

**ST. BERNARD COUNCIL MEETING
AUGUST 18, 2005**

The regular meeting of the St. Bernard City Council was held Thursday, August 18, 2005 in Council Chambers.

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

Roll call showed that six members of Council were present. Mrs. Brickweg, Mr. Wilson, Mr. Burkhardt, Mr. Stegman, Mrs. Kalb and Mr. Zix. Mr. Schildmeyer was absent.

Motion by Mr. Burkhardt, seconded by Mr. Wilson to suspend with the reading of the minutes. Council agreed 6-0.

REPORTS OF CITY OFFICIALS

MAYOR, Mr. John Estep – I would like to announce that Robert Charlton will be the new addition to the Planning Commission. I would like to be put on the agenda for COW for some issues up at Bertus St. Park that I would like to make Council aware of and get some input from them.

AUDITOR, Mr. Walter St. Clalir – The month of July reports for the City's investments and for the balances in the City's various bank accounts have been distributed.

Before Council tonight is Ordinance No. 31, 2005. As discussed at the COW, this Ordinance adjusts several appropriations.

As I mentioned at the COW, the public hearing on the Cincinnati Hamilton County Public Library's 2006 budget is set for Tuesday, August 30th, at 11:00 a.m. at the County Commissioners' Hearing Room, which is on the 6th floor of the County Administration Building, 138 East Court St.

DIRECTOR OF LAW, Mr. Ed Geiser – Before Council tonight is Resolution No. 5, 2005. This is a Resolution for the adoption of the National Incident Management System, also known as NIMS.

Also, this past week, I finally was able to enter into a contract with Lexus Nexus, so I can begin doing legal research again. As Council knows I had to discontinue that service with West Publishing because it was too expensive. I didn't have any money in my budget to do researching. Lexus Nexus came up with a great deal, that they won't start charging us until November at \$150.00 a month, which is very reasonable. I have to sign a contract so I can begin researching. I now have a whole list of things I know of from the Laws, & Contracts Committee, I'm also working on some opinions for Mr. St. Clair.

On a personal note, on behalf of the Geiser family, I want to thank firefighters, Joe Barnes, Steve Brannen and Dave Strotman for their excellent service when our family, my father, needed to be taken to the hospital in an emergency situation. They did an outstanding job and got him there in an appropriate time and he is doing much better, but he is still in the hospital. I know when we want the services to be there, they are there and they are the best and we definitely have the best. I would like to thank the Fire Dept. for their services.

TREASURER, Mr. Tim Bollmer – No report.

SAFETY DIRECTOR, Mr. Jonathan Stuchell – I would like to remind everyone that the Fire Dept. will be participating in Gold Star Chili's Kid's Night which will be held on Tuesday, Aug. 23rd from 5:00 to 7:00 pm at Gold Star Chili in St. Bernard Square. This event is geared for families with children under 10 years of age and will provide them with both fire and safety information. This is also a great opportunity for the community to meet their local firefighters.

I am currently looking at the stop sign situation and before I schedule a meeting with the Safety Committee, the Law Director, and the Police Chief, I would like to gather more information. Before I make any recommendations as to the placement of the stop signs I would like to have the stealth device placed at two of the potential locations after school is in session. Greenlee/McClelland and the stretch between Delmar/Bertus and Albert/Bertus. I will feel more comfortable making a decision after we have gathered data as to the speed and number of cars that travel on these streets. So I ask that you please be patient and I will give you a well informed decision.

I would like to change hats for a moment and thank the Service Dept. for all of their hard work in setting up for our summer concert series. While I was on the Recreation Dept. I could not have had a more cooperative group to work with and without their efforts we wouldn't have had another successful concert series for our citizens.

SERVICE DIRECTOR, Mr. Joe Kempe – I want to recognize and thank Angelo Papucci for his ten years of service to the City. Unfortunately, due to back problems, Angelo had to retire on disability, effective July 29th. On behalf of the Service Dept., we wish you and your family the very best. The bids for the Vine St. sidewalk repair were opened on Monday, August 15, 2005. The bid, accepted by the Board of Controls, was for \$80,440, submitted by Adleta, Inc. This allows the City to enter into a contract with Adleta to have the stone sidewalks on both sides of Vine St. replaced with concrete sidewalks. The funds, in the amount of \$83,700, to make these repairs are from the Community Block Grant. I would like to thank Gerry Wiedmann, Peggy Brickweg and Barb Kalb for their input and work on this project.

I also want to announce that effective September 1, 2005, teenagers 16 and 17 years of age will be allowed to utilize the equipment in the fitness center, provided they are supervised by one of their parents. The parent must fill out the City's waiver before the teen will be allowed to use any equipment. If a parent is not present with the 16 or 17 year old teen, they will not be permitted to use the fitness center.

Finally, there was to be an Ordinance to accept the bid for street repairs in the reduced amount of \$50,000. Ed Geiser has informed me the proper procedure is to enter into a contract with the successful bidder for a specified dollar amount and then ask for an Ordinance to accept the contract, not the bid. Therefore, I will proceed to establish a contract with Terry Industries for the street repairs and bring that information to the next COW so that an Ordinance can be voted on at the next Council meeting.

TAX COMMISSIONER – No report.

REPORTS OF STANDING COMMITTEES

FINANCE, Mr. Stegman – The Finance Committee urges passage of Ordinance No. 31, 2005.

SAFETY, Mr. Burkhardt – Chief Moeller gave me this information from the Metropolitan Sewer District. They have created a Water In Basement Response Program with the assistance from the legal aid society. It will be available to all MSD customers that have questions, concerns or problems with water in their basement.

The WIB Response Program was created as part of a Federal Court Order dealing with problems in the County's sewer system. The Metropolitan Sewer District has agreed to carry out this program to help homeowners and others who have suffered because of a sewer backup in their basement. Anyone with questions on this can call (513) 362-2801, that is the Legal Aid Society.

SERVICE, Mr. Wilson – I have a letter here from Dave Fossaluzza from the Service Dept. and I would like to read it.

Members of Council and the Citizens of St. Bernard,

The Service Dept. has been working hard this summer to keep the City looking nice. It has been a very hot and dry summer. The grass cutting has slowed down because of the dry conditions, but for some reason the weeds keep growing. Bill Helton and some of our summer helpers have been working on removing the weeds from around the climbing toys located in our parks. We will also put down a fresh layer of mulch under the toys. We have done a lot of landscape work in Vine St. Park, Ludlow Grove Park, the picnic areas in Ross Park and around City Hall.

One project we tackled this year was to change the swimming pool over from chlorine tablets to liquid chlorine. Mike Papia and Roy Janson worked on the changeover and it seems to be working well.

Mike Arens has been working on the curb painting and is working on crosswalks around the school so we will be ready for the first day of school.

Ken Shamblin has taken care of cardboard recycling, chipping limbs and special pickups of large items that will not fit in the garbage trucks.

Joe Dornbusch has taken care of yard waste removal on Mondays and Tuesdays, and the collection of recycling material on Thursdays and Fridays. I would also like to thank Angelo Papucci for his 10 years of service to the City and for his versatility while he was with the Service Dept.

Josh, Chris, Jeremy, Nick, Josh, Chris, and Chad make up our summer crew and help fill in for vacations and with our summertime duties.

I would like to remind all of the citizens that any large items you need picked up should be put out on your trash pickup days only. Yard waste should be put in open cans and will be picked up on your first trash pickup day of the week, and recycling will be picked up on your second trash pickup day of the week.

Thank you

Dave Fossaluzza

Service Department Foreman

PUBLIC IMPROVEMENTS, Mr. Schildmeyer – No report.

LAWS, CONTRACTS & CLAIMS, Mrs. Kalb – I have begun working on a draft of a letter to the owner of St. Bernard Square informing him of Council's decision not to extend the parking easement contract. I will have it ready to discuss at the next COW.

BUSINESS AND INDUSTRY, Mrs. Brickweg – I was going to give the same report that Joe did, about the Grant. Just to add a little bit to it, all work is supposed to be completed by November 18 at the latest. We're also currently waiting on packages for the next set of Community Development Block Grants and I will let everybody know when we receive them. In the meantime, if anyone has any ideas that they would like the City to request this money be used for, please contact me. I'd also like to thank the Service Dept. for painting the water fountain in the Chalet and Heger Park and for the speediness of getting the new flag. They look really nice.

HIGHWAY & TRANSPORTATION – In the month of July, 2005 we had 1,319 passengers on the Dial-A-Ride Bus System.

Mr. Burkhardt – The Committee of the Whole report has been submitted to the Clerk.

**Committee of the Whole
August 11, 2005**

1. Council approved the minutes of the Aug. 4th Council meeting, 6-0. Mr. Schildmeyer was absent.

2. Mr. Wiedmann explained the conditional use permit for 4508 Vine St. and after some discussion, Council put off a vote until they hear from St. Clement School.

3. Council discussed changing the start times for Council and COW meetings and will get more information from Ed Geiser before making any decision.

4. After a short discussion on printing the minutes again, Council made no decision at this time.

5. Mayor, John Estep, absent.

6. Auditor, Walter St. Clair

A. Walt asked Council for an Ord. for transfers and appropriation adjustments for various line items. Council voted 6-0, to approve putting the Ord. on the table for next week.

B. Walt also told Council that the library would be meeting again on Aug. 30.

7. Director of Law, Edward Geiser, absent.

8. Safety Director, Jonathan Stuchell

A. Jonathan asked Council for a resolution for the National Incident Management System, which will allow the City to apply for grants for the Police and Fire Dept. Council agreed 6-0 to put the Resolution on the table for next Thursday.

B. Jonathan will also set a meeting with the Police Chief and the Safety Comm. to look into new stop signs.

9. Service Director, Joe Kempe

A. After some discussion on street repairs, Joe will look at scaling back the amount of streets from the original bid so that the budget will not have to be adjusted. Council agreed 6-0 to put an Ord. on the table to repair the streets that are the worst.

B. Joe is also taking bids on stripping the main streets in the City.

10. Business & Industry, Peggy Brickweg

A. Peggy reported that she has been visiting businesses on Vine St.

11. Public Improvement, Mike Schildmeyer, absent.

12. Service, Glenn Wilson, no report.

13. Safety, Bill Burkhardt, no report.

14. Finance, Phil Stegman

A. Phil asked for everyone's opinion on raises for the non-contractual employees. Finance will meet to discuss this further.

15. Laws, Contracts, & Claims, Barb Kalb

A. Barb brought Council up to date on Committee's progress on the St. Bernard Sq. easement. After much discussion and input by the audience, Council agreed to take no action at this time.

16. Highways & Transportation, Greg Zix

A. Greg discussed the City's web site and felt it best not to promote a private business on our web site.

Respectfully submitted,
Bill Burkhardt
President of Council, Pro-Tem

COMMUNICATIONS

Monday August 15, 2005

Monday night my girlfriend, Vickie Wilson and I, Kathy Rapking, went to the Bingo at Roger Bacon. One of our Seniors, Virginia Sohn was there too. A very nice lady, she is one of our “Seniors” here in St. Bernard, Ohio. After the Bingo, Vickie and I were waiting for the Dial-A-Ride to take the bus home. Karen Scherpenberg came to pick us up. While waiting for the bus, Virginia came out and she fell down the front steps. She really hurt herself. Karen saw her and she called our paramedics, they came in three minutes.

Mr. Grosser and Ray, the Security Cop, helped our 2 paramedics, who came and took her to the hospital, Jewish Hospital in Kenwood.

They contacted her daughter and met her up at the hospital. We are all praying she gets well soon.

Thanks so much for Karen Scherpenberg, Mr. Grosser and Ray, the Security Cop, who works at Roger Bacon. Also, the lady who called 911. Thanks for our “wonderful Police, Firemen and our Paramedics we have here in St. Bernard, Ohio”.

Yours truly,

Kathy Rapking and my friend, Vickie Wilson

Motion by Mr. Wilson, seconded by Mrs. Brickweg to receive and file the communication as read and send a copy to the departments. Motion passed 6-0.

RESOLUTIONS AND ORDINANCES

Motion by Mr. Burkhardt, seconded by Mr. Stegman to read this evenings Ordinances and Resolutions read by title only. Motion passed 6-0.

RESOLUTION NO. 5, 2005. A RESOLUTION FOR THE ADOPTION OF THE NATIONAL INCIDENT MANAGEMENT OF SYSTEM.

Motion by Mr. Burkhardt, seconded by Mr. Stegman to suspend with the second and third reading of Resolution No. 5, 2005.

REMARKS

Mrs. Kalb – The purpose for this Resolution is to adopt the Nation Incident Management Systems standards and by doing so this will allow the City to be eligible for Home Land Security Grants for our Police and Fire Depts.

Motion passed 6-0.

Motions by Mr. Burkhardt, seconded by Mr. Wilson to adopt Resolution No. 5, 2005. Motion passed 6-0.

ORDINANCE NO. 28, 2005. AN ORDINANCE ESTABLISHING THE MAXIMUM AGE LIMITATION FOR ORIGINAL APPOINTMENT TO THE ST. BERNARD FIRE DEPARTMENT.

Motion by Mr. Burkhardt, seconded by Mrs. Kalb to adopt Ordinance No. 28, 2005 as read. Motion passed. 4-2. Mr. Stegman and Mr. Zix voting no.

ORDINANCE NO. 29, 2005. AN ORDINANCE ESTABLISHING THE MAXIMUM AGE LIMITATION FOR ORIGINAL APPOINTMENT TO THE ST. BERNARD POLICE DEPARTMENT.

Motion by Mr. Burkhardt, seconded by Mrs. Kalb to adopt Ordinance No. 29, 2005 as read. Motion passed 4-2. Mr. Stegman and Mr. Zix voting no.

ORDINANCE NO. 31, 2005. AUTHORIZING AND DIRECTING THE AUDITOR TO ADJUST CERTAIN APPROPRIATIONS AND DECLARING AN EMERGENCY.

Motion by Mr. Stegman, seconded by Mr. Burkhardt to suspend with the second and third reading of Ordinance No. 31, 2005. Motion passed 6-0.

Motion by Mr. Stegman, seconded by Mr. Wilson to adopt Ordinance No. 31, 2005 as read. Motion passed 6-0.

OLD BUSINESS

Mr. Burkhardt – Before Council, at the COW, we had the Conditional Use Permit for 4508 Vine St. After getting the information from Mr. Zix, at this time I would like to approve the Conditional Use Permit for 4508 Vine St.

Motion by Mr. Burkhardt, seconded by Mr. Stegman to approve the Conditional Use Permit for 4508 Vine St.

REMARKS

Mrs. Kalb – I'm in favor of approving the conditional use permit, but some of the information that Mr. Zix gave us, Mrs. Stover, the Principal up at St. Clement is OK with everything, but she was interested in perhaps seeing if some of the conditions were put in writing. Is that something that we are intending to do?

Mrs. Brickweg – I emailed her today and she said that she was fine with it not being in writing she just thought the City might want it in writing, but she was OK with it going ahead.

Mr. Burkhardt – I, also, talked to Mr. Wiedemann tonight, he said that they have never asked anybody to put anything in writing, but they have always used the tapes as their backup of the meeting.

Mr. Stegman – I would just like to thank the Brickler's for going through the process. It is a timely thing, but it is a safeguard for the City to make sure that everybody has a chance to have their say and I appreciate and thank you for going through that process.

Motion passed 6-0.

Mr. Burkhardt – We also have another Conditional Use Permit that Mr. Wiedmann would like me to bring up. It is for 4720 Vine St. , which is the old Chili Time building. David Mosley is interested in opening and operating a combination satellite office facility for his auto, boat and rental

restorations business together with a dance studio which is to be operated under the supervision of St. Bernard Elmwood Place PTA group. At this time I would like to make a motion that we approve this Conditional Use Permit.

Motion by Mr. Burkhardt, seconded by Mrs. Kalb to approve the Conditional Use Permit for 4720 Vine St. Motion passed 6-0.

Mrs. Kalb – This week I received an email that the ICRC has scheduled the air dates for the swim team championships that were hosted by the City of St. Bernard. Unless anyone on Council or any one else has any objections I would like to ask Glenna to post all these air times on our City web site. In addition to that they also taped the August 6 concert and if I get the air dates, I'd like to put them on the web site also.

NEW BUSINESS – None.

AUDIENCE WISHING TO ADDRESS COUNCIL – No one.

Motion by Mr. Burkhardt, seconded by Mr. Wilson to excuse the absent member. Motion passed 6-0.

Mr. Burkhardt – The next COW will be Thursday, August 25, at 7:30.

Motion by Mr. Zix, seconded by Mr. Stegman to adjourn. Motion passed 6-0.