

**ST. BERNARD VILLAGE COUNCIL MEETING
SEPTEMBER 7, 2017**

The regular meeting of the St. Bernard Village Council meeting was held September 7, 2017 in Council Chambers.

President of Council, Mrs. Valerie VanValkenberg-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. Kalb, Mr. Asbach, Mr. Chastain, Mr. Culbertson and Mrs. Bedinghaus.

Mrs. VanValkenberg-Walden – It is my understanding that we have a speaker this evening. Miss Regina Moore with Credit Recovery Corporation. Would you come to the podium please and we will let you give your presentation.

Miss Moore – Thank you so much for your time gentlemen and ladies. I'll make it brief because I know you all want to get out of here. So what we do is we recover cost for public safety. Be it law enforcement or fire services. Based upon their response to (inaudible). It could be anything from down power lines to hazmat situations to power lines down. Right? Your tax payers would be exempt from any out of pocket costs. Costs would be submitted to the insurance providers of the at fault party. The negligent, and there has to be some sort of negligence. It couldn't be an act of God. If a deer comes out in the road we're not going to bill them or the deer. You know, we're going to just, it's specific to negligence. If I'm driving through St. Bernard, I don't pay taxes here, correct? And so, I decide to put on my lipstick and text and I cause chaos, not that I would ever do that, but if I did I should be, my insurance company should be held responsible for what has happened. Insurance companies lobbied and won legislation based upon the fact that they were going to provide coverage for folks in the event of whatever. Now, insurance covers in your policies differ. If any of you have insurance (inaudible) the language is very vague. But at the end of the day my philosophy, my moral belief is that it's not fair for St. Bernard folks to pick up the tab for negligent non-tax payers for costs that arise from their negligence. So that's what we do. There's no cost for what we do. Everything that we do is all built in. There's not software, there's no anything we need. The reporting from either law enforcement or fire services, either or both and then we take it from there. Then we go back and forth

with the insurance company and then if the insurance company decline payment then we go after the only the non-tax payer, the non-resident. We ask that the insurance company (inaudible) we reimburse this community for services provided to their policy holder that person (inaudible). I'm open for questions or I can leave if you like.

Mr. Asbach – The question I had, you mentioned that no resident would pay, what happens if a resident is negligent or at fault. If they're ticketed still no.....

Miss Moore – Okay, it's, if you're an EMS person you would understand the soft billing code. Which means if it's our resident that is at fault and negligent, what I suggest, best practices, that if we like to follow what the federal government has in place as it relates to EMS billing, we would suggest that you bill their insurance company, if they pay it, great, if they don't it is simply written off. No out of pocket costs. Now I do have some communities that I must say that if it's a DUI an OUI something like that that they will not let them off the hook. It depends on how you word it in your Ordinance or Resolution.

Mr. Asbach – Okay, they already said no residents so I just wanted it to be clear.

Miss Moore – Out of pocket, tax payers are non-existent.

Mr. Tobergte – You keep saying non-residents and tax payers. What happens if you have a non-resident tax payer? You don't get billed or not?

Miss Moore – I'm sorry.

Mr. Tobergte – Somebody working at P&G pays income tax. Correct? So he's not a resident but he's paying income tax to St. Bernard.

Miss Moore – Okay, that's on you. At the end of the day, you guys control this. I'm giving you best practices. If you decide that income taxes are worthy of that and you want to exempt them from that that's your choice.

Mr. Tobergte – You kept saying, non-resident and tax payers.....

Miss Moore – I'm talking overall. Not every situation that we are involved with have income tax or whatever the case. But at the end of the day, and I think that's the most important thing, at the end of the day, I'm giving you best practices. At the end of the day, you control it. We could only bill what you send us.

Mrs. Brickweg – You had said the soft billing for the residents, is it soft billing for the entire, everything? Is it soft billing?

Miss Moore – For your residents? For your taxpayers?

Mrs. Brickweg – For anybody?

Miss Moore – For your residents, yes. For your non-residents, if I'm driving through, I don't pay taxes here, I don't pay income taxes, if I'm, if I cause chaos, if I'm negligent in your city and I cause chaos then I would be held accountable if my insurance company did not come to the table and take care of me. I would be held accountable. But we take care of that. We do all the back and forth with the insurance companies and also, ma'am if I may, we also, we are very sensitive to situations like this. If there's a situation in which someone needs like a payment plan or something we work all that out. We do all that and keep in mind it's not any different than the federal government when it comes to EMS. If you guys would run across a situation in which there's a hardship, which there are a lot of these days, where somebody medically didn't, whatever, they lost a home, they, whatever the case may be. If it's a serious situation like that, that's your guys' choice, you know, and you guys can say, it's a hardship, and then write it off. Even if it's not a resident, okay, that's your guy's choice.

Mr. Kalb – This is directed toward the Chief. For EMS billing, do we hard bill non-residents? Or do we soft bill across the board?

Chief Meyer – We soft bill across the board but there is a difference, our residents never receive a bill. We actually send non-residents three bills and then if they don't pay we write it off so it is soft billing but there is a difference between the residents and the non-residents when it comes to EMS billing.

Mr. Kalb – Is there a reason that we're looking to do two different plans? Are we going to soft bill only non-residents on EMS and we're going to hard bill them on auto accidents? Couldn't we be like consistent and just soft bill across the board on this stuff as well?

Chief Meyer – Yeah, I'm not even really recommending anything. I'll, like you said, that falls in your court. You know, we were asking, we were asked that Department Heads come up with revenue, generating ideas and this was just an

idea. Yeah, I have no problem with doing it the exact same way we do EMS billing if that's what you guys choose to do.

Miss Moore – May I add some input, please. This is not a money gathering situation. This is certainly just to offset costs. You're not going to get rich, you're not going to get fat off of this. This is just to offset costs that you're already assuming. So, what this does is it alleviates that burden from the tax payers that live here. That's all it is. No more and no less. It is not some big tree where money is hanging. I don't know you but I like you. And I looked at the numbers just from the Fire Department and I looked and I don't know if the Chief had disclosed this to you or not, being conservative, when I looked at the numbers, you're looking at between, I didn't look at law enforcement, I just looked at fire services because we do this for law enforcement as well, and you can look at the information that I, that he passed out from Chief Wallace from Amberly Village and they do both fire and police and you can call Rich and bug him to death, I wish you would. When it comes to the Fire Department for your particular situation, you're looking between, you're talking about seventy to one hundred thousand dollars a year in recovery. It takes about eighteen months to really know what your numbers look like so you can like fund it for the next year, what not. That does not include your law enforcement if law enforcement would decide to engage and do the same thing because you can do the same thing.

Mrs. Van Valkenberg-Walden – Anyone else? No. Thank you for your time.

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

REPORTS OF VILLAGE OFFICIALS

MAYOR, Mr. Estep – Just a couple of things, I met earlier in the week with Laura Moseley and she represents the PAC ladies. They would like to start an afterschool program in the former Teen Center. It would be no cost to the Village and they would like Council to have them at the next COW meeting to give a presentation as well as answer any questions. And I want to know Council's feelings on that. Good, okay. Thank you.

And, also, a thank you to Bob Hausfeld for the community service project that he completed for an elderly man on Ross Ave. As well as a thank you to the St. Bernard union for the donation of \$250.00 to complete that project. If anybody wants to know a little bit more I'll be glad to expound on it. That completes my report unless there are any questions or comments.

AUDITOR, Mrs. Brickweg – The Auditor’s office provided Council and the Administration with the August revenue and expense spreadsheets. The revenues year to date were \$7,165,203.03, which are down \$908,246.25 compared to this time last year. The expenditures year to date were \$8,622,183.22 and they are up \$216,400.24 compared to last year. Currently the Village has expenses \$1,456,980.19 over revenues.

The Auditor’s Office has prepared Ordinance 19, 2017 for tonight’s meeting. This Ordinance authorizes the Auditor to transfer \$320,000.00 from

01-5-A-19 General Fund Transfer Out and placing \$120,000.00 into 04-1000 Swimming Pool Cash Account and \$200,000.00 into 31-1000 General Bond Retirement Cash Account.

It also provides additional appropriations to:

- 01-2-K-2 Miscellaneous \$7,000.00
- 01-7-A-3 Ambulance Supplies \$2,275.00
- 01-58-8 Holiday Activity \$2,000.00
- 01-2-O-2A Service Overtime \$640.58
- 04-SP-2 Swimming Pool Employees \$3,000.00
- 15-01 TIF Fund Expense \$50,000.00

The \$7,000.00 into Miscellaneous is to pay for dumpsters the Village ordered for local businesses, which they reimburse the Village for. The \$2,275.00 into Ambulance Supplies is from Grants money the Fire Department received. The \$2,000.00 for Holiday Activity is from a donation from Eugene Pancheri, from Blue Pearl to be used for the Village’s Christmas Celebration. The \$640.58 for Service Department is from the donation Council Person Don Tobergte made, paying for the overtime needed for the Soap Box Derby. The \$3,000.00 additional money for the Swimming Pool Employees is needed to because the Village reimburses Lifeguards for their initial training (\$350.00) and for re-certification (\$150.00). The \$50,000.00 for TIF Fund Expenses is to pay the St-Bernard – Elmwood Place schools the money they would have received if the TIF was not in place. This is an agreement the Village made with the Schools.

This Ordinance also moves appropriations:

FROM:

01-7-A-1 Firemen \$8,000.00

01-2-O-2A Service Dept. Overtime \$20,000.00

04-SP-1 Swimming Pool Managers \$5,000.00

TO:

01-7-A-1A Firemen Overtime \$8,000.00

01-2-O-2B Service Dept. Seasonal \$20,000.00

04-SP-2 Swimming Pool Employees \$5,000.00

The Fire Department is moving appropriations from Employees into Overtime because they are currently down Firefighters due to retirements and injuries. The Service Department is down an employee who is paid out of the Street Fund. The Department is using Part Time Seasonal employees to replace other full time employees that are doing this job, therefore the Seasonal Employee line item is low. Therefore, this Ordinance moves \$20,000 from Service Department Overtime to Seasonal Employees. At the next COW I suggest you discuss how much money you want to put back into the overtime line item. The overtime line item will need appropriations because it will be used for the Holiday Activity events and possible snow removal. There will be a remaining balance in the 02-33-1 since this employee is currently not working. The Swimming Pool Employees need additional appropriations because there is not enough in it for the rest of this year's payrolls. The Village pays lifeguards for the indoor pool out of this line item.

Thank you, Madame President that concludes my report.

DIRECTOR OF LAW, Mr. Peck – Two things, I have a criminal nuisance Ordinance prepared. It had gone through the Nuisance Committee. We have also discussed a vacant property Ordinance which may be ready but I'm having the Building Department take a look at that. What I would suggest at this point, Mrs. Bedinghaus, if we could have a Laws, Contracts and Claims Committee prior to the next COW then I could run it through your Committee and then present it at the COW because we kind of want to fast track it at this point. So, I don't know, maybe 6:30?

Mrs. Bedinghaus – Let me ask if all the members can make it, before COW at 6:30. Okay.

Mr. Peck – Okay that would be great. I'll have that nuisance Ordinance prepared, maybe a vacant property Ordinance as well. So be prepared for that, but I'll send out the Ordinances prior to the Committee meeting.

The other thing is I would like to go into Executive Session to discuss pending litigation tonight very briefly.

TREASURER, Mr. Ungruhe – Absent.

SAFETY DIRECTOR, Mr. Stuchell – I have the St. Bernard Fire Department report for the month of August. There were 91 EMS details with 57 patients transported. There was no Mutual Aid given. We had Mutual Aid received 1 from the Village of Lockland. Details of interest: 5 unconscious, 3 psych emergencies, 2 auto accidents, 2 non-breathing patients and 2 overdoses. The fire run activity for the month of August there were 46 fire details, Mutual Aid given 1 to Norwood, Mutual Aid received 1 from Lockland, 1 from Norwood, 1 from Cincinnati. Details of interest: 1 structure fire, 1 trash fire, 3 flammable liquid spills, 2 chemical leaks and 1 elevator rescue. Last night I had a meeting with the 3 Lieutenants from the Police Dept. to discuss departmental planning regarding the pending retirement of Chief Moeller in early 2018. The hiring authority has requested from the Civil Service Commission that a promotional test be given to establish an eligibility list for both the position of Chief and Lieutenant. We are currently addressing the speed enforcement issue in the Village as St. Bernard has become a definite cut through community during I-75 construction. I am committing to the residents that there will be increased enforcement for these violators.

I know that Ms. Hausfeld is in charge of Community Improvements and she is definitely welcome to touch on this but as President of the CIC I do feel the need to report on a grand celebration that occurred on August 30 at the George Wiedeman Brewing Co, now located in the former Imwalle Memorial. The official groundbreaking ceremony was conducted at 4:30pm, at the front of the building on Vine St. This was a momentous occasion for the Village as it is our hope that this will be a catalyst for future revitalization and development in St. Bernard. I want to personally congratulate Jon and Betsy Newberry for following their dream and for making St. Bernard not just their residence but also the home of their business. I was extremely pleased with the turnout and very proud that all of Council members were in attendance. This was not a political event; it was a community celebration where our Council members and other city officials brought family members with them. I want to thank the following individuals for attending:

Council members Steve Asbach, Don Tobergte, Andy Kalb, Ray Culbertson, Cindi Bedinghaus and her husband Roger, Kelly Chastain, his wife Aksana and 2 sons and Patty Hausfeld and her mother, Shirley, from the Historical Society, Marge Niesen, Recreation, Paul Schildmeyer and Lisa Culbertson, CIC, Paul Myers, Tom Rolfsen, Robert Culbertson and his wife Marissa, Service Director Tom Paul, Rental Inspector, Robert Ostertag, Marketing Committee Chair Chris Sauer. I would also like to thank Mike Wiedemann, Eddie Kallmeyer, Jeff Probst for setting up the sound system and also to Chief Moeller and Derek Setters for handling the traffic detail. Lastly, I would like to acknowledge Richard Berter for photographing the event. He is a great photographer and I really appreciate him accommodating us at the last minute.

SERVICE DIRECTOR, Mr. Paul – Our website is up and running! We at city hall like it and we hope you do too. Thanks again for your patience.

Simply Recycling is learning our streets. You may have been skipped or passed by, we are sorry. We are working on the solution.

Community development Block Grant Applications are due in November. I would like to schedule the hearings for October 5th and the 19th at 7:00pm. CDBG will pay for our advertising. I strongly suggest that we move forward with the grant applications as we do not know what the future holds and we do not want to lose out or be left behind.

Now an important announcement: for all the residences who have had damage due to the I-75 corridor construction, you will need to submit your claims with pictures and letters denoting the damage. Your claims should be submitted to the following email address: claims@jrjnet.com I will also have this put out through Call Command. Good luck in your endeavors.

I would also like the Village to be aware that we have had several injuries and two long term sick leave absences along with vacations of our men. September is booked with several activities and we are doing our very best to maintain the service that you expect.

To my community: You know we see people cheating and hacking the system. We see people trying to advance themselves at the costs of others. We see people involving other people to do volunteer work but they themselves do nothing but try and take the credit. We see people who pretend to pray, hate, be happy or even love. Now just when we start to think, how could it get any worse? We could become like them!

TAX COMMISSIONER, Mr. Moore – Just a couple of items tonight. First, I have put the August receipt information in your mailbox. Please let me know if you have any questions.

Second, we (the Tax Office) will no longer accept credit card payments over the telephone. We have uploaded a credit card payment form to the website that allows you to fill it out, sign it, and either mail it to us, or send it by email. You could also put the form in an envelope and deposit it in the drop box by the front door of city hall. The form needs to be signed by the taxpayer before we will accept it. We have instituted this change to protect the taxpayer and his or her information that would normally be provided over the phone. It also provides protection to the city should there be a dispute regarding the payment. We will have hard copy with a signature for our records.

Last, we have made the decision to close the tax window all day on court days to anyone scheduled to appear in Mayor's Court that night. We will continue to process payments, returns etc. for those citizens who are not scheduled to appear in court. Then, on court days we will reopen the tax window at 5:15 pm and remain open to accept any payments that might be ordered by the court or due on taxes, and the window will remain open until court is concluded that night. This will allow taxpayers to make payments and set up payments plans the same night they appear in court. We also have extended the time for those taxpayers, who are on court ordered payment plans, to make their payments from the Friday before court to noon (12:00pm) the (Tuesday before court so they may continue their case and not be ordered to appear before the magistrate. We are making both these changes on a test basis to determine if it makes it easier for those taxpayers in arrears to meet their obligations.

REPORTS OF STANDING COMMITTEES

FINANCE, Mr. Tobergte – First I would like to thank Paul Myers for all the work he did on bringing the Weidemann Brewery to St. Bernard with the ground breaking last week. Hopefully this will be a catalyst in bringing more development to our town.

I did send an email to Department Heads asking for their numbers for the 2018 budget. Once I get the numbers I will meet with John and Tommy.

Ray Culbertson and I will be hosting a Townhall Meeting Thursday, Sept. 28 at 7:00pm in the upper level of the municipal building. This will be a meet the candidate night. All residents are invited and ask questions of the candidates.

Lastly, I would like to wish Mrs. Brickweg a happy birthday.

SAFETY, Mr. Culbertson – I have the police report for July, 2017. During the month of June, officers were involved in 653 calls for service. Of those calls, they responded to 22 accident reports and took 39 offense reports, clearing a total of 12 offenses. Officers made 74 misdemeanor arrests and 1 felony arrest. They

responded to 57 parking complaints and issued 10 citations for parking violations. Officers issued 32 traffic citations, 1 DUI arrest and 36 warnings. They responded to 63 calls for suspicious activity, vehicles or persons.

I would also like to remind the residents the next Block Watch Meeting will be on Tuesday, September 19 at 6:30pm down at the Safety Center. And the next CIC meeting will be Tuesday September 19 at 5:30pm in the downstairs hall. Also "Shred It Day" is Saturday, October 14 from 9:00am until 11:00am at the Safety Center parking lot. Thanks to Block Watch and Councilman Tobergte for sponsoring the event.

SERVICE, Mr. Asbach – I have the Service Department report for August 2017. There were: 34 trucks placed at residences, 26 dumpsters placed at residences, 194 special pick-ups at residences and 196.45 tons of garbage taken to the landfill. On the recycling side there were 37.1 tons of recycling material and 5,970 pounds of scrap metal.

PUBLIC IMPROVEMENTS, Ms. Hausfeld – I have the Building Department and Planning report for August. Administrative Duties: for the month of August the building department answered or returned over 430 phone calls. These calls are request for Zoning Classification, information for building permits, available housing, guidance on building projects, neighborhood disputes, property maintenance violations, and fence and property line issues.

Building permit issued for the month of August the department issued the following building permits: 9 residential and commercial permits and 2 engineering changes. As far as plan review they reviewed 2 plans. The inspections, they inspected 24 inspections for building permits. Request for zoning approval, 2 requests for zoning approval, 1 board of zoning appeals case. The court cases that they have right now in the department has 3 cases in the court system during August. The Property Maintenance Referrals, they have 6 PMC orders. As far as the rental program: the department has mailed out 2 new request forms for compliance with the registration. The department has issued 2 orders, the department has completed 10 inspections.

And Jonathan I think you took care of the Wiedemann Brewery just fine. The one thing I wanted to add is my mother has always been a Miller Lite fan. And she told Jon that, the owner of Wiedemann, that he has changed her beer for now and just to let everybody know he made sure he told me he is down at St. Clement's festival this weekend so if anybody wants to try it it's, I'm not a beer, I'm not a drinker, I'm not a beer drinker especially but he said to bring everybody down that I know so I'm just letting everybody know there's going to be Wiedemann down at the St. Clement festival.

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

BUSINESS AND INDUSTRY, Mr. Kalb – I would first like to congratulate Scherpie's on making the Cincinnati to twelve list of delis that you need to check out so if you haven't been there in a while go support a local business. I'd also too like to graduate Wiedemann Brewery on their groundbreaking and to piggy back on what Patty said, if you'd like to try the Wiedemann beer please come down to St. Clement's festival this weekend on Friday from 7:00 to 11:00pm, on Saturday from 3:00 until 11:00pm and on Sunday from 1:00 until 8:00pm.

MARKETING, Mr. Chastain – Dial-A-Ride served 1,091 riders in the month of August so the ridership is up to almost 9,000 for the year on the Dial-A-Ride. Also, I was fortunate enough to sit in on the Marketing Committee meeting the other day with Chris Sauer, Marge Niesen and some others. I just want to let everyone know that there are a lot of people putting in a lot of personal hours of hard work, free, on marketing issues within the community. So, it was wonderful to take part in that and know that there are people donating their time, coming up with ideas to increase our image in the region. So, that was nice. Something is getting missed a little bit. I'm going to try to get this out. This is a "Walk". Tristate Brain Aneurism Awareness 3k mini walk. You may have heard of this. It's starting at Vine Park. This is a pretty tremendous thing to happen here. I'm going to try to get it on our website. Dr. Mario Resuckerelo is a world-renowned neurosurgeon and he usually walks in this thing. He's going to be walking through our streets and a lot of his residents are probably going to be walking with him and there will be a lot of medical community walking through there so I'd like to get this up and try to get some city support behind it because, you know, people might take a look at some of the town homes and different things. So, I'll get a link out as soon as I can to everyone for that.

Mrs. Van Valkenberg-Walden – When?

Mr. Chastain – Oh, I'm sorry, I'm sorry. Saturday, September 23rd, 9:30 in the morning starting at Vine St. Park. I know a lot of people here are touched by aneurism and mental health in general.

Committee of the Whole

Aug. 17, 2017

1. Council voted 7-0 to approve the minutes of the July 20th and Aug. 3rd Council meetings.

2. Council voted 7-0 to make Mr. Kalb the new ICRC representative for the Village.

3. Council voted 7-0 to place an Ordinance on the table to update certain codified ordinances.

4. Mayor, John Estep

a. Said that he met with the unions and they said there was no money to help with the deficit.

b. Reported that there was a productive CIC meeting on Tuesday night.

c. Congratulated the Wilking family on their new house on Tower Ave. now that the foundation has been poured.

d. Asked the residents to be careful driving since the schools have started back up.

e. Reported that Mr. Moore said the State took \$35,000,000 from the Cities and Villages to use on the opium problem throughout the State.

5. Auditor, Peggy Brickweg

a. Asked Council for an Ordinance for additional appropriations and transfer of funds to certain line items. Council voted 7-0 to place it on the table.

b. Reported that she cashed in another \$400,000 from investments this week. That brings the total to \$600,000 for this year.

c. Reported that she is working on a handbook for the employees. With the recent question on light duty, she felt one was needed.

d. Said that she asked the Law Director about the Tax Department and Auditor's Department cross training and said it could happen with the Mayor's approval. The Mayor said okay.

e. Said that in the near future we will need to talk about part-time pay and benefits.

We will need to address this because of the 30 hour rule with health care.

6. Law Director, Mike Peck

a. Discussed the garbage fee Ordinance and said if Council is in favor of the Ordinance there are two other Ordinances that need to be prepared along with Ordinance, so everyone was asked to let Mr. Peck know if the Ordinances should be prepared and he will give to Council to review.

7. Safety Director, Jonathan Stuchell

a. Asked if he could have Cost Recovery Corp. could give a presentation to Council on collecting for certain services. These services could be accidents on the highway that several hours, and police and fire runs. This would soft billing.

b. Reported that the fire department overtime line item will be out soon and asked for \$8,000 to finish out the year. Council voted 7-0 to add this to the Ordinance that the Auditor was preparing.

c. Reported that he was asked about two AirBNB's in St. Bernard. He asked for addresses, but also said that they were legal.

8. Service Director, Tom Paul

a. Asked Council for a resolution to allow Village employees to donate Comp Time and Vacation Time to help with the medical leave of a fellow employee. Council voted 7-0 to place the Resolution on the table.

b. Gave Council a copy of the proposed sewer project for Delmar Ave. The cost of construction would be \$750,000. We applied for a 60% grant, which would be \$450,000 with our match being \$300,000.

c. Said he is working with the railroad and the City of Cincinnati on the graffiti on the highway expansion. He asked everyone to call the police if you see anyone walking around with a can of spray paint.

d. Reported that the railroad crossing on Vine St has been repaired.

e. Asked residents to please make sure that the sidewalk in front of the houses are free of tree branches and that bushes are cut so that people can walk without running into any of these items.

9. Tax Commissioner/Administrator, Rick Moore

a. Gave Council copies of the July reports from the tax department.

b. Gave Council a report that explains quarterly net profits and how they work. He explained how these payments work and overpayment of the estimated taxes. These payments are critical to the Village.

10. Treasurer, John Ungruhe (report given by Ms. Brickweg)

a. Reported that the balance in the 4th of July fund at First State Bank is \$5,638.12.

11. Finance, Don Tobergte

a. Discussed having the President of Council and Clerk of Council run both the Council and COW meetings. He also wants the COW meeting to be typed by the Clerk and verbatim just like the Council meeting. The changes would take place on 1-1-18 with the new Council. The Law Director will prepare an Ordinance for Council to review at the next COW meeting.

b. Said that the last comment from his town hall meeting, according to the list of CIC properties that Peggy gave him, the CIC doesn't own any properties on Jefferson Ave.

c. Thanked Greenlee Garage, Jerry Day Auto Service, Service, Police and Fire Departments and Pat and Jerry Wiedmann for sponsoring cars for our youth to race at this year's soapbox derby. Charlie VonderMeulen's grandson Drew took home the first place trophy for the morning race.

d. Announced his next town hall meeting will be Sept. 28th at 7pm in the upper level of the municipal building. This will be a meet the candidate night. All residents are invited and can ask questions of the candidates.

e. Told the department heads advanced notice that he plans to start working on the 2018 budget on Sept. 1st. He met with Mr. Moore to get his projections. He asked Peggy to look at hers again and let him know.

12. Safety, Ray Culbertson

a. Reported that there will be a Shred-it-Day on Saturday Oct. 14th from 9-11 am. The event will be held in the Safety Center lot.

13. Public Improvements, Patty Hausfeld

a. Reported that she attended both Don's town hall meeting and the CIC meeting and both meetings were very informative.

b. Items talked about at the town hall meeting were- should there be tougher penalties for repeat offenders of the grass Ordinance, grass on the sidewalk and street looks horrible, people would like to see the HIP program done but that position only do HIP job, people said that if certain people aren't doing their job that Council can get rid of them by not funding the positions and marketing came up at both meetings.

c. Items at the CIC meeting were- treasurer's report was \$90,731.29, Shopping Center and the board went into executive session and when they came back they voted to do away with the developer because their vision was different that the CIC's vision, Cleveland Ave project and they are looking into having the Port Authority pay for the demo, they are looking to sell 4509 Vine St property as is, the Weidman property was closed on and should open sometime in 2018 and they are working on the list of CIC properties to see if some can be sold off.

14. Marketing, Kelly Chastain

a. Reported that he will start attending the marketing committee meetings. They have a good head start on promoting the Village with flyers and other items.

15. Marge Niesen, from the marketing committee, said what a good job Chris Sauer is doing with this committee. They got a list of CIC properties so that they knew what properties they were trying to market. She also announced that the Historical Society program on Aug. 21st will be the "At your Service" and will begin at 7pm in the Centennial Hall. September's program will be "Where's the Fire". They are also looking to do St. Bernard Rocks. They will hide rocks in historical places with info that will help you learn about the history of St. Bernard. This will happen in September and October and you are encouraged to share what you find on Face book.

Respectfully submitted,

Steve Asbach

President of Council, Pro-Tem

COMMUNICATIONS

None.

RESOLUTIONS AND ORDINANCES

Motion by Mr. Asbach, seconded by Mr. Culbertson to read this evenings Resolutions and Ordinances by title only. Motion passed 7-0.

RESOLUTION NO. 4, 2017

AUTHORIZING THE AUDITOR TO PERMIT THE VILLAGE OF ST. BERNARD EMPLOYEES TO DONATE EARNED COMP TIME AND VACATION TIME FOR THE BENEFIT OF MIKE PAPIA FOR MEDICAL LEAVE PURPOSES. ESTABLISHING GUIDELINES AND PROCEDURES AND DECLARING AN EMERGENCY.

Motion by Mr. Asbach, seconded by Mr. Kalb to suspend with the second and third reading of Resolution No. 4, 2017. Motion passed 7-0.

REMARKS

Mr. Asbach – Just a quick question for the Clerk. In the second WHEREAS we had changed the middle of it to read serious illness instead of serious injury just making sure that that is the way it reads. Yes, the second WHEREAS where it says St. Bernard employee Mike Papia. Just wanted to make sure that it was correct on our copy as well.

Mr. Tobergte – I don't know if it matters or not but on the second page on the top of the page it says Resolution 17, 2009.

Motion passed 7-0.

Motion by Mr. Asbach, seconded by Mr. Culbertson to adopt Resolution No. 4, 2017 as amended as read. Motion passed 7-0.

ORDINANCE NO. 18, 2017. AN ORDINANCE APPROVING THE EDITING AND INCLUSIONS OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENTS CODES OF THE CODIFIED ORDINANCES OF ST. BERNARD, OHIO, REVISING THE TRAFFIC GENERAL OFFENSES CODES TO COMPLY WITH STATE LAW AND DECLARING AN EMERGENCY.

Motion by Mr. Asbach, seconded by Mrs. Bedinghaus to suspend with the second and third reading of Ordinance No. 18, 2017. Motion passed 7-0.

Motion by Mr. Asbach, seconded by Mr. Kalb to adopt Ordinance No. 18, 2017 as read. Motion passed 7-0.

ORDINANCE NO. 19, 2017. AUTHORIZING AND DIRECTING THE AUDITOR TO PROVIDE ADDITIONAL APPROPRIATIONS, MOVE AND TRANSFER FUNDS AND DECLARING AN EMERGENCY.

Motion by Mr. Asbach, seconded by Mr. Culbertson to suspend with the second and third reading of Ordinance No. 19, 2017.

REMARKS

Mr. Kalb – I have a question that might be directed toward both Peggy and Tommy. For the overtime line item for the Service Garage. Currently we have a balance of \$20,747.87 so if we transfer that out it only leaves \$750.00 roughly for overtime? Is that going to be enough for a full month because we're not going to be coming back until the first of next month. I don't want to rob Peter and then two weeks later now we have to do the same thing and move money back into the overtime line item. If we're going to talk about it next week anyway at the COW but my suggestion might be that we only move \$15 and leave \$5 in there to make sure that in case something would happen in the Village between now and the first of next month that we don't get stuck not having any money in there.

Mrs. Brickweg - (inaudible) I'm thinking it's not going to snow and um if there was like a tornado you can go ahead and spend (inaudible) anyway. We do have that. (inaudible).

Mr. Paul – I agree with the number. I think we'll be okay as long as nothing catastrophic happens.

Mr. Culbertson – Tommy, the \$20,000.00 that's going in there are for part-time seasonal. How far does that get you? What's the plan for you to make people.....

Mr. Paul – We have, most of them have left. We have two left and we would like to keep them for two more months until the grass stops growing.

Mr. Kalb – One more question for Tommy. Um, what line item does the weekend trash collection come out of. Because we do have regularly scheduled overtime happening every weekend. So even though it isn't an emergency we already spend

overtime every weekend. Do we have enough that will at least cover everyday expenses?

Mrs. Brickweg – (inaudible) it all depends on who is doing it. But if (inaudible) or Mike would be doing it, it would come out of (inaudible) the rest would come out of (inaudible). I'm going to be honest that's why I suggested an additional appropriation because I'm going to have the money left over at the end anyway but nobody seemed to like that idea but they're doing the same darn thing but (inaudible).

Mr. Kalb – And I do apologize, I just saw the email this week, I've been down at the park most (inaudible) attached to my email as much as I normally am. My only fear is we're going to run that line item down to \$700.00 for a whole month and we do have scheduled overtime and, you know, we can't think of what's going to happen, obviously I'm not saying anything bad can happen but if we're planning on putting money back in that line item anyway why are we taking it all out this week and then next week put money back in to cover the rest of the year expenses?

Mrs. Brickweg – If there (inaudible) only keeping to based at that rate now that who makes what maybe make it fifteen for now, would that be okay. I think that would be fine. I thought there were more than two. So let's make it fifteen. We could amend this Ordinance to make it fifteen thousand. Is that okay Tom?

Mr. Paul – Yes.

Mr. Kalb – And then for the COW this week we could put on the part-time men as well and discuss that line item with overtime not to have enough money in that one as well so

Mr. Tobergte – Are you finished Andy? I'd like to know how we got here. I mean last year we had \$70,000.00 in line item, we did hire the half day guys for on last year, got \$60,000.00 in line item, 2015 we spent \$54,000.00 in part time line item, now we're going to go up to \$65,000.00 or \$75,000.00 I thought it was \$60,000.00 plus \$15. Did we hire more guys this year? Did we start them earlier? How did we get to this point?

Laughter

Mike Wiedmann, Service Department Forman, - Donnie last year I would take that money and you don't remember but I do, we ran out of money, had to let these

guys go in August and we scrambled for the rest of the year and it wasn't pretty. Um, we did run out of money last year. The year before um we actually if I'm not mistaken, we (inaudible) and put it over there and paid the guys later. Um if Tommy um correct we have three now, one person coming in the morning um and Tommy asked me today what I would be ultimately comfortable with. I would like to keep those people until, another two months for the grass and once the grass stops growing then we hit the fence lines, the bushes, um the parking lots all that stuff we get after we knock the grass down. We basically have one week where the grass stops and we're just thinking about it now to keep the grass down. And that's where we're at. And that's what happened last year. Last year we ran out of money, Donnie and everybody just left. It was pretty much chaos for a month and a half. That's the money difference. Um three guys right now and Tommy asked me when I would be comfortable but if you guys don't want to give me the money, that's up to you. It's just what you think.

Mr. Tobergte – A question for Peggy. We got (inaudible) expenses are over. We can't afford this.

Mrs. Brickweg – That's up to you guys. You've all ignored me the whole year. You figure that one out. I'm sorry I've been telling you guys all year to make cuts in different things and you throw it back at me. No, not going to happen. I guess my point is there are many cuts that could have been made in almost eight months that were totally ignored. (inaudible) that are maintaining our parks and maintaining our streets, maybe if you guys would have made the Administration or Council would have made the cuts that should have been made earlier you wouldn't even be in this position as what I should have said. Do I think we need to take care of our parks and streets, absolutely, I do yes but are we in the hole yeah, we're in the hole because nobody made a decisions.

Mr. Asbach - I'll amend my motion to suspend the second and third reading of Ordinance 19, 2017 as amended then.

Mrs. Bedinghaus – I'll second that.

Mrs. VanValkenberg-Walden – Do we need to do that? Seconded by Mrs. Bedinghaus to amend and suspend with the second and third reading of Ordinance 19, 2017 as amended.

Tom Rolfsen, 30 Clay St. - I was just looking, what's \$120,000.00 going into the swimming pool cash account?

Mrs. Brickweg – Tom that's when it's not an additional appropriation. It's basically taking money from the General Fund, a cash fund, basically a bank account putting it into the fund. If the money has already been appropriated that's just putting it into a fund so we can pay it out of the correct fund. It's more of an account issue, it's not an additional appropriation like we're going to spend it.

Tom Rolfsen, 30 Clay St. - But the pool is closed for the year, right?

Mrs. Brickweg – Right so we have to keep the funds solvent. That's basically what it is. I also, if you don't mind, I was trying to find the number, I had written it down but the other thing is this went out in the email (inaudible) please remember that this is for the Service Department employee that's been out, it's going to be at a minimum, I did some calculating, a minimum of \$20,000.00 left over in that line item. It's just in a different fund so we can't transfer it into the General Fund. So, even though you're appropriating \$15,000.00 you're still going to have \$20,000.00 left over on the other end that would have been normally spent if that employee was still working. I just wanted to clarify that.

Motion passed 7-0.

Motion by Mr. Asbach, seconded by Mr. Culbertson to adopt Ordinance No. 19, 2017 as amended as read. Motion passed 6-1. Mr. Tobergte voted no.

OLD BUSINESS

Mr. Tobergte – I would like to thank Lieutenant Ungruhe, Cindi and Peggy for joining me in meeting with the residents of Rose Hill Avenue to listen to their concerns. And Jonathon sitting up there talking to them also. Another reminder, the Police, Fire, and Steak Fry, September 15, 4:00 until 8:00pm. Steaks will be served.

Mr. Asbach – First of all I'd like to make a motion to meet in Executive Session to discuss pending litigation.

Mrs. Bedinghaus – I'll second that.

Motion passed 7-0.

Mr. Asbach – Secondly, I guess this is a question for Mr. Stuchell. Am I placing the Cost Recovery Corporation on the COW agenda to discuss further? Are we going to just present the Ordinance or.....

Mr. Stuchell – Whether or not, I'd like to have discussion about it if there's any concerns, but then you know we hear that at one time so I mean I think you have to put it on the spot if you want to put it on the COW but would you like to discuss it.,

Mr. Asbach – Yes, that's what I'm asking if we're going to discuss it. (overlapping chattering) okay and last but not least I encourage more beer places to open up in St. Bernard. We'd all go for free beer, that's why everybody showed up.

Ms. Hausfeld - I beg to differ because I don't drink. Not that at least. Um one thing, and Jonathan I'm not sure if you can answer this or if it has to be answered by the Chief. But the cost recovery stuff, but what, and I might be saying this wrong, all the Narcan that we're using, do we get any reimbursement for any of that. I know, just a question but I'm asking it. Do we get any reimbursement for that or do we just do the Narcan and let the individual go. Do we take them, I'm just asking, do we take them to the hospital for, I mean, I've been told a couple of different things and I wasn't sure exactly what the thing was. I've been told that we've done Narcan not only for our residents but the Elmwood residents as well like time after time after time and I'm just I, I, I, I, I'm not sure how exactly expensive that stuff is or if there is a procedure that eventually these people that are using these drugs and nobody gets Narcan if we can get something from them or do they go to jail, I, I, I'm just asking for that information.

Mr. Stuchell – So to answer Ms. Hausfeld's question, I guess it really wouldn't go into the cost recovery, we are talking about the soft billing that we do but I am going to ask the Chief or actually have our EMS maybe explain how we go about doing that because again it is through our soft billing program how we recover those expenses.

Chief Meyer – What you're talking about is a little bit different than what we heard tonight. What we heard tonight is more for auto accidents, that type of thing. What you're talking about is something we've had in place for a long time now with the EMS billing which we've been doing for a long time. So, anyone that is in an EMS run which would be an overdose like that we do the soft billing for that. We don't specifically charge the Narcan more than anything else. We charge for the run. So,

that would be that would be covered under EMS run which we have been doing for many years.

Ms. Hausfeld - (inaudible)

Chief Meyer – Yeah, well that's kind of something bigger than what we do. Really, all we do is respond to the ambulance runs and take them to the hospital. The question about whether they go to the hospital or not, the answer to that is they don't have to go but the police are on the scene and they can be very persuasive by just basically if they don't go they're probably going to be placed under arrest. So, almost all them do go and that's what we bill for. We only bill when we transport a patient to the hospital. we make an ambulance run and do not transport, we do not bill for that. I don't ? Know, are you clear on the soft billing? You haven't seen the residents and non-residents? Okay.

Ms. Hausfeld – I was just hearing a couple of different things and to me it didn't make sense that what I was hearing but you've cleared it up.

Chief Meyer – Yeah, we don't treat an overdose run different than any other EMS run. They're all treated the same when it comes to billing.

Ms. Hausfeld – Okay, thank you.

Mr. Culbertson – Jonathan do we cite them on the police side of things?

Mr. Stuchell – There's, I can give you clarification ,but one of the things, and again maybe even the Chief can support me, but basically there was a House Bill presented by Denise Driehaus, there was the good Samaritan law ,so basically in doing that it will, it allows for the offender who overdosed and the person that reports it, basically two free pardons without being arrested and taken in. But as far as after that, and I'm not for certain who is actually tracking that and maybe the law does remain noted, but I do believe there can be a citation and it depends on the circumstances and again (inaudible) what was done and we have had repeat offenders but yes.

Mrs. Brickweg – Patty if you remember, Rick gave us some information about the State of Ohio about what they do a little bit with the whole thing. But I do know recently I've been reading articles in the Enquirer that it's not just our community as we know, it's all kinds of communities that they are looking at legislation and people are going to get billed for the Narcan. It's not there yet but it is being looked

at and especially with your second, third, fourth, fifth, nineteenth abuse, you know kind abusers. I just know it's being looked at I don't know any communities that are quite doing it yet.

Mr. Moore – When I put that article in your boxes, remember I put a little note, this could affect our income from the State because what the proposal up there is to move money from what they paid a municipality into this fund to take care of the Narcan and the OD that have those kind of things.

Mr. Stuchell – One thing that I don't know if you realize or read it in the newspapers just how taxing this is on every community but last year at this time during our festival, I remember seeing it come across my phone for a cardiac arrest, non-breather in one of our local parking lots. A single individual. What ended up happening is that one of the individuals in the car who had actually overdosed but came through was the caller not a person driving by as they had originally reported. And it was not just one individual it was actually three people that had overdosed. So, ultimately when our department got on the scene we had to call for backup and people don't realize what that does to jeopardize our local team. These weren't our residents, they just felt comfortable enough to overdose in one of our lots. But what it did it taxed the resources of our Village and two other departments as well that we had to call to assist us. But it's happening all the time.

Chief Meyer – One of the other questions Ms. Hausfeld was, the cost of the Narcan, it's about \$35.00 a dose. But keep in mind we often times have to give more than one dose. And that probably, as you guys know from reading, you know a lot of the heroine is being mixed with fentanyl which is much, much stronger so if we get someone who is taking that drug we have to use more Narcan to bring them out. But it's \$35.00 a dose.

Mr. Kalb – Not to keep beating a dead horse, you're fine Steve, as Rick said ,the State did take a bunch of money from us but they also gave a 1.1, 1.2 million dollar grant to the Hamilton County Board of Health to distribute the Narcan and I believe Brian, we've talked about this before, so there is free Narcan available so, you know, some of that money did get taken out of our coffers and given to the State but it has been given back and communities are available to go to the Board of Health and get it free. Free Narcan doses ,now it's obviously a little bit different than the dose we normally carry so we usually still carry both but it does help offset some of our cost a little bit because Hamilton County is providing local fire and police depts. with free Narcan.

Mrs. Bedinghaus – Jonathan I think you probably put a spreadsheet together for the CIC properties. Is that.....

Mr. Stuchell – Not for this meeting but we are working, we've met. Because that's not my, the one that you'll get will be up.....

Mrs. Bedinghaus – Because my question was, is it going to be up on the website for citizens to see?

Mr. Stuchell – Sure. So basically you will get the updated list so the property with new communities did meet and we are going to meet again next week before our regularly scheduled CIC meeting so yes you will get an updated list but everybody will be made available.

Mr. Tobergte – Cindi, that's the list I had last meeting that you asked for a copy of it so I will put it in your mailbox.

Mr. Culbertson – When Jonathan is done on the hot seat I'd like to say thanks for the increased speeding patrol. I've seen them up and down Ross the last few days and I've seen several people pulled over. As we know it's hard to go up Ross at 25 to begin with but there's people going up and down Ross at 40, 50 miles per hour regularly. I sit at the light coming out of our subdivision and 50% of the time somebody runs that red light right in front of me everyday and I noticed the police out there the last two days especially and the lights are on all hours of the day and I appreciate the effort.

Mr. Chastain – This is going back to Peggy's point the meeting was still a meeting down, there hasn't been any headway. Have we just resigned ourselves to barrel into the end and take it all out of reserves. I just haven't heard any updates. I was going to bring it up at the COW meeting but it was such a peaceful pleasant meeting I was like I'm not going there. We have to see where we're going to make that money.

Mrs. Brickweg – It's almost 1.5 million. Um and I was going to say this later but basically at this point I went back and looked at the reserves and right off the top of my head we'd taken on September and I think it's \$675,000.00 out of the reserves at this point. We did a 4, a 2 and then another little one. But looking at the account today if this continues we're going to be doing additional also.

Mr. Chastain - I don't know, Mr. Peck did an informal poll the other day about one of the Ordinances, I didn't know, are we allowed to take an informal poll or we just the seven of us comfortable just kind of flying into the end of the year and take 1.5 million out of the reserves that are at what, 2.8, 2.7, 2.6? I just don't.....

Mr. Kalb – I wasn't comfortable with it. At the beginning of the year we made suggestions and at this point, I don't want to say we can't change but it seems like nobody is willing to budge or move or change and we're nine, we're ten months into the year and by the time we implement something then you're saving money over one month. So, I think at this point our stronger, greater focus needs to be on next year's budget whenever John gets all those numbers together and really focus on balancing that and making sure that we don't, I mean, we should have made a lot of changes earlier in the year and we have not. But at this point there's not really much we could do over the last month that's going to save anywhere close to 1.5 million dollars besides just shutting the city down for two whole months. So, I think our greater focus needs to be on moving forward for next year and make sure that we balance the budget for next year.

Mrs. Brickweg – What I'm going to add to this, if that's the plan of all seven I'd like to know how you plan on building the reserves back up.

Mr. Kalb – That would be part of the budget process. Not only doing (inaudible) always spending every dollar that we take in, but actually coming in under budget and not making a budget that spent 10 million, have a budget that spends 9.8 if we're bringing in 10 and it sounds like Don's got the emails out to the department heads to get their numbers to him so he can start working on that and hopefully we can work and crunch some numbers and come up with a solution that not only balances the budget but also looks toward the future of the Village and puts money back in the reserves.

Mrs. Brickweg – I would just like to go on the record, if you guys had, December budget, it's already over. When you look at the projections already. So you're already starting wrong. Starting like you did the last year and nothing got done so , as you can tell I'm frustrated, I sit here and tell everybody every week and I just get the blank stare. But that's why I just gave you the numbers tonight. I don't know what else to do. Stand on my head. I just don't know what else to do. But that budget is already over. And that doesn't even include any money in there for reserves. So, we didn't do anything this year so I, I, shock me and let me see something next year.

Mr. Asbach – I agree and I still to this day can't fathom why we're not discussing this last week. I know nobody is in favor of it but, you know, even if it covers the amount of money that is spent going to the landfill. I'm kind of against what Mr. Kalb suggested paying, you know, for the gas and everything else because that's part of our tax money but, you know, nothing is free anymore and, I mean, that was the one revenue source that was brought up. And we shot that down too so maybe we can work it back in next year. But I don't know what else to do at this point either.

Mr. Chastain – I just want to say aloud some numbers that are absolute correctable. But I just want them to be said aloud. Jerry Shipp said when he came on 17 years ago there were over 12 million dollars in reserves. 17 years, 12 million dollars, we've blown through that. We've borrowed 18.3 million. You're automatically above 30 million dollars in 17 years. We haven't been adding jobs, we're cutting jobs, every time we cut jobs that salary starts to add up well over 30 million dollars of cash flow essentially in 15 years we're blowing through over 2 million dollars a year. So, I mean those are, you can't continue that. You can't continue, if I had come here on the first day with my sheet and said I've spent my whole salary, I've spent my retirement savings, I've spent my cash reserves savings and I've got my credit cards ran up all the way as an individual you would have thrown me out the door. It's a dangerous, dangerous time right now. We are getting our reserves, they're not even going to cover two years' worth of bond payment. Not even maybe one if we keep, we're at 1.5 now. I know I'm not saying anything you haven't turned over in your head. I just want people to turn it over some more. To Steve's point, six figures in garbage collection held, the budget for 2018 there's preliminaries out there at least \$156,000.00 in raises in that for everybody not just the departments but assistance up here as well in (inaudible) and different things. At some point we have to do something. Maybe we can start it now. We're going to have to get creative. Is it possible that we could set up a municipal fund instead of cutting raises back and taking people's salaries now if that's their retirement numbers, keep their salary high but donate a percent or two to a municipal fund that they're allow to write off from their federal income taxes. I don't know if that's possible but we're going to have to come up with some creative ideas because that wall that John talked about that you know he went three to five years, I don't think that's far off, I mean, it is coming. I don't know, I'm just, I don't have a solution by myself but I hope we start working on something.

Mr. Asbach – Not to make excuses but in that 12 million that was in reserves there was in excess of 5 million that was paid to Bank Avenue and litigation and those

things which hurt at a very bad time too. And like I said, I'm not trying to make excuses it's just part of the fact, part of the money we decreased.

Mrs. Brickweg – I want to thank you for saying that. I think you mean it. But at some point you notice you didn't get much, I don't know, I don't know what to do, it's just, I mean, you know John gave his speech on his birthday, and then left but nothing has happened since then. It's so easy just to say things, I need people and we need people and the people that voted for you, they need action. And I haven't seen hardly any action. It's the same thing and it's the stare. I sat here today working on those numbers and it's horrible you know and I feel like, I even said to Tommy I keep hitting my head against the wall because I'm going to give these numbers tonight and it's going to be okay move on. That's kind of what happens. You guys I know it's an election year but I don't know how to put it nicer but this Village's survival depends on you, this Administration and Council. You know, I guess in the past it was easy not to have to make those decisions but the major decisions have to be made and you cannot keep ignoring it. One and a half million dollars over. I don't know how you ignore that.

Ms. Hausfeld – We're not going to discuss it here, I mean I've said it since the beginning of the thing when we passed the budget and we all sat up here, except for Mr. Chastain, we all sat up here and said 100% that we would cut from the budget. And we haven't. So, I know this is a Council meeting, I know thing, people most probably want to their thoughts together or whatever but I don't disagree with Kelly, I don't disagree with Peggy. There's been a few times through the year that I like voted no on certain things like Long John Silver's purchasing and other things because we were told we didn't have the money. I mean I don't know what everybody else feels like but I think the used to be, I, I, I, don't disagree with Andy, I think starting on next year's budget, making sure that's below budget. Making sure things are on line there. I think that's awesome. But I don't disagree that things have to start now and not in January 1. First of all, all seven of us may not be up here January 1. So, then you're going to have a whole new Council that's trying to figure out what the heck is going on and it's going to take that much longer to get things processed or in order, I guess is a better word. So, while I don't disagree with Andy, I think 2018 budget definitely has to become under budget. We have to start saving money so all that has to be in order for the January 1 Council people. But we need to start now too. And I don't know what the right answer is. I mean I voted no when I thought it was appropriate to vote no on certain things so, I suggest, and I know this is just putting it on the table again, for another COW but we need to talk and I'm saying right now might not be the most appropriated time to talk because people don't have their thoughts together but this was you have two

weeks to get your thoughts together and I'm not just chastising Council, I'm talking Administration too. Because it's going to take everybody to start working on this to make head ways. And especially to get us to where we need to get. Will we make up 1.5 million, I don't think there's and way we're going to make up 1.5 million now. Could we make up a couple of hundred thousand between now and the end of the year, yeah, most probably. Do, I'm just asking everybody to put your thinking caps on, come to the next COW meeting to discuss it a little bit further in detail and I'm not just, like I said, I'm not just talking Council, I'm talking Administration and honestly, you people in St. Bernard, you guys have ideas or suggestions or something that, you know, we're just normal people up here so, if we don't see something maybe you guys see something more than we do. We're all open for suggestions from anybody and that's my two cents.

Mr. Chastain - I think this might be a question for Mr. Peck. Does it break Sunshine Laws if three Council members meet with and John because this is body of seven, a few Council members and John meet with the departments. I tried to have that happen and was told,

Mr. Peck – No I wouldn't do that.

Mr. Chastain – Even though it's not the majority of us as a body?

Mrs. Brickweg – They look at the intent. That's the way the Sunshine laws work. I know what you're saying but it looks at the intent and it's, they always side with the people that (inaudible)

Mr. Peck – Let me put it this way. I'd feel uncomfortable if you were to do that.

Mr. Chastain – Okay.

Ms. Hausfeld – Let me ask, kind of the same question but a different question. what if we take a Thursday that we don't have a meeting and we just either us calling a meeting and make it open to the public, but not televised, and have all three of the departments come? The reason we're asking this is because the departments would like to come talk to us freely. And I'm going to be blunt, I'm going to be honest, if, and you guys all know that I say stuff from my heart so sometimes I cuss. Sometimes I say the inappropriate word and I don't mean any disrespect on that and nobody is going to slap my hand for it because I say what I want to say but unfortunately the three departments have repercussions, I guess that's the word. They want to be able to come talk to us, show their ideas freely,

without any repercussions. Yeah, they might say, sorry, hell or damn, gut they don't want to be written up, they don't want to say, you know, it's going to affect their jobs, I mean,

Mr. Peck – Not to interrupt, it would be a Council meeting or a COW meeting or a Special Meeting whatever you want to call it. And we'd be required by law to keep minutes. Okay?

Ms. Hausfeld – I wouldn't mind keeping minutes, I don't think that's an issue. I just don't think they want the television and they don't even care if it's open to the public, you know, so, so, so it's not necessarily that it's strictly the three departments, the Administration and Council. They just want, they want like an open forum that they could come either as a member of our city staff or even a member of our tax payer staff and come and freely speak. Speak their minds no matter how hard it is for some of us to hear what they've got to say. But that's what I'm talking about. There are people in this city that see things day in and day out that maybe more, I don't want to say more intelligent, but more up to some of the things that are going on that some of the ways to save money but it's falling on deaf ears so they'd like to bring it to us as a whole and as a Council person, I've always welcomed anybody's suggestion. I don't care if it's a tax payer, an employee, John I don't care if it's you. I you have a suggestion,

Mr. Peck – If I may Madame President –Ms. Hausfeld I'll check..... I'm quite frankly not sure what our legal obligation is to actually have these recorded once we, do we need to pass an Ordinance to do that?

More overlapping chattering.

Mrs. Brickweg – I think you would have to make sure you advertised it now the web page is back up, now that's the option that was not there last time. And the last time they were trying to rush it through there just wasn't enough time to be able to do that. I had to be honest, it would be a regular meeting, it's going to have to be that the department heads and the chiefs allow it. They're the ones writing up these people. It's people in the Administration telling people to write up their employees because they might say an "f" word you know, that's the issue here, you know, um, you know, that is (inaudible) it would still be a meeting, it would still be a public meeting so they could probably still get in the same amount of trouble. TV or not TV. It's just being adult about it is basically what it is. But I think you can do it you just have to make sure we advertise it but I don't think that's going to alleviate their other issue.

Mr. Kalb – Can we just have a Finance Committee meeting and have them come to that and talk openly. We don't

Overlapping chattering

Mr. Kalb – We don't record minutes in that right now. It's an open forum. I'm saying can't we just have.....

More overlapping chattering

Mr. Peck – Minutes have to be taken then. Right.

Mr. Chastain – So, the conclusion is there is absolutely no possible legal way for the heads of our three departments to meet with the Administrators here to air their feelings without the fear of repercussions.

Mr. Peck – They can talk to the Administration but to have a Council meeting where Council members are present especially a majority, but if there is a quorum I would not advise that but they can certainly meet with the Administration any time.

Mr. Chastain – But we are not allowed to be there at least.

Mr. Peck – Right, I wouldn't make it into a meeting. Once you make it a meeting you have to have minutes.

Ms. Hausfeld – Well, I, I, I, still think that we should take a Thursday and somehow figure out how to call a meeting and let, I just, I just think it's ludicrous that we can't as a body talk to the other bodies as a whole.

Mr. Peck – You can't.

Mr. Chastain – Kerry, Brian, Mike would you be up for a meeting or you know, we could come in we could talk, if the cameras are going to be on if the minutes are going to be taken, I mean how do we work all this stuff out?.

Mr. Culbertson - Can I just ask, if we're going to do that at the next COW meeting let's put it out there but I think we have separate issues here. I don't think that the departments want to do it at that format. Maybe, maybe, I don't want to speak for

them but my conversations are that they don't want to do it in that format, they don't want to do it on the camera, they don't want to do it at the microphone, if they're going to have to do that anyway then we could do it at the COW meeting.

Ms. Hausfeld – One more question and that's it. We're having a, Don ,and Ray are hosting a town hall meeting to meet the candidate night. Most of us have not, all of us are going to be there. And that's not televised. And that's not minute taking. That's a separate town hall meeting that's somebody is getting together. Sorry. I mean it would be a place that they could come air it out. That's just a suggestion.

Chief Meyer – To answer Mr. Chastain's question. I personally have no problem. They can speak for themselves, I don't have a problem with that. Just a little bit about the discipline for the way employees act. It's, I'm not comfortable giving them a blanket, that they cannot be disappointed for what they say. I would certainly give them leeway. I still would not want cursing and things like that that I think is unprofessional, I think they can get their point across without that and I do think there are certain lines that they cross that they would have to be disciplined. However, if it goes the way I envision they just want to air their grievances about maybe suspending and things like that, there would not be discipline from me for that. But I don't want to give them blanket that they can say whatever they want because, I mean, I don't know what they're going to say and if they say the wrong thing I believe they would have to be disciplined but I would be willing to give them, you know, a lot of leeway.

Mr. Moore – You know I sit here and I listen to everybody and I think to myself we're not alone in this. You know, I put an article in everybody's box about the City of Norwood. They're facing the same predicament. The City of Cincinnati is \$25,000,000.00 in the red. Has there been any thought given to reaching out to cities that are experiencing the same problems that we are and saying, what are you doing to solve these problems? Rather than us reinventing the wheel and keeping everything internal, is there any problem, and I don't know if there is any or not Mike but, you know, the reaching out to other cities saying how are you guys looking at solving this problem? Because everybody is in the same boat. Revenues are down and expenses are up.

Brian Young, President of Local 450 – We're open to meeting to how ever you guys want to make it happen. I can't speak for all three unions. I'm only president of one union but I'm pretty sure I can speak for Service and Police as well but our goal is to sit down and have an open meeting where we can have adult conversation where we can don't feel like this repercussions where the Chief talked

about (inaudible) it was a very productive meeting that we had with the Mayor and Tommy and those guys. We just want to have that with a bigger audience (inaudible) where we just share out thoughts with you guys as well. But we'd like it to be an informal meeting if at all possible. But, you know, whatever you guys suggest, Mr. Peck, your kind of the one that has to make that decision. Let us know and we'll sit down and we'll try to make it happen. We want to have that conversation. I talked to Ms. Hausfeld after the last meeting and I wish I would have spoken up during the last meeting but I had somewhere I had to be but we actually want to do that and you guys are all saying time is of the essence. We need to do this sooner than later. This isn't something we want to wait until January 1. this is something we should have been doing six months ago. So, just let us know and we'll get together.

Mrs. Brickweg - I'd like to make a suggestion. Not heavy reading. Ohio Sunshine Laws, read them. Even if you want to read on just the public meeting. It will explain, Kelly you and I just discussed it, sometimes you have to look at things differently. Government is a whole different thing than a business and it is very frustrating. But that will explain exactly why the laws are there and what you have to do. So, and Patty even though you say you might have that meeting, that doesn't mean it's okay to have that meeting. Just cause it's happening doesn't mean it's okay and it doesn't mean it doesn't break the law. Just like Andy said we take minutes, guess what, nah. So, there's a lot of things out there that once you read them I think some people would be like, oh man, you know if you don't read it that often but it's not real difficult reading it's all on line. I think it's on the State Treasurer's website. If you want ot read those.

Mr. Chastain – This small piece I read basically said you can't have the majority of a body meet with the intent of business. We should be able to have the majority of body, knowing it's for business or a non-majority of the body meet for the intent of business is the way I read it so that's why I thought three could meet and I don't have to be, you know, I don't want

Mrs. Brickweg – You can correct me if I'm wrong and I'm guessing (inaudible) when you just put three and you meet with the Union it's a whole different ball game. Correct me if I'm wrong I think that's probably where you were coming from.

Mr. Peck – There's a lot of gray area. I know it does say that and I'm hesitant to give specific legal advice on that on Council floor. But being cautious and as conservative as I am I would counsel against it.

Mike Wiedmann, Service Department – Our past record speaks for itself we'll meet anywhere, anytime. We're willing to work, whatever needs to be done. One thing that we choose to do we choose to talk about the Service Department. I not qualified, I'm not here to talk about police or fire. If you want to meet with us, if anybody wants to meet with us to discuss our department, that's fantastic but we're not up here to make suggestions about other departments. That's, our department we can meet anywhere, anytime. We can talk to anybody who has any questions, come down and visit anytime. Door is always open 7:30 till 4:00.

Mr. Tobergte – Mike, (inaudible) up here. Am I allowed to have a (inaudible) to night or not?

Mr. Peck – Of course you can have a meeting.

Mr. Tobergte - (inaudible) at that meeting? I'm just making clear.

Mrs. Brickweg – And the difference with that meeting, I'm going to be honest, is you're going to have people in the audience. They're not all going to be on a board and doing it like that. But what I was saying there are other meetings, like a Finance Committee meeting where it would even be better and taking the minutes and doing other things. I would just suggest to read it. It's pretty easy.

Mr. Asbach – We're not at audience participation is where I was going with that.

NEW BUSINESS

Ms. Hausfeld - I've just got one question and maybe I'm just a little bit not clear on this but if, if, if the Union either collectively or individually had their own meeting and had invited us and whoever wanted to show up could show up, that is still against.....

Mr. Peck – That could present a problem.

Ms. Hausfeld – Okay, I was just asking.

Mr. Tobergte – Changing the discussion a little bit. On Saturday, October 21 from 6:00 to 8:00 I'll be having the pumpkin painting at the old Save-A-Lot building. Due to Melissa getting married there will be no haunted house this year. The

creative mind is gone for this year. So, just pumpkin painting October 21 from 6 to 8. I've already ordered the pumpkins from Scherpie's.

Ms. Hausfeld – I not sure if Marge is going to get up and speak on this behalf, okay I will let her do that then.

Mr. Peck – Mr. Tobergte, are the municipal Court candidates, are they allowed to Marketing, to your meeting?

Mr. Tobergte – I was just having it for our local election. I could have one late for.....

Mr. Peck – It's for our particular district though, the folks of St. Bernard will be voting on these folks. There's only three.

Mr. Peck – If you know them and want to invite them, be my guest.

Mr. Peck – Okay, thank you.

AUDIENCE WISHING TO ADDRESS COUNCIL

Phil Stegman, 19 Orchard – Patty I think you were going to start to say what we used to do for years. The Finance Committee would call a meeting with three of the Board or three Council people and it would be an open forum for people of the departments to come down. Department heads and also elected officials to sit in on the meeting to discuss the finance, you know, the budgets and this, that and the other. And it is, you still have to report to the three people that are holding the meeting have to hold, you know, the minutes of that meeting. But the other four people could do it. You could do it for anybody, like you could call in Marketing, those three Council people on Marketing. You could call the meeting, the other four people could be in the audience. They can't be voting on anything. It's just listening and taking the remarks and you can make your own comments so it would be just discussing, not a voting. For years that's been going on Mike and I don't know if that's that proper, I mean, but they're not participating or voting or that type of (inaudible) that's open to discussion.

Mr. Peck – Right and my issue is whether you take minutes or not at any meeting.

Phil Stegman – It's always been you take minutes, always. Any committee meeting you folks have. Tommy you made a comment earlier tonight about some people

that are having problems with I-75 and you mentioned it tonight on the floor and you're going to do a Call Command. Is there any way in the hard areas that are hit with these problems could a letter go to those folks so that they get it because not everybody has Call Command and they don't watch this TV show. Maybe not that you have the website open that could be put on the website. Not everybody has a computer on Clay Street and various places. But the hardest hit areas that

Mr. Paul – Yes, we can get a letter to them.

Phil Stegman – So they can get it and they know where to send their complaints. There's a lot of people who own houses and they're renting them, making sure that the owner knows that there's a place to cover those issues.

Marge Niesen, 2705 Chalet – A couple of things I'd like to reiterate what Phil said. We used to have budget meetings with the Finance Committee. I didn't pay attention if they made notes or not, I was concerned about explaining to them what I thought I could bring in on the budget and I'd talk to them. We didn't have to have the TV cameras going or any of that. There were certain people that would stay over for certain nights for the Finance Committee and for twelve years we did it and fortunately they never took us off in cuffs or anything. But the main thing is that you need to have a forum where you can discuss what finances you think you can bring in or save or cut. And it shouldn't be that complicated. Sometimes I think things are made to complicated.

Secondly, Patty thank you for bringing up the Historical Society. Our program is the 16th of September, 7:00pm in the lower level conference room in Centennial Hall and it's going to be "Where Is The Fire". We have a series of history department of the departments. Last month we had the Service Department, outstanding program. We're going to have a great program on the Fire Department. Greg Lipp, a Captain in the Fire Department for a long time is going to talk about everything from the old days when we had a certain type fire all the way up to all kinds of rescue and we are actually encouraging junior high because they might be interested in being a fireman and they might want to come to that. It is on a school night, Monday, the 16th but we think that they might be interested in it.

This third thing is a Women's Club meeting is this month at 7:00 on the second Monday. So, that would be the 11th of September and I want to especially commend Mr. Tobergte for his donation of rocks for our program "St. Bernard Rocks". We've had an extremely good response to people trying to find rocks in historical places in St. Bernard and we're happy to see that the younger generation that has put down their things for a minute, Play Stations, and are out looking for rocks. Sometimes with their mom and dad and it should be fun. And we're just

having a really good time. We're still missing about fourteen rocks. So, there's still some out there if anybody want to find them. Some young people are wanting to start painting their own rocks and we've told them that we would welcome that but that they since they don't have the historic places maybe they could do it as a craft thing and hide them in the park some way. But they need to be near the ground, they need to be put in a place that will not be harmful to anyone. And we appreciate everybody's participation. It's been fun.

Mr. Asbach – Not to correct you Marge, because I would never do that, but I think you said the next meeting is the 16th I believe it's Monday the 18th .

Marge Niesen – You're right. I've just had my eyes done and they're not quite.....

Mr. Asbach – I don't want people coming down there on a Saturday.....

Marge Niesen – That's true because we won't be there. Thank you very much, I appreciate it.

Ms. Hausfeld – Marge before you leave, do you want to explain the Historical Society Cincinnati thing. Just so you can get it out there so people can maybe put this on their calendar ahead of time.

Marge Niesen – Right. In October our history program should be from the Cincinnati Museum Center. We have a specialist in hauntings and so the program will be on, that is the 16th, I think I have that right. And at the current time we still plan to have it here in City Hall but were trying to book us (inaudible) if they have everything working in order we could have our program over at the Wiedemann Brewery. We just think that would be fun. And then don't forget in November is when we're going to feature the Police Department. We saved them for Thanksgiving but of course we're thankful for all our departments but we kind of saved them for then. Thank you Patty, I appreciate it.

Mr. Tobergte – One thing real quick. I'll get a hold of the thee Union heads, try to set up the Finance Committee when they can meet and then I'll get with Steve and Cindi.

Vicki Zwissler, 217 Cleveland - I'm sort of a multi generation, not current resident but will be but I was born and raised in St. Bernard. I'm part of the Mayborg clan. And my father was on City Council in St. Bernard when he passed away, Joe

Zwissler , I believe, 1967. As somebody who has begun to reinvest in this community, I have to say to you that the future for St. Bernard is a whole lot brighter than what the current situation is and I really believe that. I believe very firmly that St. Bernard is the next in line of trajectory of identification process that bloomed from downtown Cincinnati. I think the first stone that was cast in this direction of gentrification was the Friar's Club being relocated and affiliated with Roger Bacon High School. I'm a graduate of Our Lady of Angels. I think that the new Safety, Services Department structure and the new public works facility are part of that growth even though they're a heavy debt. I currently reside in the City of Wyoming. I sat on City Council and was Vice Mayor for twelve years in that community. As a bedroom community we're not in the current situation that St. Bernard is. It's still a struggle. It's just a very different, there's a lot of different details that are managed differently and I could offer for you three things right now that I think could produce close to \$150,000.00 in your budget. One is, we did not ever televise our City Council meetings specifically because there's a part of the franchise fee of each cable bill that the city can take and use in their General Fund or you can televise your meetings and also allow your residents to have access to the cable production facility. Kind of like a throw back to the old Wayne's World, that sort of thing. Secondly, I received \$5.00 a month to sit on Wyoming Council and that was to technically have me be a city employee. And thirdly, we just farmed out about three years ago the management of our brand new, highly controversial city pool to Swim Safe Management, which then eliminates the PERS and other benefits that go along with the life guards. My boys all served as life guards at that facility and many communities are going in those types of directions and I think it's great to look at the departments and try to find more out of them but I think that's there's a whole world out there that's coming this way and I think that St. Bernard has a really great future. One other thing that I was thinking, on the Wiedemann Brewery, I really, really, really, really, really hope that they tie that somehow into the history of the Miami Erie Canal. Because I believe that that wall along the parking lot that's holding up the earth where Chili Time is, I believe that that's part of the canal wall. If you go to Apple Map on your phone, the Miami Erie Canal is still shown as a running body of water, as a blue line flanked by the two parks, one is the soccer field and the one over here by Ross Park. That green belt that's in between them is prime for some kind of redevelopment and I know you've all been working with the Cincinnati Reds Community Fund and the Cincinnati Zoo. Let's take a look at what Indianapolis has done with their canal. It won't be that grand here but I believe there's a sewer line running that but I believe that there's a park function there with circulating water that is ripe for redevelopment. With the tie in with the history of Proctor and Gamble I hope that now that that shopping center is available that you can maybe

look to the University of Cincinnati and work with Proctor and Gamble and the University of Cincinnati to perhaps develop some type of remote educational campus that could feed interns into the research, consumer research facility that's down there. That would bring in a whole new level of tax dollars. I think what you have right now is not a short-term problem, but I believe that the future for this city is brighter than it's ever been and I've been around this town for many, many, many years and it's always sat on the brink of maybe it's going to fall off and maybe it won't. But I think you're right in the regentrification. It's here. So keep going and really look at doing business a whole lot differently and new and fresh. Talk to Wyoming, Rhine Cutley, the City Manager, she's awesome and she can help you with maybe some ideas on how to look at things a little bit differently from a community that's only been a bedroom community with no sustainable business. There's no reciprocity on the income tax in the City of Wyoming. If you work in Cincinnati you pay them and you live in Wyoming you pay them. So, I work in Reading and I live in Wyoming and I pay over 5% between the schools, the City of St. Bernard and the City of Reading. But it's worth it because of the city services there. St. Bernard has the same city services. The Fire Department, the Police Department and the trash removal here. It's incredible. You've got a great future here. Just keep going and keep talking to other people. So, that's all I wanted to say.

Ms. Hausfeld – Mam, on behalf of all of Council and I'm sure the Administration, thank you for your comments and your suggestions. That was very nice.

Mr. Moore – I would like to say things that kind of go a little bit with that. There's a lot of people down in Texas and Louisiana that suffered. There are also people in Florida that are going to be suffering this weekend. I know my wife and I have relatives down there and friends that live down there because we used to own property and her mom and dad live down there for a long time so I'd like to ask everybody to keep all these people in their thoughts and prayers over this coming weekend.

Ms. Hausfeld – On behalf of that John is there any way, if we put it out there that, I know, I know Middendorf's daughter has done a lot of stuff to the one church. Matthew Ministries or whatever, is there, I know at one time when we went through our hardship last year people, citizens were dropping off stuff here. I just didn't know if there was like we could put something out there on Call Command or something if anybody did want to donate, they could either bring it here or the Police Department, the Fire Department, the, you know, wherever you would want them to drop it off at. And then we could always either take it to Matthew 25 or

have them pick it up or whatever. I just, there's so much hardship like he said, not only with Houston and the Texas area but I mean, I mean, it's going to hit down south all the way where there's going to be a lot of people and I heard tonight on the news and I'm sure everybody else did, they're out of gas which we can't help with that but their water is running low in all, in all the places down there. So, if people would want to drop stuff off and donate out of the kindness of their heart to put out a Call Command and pick a place. Either here or one of the other departments to drop it off.

Gabrielle Hackney – I have a BSA in creative writing for entertainment from Folsale University and what's interesting about my education is I did it online. Not only that I graduated second to the top of my class as Salutatorian so, what was so beneficial about the whole process was that I was able to do it online because I was able to better engage with my future colleagues and fellow students. Having a system like that really helps integrate a greater feedback for everyone. We're able to take the time to evaluate what we're reading, what the people are saying and how we're able to better go about in those responses and having a BSA in creative writing for entertainment part of my program was to really make sure that we know well what we're researching so that includes citing articles, adding everything we need to back up and validate what we're saying so, something like that could be very beneficial to St. Bernard and I don't know if you have a system like that already in place but something like that could work and it could benefit a of people for having that open discussion as a work platform or potentially both as a work platform and as a platform for perhaps some parts for residents to see. So, that way we're able to better collect our facts for what we're going to bring to the Council meetings because that way it can, we can better utilize our time. So, plus you could maybe have a work cell phone, access it from there. That's a possibility, it's all up to you I just don't know how much of that for what you're capable of doing for what is legally able for you to do but I just want to throw that out there for you guys and see what your responses are to that.

Mr. Asbach – Before we go into Executive Session the next COW will be Thursday, September 21 at 7:00pm.

Council went into Executive Session to discuss pending litigation.

Council resumed the regular order of business.

Motion by Mr. Asbach, seconded by Mr. Kalb to settle the agreement on pending litigation. Motion passed 7-0.

Motion by Mr. Kalb, seconded by Mrs. Bedinghaus to adjourn. Motion passed 7-0.