

**ST. BERNARD VILLAGE COUNCIL MEETING  
JUNE 14, 2018**

The regular meeting of the St. Bernard Village Council was held Thursday, June 14, 2018 in Council Chambers.

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

Roll call showed that all members were present: Mr. Tobergte, Mr. Bob Culbertson, Mr. Kalb, Mrs. Bedinghaus, Dr. Chastain, Mr. Ray Culbertson and Mr. Siefert.

Mrs. Bedinghaus made a motion to suspend with the reading of the minutes. Mr. Ray Culbertson seconded the motion. Council agreed 7-0.

**REPORTS OF VILLAGE OFFICIALS**

MAYOR, Mr. Estep – No special announcements or anything other than that we're going to do a proclamation for Mr. Haarmon. I would like to remind everybody, and I guess this is going off a little of official business, but next Saturday we're having that dance/benefit for Allison Estep to celebrate her life. At St. Bernard Pavillion, from 7:00 to 12:00. It's \$10.00 to get in, bring your own beer and cooler and we'll provide music and food. All the proceeds go to Children's Hospital in her name.

A proclamation was given for Dale Haarmon as an outstanding basketball player and coach. It proclaimed June 14, 2018 as Dale Haarmon Day  
Dale Haarmon thanked Mayor Estep and Council and said he would give the Proclamation to his parents.

AUDITOR, Mrs. Brickweg – The Auditor's office provided Council and the Administration with the end of May 2018 expense and revenue spreadsheet and the cash fund report. The yearly expenses were \$5,253,199.71 which are down \$278,903.60 compared to 2017. The revenues were \$4,687,925. 18 which are down \$109,346.70 compared to 2017.

Next Thursday at 7:00pm before the COW meeting a Public meeting will be held on the 2019 Village budget which I will send to the County.

I'd also like to be added to the COW agenda, I'm hoping Brian Young will be back. We need to discuss the defibrillators that are not working and where to find the money for them. So, I'm just going to add that to the COW.

DIRECTOR OF LAW, Mr. Peck – I just have Ordinance No. 18, 2018 which you all know about. We discussed it at the COW and I think I'll defer it to Mrs. Bedionghaus to explain in her report the changes that we made but it pretty much reflects what we discussed already.

TREASURER, Mr. Ungruhe – This evening I have the statement from Star Ohio. The Village funds total at the end of May were \$1,915,091. 94.

SAFETY DIRECTOR, Mr. Stuchell – I have the St. Bernard Fire Department report for the month of May; EMS details there were 100 with 58 patients

transported, mutual aid given 15 times to Elmwood, mutual aid received 1 from Little Miami and 1 from Cincinnati, details of interest; 8 unconscious patients, 5 auto accidents, 2 overdoses, 2 psychiatric patients and 1 non breather.

Fire Run Information for May 2018; 47 fire details, mutual aid given; 1 to Elmwood, 1 Deer Park, 1 Green Twp., 1 Delhi, mutual aid received 5 to Springfield Township, 4 to Norwood, 2 to Elmwood, 2 to Cincinnati and 2 to Wyoming and 1 to Little Miami. These are unusually high due to L-91 being OOS for Ladder Repairs. Details of interest; 13 EMS assists, 10 Fire Alarms, 4 auto accidents, 3 structure fires and 1 vehicle fire.

Just to elaborate a little bit on the mutual aid that is provided for the Village of Elmwood Place. We are addressing this, and we will not continue providing EMS details in the same manner that we are currently. The Village of Elmwood Place is currently over utilizing our services and I am looking to seek compensation for what we are providing. I will be setting up a meeting with the Village of Elmwood Place as soon as Brian Young is back from vacation and Chief Mayer is back at the end of the month.

Also, I would like to thank the members of Local 450 for their cooperation in working through the contract negotiations that resulted in an amicable and equitable outcome for both parties.

## Police Department

This Tuesday we conducted interviews to fill the position of Patrol Officer. The interview panel consisting of myself, Chief Simos, and Lt. Matheson interviewed 3 candidates. Two conditional offers were made with both candidates accepting. There are two final steps in the process consisting of a psychological evaluation and the required physical for the Police and Fire Pension Board. Upon successful completion of this final phase start dates will be named and the officers will officially be sworn in. Most likely, the ceremonial oath of office will take place at the July Council meeting.

I would like to thank Chief Simos and Lt. Matheson for their hard work on this process and I would also like to thank the entire St. Bernard Police Department for their patience as we worked through this process. We have some of the best officers and dispatchers in the area and I appreciate their dedication to our PD as we work to strengthen it for our community. Chief Simos and his command staff are doing a great job at working as a team to make the department even better and I have thoroughly enjoyed this opportunity to be involved in that. We are also working with Civil Service to develop a lateral transfer process where we could hopefully be able to attract experienced officers from other departments and be able to fast track them so that they could be out on the road. That process will hopefully be in place before the end of summer.

We have again had some thefts from vehicles as people continue to leave their vehicles unlocked and belongings in plain view. Please lock your vehicles and remove valuables. We do have some video of the suspects and I will update you if anything further develops.

We've received several online and walk-in complaints that a drone has been flying overhead following people and getting very close to them on Vine and Bertus Streets. They are concerned for the safety of individuals if they get startled and jump out into the street and get hurt etc. They also didn't like the fact that images were being posted on the business FB page which I have seen and found it to be alarming as it could cause someone to be injured or to be involved in an accident. Our research showed the drone is operated by a local business. Lt Ungruhe contacted the owner who was not aware of the complaints and told me he was

testing his new system which he has registered to his business. He will cease getting close for now and was very cooperative. Based on the published FAA rules they don't appear to be violating any listed rules.

The FAA asks you to remember these rules when you fly:

Register your drones.

No operators less than 13 YOA.

Always fly below 400 feet altitude.

Always keep your unmanned aircraft in sight at all times.

Never fly near manned aircraft, especially near airports.

Never fly within 5 miles of an airport.

Never fly over groups of people, stadiums or sporting events.

Never fly near emergency response efforts.

Never fly under the influence of alcohol or drugs.

Always be aware of FAA airspace Temporary Flight Restrictions.

We have been in contact with the FAA and they have been very cooperative with assisting us with that. If we do actually see anyone we get the name and phone number and address and they will research that to assist us to what can be done. I'd like to thank Lt. Ungurhe for taking swift and immediate action on this. We are going to be asking that we put this in Laws, Contracts and Claims to develop our own policy if I can. If this is going to become a common occurrence, especially if we have a business that is utilizing a drone. I think it would be a good idea that we actually have something on the books and I'd like to ask to make this referral to the Law Director and Laws, Contracts and Claims if we could work on that. We do have some sample ordinances from other communities.

Lastly, to my community, sorry that was Tom's line but lastly, we have just added a HIP inspector to the Building & Planning Dept., his name is James McFarland and he is actually an employee of XPEX, which is the company our CBO Gerry Stoker is the Owner/President. We are contracting for this service which is very efficient and no one has to worry about him being related to anyone in the Village as we work to bring the housing stock back into compliance. I look forward to bringing James and Gerry to a COW meeting to introduce them and also to allow for any questions from Council or the residents.

SERVICE DIRECTOR, Mr. Paul – Once again Rumpke is going to start charging us for recycling. This time though they are going to use the stock market. If it costs Rumpke, we will get charged. If Rumpke makes money, we will get a check for 50% of that profit. In an email from Hamilton County Recycling Assistance Michelle Balz, she wrote: "You may have recently heard in the news that markets for recyclable materials have declined recently. First, let me assure you that the curbside and drop off recyclables your residents collect are being recycled".

I will be attending a meeting in July to be further educated on this matter.

To my Community:

Have you ever become aware of a situation and think, "that's nothing". Then by midmorning, you think

"I wonder what would happen if? Then, no, it's all good". Come the afternoon, "wow, I better look into this! I got the feeling this is going to take out some vitals. You reach bedtime with that same thought that in the morning was nothing, to suddenly, you're tossing and turning all night and feeling that impending doom has settled in on your brain.

Your friend sees you the next morning and says, "Wow, you look awful, what's the matter?" "I got this situation". They say "heck, that's nothing" and they start laughing. By midmorning you picture your friend and his reaction then you start to chuckle. By afternoon, your burden seems trivial. At bedtime, you pull those

covers up, take a deep breath and think I can't believe I reacted like that. You roll over and peace envelopes you knowing it is good to have good friends.

TAX COMMISSIONER/ADMINISTRATOR, Mr. Moore – Two things, first of all I put the May figures in their mailboxes, if you have any questions obviously, let me know. Secondly, we had a little meeting this afternoon, the Recreation Dept., Mike's Dept., Heidi and Tom about the swimming pool and passes, citizens and so forth. One of the ideas that came out of this meeting was the public sponsor pass. I guess it's a procedure that they use now but nobody knows about is where employees of companies that are located in St. Bernard can use the St. Bernard facilities. And I didn't realize that that was actually a policy. So, what we talked about doing was, how can we administer this, how can we make this as seamless as possible and how can we be a little bit more aggressive in announcing it to the companies here in town and LeAnne and I talked a little bit about the meeting and we're going to put together a little campaign to do that. I think it would be twofold. It would be very helpful; No. 1, obviously the more people that come to the swimming pool, come to the fitness center, the more money we make. Paul Schildmeyer and I talked afterwards and we talked about maybe upping the cost a little bit to people that are not residents and then secondly I think it would help insulate us with some of the local companies. It's a benefit, their employees pay taxes, it's a benefit that they can realize. A lot of the other cities around the area are doing it. Blue Ash does it, Deer Park does and some others. I just wanted to throw that out as kind of a FYI, if you have any objections or any comments, I'd be glad to hear them.

## **REPORTS OF STANDING COMMITTEES**

FINANCE, Mr. Tobergte – I did attend the County Commissioners Budget meeting last Monday. The County Administrator is recommending the 911 fees be raised by \$2.50 a call. This goes into effect (inaudible) our budget line items. I would also like to thank Mr. Kalb for serving our community these past years.

SAFETY, Mr. Ray Culbertson – I have the Police Department report for the month of May: there were 812 total incidents, there were 31 parking complaints, 18 juvenile complaints, 6 noise complaints, 40 traffic violations, 39 traffic warnings. I would like to remind the residents that the next Block Watch meeting will be on Thursday, June 28 at 6:30pm at the Safety Center. And I also have the communications here from the Village Historian, Marge Niesen, who would like to invite everybody this Monday June 18, at 7:00 pm at Centennial Hall to a program put on by the St. Bernard/Ludlow Grove Historical Society. It's entitled "Thanks for your Service", there will be veterans there in attendance to share stories and talk about history and all are invited to come down and participate. The month of July will be a function where the presentation will involve amusement parks in greater Cincinnati.

Lastly, I too would like to thank Andy Kalb for his service and dedication to this Village and good luck to where ever you're heading.

SERVICE, Mr. Siefert – I have the Service Department report for May, 2018; there were 34 trucks placed at residences, 30 dumpsters placed at residences, 248 special pick-ups at residences and 234.53 tons of garbage taken to the landfill and 36.57 tons of recycling material.

I would like to announce that there will be a Service Committee Meeting on Thursday, June 28 at 7:00pm in Council Chambers to evaluate the waste collection fee.

I'd also like to thank Andy Kalb for his years of service to the community.

PUBLIC IMPROVEMENTS, Mr. Bob Culbertson – First off, the CIC's next meeting is this Tuesday at 6:00pm in the Lower Level. I also want to make sure that all residents with spring here and summer now in full force, to make sure we're watching our yards and keeping those trim and making sure there are no issues with neighbors. Feel free to give myself a call or give the Village a heads up about those properties so we can look into the properties when we can.

LAWS, CONTRACTS AND CLAIMS, Mrs. Bedinghaus – The Laws, Contracts and Claims committee would like to endorse Ordinance No. 18, 2018 for passage tonight. This is just amending that the Ordinance for our protocol for policies and procedures for Village Council. There have been just a couple of changes in here and mainly the changes have been in verbage format where a lot of times it was listed as his and now it is his or her. We also did change the dates of our Council and COW meetings. So, Council meetings will be the fourth Thursday of the month and the COW will be the second Thursday of the month. That will not take effect until July. So, we will still be having our COW meeting next week. Other than that, there were not any significant changes and so I would recommend passage.

My other thing is, Jonathan, when, how quickly do you want to get the Laws, Contracts and Claims committee together for this?

Mr. Stuchell – Whenever you find it feasible. I guess ultimately, we, the incident that was, I'm not saying it was isolated, but the individual involved was cooperating so it's not like it's an everyday thing. I just think that knowing that this did happen that we should address it so whenever you feel like it's possible to put it on schedule I would be accepting of that and whenever Mr. Peck is able to assist us. Lt Ungruhe would also probably like to be able to be involved as well because he dealt with this first hand.

Mrs. Bedinghaus – So, I will get with the other member of the Committee and Mike and I'll let you know next week when we can set that up.

BUSINESS AND INDUSTRY, Mr. Kalb – Two quick comments. The outdoor dining for the Building Department, that was still on the, on my docket of things do and finish up. So, whenever the shopping center gets going or we do anything down there that needs outdoor dining I'm sure you'll bring it back to the chair of that committee to finish that Ordinance up or we revise it. And, then just a reminder to the other Council members that I'm the current ICRC rep as well so, when ever my replacement comes in, Council will need a new ICRC rep.

MARKETING, Dr. Chastain – Chris Sauer met with and talked with a Wade Johnson, Director of Tri-State Trails, they work under an umbrella corporation called Green Umbrella. They attempt to have all the fitness and walking trails in the Cincinnati area connected and we would like to try to get a fitness trail connecting all the parks in our City and maybe connect out to a greater trail if possible. Ohio Department of Natural Resources does have a little bit of grant money still available for the year. The rest of the grants have a January 1 deadline. We're going to try to get in on some of that to make this thing feasible. I think

we're going to get a new member that has extensive experience with the publication platform and there has been talks of an electronic news letter to be emailed out linked from the website to keep people apprised of what is going on and this individual has extensive experience with that publication platform, so we have high hopes for that. And if you could come down and provide the energy it would be helpful to the (inaudible) for the content. Also, and thank you Andy. You're going to be missed, Okay? Very much.

Mrs. Kathman – The COW report has been submitted.

### Committee of the Whole

May 17, 2018

1. Council approved the written minutes of the May 5, 2018 Council meeting. Motion by Mrs. Bedinghaus, seconded by Mr. Siefert. Approved 7-0.
2. Mr. Bill Fleissner from DYNERGY gave a brief explanation of how St. Bernard became a part of a governmental aggregation that lumped us in with the City of Cincinnati's vote to become part of this program. St. Bernard residents will be receiving notice that they can participate in this program or opt out. Mr. Peck will have any further information
3. St. Bernard/Elmwood Place new school architects gave a presentation on the logistics of how the construction of the school will affect the community in terms of the layout of the new school, access areas, parking, some street closings, and emergency and handicap access. Residents would be assured all these issues would be considered and worked out. Start date will be late July of 2018 and target finish date is the Spring of 2020.
4. Council decided not to reimburse the gentleman for the Dial-A-Ride purchase.
5. Mayor, Mr. Estep
  - a. Department Heads starting to work on a five year plan.
6. Auditor, Mrs. Brickweg
  - a. Needs an Ordinance to transfer funds. Motion by Mr. Tobergte, seconded by Mr. Ray Culbertson to put the Ordinance on the table. Agreed 7-0.
  - b. Expense and revenue are in Council's mail boxes and available at the door.
  - c. Announced the Public Hearing for the 2019 projected budget 6/21/18 at 7:00pm.
  - d. Stated the Auditors are finishing the financial statements and will finish the audit by the end of June.
7. Law Director, Mr. Peck
  - a. Said he would be here to answer any questions after Mrs. Bedinghaus' Report.
8. Safety Director, Mr. Stuchell
  - a. Could not transfer fire house property to CIC because it is not ours yet.

- b. CIC has approved a contract with developers for the shopping center.
9. Service Director, Mr. Paul
- a. Railroad is getting bids to have the building torn down.
  - b. Grant money is available in October to start renovating Ross Park. Plans are to gather enough donations to not use and city funds.
10. Tax Commissioner/Administrator, Mr. Moore
- a. April figures were provided to Council in their mail boxes last week.
11. Treasurer, Mr. Ungruhe
- a. Fourth of July Memorial Fund total at the end of April; \$5,642.35.
12. Finance, Mr. Tobergte
- a. Thanked Mrs. Brickweg for preparing the 2019 budget.
  - b. Explained different projected line items and a bottom line projection of surplus of \$194,864.63.
  - c. Thanked Nicole Klungle for bringing the DYNERGY issue to his attention.
13. Safety, Mr. Ray Culbertson
- a. Announced the date of the next Block Watch Meeting: 5/24/18, 6:30pm at the Safety Center.
14. Public Improvements, Mr. Bob Culbertson
- a. The CIC's next meeting will be 6/19/18 at 6:00pm.
  - b. Finished branding CIC property and new For Sale Signs should be seen.
  - c. Encouraged residents to put in applications for properties.
15. Laws, Contracts and Claims, Mrs. Bedinghaus
- a. Explained Ordinance 18, 2018 dealing with the Policies and Procedures of Council meetings.
  - b. A discussion of the order of the COW and Council meetings was held.
  - c. Included in the changes in this Ordinance will be that the second Thursday of the month will be COW and the fourth Thursday of the month will be the Council meeting.
  - d. A motion by Mr. Kalb, seconded by Mrs. Bedinghaus to put Ordinance No. 18, 2018 on the table for the next Council meeting passed 7-0.
16. Business and Industry, Mr. Kalb
- a. Announced he would be moving from St. Bernard and would need to be replaced on Council.

b. Motion by Mr. Kalb, seconded by Mrs. Bedinghaus to go into Executive Session to prepare for, conduct, or review negotiations or bargaining sessions with public employees to discuss the fire contract with just the Administration and Council. Motion passed 7-0.

c. Discussion on the procedure to nominate candidates for Mr. Kalb's Council seat was held.

17. Marketing, Dr. Chastain

a. Complemented Mr. Kalb on his fiscal responsibility and hoped his replacement would be as diligent.

18. Audience Participation

a. Asked Mr. Siefert when the meeting on the trash fee would be. Probably not until the end of the summer.

b. Mayor Estep reminded residents of the Memorial Day Parade on May 28, beginning at Vine and Bertus at 9:30am.

c. Marge Niesen reminded residents of the Historical meeting Monday at 7:00pm.

d. Informed residents about a new service, Alert AC and Smart 911. For more information visit [www.alertac.org](http://www.alertac.org).

19. Motion by Mr. Bob Culbertson, seconded by Mr. Kalb to move the June 7 Council meeting to June 14, 2018 at 7:00pm. Motion passed 7-0.

20. Council met in Executive Session to prepare for, conduct, or review negotiations or bargaining sessions with public employees.

Motion by Mrs. Bedinghaus, seconded by Mr. Kalb to cancel the Special Meeting for tonight. Motion passed 7-0.

Motion by Mrs. Bedinghaus, seconded by Mr. Ray Culberston to have a Special Council Meeting on May 31, 2018 at 7:00pm. Motion passed 7-0.

Motion by Mrs. Bedinghaus, seconded by Mr. Ray Culbertson to put Ordinance No. 19, 2018 on the table for the Special Council Meeting. Motion passed 7-0.

Ordinances for the next Council meeting June 14 Council meeting.

Ordinance No. 18, 2018 Policies and Procedures of Council meetings.

An Ordinance to transfer funds.

There will be a Special Council meeting on Thursday, May 31, 2018 at 7:00pm to discuss Ordinance No. 19, 2018. Executive Session will be held prior to the meeting.



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

## COMMUNICATIONS

To the St. Bernard City Council

As we are in the middle of the spring season I wanted to let you know how much we appreciate the wonderful work of the staff of the St. Bernard Service Department. What they do year-round and especially during spring cleanup. They do such a great job of keeping our community looking good.

Sincerely,

Barbara Gray  
554 Rose Hill

Motion by Mr. Kalb, seconded by Mrs. Bedinghaus to receive and file and send a copy down to the Service Department. Motion passed 7-0.

May 12, 2018

Members of Council  
Village of St. Bernard  
110 Washington Avenue  
St. Bernard, OH 45217

Dear Members of Council:

While Ms. Klungle was working as an election official for the May 8 primaries, a gentleman approached her, identified her as "that council person who knows about procedures," and advised her that no one cares about such things. He suggested that she get a life.

In case anyone is wondering; no, the gentleman in question was not a member of Council.

That said, we'd like to address any members of Council who harbor the same sentiments.

PITA cares about processes put in place by state law to ensure the integrity of local government. Any government that ignores these laws is failing its residents at the most basic level and opening itself to lawsuit.

The Village of St. Bernard is already under court injunction to abide by the Ohio Public Records Act. Further violations could result in fines the Village can't afford and penalties as severe as removal of Council members. Council should be actively pursuing compliance with not only the letter of but the spirit of the Sunshine Laws. But it isn't. And it's time for Council to ask itself why not.

Why can't Council publish a session's written minutes prior to the next meeting? For that matter, why can't Council follow the simple legal guidelines for written minutes?

Why can't Council make the audio minutes easily accessible to residents (and of course to Mr. Asbach)?

Why do many Council committees fail to publish any minutes at all, let alone those that meet the minimum requirements under law?

In short, why doesn't Council want to build a relationship with residents by making their proceedings as transparent and accessible as possible?

The following requests are reasonable and will persist:

Please return to official written minutes with audio backup.

Please publish written minutes for Committee of the Whole and Council separately.

Please publish written minutes of a Committee of the Whole meeting prior to the next Council meeting, and vice versa.

Please publish written minutes of committee meetings within a week.

Please ensure that all communications referring to Village business remain accessible under public records law.

These requests would not be difficult or costly to implement. In fact, they are the bare minimum.

PITA asks Council: why not?

Sincerely,  
Nicole R. Klungle

Sarah Helton

Motion by Mr. Kalb, seconded by Mr. Siefert to receive and file the communications. Motion passed 7-0.

## **RESOLUTIONS AND ORDINANCES**

Motion by Mrs. Bedinghaus, seconded by Mr. Siefert to read this evening's Resolutions and Ordinances by title only. Motion passed 7-0.

**ORDINANCE NO. 18, 2018. AMENDING THE ST. BERNARD CODIFIED ORDINANCE SECTION 121.10 PROTOCOL, POLICY OR PROCEDURES AND DECLARING AN EMERGENCY.**

Motion by Mrs. Bedinghaus, seconded by Mr. Siefert to suspend with the second and third reading of Ordinance No. 18, 2018.

## **REMARKS**

Mr. Tobergte – The Ordinance I have in my mailbox says the Council meeting is the second Thursday, Bob's says the fourth Thursday. At the meeting we had I was under the impression it was the second Thursday. I just don't know why that was changed, why .....

Mrs. Bedinghaus – So, Don, there was some confusion and I think I started the confusion by saying it was on the second Thursday when I was reminded that in the minutes when we talked about Laws, Contracts and Claims that it was the fourth Thursday and so, we did ask Heidi to switch it back again and she just now put that in our mailbox today, so that is the confusion, but it is the fourth Thursday, the Council meeting. The second Thursday is COW.

Mr. Brickweg – What I think added to the confusion is what I asked for was for the second to be the Council meeting and the fourth to be COW. And that's what I said at a meeting and everybody, it was for financial reasons. I have no idea how it got switched again.

Mr. Tobergte – I don't see any emergency that we get this passed right away, I don't know why we're suspending the second and third reading.

Mrs. Bedinghaus – So, on the fourth, on the second Thursday it should be the Council meeting, is that what you're requesting?

Mrs. Brickweg – I feel I'm getting frustrated again. All I asked was the Council meeting not to be at the first of the month so I could have the correct numbers. So, then it was said we'll move it to the second and fourth and I said that was fine. By the second Thursday we will have all the numbers in. But somewhere along the way it all got switched again so at the end of that meeting and Mike just said that's what he typed, we had decided that we were going to do the Council meeting the second and the COW the last. And that's why I sent out the email to everybody yesterday that I didn't hear back from anybody, but it's up to you guys, but that makes perfect sense to me but I, like I said, if you guys want to know the numbers when you vote on Ordinances you can.

Mr. Asbach – I know procedurally I'm supposed to relinquish to Mrs. Bedinghaus, this seems like a waste of time this evening. My only point is by having the COW on the second Thursday, that's when you put Ordinances on the table for passage so it would make sense to have COW on the second and Council on the fourth. Because then you've got the numbers, you put the Ordinance on the table, you put the Ordinances up, we vote on it. That's why I think it was done this way.

Mrs. Brickweg – I know what my job is, I know how to do my job, you think you know how to do it, go for it.

Mr. Tobergte – A little confusion here, right now, the first Thursday is the Council meeting, the second Thursday is the COW, correct? The third Thursday. So, now you're saying that was a mistake, we should have .....

Mr. Peck – If I may, I did review the prior minutes and I looked at the ICRC and I wrote it the way it was presented at the COW which I believed the Council first and then COW. But obviously it's Council's discession. I just wanted to make it clear. That's why I did what I did.

Mr. Tobergte – I need to ask a question then. If we say we're going to do Council and then COW then somehow it got changed, can we.....

Mr. Peck – We did discuss it, so you can do whatever you want. I mean it's your Ordinance, you can amend it at this time. The first reading of the Ordinance, the final Ordinance that Heidi gave you, now you can amend it if you'd like.

Mr. Tobergte – What I'm saying is, at COW we said we'd put the Council meeting first, the COW second. Second and fourth, that's what's supposed to be on the table tonight. Now it got changed somewhere today, can we change that since.....

Mr. Peck – Yes.

Mrs. Brickweg – You guys might not like this suggestion, let's go back to four meetings and then we won't have any of this problem at all.

Overlapping chattering.

Mrs. Brickweg – I have explained to you how the numbers work and I don't know what else to say so I'm just going to make the suggestion that we go back to meeting every Thursday.

Dr. Chastain – Alan, you did some research, you looked at it and the ICRC sent the minutes over, does it match what's on this piece of paper now?

Mr. Siefert – It does, to answer your question, yes it does. I reviewed the ICRC this morning and under Laws, Contracts and Claims, Ray had mentioned, are we going to do the second Thursday COW, fourth Council, Peggy, and I quote, "said that's fine, that would be absolutely perfect". And then at one hour, eight minutes and forty six seconds Cindi mentioned about the, just to make sure, the second Thursday, COW, fourth Thursday, Council and Mike Peck said that was fine and everyone was in agreement with that and I looked back at Sue's transcript of her minutes and it just followed exactly and I sent that out. So, I think that's why it got changed because it was incorrect in the first one as it was sent out. So, that's why it was changed.

Mrs. Brickweg – I think part of the problem is everybody was confused at that meeting. It went back and forth and back and forth, I'll be honest, at that point, and I know Mr. Asbach is going to correct me, I don't even think anybody knew what they were voting on. But, I really do think I'm just going to recommend at this point if you really want the accurate numbers and how to vote we go back to the four meetings a month and we won't have this problem at all.

Mrs. Bedinghaus – So, as Chair of Laws, Contract and Claims I am going to recommend that we amend Ordinance No 18, 2018 and we do a regular Council meeting on the second Thursday and we do the COW on the fourth Thursday.

Motion by Mrs. Bedinghaus, seconded by Mr. Tobergte to amend Ordinance No. 18, 2018, Number 2, under Council meetings, to read the regular Council meeting on the second Thursday and the COW on the fourth Thursday.

The motion to amend passed 7-0.

Motion by Mr. Tobergte to have Council meetings on the first and third Thursday and the COW the second and fourth of the month.

There was no second on the motion.

The motion to suspend amended Ordinance No. 18, 2018 passed 6-1. Mr. Tobergte voted no.

Motion by Mrs. Bedinghaus, seconded by Dr. Chastain to adopt Ordinance No. 18, 2018 as amended. Motion passed 6-1. Mr. Tobergte voted no.

**ORDINANCE NO. 20, 2018. AUTHORIZING AND DIRECTING THE AUDITOR TO TRANSFER FUNDS AND DECLARING AN EMERGENCY.**

Motion by Mrs. Bedinghaus, seconded by Mr. Siefert to suspend with the second and third reading of Ordinance No. 20, 2018.

## **REMARKS**

Mrs. Brickweg – This Ordinance is not an additional appropriation. It is transferring \$250,000.00 out of the General Fund into the General Bond Retirement Cash account so we can pay the invoices out of there.

The motion to suspend passed 7-0.

Motion by Mrs. Bedinghaus, seconded by Mr. Kalb to adopt Ordinance No. 20, 2018 as read. Motion passed 7-0.

Mr. Asbach – At this time I believe I need to thank Mr. Kalb for his years of service to the Village. I believe that at this point his resignation becomes official per his letter. So, thank you for your years of service and good luck to you.

Mr. Kalb – I have a few words here.

Mr. Asbach – You have five minutes.

Mr. Kalb – Over the past 4 years it has been a privilege and an honor to serve the residents of St. Bernard as their Council at Large representative. For 33 years I have called St. Bernard my home. From my younger days riding down Dartmouth Drive hill on my tricycle, to Errun Lane where I started my own landscaping company, to my very first home on Ross Ave. where I might have drank a few beers, but definitely found the love of my life. I always grew up in politics and public service from my Grandpa Moeller on City Council to my mother Barb Kalb on City Council and Law Director to finally myself on Village Council after that devastating loss to Ray Culbertson back in '09 running in Ward 2 for my first time out. I have always worked to make St. Bernard a better place to grow up and raise a family from my volunteer work at St. Clement to being on the Alumni Board at Roger Bacon or being an adult leader for our Local Boy Scout Troop 345. It will be hard to move out of the Village I love and have worked so hard for, but I am excited for this new adventure and chapter in my life. I pray that St. Bernard will continue to grow by focusing on all that is great and positive about this Village while striving to set the Village on a sustainable path for future generations. It takes a Village to raise a child and I would like to thank you all as I believe I turned out pretty well, but, remember that negativity and bullying can also ruin a generation. Even though I am moving out of St. Bernard, it doesn't mean that I won't still be a huge part of this community and will continue to champion its accomplishments by continuing to volunteer. I wish the best of luck to whoever is going to take my place on Council and I hope all can work together to move St. Bernard in a positive direction and showcase what is great about St. Bernard. I will now resign my seat as a Council at Large representative and take a place in the audience where I sat for years watching my mother and learning that I too could make a difference by hard work and getting involved.

Mrs. Bedinghaus – I didn't have an opportunity when I gave my report to thank Andy, but Andy is a very, very, very hard working individual. He puts his whole mind and energy into it and whatever he does he follows through. Looking at him at the festival and his accomplishments and everything that he did here on City Council he has just been a great asset to this Village. So, thank you Andy.

Motion by Mrs. Bedinghaus, seconded by Mr. Bob Culbertson to suspend with the regular order of business. Motion passed 6-0.

Motion by Mrs. Bedinghaus, seconded by Mr. Bob Culbertson to hold an election for the vacant seat of Council at Large that Andy Kalb has resigned from. Motion passed 6-0.

Motion by Mrs. Bedinghaus, seconded by Mr. Bob Culbertson to open the floor for nominations. Motion passed 6-0.

Motion by Mr. Ray Culbertson, seconded by Dr. Chastain to nominate the eleven individuals who have submitted resumes or bios to Council. Motion passed 6-0.

Mr. Asbach - I will now announce the names of those interested. These are listed in alphabetical order. Joe Brickler, Bill Burkhardt, Nichole Klungle, Keri Mader, John Metz, Tom Rolfsen, James Rutherford, Diana Shildmeyer, Phil Stegman, Adam Zerges and I have to add Patty Hausfeld whose resume did come in after last Friday just for the record. That is all eleven.

Motion by Mrs. Bedinghaus, seconded by Mr. Ray Culbertson to close nominations. Motion passed 6-0.

Mr. Asbach – At this time we will vote and we ask that when you vote you please give their Ms. so and so or Mr. so and so for the record.

Mr. Tobergte – Ms. Schildmeyer  
Mr. Bob Culbertson – Mr. Burkhardt  
Mrs. Bedinghaus – Mr. Metz  
Dr. Chastain – Mr. Rutherford  
Mr. Ray Culbertson – Mr. Stegman  
Mr. Siefert – Mr. Stegman

Mr. Asbach – We have failed to get a four vote majority. So, at this time we will go to round two.

Mr. Tobergte – Abstain  
Mr. Bob Culbertson – Mr. Burkhardt  
Mrs. Bedinghaus – Mr. Metz  
Dr. Chastain – Mr. Rutherford  
Mr. Ray Culbertson – Mr. Stegman  
Mr. Siefert – Mr. Stegman

Mr. Asbach – Again not a four vote majority. We will go to round three

Mr. Tobergte – Ms. Klungle  
Mr. Bob Culbertson – Mr. Burkhardt  
Mrs. Bedinghaus – Metz  
Dr. Chastain – Mr. Rutherford  
Mr. Ray Culbertson – Mr. Stegman  
Mr. Siefert – Mr. Stegman

Mr. Asbach – There is no clear winner.

Mr. Tobergte – Looks like we're at an impasse right now and I would make a motion we continue the voting at the COW meeting next week.

Mrs. Bedinghaus – I'll second that.

Motion by Mr. Tobergte, seconded by Mrs. Bedinghaus to continue the voting at the next COW meeting next week. Motion passed 6-0.

Dr. Chastain – I have a question for Mike. Are we okay voting at COW on this or is this something that has to be done at a Council meeting?

Mr. Peck - (inaudible) The Order of Business at a COW does have elections held after the roll. So, our rules do seem to indicate an election can be at COW, done after the roll call.

## **OLD BUSINESS**

Mr. Paul related to Mr. Tobergte he would renew the sweeper service at Shur-fine. Mr. Stuchell informed Mr. Tobergte he would check with Brian Young to find out about the defibrillators and whether there was grant money involved or not.

Mr. Stuchell assured Mr. Tobergte the security monitoring system issues would be worked on.

The idea to have citizens paint curbs for the city will be considered.

Mr. Stuchell asked to be put on the COW agenda to discuss the pay Ordinance for the new Fire Chief.

Mr. Tobergte expressed his disapproval of changing the salary when the position was already agreed to.

Mr. Stuchell said he would amend his request and ask to change the Ordinance for the Police Chief. Or have both salary Ordinances discussed.

## **NEW BUSINESS**

Mr. Ray Culbertson would like to have everyone know that a Farmer's Market will be discussed for the old shopping center.

Mayor Estep thanked Andy Kalb for his years of service and praised him for his work.

## **AUDIENCE WISHING TO ADDRESS COUNCIL**

The gentleman that purchased the Dial-A-Ride bus expressed his continued frustration and threatened small claims court.

Kerry Mader would like the Firemen to collect money for the fireworks. She would like to have the marketing of the Village be much more than it is. Mr. Chastain invited her to become part of the external marketing committee. He will call an official committee meeting for his Council Marketing Committee and make sure everyone is informed. Grant money needs to be a more important part of this committee.

Mrs. Brickweg apologized to Mr. Asbach for losing her temper. She also asked Council to work together to find a replacement for Mr. Kalb.

Mr. Tobergte asked about the waste collection fee and was told the Water Works is spreading this out and by June or July we should have a better idea of what will be taken in.

Mr. Asbach – The next COW meeting will be held on Thursday, June 23 at 7:00. Starting in July, Council meeting will be the second Thursday of the month and the COW will be the fourth Thursday instead of first and third.

Motion by Mr. Ray Culbertson, seconded by Dr. Chastain to adjourn. Motion passed 6-0.

