Vine St. and Wuest St. and Mitchell Ave. So we spoke about ways to get the flow of traffic to go better between 3:00 and 6:00pm. It's starting to back up there. They will be in the area soon because a new bus stop is going to be put on the other side of Mitchell across from the Safety Center. Since the Safety Center moved there the bus has stopped across the street. They'll do a study, the engineer will come out and do a study about maybe increasing that light so that when they turn right on Mitchell it doesn't keep backing up. They're going to look at the No Parking on the Cincinnati side from Wuest St. down to open that up and to look at when Roger Bacon goes what they can do with Wuest St. itself and all that other traffic. So we're working on that.

Does everyone know what season it is? It's pothole season! That's right! And they are not as fun as hidden Easter eggs mind you but they are out there. Be careful walking and driving. Give us a chance to find them and if you feel the need, call us if we missed one. Please do not be too quick to criticize for many of you have been in an egg hunt and couldn't find the one in plain sight. I know it's happened to everyone.

As the Mayor said, we have been in negotiations and I would like to also include the Law Director, the Auditor, the Treasurer and the Safety Director and our negotiating team to come into the Executive Session if that is okay.

To our Community, I would ask that you would go within and seek out your own potholes. In this case we'll call them bruising. So travel your inner path and once you come across a bruise, fill it with some peace. Heat your love up with energy and then smooth it over. You may find that you are on the road to true happiness.

Mrs. VanValkenburg-Walden – Tax Commissioner, Mr. Moore and what an act you have to follow.

TAX COMMISSIONER, Mr. Moore – I know this is going to be tough. If I had known this I would have prepared better.

We had talked in COW about the Tax Review Board. I did contact and did talk to two of the three members of the current Tax Review Board. The third member I couldn't get a hold of. So that's not a good sign. The two members I did talk to, neither one of them wanted to serve any longer. One of them is moving out of town and the other one said that he just didn't want to serve so we need to probably start from scratch and get the three members that are required. We'd like to have them in place if we could by the end of tax season, which would be April 18<sup>th</sup>.

Council can recommend and appoint two of those members and the Mayor appoints the other member. I don't know how you guys did it in the past but if you want to give me some names and I can contact them and just let them know what it entails. It's simply a matter of when a citizen or someone has a question about how we allocated our taxes and what their tax bill was and how it was arrived at, they can go to the tax review board if they do not agree with mine or the Deputy Commissioner's decision. It's not an oversight board, it's not a board that sits and looks over our shoulder and meets periodically. It only meets when a citizen requests that it meet to look at their case. So if you can think of someone over the next bit of time and maybe talk to them first and then contact me, I'll be glad to follow up so we can put this to bed. I really don't want the end of tax season to get here and we don't have this in place when the Auditor comes in.

## **REPORTS OF STANDING COMMITTEES**

FINANCE, Mr. Tobergte – My first Cleanup St. Bernard Day will be Saturday March 19<sup>th</sup>. We will meet in the lower level parking lot at 9:00am and I will serve lunch at 12:00.

SAFETY, Mr. Culbertson – I would just like to remind the residents that the next Block Watch meeting will be on Tuesday, March 15<sup>th</sup> at 6:30pm in the lower level of Village hall.

SERVICE, Mr. Asbach – No report.

PUBLIC IMPROVEMENTS, Ms. Hausfeld – I have a report from the Building Department. Building Permit Issuance, Plan Review and Inspections; The Building Department is currently conducting on-going inspection on \$20 million of commercial projects carried over from 2015. We are also inspecting new permits issued since January 1.

HIP program will start again on April 4<sup>th</sup> with follow up inspection on 36 properties from last year's program. New activity this year will be on Ross Ave. and Jackson Ave. We are currently using a new system for our permit and inspections. If the system continues to work as expected, we will be adding more streets later in the year.

Property Maintenance Code; This is the code we use for "Property Maintenance Referrals." We have issued 4 PMC orders; 2 of which are being scheduled for court.

Rental Program; This program is still in force and is progressing as expected.

LAWS, CONTRACTS AND CLAIMS, Mrs. Bedinghaus – No report.

BUSINESS AND INDUSTRY, Mr. Kalb – Absent.

HIGHWAYS AND TRANSPORTATION, Mrs. Schildmeyer – No report.

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

Committee of the Whole  
Feb. 25, 2016

Council approved the minutes of the Feb. 18th Council meeting.

Kate McMullan, from the Positive Action Committee, addressed Council about their organization. The group was started by a couple of friends discussing positive activities they would like to see in our community and how they could be a positive influence for citizens and especially the youth of St. Bernard. The committee is dedicated to the vitality and enrichment of the St. Bernard Community. They hope to be an ally for the Village's planned activities such as the Memorial Day Parade, the Fourth of July Celebration, the renovation of the old library space, the Christmas Tree Lighting Celebration, as well as any other new events in the future. Their first official undertaking will be the Second Annual Bunny Fun Run on March 26th at 2:30 pm with the start/finish line on Washington Ave. The proceeds will benefit SAAP (Stray Animal Adoption Program) and the Village's renovation of the old library space. The current board is: President- Iris Miller Wainscott, Vice President- Laura Mosley, Treasurer- Susie Steiner, Secretary- Kate McMullan, and Board members-at-Large: Melissa McManus, Jennifer Ruthford, and Niki Schildmeyer.

Mayor, John Estep

Reported that he had a meeting with Bill Chester who is the developer for the St. Bernard Square property.

Said that he had a Fourth of July meeting and they might be looking for volunteers. The event will run from 3pm- 10pm.

Auditor, Peggy Brickweg

Said that she and the Mayors secretary have been working on the summer employment packages.

Said that the CIC audit should be completed soon. A little more info is needed.

Law Director, Mike Peck

Said the he had received a bill for the updating of our Codified Ordinances and he will pass the bill on to the Auditor. Council made a motion and a second and voted 6-0 to place an Ordinance on the table for the updates.

Said the he researched the Portsmouth case and will have an opinion on how we run our program in the near future.

Safety Director, Jonathan Stuchell

Gave an update on an incident that occurred just before 3am on Feb. 24th. Officer John Marconi was responding to a suspicious person in the area of Sullivan and Mitchell. While approaching Sullivan, very slowly, he was attempting to turn left onto Sullivan when he was hit by a vehicle traveling at a high rate of speed that had crossed the double yellow line and struck his car. Officer Marconi was transported to the hospital as a precaution to be evaluated. He had some damage to his eardrum and some pain from the accident, but returned to complete his shift. The suspects were charged and coincidentally the vehicle belonged to a woman from Lebanon and the two occupants had five cell phones between them.

Reported the he has asked the Fire Chief to schedule a meeting with the Elmwood Place Fire Chief to discuss our continued response to their community to provide emergency medical service. We are not recouping the necessary funds from soft billing and he wants to look at the possibility of entering into a contract for our services.

He also wants to discuss the compensation packages for both the police and fire chiefs in the near future. He would also like to discuss the compensation of the police clerk who was removed from a previous ordinance.

Service Director, Tom Paul

Said that the bids for the Jackson St. project were opened and the bid came to \$923,664.78. He will report at the next Council meeting what the Village portion of the project will be. Council made a motion and a second and voted 6-0 to put an Ordinance on the table for the project.

Said that there was an article in the Enquirer this morning about lead pipes. He has been told, by Cincinnati Water Works, that our pipes have been treated and are safe. The pipes are safe unless the home owner cuts them and if the Water Works has to cut the pipes, they will place a filter on them for 30 days or until the home owner repairs and or replaces them.

Said he and the Mayor are working on the Service Department contract.

Said the Cincinnati Bell will be working on the phone system in early March.

Said that he had complaints because of the loud work being done on the I-75 project. This will happen one more time before the project is completed and they

will give notice when this will happen and a call command will go out to the residents.

Tax Commissioner/Administrator, Rick Moore

Gave Council a copy of the new tax law that says Council needs to appoint two members. He will contact the old board members to see if they wish to remain on the board.

Treasurer, John Ungrhue

Gave Council a copy of the Star Plus account with a balance of \$2,707,750.96.

Finance, Don Tobergte

Said that there will be a Soap Box Derby again this year and it will be on August 13th.

Said he is working with Paul Meyers on the books and property that the CIC owns. Asked about the problems that the recreation department had. Mayor Estep said that the schedules from last year were removed from the computer.

Safety, Ray Culbertson

Said that the next Block Watch meeting will be Tuesday March 15th at 6:30 in downstairs hall.

Business & Industry, Andy Kalb

Said that there will be a coffee and craft show at Ju Ju Beans this Saturday from 9am-1pm.

Reminded everyone that Dairy Queen opens next Tuesday, March 1st.

Remarks from the audience were as follows: 1. There was talk about the fireworks being shot from the upper baseball field. In the past the people on Ross Ave. have complained about the smoke. 2. The parking lots on Vine St. were addressed and it was said that something needs to be done to help out the new businesses on Vine St. and that the teachers need to be asked to park in the lot behind LaRosas. 3. Asked if the old police station has been turned over to the CIC to see if it could be sold. 4. Fights after school are still happening and the Police Chief and Mayor are talking to the classes at school about acceptable behaviors and role models. 5. It was said that the problems at the school have been resolved and it seems to be an outside problem. 6. Meters were suggested for the lots instead of one to two hour parking signs. He also said that because the kids were out of school early he tried to go to the ATM at 5/3rd and couldn't get to it because the kids were under the drive thru. 7. There was mention on Facebook and if these fights are being posted they should be taken to the police. She was also against the meters for the parking.

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

## **COMMUNICATIONS**

None.

## **RESOLUTIONS AND ORDINANCES**

Motion by Mr. Asbach, seconded by Mrs. Bedinghaus to read this evening's Resolutions and Ordinances by title only. Motion passed 6-0.

The second reading of Ordinance No. 5, 2016.

**ORDINANCE NO. 5, 2016. AUTHORIZING AND DIRECTING THE AUDITOR TO PROVIDE AN ADDITIONAL APPROPRIATION AND PROVIDING FOR THE PAYMENT OF ONE (1) INVOICE COVERED BY "THEN AND NOW" CERTIFICATION OF PURCHASE ORDER EXCEEDING \$3,000.00 AND DECLARING AN EMERGENCY.**

Motion by Mr. Asbach, seconded by Mr. Culbertson to suspend with the third reading of Ordinance No. 5, 2016.

## **REMARKS**

Mrs. Bedinghaus – Peggy, this probably was explained last week, what is this for?

Mrs. Brickweg - I argued this for additional charges to our 2014 allocation for so much longer. She only wants three

Ms. Hausfeld – Peggy you said it was additional, is it because of the CIC or are they separate?

Mrs. Brickweg – There might be a little bit but they're going to get additional also. I think they're going to have to pay 2 or 3 thousand more. He contacted them but this is additional on our side just because it took so much longer.

Mr. Tobergte - I did talk to Paul today and there is a bill from the Auditor for the CIC audit like 2 or 3 thousand dollars and that's not included in this.

The motion to suspend passed 6-0.

Motion by Mr. Asbach, seconded by Mrs. Schildmeyer to adopt Ordinance No. 5, 2016 as read. Motion passed 6-0.

**ORDINANCE NO. 6, 2016. AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENTS 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. Tobergte to suspend with the second and third reading of Ordinance No. 6, 2016. Motion passed 6-0.

Motion by Mr. Asbach, seconded by Mr. Culbertson to adopt Ordinance No. 6, 2016 as read. Motion passed 6-0.

**ORDINANCE NO. 7, 2016. AN ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO A CONTRACT WITH FORD DEVELOPMENT CORP. AND DECLARING AN EMERGENCY.**

Motion by Mr. Asbach, seconded by Mrs. Bedinghaus to suspend with the second and third reading of Ordinance No. 7, 2016. Motion passed 6-0.

## **REMARKS**

Mr. Tobergte – Just so that everyone knows, the total cost of the project is \$923,000.00 and with the grant and the Water Works the Village only has to pay \$340,000.00.

Mr. Paul - I have a meeting that I will set up Thursday for the preconstruction so John Goedde wants to move because the Water Works is ready to go and so is Duke.

Motion by Mr. Asbach, seconded by Mrs. Schildmeyer to adopt Ordinance No. 7, 2016 as read. Motion passed 6-0.

## **OLD BUSINESS**

Mr. Tobergte - I make a motion we go into Executive Session after the meeting to discuss the Service Department contract.

Mrs. Bedinghaus - I second that.

Motion passed 6-0.

Mr. Culbertson - I would like to wish the Tax Commissioner Rick Moore a Happy Birthday.

Mr. Asbach – Just a question. John can you explain to us again what's going on with the old library space?

Mayor Estep - I guess a little over a month ago I was approached by a group and I guess we just got tired of seeing it sit over there and not being used so I got with Tommy and said what can we do. We had some ideas. I spoke to some ladies who have the dance program at school and they have to go into the cafeteria every night and put up the tables, roll them out each day and put them down. And I said why couldn't we use this as sort of a multi purpose place over here. So they've agreed to come over, we have a painter, they've come in and spackled it and coated it with the dry wall mud and they just now completed the painting and then they have to have the mirrors put in and a new floor put in and the PAC group, they're more or less in charge of the dance program. I think it's the Positive Activity Committee. So they've gotten involved. So they're fronting all the money for that and we've decided to just sort of help them and they can sort of help us. But they took care of that part. We called it the dance and fitness studio. Then in addition we could sort of spread out and meet some more needs, to different groups of people in the community. We could offer Zumba, Yoga, Taekwondo and we're going to do some things like that as well. But it is a dance and fitness studio for everybody in the community.

Mr. Asbach - I knew you had said that a couple of meetings ago. My only concern, I guess, is they're doing this fund raising for this new floor etc. And that's all we're going to do to it are those kind of classes, we're not going to do, it's not going to be any regular meeting hall or anything else. I guess I have concern liability wise for the Village. If something happens, do we repair, if somebody is messing around and a mirror breaks do we repair that? I'm just looking for a little bit of, you know you're always worried about liability. At COW last week, when I was typing up the minutes it said that they were doing or putting part of the proceeds of the Bunny Run were going toward the renovation of this. I guess that's my question. If something happens to it who repairs it. Us, them, if something happens to somebody, who is liable, us, them?

Mayor Estep – That's a good question. We haven't gone and rented it like we do the halls downstairs where there's a deposit put on it. I guess the part that we would agree on if it's something that they've agreed to pay for and put in, they'll repair it. That's a good question. I'll bring it up to the ladies. As far as the liability, I could get with Mr. Peck and we're using a similar waiver as we do when we rent the halls out. That anybody who is in there will sign a waiver. Anybody who is taking that dance class to relieve us from any liability from injury and things like that. That's a good question though.

Mr. Asbach – I guess the reason it came up also was, I guess the Call Command went out maybe three weeks ago by now and it said something about JuJu Beans offering gift cards as part of that program and this was another business owner who questioned why all the businesses weren't able to possibly partake in that. That they could give half of their, they could do the same thing. Sell gift cards and have the proceeds go toward that as well. That's how the whole thing came up actually.

Mayor Estep – That's a great point, you know, I'm sure the PAC ladies will be thrilled to hear that somebody else wants to partake in their fund raising to help offset the cost because it's going to be at least \$10,000.00 for the mirrors and the floor. So since we're on TV I guess if anybody wants to help out the PAC ladies you can contact Laura Mosley at JuJu Beans, I'm trying to think, Jen Rutherford should be one of the dance instructors, she's in that group and they meet up there regularly. So if they want to contact those ladies they would be thrilled to have them help them out.

Mr. Culbertson – Along with that thought, who would be in charge of the room, is it going to be open, is it exclusive to the PAC or to the dance program? How is that going to be utilized. It's still going to be controlled by the Village.

Mayor Estep - We're going to allow them three days for dance and I explained that to them when I met with them. I said I know you're doing most of the renovation and you're doing most of the financial part of it but we can't just give you that room and make sure you fully understand that. They said the only thing that they would really request would be the three nights when they have dance for the kids. I said I think we can compromise and go with that. But the master schedule will be kept in my secretary's office and will run those activities through the Recreation Department. Any activity that we would provide, say Tiquondo, Yoga, where we provide an instructor and we would charge a fee. Anything above and beyond what we would make money off of that would go to the Rec Fund. Pay for uniforms for kids.

Mrs. Schildmeyer – Are we charging a fee for them or we're not charging a fee.

Mayor Estep – We're not charging a fee, we're really not renting it out. It was sort of an inkind that they're going to renovate and pay for all that and in return they would be allowed to use it three days.

Mrs. Schildmeyer – If the Taekwondo class wants to come in here or Yoga or Zumba are we charging them or is it going to be?

Mayor Estep – We would pay, we would see what the instructor charges and then we would base our fee, what we charge the people to come in and that would pay for the instructor. Sort of like the Seniors using the hall over there. We don't charge the Seniors and it's providing a service to the people who live here and we're trying to do that for other groups.

Mrs. Schildmeyer – I think this is a great thing but I think we have to have something in place before this starts.

Mayor Estep – And I agree with part of that. I met with the ladies last week and they brought that up and I think they're coming up with some sort of a contract or some sort of an agreement. I think the liability end should be covered with the waivers and I talked to Mr. Peck about, and I think it's only fair if they do all this we could give them three days for dance for the kids. Anything above and beyond we would work through Recreation and have a schedule in my office.

Mrs. Schildmeyer - I totally agree John. My kids take the dance. It's a wonderful thing. My kids will fund raise for this. I will fund raises for this. I just think we need to be careful about setting some in place ahead of time before we start this process because if I want to open my own Yoga studio in there you can't just say no if we've already given it for free. We need to have something in place, a schedule or something in place.

Mayor Estep – Maybe I misunderstood you. Should we charge everybody that's going to be in there you mean? Every time there's a class?

Mrs. Schildmeyer – No. I'm not saying that at all. I'm just saying that there needs to be a plan for this space before we just open it up.

Mrs. Brickweg - This has been discussed at City Hall and it's very similar to water aerobics. She gets the pool and she charges. And I know what was discussed because they were looking for a room and stuff and I said I would help out for free

until they find somebody. I don't really want to run a class but I will do it until they find somebody. But basically I know, talking to Paul Schildmeyer and John, it was discussed that there might be a certain amount that the instructor would rent it for and then, and I know you guys are working on it, and if it goes beyond that then it goes toward the contribution. I know Paul was working on that. But I would like to throw out there that if this organization is putting the floors in and putting the mirrors in I think the least we can do is if somebody breaks a mirror we could, I mean they're putting money into a building that we own, so if we ever get rid of that building, that's going to have a nice floor and this is something that is so way overdue because I know at the fitness center so many people were asking for something like this. So I think like I said I think we can help them with a little bit here from the City, from the Village's side also instead of just all taking from them, since they're putting all their money into it. But I know they are working on it and so hopefully before, I mean they haven't even raised the money for the floor so hopefully they'll continue to work on it and we can have Paul come and explain it once it's done but I know they've been working on it.

Mayor Estep – And we are months away from that. I don't think they're going to start the dance program until the following school year. We have talked about it, we don't have anything finalized. We want to walk through it slowly to make sure we have it done properly. Those are good suggestions.

Mr. Tobergte – Mike, a couple of weeks ago you talked about the ? Case. And then Patty saying they're still doing the rental program. I thought when Valerie was there we put a hold on it for now but now they're.....

Mr. Peck – I don't know how active they are, most of the rentals..... but quite frankly people want their property inspected. But I'm still looking into it and I'll have an opinion to Council (inaudible)

Ms. Hausfeld – Anyway I just wanted to thank Tommy Paul. I talked to him before the meeting and the area down there at Girl Scout Lane that has been graded off and seeded and put hay over it looks really good. It's funny because I didn't pay attention, I just saw the sounds and it was funny because a couple of us were remarking about that. Down on Girl Scout Lane was that tow away, it actually does not say no parking yet. Tommy is going to get with the owners with that so we get that fixed and also I reiterated to Tom that what they've done on half of that hill looks absolutely wonderful but I was down there like two days ago and there was a bunch of trash again so he was going to get again with the owner and get that cleaned up and also talked to the owner so I just want to say thank you to him for

the work that he's doing back there because the part that has been cleaned up looks awesome and if we can make a lot of our businesses and owners of property take good care of it the way you had that taken care of St. Bernard will be a nice, cleaner, better place.

Mr. Tobergte – Peggy, how is the online checking coming?

Mrs. Brickweg – They are testing it in other communities before they're going to test it here. So he said he will get back with me once they've done that testing and he has not got back with me yet.

Mr. Tobergte – Didn't last year you say you wanted software where you could retain something or.....

Mr. Brickweg – No because a couple of other communities use the same software. They've worked with the software company and I guess it was worth their effort once it was more than just us. They worked with them and they're testing it.

## **NEW BUSINESS**

None.

## **AUDIENCE WISHING TO ADDRESS COUNCIL**

None.

Motion by Mr. Asbach, seconded by Ms. Hausfeld to excuse the absent member.  
Motion passed 6-0.

Mr. Asbach – The next COW meeting will be Thursday, March 10<sup>th</sup>, at 7:00pm.

Council went into Executive Session.

The regular meeting resumed.

Motion by Ms. Hausfeld seconded by Mrs. Schildmeyer to adjourn. Motion passed 6-0.

