

**ST. BERNARD VILLAGE COUNCIL MEETING
MARCH 6, 2014**

The regular meeting of the St. Bernard Village Council was held Thursday, March 6, 2014 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 six members were present: Mr. Tobergte, Ms. Hausfeld, Mr. Asbach, Mrs. Schildmeyer, Mr. Culbertson and Mrs. Bedinghaus.

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

Mrs. Schildmeyer introduced Amy Yosmali, the new owner of 4722 Vine St. Amy and her husband Tim have renovated the property and it is now opening as an Art Gallery. Amy's website is www.aydzn.com which gives all the information on hours of operation and programs available. Amy was very grateful to the CIC and the City for all the help in getting the business up and running.

REPORTS OF CITY OFFICIALS

MAYOR, Mr. Burkhardt – The Mayor's monthly court report: Receipts for February, 2014. Mayor's Court, Costs, Fines, Fees and Miscellaneous receipts were \$4,540.40. Total to St. Bernard was \$4,540.00. Total to the County was \$41.00. Total to the State was \$1,878.00. Total Disbursements were \$6,459.40. Kim Fender from the Public Library in Hamilton County has contacted me about the official Ground Breaking Ceremony for the new St. Bernard Branch. It is tentatively scheduled for April 21st sometime between 4:00pm and 4:30pm. I wanted to give everyone advanced notice to allow you to make arrangements to attend.

Also the bid process has started for the St. Bernard Branch, consisting of the construction drawings and project cost estimates. They went out the morning of Feb. 28th and the bids should be open on March 25th at noon time.

The St. Bernard community yard sale date for 2014 is Saturday, May 17th. If you are interested in participating please contact the administrative offices by phone or email with your name, address, and phone number. Signs will be posted a few days in advance of the yard sale with a map available of all homes participating. The sign up deadline is Friday, May 9th.

AUDITOR, Mrs. Brickweg – The Auditor's Office tonight prepared Ordinance No. 10, 2014. The second Ordinance which I was supposed to prepare was for the new fund for the indigent and vice and DUI. I've been in contact with the Ohio Dept. of Public Safety and cannot get any information from them so I'm still waiting for some more phone calls. There's no sample Ordinances out there. Nobody really seems to know a whole lot about this so I'll keep working on it but right now it's just in our miscellaneous revenues and I told them that so they would give me some information. So that one is on hold and I'll let you know if I ever learn anything from them.

Ordinance No. 10, 2014, this is pretty much the summer help part-time employees Ordinance. It is basically the same as last year except for four positions which are going to be raised a dime to \$7.95; park guard, pool attendant, craft assistant and swim lesson assistant. There's also a new line item on here that was not discussed at the COW but we learned from talking to Iris, the swim team coach and Paul Strotman, that way back when there was supposed to be a swim team assistant. We were missing something. So since Iris is going to hire somebody that's not a lifeguard, I needed a pay raise because before they were being paid at the lifeguard rates. She suggested this and Paul agreed that it's basically a little bit close to a dollar less than the lifeguard. So for the swim team assistant it's \$9.56 an hour. The second year it will be \$10.56 an hour and the third year it will be \$11.56 an hour.

Also I'm working on the revenue and expenditure spreadsheet. I'm sorry I didn't get them to you today. I've been working with the State Auditor on our financial statements and I got a little carried away and didn't get to that. So I will get to that and you will have them next week.

DIRECTOR OF LAW, Mr. Walden – (read by Mrs. Bedinghaus) St. Bernard was recently named as a defendant in a Workers' Compensation lawsuit filed by one of our former employees. We submitted the lawsuit to our insurance carrier, which denied coverage. As the lawsuit does not allege that St. Bernard itself did anything wrong, I will be filing a motion to dismiss the claims against us next week. I will keep Council updated on this case.

TREASURER, Mr. Ungruhe – This evening I prepared the Fifth Third securities report showing the bonds and various amounts.

SAFETY DIRECTOR, Ms. Van Valkenburg – Absent.

SERVICE DIRECTOR, Mr. Stegman – Absent.

TAX COMMISSIONER, Mr. Geiser – I gave each member of Council and the Administration the end of the month report for February which is on the annual comparison report showing how much money we brought in for the month of February. You can compare it to the previous February's in the last 12 years. As a follow up to the discussion I brought up to Council at the last COW meeting about the new proposed bill, 282 and House Bill 5, that are pending before the Ohio Legislation. I attended a SWOTA meeting this past week because it was on these two subjects. I haven't gone to a meeting for a while but I thought this was important to go to. For those of you who don't know what SWOTA stands for its South West Ohio Tax Administrators Association. The main speaker was from the Ohio Municipal League. He was their lobbyist. He gave a very, very informed update presentation, and I don't have time to go through it tonight but I will present this at a future date. I cannot do it next week but maybe at the next COW meeting I would like to bring it up because one of the recommendations he strongly suggested was a Resolution expressing opposition to 282 because unfortunately, as I told you, this is not moving right now but he said it is gaining momentum and that could be the most devastating Bill we've ever seen for St. Bernard. I will bring this up at some point in the future and discuss possibly putting together a Resolution. Again, unfortunately this is our busy time and I'll probably need Curtis' help putting something together but I'll bring it up in the future.

REPORTS OF STANDING COMMITTEES

FINANCE, Mr. Tobergte – The Finance Committee did meet tonight and at this time we are not recommending a change to the Deputy Auditors pay. We will look at this again in May when we work on the new budget. Mr. Stegman sent an email to the Committee stating that the last snow the Service Dept. used 50 hours of overtime at a cost of \$2,800.00

SAFETY, Mr. Culbertson – I have the Police Dept. report for February, 2014. During the month of February, officers were involved in 774 calls for service. Of those calls, officers responded to 32 accident reports and took 50 offense reports. Officers cleared a total of 49 offenses. Officers made 90 misdemeanor arrests. Officers responded to 23 traffic citations, 1 DUI arrest and 66 warnings. Officers responded to 87 calls for suspicious activity, vehicles or persons.

SERVICE, Mr. Asbach – The Service Dept. report for February, 2014 is as follows; 8 trucks placed at residences, 6 dumpsters placed at residences, 64 special pick-ups at residences, 140.92 tons of garbage taken to the landfill. 32.7 tons of recycling material, 7 pounds of scrap aluminum, 3,120 pounds of scrap metal and 9 pounds of stainless steel. I also was given by the Service Dept., Mr. Glen Wilson, passed this on. As far as recycling, what we can and what we cannot recycle. I don't think there have been any major changes. I was told that this is on the City website. It's quite extensive. It's more the unacceptable items that we should probably look at more than what's accepted but that is listed on the website if you would like to go to that to see what we should not be putting out for recycling.

PUBLIC IMPROVEMENTS, Mrs. Schildmeyer – I just wanted to remind everybody that Super Bingo has been rescheduled for April 5th at St. Clement and I wanted to say congratulations to the St. Bernard boys basketball team and their coach, Mike Radke. They had a wonderful season. They should be very proud of their season.

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

BUSINESS AND INDUSTRY, Mr. Kalb – Absent.

HIGHWAYS AND TRANSPORTATION, Ms. Hausfeld – Tonight I have the 2014 Dial-A-Ride passengers. There was 2,943 that rode the Dial-A-Ride and of course because of not having the Medical Bus that number will remain at 0.

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

Committee of the Whole
Feb. 27, 2014

1. Council approved the minutes of the Feb. 20th Council meeting.
2. Mayor, Bill Burkhardt
 - A. Read two letters about a fire at 205 E Ross Avenue. The first was from Officer Charlie Barnes, stating that because Mike Santillo called the police, to check on a walker at the side of the residence. He feels that because Mike called, he played a key role in saving Ms. Montgomery's life and home. The second was from Fire Chief Don Moeller that publically commended both Officers Barnes and Roll for their actions in saving Ms. Montgomery from her burning home. The officers

- informed the Fire Department that there was no one else in the home, which made the strategy of fighting the structure' fire less complicated and safe. He also thanked the Department for the quick and efficient extinguishment of the fire.
- B. Reported that he met with the Police Department on their contract. A motion was made, and voted on 7-0, to meet in Executive Session to bring the new Council members up to date on the contract.
3. Auditor, Peggy Brickweg
 - A. Said that the Auditor and Treasurer received info that the Village will receive money to be used for an indigent drivers interlock and alcohol monitoring fund. Council voted 7-0 to place an Ordinance on the table to create the new line item for this money.
 - B. Said that she is working on the audit.
 4. Law Director, Curtis Walden
 - A. Thanked Elaine Sipe and Peggy for their work on the legal bills. It was discovered that we overpaid a bill and will receive a check back for \$9,921.20. Council voted 7-0 to add this money back into the line item that the bill was paid from.
 5. Service Director, Phil Stegman
 - A. Gave the Finance Committee a report of the overtime for the Service Department so far this year. If everything stays somewhat normal, we could fall about \$11,600.00 short by the end of the year.
 - B. Reported that we received the \$64,000.00 from the Post Office for the parking spaces at the Shopping Center.
 - C. Said that he signed the three year contract for the landfill for \$34.00 a ton which is less than we were paying.
 6. Tax Commissioner, Ed Geiser
 - A. Discussed a State Bill that would not allow the Village to take taxes from non-residents working in St. Bernard. He will attend the SWOTA meeting next week where the bill will be discussed.
 7. Finance, Don Tobergte
 - A. Reported that the committee met tonight and discussed four topics. First was a discussion about the increase for the Deputy Auditor. After much discussion, the committee will meet next Thursday at 6:00PM to discuss further. Second was a discussion about the Imwalle property. There was talk about transferring the property to the CIC to use for collateral so the builder of the townhomes on Tower can begin. Mr. Meyers will try to get letters of intent, with loan approval, before Council takes action. Third was the discussion about the Service Department overtime. Fourth was a discussion on bringing four positions on the Pay Ordinance from \$7.85 to \$7.95, the new minimum wage. Council voted 7-0 to put an Ordinance on the table for the increase.
 8. Safety, Ray Culbertson
 - A. Thanked officers Barnes and Roll, as well as the Fire Department, for their actions during the fire on Ross Avenue. He also thanked the Police Department for the arrest on Vine St across from St. Clement School.
 9. A resident said that he thought Officer Barnes deserved recognition for saving Ms. Montgomery's life. He also said that he didn't think that we should give the Imwalle property to the CIC for the building of the town homes.
 10. Council met in Executive Session to discuss contract negotiations.

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 Ordinances by title only. Motion passed 6-0.

ORDINANCE NO. 10, S2014. FIXING THE COMPENSATION OF THOSE PART-TIME EMPLOYEES OF THE VILLAGE OF ST. BERNARD WHOSE FIRST DATE OF SERVICE IN THE POSITION IS AFTER 1/1/2005, AND DECLARING AN EMERGENCY.

Motion by Mr. Asbach, seconded by Mrs. Schildmeyer to suspend with the second and third reading of Ordinance No. 2014.

REMARKS

Mr. Tobergte – Just to let everybody know, Peggy did call me Tuesday afternoon when Mr. Strotman came to her about the swim team assistant. I called Cindi and Steve and the Finance Committee had no problem putting, adding that line to this Ordinance. Peggy the only question I have, we've got the swim team assistant but where is the swim team coach?

Mrs. Brickweg – She has her own Ordinance.

Mr. Tobergte – I didn't see any line items, I was just curious. I'm looking at a budget for last year and I didn't see it.

Mrs. Brickweg – Are you asking what she gets paid out of?

Mr. Tobergte – No. Yes, is there a line item for the swim team?

Mrs. Brickweg – That's in the swimming pool at \$11.56 and \$12.56 an hour.

The motion to suspend passed 6-0.

Motion by Mr. Asbach, seconded by Mrs. Bedinghaus to adopt Ordinance No. 2014 as read. Motion passed 6-0.

OLD BUSINESS

Mr. Burkhardt – I just want to let everybody know, I'll try to figure out why the PD contract was not on the table for tonight. For some reason the Ordinance wasn't made up but it will be on for the next Council meeting.

NEW BUSINESS

Mr. Tobergte – I would like to announce this year's Soap Box Derby will be Saturday, May 10th. I'm working on getting sponsors for cars and I will once again guarantee that the overtime for the set up and tear down will be covered by my company.

Also a couple items for the COW agenda, I met with a banker today for some business at his place for my business and he asked about Town Homes, the Town Home situation on Tower Ave., and I told him what Council had talked about getting a guarantee from the prospective buyers and pre-approved loans and he was saying that could be a big thing for his bank if that could happen. Hopefully that can work. I talked to Paul Myers, he was in contact with the bank again today. Hopefully we can put that on the agenda for next week. Have Paul come and discuss how all that is going.

Also for the past couple of years I've been getting a lot of complaints from contractors in the City. They don't understand how some businesses get their garbage, remodeling jobs picked up and others don't. I talked to Eddie and the Tax Dept. classifies rental property as a business, if you get x number of dollars in rent. I'd like to put that on the COW agenda how we can work that out.

Ms. Hausfeld – I received an email and actually I called the gentleman back right before the Finance Committee meeting tonight and I was actually going to talk to Phil but he's not in so I will call him tomorrow. These people that live back on West Ross are having problems with the boxes, the garbage that a couple of the shopping center stores. They're not contained. They're not crushing their boxes and stuff. Since the winds and stuff, I guess they've been having a problem with the trash coming on their property and stuff, to where, the gentleman was very nice and he wanted me to thank the Service Dept. because he does know that the Service Dept. is out there picking up the trash and stuff but he just felt like the shopping center, which like he said he doesn't know how much longer it's going to be there, they should be able to contain their own garbage and their own trash and their own boxes. I know it's kind of in the CIC now so I wasn't quite sure if it was, to talk to Phil or talk to the CIC but I do know that our garbage men have been picking up a lot of the trash too so that's why I just wanted to at least let it be known and I told the gentlemen I would announce it on Council and stuff like that. The only other thing that I had is I've had, and I've actually talked to Curtis about this, I have had some complaints from people about the homes that the City bought some homes up on Cleveland, they understand it takes time to get stuff done but the people that I talked to or that emailed me their concerns are just letting the property sit and not upgrading them or doing anything with them that their property tax or the value of their properties are going down. So they kind of want to know a time frame and right now I know it's kind of up in the air so just wanted to let that be known too that I have been getting contacted either phone calls or emails or even stopped on the street.

One last thing and I want to publically thank Phil. Last, I think it was Sunday, I was out in Blue Ash and I got a call that there was a bunch of glass at the corner of Tower and Church St. and I called Phil because I didn't know if we had a person on the Service Dept. still out and about or if we even did and he, even though he was in the hot tub when I called, he got out of the hot tub, he went personally and cleaned up the glass so people didn't have to worry about driving over it and getting flat tires and stuff like that so I just wanted to publically thank him because it did happen at the corner of where I live and it was funny because I got a call and he was there in no time because by the time I got home from Blue Ash it was all cleaned up and ready to go so I did just want to thank him.

AUDIENCE WISHING TO ADDRESS COUNCIL

None.

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

Mr. Asbach – The next COW will be Thursday, March 13th at 7:00pm.

Motion by Mr. Tobergte, seconded by Mrs. Schildmeyer to adjourn. Motion
passed 6-0.