

**ST. BERNARD CITY COUNCIL MEETING  
JULY 3, 2008**

The regular meeting of the St. Bernard City Council was held Thursday, July 3, 2008 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 five members were present: Mr. Tobergte, Mrs. Bedinghaus, Mrs. Brickweg, Mr. Meier and Mr. Zix.

Mr. Walden – Before we proceed with the regular meeting, we're going to have a special presentation by Safety Director, Rodney Chatman.

Mr. Chatman – Thank you for allowing me this portion of tonight's Council business for a special recognition.

Very often, the work performed by Emergency Service Personnel of the City of St. Bernard goes without praise or acknowledgement. In fact, if it weren't for this public acknowledgement, most of you would never have known that the incident we are recognizing tonight ever took place.

The St. Bernard Police Department has a fine tradition of selfless service to its citizenry. This type of service happens on a daily and nightly basis. And although, some may argue, this is what these gentlemen get paid to do, when officers at the expense of their own safety, run towards situations that they know may end their very lives, in the defense of someone else's, it is my belief that these actions are worthy of public acknowledgement and praise. If I may, I would like to ask Lt. William Ungruhe to come to the podium for a special presentation.

Lt. William Ungruhe – We are here to celebrate the efforts of Officer Derek Setters and Officer Shane Moore who I happen to have the privilege of supervising. They are to be commended and awarded the department's Medal of Valor for their extraordinary action in interrupting an armed robbery of a Dollar Tree employee while he was making a night deposit in front of the St. Bernard 5/3<sup>rd</sup> Bank the evening of 6/6/08. Officer Setters and Moore while on routine patrol observed a robbery in progress. They saw a suspect pull a t-shirt up over his face, then pull a gun out and point it at the victim, robbing him of the night deposit in front of 5/3<sup>rd</sup> Bank. These Officers took quick and direct action to capture this suspect after a short foot pursuit and struggle where he was displaying a loaded revolver.

Specifically, PO Moore setup a blockade behind Imwalle Funeral Home as PO Setters pursued the suspect on foot from the bank towards PO Moore. PO Setters was able to grab the suspect's gun and pull him from a wall going to the ground during which time PO Setters injured his elbows in the process. Both Officers were then able to gain control and disarm and arrest the suspect. Their combined actions in the face of peril, and at the expense of their own safety, allowed for the apprehension of a dangerous suspect, the recovery of property, and the preservation of life of others in the area. Their actions are a direct reflection of their dedication to duty and are in keeping with the highest traditions of this Police Department. On behalf of the Safety Director, Rodney Chatman and the Chief of Police, Steve Moeller

who is on vacation right now, I would like to present them with the Medal of Valor. Officer Moore, Officer Setters, good job.

Mr. Walden – Thank you Officers and congratulations. At this time we will turn the meeting over to Auditor, Walter St. Clair for a Public Hearing on the Budget.

At the Public Hearing prior to the Council Meeting a motion by Mr. Zix, seconded by Mrs. Bedinghaus to adopt the 2009 budget presented by Mr. St. Clair was made. The motion passed 4-1. Mr. Tobergte voting no.

Mrs. Brickweg made a motion to dispense with the reading of the minutes. Mr. Tobergte seconded the motion. Council agreed 5-0.

## **REPORTS OF CITY OFFICIALS**

MAYOR, Mr. Burkhardt – I also would like to take this opportunity to congratulate Officer Shane Moore and Officer Derek Setters on a job well done.

I would like to take this opportunity to thank the Service, Police and Fire Depts. for all their work on getting this years 4<sup>th</sup> of July event ready. They have all been a big help. I'd also like to thank Elaine and Ray for organizing this years event and now let's hope the weather cooperates.

AUDITOR, Mr. St. Clair – The June Auditor's reports are prepared for tonight's meeting. The receipts report was also distributed to Council and the Treasurer.

Expenditures for the Month of June:	\$ 1,054,857.24
Expenditures for the year through June 30 <sup>th</sup> :	\$ 6,462,501.52

I was going to talk tonight about Ordinance No. 35, which is before Council tonight, however, because only five members of Council are here, this Ordinance cannot be passed tonight. This Ordinance requires 3/4<sup>th</sup> of the members elected to concur the passing of this Ordinance. Since we do not have six members here tonight there is really no reason to talk about this Ordinance tonight.

DIRECTOR OF LAW, Mrs. Kate Bedinghaus – Absent.

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<u>TREASURER, Mr. Sipe</u> – Receipts for the month of June:	\$ 2,425,015.28
Receipts for the year through June 30 <sup>th</sup> :	\$ 7,080,886.91

After reviewing the past years revenues this surpasses 2007 by 1 million dollars and 2006 by 1.5 million at the halfway point of the year.

SAFETY DIRECTOR, Mr. Chatman – I am hoping that everyone enjoys the celebration put on by the City at the 4<sup>th</sup> of July. One sad part about that is, in part of my regular duties, much of that time is spent in the emergency room of University Hospital. I just want to ask every adult that should chose to set off fireworks themselves, especially around the children, to exercise due caution. Each year I see some horrific injuries come through that emergency room and I would hate to see any of our citizens hurt or injured.

SERVICE DIRECTOR, Mr. Schrand – Absent.

TAX COMMISSIONER, Mr. Geiser – Absent. Report read by Mr. Burkhardt. I am unable to attend this evening's Council Meeting. Being half way through the fiscal year 2007, I provided each member of Council with an updated annual receipts report. For the first half of 2007, the Tax Dept. collected \$5,254,925. Looking at the annual comparison, this is the most we have taken in, for the first two quarters, in the last ten years. I also provided each member of council, a report detailing the Tax Dept. expenditures for the first half of the year 2007. Lastly, Tom Carberry's term on the Tax Board of Review has expired effective July 1, 2008. I have asked Mayor Burkhardt to reappoint Mr. Carberry for another term on the Tax Board of Review. Mr. Carberry has been a great asset and resource to the Tax Dept. since I took over the Tax Dept. As an experienced CPA and having a tax service business operating here in St. Bernard, I have relied on his advice and input on numerous occasions. Mr. Carberry has agreed to accept the reappointment. I ask Council to support his reappointment to the Tax Board of Review.

## **REPORTS OF STANDING COMMITTEES**

FINANCE, Mr. Zix – Tonight, before this meeting there was a Public Hearing to read the 2009 budget. That will be submitted to Hamilton County. I would like to thank my fellow Finance Committee members, Cindi Bedinghaus & Don Tobergte for their participation in preparing & recommending this budget. I'd also like to thank Jamie Sipe, our Treasurer and the Auditor, Walt St. Clair, our Mayor and all Dept. Heads for their part and thank Council for their vote of confidence in this forecast. This is only the beginning of this process. The Finance Committee will be sending out another letter in Sept. to request the Administration and Dept. Heads to evaluate their requests and to submit any changes. We will also be asking for a three year budget plan from each Dept. Head. We feel this is a must because we must plan ahead because of rising cost.

SAFETY, Ms. Hausfeld – Absent.

SERVICE, Mr. Tobergte – The Service Dept. report for June 2008 is as follows. There were 37 trucks and 26 dumpsters placed at residences along with 118 special pickups. There was 18.8 tons of recycling material, 5 tons of cardboard, 300 pounds of aluminum cans, 14,680 pounds of scrap metal along with 16 appliances. The City received \$2403.05 for recycling in May 2008. Also due to vacations and cleaning up the Sakrete property the street sweeper will not be making its normal rounds for the next couple of weeks.

PUBLIC IMPROVEMENTS, Mr. Meier – We've been talking about having a St. Bernard Day at Coney Island. I do have some information and what I'd like is, if Council and the Administration would like to do this to give me the OK. The day we're talking about is Tuesday, August 12<sup>th</sup>. Basically what we'll do is, the normal admission to the park is \$19.95 for an adult. Basically what we would have is the cost for a ticket would be \$16.50. That would include admission to the park and all the rides. It would also include unlimited soft drinks during the day and the cost of a shelter to have a picnic. People would be allowed to bring their own food but they're asked to not bring anything to grill, not to bring alcoholic beverages, not to bring

any glass. I've also talked to two of the branch managers of two of the three banks here in the City and I'll talk to the third on Monday. They have agreed that if we want to do this, they will make their establishments available for the sale of these tickets. The way it will work, if we want to do this, I'll let them know at Coney Island, they will print tickets and send them to us. We will then sell the tickets. The only thing that we will be billed for, the tickets that are actually presented at the park, then afterwards we just destroy the balance of them. I think it will be a nice way of doing it, particularly if we can get a banner and put it across Vine St., kind of letting people know that that day would be St. Bernard Day at Coney Island and get us some visibility for the City. As we discussed earlier, maybe we could do the same thing for the Zoo later on in the Fall when the weather is cooler. I think it is a pretty good deal. It is really not any cost to the City other than the cost of putting up the banner. We could have tickets here at City Hall and at the three banks, I think it should be available to pretty much everybody at some time over the next month. If that's acceptable to everybody, let me know that "yes" I can give them a call tomorrow and have the tickets printed up. They have the contract to bring to Bill and he can sign it and send it back. Like I say, the only expenditure to the City would be whatever we want to spend to put that banner up. So that's the one item I wanted to bring up tonight. The other is, I attended a "Green Bag" luncheon in Northside last week. Northside, as you know is an eclectic community. They've had some problem areas. What their community development corporation did is they bought one of the properties in one of the most notorious corners in the City. They bought the package store, I think there was a little package store where people would buy beer and hang out, have a high number of police calls. They took down those buildings that were there and they erected two LEEDS certified new homes. They are on the market now for \$175,000.00. They're really, really, really nice. I think that is an opportunity, especially with the number of back owned properties that we have in our City is to do the exact same thing, is that if we can get some of these properties. We don't have to have a LEEDS certified house, but an energy efficiency home. Someplace that people can buy and have families and children and bring them back into the City. It was very well attended, there were a lot of people there, there was a lot of interest, there were realtors, other community leaders, they had information on the City that they were passing out and they did a lot of theirs with donations and grants. Obviously we're in a little bit better situation because we do have access to some funds. But I would like to bring that up, I would like to pursue that idea because I think it's a huge benefit to the City in particular if we're able to get some of these houses of the people that would particularly benefit would be the houses on either side of any of these back owned properties. We've had discussions of the problems of the grass. I know some of the realtors that I've talked to say they have problems selling their homes because they are next to or adjacent to an unkempt property so I think that would just be a plus to the City if we can do that. So tonight if we could just get an OK on doing the St. Bernard Day, I'll take care of that and then the discussion on that, if we want to try to acquire some of these back owned properties we can continue that at the next COW.

LAW, CONTRACTS AND CLAIMS, Mr. Peck – Absent.

BUSINESS AND INDUSTRY, Mrs. Brickweg – Since we will be on summer break the next few weeks, I want to remind everyone that on Wednesday, July 16<sup>th</sup> at 5:00p.m., in the downstairs of City Hall, the St. Bernard Vine Street Business Association and the St. Bernard Chamber of Commerce will be meeting with the North Avondale Neighborhood Association. This will be a good meeting to attend since they will be discussing ideas for the Mitchell Ave. and Vine St. intersection along with ideas for the Revitalization of Vine Street in St. Bernard. After this meeting the CIC will have their monthly meeting starting at 6:00 p.m. Both meetings are open to the public and everyone is encouraged to attend.

I also want to let everyone know that I will be out of commission for a while due to another surgery on my knee replacement this coming Monday. If you need to contact me feel free to call my home 242-5183.

HIGHWAYS AND TRANSPORTATION, Mrs. Bedinghaus – Last Council meeting I reported the findings of the Safety study that was done on the Ross Ave. corridor by TEC. At that time the Highways and Transportation Committee had asked about the possibility of getting funding through grants for this project. Last week at the COW there was discussion around the different grants that the City might apply for regarding this project. It was decided at that time that Gerry Wiedmann would contact the appropriate individuals to gather more information about this project's potential of getting a grant and how that might impact other major street projects potential for receiving grant money.

Jen Vatter will be attending the COW meeting on Thursday, July 31<sup>st</sup> to discuss this matter more in depth.

Some of you may have noticed the stakes that are placed at Ludlow Grove Park. This is part of the I-75 expansion project slated for 2010-2011. These stakes are just the beginning of preliminary discussions that are taking place between the City and the chair of the I-75 expansion. No decision has been made regarding how this expansion will impact Ludlow Grove Park. I will keep you updated as I receive more information.

Mrs. Brickweg – The COW Report has been submitted to the Clerk.

#### **COMMITTEE OF THE WHOLE June 26, 2008**

##### **NEW OR REFERRED ITEMS:**

1. Approved the minutes of the June 19<sup>th</sup> council meeting.
2. Civil Service Commissioner, Forrest Hudson answered questions regarding the commission's request for \$2000.00 additional funding for equipment outlay and \$3000.00 additional funding for legal fees. He explained that most of the legal line item was spent on researching section 151. He stated that the former commission had attorney Rick Stone sit in on every meeting and his hourly rate was around \$175.00 an hour and Forrest was not sure how this was paid for. This practice was eliminated by the new commission and that is why they need money for outside legal fees. Don and Peggy both noted that the commission needs to hire outside legal help when representing employees because the City Attorney cannot represent the city and the employee. Cindi, Greg and Kevin said they were not in favoring of providing additional funds to the legal line item and that the commission should come to council when they need funds. Don, Patty and Peggy were in favor of appropriating \$1000.00 additional funds to their line item. At

this point the commission will come to council when they need funds for legal services. Forrest will provide a detail report to council showing where the legal money was spent.

Forrest explained that Linda Carberry, the Civil Service secretary, is requesting a new computer system and the commission would like to purchase a fire safe filing cabinet. Walt Moeller, who is handling the computers at City Hall said that most likely he will be able to work with Linda's computer system and set it up better to avoid the need to purchase a new system. Patty explained that they still have money in their equipment outlay line item, so at this time council will not be appropriating any additional money.

Forrest reviewed Civil Services request for personnel records. He reported that Chapter 124, Section 37 of Ohio Revised Code states Civil Service should have personnel records of employees. Forrest explained that it would be helpful to have any employee reprimands on file in case an employee would file a grievance. Cindi, Patty and Peggy stated that the Civil Service could get a copy of information from department heads when it is needed. Bill said he will look into the procedures.

Forrest also requested that council consider making the age limit for the Police Department the same as the Fire Department.

3. Al Kanter was present to answer any questions council had regarding a proposed ordinance regarding the city obtaining a 1.5 million dollar bond to purchase property. Don and Peggy stated that they received answers to their questions at the CIC meeting. Al informed council that the note is a taxable bond anticipation note that the CIC requested the city obtain for the purchase of property. He explained the note would be guaranteed with city revenue that does not come from taxes. It would be a one year, renewable, callable note. He stated that the city would transfer the money to the CIC for the purchase of property. The CIC would then look for a profit or non-profit developer. The city would receive any money obtained from the developer for the property. The city would be responsible for the once a year interest payment. Patty requested that Al attend any council and COW meetings when he is asking for money. Al stated that anytime anyone has questions they should feel free to call him.

Kevin provided council with two handouts regarding the use of the Philips Avenue – Canal Bed property. He stated that the first handout explained "Warrantable Condos". It explained the requirements for warrantable condos. Some of the requirements were the entire project needs to be completed, it needs to be insured, it must have a homeowners association controlled by unit owners (opposed to developer controlled and be 50% owner occupied and no one person can own more than 10% of the units in order to get a regular mortgage. A "Non-Warrantable Condo" means the condo mortgage loan will not be able to be easily sold by a bank or lender on the secondary mortgage market as a fully conforming to Fannie Mae or Freddie Mac loan standards. Since most lenders routinely sell their mortgage they most likely will not want to make loans for a non-warrantable condo. Kevin feels this would cause the proposed condo's to be more rented property in the city.

Kevin stated that the second handout stated that according to Ohio Revised Code 1724.02(D) there is a limitation imposed upon a Community Improvement Corporation's authority to acquire real property. A city may not give money to a CIC for the purpose of having the CIC use those funds to acquire real property not owned by the city upon which multifamily housing units will be constructed. Kevin suggested that Kate review this information before anything is started, council agreed. Al Kanter stated he feels Peck-Shaffer, the law firm the CIC is using knows what they are doing and that they city is loaning money to the CIC, not giving it them. Al also stated that this information should have been presented to the CIC and that it is pre-mature to talk about the mixes since the CIC does not know exactly what they will be doing yet because they are putting together a variety of options.

Council voted 6-0 to place an ordinance on the table for the next council meeting regarding the city obtaining a 1.5 million dollar land acquisition (taxable) bond anticipation note.

Al informed council that the city received a grant for the demolition of 4506 and 4508 Vine Street properties. The city also received a grant for demolition of properties purchased at 4215 Tower, 56 Orchard and the property behind the Dairy Queen. The total of all grants was \$110,000.

Greg Zix reminded council of the City Demolition Party on July 25<sup>th</sup> at 4605 Vine Street (the city parking lot next to WesBanco). There will be food, drinks and a band. The party time has changed to **5:00 PM to 8:00 PM**. Peggy will e-mail Sue and ask her to put the new times in last week's council minutes.

#### **REPORTS OF ADMINISTRATIVE OFFICIALS:**

##### **Mayor, Bill Burkhardt:**

1. Bill reported that City Hall will not be open Saturday, July 12<sup>th</sup> since council is on summer break.
2. Bill reported that he is meeting with Kate Bedinghaus to discuss changing the outside attorney the city uses. He also informed council that Kate will be purchasing a lap top from money in her line item so she can work from home when needed.
3. Bill reported that Jeremy Hausfeld will be starting June 30<sup>th</sup> as a new full time member of the Service Department.

**Auditor, Walt St. Clair:** Walt reminded everyone that there will be a public meeting regarding the city budget being sent to Hamilton County at 7:30 PM, July 3<sup>rd</sup>, at the beginning of the regular council meeting.

**Law Director, Kate Bedinghaus:** absent

**Safety Director, Rodney Chatman:** absent

**Service Director, Ray Schrand:** Ray informed council that Fisher Place is in very bad shape and he has been receiving many complaints. Rays stated that we need to provide good roads for our businesses. Repair for this street is not in the budget, but council asked Ray to contact JMA to get a price to fix the bad spots and do an overlay.

**Tax Commissioner, Ed Geiser:** absent

**Treasurer, Jamie Sipe:** absent

#### **REPORTS OF STANDING COMMITTEES:**

**Laws, Contracts and & Claims, Mike Peck:** absent, report read by Cindi. Mike provided council with a sample ordinance regarding amending Ordinance No 1141.01. The amended change would be instead of it reading "general industrial district" it would read "general manufacturing district". Council voted 6-0 to place the ordinance on the table for the next council meeting.

**Public Improvements, Kevin Meier:** no report

**Business & Industry, Peggy Brickweg:** Peggy thanked Gerry Weidmann and Walt Moeller for their help with a few issues Ward 2 residents have been having. She also stated that she contacted St. Mary's Cemetery about dead trees along the Heger fence line, which she has received, calls on. The trees died because of the lack of rain last year and it is on their schedule to cut them down and re-plant this summer. Peggy also announced that she has finished up the Ward 2 newsletter and that she hopes to get them all delivered before her July 7<sup>th</sup> knee surgery.

**Safety, Patty Hausfeld:** no report

**Highways & Transportation, Cindi Bedinghaus:** Cindi discussed an e-mail she was forwarded from Rodney Chatman regarding the city possibly applying for SCIP or LTIP grants through the Ohio Public Works Commission for Ross Avenue to help pay for the proposed \$75,000 to \$100,000 project. She explained that she, Don and Peggy met with Rodney and TEC engineering two weeks ago to review TEC's traffic study and proposal for Ross Avenue. At that meeting TEC suggested the possibility of obtaining grants to help pay for this project and that applications for these grants are due September 19<sup>th</sup> and that they would send the information to Rodney. These are matching grants, the higher the match, the more points the city would receive in considering the project. Gerry Weidman stated that the city is also applying for SCIP grants for Rose Hill and Jefferson Road repair. He is concerned that we could diminish our chances if we apply for too many. Peggy stated that the available SCIP grants has been doubled to \$240 million dollars and the LTIP grants has been doubled to \$200 million dollars. Gerry will contact JMA to get their opinion on the city applying for additional grants.

Cindi also reported that she walked through Ludlow Grove Park with Gerry and Walt to discuss the stakes that are in the park. These stakes are for where the highway may be going. They are still conducting environmental testing. Gerry reported that they are considering placing a double sound wall which would add safety to the park and cause the city to lose less land.

**Service, Don Tobergte:** Don reported that Sam Newberry came in 2<sup>nd</sup> at the Box Car Derby last Sunday. After talking to his family Don reported that he is working on possibly relocating the Derby to St. Bernard next year. Don, Bill and Doug and John Newberry will be driving around this weekend to see if this is possible.

Don also reported that he has the step pay increase for the Mayor's secretary position that is needed to amend Ordinance 33, 2008. Council voted 6-0 to place the amended ordinance on the table for the next council meeting.

**Finance, Greg Zix:** no report

**Audience Participation:**

1. Forrest Hudson asked if the city owns the former KFC property because it is dangerous with the amount of cars that are cutting through the property to avoid the light. He was informed that it is privately owned and that the Police are aware of the situation and have been writing tickets.
2. Joan Ronneberg asked council to make sure when everyone speaks at meetings; including those in audience, they use the microphone because the audience cannot hear otherwise.

**Ordinances and Resolutions for the next council meeting:**

1. 1.5 million dollar bond to purchase property
2. Transfer properties to CIC
3. Amend mayors secretary step pay Ord. 33, 2008
4. Ord. 34, 2008 "general business district"

Next Council Meeting: July 3<sup>rd</sup> 7:30 P.M.

Next C.O.W. Meeting: July 31<sup>st</sup> 7:30 P.M.

Respectfully submitted,  
Peggy Brickweg,  
President of Council Pro-Tem

**COMMUNICATIONS**

Dear St. Bernard,

We want to thank the Service Department for hauling away our 5 Blue Spruce Trees that died from the drought.

Also thanks to the Fire Department and Paramedics that help with Cliff when he falls.

Thanks for everything you do.

Cliff & Mary Jo Gruenwald

Motion by Mrs. Brickweg, seconded by Mrs. Bedinghaus to receive and file the communication and to send a copy to the Service Dept. and Fire Dept. and the Mayor. Motion passed 5-0.

I would like to thank the men at the St. Bernard Garage who came and took away 3 big tree trunks that were left there by Roger Bacon when they had dead trees taken down.

Our garage is in the alleyway where the trees were taken down and it was hard to try to pass through there. I had tried to call Roger Bacon a couple times but they would not return my calls.

So again I would like to thank St. Bernard Garage men who cleaned up that mess.

Dottie Frank  
4340 Vine St.

Motion by Mrs. Brickweg, seconded by Mrs. Bedinghaus to receive and file the communication and send a copy to the Service Dept. Motion passed 5-0.

## **RESOLUTIONS AND ORDINANCES**

Mr. Walden – We have four Ordinances before Council tonight, although I know with two members missing, there are insufficient votes to suspend with the second and third readings, so I assume we will just have first readings of the Ordinances tonight for informational purposes.

Motion by Mrs. Bedinghaus, seconded by Mrs. Brickweg to read this evening's Resolutions and Ordinances by title only. Motion passed 5-0.

**ORDINANCE NO. 34, 2008. AMENDING AND/OR REPEALING CERTAIN SECTIONS IN CHAPTER 1141.01 "DIVISION INTO DISTRICTS; DESIGNATION" OF ST. BERNARD'S CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY.**

**ORDINANCE NO. 35, 2008. AN ORDINANCE PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$1,500,000 LAND ACQUISITION (TAXABLE) BOND ANTICIPATION NOTES (NON-TAX REVENUES), BY THE CITY OF ST. BERNARD, OHIO, IN ANTICIPATION OF THE ISSUANCE OF BONDS OF THE CITY, AND DECLARING AN EMERGENCY.**

## **REMARKS**

Mr. St. Clair – I'll go ahead and make some remarks on that if you don't mind, even though I know it's not going to pass tonight. This Ordinance,

was discussed at least the last two COW meetings with the Executive Director of the Community Improvement Corporation and was also discussed with Council's Finance Committee. As read by Mrs. Kathman, this Ordinance provides for the issuance of not to exceed 1.5 million land acquisition taxable bond anticipation notes. The proceeds from the sale of these notes will be loaned to the CIC for the purpose of paying the cost of acquiring the properties at 4811 and 4210 Vine St. These notes are payable at maturity which is not more than one year from the date of issuance as determined by the City Auditor. These notes are also callable for redemption in whole or in part at the City's option upon thirty days written notice to the note holders. This call feature is depending upon the type of transaction that the CIC is able to accomplish after acquiring the properties.

Mrs. Brickweg – Walt, I don't know if you or Gerry can answer this question, is the very deadline that we have to do something for this note since we're not going to be having another Council meeting until August? Do we need to have, I was going to ask that question on No. 34 and 37 if there is a timeline on these two that we might have to have a special meeting?

Mr. St. Clair – I'm not aware that they have to be done right away. I don't know what the progress of negotiations are, that would be a question answered better by Mr. Kanters.

Mr. Wiedmann – We're not sure about No. 34. No. 37 (inaudible)

Mrs. Brickweg – I'm just asking if maybe we had to have a special meeting. I just wanted to make sure it was OK.

Mr. Wiedmann – (inaudible).

Mr. Meier – I have a question on that, if say this is a one year bond, if at the end of a year, if we have to pay it back, is it renewable or are we committed to paying it back at the end of the year?

Mr. St. Clair – I assume that we would be able to renew it. Most issues that I have dealt with like this bond anticipation notes are renewable. We did it for several years with the swimming pool. I would think that would be the case with this note as well.

Mr. Meier – In the COW meeting last week, we had a discussion on this. It was discussed at the CIC meeting that the property, Imwalle's, that the Funeral Home would be renovated into condos for Senior Housing and that the little building in the back, there would be construction of high density apartments for low and moderate income and there was an Attorney General opinion that was forwarded to the Law Director and brought everybody a copy last week that basically stated that the Attorney General's opinion was that a City could not give money to the CIC for the purpose of constructing multi family housing. I think we need to make sure that we have clearance of that opinion before we pass any money over and also if the intention is to build rental properties and in particular apartments, that we have a Public Meeting so that we can get input from the people in the City to see if that's what they want their money to be used for.

Mr. St. Clair – I do know that the Law Director asked for the direct number of our Bond Counsel and she was going to question him on that very issue that Kevin brought up. I have not heard if she was able to talk to him or if the issue had been resolved.

ORDINANCE NO. 36, 2008. AMENDING SECTION 3 OF ORDINANCE NO. 33, 2008 BY ADDING STEPS (AS HIGHLIGHTED IN BOLD BELOW) TO THE 2008 RATE OF COMPENSATION FOR THE MAYOR’S SECRETARY, AND DECLARING AN EMERGENCY

ORDINANCE NO. 37, 2008. AN ORDINANCE AUTHORIZING THE CITY OF ST. BERNARD TO CONVEY REAL PROPERTIES KNOWN AS 4506 VINE STREET LOT # 582.0013.0012 AND 4508 VINE STREET LOT # 582.0013.0011 TO THE ST. BERNARD COMMUNITY IMPROVEMENT CORPORATION PURSUANT TO ARTICLE III SECTION 1 OF THE AGREEMENT AND PLAN BETWEEN THE CITY OF ST. BERNARD, OHIO AND THE ST. BERNARD COMMUNITY IMPROVEMENT CORPORATION AND DECLARING AN EMERGENCY.

## **REMARKS**

Mrs. Brickweg – Just in case anybody didn’t hear what I was asking before, basically these are the two properties that we’re going to be, I guess I can say the Mayor is going to be demolishing on July 25<sup>th</sup> because he is the first one to do it. These are the properties when people have heard the discussion of the demolition party on July 25<sup>th</sup> from 5:00p.m. to 8:00p.m. It was these two properties and we just wanted to convey them over, but as Gerry said, we can demolish them and then convey them over to the CIC.

Mr. Walden – Those Ordinances will come up for a second reading on our first meeting in August.

## **OLD BUSINESS**

Mr. Tobergte – Last Sunday Mayor Burkhardt and I drove around the City with Jon and Doug Newberry looking for a hill suitable for a soap box derby race. Doug said that Tower Ave. hill showed the most promise. We are working with them to bring a race to our City possibly on the Saturday of the St. Clement Festival. As details become available I’ll keep Council and our residents informed.

Mr. Meier – I think the discussion if we wanted to have a St. Bernard Day is probably appropriate for Old Business. What I would like to do is bring that issue up to the floor and get some opinions from people whether or not we want to pursue this.

Mrs. Bedinghaus – I think it’s a great idea. There’s no cost to the City except for the banner, I think it’s something that we should try to promote. I’m in full agreement in moving forward with that.

Mr. Tobergte – I agree with Cindi I think we should go with it.

Mrs. Brickweg – I agree.

Mr. Burkhardt – I also agree.

Mrs. Brickweg – I also would like to direct the other thing that Kevin was asking. I put it on the COW agenda to discuss the City purchasing the vacant properties. I'm also going to be attending a seminar on Hamilton County. I've been working with this through First Suburbs, they're getting closer to getting a land bank which is what I discussed years ago that Michigan had. Actually Hamilton County will purchase the property and sell it back to the municipality for a dollar and then they'll be able to fix them up. That's more the foreclosure part and run down properties but I'll get the information and maybe we can discuss that also at the COW and maybe work on the two things together.

Mr. Chatman – I actually have two items. The first being, I wanted to publically thank the St. Bernard/Elmwood Place School Board. I may have mentioned in the past that was in the works but they have invited and allowed the Hamilton County Police Assoc. SWAT Team to train in the schools on July 16<sup>th</sup> for the unimaginable and that would be a violent trespasser on our campus or worse an active shooter in the school. As a member of that team we're often deployed to situations and a delay in actually resolving these situations is learning the lay of the buildings where an incident is taking place. This type of training goes a long way in eliminating the delay in actively responding and safely responding to such an incident. Again I want to thank them.

Secondly, there was also some discussion that I had in a previous COW about the roles and the laws and what the Civil Service Commission does and I just wanted to mention to Council that on July 23<sup>rd</sup> is the rescheduled date of that seminar on Civil Service Commissions and I will be in attendance of that.

Mr. Burkhardt – At this time I would ask Council to vote to reappoint Tom Carberry to the Tax Board of Review. He has accepted, if we could just give a voice vote of approval.

Mr. Carberry was approved to be reappointed to the Tax Board of Review on a 5-0 vote.

Motion by Mr. Tobergte, seconded by Mrs. Brickweg to go into Executive Session after the meeting to discuss the purchase of property. Motion passed 5-0.

## **NEW BUSINESS**

Mr. Zix – I would like to be placed on the COW agenda to discuss our sign ordinance. Also as Peggy mentioned earlier, I would like to invite everybody to the July 25<sup>th</sup> Demolition Party, from 5p.m. to 8p.m. which will be held in the parking lot, the City parking, next to WesBanco. There will be a band there, the Mayor will do some demolition to the buildings and have a few speakers, we'll have soft drinks and food there also. Many of the City merchants are participating. You'll see some coupons that will be out.

There will be demolition specials that week end and some of our other merchants such as Scherpie's are donating some of the brats and hot dogs.

### **AUDIENCE WISHING TO ADDRESS COUNCIL**

Doris Burkhardt, 14 Bertus St. – I just wanted to remind the Mayor that will be demolishing the place of his birth, 4506 Vine St.

Motion by Mrs. Brickweg, seconded by Mr. Meier to excuse the absent members. Motion passed 5-0.

Mrs. Brickweg – Due to Council going into summer break and there being five Thursdays in July, the next COW meeting will be July 31<sup>st</sup> at 7:30.

Council went into Executive Session.

Mr. Walden – The July 3<sup>rd</sup> regular meeting of the St. Bernard City Council is back in session. Council was in Executive Session discussing the possible purchase of property.

Motion by Mr. Tobergte, seconded by Mr. Meier to adjourn. Motion passed 5-0.