

**MINUTES OF THE COUNCIL
VILLAGE OF MARIEMONT, OHIO
REGULAR MEETING HELD IN COUNCIL CHAMBER
MAY 23, 2011**

Mayor Policastro called the meeting to order at 7:30 p.m. with the Pledge of Allegiance to the flag. The following Council members answered present to roll call: Mr. Andrews, Mr. Black, Ms. McCarthy, Mr. Scheeser and Mr. Wolter.

Mr. Black moved, seconded by Mr. Andrews to excuse the absence of Mr. Miller. On roll call; five ayes, no nays.

Mayor Policastro said Police Officer Cameron Shaw has completed his 180 day probationary period and it is recommended by Chief Hines that Officer Shaw be moved to Regular Full Time Employee Status. He was hired as a patrol officer on November 14, 2010. He is a graduate from Williamsburg High School and a graduate of the University of Cincinnati Clermont Police Academy on January 12, 2011. He is certified as a MDC/LEADS operator through R.C.I.C. He has completed study in alcohol, diction, apprehension and prosecution and standardized field sobriety testing. He has also completed study in Pharmaceutical diversion, methamphetamine awareness and current drug trends. He is also certified as a Data Master alcohol and drug testing senior operator. Officer Shaw has progressed extremely well and Chief Hines said he is doing a fine job in his position within the Mariemont Police Department. Mr. Wolter moved, seconded by Mr. Black to move Officer Shaw to Regular Full Time Status. On roll call; five ayes, no nays. Officer Shaw said he was appreciative of the opportunity to serve the Village.

Ms. McCarthy moved, seconded by Mr. Wolter to accept the minutes as written for May 9, 2011. On roll call; four ayes, no nays. (Mr. Black abstained)

The following communications were read by Mayor Policastro:

From MariElders: Monthly Recap Ending April 30, 2011

From Edward Brown: Letter dated May 12, 2011 re: Proposed Curb Painting on Pleasant Street at Mariemont Avenue. Mayor Policastro referred the matter to the Safety Committee to include with the traffic study. Ms. McCarthy asked if the intersection at Chestnut and Oak could be included as well. It is difficult when making a left hand turn. Mr. Wolter said he would get with Ms. McCarthy and take a look at the intersection.

From Treasurer Kulesza: YTD Through March 2011 Report. Mr. Wolter commented that the report is very helpful.

From Clerk Borgerding: Quarterly Financial Report 1st Quarter 2011. Mr. Scheeser commented that the report is cleaner and easier to read than previous reports.

From Time Warner Cable: Franchise Fees 1st Quarter \$11,852.16

From Hamilton County Planning & Development: Letter dated May 12, 2011 re: Participation in Hamilton County Community Development Program. Mayor Policastro referred the matter to the Economic Development and Zoning Committee. Mr. Andrews asked if there was a cost associated with this. Mayor Policastro said no and they were very helpful in saving Keebler/Kellogg's from leaving the Village a few years ago.

From Republican and Democratic Officials: Letter dated May 18, 2011 re: Estate Tax Repeal

Mr. Jerry Vianello, 6570 Wooster Pike, was granted permission to address Council. He found out that the cross walk estimate at Crystal Springs and Wooster Pike was \$20,000. Based on that cost he formally made a withdrawal of his request. Mr. Wolter said in time the LED flashing lights may come down in price. Mayor Policastro said it is a good idea and perhaps with the Safe Routes to School grant next year it could be looked at again.

Mr. Scheeser moved, seconded by Mr. Wolter to pay the bills as approved by the Mayor, Finance Chairman and Clerk. Mr. Wolter commented that the drinking fountains were expensive to repair. On roll call; five ayes, no nays.

Mr. Black moved, seconded by Ms. McCarthy to accept the recommendation of the Rules and Law Committee which met on Monday May 7th, 2011 at approximately 8:00 p.m. to discuss construction work hours. In attendance were Joe Miller, Dennis Wolter, Mayor Policastro, Building Commissioner Malone and Mr. Scheeser. After good debate the Committee recommends: Hours for permitted construction and/or permitted home improvements are: 7:30 a.m. to 7:00 p.m. Monday -Friday, 9:00 a.m. to 7:00 p.m. Saturdays and 10:00 a.m. to 6:00 p.m. Sundays, with no work permitted on Christmas, Thanksgiving, Easter and New Year's Eve. Mr. Andrews said he is not in favor of new laws unless necessary but he understands the need for this. He questioned

if we were making it too complicated. Mayor Policastro said the hours will be given out along with building permits. Mr. Scheeser said the Committee felt that all the days were very disparate. It may be more complicated than he likes but he cannot disagree from where they landed. He had conversations with a resident who is concerned about this and also with Rick Greiwe. The resident was concerned with the later work hours that Mr. Greiwe's crew is working due to the weather delays. It is almost exactly the same amount of work time but it lays out in a similar way as the agreement between Mr. Greiwe and Building Commissioner Malone. Mr. Andrews asked if we are opening a can of worms by recommending work not be done on certain holidays and not others. Mr. Scheeser said those recommendations were made by the Building Commissioner. Solicitor McTigue said that was a good question. After further discussion it was determined to have the Solicitor do more research, check with other municipalities for their legislation wording and prepare the Ordinance. Should the Ordinance need to be amended it can be amended at the second reading. On roll call; five ayes, no nays.

Mayor Policastro read the following miscellaneous announcements:

Police Appreciation Dinner will be Thursday May 26, 2011 at 7:00 p.m. in the Tudor Room.

Village Offices will be closed Monday May 30, 2011 in Observation of Memorial Day

Memorial Day Parade will be Monday May 30, 2011 beginning at 8:30 a.m.

Resolutions:

"Fixing a Time for Public Hearing of the 2012 Budget" had a third reading. Clerk Borgerding said the process has started and he will meet with the Finance Committee Chairman and then we should be ready for the meeting. Mr. Wolter moved, seconded by Mr. Andrews to adopt the Resolution. On roll call; five ayes, no nays. Resolution No. R-9-11 was adopted.

Ordinances:

"To Accept Bid of Queen City Blacktop, Inc. for the 2011 Plainville Road Rehabilitation Project; To Authorize Contract" had a third reading. Mr. Black moved, seconded by Ms. McCarthy to adopt the Ordinance. On roll call; five ayes, no nays. Ordinance No. O-12-11 was adopted.

"To Employ CDS Engineering Inc. to Conduct a Parking Needs Assessment and Traffic Study and to Prepare Drawings and to Employ Koepke Design to Prepare Drawings and a Landscape Design in Connection with the Proposed West Street Parking Plan; To Authorize Contract and Declare Emergency" had a first reading. Mr. Wolter moved, seconded by Ms. McCarthy to suspend the rules to allow for the second and third readings. On roll call; five ayes, no nays. The Ordinance had a second reading. Mayor Policastro said he distributed a memo from Building Commissioner Malone regarding the price for the study. Mr. Scheeser said he was excited about Mr. Koepke's involvement and asked if it included the payment to Mr. Koepke. Mayor Policastro said yes for \$2000. The Ordinance had a third reading. Mr. Black moved, seconded by Mr. Wolter to adopt the Ordinance. On roll call; five ayes, no nays. Mr. Andrews moved, seconded by Mr. Scheeser to invoke the emergency clause. On roll call; five ayes, no nays. Ordinance No. O-13-11 was adopted.

Mr. Andrews said over 75 families used the online registration for swim and tennis. The Health and Recreation Committee is going to meet soon to discuss repairs at the tennis courts and the adult pool parties. An Ordinance will need to be ready for the next meeting. Mayor Policastro said Pool Manager Beck obtained an estimate to do lighting repairs at the pool. We will save \$400 by having the Maintenance Department take our Cherry Picker down to do the work instead of the Electric Company renting one for that day

Mr. Black asked about the status of the work to the front steps. Engineer Ertel said he is waiting for the signed contract from Schumacher Dugan. He said construction on this and other projects have been delayed due to the rain.

The meeting adjourned at 8:02 p.m.

Dan Policastro, Mayor

Anthony J. Borgerding, Clerk