

ST. BERNARD VILLAGE COUNCIL MEETING
May 16, 2013

The regular meeting of the St. Bernard Village Council was held Thursday, May 16th in Council Chambers.

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

Roll called showed that all members were present: Mr. Tobergte, Mr. Meier, Mr. Holt, Mr. Asbach, Mrs. Schildmeyer, Mr. Culbertson and Mrs. Bedinghaus.

Mr. Asbach made a motion to dispense with the reading of the minutes. Mr. Culbertson seconded the motion. Council agreed 7-0.

REPORTS OF CITY OFFICIALS

MAYOR, Mr. Burkhardt – I would just like to let everybody know that on Memorial Day, Monday the 27th, naturally there will be no garbage pick-up. That Monday's pick-up will be Tuesday and Tuesday's will be that Wednesday. Don't forget. Don't set your garbage out on Memorial Day. We are still looking for Veterans who are interested in being in the parade on the 27th. Please call Paul Strotman at 641-3137 if you are interested.

Good news, Klostermans will be hiring somewhere around forty people for an expansion they're doing. And also 3D Printing has closed on the building behind Imwalle and has taken possession.

AUDITOR, Mrs. Brickweg – The Auditor's Office has prepared Ordinance No. 22, 2013 as discussed at the COW meeting and in various emails this week. This Ordinance transfers \$575,000.00 out of the General Fund. \$3,076.00 going into the Capital Projects Storm Sewer Improvement Cash Account to make the bond payment. \$571, 924.00 is going into the General Bond Retirement Cash Account to cover bond payments due on the swimming pool, fire truck and the monthly bond payments for the improvements bonds we received in March. The April and May interest payments on the improvement bonds was \$73, 276. 67. The payments for the rest of the year will be \$57,850.00 a month. In the fall we will have to make an additional transfer since there will still not be enough in that fund to make all the payments. The reason for multiple transfers is so that the General Fund is not depleted now since the money does not need to be spent.

I also received our budget packet from Hamilton County which must be at the Hamilton County Auditor's office by July 22nd. The first Thursday in July is the 4th, so Council needs to decide when they will want to meet for the public hearing on the budget so I can advertise this public hearing in the newspaper. I just wanted the Finance Committee and Council to know that I've had like four or five more requests on the OPERS money and we received one this week where apparently we're going to have to pay the whole thing because Steve's exemption was in play back then, was never sent to them and approved so basically the PERS was looking at us like we never, the employee didn't make their payments and we did not make ours which is exactly what happened. So now that one is going to be around

\$5,000.00. I'm not sure on the other ones but there trickling in so I just want to give you an update on that.

DIRECTOR OF LAW, Mr. Walden – I'm happy to report the Mayor's Court went very well again last night and so far this year we have brought in \$22,500.00. As Law Director I'd like to recommend passage of Ordinance No. 23, 2013 tonight which updates the Codified Ordinances to take into account changes in Ohio Law which would require us to change some of our local laws and also on behalf of the Safety Director, she has no report tonight but she will give a report updating the HIP Program progress at the next COW.

TREASURER, Mr. Ungruhe – The Monthly Treasurer's report for Village Council has been prepared for tonight's meeting:

Receipts for the month of April 2013: \$ 1,710,986.07
As the Auditor mentioned at the last Council meeting, this includes an unexpected inheritance tax receipt for \$329,600.39.

SAFETY DIRECTOR, Ms. Van Valkenburg – No report.

SERVICE DIRECTOR, Mr. Stegman – I'd like to thank the St. Bernard High School for clean-up day on Wednesday. St. Bernard brought 40 kids and students and teachers to walk our streets and parks to pick up all the litter. After they did that we treated them to pizza which was paid for by the IGA Square owner that donated the pizza.

As discussed at the COW, Ordinance No. 24, 2013 is on the table tonight for the Service Director to enter into a contract with Performance Construction for the service garage. They were the lowest and best bid at \$2,749,000.00. I hope we can pass that so we can get the service garage underway.

TAX COMMISSIONER, Mr. Geiser – As everyone received this week through email, Council, the Administration from me for additional funds in the refund line item, as I indicated in the email the next Council meeting is not for three weeks and therefore in order to pay any current refunds I have pending, I need additional funding. So I asked for it and as Mrs. Brickweg indicated it is Ordinance No. 22, 2013. I had finished processing the refunds that I have currently, there are some more that are pending but it does exceed \$100,000.00 that was put in that line item in the budget so I do urge passage of that Ordinance tonight.

REPORTS OF STANDING COMMITTEES

FINANCE, Mr. Meier – The Finance Committee will be meeting next Wednesday, the 22nd of May at 7:15pm in Council Chambers. This will be following the CIC meeting. On the agenda we will be discussing amounts that each department will have excluding salaries, so that the department heads can put together their budget so we can meet the July 22nd dead line to get the budget to the County. So we're starting work on that this coming Wednesday.

Also this afternoon as acting as President of the CIC we did close on the sale of Maxum's this afternoon so the couple that bought that are going to, they have contracted with some architect to redo the building. They are going to be putting in an art gallery. That will be a new business coming to the city.

SAFETY, Mr. Asbach – I have the April Fire Dept. report:

In the month of April there were 20 calls for fire run activities; 54 medical emergency responses and 23 inspection activities.

Also when I was looking over the Village Newsletter that came out recently, it reminded me to make sure that everyone remembered that if you need to get ahold of the Fire Dept. you need to call 911 and if you need to get ahold of the Police Dept. or a non-emergency Fire Dept. call 242-2727.

SERVICE, Mr. Holt – No report.

PUBLIC IMPROVEMENTS, Mrs. Schildmeyer – I would like to thank the first, second and third graders of St. Clement School. They also had a Keep Cincinnati Beautiful project and they said that we are so lucky to live in a Village that is kept so incredibly clean that they chose Monday, May 13th after the Block Party to go down and clean up the park after the Block Party. So thank you to them and I also wanted to congratulate my neighbor, Andy Gruenwald, on his success at the Soap Box Derby.

LAWS, CONTRACTS AND CLAIMS, Mr. Culbertson – No report.

BUSINESS AND INDUSTRY, Mrs. Bedinghaus – No report.

HIGHWAYS AND TRANSPORTATION, Mr. Tobergte – I would like to once again thank Mr. and Mrs. Gerry Wiedmann, the St. Bernard Service Dept, St. Bernard Fire Dept., St. Bernard Police Dept., Greenlee Garage, Jerry Day Auto Service for sponsoring cars for the Soap Box Derby. Also thank you to Mr. & Mrs. Gerry Wiedmann and the Naegele Funeral Homes for helping me to cover the cost of the overtime for setting up and tearing down the Soap Box Derby course. Fire Fighters Brett Fogel and Brian Young for volunteering to help with the set up and Bill Wethington for helping with the tear down along with the Service Dept. employees for giving me a break on their overtime hours. Also, as Steve pointed out in the Newsletter, in there is a listing for the Touch A Truck next Wednesday, the 22nd. That has been cancelled.

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

Committee of the Whole
May 9, 2013

1. Council approved the minutes of the May 2nd Council meeting.
2. Mayor, Bill Burkhardt
 - A. Discussed the performance audit and asked Council if they were in favor of the audit. Everyone was okay with the audit, but Bill will look into other firms also.
3. Auditor, Peggy Brickweg
 - A. Discussed a transfer Ordinance from the general fund to the bond retirement line item. Council voted 7-0 to put the Ordinance on the table.
 - B. Said that the Recreation Department was receiving donations for T-ball and that they would be done one time instead of when each donation comes in.
 - C. Asked if Nick could stop pulling the pink copies, from the PO's and Council was okay with that.
 - D. Is still working on a spread sheet that shows the expenditures for the year.
4. Law Director, Curtis Walden
 - A. Gave a letter to Council from the State Auditor that talked about municipal debt. It talked about the SEC ruling on a municipality that gave false information about

their City's finances. We should not make statements on matters that we're not certain are factual.

- B. Talked about a letter to the editor in the Enquirer, from the State Treasurer, saying that SB 5 is coming and that it would require tax collections to go to Columbus and would then be dispersed back to the cities and villages.
 - C. Mr. Tobergte asked about the Ordinance for the Codified Ordinances update. Curtis said that it needed to be passed for the updated. Council voted 7-0 to put the Ordinance on the table.
5. Safety Director, Valerie Van Valkenburg
- A. Reported that the police and fire departments are working with the schools on the information on the layout of the buildings and working with the schools on emergency procedures, that if needed would benefit them if an emergency occurs.
6. Service Director, Phil Stegman
- A. Asked Council for an Ordinance to proceed with the service center project. Council voted 7-0 to put the Ordinance on the table.
 - B. Met with people from Metro and went up and down Vine St. looking at the bus routes and the double buses on our streets. They should be on the main streets and not on side streets. If you see a Metro bus on the side streets, please call Phil with the bus #, time and date.
7. Treasurer, John Ungrhue
- A. Reported that there was \$5,612.72 in the 4th of July Memorial Fund.
 - B. Said that 5/3rd bank asked us to keep the bond money in the checking account and offered us 20 basis points for keeping it there.
 - C. Said that a few of the performance audits that he looked at online said that other cities and villages should have done away with their police and fire departments. That seemed a little crazy and it wasn't something we should consider.
8. Finance, Kevin Meier
- A. Said that the committee will get together to start working on the 2014 budget.
 - B. Asked people that walk their pets to please clean up after them, it is your responsibility.
9. Safety, Steve Asbach
- A. Reported that the next block watch meeting is Tuesday May 21st at 6:30pm in the lower level of City Hall and Officer Rick Smith will talk about suspicious activities.
10. Highways & Transportation, Don Tobergte
- A. Thanked Mr. & Mrs. Gerry Wiedmann, the service, police and fire departments, Greenlee Garage, Jerry Day Auto Service for sponsoring cars for the soap box derby. He also thanked Mr. & Mrs. Gerry Wiedmann and the Naegele Funeral Homes for helping him to cover the cost of the overtime for setting up and tearing down the soap box derby course.
 - B. Said that his next town hall meeting is Tuesday May 14th in the lower level of City Hall, all are invited to attend.

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 7-0.

The third reading of Ordinance No. 17, 2013.

ORDINANCE NO. 17, 2013. ACCEPTING AND APPROVING THE COLLECTIVE BARGAINING AGREEMENT MADE BY AND BETWEEN THE VILLAGE OF ST. BERNARD AND LOCAL NO. 450, ST. BERNARD FIRE FIGHTERS UNION, I.A.F.F., AND DECLARING AN EMERGENCY.

Motion by Mr. Culbertson seconded by Mrs. Schildmeyer to adopt Ordinance No. 17, 2013 as read. Motion passed 4-3. Mr. Meier, Mr. Asbach, Mrs. Bedinghaus voted no.

Mr. Walden – Am I correct that since the Ordinance did not receive 5 votes being 2/3s of the vote that it will not go into effect for thirty days.

Mr. Peck – I believe that is the case.

ORDINANCE NO. 22, 2013. AUTHORIZING AND DIRECTING THE AUDITOR TO TRANSFER FUNDS AND PROVIDE ADDITIONAL APPROPRIATIONS AND DECLARING AN EMERGENCY.

Motion by Mr. Asbach, seconded by Mrs. Schildmeyer to suspend with the second and third reading of Ordinance No. 22, 2013. Motion passed 7-0.

Motion by Mr. Asbach, seconded by Mr. Culbertson to adopt Ordinance No. 22, 2013 as read. Motion passed 7-0.

ORDINANCE NO. 23, 2013. 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. Holt to suspend with the second and third reading of Ordinance No.23, 2013.

REMARKS

Mr. Walden – Just to explain to the public what's going on, Ohio has made a number of changes to their laws and the St. Bernard laws need to be in compliance with the Ohio laws so this Ordinance simply updates our own Codified Ordinances to be in line with the changes in Ohio law.

The motion to suspend passed 7-0.

Motion by Mr. Asbach, seconded by Mrs. Bedinghaus to adopt Ordinance No.23, 2013 as read. Motion passed 7-0.

ORDINANCE NO. 24, 2013. AN ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO A CONTRACT WITH PERFORMANCE CONSTRUCTION CO. AND DECLARING AN EMERGENCY.

Motion by Mr. Asbach, seconded by Mr. Culbertson to suspend with the second and third reading of Ordinance No. 24, 2013. Motion passed 7-0.

Motion by Mr. Asbach, seconded by Mrs. Schildmeyer to adopt Ordinance No. 24, 2013 as read. Motion passed 7-0.

OLD BUSINESS

Mr. Asbach – To answer Mrs. Brickweg’s question earlier, the July meeting, I believe is on the calendar for Tuesday July 2nd. That has already been determined since the 4th is a Thursday.

Mrs. Brickweg – I guess this is for Kevin, is that when you plan on voting on this.

Mr. Meier – We’re fine with that. Yes, we will be done before then.

Mrs. Brickweg – Ok, thank you.

Mr. Tobergte – At my Town Hall meeting, Tuesday night, there were quite a few employees there and the topic of the performance audit came up. They’re saying that they have a lot of ideas but it’s hard to get them across to people and they were wondering if before we go spending \$100,000.00 or whatever would it be possible to get a committee together, maybe some residents, some Council, some Administration, whatever, to have the employees come with ideas and try to work something out first before we spend \$100,000.00?

Mr. Burkhardt – Yes, we can do that.

Mrs. Brickweg – I don’t know if this is Old or New but I forgot to put this in my report. I handed out the expenditures spreadsheets and I had two of them in the mail boxes but I’ll go through those. I’m hoping I’ll be doing better next week. I’d like to put that on the COW agenda to review that so I can say what they mean. Then in the future we set up our revenue reports that come out of the system, they’re now going to be different. The state auditor had recommended that the budget be put in there like it is, it’s never been done, so I went ahead and entered all that so now the revenue report, instead of just saying month to date and year to date will say the projections and that’s what the revenue is projected to come in month to date and year to date and what the balance is. I’ll go over that too and make sure you all get reports.

NEW BUSINESS

Mr. Walden – I would just like to thank Council for passing Ordinance No. 23, 2013. I’m also working with the Laws, Contracts & Claims Committee on updating a number of other Ordinances that Chief Moeller has talked to us about and I’d like to publically thank Lt. Ungruhe who has been working on a project for the last year to update the Rules of Mayor’s Court and get things moving forward in that area.

AUDIENCE WISHING TO ADDRESS COUNCIL

None.

Mr. Asbach – Due to there being five Thursdays in May the next COW meeting will be Thursday, May 30th at 7:30pm.

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