

**MINUTES OF THE COUNCIL  
VILLAGE OF MARIEMONT, OHIO  
REGULAR MEETING HELD IN COUNCIL CHAMBER  
APRIL 25, 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. Miller, Mr. Scheeser and Mr. Wolter.

Mr. Wolter moved, seconded by Mr. Scheeser to accept the minutes as written for April 11, 2011. On roll call; six ayes, no nays.

The following communications were read by Mayor Policastro:

From Ohio Department of Transportation: Letter dated March 31, 2011 re: Safe Routes to School. Mayor Policastro referred the matter to the Safety Committee. He said we have a grant of approximately \$80,000 for traffic calming, sidewalks and upgrading of the signs. The Safety Committee will need to meet with Caroline Duffy to discuss the engineer drawing that must be submitted to the State of Ohio. Ms. Duffy believes she can get the EPA environmental study waived and she indicated that the state would pay for the engineering studies. Mr. Scheeser asked if this was a good return versus what we asked for. Mr. Wolter said there were some things that were not approved because it did not meet their criteria but they did not give us specific information on what those were. Mayor Policastro said Engineer Ertel came up with an idea to coincide with their traffic calming. The yellow lines along Wooster Pike will be moved in so cars will go slower. If that is the case Engineer Ertel said we might possibly be able to put a bicycle path on Wooster Pike. Engineer Ertel said right now on the west end of the Village on Wooster Pike there is 18.5' of pavement for travel in each direction. The proposal is to narrow the lane to 12' for the cars which would leave 6' for a bike lane. Mayor Policastro said one thing he is not sold on yet and he is not sure the residents along Wooster Pike will like the idea of putting bump outs along the road. Engineer Ertel explained that the bump outs are actually pieces of sidewalk that is put in the lane of pavement to help cars narrow and slow down. It is a refuge island off the curb. They will stick out 4'-5' into the roadway. Mr. Scheeser asked if it would interfere with the bike lane. Engineer Ertel said no because the bump outs will have ramps that the bikes can go up and over. Mr. Scheeser said last year Mr. Spinnenweber cautioned Council to keep a keen look on aesthetics but he really likes the idea.

From The Secretary of State: 2010 Census Proclamation. Mayor Policastro said there are 3400 people in the Village but the figure may go up with the sale of the new condos.

From Mariemont Preservation Foundation: Meeting Agenda 4-28-11/Meeting Minutes 3-24-11

From Assistant Chief Travers: Request to Purchase (7) sets of Turnout Gear. Chief Hines said the turnout gear was requested at the Permanent Improvement meeting earlier in the year. The money was allocated for the purchase. The seven sets will put our roster in good standing as far as meeting standards. The price reflects an extra set for the money that was allocated. Clerk Borgerding said we appropriated \$10,000 for five sets of turnout gear. Mr. Scheeser said at the Permanent Improvement meeting there was discussion about how many sets of gear are needed. Chief Hines said from what Assistant Chief Travers has told him as soon as we get the seven sets we should be in good shape as far as equipment goes. Mayor Policastro referred the matter to the Safety Committee.

From MariElders: Monthly Recap Ending March 31, 2011

From Treasurer Kulesza: March 2011 Monthly Report/Trend Reports. Council commented that they liked and appreciated the graph trend reports.

From Bob Keyes: Letter dated April 17, 2011 re: Letter of Appreciation

From Mayor Policastro: Letter dated April 20, 2011 re: Sister City Partnership

From Administration Office: MTD/YTD Report 1<sup>st</sup> Quarter

From Chief Hines: Memo dated April 19, 2011 re: O.V.I. Task Force Reimbursement. Chief Hines said this is overtime money paid for one of our officers to run an O.V.I. task force car which looks for impaired drivers. It is paid for through grant money and is administered through the City of Blue Ash for Hamilton County. The cost for the officer is reimbursed so it is not costing the Village anything. It comes out of the budget you see on payroll but the money is deposited back into the General Fund. It is all explained in his annual report at the end of the year. It is a good thing to have an extra officer out on the road doing traffic enforcement and it does not cost us anything.

Mayor Policastro said that Chief Hines put together a crime alert regarding gypsies who may be coming into the area. He said to alert senior citizens in your area. Mr. Wolter cautioned that they often work in pairs - with one at your front door while the second is breaking in through the back door. Chief Hines said it will be sent

out through the Nixle and it will be put on the website. He has also distributed information to the MariElders. He gave credit to Treasurer Kulesza who gave him a heads up on the situation.

Mr. Andrews introduced Brett France who is the high school tennis coach. The Health and Recreation Committee is seeking to renew Mr. McDowell's tennis contract with the Village. Mr. McDowell and Mr. France are trying to work together to try and put together a more proactive tennis camp and program for juniors. Mr. France introduced his partner Federico Hernandez. Together they own Cincinnati Sports Camps. They are working with Mr. McDowell and the Tennis Association to put on a tennis camp specifically for those in high school and junior high in the area. It will be a three hour a day week long camp. They are looking for 25-30 kids. The cost is \$150 which includes a t-shirt. They have liability insurance and they do perform background checks. They proposed to the Tennis Association to give back 10% of the net proceeds. Sue Zepf instructed him to come before Council as the next step. Mr. Andrews said he was approached by Ms. Zepf and Mr. Peck. Mr. Miller said we are badly in need of this program. This allows for kids to get some professional training and get involved with Mariemont tennis. He would not want any time taken away from residents and he strongly agreed that the Tennis Association should benefit from kids coming in from outside the Village. Mr. Andrews said right now there are only five players on the Junior High team which makes it hard for them to win a match. He sees this as adding a spark to make kids want to play. Mr. Scheeser said it seems to him that precedent has already been set with the swim team using the swim pool. Mr. Andrews asked if Mr. France would personally be on the courts. Mr. France said there is another camp they are running in Mason but he is going to try to work it into his schedule to be in Mariemont. Mayor Policastro said he is okay with the program as long as it is okay with the Tennis Association. However he wants a copy of the liability insurance dec sheet stating the Village is named as an additional insured for \$1,000,000. Mr. France said he also does private tennis lessons. He has talked with Mr. McDowell who is okay with him bringing in some of his students on weekends or evenings if there is court time available. Mr. Miller said because he would be using Village courts he said he would expect a portion of the proceeds to be paid to the Tennis Association. Mr. Andrews said as long as there is no unfairness and the Tennis Association works out the details he believes it is good for the Mariemont tennis program. Mr. Andrews moved, seconded by Mr. Miller to allow for the tennis program and for all the details to be worked out through the Tennis Association to the satisfaction of Council. On roll call; six ayes, no nays.

Mr. Black moved, seconded by Mr. Scheeser to pay the bills as approved by the Mayor, Finance Chairman and Clerk. Mr. Wolter asked for clarification on the mowing contract and if there has been any adjustment to the contract. Mayor Policastro said they are going to probably extend the contract to the end of the year on things the Village needs done. Mr. Andrews suggested spraying for weeds on the median. Mr. Wolter said it is hard to do when there is this much rain. Mr. Miller said it has to be at least 65 degrees in order for it to work. On roll call; six ayes, no nays.

Mr. Black moved, seconded by Mr. Miller to accept the recommendation of the Health and Recreation Committee which met on Tuesday April 5, 2011 to review: (1) Pool and Tennis rates for the 2011 season; (2) Rehiring Aaron McDowell as Tennis Pro for the 2011 season; (3) Waste Program - container size and stickers. Present were Committee members Denise McCarthy, Cortney Scheeser and Jeff Andrews. Also present were Mayor Dan Policastro, Administrators Joanne Van Pelt and Sue Singleton, Pool Manager Ed Beck, resident Jim Votaw and Eastern Hills Journal writer Lisa Wakeland. After discussion the Committee recommends that Council:

- Make no changes to the recently adopted increase in can size allowed (45 gallons)
- Continue to require one sticker on cans up to and including 45 gallons
- Continue to require two stickers on cans over 45 gallons regardless of the amount of waste in the can
- Provide 'compliance stickers' to Rumpke to help communicate and enforce waste program, requirements. The sticker shall communicate 3 primary 'out of compliance' issues: No sticker placed on can, not enough stickers on the can, can is overflowing. The Committee requests these recommendations be approved by Council.

Mr. Scheeser commented that Health and Recreation should not take up trash. Instead it should go to Public Works and Service Committee in the future. Mayor Policastro showed a copy of the non-compliance sticker. On roll call; six ayes, no nays.

Mr. Black moved, seconded by Mr. Scheeser to accept the recommendation of the Health and Recreation Committee which met on Tuesday April 5, 2011 to review: (1) Pool and Tennis rates for the 2011 season; (2) Rehiring Aaron McDowell as Tennis Pro for the 2011 season; (3) Waste Program - container size and stickers. Present were Committee members Denise McCarthy, Cortney Scheeser and Jeff Andrews. Also present were Mayor Dan Policastro, Administrators Joanne Van Pelt and Sue Singleton, Pool Manager Ed Beck, resident Jim Votaw and Eastern Hills Journal writer Lisa Wakeland. After discussion the Committee recommends that Council:

- Set tennis membership rates for 2011 at the same rate as 2010
- Set pool membership rates for 2011 at the same rate as 2010 with one modification. The babysitter season pass should be set at the same rate as the junior season member rate (\$75 pre-deadline; \$85 post-deadline)
- Enable pool and tennis registration and acceptance of credit card payment on the Village of Mariemont website
- Rehire Aaron McDowell as the tennis pro for the 2011 season

The Committee request these recommendations be approved by Council. Treasurer Kulesza said with the Pay Pal method how will he know which account to charge it to. Mr. Andrews said with Pay Pal when someone registers for pool/tennis they can have an e-mail sent to the Treasurer with a copy of the details. Treasurer Kulesza asked if he would be getting numerous e-mails. Mr. Andrews said they can facilitate a summary which Treasurer Kulesza said he would prefer. Treasurer Kulesza asked what the charge is for Pay Pal. Clerk Borgerding said to use a credit card we would be charged 3% and Mr. Andrews said Pay Pal would charge approximately 2.7%. The idea is if the convenience is online it may encourage more people to sign up and it will pay for the revenue lost through charges. Clerk Borgerding suggested talking with Brian Mikesell who handles the online registration for the youth football program. Mr. Andrews said the summary should come automatically but if not he will work with Mrs. Van Pelt and Mrs. Singleton to get the information Treasurer Kulesza needs to account for it properly. On roll call; six ayes, no nays.

Mr. Miller moved, seconded by Mr. Wolter to accept the recommendation of the Finance Committee which met on Monday, April 18<sup>th</sup>, 2011 at 7:00 pm to review the Maintenance Department's request for replacing the current utility vehicle and dump truck. Present were committee members Andy Black and Jeff Andrews with Committee member Denise McCarthy's absence excused. Also present were Mayor Dan Policastro, Councilman Dennis Wolter and Maintenance Superintendent John Scherpenberg. The meeting opened with the presentation of pricing proposals prepared by Superintendent Scherpenberg and discussing the condition and maintenance records of the current John Deere utility vehicle and GMC C70 dump truck. After much discussion, which included collective pricing options from the Center for Local Government, Committee members voted unanimously to approve the request for purchasing a 2011 Kubota 1000 utility vehicle at a cost not to exceed **\$20,325.00** from Smith Custom Service and a 2011 Ford F450 diesel dump truck at a cost not to exceed **\$72,754.00** from Middletown Ford. (Committee members recognize the cost for the Ford F450 exceeds the \$68,000.00 appropriated during the Capital Improvement Budget process in February.) Committee members also recommend approving the purchase of both vehicles under the emergency clause in order to secure government preferred pricing, which expires on May 1, 2011. Mr. Black said the utility vehicle should come in below \$20,000 which he estimates to be approximately \$19,000. We will auction off the old equipment. The increase in the dump truck was the decision to go with a diesel truck which the Committee felt would get more life out of the truck. Mr. Wolter said gas is becoming less efficient in big heavy vehicles which suffer the most. He noted that they went with a stainless steel bed. Mr. Scheeser said we should get much more life out of this truck versus the one we are retiring. Mr. Wolter said the big issue is rust and there are things we can do that do not cost much money such as chemical treatments to prolong the life of the bodies of these trucks. Ms. McCarthy asked when Council knew there was an expiration date and asked why Council waited until the last minute. Mr. Black said unfortunately they were not able to get pricing until the last minute. On roll call; six ayes, no nays.

The Mayor read the following miscellaneous announcements:

Village offices will be closed Monday May 30, 2011 in observation of Memorial Day

Mayor Policastro said he received several phone calls from residents upset with trees being cut down at 7:30 a.m. The code does not specify times when construction work can be performed. He referred the matter to the Rules and Law Committee to determine what time work can be performed during the week and on the weekends. He is going to ask then that building permits state the times work is permitted.

The Memorial Day Parade will be Monday May 30, 2011 beginning at 8:30 a.m. with assembly beginning at 8:00 a.m.

Mayor Policastro referred the West Street Parking Project to the Economic Development and Zoning Committee. An engineer's drawing will need to be made which Building Commissioner Malone and Engineer Ertel will be able to provide assistance.

Mr. Scheeser said the Flying Pig Marathon is this weekend and it gives great visibility for the Village. Mayor Policastro said he usually receives several letters from people complimenting the Village on how beautiful it is. Chief Hines said he attended a meeting for the Flying Pig last week and at that point they had 25,000 people signed up and they are expecting 30,000-35,000 total people to sign up. Everyone has been notified of the street closures.

Mr. Wolter said the traffic calming plan is in its final edit. He will get a copy to Mr. Black and Ms. McCarthy for their review. He is going to get together with Mr. Scheeser to go over the numbers and then it should be ready to go online for residents to review.

#### Resolutions:

"In Recognition of William Ebelhar" had a second reading.

"Fixing a Time for Public Hearing on the 2012 Budget" had a first reading.

#### Ordinances:

"To Amend Ordinance No. O-14-10 re: Swimming Pool Change in Price for Babysitter Pass and To Declare Emergency" had a first reading. Mr. Black moved, seconded by Mr. Andrews to suspend the rules to allow for the second and third readings. On roll call; six ayes, no nays. The Ordinance had a second reading. Mr. Wolter said he has spoken to Mr. Bevis regarding this issue and it is his understanding that if you buy the one

day passes for friends and students (\$17.50 for 5 passes) it works out to be \$3.50 per visit. We are charging a Village resident \$5.00 per visit. He asked if that could be rectified so it can be worked out that we will not be charging more for Village residents. Mr. Andrews said Mr. Bevis brought it to his attention last year. He met with the Pool Commission and the junior five punch pass can be purchased for a junior regardless if they live here but the pass must be purchased by a pool member. Mr. Andrews questioned if the free swim lessons were listed on the Ordinance last year. Mayor Policastro said there used to be a charge but years ago he fought to make the lessons free for all out kids. The Ordinance had a third reading. Mr. Miller moved, seconded by Mr. Scheeser to adopt the Ordinance. On roll call; six ayes, no nays. Mr. Andrews moved, seconded by Ms. McCarthy to invoke the emergency clause. On roll call; six ayes, no nays. Ordinance No. O- -11 was adopted.

“To Purchase Maintenance Truck Using the State of Ohio Purchasing Program and To Declare Emergency” had a first reading. Mr. Miller moved, seconded by Mr. Black to suspend the rules to allow for a second and third reading. On roll call; six ayes, no nays. The Ordinance had a second and third reading. Mr. Wolter moved, seconded by Mr. Andrews to adopt the Ordinance. On roll call; six ayes, no nays. Mr. Wolter moved, seconded by Mr. Scheeser to invoke the emergency clause. On roll call; six ayes, no nays. Ordinance No. O- -11 was adopted.

“To Accept Bid of Queen City Blacktop, Inc. for the 2011 Plainville Road Rehabilitation Project; To Authorize Contract” had a first reading.

The meeting adjourned at 8:17 p.m.

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Dan Policastro, Mayor

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Anthony J. Borgerding, Clerk