

**MINUTES OF THE COUNCIL  
VILLAGE OF MARIEMONT, OHIO  
REGULAR MEETING HELD IN COUNCIL CHAMBER  
DECEMBER 12, 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. Black, Ms. McCarthy, Mr. Miller, Mr. Scheeser and Mr. Wolter.

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

Mr. Wolter moved, seconded by Mr. Black to accept the minutes as written for November 28, 2011 and the Committee of the Whole meeting December 5, 2011. Mr. Black said Mr. Andrews asked that the first paragraph regarding the first communication for November 28, 2011 be changed from 'perimeters' to 'parameters'. On roll call; five ayes, no nays. (Mr. Scheeser abstained from the Council minutes for November 28, 2011)

The following communications were read by Mayor Policastro:

From Police Chief Hines: November 2011 Monthly Report. Mr. Wolter said it was disturbing to hear about an armed robbery and asked what time of day did it occur. Chief Hines said it happened around 7:00 p.m. They did not get the call until approximately 1 ½ hours later because the kids did not tell their parents right away. The case is under investigation. The three suspects are older teenagers or young adults and they did show a gun.

Chief Hines said he and Captain Messer attended the AAA Traffic Safety awards banquet and he was happy to announce that Mariemont received the Platinum award which is the highest award you can get. There were only seven municipalities given the Platinum award throughout the Tri-State area. He gave credit to his staff and especially to Lt. Ostendarp who administers the program. It is a complex program where points are given for things such as traffic education, traffic enforcement, auto accidents at low levels etc. He is proud of the award and said it is important to keep the Village, its residents, businesses and visitors safe.

Chief Hines said he gave Mayor Policastro a letter asking that he refer to a Committee of Council the need for a camera in the new police cruiser. The camera can be purchased using funds from the confiscated drug fund. Mayor Policastro referred the matter to the Safety Committee.

Chief Hines said he is sure Council has noticed the new graphics on all the cruisers. At the tree lighting he had at least twenty-five people comment on how nice they looked and how much they liked the new Charger. Mr. Wolter said he speaks for the whole Village when he says the department has made us proud with these awards and more importantly we all feel safe thanks to all the municipal workers. Chief Hines said he appreciates the comments and the police department strives to be proactive instead of reactive.

From Superintendent Scherpenberg: November 2011 Monthly Report. He said they will probably do one more pass through the Village for leaves the week of December 19<sup>th</sup>. They pretty much have all the leaves but still have to do some of the Village's properties and the parks. Mayor Policastro said he will put the information in the upcoming Mayor's Bulletin. Superintendent Scherpenberg said this year we will have spent approximately \$6000 with Minute Men opposed to \$12,000 last year. The work release program also helped working 280 hours saving approximately \$3200.

From Building Commissioner Malone: November 2011 Monthly Report. He reported that the work at Emery Park is moving right along. Seven units have been sold with four of them being closed and the final inspections complete. He anticipates them to be occupied before the year end.

From Tax Administrator Judd: November 2011 Monthly Report

From Joanee Van Pelt: Thank you for Kroger gift card

From Police Clerk Maupin: Mayor's Court Statement October 2011

Mayor Policastro said the Village lost two wonderful people over the past weeks. Yesterday we lost General Doug Short. Also, Carl Keller, past Maintenance Superintendent for the Mariemont Schools passed away. He asked for a moment of silence in memory of both gentlemen.

Mr. Tom Brinkman Jr., 3215 Haristy Avenue, was granted permission to address Council. He was a State Representative for the 34<sup>th</sup> House District, which included the Village's surrounding neighborhoods, from 2001-2008. He was unable to run due to term limits. They have changed the districts around and Representative Maag will no longer represent the Village after this year. The Village will have a new 27<sup>th</sup> District which will include Indian Hill, Symmes Township and Loveland. He has set out the required four years and is throwing his hat in the ring. The big thing for him is listening and engaging with the local communities. He worked hard with

Mayor Shannon of Fairfax, Trustees from Anderson Township and Mayor Cosby of Newtown. He believes that government is best when closest to the people. He fought against the institution of the Ohio Business Gateway and he will certainly fight against the effort to have the earnings tax be taken over by the State. He also fought against the elimination of Mayor's Court, which they were able to defeat despite the fact that the Supreme Court Chief Justice really pushed hard on the matter. He also worked with Mayor Policastro on the Woman's Art Barn. He also worked with Michelle Schneider in getting funding for the project along with several residents including Jane McDonald. He coached them along on how to make the proposal so they could get the funding. He helped with the Newtown Indian Artifact. He also helped end e-check and kept it away. He is running in the Republican Primary which is March 6<sup>th</sup>, 2012 and he would appreciate any support from the Village.

Mr. Miller moved, seconded by Ms. McCarthy to pay the bills as approved by the Mayor, Clerk and Finance Chairman. On roll call; five ayes, no nays.

Mr. Black moved, seconded by Mr. Wolter to accept the recommendations of the Public Works & Service Committee which met on Monday November 14, 2011 to review putting the outsourcing mowing contract out to bid. Committee Members Denise McCarthy, Jeff Andrews, and Cortney Scheeser were present. Mayor Dan Policastro, Superintendent John Scherpenberg and Administrative Assistant Joanee Van Pelt along with some residents were also in attendance. After discussing the current areas of mowing and the cost savings to the Village, the Committee recommends going out to bid. We ask that bids include an option to extend the contract for two (2) years, similar to the trash contract. We request Superintendent Scherpenberg prepare the bid specs and place the notice in the newspaper. Mr. Miller asked if the same specs were being used as last time and if we were happy with the current company. Superintendent Scherpenberg said yes. Mr. Miller said we should be careful not to put the bid out to 10 people or people who do not qualify. Superintendent Scherpenberg said you cannot do that. Solicitor McTigue said it comes down to the best and lowest bid. The Village does not necessarily have to take the low bid, but what they consider to be the best lowest bid. Mr. Wolter said Superintendent Scherpenberg will go and check out companies and their equipment to make sure they are capable of doing the job. On roll call; five ayes, no nays.

Mr. Wolter moved, seconded by Mr. Miller to accept the recommendations of the Committee of the Whole which met Monday December 5, 2011 at 6:30 p.m. in Council Chambers to discuss amending the Salary Ordinance to include a Part-Time Tax Administrator position with a salary band of \$29.00-\$30.00/hr. Present were Mayor Policastro and Council members Andy Black, Jeff Andrews, Denise McCarthy, Joe Miller, Cortney Scheeser, Dennis Wolter, Clerk Tony Borgerding, Administrative Assistant Joanee Van Pelt and Tax Administrator Darlene Judd. Administrator Judd presented her proposal to the Committee, which requires her to retire effective January 1, 2012 but only with the assurance she will be re-hired on March 1, 2012 on a part-time basis at a rate of \$30.00/hr. If approved and enacted by Council the net savings of this move to the Village General Fund will be approximately \$44,000 in 2012 and approximately \$39,000/annually beginning in 2013. After discussion Council unanimously approved recommending the amendment to the Salary Ordinance and due to timing Council approved the use of the Emergency Clause. On roll call; five ayes, no nays.

Mayor Policastro read the following miscellaneous announcements:

Leaf Season will end Friday December 16, 2011. In addition there will be a few additional days to make sure that all the leaves have been collected.

Council will meet Tuesday December 27, 2011 at 7:30 p.m. due to the holiday.

#### Resolutions:

"To Reappoint Dennis Malone as Building Commissioner for the Calendar Years 2012 and 2013; To Set Compensation" had a third reading. Mr. Black moved, seconded by Ms. McCarthy to adopt the Resolution. On roll call; five ayes, no nays. Resolution No. R- 16-11 was adopted.

"To Reappoint Maria Borgerding as a Member of the Pool Commission for the Calendar Years 2012 and 2013" had a third reading. Mr. Miller moved, seconded by Mr. Wolter to adopt the Resolution. On roll call; five ayes, no nays. Resolution No. R-17-11 was adopted.

"To Reappoint Wes Iredale as a Member of the Pool Commission for the Calendar Year 2012" had a third reading. Ms. McCarthy moved, seconded by Mr. Black to adopt the Resolution. On roll call; five ayes, no nays. Resolution No. R-18-11 was adopted.

"To Appoint Merilee Turner as a Member of the Pool Commission for the Calendar Years 2012 and 2013" had a third reading. Ms. McCarthy moved, seconded by Mr. Black to adopt the Resolution. On roll call; five ayes, no nays. Resolution No. R-19-11 was adopted.

"To Reappoint Don Slavik as a Member of the Pool Commission for the Calendar Years 2012 and 2013" had a third reading. Mr. Wolter moved, seconded by Mr. Miller to adopt the Resolution. On roll call; five ayes, no nays. Resolution No. R-20-11 was adopted.

"To Reappoint Ken Heuck as a Member of the Pool Commission for the Calendar Years 2012 and 2013" had a third reading. Mayor Policastro said Mr. Heuck dropped out so he will have to appoint someone else.

“To Reappoint Louise Schomburg as a Member of the Parks Advisory Board for the Calendar Years 2012 and 2013” had a third reading. Mr. Miller moved, seconded by Mr. Black to adopt the Resolution. On roll call; five ayes, no nays. Resolution No. R-21-11 was adopted.

“To Reappoint Ruth Varner as a Member of the Parks Advisory Board for the Calendar Years 2012 and 2013” had a third reading. Ms. McCarthy moved, seconded by Mr. Wolter to adopt the Resolution. On roll call; five ayes, no nays. Resolution No. R-22-11 was adopted.

“To Reappoint Lisa Gordon as a Member of the Parks Advisory Board for the Calendar Years 2012 and 2013” had a third reading. Mr. Black moved, seconded by Mr. Scheeser to adopt the Resolution. On roll call; five ayes, no nays. Resolution No. R-23-11 was adopted.

“To Reappoint Eric Marsland as a Member of the Parks Advisory Board for the Calendar Years 2012 and 2013” had a third reading. Mr. Black moved, seconded by Ms. McCarthy to adopt the Resolution. Resolution No. R-24-11 was adopted.

“To Appoint Jim Gerace as a Member of the Parks Advisory Board for the Calendar Years 2012 and 2013” had a second reading. Mr. Scheeser asked who Mr. Gerace is replacing. Mayor Policastro said he will be replacing General Doug Short.

“To Reappoint Nancy Stelzer as a Member of the Parks Advisory Board for the Calendar Years 2012 and 2013” had a first reading.

“To Appoint Paul Allen as a Member of the Architectural Review Board for the Calendar Years 2012 and 2013” had a third reading. Mr. Wolter moved, seconded by Mr. Miller to adopt the Resolution. On roll call; five ayes, no nays. Resolution No. R-25-11 was adopted.

“To Reappoint Michael Stegman as a Member of the Architectural Review Board for the Calendar Years 2012 and 2013” had a third reading. Mr. Black moved, seconded by Ms. McCarthy moved to adopt the Resolution. On roll call; five ayes, no nays. Resolution No. R-26-11 was adopted.

“To Reappoint Mark Bruggeman as a Member of the Architectural Review Board for the Calendar Years 2012 and 2013” had a third reading. Mr. Miller moved, seconded by Mr. Black to adopt the Resolution. On roll call; five ayes, no nays. Resolution No. R-27-11 was adopted.

#### Ordinances:

“To Supplement Ordinance No. O-1-11 Annual Appropriation Ordinance” had a first reading. Ms. McCarthy moved, seconded by Mr. Miller 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. Clerk Borgerding said this is something we do annually at the end of each year. When we do the budget at the beginning of the year some areas end up needing more appropriations at the end of the year while some did not need as much. These appropriations should get us through the end of the year. He anticipates expense wise we should end pretty much on target with the budget. The Ordinance had a third reading. Mr. Black moved, seconded by Mr. Scheeser to adopt the Ordinance. On roll call; five ayes, no nays. Ordinance No. O-21-11 was adopted.

“To Amend Ordinance No. O-8-11 of the Mariemont Code of Ordinances to Increase Payment for Employees; and To Declare Emergency” had a first reading. Mr. Wolter moved, seconded by Ms. McCarthy to suspend the rules to allow for the second and third reading. The Ordinance had a second reading. Mr. Scheeser asked if any other figures changed. Mrs. Van Pelt said the only change was to add the line item in for the Part-Time Tax Administrator. 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. Black moved, seconded by Ms. McCarthy to invoke the emergency clause. On roll call; five ayes, no nays. Ordinance No. O-22-11 was adopted.

Mr. Scheeser said he missed the meeting when the second reading was read to appoint Paul Allen to the ARB. He believes Mr. Allen will do a good job. He understands with the Mayor’s authority Mr. Raeon was asked to step down at the end of his term which is purely within the Mayor’s prerogative. He said he would appreciate that when that sort of action is taken the letter is put in the packet so Council can be informed. He would appreciate being aware of such a big move. Mayor Policastro said he would think about it because it can be considered a private thing at times. Mr. Scheeser said this letter had public consequences so he thinks it would be a nice act of transparent communication. Mayor Policastro said okay.

The meeting adjourned at 8:02 p.m.

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Dan Policastro, Mayor

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Anthony J. Borgerding, Clerk

