

**ST. BERNARD VILLAGE COUNCIL MEETING
OCTOBER 15, 2015**

The regular meeting of the St. Bernard Village was held Thursday, October 15, 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 six members were present: Mr. Tobergte, Mr. Kalb, Mr. Asbach, Mrs. Schildmeyer, Mr. Culbertson and Mrs. Bedinghaus.

Motion by Mr. Asbach to dispense with the reading of the minutes. Mr. Culbertson seconded the motion. Council agreed 6-0.

REPORTS OF VILLAGE OFFICIALS

MAYOR, Mr. Burkhardt – Yesterday was the Annual Mayoral Luncheon for the St. Bernard Seniors. I would like to thank my Assistant, Elaine Sipe for organizing the event, Phil and Ed for grilling and the St. Bernard Fire Department for assisting with some of the food prep and providing extra helping hands, as well as Chief Moeller and Nurse, Laura Schmitt. All the Department heads also donated items for door prizes. Mr. Bob Ostertag sang his heart out and entertained the entire group. A great day was had by all.

As we near the completion of the Vine Streetscape project and with the ongoing discussion of marketing St. Bernard, Elaine is currently working with local colleges and obtaining the information needed on how to hire a marketing intern. I will be working with Paul Myers on this project. I believe he will provide valuable insight to the direction of the marketing campaign.

I would like to congratulate 3rd ward resident and school board member Jason McMullan for being named one of Venue magazines Rising Star Medical leaders.

AUDITOR, Mrs. Brickweg – The Auditor’s office has prepared Ordinance No. 49, 2015 for tonight’s meeting. On this Ordinance, I went over it in detail last time but I will give a little brief. It contains \$20,000.00 for Fire Dept. Overtime due to two fire people being out on Worker’s Comp. Then it also contains two new items; \$1,400.00 from the Fire Furniture & Fixtures to Ambulance Supplies and then it has \$550.00 going into Stationery in the Tax Dept. and taking the money out of Equipment Outlay and Supplies & Incidentals.

I’ve also been working with the State Auditor regarding Councilperson, Don Tobergte’s suggestion about creating a fund for future capital large purchases of equipment. I’m going to continue to work with him. I’m also working with our software people to figure out even if there’s a way to do it. But they have been giving many suggestions and I’ve been talking to Don about it and I will continue to work on that.

In your mail boxes you received all of your software reports for the expenses, revenues and funds. I'm going to work on the spreadsheet for you. My only problem is I am working from home on a small laptop and it's kind of hard to read the numbers but I've been working on it so it's going to take a little longer.

DIRECTOR OF LAW, Ms. Van Valkenburg – As I reported last week there was a recent decision out of the Seventh District of Ohio, U. S. District Court by Judge Susan Delott concerning the City of Portsmouth and their residential property reviews, particularly when it comes to rental property. I read their decision very thoroughly, looked at some of the Case Law and compared it to some of our own Ordinances, real exciting stuff. Our Ordinances are somewhat different in that we do not have criminal or really substantial monetary implications for failure to allow entry. The language in her decision was broad enough that it could possibly provide for getting a warrant approaching a managerial officer, getting a warrant if consent would not be given. I will say, however, this is not a final decision. It is a decision on a judgement. It won't be final for at least thirty days. My intent is to call the City of Portsmouth next week to see if I can talk with their Law Director to see if we can get some kind of feel for what they're doing. Because if they're going to challenge it, this could be tied up for years with the Sixth Circuit. I'd like to get some kind of feel for that before we move forward because there are some significant differences between our structure and their structure in the way their Ordinances are worded, but it may be something we can tweak with some language if we feel we need to move forward on that.

I would also urge passage of Ordinance No. 49, 2015 what Mrs. Brickweg just addressed which is for the ambulance and the fire department overtime.

TREASURER, Mr. Ungruhe – I have prepared the Treasurer's report. I was behind because we had that issue with the differential that I worked out with the Auditor last week. I'm not going to read all the months here but the total through August which will get us caught up. Year to date income for the Village: \$10,062,088.65. Copies have been distributed to Council Members and the Administration.

SAFETY DIRECTOR, Pending

SERVICE DIRECTOR, Mr. Stegman – First Safety will be hosting a "Shred-It-Day" this Saturday, October 17, 2015 at the St. Bernard Square from 10:00am until 1:00pm. Please come down and bring your materials down for him to shred.

The leaf truck will start picking up leaves at the curb October 19th, this coming Monday. Please do not put grass and limbs in the piles that you're putting out to the street. If they are small enough piles go ahead and bag those so we can keep the streets clean.

TAX COMMISSIONER, Mr. Geiser – Absent.

REPORTS OF STANDING COMMITTEES

FINANCE, Mr. Tobergte – I have been working on having a haunted house and pumpkin painting contest Friday Oct. 30th at the old Sav-A-Lot building

in the Shopping Center. I want to thank Melissa McManus for her help organizing the event. Also, I would like to thank the sponsors of the event: St. Bernard LaRosa's, Skyline, JuJuBeans, Atmosphere Salon, the Culbertson family, Kalb family, the Schildmeyer family, Recreation Department, Fire and Police Departments and Newshoots Landscaping. The pumpkin painting goes from 6:00pm until 8:00pm and haunted house from 7:00pm until 10:00pm.

My next Townhall meeting will be Tuesday, October 27th at 7:00pm in the lower level of City Hall.

My next cleanup St. Bernard day will be Saturday Nov. 7th from 9:00am until noon.

SAFETY, Mr. Culbertson – The next Block Watch meeting will be on Tuesday, October 20th at 6:30pm in the lower level of City Hall. Laura Kimble from the Hamilton County Coroners office will be on hand to discuss the effects heroin has on the body and what signs to look for in a user.

I also have the Fire Department report for September, 2015: The Fire Department made 88 total EMS runs, 19 mutual aid EMS runs, in one case they received an EMS mutual aid run. They made 39 total fire runs and 1 mutual aid fire run.

I would also like to thank the following firefighters who hosted the Fire Department Open House this past Saturday; Chief Kerry Meyer, Capt. Troy Mirick, Capt. Kurt Brickweg, Firefighters Bill Kreyenhagen, Butch Baur, Steve Brannen, Joe Meister and Joe Barnes.

SERVICE, Mr. Asbach – No report.

PUBLIC IMPROVEMENTS, Mrs. Schildmeyer – I'll try not to cry because I get emotional but yesterday we had an incident at St. Clement School where there was a mom who was leaving with four of her children from school and the Smoke House was up there. I happened to be parked in front of the Smoke House and when I came out she had backed her car up and the axel broke. So she had blocked everybody into the parking lot. Her wheels couldn't turn. I happened to look up and I saw the firefighters up there so I wanted to thank Capt. Greg Lipp, Jon Goecke, Mike Imhoff, Jim Deutsch and Butch Baur was up there, he was off duty but of course he ran over to help. Jerry Day and Steven Moore ran right over and brought a jack over to try to lift her car up. Charlie Barnes came running up and he figured out whose car was blocking the way because there was no turning the wheel they had to push the car. The mom was really scared and she was just standing back behind the trees and crying and she didn't know what to do and how she was going to pay for this and Jerry Day could not have been nicer and he went above and beyond and fixed this woman's car and they stayed late last night and it was really touching. Nobody had to help and she said to me, How did you get all these guys to come over and help?" I said, "Because it's St. Bernard and that's what we do." So I've never been so proud to be a resident of St. Bernard. Any firefighter would have helped and any policer officer would have helped and any of our residents would have helped. So once again I have never been so proud to say, because this is St. Bernard and this is what we do.

LAWS, CONTRACTS AND CLAIMS, Mrs. Bedinghaus – I'm continuing to sift through all the information from other cities and villages relative to the feral cat Ordinances, so I don't have all my information together yet to call for a Laws, Contracts and Claims Committee meeting but I will as soon as I have enough information to bring it to the Committee.

BUSINESS AND INDUSTRY, Mr. Kalb – Last Thursday I attended the Chamber of Commerce meeting. President Amy opened the meeting with seven business representatives present. The items on the agenda, we're trying to finish filling the officer's spots on the Board as well as setting up the structure to guide the revitalized group. They have decided that on the Board will consist of seven members minimum and no more than eleven members which will all be voting. They also voted on Melissa McManus as the new Vice President of the Chamber of Commerce. There was a brief discussion on structure for the Chamber with the final decision being decided at the next meeting. The next Chamber of Commerce meeting will be November, 5 but the time and location is yet to be determined. I encourage all businesses to participate and attend the next meeting.

HIGHWAYS AND TRANSPORTATION, Ms. Hausfeld – (read by Mrs. Brickweg) In the month of September 1,121 residents rode the Dial-A-Ride.

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

Committee of the Whole
Oct. 8, 2015

1. Council approved the minutes of the Oct. 1st Council meeting.
2. A motion was made and seconded, and then voted on by a vote of 7-0, to approve the updated Protocol, Policy and Procedures of Council. A provision was added for the cancellation of a Council or Committee of the Whole meeting.
3. Mayor, Bill Burkhardt
 - a. Announced that the St. Bernard Titan Trek will be Friday Oct. 9th. Kindergarten thru 2nd grade will be walking the loop at Vine St. Park and the 3rd thru 6th grades will be walking a route through the community between 12:30 and 1:45 pm. The students, staff and Titan Fan Club thanks you for your support and caring about their safety.
 - b. Walgreens will be hosting St. Bernard's flu shot clinic Wednesday November 4th from 3pm-7pm in the Recreation office. Walgreens accepts most insurance companies and will complete the billing process. Anyone not covered by insurance, the cost of the vaccination is \$25.00. If you have any specific questions, please call Laura Schmitt at 242-7709.
4. Auditor, Peggy Brickweg
 - a. Discussed an Ordinance for additional appropriations and moving money in certain line items. Council voted 7-0 to place the Ordinance on the table.
 - b. Thanked everyone for their well wishes after her surgery. She will be working from home until she feels a little better, so if anyone has questions please call her at 242-5183 or her cell 325-4065.
5. Law Director, Valerie Van Valkenberg
 - a. Reported that Judge Susan DeLott issued a decision on Sept. 30th 2015 on a case in Portsmouth striking down a portion of their Ordinance requiring inspections of residential properties. This may affect our Ordinance so she will review to see if we need any changes.

- b. Asked to go into Executive Session to discuss pending litigation. Council voted 7-0 to do so at the end of the meeting.
 - c. Reminded everyone that there is no parking on McClland in Front of the library. She is looking into posting no parking / stopping signs there.
 - d. Said that two police candidates have personally accepted offers and are undergoing some post offer testing.
6. Service Director, Phil Stegman
- a. Reported that he might be receiving a reimbursement of \$9,100.00 from Adleta for the replacement of a fire hydrant that might be added to Ord. #49.
 - b. Said that we still have some of the big garbage cans left. We bought 250 and have sold 123. The cost is \$50.00.
 - c. Reported that back in June he submitted paperwork to Mike DeWine's office, on behalf of the Village, about the rock salt antitrust settlement. This week we received a check for \$1,702.54 as a result of that settlement.
 - d. Said that the leaf truck will not start picking up leaves until Oct. 19th, so please bag or can them and put them out on your regular day until then.
 - e. Reported that the Martin St. parking lot is finished and it came in under budget by \$31,245.00.
 - f. Reported that we received the Hamilton County Community Block Grant Funds for \$50,000.00 to buy the bench, planters and trash receptacles along Vine Street. The bids came in and Victor Stanley will receive the order for \$49,889.28.
7. Treasurer, John Ungrhue
- a. Reported that the investments in our 5/3rd account comes to \$1,215,000.00 and the next CD matures on Oct. 24, 2016. The Star Plus account is \$1,706,204.63.
8. Finance, Don Tobergte
- a. Discussed the purchase of a new life squad for the Fire Department. Council voted 7-0 to put the ordinance on the table.
 - b. Discussed using the surplus money from the budget, for capital equipment funds for the Fire, Police and Service Departments. This will be looked into as more info is needed as to how to close out those funds if necessary.
 - c. Said that he is working on a haunted house on Oct. 30th at the Save-a-Lot property. There will be a planning meeting this coming Monday, Oct. 12th at 6:00pm at Save-a-Lot.
9. Safety, Ray Culbertson
- a. Reported that the Fire Department will be hosting an open house this Saturday, Oct 10th, from 11am-1pm. There will be grilled food and they ask you to join them for a day of fun.
 - b. Reported that the next Block Watch meeting will be Tuesday Oct 20th at 6:30pm in the lower level. Someone from the Coroner's office will be there to discuss the heroin epidemic.
 - c. Said the Fire Department has started their annual home fire safety visits. They will be dropping off literature and replacing smoke detector batteries. If you have any questions or need any assistance, call the Fire Department at 242-9555 and ask for the officer in charge.
10. Laws, Contracts & Claims, Cindi Bedinghaus
- a. Said she is reviewing the Ordinances on the feral cats. She thanked Valerie for a copy of our current Ordinance. A meeting will be scheduled in the near future.
11. Business & Industry, Andy Kalb
- a. Congratulated Atmosphere Hair & Salon who will be celebrating their one year anniversary in St. Bernard this Saturday.
 - b. Said he attended the Chamber of Commerce meeting today. Their next meeting will be on Thursday Nov. 5th and the time and place is still to be determined.
12. Council met in Executive Session to discuss pending litigation.

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

COMMUNICATIONS

None.

RESOLUTIONS AND ORDINANCES

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

ORDINANCE NO. 49, 2015. AUTHORIZING AND DIRECTING THE AUDITOR TO PROVIDE ADDITIONAL APPROPRIATIONS AND MOVE FUNDS AND DECLARING AN EMERGENCY.

Motion by Mr. Asbach, seconded by Mrs. Bedinghaus to suspend with the second and third reading of Ordinance No. 49, 2015. Motion passed 6-0.

Motion by Mr. Asbach, seconded by Mrs. Schildmeyer to adopt Ordinance No. 49, 2015 as read. Motion passed 6-0.

ORDINANCE NO. 50, 2015. AN ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ADVERTISE FOR BIDS AND TO ENTER INTO A PROPER CONTRACT FOR THE PURCHASE OF ONE (1) AMBULANCE AND DECLARING AN EMERGENCY.

Motion by Mr. Asbach, seconded by Mrs. Schildmeyer to suspend with the second and third reading of Ordinance No. 50, 2015. Motion passed 6-0.

Motion by Mr. Asbach, seconded by Mrs. Schildmeyer to adopt Ordinance No. 50, 2015 as read. Motion passed 6-0.

OLD BUSINESS

Mr. Tobergte – Valerie in your opinion should we continue with our rental inspections now or hold off until you get a decision.

Ms. VanValkenburg – I would recommend we stay with them for a little while just to see which direction the Court is going to go. I'm not aware that we have an overwhelming number of them scheduled. Like I said, this should be, it might be within the next, based on the time frame within the next three weeks whether or not there's going to be a decision or an appeal. At that point we'll have a better idea whether, what might need to be done. I would probably recommend staying with them for the time being.

Mr. Tobergte – So are you going to pass the word down stairs?

Ms. VanValkenburg – Yes.

Mrs. Bedinghaus – I have several people asking me about the Police cars and why you can't read the police logo on the side. Are we going to be

getting that redone or is that the way it is? You can see it at night you just can't see it during the day at all.

Mayor Burkhardt – Yes, I saw one go by today and I had to look really hard. You have to look hard to see it. I'll talk to the Chief and see what they want to do about that because they really need to be seen.

Mrs. Bedinghaus – I think so too.

Mr. Tobergte – I did talk to Chief Moeller about that a couple of days ago and again today. He's saying that that's the new trend in the policing is to have stealth graphics. You can see them at night but not during the day. I would like to at least see the phone number be visible but he was saying that all the graphics have been printed and cut so it would be an additional expense to go over to a more visible graphics.

Mayor Burkhardt – We'll take a look at it and see what it cost.

Mrs. Bedinghaus – Phil, do you know the lights up there on the corner of Greenlee and Ross is still blinking.

Mr. Stegman – Yes, they worked on them today, all they have to do is come in and program them. The guy was supposed to come on his way home tonight and program them but they said they would have them working hopefully by tomorrow. That's also for Baker. They cut the loop then and got them working but now they have to fix the timing issue on them. The guys that put the loop in aren't the same guys that do the timing.

Mr. Kalb – Going back to the cop cars, I received a phone call and I noticed it myself, they are kind of hard to see in both that resident's opinion and in my opinion. We're trying to be more visible, I'd rather have our cops be more visible to prevent it than sneak up after the fact to catch somebody. Something maybe to look into is what Cincinnati does, which would be kind of free like when you turn the corner lights on a light bar even though the striping on them might be hard to see. We see a red and blue light on top and immediately identify it as a cop and it could be seen from a distance and that could be a way around maybe getting them restriped.

Mrs. Bedinghaus – Phil or Valerie, was that one of our police cars that was in an accident last Thursday down by the railroad or was that somebody else's department?

Mr. Stegman – Nobody gave me anything for the insurance. They would have turned it in to me so I can get with the insurance so I would say no unless Valerie.....

Mrs. Bedinghaus – I was called and said it was one of our old cars.

Ms. VanValkenburg – I drove by that mess. I thought it was Cincinnati.

Mrs. Bedinghaus – I'm sure we would have heard but I wanted to make sure, first of all that nobody was hurt, but second of all that it was not one of those extra cars we were keeping because there you go again.

NEW BUSINESS

None.

AUDIENCE WISHING TO ADDRESS COUNCIL

None.

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

Mr. Asbach – Due to there being five Thursdays in this month the next COW meeting will be Thursday, October 29, at 7:00pm.

Motion by Mr. Kalb, seconded by Mr. Culbertson to adjourn. Motion passed 6-0.