

**ST. BERNARD VILLAGE COUNCIL MEETING
JULY 12, 2018**

The regular meeting of the St. Bernard Village Council was held on Thursday, July 12, 2018 in Council Chambers.

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

Mr. Peck introduced Judge Dennis Deters who then swore in Mr. Burkhardt as the new Council at Large Councilman.

State Representative Brigid Kelly gave an update of what has been happening at the State House. She spoke on HB 347, renaming part of I-71, HB433, provide veterinarians with continuing education credits, HB 61, exempt some hygiene products from sales tax, HB 386, prohibiting credit reporting agencies from charging \$5.00 to freeze or unfreeze credit, HB 542, requires employers to provide employees with pay statements, HB 576, raise minimum wage to \$15.00 and HB 605, expands overtime law for salaried workers. She will be at the St. Bernard Library on 11/1 from 5:30pm thru 7:30pm. Her contact information for questions or concerns is rep31@ohiohouse.gov. Phone (614) 466-5786.

A moment of silence was given for Rich Meiners who passed earlier this week. He served the city for 31 years in the Service Department.

Roll call showed that six members were present: Mr. Tobergte, Mr. Burkhardt, Mr. Bob Culbertson, Mrs. Bedinghaus, Dr. Chastain, Mr. Ray Culbertson. Mr. Siefert was absent.

Mrs. Bedinghaus made a motion to dispense with the reading of the minutes. Mr. Ray Culbertson seconded the motion. Council agreed 6-0.

REPORTS OF VILLAGE OFFICIALS

MAYOR, Mr. Estep – I'd just like to thank Ms. Kelly and Judge Deters for stopping in tonight and make a visit to St. Bernard. It's always good to see some officials around here.

No big report, we just have a couple of things I'd like to remind everybody to listen to the Call Command report as well as looking at the website. We've always got something going on at the pool lately, sign-ups for soccer, t-ball, softball, whatever is going on. There's a lot of information out there that is available. It might save you a phone call.

AUDITOR, Mrs. Brickweg – I am extremely happy to announce that the Village had a perfect audit this year. The CIC had a finding on their audit that it did not record the re-sale of the Imwalle Property.

The Auditor's office provided Council and the Administration with the end of June, 2018 Expense and Revenue spreadsheets and Cash Fund Report. The yearly expenses were \$6,222,545.96 and the revenues were \$6,804,507.94. Year to date the revenues are \$581,961.98 over the expenses.

The Auditor's office prepared Ordinance 22, 2018. It transfers \$750,000.00 from 01-5-A-19, General Fund Transfer Out into:

04-1000 Swimming Pool Cash Account \$50,000.00

31-1000 General Bond Retirement Cash Account \$300,000.00

51-1000 Employee Health Plan Cash Account \$400,000.00

It provides an additional appropriation of \$190.00 into 01-7-A-5, Fire Dept. Incidentals. The Fire Department received this revenue from donations.

It also provides for moving \$60,000 from 01-6-A-1 Police Officers into 01-6-A-1A, Police Overtime.

DIRECTOR OF LAW, Mr. Peck – I'll be preparing for Council, assuming we do pass it through Laws, Contracts and Claims, I know Mr. Burkhardt, I believe will be joining us on that Committee. We do have a few matters. We're going to take a look at, and I know Mrs. Bedinghaus will provide more detailed information in her minutes, but we're going to look at a Drone Ordinance as Mr. Stuchell can say, apparently, it's become a harassment issue to certain citizens. So, we're going to have a Drone Ordinance that regulates that as well as we're going to prepare an Ordinance mirroring Cincinnati's. Mr. Stuchell has found for us requiring more humane tethering and treatment of animals because apparently that's become an issue in certain segments of our Village. So, I'll provide more detailed information and I will draft Ordinances in that regard and present them to the Laws, Contracts and Claims Committee.

TREASURER, Mr. Ungruhe – This evening I have printed off the Star Ohio report. The funds that we have with the State. The total at the end of June 30 is \$1,921,253.47. The current rate of return 2.1%.

SAFETY DIRECTOR, Mr. Stuchell – I have the St. Bernard Fire Fighter's EMS and Fire Run report for the month of June; we had EMS details at 82 with 41 patients transported. Mutual aid given; 10 to Elmwood, 1 to Springfield, 1 to Reading, and 1 to Cincinnati. Details of interest; 3 unconscious patients, 3 auto accidents, 2 overdoses and 1 psychiatric emergency. The Fire Run report for the month of June; 34 fire details. Mutual aid given 2 to Elmwood and 2 to Golf Manor. Mutual aid received; 0. there was 1 building fire, 2 vehicle fires 1 heavy equipment fire and 3 chemical leaks. Just a note on the EMS mutual aid responses to the Village of Elmwood Place. In the month of May we had 15 responses and the 10 for June were in the early part of the month. The situation has since corrected itself and we are back to an acceptable number of responses that is legitimately a part of the mutual aid agreement. I do not feel that it is necessary to try to go under contract with them which would require them to compensate us per run at this point, but they understand our position if this should happen again. We are looking forward to being able to announce a start date for 2 new police officers that have been given conditional offers and we are now just waiting for the results of the final evaluations. I am excited to be able to introduce them to you. We can work out the details for the formal swearing in that will be done at a Council meeting.

I would like to thank Councilman Don Tobergte for donating a load of mulch and helping me spread it this last weekend. We were able to get the corner of Vine and Bertus looking much better. As you are aware, the CIC owns the municipal lot at the corner of Vine and Bertus and the flower beds were starting to look a bit rough. So, thank you again for your assistance and thank you to the community for your patience as we work to improve and develop the properties.

Lastly, I would like to ask that we go into Executive Session to consider confidential information related to marketing plans, specific business strategy, personnel financial statements of an applicant for economic financial assistance. I would like for this to include Council and Administration.

SERVICE DIRECTOR, Mr. Paul – I am investigating the storm sewer on Tower between Cleveland and McClelland. There seems to be damage of some sort occurring there and may be causing ShurFine to be flooding again. JMA is helping with this as GCWW and MSD have been out and stated it is not theirs. Another concern is if it is a collapse, we may have trouble with school construction, which means this will have to be repaired sooner than later. There will be a lot of things happening on Tower Ave. from Washington Ave. To Ross Ave. The new condos on Tower will be connecting into sewers shortly plus adding driveways. This means the street will be closing. I will keep you posted.

I am also investigating drainage problems behind the homes on Chalet. Something has changed there and has altered the flow of water.

Robert Evans and I have added new lines to our High Grass Offenses that now include "cut and be maintained" or you will be cited to court. This has helped tremendously. If you feel a need to call and have a complaint, please call. I respond to every call even though I may not call you back. Keep in mind that there is a time line and procedures to be followed. We are at the height, (8-10') pun intended, of our grass cutting season and the list is long.

We are still using Simply Recycling. They had a little trouble with hiring people. That has been corrected. Remember they run all the way until 7:00pm. If they miss you, call them at 866-835-5068.

It is also time to start thinking of our SCIP grants for the streets. I do know Langley Ave. is bad. All streets will be looked at. Grants must be applied for by September.

I would like to take this opportunity to thank and congratulate Jerry Shipp for his 17 years of service to the Village and may you have a fulfilling retirement.

To My Community

I am pondering life and its changes. These changes are sometimes hard to understand. The swiveling of Elvis's hips to pants on the ground. My! What's the world coming to? Well in my mind, it's not coming to an end. We should not live to try and impress someone. If you must express yourself in some way, that is fine. If they are not impressed, that is fine. Just remember to love yourself so that others may love you also. I think a good goal is to be missed, not just remembered.

TAX COMMISSITIONER/ADMINISTRATOR, Mr. Moore – Very briefly, I put the June figures in your mailboxes. I also wrote a memo along with it and I hope everyone had a chance to read the memo. If you have any questions, I'd be glad to answer them.

REPORTS OF STANDING COMMITTEES

FINANCE, Mr. Tobergte – My next Town Hall meeting will be Tuesday, August 14 at 7:00pm in Centennial Hall.

The fire and police steak fry is being held Friday, September 14 in the pavilion at Vine St. Park. Tickets will be available late next week from any policeman or firefighter. Tickets are still \$15.00 for a steak dinner.

I have been working with Mike Peck, Chris Schildmeyer, Ray Culbertson and Nicole Klungle on having a meet the candidate night. The dates will be September 18 and 20. Both nights will start at 7:00pm in the main level of the municipal

building. I suggested having 2 nights so the candidates can have more time to interact with the voters. I will have more details as the dates get closer.

SAFETY, Mr. Culbertson – First I'd like to extend my condolences to the family of Richie Meiners and his co-workers at the Service Department. Richie put in 31 years at the Service Department and he will definitely be missed around town. I'd also like to thank Jerry Shipp for his 17 years of service and congratulate him on his retirement.

The next Block Watch meeting will be Thursday, July 19 at 6:30pm at the Safety Center.

Lastly, I've got the Police Report for June; there were 37 parking complaints, 34 reports of suspicious vehicles or people, 10 reports of theft, 27 traffic warnings And 19 traffic violations.

SERVICE, Mr. Siefert – (read by Mr. Bob Culbertson) - The Service Department report for June 2018; there were 30 trucks placed at residences, 30 dumpsters placed at residences, 247 special pick-ups at residences and 214.07 tons of garbage taken to the landfill. 36.72 tons of recycling material and 9,400 pounds of scrap metal.

PUBLIC IMPROVEMENTS, Mr. Bob Culbertson – Just to let all the residents know that we had a Public Improvement meeting scheduled for next week. I'm going to reschedule that meeting. I'm going to be working with Gary and Jim on a program to pass out literature to you. Giving this to residents that are seeking help to maintain their property. This could be special programs that are put on by the State, County or it could be local volunteer groups that could come out and help maintain and update some of the properties around town. Also, there's a CIC meeting on July 17 in the lower level at 6:00pm.

LAWS, CONTRACTS AND CLAIMS, Mrs. Bedinghaus – As Mr. Peck mentioned, we did have a Laws, Contracts and Claims Committee meeting and it was initially, we were going to be discussing the drones. Mike was very gracious to bring us some examples of other Ordinances in other towns as well as Jonathan Stuchell brought us one, as well as FAA some rules and regs. So, we made some recommendations to the Law Director and he's going to put the Ordinance together and then we will be bringing it back to Council. We also discussed, as he said, the tethering of dogs. We're also looking at incorporating in extreme conditions and ensuring that there's standards for placing dogs in an appropriate place.

BUSINESS AND INDUSTRY, Mr. Burkhardt – No report.

MARKETING, Dr. Chastain – The St. Bernard Marketing Committee met to discuss topics from how to market without having the funds to hire professionals to what course of action to take with the old police station to farmer's markets to renew German Festivals and fitness trail, dog park combos and monthly newsletters so there's a lot on the table. We've decided to move forward with the new German Luau. That will be in the works for next year. We're late in the season for a farmer's market but that's also something that we'll look at for the coming year. Any type of walking or fitness trail will move forward only as funds allow but we kind of incorporated Mike Wiedman and Tom Paul and Paul Schildmeyer, got them into the fold to try to get something off the ground even on an initial basis and then later on maybe have a fitness component tie into larger Cincinnati trails. The hold up on the newsletter was that it couldn't go forward without commitments

for regular copies. That was kind of a stopping point. This week there were a lot of individuals that agreed to copying words for that newsletter. So, I think Chris Sauer and Nicole Klungle will now try to make that happen soon. Hopefully with the help of Heidi Culbertson who might have a platform going for that.

Mrs. Kathman – The COW report has been posted.

Committee of the Whole
June 21, 2018

The Public Hearing for the 2019 budget was held prior to the COW meeting. This budget will be submitted to Hamilton County. The budget could result in a \$195,064.00 surplus.

Roll call showed that 6 members were present: Mr. Tobergte, Mr. Bob Culbertson, Mrs. Bedinghaus, Dr. Chastain, Mr. Ray Culbertson and Mr. Siefert.

Motion by Mrs. Bedinghaus, seconded by Mr. Bob Culbertson to hold an election for the vacated Council-at-Large seat. Motion passed 6-0.

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

Motion by Mr. Ray Culbertson, seconded by Dr. Chastain to nominate the, now ten (Mrs. Schildmeyer had taken her name off the application) applicants listed as follows: Joe Brickler, Bill Burkhardt, Nicole Klungle, Keri Mader, John Metz, Tom Rolfsen, James Rutherford, Phil Stegman, Adam Zerges and Patty Hausfeld.

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

The voting was as follows:

Mr. Tobergte – Patty Hausfeld
Mr. Bob Culbertson – Mr. Burkhardt
Mrs. Bedinghaus – Mr. Metz
Dr. Chastain – Mr. Rutherford
Mr. Ray Culbertson – Mr. Burkhardt
Mr. Siefert – Mr. Burkhardt

No majority, we will go to round 2

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

Again, no majority, we will go to round 3

Mr. Tobergte – Mr. Burkhardt
Mr. Bob Culbertson – Mr. Burkhardt

Mrs. Bedinghaus – Mr. Metz
Dr. Chastain – Mr. Rutherford
Mr. Ray Culbertson – Mr. Burkhardt
Mr. Siefert – Mr. Burkhardt

We have a majority of four votes for Mr. Burkhardt so Mr. Bill Burkhardt will fill the vacant seat. He will be sworn in at the next Council meeting on July 12.

Mayor Estep – Welcomed the Weidmann Brewery to St. Bernard. The soft opening will be today from 4:00pm until 11:00pm and tomorrow from 11:00am until 11:00pm. Ribbon cutting will be Tuesday, June 26 at 4:00pm.

Auditor, Mrs. Brickweg – Stated the audit is coming to a close and should be done by the end of the month. Deferred to Brian Young to discuss the defibulator.

Safety Director, Mr. Stuchell – Reported on the increased volume of EMS responses for Elmwood. Acting Chief Brian Young will be monitoring this activity.

Asked to be put on the agenda at the next COW meeting for the transfer of property to the CIC.

Asked to go into Executive Session to discuss compensation and a Pay Ordinance. Stated that the Fire Department is responsible for the defibulators. Acting Chief Brian Young is looking into grant opportunities as the costs of maintenance and replacement falls to the Fire Department budget no matter where they are placed. He further explained the situation of the defibulator problem. Also, would like to see other departments helping with the costs of the maintenance and replacement.

Motion by Mr. Tobergte, seconded by Mrs. Bedinghaus to go into Executive Session at the end of this meeting to consider compensation of a public employee. Motion passed 6-0.

Tax Commissioner/Administrator, Mr. Moore – Stated the department is aggressively pursuing 2017 delinquent tax payers.

Finance, Mr. Tobergte – Thanked Jerry Shipp for his service to the community. Thanked Mr. Paul Myers for his work with Wiedmann Brewing.

Safety, Mr. Ray Culbertson – Announced the Block Watch meeting will be Thursday, June 28 at 6:30pm at the Safety Center. Also, congratulated the Newberry family on the Grand Opening of the new Brewery.

Service, Mr. Siefert – Reminded everyone of the Service Committee meeting to evaluate the waste collection fee on Thursday, June 28 at 7:00pm in Council Chambers.

Public Improvement, Mr. Bob Culbertson – Reminded everyone the CIC's next meeting is July 17 at 6:00pm. Encouraged residents who have ideas on improvements throughout the Village to come to a separate Public Improvement meeting on July 19 at 6:00pm in Council Chambers.

Mr. Stuchell stated he would contact the HIP inspector and ask if they could attend.

Marketing, Dr. Chastain – Stated there would be a Council Marketing Committee meeting next Thursday, June 28 at 7:30pm following the Service meeting. The External Marketing Committee should attend and requested someone contact Greg Zix as he is a good asset. The July 3 meeting has been cancelled.

Mr. Asbach – Encouraged anyone that is not registered to receive Call Command to receive community announcements and be more informed, to call City Hall and register.

Audience Participation

1. Suggested savings regarding maintenance of defibrillators.
2. Relayed information on procedure to fill vacant Council seat.
3. An ICRC representative needs to be appointed.
4. There were questions about the Charter being reviewed. A vote from the residents for any changes is necessary. A list of names of the original Charter Committee will be provided.

Council went into Executive Session to consider compensation for a public employee.

Council resumed the regular order of business.

Motion by Mrs. Bedinghaus, seconded by Mr. Siefert to put the Pay Ordinance on the table for the next Council meeting. Motion passed 5-1. Mr. Tobergte voted no.

Ordinances for the July 12, 2018 Council meeting

A Pay Ordinance for a public employee.

Mr. Asbach – The next Council meeting will be July 12, 2018 at 7:00pm in Council Chambers. The next COW meeting will be July 25, 2018 at 7:00pm in Council Chambers.

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

COMMUNICATIONS

None.

RESOLUTIONS AND ORDINANCES

Motion by Mr. Tobergte, seconded by Mrs. Bedinghaus to put Ordinance No. 21, 2018 on the table tonight.

REMARKS

Mr. Tobergte – This Ordinance is just to update our Walter Drane forklift. It's nothing earth shattering it just needs to be done.

The motion to put Ordinance No. 21, 2018 on the table passed 6-0.

Motion by Mrs. Bedinghaus, seconded by Mr. Ray Culbertson to read this evening's Resolutions and Ordinances by title only. Motion passed 6-0.

ORDINANCE NO. 21, 2018. AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF 30 ORDINANCES AS PARTS OF THE VARIOUS COMPONENTS OF THE CODIFIED ORDINANCES OF ST. BERNARD, OHIO. REVISING THE TRAFFIC AND GENERAL OFFENSES CODES TO COMPLY WITH STATE LAW AND DECLARING AN EMERGENCY.

Motion by Mrs. Bedinghaus, seconded by Mr. Ray Culbertson to suspend with the second and third reading of Ordinance No. 21, 2018. Motion passed 6-0.

Motion by Mrs. Bedinghaus, seconded by Mr. Ray Culbertson to adopt Ordinance No. 21, 2018 as read. Motion passed 6-0.

ORDINANCE NO 22, 2018. AUTHORIZING AND DIRECTING THE AUDITOR TO PROVIDE TO ADDITIONAL APPROPRIATIONS, TRANSFER AND MOVE APPROPRIATIONS AND DECLARING AN EMERGENCY.

Motion by Mrs. Bedinghaus, seconded by Mr. Ray Culbertson to suspend with the second and third reading of Ordinance No. 22, 2018. Motion passed 6-0.

REMARKS

Mr. Tobergte – I was distracted. On the police overtime, how much is that for dispatch? I used to get both reports on fire and police, I don't get any more, does any of that cover dispatch?

Mr. Stuchell – I apologize, the overtime, the majority of the overtime was actually due to the fact that we were short, actually personnel basically because of several people leaving and personal injuries. We actually did have, for a period of time, an almost full time dispatcher but because of the break down, but we did have someone covering that (microphone static) almost a full time job to cover the majority of our shortage which was on the third shift actually for dispatch. But to give you the exact hours of trying to make up for that whether or not an officer was staying for that, I wish I could get that for you but the majority of the overtime was strictly because we were short on road staff because of the vacancies that we had.

Mr. Tobergte – I know I brought this up six, eight months ago (inaudible) there was discussion of all the ways that the police and fire was going to change and have all the needed factors covered, is that still in the works or is that still, oh well, we get over time, don't worry about it?

Mr. Stuchell – Yes, that is in the works. We are looking and trying to recruit several people and as of right now the Chief has been talking with a couple of individuals and try to get them in (microphone static) he is actively working on that. Whether or not we are able to have a combination of already trained individuals or having individuals we could train but we are looking at that, actively looking to hire.

Motion by Mrs. Bedinghaus, seconded by Dr. Chastain to adopt Ordinance No. 22, 2018. Motion passed 6-0.

ORDINANCE NO. 23, 2018. FIXING THE COMPENSATION AND BENEFITS FOR BOTH THE POLICE AND FIRE CHIEF OF THE VILLAGE OF ST. BERNARD AS OF JULY 26, 2018 AND DECLARING AN EMERGENCY.

Motion by Mrs. Bedinghaus, seconded by Mr. Ray Culbertson to suspend with the second and third reading of Ordinance No. 23, 2018.

REMARKS

Mr. Tobergte – I'll be voting against this Ordinance. Back in November of 2017 the salary for the Police Chief was set at \$83,000.00. Some officers did not take the Chief's test because the salary was too low. Now all of a sudden, seven, eight months later were giving a 6% raise to the Police Chief because somebody did not have the time to work on the Fire Chief's Ordinance for the Fire Chief's pay. I just think it's wrong that we're changing the Ordinance already. We already have one contract signed with no raises. Now all of a sudden the Police Chief will get a 6% raise.

Mr. Bob Culbertson – That's pretty much what I wanted to know. Where the \$88,000.00 was from and who we were bringing who up to who. So, we're bringing the Police Chief up to the Fire Chief and that's the Fire Chief's is that it?

Mr. Stuchell – After discussing this with the Mayor and we actually, when we went through the original Ordinance that was prepared for the Police Chief, there was definite discussion at that time and we were not exactly totally on the same page with the rate of compensation. Yes, I am aware and I understand the concerns that Councilman Tobergte has regarding the fact that we set a rate of compensation, gave a test and there were individuals that may not have taken the test because of what was the rate of compensation for the Police Chief thinking in fact that they would be better off staying in their respective positions. At this point, the rate of compensation was, for an individual that would have been able to sign up for the Police Chief test is roughly \$8,000.00 less than what they're being compensated with their over time. Still does not bring the Chief up to even anywhere close to that level. The whole idea in doing the math to try to do the same exact same type of formula that was prepared for the Police Chief with the % broken down over a three step period at 5,6 and 7%, unfortunately what that did based on the fact that it was tied to a percentage difference between that of the Police Lieutenant so that the 5,6 and 7% over a three year period. Unfortunately, if we did the same exact scenario it would be bringing the, there's basically going to be a \$1,661.89 difference in that between the Police and Fire Chief trying to put together that same exact step scenario for the Fire Chief. So, in basically in doing that is relative to the fact that there's a \$2,000.00 plus difference between the Fire Captain and the Police Lieutenant. So, trying to put together the step program and the % difference when ultimately one thing that we did realize is that now after going through two testing cycles for both the Police and Fire Chief and really ultimately the lack of interest competitively for people wanting to step up for different ranks that this would be an opportunity to give an adequate step difference between that of their respective subordinate and then basically tying that so that the only time they get any additional compensation or raise that it would be tied to what would be awarded in the collective bargaining arrangement or agreement for the Fire Captain and the Police Lieutenant. So, if the Police Lieutenant got 3%, the Chief gets 3%. If there's no increase he doesn't get anything and they're not having to come back either and revisit this further after a five or ten

year period of time whether or not we're going to give our Chief a raise. I think that ultimately in this case it makes it fair. I think it brings it back to a level that's acceptable and the fact that we're having an opportunity to have two new Chiefs within a very close proximately of time, which I don't think will ever happen again. And both of these Chiefs are going to be with us for a period of time. So, that's my explanation and I ultimately do feel that they, that this is still fair, and I did talk to the Police Chief about this as well in trying to determine whether or not this is a slap in the face with the individual that would have taken the test otherwise and there's not that feeling.

Mr. Tobergte – Just to set the record straight Ordinance 24, 2017 also was the same as the Lieutenants pay so when the Lieutenant got a raise the Chief got a raise again too. So, it's apples to apples I think.

Mr. Ray Culbertson – I understand how Jonathan feels. Mayor, are you alright with the 6% raise given to the Police Chief and I'd like to hear your thought on it.

Mayor Estep – At first I did disagree with the Safety Director and after hearing his side of the story, looking at the numbers I did think we needed to bring it up a little bit and looking at other municipalities, sometimes it's not just the size, and I know we deal with fewer people than other places but I think they get their share of work down there and I think as close as we are to areas that surround us and the number of runs we get in other areas very close. I think they get what they deserve.

Mr. Bob Culbertson – I'll be voting no on this just for the simple fact that of what Don stated but also we're in this budget crisis right now this year. We passed the budget on the deficit side, I just think, and the timing of this, I would prefer to wait until next year to look at it and revisit it.

Mr. Burkhardt – Just coming on board and getting my first look at this would it be best to maybe table this for at least the next Council meeting where I can get my feet under me. I hate to vote on something that I'm just coming into and it sounds like there's a little bit of controversy over.

Chief Kerry Meyer, Fire Department – To be clear, this does not affect me, its Lieutenant Young. One problem with possibly going regular course is August 1 is when Brian Young is scheduled to be promoted to Chief. So, he will be taking that promotion without knowing his compensation which, I don't want to speak for him, but it could be an issue.

Secondly, as far as the Police Chief goes, I understand about the 6% raise. I want to remind people that his reduction from where Chief Moeller was at was actually larger than that. Even with this increase he'll be making less than Chief Moeller did when he was hired. I just want to make sure that you guys are aware that is actually greater than the increase that you're giving him back.

The vote on suspension was 4-2 so Ordinance No. 23, 2018 will take its regular course. Mr. Tobergte and Mr. Bob Culbertson voted no.

Mr. Tobergte – Before we go to Old Business, Jonathan asked to go into Executive Session so Mike the six reasons you gave us for Executive Session does that include what Jonathan said?

Mr. Peck – Yes, that's the actual statutory language under the Sunshine Laws. It's in there.

Mr. Tobergte – It's not in this one.

Mr. Peck – It's on the actual Ordinance not the Ordinance but the State Code. Hold on, I'll find it.

Mr. Asbach – We'll go on to Old Business and get back to that.

OLD BUSINESS

Mr. Tobergte – Asked to use the old police station for the Haunted House this year.' The safety of the kids was cited as a condition for use. Also, there would not be any damage to the building.

Asked if we were still working with grant writers?

Mr. Stuchell – Stated a number of committees were working with gratis grant writers.

Mr. Tobergte – Asked if the Village had received any checks from the CIC for properties. He will give copies of different Ordinances to the CIC since different properties were different rebates to the Village. No money has been received yet.

Mr. Tobergte – Asked about the fence going up at Franklin Park.

Whether the CIC or the Village was responsible for the cost of the fence was discussed but the need for the safety of the citizens using the park was cited.

More concern was brought up about the cleanliness and damage to the wall along the expressway and Mr. Paul noted that he had not received any response from them and he has been in touch with them since May.

There was inquiry about a five year budget. The Mayor stated the first phase was rolled out but it will take much more time to project this type of request.

Mr. Peck – I've actually asked for two votes. This is under 121.22 GH under the Sunshine Law. It indicates that considering the confidential information related to the marketing plans, specific business strategy, production techniques, trade secrets, or personal financial statements of an applicant for economic development assistance, as to negotiate with other political subdivisions respecting requests for economic development assistance providing that both of the following conditions apply;

(a) the information is directly related to a request for economic development assistance that is to be provided or administered under any provision of Chapter 715, 725, 1724 or 1728 or sections 701.07, 3735.67to3735.70, 5709.40 to 5709.43, 5709.61 to 5709.69, 5709.73 to 5709.75 or 5709.77 to 5709.81 of the Revised Code, or that involves public infrastructure improvements or the extension of utility services that are directly related to an economic development project.

(b) a unanimous quorum of the public body determines, by a roll call vote, that the executive session is necessary to protect the interest of the applicant or the possible investment or expenditure of public funds to be made in connection with the economic development project.

I believe the Safety Director has indicated that the reason all of those aforementioned might come to play here, is that correct? And indicating from that we also have to have a unanimous vote by the body that executive session also is necessary to protect those interest and I believe the Safety Director has indicated that as well. So, I would first ask for a, and this has to be unanimous for a roll call

vote that this is necessary to protect the interest of the applicant for economic development.

I would ask for a motion for a roll call vote for Council to determine that this executive session is necessary to protect the interest of the applicant for economic development assistance.

Motion by Mr. Tobergte, seconded by Dr. Chastain to have executive session to have a roll call vote to have executive session to protect the interest of the applicant for economic development assistance. Motion passed 6-0.

Motion by Mr. Bob Culbertson, seconded by Dr. Chastain to go into Executive Session to discuss information on what is the marketing plan and specific business strategy, projection techniques, trade secrets or personal financial statements of an applicant for economic development assistance. Motion passed 6-0.

More discussion was held about the fence at Franklin Park. It was stated that it would be installed in August. A deposit has been made. A buffer was promised by the CIC to the home owner for him to build and insure safety for residents using the park. The CIC feels ownership to fulfill this agreement.

Dr. Chastain – Would like some procedure set up by the Laws, Contracts and Claims Committee for when a Council person is replaced so there is no discussion and it is written down with specifics on advertisement and what the Board of Elections expects from the Village when someone is replaced.

NEW BUSINESS

None.

AUDIENCE WISHING TO ADDRESS COUNCIL

None.

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

Mr. Asbach – The next COW meeting will be Thursday, July 26, 2018 at 7:00pm.

Council went into Executive Session to discuss what was aforementioned.

Council resumed regular order of business.

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