

**ST. BERNARD VILLAGE COUNCIL MEETING  
APRIL 4, 2013**

The regular meeting of the St. Bernard City Council was held Thursday, April 4, 2013 in Council Chambers.

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

Mayor Burkhardt introduced Marge Niesen from the Cincinnati Chapter of the Daughters of the American Revolution. Marge awarded two eighth graders, Hallie Byrd from St. Clement and Gabriella Fleak from St. Bernard with a Good Citizenship Medal for the Honor, Service, Courage, Citizenship and Patriotism they display in their daily life.

Roll call showed that six members were present: Mr. Tobergte, Mr. Meier, Mr. Holt, Mr. Asbach, Mr. Culbertson and Mrs. Bedinghaus. Mrs. Schildmeyer was absent.

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

**REPORTS OF CITY OFFICIALS**

MAYOR, Mr. Burkhardt – I would like to thank everyone that helped in making the Easter Egg Scramble such a success. Coming together and working as a team is what makes these events so successful, along with support from the community. Thank you all for your continued efforts.

Also, I would like to remind Council that Thursday, April 25<sup>th</sup> the COW meeting will begin at 7:00 pm to accommodate our guests from the State Auditor's office. Monday the 8<sup>th</sup> of April at 10:00am in Council Chambers we will be hosting a press conference of all the Mayors of Hamilton County voicing their opposition to H.B. 5. Due to my work schedule, Mr. Kevin Meier will be standing in for me.

AUDITOR, Mrs. Brickweg – I have a few items tonight. First is Ordinance No. 14, 2013 that the Auditor's office prepared. It is additional appropriations. The first one going to 2-3-2 Miscellaneous for \$8,762.00, that was discussed at the COW, \$6,000.00 for a heating unit and the remaining amount to cover the turnout gear from the Vulcan fire. The money went into the General Fund so we need to put that back so that is going into the Miscellaneous line item. That's where it was paid for. The second one, 0-1-57, \$23,000.00 for an employee accumulated sick pay.

On another note, our State Auditor is getting here this week and it's going to be a very eventful week. We've learned that there are many new State compliances that we're going to have to do. We've learned that many things in the City in the past were not done correctly and I'm just learning what those are and they've not been done right so many times that if we don't do them correctly we're going to have findings brought on us. So I now have to make all these come true or happen. I'll give you more details as we continue to do this but basically it has to do with

accountability and control systems. We don't have very good ones there. So we're working on that so Nick and I met with Bill and Paul Strotman of Recreation today, coming up soon we're going to have a lot more cash registers, we're going to have a lot more receipts. We're going to have a lot more cash register journals and receipts with every purchase order. This is going to be mandatory, a purchase order will not be enough. We're going to have to do an invoice or something to go with it. Same for the receipts. The deposit slips aren't going to be good enough anymore. There's a lot of different things and there's a lot things that are going to affect a lot of us. As you know I sent Council one of the reports that he came up with this week for all of last year. I'm not sure if you had time to look at it yet. What that spreadsheet is for all of 2012, it's a breakout of every Ordinance we passed money wise. It will show if the money was an additional appropriation or if it was a transfer or if it was just moving the money. It also will show you the beginning of the original appropriation which would be the beginning of January, where in the software it was and then you'll see the end of the year software report with the revised monies where it was going in and out and the amount. From now on that's going to be mandatory to supply that for them, that and a few other reports. One of the suggestions that he made, because it's going to take a lot of time to do all these things, he said either Nick or I will have to go to the pool daily and check their registers and check their tapes in the business department. There are a lot of things that have never been done. He thinks one way that our department can save money, I don't know if it will save money or if doing all these things without hiring anybody else, but he recommended we get a new payroll system. If they're spending, per week, and Nick and I were talking the other day, about five days of payroll in a month. If you did that it would make so much more sense if you could do all debts it would be a lot more accountability and you would be able to present Council and the Administration a lot more reports. I'm going to look into that. The one suggestion that he gave me which I thought was very interesting and I know Mayor Burkhardt has been looking at this is trying to come up with a time system or a time clock. He said a lot of municipalities use this, say a thumb print. I talked to Phil and we are connected in a network so it would work like that but it would include every employee in the Village even the swimming pool employees. They would basically clock in with their thumb and clock out with their thumb. Then that system, if it would all work right, would then, I have to check the software that we have now, come back to us and to the Dept. Heads, they would have to approve it, and the Dept. Heads would send it to us and it would just automatically be inputted and then we would send it off to whoever our payroll company is. There would be a lot more accountability there, the State Auditor was not real thrilled with our accounting, to be honest, I haven't looked into it but it is the same type that was used back in the 1960s. I do think it's time we look at things just in a way we could make it a little better. He's also giving us some really good ideas so it's been a good week and he'll be back again next week so he can teach us so that is some of it. I also want to let Council know and in your mail boxes this week is the March expenditure report and revenue report.

DIRECTOR OF LAW, Mr. Walden – Mayor's Court, which had been running around three hours or more been down, the last two Mayor's Courts', to under an hour. Last night we were in and out in forty minutes. We had a relatively light tax docket and most of the people on the tax docket were there because they had finished paying off any tax that they had and we were having their cases dismissed and we actually only had one person on the criminal docket. So the good news is the people of St. Bernard are paying their taxes and obeying the law. So that's a good development.

TREASURER, Mr. Ungruhe – This evening I gave Council revenue totals, the revised revenue totals by month for the year 2012. Also a comparison by month of what the prior year was and on the bottom on the right hand side you can see and compare it to 2011. We made 1,967,708.99 more than the prior year but keep in mind we had the sale of assets which were over \$3million and also we started to include the sale of investments which was not yet done before so that was some of the items that hit the bulk of it on that. But we actually spent about \$2million more in 2012 compared to 2011.

SAFETY DIRECTOR, Ms. Van Valkenberg – Absent.

SERVICE DIRECTOR, Mr. Stegman – Ordinance No. 15 tonight is on the table. This is the ODOT lease agreement to let them have 12 parking spots that will be a moving target they can develop. I think Council had a chance to look at the lease agreement. And also I've been talking with Brad Schuman to make sure that the Council folks know that this is a contract to enter into, an agreement with ODOT to take this to, this has to be done via the post office too. But they couldn't go to the post office unless they have it locked down with the City that we were in full agreement to do this. If this passes then ODOT will be able to go to the post office with the agreement and be able to try to settle this. I just want to let you know that that's a possibility that the post office can tell them no. They have to have something locked down. Rich didn't think there would be an issue, but he just wanted to make sure that Council, once this agreement was signed, ODOT was cutting us a check until they have an agreement with the post office. I just wanted to bring that to everybody's attention. If anybody has any questions or if they want to talk about it at the COW that's fine but it's not like I'm begging you to pass it tonight, there's no urgency on our side.

TAX COMMISSIONER, Mr. Geiser – Before Council tonight is Resolution No. 4, 2013. This is the City's opposition to H.B. 5 which we have been discussing now for some time. It was previously introduced as H.B. 601 but was changed at the end of the year and now it is H.B. 5. This is a very long Ordinance. I did find some information now on the web concerning various different Ordinances which I didn't like so this has been pretty much hand crafted for St. Bernard. I don't know if anybody has had a chance to read it all. This is very important, obviously, we're going to have a meeting here with all of the Mayors concerning this very issue and it is important that we pass this showing our opposition. Also this Ordinance call for it to be sent to, in Section 9 of the Ordinance, that copies should be sent to the Governor, the Lieutenant Governor, our Representatives and show that we oppose this. This will have drastic effects, not only on St. Bernard but all throughout Ohio.

## **REPORTS OF STANDING COMMITTEES**

FINANCE, Mr. Meier – No report.

SAFETY, Mr. Asbach – I also have what Bill mentioned about the April 25<sup>th</sup> COW. It will start at 7:00pm instead of 7:30pm and I will keep on reminding everyone.

I'd also like to report that the next Block Watch meeting will be Tuesday, April 16<sup>th</sup> at 6:30pm in the upper level of the municipal building. The topic of the meeting will be "everything you always wanted to know about home security

systems but were afraid to ask” presented by Mr. Chip Shiver, President of Shiver Securities.

SERVICE, Mr. Holt – I have the Service Dept. report for March 2013. There were 14 trucks placed at residences, 12 dumpsters and 112 special pick-ups at residences. 148.14 tons of garbage was taken to the landfill.

Now for the recycling report: there were 23.93 tons of recycling material, 5.48 tons of cardboard, 369 pounds of scrap aluminum, 5 pounds of brass, 2 pounds of copper, 1748 pounds of scrap metal and 10 pounds of stainless steel.

The Service Committee will meet Monday, May 6<sup>th</sup> at 7:45 in Council Chambers with the Mayor to discuss Terms of Employment.

My last thing is I will not be here next week, I will be out of town.

PUBLIC IMPROVEMENTS, Mrs. Schildmeyer – Absent.

LAWS, CONTRACTS AND CLAIMS, Mr. Culbertson – The Laws, Contracts and Claims Committee recommends passage of Ordinance No. 16, 2013 tonight.

BUSINESS AND INDUSTRY, Mrs. Bedinghaus – No report.

HIGHWAYS AND TRANSPORTATION, Mr. Tobergte – For the month of March there were 1,837 regular Dial-A-Ride riders which brings the yearly total to 5,143. The Medical Bus had 19 riders which brings the yearly total to 59.

The bracelets for this year’s Block Party are available at our local banks, St. Bernard Eagles and here at City Hall. The proceeds from this years party will go to Special Olympics and Association for the Blind. The party is scheduled for Saturday May 11<sup>th</sup> in Vine St. Park. Hours are from 4:00pm until 11:30pm, the featured entertainment is the Rusty Griswolds.

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

Committee of the Whole  
March 28, 2013

1. Council approved the minutes of the March 21<sup>st</sup> Council meeting.
2. Mayor, Bill Burkhardt
  - A. Asked Council to go into Executive Session at the end of the meeting, to discuss purchase of property. Council voted 7-0 to do so.
  - B. Reminded everyone about the Easter Egg Scramble at 1:00 PM on Saturday.
3. Auditor, Peggy Brickweg
  - A. Said that there would a few items needed from the Miscellaneous line item. First there was a problem with the OPERS payment, so they will be sending a check to the Village and everyone that is affected will be getting a check for \$105.00, next that there was an additional turnout gear from the fire at Vulcan, that our insurance paid for, and a fireman asked for his accumulated sick time payment, which will come to about \$23,000. Council voted 7-0 to put an Ordinance on the table.
  - B. Reported that the State Auditor will be in next week.
4. Law Director, Curtis Walden
  - A. Told Council that everyone on Council had to go to the training on public records. He is working with the Police Chief to try to schedule a training session for all of Council. We will discuss this at the next COW meeting.

5. Safety Director, Valerie Van Valkenburg

- A. Thanked the EMT's and Officer Simos for their work on a child a couple of weeks ago. Officer Simos followed up with the child and gave him a teddy bear.
  - B. Reported that the HIP inspections will begin soon.
6. Service Director, Phil Stegman
- A. Reported that the heat exchanger went out on the 10 ton unit on the roof. The repair was made for \$5,200.00, that should last another 10 years, and a new unit would have been \$18,000.
  - B. The agreement for the parking spaces at the shopping center, from ODOT, was given to Council to review. Council voted 7-0 to put the Ordinance on the table.
7. Tax Commissioner, Ed Geiser
- A. Gave Council a copy of the Resolution that he prepared in opposition of House Bill 5. Council voted 7-0 to put the Resolution on the table.
  - B. Reported that the online payment system is in place. It can be used for payment of taxes. A credit card is needed to set up the payment.
  - C. Said that he has had problems with people sending their tax money to Cincinnati. There was a problem with businesses doing this, but residents are doing the same thing. Please when you do your taxes, list St Bernard not Cincinnati.
  - D. Said that this was the best first quarter that we have had in the last 11 years. Said that things were done faster when he had part time help to do the scanning. He also talked about the reconciliations and what a big help the part time help was with this process. Without the part time help things will move slower.
  - E. Talked about the scanning in his department and they have done 33,000 items this year and have done 2007, 2008 and most of 2009 scanned. 2005 and 2006 have not been touched and asked for Council to reconsider his part time help.
8. Treasurer, John Ungrhue
- A. Said that he has not heard back from 5/3<sup>rd</sup> about the bond money, that isn't being used, on where to invest it and will be investigating where to invest it.
9. Finance, Kevin Meier
- A. Said that the Imwallie property has to be paid off before the garage can be sold and asked for an Ordinance to pay off the mortgage. Mr. Tobergte asked if we should add the shopping center also, but Peggy will look into when the payment is due on the shopping center and might be better off getting the interest until it's due. Council voted 7-0 to put the Ordinance on the table.
  - B. Said he would get with Council to come up with a new night, other than Tuesday, for the committee to meet. Tuesday has become a difficult night to meet.
10. Safety, Steve Asbach
- A. Reported that the committee met tonight to discuss the Terms of Employment for the Fire Department. The committee voted 2-1 to vote on a contract and not Ordinances for the Terms of Employment. Everyone was given a copy of the changes that have been made during the meetings and it will be discussed at the April 11<sup>th</sup> COW meeting.
11. Service, Mike Holt
- A. Reminded everyone that City Hall will be closed tomorrow and the Service Department is off as well, so there will be no trash pickup.
  - B. Reported that the committee will meet with the service department reps on Thursday April 4<sup>th</sup> at 6:30.
12. Public Improvements, Diana Schildmeyer
- A. Read a letter from a resident about the safety of the swings at the parks. It was suggested that they be lowered and the Service Director will look into the matter. It was stated that the swings are made to certain standards, but will be researched.
13. Laws, Contracts & Claims, Ray Culbertson
- A. Discussed an Ordinance that the committee had brought to Council to increase the spending limit, without Council's approval, from \$10,000 to \$25,000. Council voted 6-1, Mr. Tobergte- no, to put the Ordinance on the table.

14. Highways & Transportation, Don Tobergte

- A. Thanked the owner of Shurfine Market for using his sign to let residents know about the holiday trash pickup changes.
- B. Asked about the checks from the CIC for Tower and the Imwallie property.
- C. Suggested that City Hall people work 40 hours a week, instead of the 35 that they work, and maybe they could do some of the scanning.

A resident asked that Tower Ave Park be fenced in. The children tend to run toward the street, and asked that it be looked into. He also asked that the playground areas be non-smoking.

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

## **COMMUNICATIONS**

None.

## **RESOLUTIONS AND ORDINANCES**

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

**RESOLUTION NO. 4, 2013. VILLAGE OF ST. BERNARD STRONGLY OPPOSING THE PASSAGE OF OHIO GENERAL ASSEMBLY HOUSE BILL 5 WHICH PROPOSES UNIFORMITY MEASURES FOR ENFORCEMENT OF MUNICIPAL INCOME TAX CODES RESULTING IN UNFUNDED MANDATES, BURDENSOME REQUIREMENTS AND DIRECTIVES, LOSS OF REVENUE, AND REDUCTIONS IN THE ABILITY TO ENFORCE THE CODE, AND DECLARING AN EMERGENCY.**

Motion by Mr. Asbach, seconded by Mr. Meier to suspend with the second and third reading of Resolution No. 4, 2013.

## **REMARKS**

Mr. Asbach – I would like to thank Ed Geiser for doing this and as he said there was a lot of thought put into it and hopefully some of the other Cities and Villages will take note and do the same thing.

The Motion to suspend passed 6-0.

Motion by Mr. Asbach, seconded by Mr. Culbertson to adopt Resolution No. 4, 2013 as read. Motion passed 6-0.

**ORDINANCE NO. 14, 2013. AUTHORIZING AND DIRECTING THE AUDITOR TO PROVIDE ADDITIONAL APPROPRIATIONS AND DECLARING AN EMERGENCY**

Motion by Mr. Asbach, seconded by Mrs. Bedinghaus to suspend with the second and third reading of Ordinance No. 14, 2013. Motion passed 6-0.

Motion by Mr. Asbach, seconded by Mr. Holt to adopt Ordinance No. 14, 2013 as read. Motion passed 6-0.

**ORDINANCE NO. 15, 2013. AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) TO ALLOW THE ST. BERNARD POST OFFICE USE OF LAND FOR POST OFFICE VEHICLES AND EMPLOYEES, AND DECLARING AN EMERGENCY.**

Motion by Mr. Asbach, seconded by Mrs. Bedinghaus to suspend with the second and third reading of Ordinance No. 15, 2013. Motion passed 6-0.

Motion by Mr. Asbach, seconded by Mrs. Bedinghaus to adopt Ordinance No. 15, 2013 as read. Motion passed 6-0.

**ORDINANCE NO. 16, 2013. ORDINANCE AMENDING THE VILLAGE OF ST. BERNARD CODIFIED ORDINANCES SECTION 121.8 INCREASING THE EXPENDITURE LIMIT REQUIRING COUNCIL APPROVAL AND DECLARING AN EMERGENCY.**

Motion by Mr. Asbach, seconded by Mr. Holt to suspend with the second and third reading of Ordinance No. 16, 2013. Motion passed 6-0.

Motion by Mr. Asbach, seconded by Mr. Culbertson to adopt Ordinance No. 16, 2013 as read. Motion passed 6-0.

## **OLD BUSINESS**

Mr. Tobergte – I would just like to remind everybody that have four legged friends that like to walk, I was working Wednesday, some lady, up on Greenlee in the middle, stopped me and was talking about Johnson Alley and through there. A large number of people like to walk their dogs back there and they don't clean up after them. It can be quite messy especially when you're out with big equipment. I would just like to remind them to clean up after their dogs.

Mrs. Bedinghaus – Bill, at the Senior Housing, when are they able to move in over there?

Mayor Burkhardt – They've started this week.

Mrs. Brickweg – I'm not sure if this is old or new business. There was a lot of emails going around today in regards to opening a new Ordinance to pay off Imwalle and Curtis and I discussed this and I just wanted to let you know that, basically Council already voted to purchase it. Council already voted in Ordinance No. 9 of this year to appropriate the money so we weren't really sure what the Ordinance was needed for. We purchased it and we're paying for it. My suggestion is, it's up to Council, but if you wanted to take a voice vote saying you're approval of paying it all off this year you could do that. I just don't see the real need for it. I just wanted to give you that option tonight to see if you could have something on the record and maybe that would be what you wanted to

establish. And on the same note I did look into when Imwalle was paid off in November and the Shopping Center was paid off in May so that was what I had off the top of my head. So that could be put on the COW to discuss the Shopping Center if you want to go and pay it all off in May. I'm also going to send an email to 5<sup>th</sup>/3<sup>rd</sup> to see if it's okay if we did keep the money in the account and then pay it off as it's due. I'm thinking that's probably okay because it's the same bond we were discussing with the Fire Truck but I just want to double check with that and also check the time period of the other bond. But I'm not sure on that. So I would like to put that on the COW agenda and I'm going to ask Paul about when I looked at the settlement it looked as if they added the interest into it anyway because it's like lump sums and it doesn't say this is principle and this is interest so I'm not sure how that plays out either with the way they purchased it. If that makes any difference in paying it off. Until I get everything together and hopefully I'll have it by next week's COW but this is another option if Council thinks it would be a good idea to take a voice vote if they want to go ahead and pay off the mortgage.

Mr. Meier – I think we should take the voice vote to pay off Imwalle property because there is a mortgage on that property and in order to sell the garage in the back, in order to release that lien we have to pay that mortgage off. So if we could get the voice vote tonight to allow at least that piece to move forward and the shopping center, I don't think there is any urgency for us to have to move on that right away. But at least on the Imwalle, if we could pay that off, with that being in the lease with another parcel of property.

Mr. Tobergte – I'll second that.

Motion by Mr. Meier, seconded by Mr. Tobergte

Mr. Asbach – Just a quick comment, I have a question for Peggy. You know we have to pay off the property to get it to the new owner. You don't know, you say you have to talk to Paul, is there any benefit to pay the shopping center off or can we wait until May?

Mrs. Brickweg – We have a payment for \$560,000.00.

Mr. Asbach – So the question is, do we wait until May and collect a little more interest?

Mrs. Brickweg – Well no. I'm not even talking just the May thing. What I'm saying is if it's possible and if it's Council's wishes you might be able to keep the money for the 2014 and the 2015 in the bank until those actual payments are due or you could withdraw it out. But like I said I need to look, I need to talk to the bank about the bond, what the stipulations for the bond are. A lot of people said they wanted to pay it off early to save the interest. It's just the rating and what I think it is, that's really not going to make a difference so that's why I need to talk to Paul about the, he has all the documents and I need to talk to him about it, but my gut says when I see payments for \$540,000.00 and that I'm thinking the interest is already in there. But no matter what I know there is a \$560,000.00 payment in there.

Mr. Asbach – OK.



Mr. Burkhardt – I did talk to Paul a little bit tonight and there are interest in each of the payments. It is a declining interest. And I think he said if we paid it all off it would save somewhere around \$60,000.00. Now I don't know what kind of interest we would get by hanging on to the money if that would balance out or, I think that's what we need to find out. I'll have Paul here next Thursday to at least get it all worked out.

Mrs. Brickweg – I'm thinking we're not going to have \$60,000.00 in the bank. Ed and I were just talking and I'm looking at this Ordinance and it says that all expenditures of \$25,000.00 should have Council's approval by Ordinance. But like I said to him, Council already voted to spend the \$1million on property. Ed's saying that his concern is, you tell them.

Mr. Geiser – This came up several times in the years I was the Law Director, and I used to always tell Council, when in doubt put it in writing because, as Peggy now well knows, the State Auditor will come back in a few years from now and say you didn't do this (inaudible) ..... When you're paying that kind of money out, just like Peggy, you want to have Council's approval to do such a thing because if you're going through a contract to pay monthly and all of a sudden you change I would think you would want Council's approval. That's just my opinion, that's Curtis' call.

Mr. Walden – I think to protect ourselves it would make sense to have that Ordinance on the record and I think if we had a, the meeting I think it's at seven next week, if we could get together at 6:45pm we could have a special Council Meeting, pass that Ordinance and take care of it and Paul could pay off the mortgage. That way we are covered if anybody, especially the State Auditor, has any questions about how that money was spent.

Mrs. Brickweg – Just so we know who is writing this Ordinance again because it kind of was messed up today. Heidi was running around saying no I don't know how to write it and I didn't know what it was supposed to be written for so.

Mr. Walden – I'll work with Heidi and bring it back to Council.

Mrs. Brickweg – OK thank you.

Mr. Asbach – In Ordinance No. 9, 2013 we additionally appropriated the money for the bond at the time for both of them. What you're saying is we need an Ordinance to write the check? We already appropriated the money.

Mr. Walden – And that's the basis of our decision earlier today. If Council would feel more comfortable, to be sure we're covered, we could get an Ordinance that Council would be comfortable with. The situation as it is, that's fine.

Mr. Asbach – I think the individual voice vote would be OK.

Mr. Walden – That's fine.

Mrs. Brickweg – A voice vote would be fine and I agree with that too. The State Auditor, if he asked that question, the approval would then be in the minutes.

Motion by Mr. Meier, seconded by Mr. Tobergte to have a voice vote to pay off the Imwalle property. Motion passed 6-0.

Mr. Tobergte – If Paul Myers is coming in will he bring the checks for Imwalle and the Tower Ave. property?

Mayor Burkhardt – I'll ask him.

## **NEW BUSINESS**

Mr. Stegman – I didn't say this in my report but I thought maybe one of the Council people would say it. Starting this coming Monday, April the 8<sup>th</sup>, yard waste will be starting to be picked up. There was a Call Command sent out last week letting people know and we did have quite a few on Monday because it was so nice on Saturday, setting out yard waste, but it does start this Monday the 8<sup>th</sup> and also Mrs. Schildmeyer asked me to look into swings in our parks from a letter she had written, and I definitely want Mrs. Schildmeyer to know, there are some swings in our parks that are too high and we're going to be fixing those, the Service Dept. is, this week and next.

Mr. Tobergte – A resident asked me are we going to be redoing Tower Park or are we going to be having some grass there in the back? Is it just going to be grass or will there be a picnic area back there or does anybody know what's going on with Tower?

Mr. Stegman – I did go up and measure it, I'm taking a look to see what kind of costs and what kind of material to put up there. I'm getting some information to find out if we're going with the wooden, I don't think we're going, a chain link would be nice up there but like I said, I'm going to take a look at it to see how much of a need there is up there. It's been up there for forty something years without one and we haven't had an incident, not that we can't have one, but I want to see what kind of costs and how that would look up there. But I did go up and measure it to see how much fencing it would need.

Mayor Burkhardt – To answer the other question, presently we have no plans for the back area, we will probably just grass over for right now.

Mr. Holt – I was hearing rumors that Meiners is opening back up. Does anybody know if it is?

Mr. Stegman – I had one of the contractors down in the office today, they still are waiting for the Health Dept. to issue their permit. There were a couple of violations that they still hadn't cleaned up. Myself and the contractor tried to call the Health Dept. to get them in there for tomorrow's opening so it's very much a possibility as long as the Health Dept. gets down and it releases the final paperwork that these people can open. They are shooting to try to be open tomorrow but it involves the Health Dept. releasing the paperwork.

## **AUDIENCE WISHING TO ADDRESS COUNCIL**

None.

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

Mr. Asbach – The next COW meeting will be Thursday, April 11, at 7:30pm.

Mr. Tobergte – Curtis, did you say something about starting the meeting earlier next week?

Mr. Walden – That was only if Council wanted to pass that Ordinance. But we have Ordinance No. 9, 2013 in place to cover it.

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