

The Council Meeting held on February 8, 2012 was called to order by Mayor Stacy with the Pledge to the Flag. All Members of Council were present: Meister, Meyers, Nichols, Pastrick, Randall and Santen. Clerk/Treasurer Bolton was present as was Solicitor Hyle.

	<u>Made By</u>	<u>Seconded By</u>	<u>RESULTS</u>
A Motion to Approve Previous Council Minutes (2 Sets of Minutes)	Santen	Nichols	ALL YEAS
Motion to Pay Warrants & Vouchers and Adopt Pay Ordinance # 2- 2012.	Santen	Nichols	ALL YEAS

SOLICITOR’S REPORT

Mr. Hyle presented Council with several items of legislation for their consideration. Following discussion, Council took action on the following legislative items:

ORDINANCE # 3-2012 CHANGE IN ZONING ORD CONCERNING PARKING SEC 702
 A Motion to Introduce Ord #3-2012 made by Santen; seconded by Meyers. (5) Yeas – (1) Nay, Meister
 A Motion to Suspend Rules, Read by Title Only made by Santen; seconded by Nichols. (5) Yeas – (1) Nay, Meister
 A Motion to Adopt Ord #3-2012 made by Santen; seconded by Nichols. (5) Yeas – (1) Nay, Meister

ORDINANCE #2 – 2012 VACANT PROPERTY REGISTRATION & MAINT
 A Motion to Introduce by way of second reading made by Santen; seconded by Nichols. ALL YEAS.

ORDINANCE #1 – 2012 ESTABLISHING POLICY ON ANIMALS
 A Motion to Introduce by way of second reading made by Santen; seconded by Nichols. ALL YEAS.

RESOLUTION # 4 – 2012 FORWARDING CHANGES IN RECORD RETENTION TO STATE
 A Motion to Adopt Resolution #4-2012 made by Meyers; seconded by Santen. ALL YEAS.

The Solicitor reviewed an agreement with the Three River’s Board of Education concerning Public Works issues with Council. He also reviewed the history behind the ownership of the properties on Cooper and some details about the sale of the school property and a dispute going on about the school participation in the Cooper Road improvements. Following his update, Council took the following action:

RESOLUTION # 5 – 2012 AGREEMENT WITH 3 RIVERS BOE CONCERNING PUB WORKS
 A Motion to Adopt Resolution #5-2012 made by Santen; seconded by Pastrick. ALL YEAS.

Solicitor Hyle then had Council review potential legislation concerning fines and penalties for those throwing mud and debris into the streets and not cleaning up behind themselves. A discussion was held and it was decided to make some changes to this legislation by including the addition of “snow” as something that cannot be thrown into the streets without penalty. Lastly, Council took action on the following issue:

RESOLUTION # 6 – 2012 PETITION COURT TO DESTROY PROPERTY IN PD PROP ROOM
 A Motion to Adopt Resolution #6-2012 made by Nichols; seconded by Randall. ALL YEAS.

At this time, Street Superintendent, Eric Winhusen, was acknowledged and addressed Council concerning the need for legislation to approve an EPA No Interest Loan for the Elizabethtown water expansion project. This expansion is expected to bring in additional customers and they are in negotiation with Whitewater Township concerning providing assistants to residents with hookup costs. Questions were asked and answered by Mr. Winhusen concerning how long the project cost and our capacity to provide water for this expansion. It was explained we are currently only using 20% of our overall capacity leaving plenty of water for this expansion. This expansion project is expected to run west to State Line Road.

RESOLUTION # 7 – 2012

APPROVAL FOR EPA LOAN/WATER WORKS EXPANSION

A Motion to Adopt Resolution #7-2012 made by Pastrick; seconded by Santen. ALL YEAS.

Solicitor Hyle went on to report to Council about the various options open to them to remove the current TIFF and create a new one. He indicated this new TIFF could only include commercial property, unlike the existing one that does include some currently residential properties. You do not need school district approval for a 10 year 75% TIFF, but you do for anything longer than 10 years and for a 100% TIFF. He explained the procedure would take some time and will consult with bond counsel and report back on the entire procedure. Lastly, he indicated he has reviewed documents concerning the recent Flood Map updates and changes and Cleves does not have any changes and we do not need to do anything at this time to accept the new maps.

Ralph Meierjohan, an interested developer of property on Cooper Road asked about the procedure for a zoning change for the property in questions. Frank Hyle explained the process and indicated with both hearings needed and the length of time needed to advertise them, the process would take 90 days at the least. He indicated he was currently under contract with two of three homeowners in the area of this possible development and still working with the third.

DEPARTMENT REPORTS

Police Chief Renner began with a recap of January's monthly detail reports. Ms. Pastrick asked about why our police reports were not in the Western Hills Press and the Chief explained he is making reports available if the paper wants them, but they are too numerous to fax and no one picks them up. He briefly informed Council on the good job done by Officers Delk & McDonald on a current complaint concerning egg damage done to cars. He also wanted them to know he had received a complaint from someone who received a speeding ticket along the route of Cooper Road and Rt. 50 concerning the fact he claims he did not see a speed limit sign. Chief Renner asked Street Commissioner about our ability to place and move signs along Rt. 50. Mr. Santen asked about whether Officer Delk has had any luck taking care of the problem of all the bikes in the street in front of the business on S. Miami. Chief said he believed he had and detailed some of the interaction between business owner and our officer.

At this time, Mayor Stacy wanted to bring back up for discussion the topic of reinstatement of the stop signs at Western Ridge and Western View. He expressed the opinion he would like to see Council reinstate the signs for safety purposes. At this time a discussion was held concerning whether or not there have been any accidents at this intersection and/or any reports of children being hit in this area. Chief Renner again expressed his opinion he does not see a real purpose for reinstalling the stop sign at this intersection. The Mayor asked for Council's thoughts on this issue before instructing the Solicitor to proceed with legislation for next meeting. Ms. Pastrick asked if calling a public hearing about this would be in order and was told such a hearing would not be necessary. Ms. Nichols indicated she fully supported reinstatement of the stop signs and Ms. Meister indicated she was not opposed to reinstatement. The Mayor asked if anyone opposed reinstatement and Mr. Santen was the only council member to indicate he is not in favor of reinstatement.

Fire Chief Ober has the yearly run totals for 2011 as promised last meeting and reviewed them with Council. He also reviewed his January monthly run totals. He introduced Assistant Chief Mike Wells to everyone and then asked Asst. Chief Wells to give brief summary of the accident in front of BP that had multiple squads dispatched.

Street Commissioner Duncan asked Council to begin replacing some of the most haggard-looking of the 60 flags the Village currently hangs for the designated holidays. He would like to replace 12 of them this year for the cost of \$264. He also would like to ask Council to consider approving the purchase of a new, commercial grade air compressor for the price of approximately \$1,000. Ms. Pastrick asked if the Village of North Bend had one and would they like to go in with us to purchase one? Mr. Duncan explained he did not know the answer to that

question. Ms. Nichols asked about whether or not this purchase could be made from monies that have been “earmarked” for the new Maintenance facility. Clerk/Treasurer Bolton indicated it could, but originally Council was hesitant to use these funds for these kinds of operational expenses and she believed this expense could fall within the normal Maintenance budget. Following discussion, **A Motion to Approve the Purchase of a New, Commercial Grade Air Compressor not to Exceed \$1100 was made by Randall; seconded by Nichols. ALL YEAS.**

Mr. Duncan then indicated he had explored the cost to paint our curbs and crosswalks with a higher-grade paint used by some of the larger communities and has found it too expensive for the Village to afford at this time. He believed cost to be around \$7000 and he and the Mayor do not believe we can afford this at this time. Ms. Pastrick asked if we had ever worked with Hamilton County and Mr. Duncan explained we contract with the County every year to refresh our center lines on our main streets.

He finished his report by mentioning several items he will be purchasing this spring: Paint (\$560 & \$320); Weedkiller (\$835) and ten new reflective signs (\$420). He also briefly mentioned what his department has been doing in the way of Park Flood cleanup.

COUNCIL & COMMITTEE REPORTS

Ms. Meister, *Public Works Utility Committee Chair*, had nothing special to report that has not been previously addressed.

Ms. Meyers, *Parks Committee Chair*, reminded everyone the first Park Committee Meeting of the year was being held Tuesday, 2/14 at 6:00 p.m.

Ms. Nichols, *Safety Committee Chair*, reported on the following items discussed at the Safety Committee Meeting: Fire Chief will continue to monitor hydrants awaiting repair; Setup of a tour so Council can tour the Miami Township firehouses; Police considering selling the ATV because it is no longer being utilized; Council should look into a program currently available and used by many police departments which allows citizens to sign up for text/email alerts of urgent issues in their area; and CPR retraining scheduled for February 15 for anyone interested.

Solicitor Hyle reminded Council they must competitively bid any items expected to bring in more than \$1000 and Ms. Pastrick asked about the charges and fees collected on items sold at auction. Chief Renner explained Cincinnati Fleet will sell an item for us and retain 12% of sale for their fee.

Ms. Pastrick, *Finance Committee Chair*, reported the first Finance Committee Meeting is scheduled for next Wednesday, 2/15 at 7:00 p.m. Other topics mentioned by Ms. Pastrick were: Greater Cincinnati Shared Services and the Center for Local Government; an additional way of posting public notice on “Public Notice.oh.GOV”; postponement of the Nature Works grant which she believes will increase our chances of being awarded this grant if we take the necessary time to collect all pertinent data and have ready for next year; and lastly, she understands eight communities have filed for the “We Thrive” grant and four are to be chosen and she feels good about our chances of being awarded this grant.

Ms. Randall, *Public Works Streets Chair*, began by asking Council to consider the purchase of an Industrial Lawn Mower to replace our nine-year-old Exmark. Mr. Duncan has found a new one which is available to us for \$9000. It is last year’s model, but new. He has been informed it will cost us approximately \$3,000 to fix the Exmark and he does not recommend spending this kind of money if we can secure a new one for \$9000. Ms. Nichols inquired as to how long this mower has been down and was told since last year. Ms. Randall continued by informing our Maintenance crew will be trying out a new road patch material which will replace hot patch and is supposed to bond better than the current cold patch material does. The purchase of new garage doors for

Municipal Building was also discussed but was put on hold until the goal-setting session of Council. Lastly she reported on a U.S. Military program she is checking into which allows their surplus equipment arriving home from overseas is given away to community Police Departments to assist them in their fight against terrorism and drug usage. She will report back if it appears we could make use of any of this equipment.

Mr. Santen, *Community Planning Chair*, asked everyone to review the minutes from the last Planning Meeting they have already received.

CLERK/TREASURER REPORT

Ms. Bolton had nothing special to report other than she will have preliminary figures together for the appropriation process ready for the Finance meeting.

MAYOR'S REPORT

Mayor Stacy began by reading an email from the students who attending the Street and Planning Meetings. He then reported he had been receiving some feedback from residents and others in surrounding communities with suggestions on how to honor several icons of the community who have recently passed away – Jack Rininger Sr. and Larry Sutton to name a few. He believes we have many past icons of the community as well and we should put some more thought into how to best honor and preserve the memories of our various community leaders. Once of his thoughts would be a tree or stone memorial area over at the park. It was mentioned we could consider the brick memorials currently being sold at the new school with the proceeds to go toward new stadium.

He reminded Council of their goal-setting session scheduled for Saturday, February 18 at 11:00 a.m. At this time he also asked about whether or not they had thought about his request to return to two meetings a month this year. A discussion was held amongst Council and they decided to hold two meetings the months of March, April and May on the 2nd and 4th Wednesday's of these months at 7:00 p.m. The second meeting held these months to be of a "brainstorming" or working session with Department Heads not required to attend.

A Motion to Adjourn made by Santen; seconded by Nichols. ALL YEAS.

Mayor Danny Stacy

Clerk/Treasurer Linda Bolton