

**ST. BERNARD CITY COUNCIL MEETING
OCTOBER 16, 2008**

The regular meeting of the St. Bernard City Council was held Thursday, October 16, 2008 in Council Chambers.

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

Roll called showed that all members were present: Mr. Tobergte, Mr. Peck, Mrs. Bedinghaus, Mrs. Brickweg, Ms. Hausfeld, Mr. Meier and Mr. Zix.

The minutes of the October 2, 2008 Council meeting were not approved at this time.

REPORTS OF CITY OFFICIALS

MAYOR, Mr. Burkhardt – The Mayor’s Monthly Court Report Receipts for September 2008: Mayor’s Court fines were \$1,147.50, and costs of \$64.00. Parking fines of \$140.00, Police Reports \$5.30. Mayor’s Court Comp. \$45.00 and Clerk of Court Comp. was \$150.00. Total to the City was \$1,551.80. State fees: Victims of Crime \$135.00 and General Revenue \$225.00. Total to State was \$360.00. Total Disbursements were \$1,911.80.”

Monday, October 6th was the most recent Department Head Meeting. Many new ideas continue to come forward and meetings have been very productive. I will keep Council informed of any new developments. The Senior Luncheon was held this past Tuesday and a great time was had by all. The seniors had a continental breakfast, went to Krohn Conservatory and returned to the Municipal Building for a catered lunch from City Barbeque. The weather was great and everyone is looking forward to next years outing.

The interviews for the police officer positions began this week and will continue through next. We will keep Council updated during the process. The Annual Halloween Celebration and Costume judging will be held Halloween night-Friday October 31st. The costume judging will begin promptly at 5:30 pm at Vine Street Pavilion. Goodie bags and glow necklaces will be given to all children in attendance. Trick or Treating will run from 6-8 pm in the city of St. Bernard. Please remember to turn your porch light on if you are welcoming trick or treaters.

AUDITOR, Mr. St. Clair – (Read by Mr. Sipe) The month of September reports for the city’s investments and for the balances in our various bank accounts have been given to each Council member and the Treasurer. Before Council tonight is Ordinance No. 52, 2008. As discussed at the COW this ordinance provides for additional appropriations: \$700 to Civil Service polygraph tests, \$1,512.50 to Civil Service legal consulting, \$1,804.86 for drug offender fines expense and \$11,648.33 for criminal act forfeiture expense. This ordinance also contains appropriation adjustments: \$3,100 from tax refunds to equipment out lay in the Tax Dept. and \$2,300 from professional services to gas well monitoring in the Service Dept.

DIRECTOR OF LAW, Mrs. Kate Bedinghaus – Absent.

TREASURER, Mr. Sipe – No report.

SAFETY DIRECTOR, Mr. Chatman – (Read by Mr. Burkhardt) Your Saving Lives in Ohio: ID R Kids and Next of Kin Registration By Mike Rankin, Est., Registrar of the Ohio Bureau of Motor Vehicles (“BMV”).

When a child is missing or abducted, time is of the essence. To improve the odds of a live recovery, getting that child’s photo and abductor information out to other police agencies and the public through the news media is critical. Likewise, when we or someone we are close with experiences a life threatening accident, illness or other medical emergency that lands them in the hospital, getting prompt notification to that person’s next of kin can save a life or simply allow some precious time with a loved one before they expire. To help improve how we protect our children and, notify next of kin when a person is hospitalized with a critical medical emergency, the Ohio Department of Public Safety (ODPS) has taken the lead through its BMV to make this happen.

Ohio’s ID R Kids initiative is a recent statewide effort to encourage all Ohio parents and guardians to bring their minor children in to their local Ohio Deputy Registrar to secure a state ID for them. The process is simple: bring the child with birth certificate and social security card to any one of Ohio’s 214 Deputy Registrar License agencies. A state ID is the only ID that puts the child’s photo, name, address, date of birth and next of kin contact information in the BMV database so only police may immediately access this life saving information if the child is missing, abducted or injured. Parents or guardians can be quickly contacted and if necessary, the child’s photo sent to police and news media outlets statewide or nationwide if an Amber Alert is warranted. The cost is \$8.50.

Ohio’s new Next of Kin (NOK) registry is a perfect compliment to ID R Kids. In its first three weeks of operation, NOK has seen more than 30,000 Ohioans with an Ohio driver license or state ID, register their next of kin contact information. People may sign up for it online at www.ohio.bmv.gov. It allows all registrants to list up to two trusted persons to be identified in the BMV database a Next of Kin. Only police can access the NOK information; it costs nothing to register; takes maybe 3-4 minutes to sign up for; is protected information not subject to public records requests; and, allows police to gain crucial information from the registrant’s NOK. The end result is NOK’s ability to reduce police time spent trying to locate next of kin.

SERVICE DIRECTOR, Mr. Schrand – I would like for Council to pass Ordinance No. 53, 2008 for a new packer tonight. I believe it will be a cost savings over waiting till next year.

St. Bernard is a member of Hamilton County Storm Water District. I received a letter about fees for services this week. I would like to be put on the next COW agenda to discuss these fees.

TAX COMMISSIONER, Mr. Geiser – At the last meeting I gave Council an update as far as the income we received into the office for the third quarter. I just want to let everybody know that we hit the \$8,000,000.00 mark today. So it’s kind of exciting in the office to say we’ve reached \$8,000,000.00.

Last COW I gave each member of Council some information about electronic filing and demo. I don't know if anybody has actually tried. I'd like to be put on the COW next week to discuss this. I have some other samples here if anybody would like to try this. Any of the citizens here would like to try it you can go out on line and they have some sample names here and you can try it. It's kind of like Turbo Tax. I just wanted to bring this up. If Council is going to consider this, this is the time of year to do it.

REPORTS OF STANDING COMMITTEES

FINANCE, Mr. Zix – The Finance Committee met last week on non-contractual wage increases. We will meet again in Council Conference Room next week before the COW meeting at 6:30pm. We will also meet on Oct. 28th and 29th with department heads to review the budget. The Finance Committee will continue on the path to complete the budget, the three year budget plan, and the wage increases before January 1.

SAFETY, Ms. Hausfeld – I have some helpful Halloween safety tips to share with our citizens. Since Halloween became a cherished tradition, but the excitement of the night can cause children to forget to be careful. There is no trick in making Halloween a real treat for everyone. Motorists need to be especially alert on Halloween. Watch for children darting out from between parked cars. Turning corners, entering or exiting driveways, you need to be more careful and alert. Also watch out for all children but especially be more alert due to the children wearing darker clothing and costumes. Parents, make sure a kid under the age of 12 is supervised by an older and responsible person. Know where your kids are going to be trick or treating. Make sure the kids know only to stop at the houses that have a front porch light on. Tell your kids not to eat any of their treats until they get home and you get a chance to inspect the treats. Also have your kids walk on the sidewalks and cross in crosswalks not in the middle of the streets. There are also more helpful safety tips that the police dept. and the City will be posting on their websites.

SERVICE, Mr. Tobergte – The service committee met before tonight's meeting and I will meet with Mayor Burkhardt to discuss the ideas presented to us by our residents concerning our first hurricane. We also recommend passage of Ordinance No. 53, 2008 for the purchase of a new packer.

PUBLIC IMPROVEMENTS, Mr. Meier – Just to give an update to people on the Grant money for the redevelopment of the vacant and foreclosed homes under the Housing and Economic Recovery Act of 2008. There is going to be a meeting tomorrow morning at 9:00am. I will be attending that meeting and the way this has worked is that the Federal Government came up with based on the, what we call the HMDA, but the Housing Mortgage Disclosure Act date has come up with a formula based on, and you looked at the number of homes and in foreclosure in an area, the number of sub prime mortgages, the percent of those that they would expect to go delinquent and going into foreclosure. From that they came up with an allocation on how this \$4 billion is to be allocated. Each state had to get a minimum of ½ of 1% of that total amount. Then beyond that it was distributed according to this formula. From this, and it's a top down so it was distributed to the

states, jurisdictions had to receive the minimum need of \$2 million, the amount that a particular jurisdiction, whether it was a city or a county, was going to be less than that because of the cost of administering this, those funds were then rolled up into the state wide allocation. In Ohio, the State of Ohio, and that includes all these small areas, got \$116.8 million. The City of Cincinnati got \$8.3 million and Hamilton County got \$7.9 million. We're going to be part of the Hamilton County funding. Of that \$7.9 million, about \$2.4 million is going to be used for the administration. About \$5.5 million is actually going to be distributed to communities. There are about 16 and 17 targeted communities in Hamilton County that will receive funding. St. Bernard is one of those targeted communities. According to federal guidelines an action plan has to be put in place by Dec. 1st on how those funds will be administered and distributed. That's one of the reasons for the meeting tomorrow. Then after Dec. 1st every jurisdiction that has funds allocated to them are going to have to deploy those funds within 180 days. There is no way of knowing how much we're going to get. It has to be used for abandoned or foreclosed homes and there are a lot of variations, a lot of ways we can use it, from acquisition costs, it can be renovation costs, it can be demolition. During the first five years of the plan, if you were to buy a property you have to buy it for less than the appraised value, you have to buy it at a discount. If you were to renovate that house and then sell it at profit, the jurisdiction, St. Bernard, could keep that profit, during the first five years. If it was a rental property that we managed then the profits from that rental property during the first five years would be returned to the jurisdiction. After five years any profits would be returned to the U.S. Treasury. So there is a small window of time and the idea of doing this is to stabilize neighborhoods. About a year ago, I brought some information that the single largest detractor from the value of a home is to be adjacent to a vacant property. So if anybody is living next to a property that's vacant, that's boarded up, where we've heard the complaints with the grass being high and people being in and out, you know what that does to the value of your home. I would expect, just gut feel guessing, we're probably going to get somewhere in the neighborhood of maybe \$300,000.00 maybe as much as a half million dollars. You know if you take that 5.5 million and divide it up among 16 or 17 communities, so we're probably going to get somewhere in that range but we won't know. I'll have a better idea of what's going on after tomorrow, but we're going to have to get our plans in place and how we're going to use this money because it's a windfall to the City, it's something that we need, it's something that we can put to good use. We can improve our City, we can do it now. So it's a perfect time for this. I am going to be attending the meeting tomorrow and then at each success, whether it's COW or Council meeting, I'll bring back updates to everybody and let everybody know what's going on with it.

LAWS, CONTRACTS AND CLAIMS, Mr. Peck – Briefly, it looks like the Federal Law going into affect on Nov. 1 of this year that requires cities to adopt a Resolution how to have protection from identity fraud. I have some materials that I'll copy for the Mayor and for Council, a proposed resolution on this. I would just like this issue placed on the agenda for the next COW so we can discuss that. I will get you guys the materials.

BUSINESS AND INDUSTRY, Mrs. Brickweg – I will have a two part report tonight for Business and Industry. For the first part of my report I

would like to give an update regarding the possibility of Graeter's locating a new facility on the NuMaid property. Colliers, the firm that represents our City, is making a proposal to Graeter's enticing them to build in St. Bernard. Graeter's would like to purchase an existing building, but the NuMaid property is still being considered. Colliers is planning to meet with them to inform them of all of the positives our City can provide them. They are also working on various plans, such as a short term lease with an option to purchase later to entice them to St. Bernard.

For the second part of my report I would like to give an update and my opinion of last night's CIC meeting. This way the citizens will be informed on the meeting and know exactly where I stand on the issues that were discussed. Council requested to meet with the CIC to discuss the role of Al Kanters, the Executive Director of the CIC, and the lack of communication between the CIC and Council. I feel a lot was accomplished at the meeting but I also think more could have been decided on if Council members that speak up in executive sessions of Council meetings spoke up last night. Al Kanters specifically asked over three times "what Council's wishes were on purchasing a particular property and the amount they were willing to spend for it". A few members gave him an answer, but many did not. If there is to be communication it has to go both ways. When Council members are asked direct questions regarding spending money they need to answer those questions. How can Council members question what the CIC is spending for properties when they do not answer direct questions on what amount Council wishes to spend? It is stated often at Council meetings that one of the main roles of Council is to appropriate spending. Well that role includes letting the CIC know what council is willing to appropriate when the CIC is negotiating purchases. Another discussion at the CIC meeting regarded how the redevelopment plan for St. Bernard has changed since it was first conceived a year ago. I agree 100% that the state of the nation's economy is not what it was when these plans were first stated and that change is inevitable. We all know people are not purchasing homes, banks are not lending money and people are losing their homes to foreclosure. In regards to a housing property in the old canal bed, Al made the suggestion that instead of developing condos the City move towards rental property. When he asked Council's opinion on this idea I stated that I was not in favor of creating additional rental property, especially if it is Section 8. I feel we already have way too much subsidized housing in our City. I also stated that I do not agree that the CIC is receiving income from the Section 8 voucher system. After much discussion, Al explained that the rental development the CIC is suggesting is for high end rental units that would be two bedrooms, 1000 square foot units, which would rent between \$1,000.00 and \$1,200.00 a month. He also explained that studies the CIC had done show support for this type of rental units for this property and with the state of the economy and the housing market more people will be renting. Don Tobergte stated that while working in Montgomery he learned that they have a number of rentals in Montgomery that were rented to people that work at P&G and the hospitals. As much as I have spoke out against creating additional rental properties I realized last night that the high end rental units the CIC is proposing could work. The CIC would own the buildings, they would have a revenue stream to which they could re-invest in the City, they would make sure the property is well taken care of and they would manage the tenants. These would not be the typical type of rental units that I have been against.

By the end of the meeting the CIC board agreed that they will work on a master plan of the projects they are proposing, come up with the financial cost and revenue stream of the projects and report back. I am very happy about this idea and I think it is a plan with finances attached will make it much easier when voting on appropriations.

The CIC is a separate entity of the City but in order to re-develop our City Council and the CIC must work hand in hand. The CIC needs money to re-develop and it is Council's job to appropriate money. I think the way the meeting was set up and run last night was a big step in making this happen. It was very nice to have the CIC and Council members sitting together strategizing how to re-develop St. Bernard.

I would also like to make a motion at this time that Council goes into Executive Session at the end of the meeting to discuss the purchase of property.

Mr. Peck – I'll second that.

Mr. Walden – We have a motion by Mrs. Brickweg, seconded by Mr. Peck to go into Executive Session to discuss the purchase of property. Motion passed 7-0.

HIGHWAYS AND TRANSPORTATION, Mrs. Bedinghaus – No report.

Mrs. Brickweg – The final minutes of the Oct. 2nd meeting were sent out. The COW minutes were not received by the Clerk. We can make a motion to approve the minutes of the Oct. 2nd Council meeting. I would like to make a motion to dispense with the reading of those minutes.

Mr. Tobergte – I'll second that.

Mr. Walden – We have a motion by Mrs. Brickweg, seconded by Mr. Tobergte to dispense with the reading of minutes of the Oct. 2nd Council meeting. Motion passed 7-0.

The COW report submitted to the Clerk.

COMMITTEE OF THE WHOLE
October 9, 2008

REPORTS OF ADMINISTRATIVE OFFICIALS:

Mayor, Bill Burkhardt: No report.

Auditor, Walt St. Clair:

Appropriation Adjustment of \$2300 from line 2P to line 2 0 19
Additional appropriations of \$700 to line 21.6 and \$1512.50 to line 21.12 for Civil Service
Additional appropriation of \$1804.86 and \$11,648.33
Appropriation adjustment of \$100,000 medical expenses from Service Department to Fire Department

Law Director, Kate Bedinghaus: No report.

Safety Director, Rodney Chatman:

Contacted a fireman on the recall list who is uncomfortable in making a declaration as to whether or not he wants to return because of the possible consequences it may have on his current job. We should plan on retesting in March.

Service Director, Ray Schrand:

We need a new ordinance on the table to purchase a new packer. One is available now. The low bid is \$107,425.

Tax Commissioner, Ed Geiser:

1. Discuss electronic filing and demo.

Treasurer, Jamie Sipe: No report.

REPORTS OF STANDING COMMITTEES

Laws, Contracts and Claims, Mike Peck: No report.

Public Improvements, Kevin Meier:

Neighborhood Stabilization Act will have an October 14 meeting in Columbus to discuss how funds will be disbursed.

Safety, Patty Hausfeld:

Safety committee is looking into possibly removing stop signs in the City. This will go to committee.

Highways and Transportation, Cindi Bedinghaus: No report.

Service, Don Tobergte:

Service Committee will meet October 16th at 6:30 to discuss emergency preparedness.

Finance, Greg Zix:

Finance Committee will meet before the October 30th COW at 6:30. We need a line item 201A for a Service Department Clerk.

COMMUNICATIONS

October 6, 2008

The Honorable Bill C. Burkhardt
Mayor
City of St. Bernard
110 Washington Ave.
Cincinnati, OH 45217

Subject: Extraordinary Public Service

Dear Mayor Burkhardt:

Thank you for the tremendous public service that you and your staff delivered during the power outages due to the extraordinary wind storm.

This severe act of nature caused over 700,000 power outages across Duke Energy's Ohio and Kentucky service territory and left behind a huge trail of debris.

Our communities were well-served by your extensive emergency planning response and activities. Across the board, you made every effort to ensure members of the public had all the information needed to ensure their own safety and that of their families.

Your concern for and service to the citizens you represent was particularly obvious and helpful over the past few weeks.

It is our pleasure to serve our communities with such highly motivated, committed officials. On behalf of the entire Duke Energy family, thank you for your extraordinary teamwork and cooperation during this unprecedented storm.

Sincerely,

Marvin A. Blade
Manager, Community Relations
Duke Energy Corporation

Motion by Mrs. Brickweg, seconded by Ms. Hausfeld to receive and file the communication and deliver a copy to the Mayor.

REMARKS

Mr. Tobergte – Could we also send a copy to the Service, Police and Fire Depts.

Motion passed 7-0.

Oct. 12, 2008

City of St. Bernard
110 Washington Ave.
St. Bernard, OH 454217

Dear City Council:

It has been brought to my attention that the city is purchasing homes for the purpose of resale. I also have heard that the city is looking for contractors to hire. If so, I should like to state that my company, Terence Remodeling, and a couple of other local contractors are definitely interested.

I fear that the CIC hasn't taken us locals into consideration. I believe that those who live here and have invested hundreds of dollars, not to mention our blood sweat and tears, Should Be Considered. I would seriously hope that the CIC would create a list of requirements and have interviews, before hiring outside, out of work, new construction homebuilders that probably know nothing about remodeling 100 year old houses.

Believe me when I say, there is a place in our hearts for the City of St. Bernard, not just our wallets.

Thank you,

Terence Chin

Motion by Mrs. Brickweg, seconded by Mr. Tobergte to receive and file the communication and deliver a copy to the Mayor and Mr. Kanters. Motion passed 7-0.

RESOLUTIONS AND ORDINANCES

Motion by Mrs. Brickweg, seconded by Mrs. Bedinghaus to read this evenings' Resolutions and Ordinances by title only. Motion passed 7-0.

Mr. Walden – Just to explain to the public, there was a problem at the last Council meeting. There was one Resolution and three Ordinances that came on a motion to wave the second and third reading. Those were passed but there were only five Council members present and it takes six Council members to suspend with the second and third reading. We will consider that Council meeting the first reading of the Resolution and the Ordinances and those will come back up for their second reading tonight. The first Resolution up for its second reading is Resolution No. 10, 2008.

RESOLUTION NO. 10, 2008. RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR.

Motion by Mrs. Brickweg, seconded by Mrs. Bedinghaus to suspend with the third reading of Resolution No. 10, 2008. Motion passed 7-0.

Motion by Mrs. Brickweg, seconded by Mr. Meier to adopt Resolution No. 10, 2008 as read. Motion passed 7-0.

ORDINANCE NO. 49, 2008. AN ORDINANCE EXTENDING THE RECALL LIST FOR THE CITY OF ST. BERNARD FIREFIGHTERS, AND DECLARING AN EMERGENCY.

Motion by Mrs. Brickweg, seconded by Mrs. Bedinghaus to suspend with the third reading of Ordinance No. 49, 2008.

REMARKS

Mrs. Brickweg – Just so the citizens know, this is the Ordinance that will extend the recall list from the Fire Dept.. It will go another six months and the reason that we had asked for this is just in case somebody is retiring maybe after the first of the year that possibly some of the people that had lost their jobs might want to come back and we had passed one, a smaller one a few weeks back but now Kate said its OK we can go ahead and do this so that is why we're voting on it again.

The motion to suspend passed 7-0.

Motion by Mrs. Brickweg, seconded by Mrs. Bedinghaus to adopt Ordinance No. 49, 2008 as read. Motion passed 7-0.

ORDINANCE NO. 50, 2008. AUTHORIZING AND DIRECTING THE AUDITOR TO ADJUST CERTAIN APPROPRIATIONS AND DECLARING AN EMERGENCY

Motion by Mrs. Brickweg, seconded by Mrs. Bedinghaus to suspend with the third reading of Ordinance No. 50, 2008. Motion passed 7-0.

Motion by Mrs. Brickweg, seconded by Ms. Hausfeld to adopt Ordinance No. 50, 2008 as read. Motion passed 7-0.

ORDINANCE NO. 51, 2008. AUTHORIZING AND DIRECTING THE AUDITOR TO DECREASE CERTAIN APPROPRIATIONS AND DECLARING AN EMERGENCY.

Motion by Mrs. Brickweg, seconded by Mr. Tobergte to suspend with the third reading of Ordinance No. 51, 2008.

REMARKS

Mrs. Brickweg – Based on what I stated in my Business and Industry Report I will be voting no to reverse these funds. The original reason for this Ordinance was because Council felt we were not being informed on what the CIC was doing and what the money would be used for. After last night's meeting I believe the communications have begun and as long as Council and the CIC keep up this process I feel more comfortable keeping this money in the CIC line item. The communication has to be a two way street. Council needs to communicate with the CIC, the same as the CIC needs to do with Council.

I did also have a question for the Auditor and I don't know if somebody else can answer this, I also wanted to make sure that with the money being in the CIC line item, does Council still approve the purchase or does that mean they can take the million dollars wherever and spend it on anything they wanted. I was curious to the answer to that and the second part is the one, another item that was discussed last night, would the idea of buying property with the option to purchase and I really think that I really learned a lot about that idea and I really encourage the CIC to maybe use this type of way to buy some of the property but I don't know if there's anybody here that can answer that question for me.

Ms. Hausfeld – I can only tell you Peggy what Walt St. Clair had told us in the past and that was that he would bring it to Council for us to approve it. I'm assuming that is what it still is, unless somebody else has more enlightenment on that.

Al Kanters, Executive Director of the CIC – I do agree, last night was very good. I think the communication lines are a little better. As I said last night, it's a lot easier for you all to contact me as one individual then for me to contact each one of you on a regular basis to find out if you have any questions.

In reference to the acquisitions that we're talking about, we're still in negotiations. Any contract to purchase that I, as the CIC, executes has the contingency that requires approval of the Board of Directors. Any deal that I would negotiate would come back to the Board of Directors for their

approval and in reference to the one particular property we talked about last night I think it would be appropriate for once the Board approves it, for members of the Board who are on Council or part of this body to bring that to Council. I will happily be here to explain it and get your blessing on that.

Mrs. Brickweg – So if I'm hearing correctly, it would not come back to Council for a vote from us? It would just be a vote from the CIC Board to approve it?

Al Kanters – I think that you have to be careful not to set a precedent. You created your CIC to operate as a separate entity and you appointed a Board of Directors who are supposed to make those decisions in best interest of the community. Four of those Board of Directors are here this evening. The Mayor, Mr. Meier, Mr. Wiedmann and it would also be Walt St. Clair. That's the protection that you have. In this particular case where we definitely want, and because of the contention about this, we did bring this particular case to Council for a vote.

Mr. Meier – Last night's meeting was a good meeting between Council and the CIC. I think a lot of things got brought up. I've got some concerns about the appropriation of the million dollars. One is that as of right now we've spent \$475,000 for the purchase of the KFC property which came from that 1.5 million dollar bond that we issued. As of right now that bond is being paid back from City funds not from the CIC funds. I think in the agreement there is no vehicle in there for the CIC to repay any interest. Now there was discussion last night of being able or of putting that in place. I don't think that it was ever the intention of anybody up here to issue the bond and just to hand over that money with no expectation of repayment or of interest carry. So the concerns I have is since we're carrying that and on the total of a million and a half it's about \$75,000. per year, so on the KFC purchase, the interest on that is about \$20 or 21 thousand dollars a year that if the CIC doesn't pay it back to the City then the City is carrying that. In addition there is I would like to see that there are safeguards that if the CIC were to buy something, and as of right now they could turn around and they could sell that or give it away to a developer. The City would still be obligated to pay the bond. My preference would be to see to make sure there is an agreement between the CIC and the City on how that bond would be repaid. How the interest would be repaid and to what level the City would feel comfortable in forgiving what portion of that bond. I think those are legitimate questions that should be answered.

Secondly on the acquisition of the Imwalle property, it's not just this but there is additional renovation cost to the tune of \$80 to \$90 a square foot. The total cost of those eight apartments isn't going to be \$900,000.00 or \$950 or whatever that negotiated price. It would be that cost plus and additional \$720 to \$750,000.00. Now, one of the reasons for acquiring that property is to have site control because it is potentially a very valuable piece of property for the redevelopment of Vine St. and I agree with that. I think we do have other options to control that property and we should explore those options. Part of the discussion last night, part of the reasoning for acquiring this is that by acquiring that property would give us room to put rental property behind it, not the eight units in the Imwalle property, but an additional 30 unit building behind that. Then there was a quite heated discussion in that my point of view is, for the people of my Ward that are

down there, and I think a lot of the people in general in the City, don't want a concentration of rental properties in the City. I don't have the numbers to put that, to give you on that. I didn't do any study. I know that from talking with people and from living here and in conversations with this Council and from other meetings that we've had, I've never once heard anybody bring up the idea that, I think it's a good idea that St. Bernard increase rental property. I've never once heard that. The rental property that we're talking is the 45 plus. It's not Senior Housing, these are one or two bedroom apartments that are targeted for a specific group of people. Yes there is a need for housing, as the number of foreclosures increase those people have to have a place to live. We've had twenty plus foreclosures or bank owned properties in the City in the last year and those people went somewhere. They didn't go buy another home. There is a need for it and the question is how do you direct that need and is that the appropriate way of doing it. We have to be very careful about how we spend our money. There's a lot of things that we need in this City. Our housing stock has to be improved. The way you improve housing stock, there are two ways. One you can take out the bad houses and you can add to the good houses. And if you can do them both at the same time you're leveraging your efforts. Taking the money that we could use and spread around the City and maybe buy that vacant house sitting next to you or your neighbor is going to generate more good for the City because not only does it impact that particular vacant house, but also to the people that live on either side of that house. Right now there's forty people in this City looking out their window at a vacant boarded up house that's next to them. When you start impacting housing in a City, whether for the good or for the bad, it grows. If you have vacant properties on a block, that's a disincentive for people to fix up their own homes. If you have active remodeling or a new building or renovating going in the block, that makes people to fix up their place. The person that lives next door is much more likely to take a look at their own house and maybe say I think I'll paint my house this year instead of next year. Or maybe I'll plant a few extra flowers this year or maybe I'll put the new windows in or whatever it is. That grows and you can see it downtown, you can see what happened to Norwood years ago, there are a lot of areas but you have to have a seed to start it. My personal belief is the warehousing of people is the wrong approach. A thirty unit apartment building of two bedroom apartments, to put 60 people there and 16 people in Imwalles, you're talking about increasing the population by 75 people give or take a little bit at the cost of over \$1.6 million. I'd much rather see that money taken and put it to single family homes. You can have a one or two person household living in a single family home. You have a tax abatement that we passed that makes them very affordable. We can have children in those homes. We have to have children in this City for this City for this vitality. We need children in our schools, we need children in our streets, we need them down at the pool. If you are going to buy a new home and you come down and you see children playing in yards and in the parks and at the pool and at the t-ball and at the soccer games, that's an inviting community for people to come live in. If you come into a City and you see houses that are boarded up or you see a big apartment building, why would you want to move next to it. I'm speaking not just representing the people of my ward and I do represent the people of my ward, I always have and I always will, whether I'm the last person voting six to one on the bottom of it or not and I will defend those people in that ward but I think before we enter into down the path of

warehousing people, whether they're Section 8 or not Section 8, we need to find out what people want and Al was right and in that aspect is that, where is your numbers. I sat up here a year ago when we were talking about the Canal Bed. It was \$300,000 LEAD certified town homes and that was the justification that we were going to bring in these high income people and they were going to buy these town homes and now its 30 unit instead of 30 - \$300,000.00 town homes we've got 30 apartments that we can rent. Instead of having the young professionals, or the people from UC coming in here, we talking about age 45 to 50 and 55 plus aging in place. We were told one thing and now we're voting on something else. We don't even know if we're going to get our money back and who's going to pay for it. So I'm going to vote yes for this ordinance to pull that money back until I have good answers for my questions. Until we've had opportunity for the people that live in this City to speak their mind and say yes I want rental housing in here or no I don't. And if the people line up here at that podium and they tell me, Kevin, you're wrong, I do want rental housing in here and I do want that apartment building. Then I will vote for it. But until I see that happen, I will never vote to put that in this City. I'll continue to ask questions and expect answers. Some people can laugh at me or they can ridicule me or look down at me for asking them but I'm going to ask them until I get the answers and I don't have the answers yet.

Mrs. Bedinghaus – I'm going to be voting no for this Ordinance and the reason being, again, last night it was a great meeting and I heard a lot of things but what I've heard the most is the business plan and the business aspect of doing what the CIC is doing. This isn't Al Kanters, this is CIC. There's a lot of very, very intelligent people sitting on the CIC that have the best interest of St. Bernard at heart in more ways than just heart. We talked about Vine and Mitchell property, we talked about the Bertus St. and Vine. We talked about NuMaid and the phasing in of different aspects of the City. We also talked about the depleted housing in St. Bernard and how that also has to come into play not only with what we're planning or proposing and nothing is written in stone. These are all ideas that are out there by the market study that was done, by our economics of what's happening in our country today with single family homes and I think we have to listen. I would like to listen to City experts and listen to the intelligent business people that are on the CIC that are speaking for the City so I will voting no for this Ordinance.

Mr. Tobergte – I will also be voting no for this Ordinance, like I said last time, there are plenty of safeguards in the system with the CIC. Also at the meeting last night was discussed about the apartments at Imwalle's that's just one part of the project. This could open up the whole area back there. We found out there was also some testing came back, the Canal Bed is buildable so this could be a gateway back into the Canal Bed for in and out traffic, so I think it's a wise choice to proceed with the plan.

Ms. Hausfeld – I will be voting yes on this Ordinance, to rescind the money. One of the reasons is, and yes I voted to give the money as Al stated last night, originally, but one of the things that I thought was in place as a safeguard, which I learned tonight is not, is exactly what Walt St. Clair, unless I misinterpreted him which I don't believe I did, I thought it came back to us as a vote and I expressed my concerns last night about spending

one million dollars on a certain piece of property that I'm not in favor of. I'm not saying that the project could be good but we don't know the final numbers, the final dollar amounts, the whole project. The only thing I knew for sure as of last night is the 8 units for sure. That's one of the reasons I'm glad Al that you got up and at least told us the truth, yes, it goes back to the Board but as far as coming to Council, it really doesn't come back to council for a vote. Yes it does? Now I misunderstood you then tonight because I thought you said it went to the Board.

Al Kanters – Inaudible.

Ms. Hausfeld – OK so let me ask then, if the Board approves it and it comes back to Council and Council does not approve then it still does not go through.

Mr. Walden – Would you mind taking the microphone because what you are saying is being missed by the tape recorder.

Ms. Hausfeld – Sorry Al, I want to make sure I'm understanding it. Because if I'm not understanding it there is a lot of citizens that are out there that are not understanding it either.

Al Kanters – Happy to. Mr. Tobergte was first correct in that we have looked at, my job, as the Director of the CIC, is to make recommendations on how to pursue your city's revitalization plan. A big part of that is the redevelopment of Vine St. As I've explained all the way along, in order to attract the retail and businesses to Vine St. we have to increase the amount of population near by. The Canal Bed is the clearest place to do that. What my recommendation has been and the plans we had out last night showed that there were three phases of development in the Canal Bed, three types of housing. It is now designed for 8 of these \$300,000.00 town homes and we will, once we get moving forward, will be able to design them and sell them as paper houses. Obviously right now we can't build anything spec. There is just no way to do that. We couldn't get it financed in the first place and I wouldn't recommend using our funds to do that at this time. But if we have a buyer that has financing that wishes to purchase one, we could build one for them and those are designated for the south end of the Canal Bed, Andalus on down. That property is deep enough and is set out enough to be able to build those in such a way that they don't have to have front loaded garages. We don't want front loaded garages. From Andalus down to the Imwalle property we're proposing condominiums. Right now the condo market is dead. Hopefully that's going to change over the next few years but there's still the plans in that area because there seems to be a considerable amount of demand for that type of product. The third phase which will now be the first phase will be the conversion of the Imwalle Bldg. into market rate rental properties and if they're successful, to build additional units on the back of that based on demand if there. This particular case it is not up to me to decide how this is to be done. I'm a consultant hired by the CIC to make recommendations. I recommend that we move forward with this. That we look at a way to do this deal so that that million dollars can be used not only for acquisition but also to cover the cost of renovation and we could structure the purchase in such a way that those funds would allow us to get a product on line generating revenue. As we talked about last night, there's a

variety of ways of doing that obviously we'll have to approach the Imwalles to see if they are willing to look at that type of structure and if they're not, then obviously we can't move forward. So there's still a lot of variables, which I'm going to be bringing to the Board and if we can come up with a deal that the Board and the Imwalles can agree to, we'll bring it to Council. But how that's approved, that's between you and the CIC Board. It's really not up to me to say how that's done. It's your money, it's your community, my job is to bring you the information so you can make informed decisions and move forward in your revitalization plans. As I pointed out last night, I can't stress enough how important it is to keep forward momentum. If we start moving down a road and then we run into a little resistance and we run away from it and we don't do it, you are back where you were, getting nothing done. I think it was very clear to me when I was brought in that you wanted to move forward and get some positive momentum happening in this community and I think we're doing that. The first step of that, as I explained last night, is to get that control of property so we have options and we have opportunities to move when the market is right for us to do that. Right now, our best opportunity to create new housing stock in St. Bernard is to convert that property into rental units. I agree with Mr. Meier in that it is also very important that we pay attention to the foreclosed and abandon houses in the community. But as you recall when I was brought in and UC did their study and your 1998 comprehensive development plan, that was not on the agenda. I was not hired to go after and rehabilitate single family housing. If we want to talk about new single family housing I think some of you know what my recommendation is in reference to the property behind St. Clement and the expansion of Angel Way. I think that would be a very effective way to create new single family housing because the problem with a lot of the housing that is going into foreclosure, a lot of them are 25 ft. lots, shotgun houses, very difficult to develop anything on those lots. There are some products, there is some product that would actually be nicely focused towards seniors, one floor, 14 - 1500square ft., that type of thing. But I mean if that's where this community wants to go then that's something we need to talk about. We need to set it as a target, set objectives for the CIC with specific goals that need to be attained over a period of time. That's something that's new that's come to the table. These other projects have been on the table for over a year. We've been focusing moving forward on those and we have made progress. If this body wants to approve the final acquisition and the deal we put together on the Imwalle property, it's your right to do so. It's not my position to state whether you can or can't. That's up to the Board of Directors of the CIC which you appointed and I'm sure they would agree to do so because we all work together here. I think we have to have, and this has happened in other communities that I've worked in, the CIC begins to be seen as a separate renegade entity that's out there doing whatever the heck it wants to do. That's not the case. If that was the case, if that's what you wanted you would have created a CDC, a Community Development Corporation, that has no requirement to have elected officials on its Board. It's not required to open public records. But you created a CIC so if four of your party here are on that Board, that's a good controlling factor and we don't want to do anything that you guys don't agree with. That's not why we were created, that's not why the CIC was created. Obviously we want to work together and the lines of communication being a little better now, I mean, obviously many of you are going to be at the CIC meeting where I bring the deal to the table and we're

going to know at that time whether you guys are in agreement or not and the Board is going to pay attention to that. To set up these artificial structures and I think it makes it too cumbersome, it sets up a dynamic that we don't want to have. We're all trying to work together towards the same goal here. Let's try and keep that in mind. And yes, we're going to have some disagreements on specific items and timing of things that we can do. My job is to bring to you projects that are feasible, sustainable and doable. It's great for us to vision things we want in the future but if it's pie in the sky and we keep waiting for that thing that might happen in the future we often don't get there. Taking incremental approaches and doing what we can now with the resources we have and building on that still keeping a focus on our overall mission, I think is a positive thing and will help take this community where it needs to be and that's to make it continue to be self-sustaining, continue to be the quality community that it is and allow it to change with the environment that's around us and the financial climate we're working in today. Any other questions?

Ms. Hausfeld – Yes, stay there for a second. OK, call me whatever you want, I'm going to ask. If the million dollars stays in there, and you guys, I mean the CIC, not just you particularly can pretty much spend it how you see fit.

Al Kanters – I disagree with that. The CIC was born in my opinion, and Mr. Wiedmann correct me if I'm wrong being the president of the CIC, would not take action that it knows that the majority of Council is opposed to. Why would it do such a thing?

Mr. Burkhardt – Like when we did the KFC property, Walt asked Council for their vote of approval. It's the same thing. If Council at that time had voted not to approve the KFC purchase, we would have went back to the CIC. We would have had to go back to the CIC. I truly believe that that's the way it should work. If the CIC comes up with something, we bring it to you, if you don't like it then we need to go back to the CIC.

Al Kanters – Particularly when we're using these bond funds, these are bond funds that the City has pledged to use. Obviously we need your approval for what we're recommending to do. All along the process we've indicated what we were going after, what we thought it was going to cost, we've gone through that process and that's how we've gotten here. If we decide that the other property that I brought up last night that's going in foreclosure, if the board decides they want to move on that, you funded us to the level that we have the flexibility to move on some of those small projects and I would assume that that's what you want the Board of Directors and the CIC to make decisions on without having to come back to you for everything. But in reference to these bond funds, it's totally appropriate for us to come back to you and say, is this how you want it spent.

Ms. Hausfeld – Al, one of my biggest fears, once we have Council approving the million, we have bought a lot of property, we are moving forward, one of the things I don't see is building. I know stuff takes time but the NuMaid piece of property, I mean, there's a lot out there and I hear it everyday, citizens come to me everyday. I'm like, a lot of other Council members, I hear it everyday at work. When are we going to see movement,

when are we going to see progress, when are we going see building. That's my only fear, we keep spending the money which I know we have to spend to a certain degree, like you said last night, you'll see buildings as soon as I get somebody in there to develop it or whatever. I understand that but I'm just not comfortable with the million dollars right now.

Al Kanters – Be blunt. Just kidding. Just to correct you there, there has been new development. We haven't done new construction but we did acquire 4604 Vine St. which was vacated. We now have a tenant on the second floor and we're now interviewing retail tenants for the first floor. That is new front product on line. In reference to Bertus and Vine or the Mitchell and Vine corner, given the current situation, I mean we are going to be generating revenue from that and we are going to be having a business in there, some of you which, you know, don't think it's the right business, my personal beliefs, you know, its not ideal, but better than nothing. It does in the meantime give us a revenue stream to give us the capability to do more things in the CIC without having the cause to come back to the City and say, we need more money, we need more money, we need more money. Part of the reason I was hired was to develop a self-sustaining community improvement corporation for this community that can survive long after I'm gone. That's my goal, is to make it a viable entity that has in essence becomes the stewards of this community. As we talked about last night, the nature of your political system having elections every two years makes it difficult to have a long term strategic plan with people changing all the time and that's probably the reason you had the foresight to create the CIC so you could appoint people to be on that board for ten years and working towards these goals and attaining the things that we need to attain in the community. It serves no purpose to build things without a tenant in there. We are currently talking with potential parties that might be interested in the Bertus and Vine location. We hope to be able to move forward on that next year if the credit lines open up but I had a meeting with U S Bank yesterday and they couldn't even quote me a rate let alone how much they could loan us. That was on another project that I've got guaranteed ten years or indefinite. Right in this community but I mean I'm still trying to fit a line of credit for that so yes, there are a lot of challenges today than there were six months ago but I'm still very optimistic as to what we can accomplish here because unlike most communities in the State of Ohio, St. Bernard has resources and there is a long term stream of revenue they can count on because of its strong business community and its strong residential status that it can count on. So, we need to be careful on how we spend money, agreed, but there's no way around us taking some risks in order to secure a future. If we stand by and watch things change and do nothing I think you know what's going to happen. You're going to continue to lose control of your properties and continue to lose control of what's going on in your community and I agree with you Patty, there's no one more frustrated in not going vertical than me. As you know I don't have the most amount of patience and I'm pushing as much as I can to get things moving but we're working with what we have, we're working in an environment that is tough and I try to deal with the realities and do what is doable rather than sit back and say, well we'd like to do this or we'll wait and see maybe we can do it in the future. We have got to do something we have to continue to do something and my goal since I took this job was to always have either have something coming down or something going up. We've been moving quite quickly, I realize, but we

had some opportunities. The economy created these opportunities, I think we have a critical mass of property and assets now that the CIC financially will actually be pretty strong and when the markets clear up we will be able to get good credit and be able to finance some of these things ourselves.

Any other questions?

Mrs. Brickweg – There wasn't time to write everything down and I wanted to give everybody a chance to speak. First and foremost, thank you for coming to the meeting. It's a meeting like this that, granted we were at the meeting last night, but now the citizens know because it's on television and we know that they're not going to come to your CIC meeting but they don't come to the Council meetings but this gives them a place where you just answered a lot of their questions so that's going to help us and help you to let everybody know what's going on.

Al Kanters – Happy to do it.

Mrs. Brickweg – Secondly, part of the, one of the reasons for Executive Session, I'll be honest, is, I agree with Kevin about the foreclosed properties and what can we do with that, that is one of the things I wanted to discuss. Second, was the purchase of property for possible new development, but third is, I think it would be nice if the Council members, if we could talk in Executive Session about a price limit for the Imwalle property. You ask multiple times last night to figure out the answer and you needed feedback.

Al Kanters – Yes, absolutely. You know we have made an offer and its been written back and we haven't responded because we're figuring out how to do diligence. But the fact that I was authorized by the Board to make an offer, that amount of money is on the table, if they were to come back and say OK we'll accept the initial offer we're bound to that contract.

Mrs. Brickweg – And that's why I think it's so important and I wish they would have answered last night but if not OK that didn't happen and so I'm hoping that will be discussed tonight and Council will give you some type of number or authority to go but that's only fair if you're going to be negotiating a contract then we need to give you the OK on what we want to expense for it.

Al Kanters – So you want me to stick around for Executive Session.

Mrs. Brickweg – That would be fine if it is OK with everybody else. The other thing is and I heard a lot more about it last night is the whole "option to buy thing". I think if the City is able to hear that then maybe you could explain it to the citizens and they could understand what that is and I'm sure you can explain it a lot better than I can. But that would open up a lot more money where we could use that on other things and get things for the future and maybe if we did that with businesses we'd have money over here. I just thought when I heard about that option, when I heard about that idea last night I just thought, wow that's a great idea, that might give families more options to do something with the money that they have. If you would explain that I would appreciate it.

Al Kanters – Sure, happy to. In reference to an option to purchase, all that really is, is a contract that states, we want to buy your property, we agree on

the price today and we have a fixed period of time in which to exercise that option. If we state that we agreed to a purchase price but we're not ready to do that today, we want to do it in eighteen months, the option would be good for eighteen months. The option would be good for eighteen months and we purchase that property in eighteen months at the agreed upon price or the payment we make to get that option is kept by the seller. The other option that we have for lack of a better word, is to try and engage them to be partners, either by taking back a portion of the sale price in the form of a note, in other words they become the mortgagor and we would pay them interest and after a certain period of time paying the note off. That's also a possibility. We have not had those discussions but these are all options that any type of negotiations to purchase that you have. There's also the possibility of a third party coming in saying we want to partner with you CIC to develop this housing and we'll bring this amount of money to the table. There's a variety of variables that we have to look at putting this deal together. I encourage you to make the full amount of the funds available for a variety of reasons. One, if we can negotiate a structure type of acquisition, the funds, the additional funds would be used to handle the renovations because at this time it would be very difficult to get sufficient line of credit to do all of this. We might be able to get some of it, but not all of it. To purchase it and not do anything with it is not a good thing. If we're going to acquire it, we've got to move forward and develop it and that's why there's still a lot of variables in this acquisition deal because what I want to make sure of is that when we do acquire it we can move forward very quickly to start to create those new market rate rental housing opportunities. We're still a long way from the deal so what I'm asking you is to not to handcuff me because we will bring the deal back to you but I have to be able to put that pro-formal financial statement together to show you how the cost and revenue fall out in whatever deal we put together.

Mr. Meier – Over the past years I have, over the past year here in the discussions of the Canal Bed, I have had assurances made that before we do anything down there it would involve those people. That we'll show them what's going to go down there and we'll get their input. I want to see that happen, OK. The bottom line is, if we hold to our assurances that we've made to those people, and the people of the City and they don't want a 30 unit market rate apartment complex back there, then we're overpaying for that property. We really need to know what it is that we're going to do with it and where we're going to go because I'm not seeing elevations on anything. I'm not seeing plans on anything. I'm not seeing bids on anything and the numbers that are being thrown out, some things are not being thrown out and I think that if we were to develop the Canal Bed I'd like to see what the cost would be of moving that sewer, relocating the sewer that's going down through there and the cost of excavating the twelve feet of fill that has to come out of there. Those might seem to be minor details but they are all things that are going to add on to the back end and you're right, people need to have all the information and I think that's a legitimate part they need to have. What assurances have been made that before we put anything down there we'll get input and I'd like to make sure that that happens.

Al Kanters – As you recall, the Canal Bed is in an overlay district and I think the overlay district has a requirement that anything that is to be built down there has to be approved by Council. I don't think it's prudent at this time to

spend the tens of thousands of dollars necessary to come up with the elevation drawings and a plan for something that I don't think we can move forward with in the short term because of the credit situation. I think the rental housing we can move forward with and unless we have at least an agreement, a contract agreement with the sellers, we don't have the right to get into the property and have my architects in there to come up with plans. It's sort of a chicken and egg thing. The overlay district requirement does mean that we have to bring plans and have public meetings to share those. Again, as we talked about a year ago, not everything that we do will meet the pleasure of everyone in the community and you all know better than most it's not the silent majority that comes out. It's the vocal minority and as elected officials it's your responsibility to set policy for the betterment of the community as a whole and often times that is difficult when you have a very loud small contingent. All I ask is that you look at the big picture down the road and that the majority of people don't come out and talk and you've had a variety of experts come in here, the UC School of Planning, your comprehensive development plan of 1998, you called for these things and they are the right thing to do based on all the information that we have. Is it guaranteed to work? No there aren't many guarantees in life but I think and other experts think that it's the best force of action that we can take given our current circumstances. As I stated before, even if they're small steps, it's important to keep stepping forward.

Lee Wright, 201 Harvey Ct. – I agreed with Councilman Meier that the thing of it is, if you put in more apartment buildings and you need to be prepared with extra policemen. Are you ready to put all these apartments in and all of a sudden you need to hire more police you don't have the money for and you don't redo the business district without bringing in the Chamber of Commerce of St. Bernard and see what their input is.

Mr. Walden – I believe the main question put to Council is if Council is willing to hire additional policemen if the apartment building requires that?

Mrs. Brickweg – If increasing the population in our City would require something like that then yes, we would have to look at it. I will say that you have to look at each situation and make a recommendation on it. My guess on this is that just on the very beginning stages from what I saw last night and the type of development and what was explained I would think that it's not going to be a problem but we don't know so we would have to look at it and that's just my opinion and how I would look at it.

The motion to suspend with the third reading of Ordinance No. 51, 2008 passed 7-0.

Motion by Mrs. Brickweg, seconded by Ms. Hausfeld to adopt Ordinance No. 51, 2008 as read. Motion failed 5-2. Ms. Hausfeld and Mr. Meier voted yes.

ORDINANCE NO. 52, 2008. AUTHORIZING AND DIRECTING THE AUDITOR TO PROVIDE ADDITIONAL APPROPRIATIONS AND TO ADJUST CERTAIN APPROPRIATIONS AND DECLARING AN EMERGENCY.

Motion by Mrs. Brickweg, seconded by Mrs. Bedinghaus to suspend with the second and third reading of Ordinance No. 52, 2009. Motion passed 7-0.

Motion by Mrs. Brickweg, seconded by Mrs. Bedinghaus to adopt Ordinance No. 52, 2008 as read. Motion passed 7-0.

ORDINANCE NO. 53, 2008. AN ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO A CONTRACT WITH WASTE REMOVAL EQUIPMENT FOR THE PURCHASE OF ONE GARBAGE PACKER AND CHASIS AND DECLARING AN EMERGENCY.

Motion by Mrs. Brickweg, seconded by Ms. Hausfeld to suspend with the second and third reading of Ordinance No. 53, 2008. Motion passed 7-0.

Motion by Mrs. Brickweg, seconded by Ms. Hausfeld to adopt Ordinance No. 53, 2008 as read. Motion passed 7-0.

ORDINANCE NO. 54, 2008. AN ORDINANCE APPROVING EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF ST. BERNARD, OHIO AND DECLARING AN EMERGENCY.

Mr. Tobergte – Since this Ordinance wasn't brought up at COW does anybody have any clue what we're changing?

Mr. Burkhardt – If I'm not mistaken, these are yearly updates that we do all the time to the codified ordinances when the State of Ohio makes changes they have to be included in our codified ordinances. I believe, if I'm not mistaken that's what this normally is.

Mr. Geiser – These are prepared by Walter Drane and they usually just involve traffic code and general offences. The State of Ohio is constantly changing the laws and our laws have to reflect theirs so these come through at least once or twice a year and its just standard to keep our laws up to date and if we have to enforce traffic code it has to be the same as the State.

Mr. Tobergte – So basically we have no say in the matter, we have to be the same as the State.

Mr. Geiser – It's not my department.

Mr. Tobergte – I know that but I'm not challenging this I'm just wondering what's being changed.

Mr. Geiser – I don't know, this is not my Ordinance so usually Walter Drane sends a list of the changes that tells you what is actually being changed. A lot of times I've always attached it so you can see it but its not there so I'm only assuming that there is a new law but that's from the State of Ohio that involves child restraints and usage and our laws have to be either a step more stringent but they can't be less stringent. We have to keep our laws up to date so our police are enforcing them the same as the State laws and this has been going on as long for sixteen or as long as I've been Law Director.

Mrs. Bedinghaus – Could we possibly put this on COW next week to discuss what these are because the Law Director should be here next week.

Motion by Mr. Tobergte, seconded by Ms. Hausfeld for Ordinance No. 54, 2008 to take its regular course.

REMARKS

Mr. Zix – I would also like to talk at the COW about the Ordinances that come up. This is the fourth Ordinance that has come up on the table without Council knowing about it. I think I'll go for this but if something else comes up, I'm not going to vote for anymore.

Motion to have Ordinance No. 54, 2008 take its regular course passed 7-0.

OLD BUSINESS

Mr. Tobergte – I would like to thank Rodney Chatman and Mike Schindler for taking the time to allow me to use the FATS System at the Police Station Saturday. FATS stands for Firearm Training System. It allowed me to get a feel for a different number and types of situations against an armed and unarmed suspect. The system will be here for another week I would urge all members of Council to contact Mr. Chatman to set up a time for this meaningful experience.

NEW BUSINESS

Mr. Zix – The Finance committee has asked for a 5% reduction in the budget. Tonight we spoke and I think there's been some confusion. I think dept. heads understood it to be the operation costs and not including employees. But the majority of the Finance committee has decided it would be the bottom line. We are looking for a 5% reduction in the bottom line. I would just like to let them know that because it affects all Dept. Heads.

Mr. Tobergte – Mr. Zix, just for clarification, the next Finance Committee meeting is at the next COW meeting not next Thursday, correct, because next Thursday we're off.

Mr. Zix – Yes, before the next COW.

Mrs. Brickweg – Just so the public knows, the City of St. Bernard will be holding public hearings on Tuesday, Oct. 21st and Tuesday, Oct. 28th at 7:00pm at the St. Bernard City Hall Council Chambers. These hearings are to discuss the applications for Community Development Block Grant 5. Projects must generally benefit low and moderate income persons or areas within our community. This is the grant that we go out for and we've had these meetings, you have to have public meetings, but these are the meetings where you could give suggestions on what you think some money could be used for and I just wanted to announce that in case anybody wants to attend.

AUDIENCE WISHING TO ADDRESS COUNCIL

Phil Stegman, 19 Orchard – I didn't want to talk about this when you were debating the Ordinance but for many years now we've been trying to get

rental property for Seniors. I don't want a Senior Housing but I would like to have apartments available for Seniors, one and two bedrooms and I don't know, I'm just hearing this tonight about a piece of property that might be acquired, sounds like a very good idea if that's the opportune place to go with it. I would like to hear more about it but I would still like to let Council people know that there is still a lot of Seniors that need housing, they are wanting to get out of their homes. They still want to stay in the community and I think we still need to strive for that, I don't want to call it Senior Housing, they just want an apartment that they can live in. Not assisted living, nothing like that, there are a lot of communities that have that, they don't call it Senior Housing its just apartments for these Seniors to move into. Kevin that would be viable if were looking for apartments for Seniors for that income housing type with the dollars that we're talking about. If that's viable for that building I would be all for that study to keep on. It's the first I heard but I don't think we could renovate the building that they were talking about, I think something new with elevators and stuff like that so Seniors can get up and down, so their not climbing steps. I just wanted to let Council folks know that I think the Seniors need apartments in this community and I think we need to start going for that also.

Tom Rolfsen, 30 Clay St. – I'd like an update from this Council. I think about earlier this year about a letter saying about Hamilton County library saying that all St. Bernard had to was ask for it back. Did anybody pursue that, I know you all got copies of the letter? Does anybody recall that?

Mrs. Brickweg – As far as I know, no it was not pursued because the CIC and Al Kanters said that they wanted to keep the option opened to being a possible library. And since nobody was beating down the door to get that land, I do not think it has been pursued.

Tom Rolfsen, 30 Clay St. – So Council is just has another brown spot in the City? They're not pursuing getting it back even though they gave it away for a dollar and it's just sitting there and it's probably never going to be a library?

Mrs. Brickweg – Basically, the way, my personal opinion is I do want a library and like Al Kanters said that's probably not even a good spot for it but since the idea is for the City to own land we might not own that but it is still, they know we can get it back from them, so I think what he's working on is trying to find an alternative solution for somewhere else where the library could go and then get the land back so basically from what I've heard is nobody wants to ruffle their feathers right now because they do want the library and they're trying to work on a deal but they're trying to find another location for it and I know Al said at the CIC meeting that he actually met with the Kim Fenders or he is meeting with the committee next week so we are in negotiations with them. But, no I don't think we're getting the actual piece of property back. As far as I know nothings been done.

Al Kanters – It's on the radar.

Ms. Hausfeld – Tom, just so you know, as far as Council, I think, correct me if I'm wrong you guys, when we first discussed this, and it's been a couple of years in a row now, I was the only one that stated that I wanted the

property back. The last time it was really discussed up here, Al and I actually had a discussion right after the meeting and he told me to give him a chance because he wanted to work with the library for an alternative option there. I've been holding off saying anymore, but if I had my wish, I'd pursue getting it back because I think we waited long enough. But I'm waiting just a little bit longer to see what Al has to say after next weeks meeting.

Mark Middendorf, 203 W. Ross – I want to know if anybody here knows about the building at the top of Vine St.? Ridgeline Tool used to own it didn't they? They took off a month ago, it has been empty since then, but I do see people up there daily working on the roof, grass and everything else so did anyone buy it and do you have any idea what might be going in there?

Gerry Wiedmann – Yes Mark, we had a public hearing, there's an outfit called Leesmann Lighting that is moving into that property. They have purchased the property. I believe it is their intentions at this point to move in around the 1st of December. They're doing a lot of work there. They've gotten permits to do all that work. They're a fine company, we went down and saw their operation down in Northside and I'd like to have about 10 more like them coming in. We'll start with this one and I'm happy they're coming and I think you'll be happy too because they'll take care of that property.

Barb Kalb, 4343 Errun Ln. – I would like to, on behalf of myself and the Festival Committee at St. Clement, I would like to thank the City of St. Bernard for all the work it did for us to get the festival together on Sept. 20 and 21st. I can't begin to thank the Service Dept. for all the time they put in. If you remember that was the week of the storm so they're trying to clean up all the storm issues plus they put the park together for us. I really expected that they were going to ask us to pull together a crew of people to help them out and they didn't. Not only that, when they're setting things up they're thinking. We'd go down there and they're saying, don't you think this would work better over here, and don't you think this would be better here and it's like having six more members of our committee to make the festival better. I just can't thank, living in a community like this that provides these services, Mr. Schrand we agreed, we made the Dial-A-Ride longer, the Police Dept. is down there providing extra security, I just can't begin to thank the City for everything you did for us and we appreciate it.

Mrs. Brickweg – The next COW meeting, because there are five Thursdays, will be on Oct. 30.

Mr. Walden – At this time Council will go into Executive Session to discuss the purchase of property.

Mr. Walden – The Oct. 16, St. Bernard City Council meeting is back in session. Council was in Executive Session to discuss the purchase of property.

Motion by Mr. Tobergte, seconded by Mr. Meier to adjourn. Motion passed 7-0.