

**MINUTES OF THE COUNCIL
VILLAGE OF MARIEMONT, OHIO
REGULAR MEETING HELD IN COUNCIL CHAMBER
APRIL 22, 2013**

Mayor Policastro called the meeting to order at 7:00 p.m. with the Pledge of Allegiance to the flag. The following Council members answered present to roll call: Mr. Andrews, Ms. McCarthy, Mr. Miller, Mr. Scheeser and Mr. Wolter.

Mr. Wolter moved, seconded by Mr. Scheeser to excuse the absence of Mr. Stelzer. On roll call; five ayes, no nays.

Chief Hines said Police Officer Dan Lyons has completed his 190 day Probationary Period. He has been doing an outstanding and he recommends that he be made a regular Full-Time Employee. Mr. Miller moved, seconded by Mr. Wolter. On roll call; five ayes, no nays.

Ms. McCarthy moved, seconded by Mr. Andrews to accept the minutes as written for April 8, 2013. On roll call; five ayes, no nays.

The following communications were read by Mayor Policastro:

From Mariemont Parks Advisory Board: Meeting Minutes April 2, 2013

From Engineer Ertel: Memo Dated April 9, 2013 re: 2013 Street Rehabilitation Project Award

From Donna Lou and David Davis: Letter dated April 9, 2013 re: Thank you Police Department

From Police Clerk Maupin: Mayor's Court Settlement March 2013

From Treasurer/Clerk Borgerding: March 2013 Monthly Report/Trend Reports. He said the Real Estate Tax money will show on the next month's report and we should be back to where we need to be.

From Administration Office: Combined MTD/YTD Report Ending March 31, 2013

Mayor Policastro introduced Mrs. Patty Busam who will be taking over for Mrs. Judd as our Tax Administrator. Mrs. Judd plans to retire May 31, 2013. Mrs. Busam said she worked for the Village of Mariemont for seven years and the past five years as a Clerk in the Norwood Tax Department. Mr. Scheeser requested with her fresh eyes to let Council know if there is anything she sees that could be better based on her experience. Council welcomed her and asked for a 60/90 day update.

Mr. Andrews moved, seconded by Mr. Miller to pay the bills as approved by the Mayor, Clerk and Finance Chairman. Mr. Andrews asked if the items for the new fire truck were the expected budgeted amounts. Chief Hines said yes and they would be paid out of the Permanent Improvement Fund. On roll call; five ayes, no nays.

Ms. McCarthy moved, seconded by Mr. Miller to accept the recommendation of the Finance Committee which met on Monday April 8, 2013 in Council Chambers to review the proposed purchase of a new vehicle for the Maintenance Department. The meeting began at 6:00 p.m. with Committee Members Jeff Stelzer, Jeff Andrews and Joe Miller present. Also in attendance were Maintenance Superintendent John Scherpenberg and Lisa Wakeland from the Eastern Hills Journal. The Committee discussed the age of the current Maintenance Department fleet and current thoughts regarding the replacement schedule for the fleet. The new vehicle will replace a vehicle purchase in 2000 and the old vehicle will be disposed of via auction. The cost of the Ford F 450 vehicle will be \$73,134.50 which is less than the \$78,000 estimated amount included in the 2013 Permanent Improvement budget discussed at the March 11, 2013 Committee of the Whole meeting. The Finance Committee on a unanimous vote recommends to full Council the approval of the purchase of the new Maintenance Department vehicle recommended by Maintenance Department Supervisor Scherpenberg. Mr. Scheeser asked if this is the last old truck to be replaced. Mayor Policastro said he believes this is the last one. Mr. Wolter said he thought the other truck was in the five year old range. Mr. Scheeser said it should be an easy investment period for the next few years. Mr. Andrews said this is a multi use vehicle. On roll call; five yeas, no nays.

Mr. Andrews moved, seconded by Mr. Wolter to accept the recommendation of the Finance Committee which met on Tuesday April 16, 2013 in Council Chambers to review online registrations, online payments and fees associated with accepting online payments for Pool and Tennis. The meeting began at 7:00 p.m. with Committee Members Joe Stelzer, Jeff Andrews and Joe Miller present. In attendance were Pool Manager Jordan Schad, Pool Board Member Don Slavik and Tennis Board Member Monika Osborn, Also in attendance were Dennis Wolter, Peter Osborn, Cortney Scheeser and Denise McCarthy. The Committee and attendees discussed the pros and cons of the online registrations and payments. The Committee also discussed the history of these processes. The Finance Committee on a unanimous vote recommends to full Council: (1) That online registrations and payments be accepted for Pool and Tennis in 2013 (2) That, for 2013, no surcharge be added

for those people using the convenience of online payments (3) That the system used for online registration and payments: a. Provide information to the Pool and Tennis Boards and employees that will assist them in managing these organizations b. Include adequate security and controls c. Be controlled and administrated by Village employees and/or Pool and Tennis Board Members. Mr. Wolter said he would like to see is some input to quantify how much time this saves to put in perspective the decision whether we ever charge extra for this service. Ms. McCarthy said it is important to remember that we can not charge fees on debit or gift cards. On roll call; five ayes, no nays.

Ms. McCarthy moved, seconded by Mr. Scheeser to accept the recommendation of the Public Works and Service Committee which met on Tuesday April 16, 2013 to discuss the 2013 Street Repair Bids. The Committee recommends we accept the bid of J.K. Meurer Corporation in the amount of \$124,000. This will deliver a savings to the Village of \$25,400 versus original estimate eliminating the need to withdraw \$15,449 from the Permanent Improvement fund as originally approved by Council. Net result is a +\$9,900 higher Road Fund balance that can be spent on additional sidewalk or street work in 2013. The Committee would also like to thank Engineer Ertel for his great work on this project and for his continued outstanding service and professionalism. Mr. Miller said this will help to continue the sidewalk grinding projects. On roll call; five ayes, no nays.

Mayor Policastro read the following miscellaneous announcements:

Mayor Policastro referred the matter of new computers for the Administration Office to the Finance Committee.

Resolutions:

“Fixing a Time for Public Hearing on the 2014 Budget” had a second reading.

“Resolution Declaring the Necessity of Levying a Tax in Excess of the 10 Mill Limitation for Recreational Purposes and Requesting the County Auditor to Certify Matters in Connection Therewith; and To Declare Emergency” had a first reading. Clerk Borgerding said he should have gotten both this and the next Resolution out sooner and apologized for the emergency clause. We have to have the funds certified by the County so Council can vote on putting this on the November ballot. Mr. Scheeser moved, seconded by Mr. Wolter to suspend the rules to allow for the second and third readings. On roll call; five ayes, no nays. The Resolution had a second reading. Mr. Scheeser asked if this would be a renewal on the ballot. Clerk Borgerding said this is a five year renewal. The money is sent to the Village which then sends it right back to MariElders. The Resolution had a third reading. Mr. Wolter moved, seconded by Mr. Andrews to adopt the Resolution. On roll call; five ayes, no nays. Ms. McCarthy moved, seconded by Mr. Scheeser to invoke the emergency clause. On roll call; five ayes, no nays. Resolution No. R-8-13 was adopted.

“Resolution Declaring the Necessity of Levying a Tax in Excess of the 10 Mill Limitation for Current Expenses and Requesting the County Auditor to Certify Matters in Connection Therewith; and To Declare Emergency” had a first reading. Mr. Scheeser 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 Resolution had the second reading. Clerk Borgerding said it is the renewal of the operating levy. It is one of the bigger levies but it is also an older levy. Mr. Andrews suggested having a discussion about the overall levies and should we dial some up while dialing some back. Clerk Borgerding said the Finance Committee should meet to discuss to see where we are at. He said the meeting should occur after the Budget Hearing so we have a better idea of where we are at and what our needs are going to be. The Resolution had a third reading. Mr. Miller moved, seconded by Mr. Scheeser to adopt the Resolution. On roll call; five ayes, no nays. Mr. Scheeser moved, seconded by Ms. McCarthy to invoke the emergency clause. On roll call; five ayes, no nays. Resolution No. R-9-13 was adopted.

Tax Administrator Judd arrived late to the meeting and apologized for not being here to introduce Mrs. Busam. She is confident that Mrs. Busam will do an excellent job and stated that she enjoyed working with everyone. Council thanked Mrs. Judd for all she has done for the Village over the past years.

Ordinances:

“To Temporarily Suspend Section 95.06 Liquor of the Mariemont Code of Ordinances for the Time Period 7:00 p.m. to 11:00 p.m. June 22, 2013 (Alternate Date June 29, 2013) and To Declare Emergency” had a first reading. Ms. McCarthy moved, seconded by Mr. Wolter 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. Mr. Wolter moved seconded by Mr. Andrews to amend the Ordinance Section I to state it is suspending Section 95.06 of the Mariemont Code for the Swim Pool premises only. On roll call; five ayes, no nays. The Ordinance had a third reading. Mr. Scheeser moved, seconded by Mr. Miller to adopt the Ordinance. On roll call; five ayes, no nays. Ms. McCarthy moved seconded by Mr. Scheeser to invoke the emergency clause. On roll call; five ayes, no nays. Ordinance No. O-10-13 was adopted.

“To Provide New Rates for Tennis Passes; To Repeal Ordinance No. O-9-94 and to Declare Emergency” had a first reading. Mr. Miller 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 and third reading. Mr. Andrews moved, seconded by Ms. McCarthy to adopt the Ordinance. On roll call; five ayes, no nays. Mr. Andrews moved, seconded by Mr. Miller to invoke the emergency clause. On roll call five ayes, no nays. Ordinance No. O-11-13 was adopted.

“To Accept Bid of J.K. Meurer Corporation for the 2013 Street Rehabilitation Project; To Authorize Contract; and To Declare Emergency” had a first reading. Mr. Scheeser 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 the second and third readings. Mayor Policastro said he appreciated the Committee getting this done right away because it will save the Village money. Mr. Scheeser said his Committee report states the incorrect figure. Solicitor McTigue said the Ordinance is correct and there is not a need for amendment. Mr. Wolter moved, seconded by Mr. Miller to adopt the Ordinance. On roll call; five ayes, no nays. Ms. McCarthy moved, seconded by Mr. Andrews to invoke the emergency. On roll call; five ayes, no nays. Ordinance No. O-12-13 was adopted.

Mr. Scheeser said he was contacted by e-mail from Mr. Bevis stating his concern over the number of emergencies we had for this meeting. He said a pro-active calendar with when Council should be meeting would be helpful. He thought Ms. McCarthy suggested it last year. Mrs. Van Pelt said it had been done and e-mailed to Council. Solicitor McTigue said many municipalities will suspend the rules to allow for the second and third readings but not have the emergency clause. The legislation will not take effect for 30 days. Mr. Scheeser suggested e-mailing the calendar to Council on a quarterly basis. Mrs. Van Pelt said she would send it out to Council. Mayor Policastro said he will also be tough on Council for important items. As one can see he stayed on the Public Works & Service Committee concerning the street repair and we got the bids out early and the lowest bid was about \$25,000 less than the Engineer’s estimate. Clerk Borgerding said Mrs. Van Pelt reminded him early in the year to do the Resolutions for the levies but time got away from him. Mr. Andrews said he feels we lose negotiation leverage when we do something last minute.

The meeting adjourned at 7:35 p.m.

Dan Policastro, Mayor

Anthony J. Borgerding, Clerk