

MT. HEALTHY CITY COUNCIL MEETING

September 1, 2009

The council meeting was called to order by President Don Crank at 7:02 P.M. The invocation was followed by the Pledge of Allegiance.

ROLL CALL:

Mrs. Lingo, Mr. Wolf, Mrs. Moody, Mr. Bittner, Ms. Brandy. A motion to excuse Mr. Lombardo was made by Mr. Bittner and seconded by Mrs. Lingo. An aye vote carried the motion.

ALSO IN ATTENDANCE:

Safety Service Director Bill Kocher, Mayor Joe Roetting, Law Director Steve Wolf, Treasurer Deb Schaefer, Auditor Jill Claire

MINUTES:

A motion to adopt the minutes as printed for the August 18, 2009, Council Meeting was made by Mrs. Cole and seconded by Mrs. Moody. An aye vote carried the motion.

CORRESPONDENCE:

Donna Barkley, branch manager for the Mt. Healthy Library sent a "Thank you" card for allowing her to address council at the August 18th meeting. She appreciates the support and hopes to remain a vital part of the community for years to come.

PUBLIC INPUT:

None.

SPECIAL PRESENTATIONS:

Mayor Roetting swears in two new part-time police officers. Officer Jamie Byrd and Pat Kemper, Jr. are new members of the Mt. Healthy Police Department. We welcome them to the Mt. Healthy family.

Lori Petri and Rebecca Ritchie from Council on Aging of Southwestern Ohio address council. Whether you're a senior, a caregiver or anyone with questions about aging, your first call should be to your Area Agency on Aging. In our area, that's Council on Aging of Southwestern Ohio (COA). COA has nearly 40 years of compassionate, expert service to older adults, their caregivers and their families. We plan, coordinate and fund services to older adults in a five county region: Butler, Clermont, Clinton, Hamilton and Warren counties. Council on Aging's mission is to enhance the lives of adults by assisting them to remain independent at home through a range of quality services.

To find information go to their website www.help4seniors.org

COMMITTEE REPORTS:

None.

MAYOR'S REPORTS:

Mayor Roetting would like to remind everybody about Celebrate Mt. Healthy on September 12th and 13th. Be sure to spread the word.

SAFETY SERVICE DIRECTOR'S REPORT:

First item Mr. Kocher would like to go over is what was brought up last council meeting regarding the new liquor permit. Gilbert Kavoi is here tonight to address council regarding his new establishment, which will be located in Hilltop Plaza.

Mr. Kocher, Chief Schaefer and Mr. Kavoi had a meeting after the last council meeting. There was an issue in Colerain Township, but that was related in getting the building ready. In Forest Park he had a business and there were a few issues. There was a misunderstanding when first opened up and it progressed from there. There was an incident when a promoter came in and did a teen night, which did not have a good outcome. Mr. Kavoi has assured us there would not be teen nights at his establishment. The liquor permit Mr. Kavoi is applying for is for liquor and wine only.

Mr. Gilbert Kavoi of Florence, Kentucky addresses council. What Mr. Kavoi is trying to open is a restaurant, not a bar, not a nightclub, not a sports bar. It will only be serving cocktails and wine. It will not be a place for people to come and dance or just walk in to have a drink. You will make reservations to come in for dinner. There is a full kitchen in the Hilltop Plaza location he would be moving into. Mr. Kavoi wants to work with the city and the community.

Mr. Kavoi said it will be dinner hours, Thursday – Saturday. Every Thursday there will be a wine tasting. Thursday will be open until 11:00pm. On Friday they will open until midnight. Saturday open until 1:30am. There will be music – maybe a jazz night with a live band while people are dining. He does have a chef just waiting to have the restaurant, and the menu is still being worked on. The food will be mostly international.

Mr. Kocher explains that what the Liquor Board does is allows us to request a hearing. If we decide to do nothing Mr. Kavoi will most likely be granted his license. We would like to ask the state why we are getting so many different liquor permit classifications. We are not voting tonight on whether he gets this permit all we are doing is requesting a hearing. Basically if we request a hearing it delays his opening.

While doing the demo job on Compton Road at the tire shop we discovered there were 2 tanks buried under the concrete floor. They were probably used for oil or hydraulics. We contacted an agency that was certified to pump these tanks out. They pumped the tanks and we pulled the tanks and scrapped them. The State Fire Marshall came in and said they had an anonymous complaint that we did an illegal removal of a tank. Our issue is there is big money in removal of tanks. That is what the city would have been looking at paying. The fact that we removed them ourselves; there are 2 things that could happen. We could get a hand slap and be told not to do it again or we could be fined up to \$3,000.

We are allowing the Mt. Healthy High School to use the community room on Friday nights for their before game meal.

There are now a total of 4 employees that will be mentoring this year at Jane Hoop Elementary including Mr. Kocher.

LAW DIRECTOR'S REPORT:

None.

AUDITOR'S REPORT:

At the last minute there is a resolution added regarding a line of credit the city is looking to get. This will need to be passed before the ordinances.

There are two yearly ordinances to be passed tonight regarding the budget. There is one ordinance to transfer funds from the general fund to other funds to cover budgeted expenditures.

The other ordinance is to amend the 2009 appropriations.

TREASURER'S REPORT:

None.

RESOLUTIONS:

Resolution 09-991. A resolution objecting to the issuance of a new D2 and D3 liquor license permit number 0833479-0010 to Gilbert Kavoi, owner of the corporation known as, Bora Bora Cincinnati Inc., DBA Shades Restaurant/Sports Café, 8134 Hamilton Avenue, and requesting a formal hearing before the Ohio Department of Liquor Control. A motion to suspend the Three Reading Rule was made by Mrs. Moody and seconded by Mrs. Cole. A roll call vote failed the motion 4-2. This will be the 1st reading.

Resolution 09-992. A resolution authorizing the Safety Service Director to open a \$100,000 line of credit for the purpose of economic development/property rehab. A motion to suspend the Three Reading Rule was made by Mr. Bittner and seconded by Mrs. Cole. A roll call vote carried the motion 6-0. A motion to adopt the resolution was made by Mrs. Moody and seconded by Mrs. Lingo. A roll call vote carried the motion 6-0.

ORDINANCES:

Ordinance 09-1555. An ordinance to transfer funds from the General Fund to other funds covering budgeted expenditures and declaring an emergency. A motion to suspend the Three Reading Rule was made by Ms. Brandy and seconded by Mr. Bittner. A roll call vote carried the motion 6-0. A motion to adopt the resolution was made by Mrs. Lingo and seconded by Ms. Brandy. A roll call vote carried the motion 6-0.

Ordinance 09-1556. An ordinance amending the 2009 appropriations and declaring an emergency. A motion to suspend the Three Reading Rule was made by Mr. Bittner and seconded by Mr. Wolf. A roll call vote carried the motion 6-0. A motion to adopt the resolution was made by Ms. Brandy and seconded by Mrs. Lingo. A roll call vote carried the motion 6-0.

OLD BUSINESS:

Jamie Wolf still needs volunteers for Celebrate Mt. Healthy.

Donna Berkley from Mt. Healthy Library will be sharing a booth with D.A.R.E

There will be an increase in this quarterly waste bill. There will be a 45 cent increase.

NEW BUSINESS:

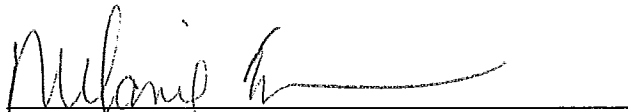
Mr. Bittner has a new grandson. Congratulations!

ADJOURNMENT:

A motion to adjourn the meeting was made by Mr. Bittner and seconded by Ms. Brandy. An aye vote carried the motion and the meeting was adjourned at 8:25 P.M.



Donald Crank, President of Council



Melanie Evenson, Clerk of Council