

MADEIRA CITY COUNCIL  
REGULAR MEETING MINUTES  
FEBRUARY 10, 2020

I. CALL TO ORDER

The meeting was called to order by Mayor Spencer at 7:30 p.m.

II. INVOCATION AND PLEDGE OF ALLEGIANCE

The Invocation and Pledge of Allegiance were led by Mayor Spencer.

III. ROLL CALL

Members present:

Nancy Spencer, Mayor  
Scott Gehring  
Tom Henning  
Chris Hilberg  
Doug Moormann  
Brian Mueller  
Traci Theis

Officials/Staff present:

Brian Fox, Law Director (arrived at 7:39 p.m.)  
Tom Moeller, City Manager  
Paul Phillips, Police Lieutenant  
C. Robert Paul, Treasurer  
Kristie Lowndes, Tax Commissioner  
Christine Doyle, Clerk of Council

Officials/Staff absent:

David Schaefer, Police Chief

IV. ACCEPTANCE OF THE AGENDA AND MINUTES

1. Changes to the agenda:

- None

2. Changes to the City Council Regular Meeting minutes from January 27, 2020:

- None

3. Res. No. 17-20: Authorizing the City Manager to Purchase a Mower for the Service Department

**Motion to accept the agenda; the January 27, 2020 minutes; and Res. No. 17-20: Authorizing the City Manager to Purchase a Mower for the Service Department made by Mr. Gehring, second by Mr. Moormann. Motion passed by unanimous roll call vote.**

V. MAYOR'S MOMENT

1. Public Comment Reminder

2. Mayor's Moment

- Mayor Spencer spoke about the recent accident on I-71 and commended the Madeira Indian Hill Joint Fire District (MIHJFD) and other responders for their actions.
- Maureen VanWert addressed Council, sharing that her son was born with a congenital heart defect. He was treated at Cincinnati Children's Hospital and is now doing well as an active 8-year-old. She said 1 in 100 children are born with a congenital heart defect, and she thanked Council for helping to raise awareness of this issue so that other children can have an outcome as positive as her son's. Mayor Spencer read a proclamation naming February 7 to 14 Congenital Heart Defect Awareness Week; she noted that the more we

know about what our neighbors are going through, the more we can provide assistance and support.

3. Special Recognition
  - None

#### VI. NOTICES OF OTHER MEETINGS AND EVENTS

- |                              |                              |
|------------------------------|------------------------------|
| • Parks and Recreation Board | February 12, 2020, 7:00 p.m. |
| • Senior Commission          | February 18, 2020, 6:00 p.m. |
| • Planning Commission        | February 18, 2020, 7:00 p.m. |
| • Mayor's Court              | February 19, 2020, 6:30 p.m. |
| • Budget and Finance Meeting | February 24, 2020, 6:30 p.m. |
| • City Council               | February 24, 2020, 7:30 p.m. |

#### VII. COMMITTEE AND OFFICIAL REPORTS

1. Board of Zoning Appeals meeting on February 3, 2020
  - Mr. Moeller reported there was one case on the agenda for 6814 Dawson. The request was for a side yard setback variance to build a porch along the Rose Crest side of the property; the request was approved.

#### VIII. COMMUNITY PARTICIPATION

1. Guests and Registered Visitors
  - None
2. Correspondence
  - The City received a letter from Don and Sheree Stephan thanking MIHJFD for CPR training.

#### IX. ORDINANCES AND RESOLUTIONS

1. Ord. No. 20-02: Amending Section 97.08 Credit for Tax Paid to another Municipality or Joint Economic Development District—First Reading
  - Council discussed including in the legislation that the revenue from the tax credit change would be used for capital improvements and infrastructure. They also discussed including a sunset clause that would require Council to reevaluate the tax credit at a specific time in the future. Mr. Mueller said the Budget and Finance Committee would consider these changes at their next meeting and bring a recommendation to Council on February 24.
  - Council also discussed the county funds that could be made available for street repair with the passage of the proposed sales tax increase. The funds would be available for roads on Metro bus routes, which would include Euclid, Dawson, and Kenwood.
2. Ord. No. 20-03: To Levy a Permissive Motor Vehicle License Tax Pursuant to Ohio Revised Code Section 4504.173—First reading
  - Council did not discuss.
3. Ord. No. 20-04: Adopting Amended Articles I, III, and V Rules and Regulations for the Hamilton County Storm Water District—First Reading

- Mr. Moeller referenced a synopsis of changes included in the legislation. He said he is reviewing the changes with the City Engineer to ensure they are consistent with Madeira's present policies.
  - Mr. Hilberg requested that a final copy of the legislation be sent to members of the Planning Commission and BZA.
4. Res. No. 13-20: Authorizing Approval of a TREX Liquor License for Madeira Bar Group, LLC. Located at 7840 Camargo Road, Madeira, Ohio
- Mr. Moeller said the applicant did not yet have control of the property, so he recommended tabling the resolution.

**Motion to table Res. No. 13-20: Authorizing Approval of a TREX Liquor License for Madeira Bar Group, LLC, Located at 7840 Camargo Road, Madeira, Ohio until the applicant has control of the property made by Ms. Theis, second by Mr. Hilberg. Motion passed by unanimous roll call vote.**

5. Res. No. 15-20: Authorizing the City Manager to Execute an Agreement with Merici, Ltd., dba 101 Mobility, for the Installation of an ADA Accessible Lift in the Madeira Municipal Building
- Mr. Moeller said two Madeira residents own the company; they were able to provide a better proposal than the current lift company because their unit would fit better in the existing shaft.
  - Mr. Moeller is cautiously optimistic that the lift will be completed by the March 17 election. He has been in discussion with the Board of Elections, and they have a protocol in place for curbside voting should the lift not be operational. Council discussed what to communicate to residents about the possible issues with voting at the Municipal Building; Mr. Moeller said he would discuss with the Board of Elections.

**Motion to approve Res. No. 15-20: Authorizing the City Manager to Execute an Agreement with Merici, Ltd., dba 101 Mobility, for the Installation of an ADA Accessible Lift in the Madeira Municipal Building made by Mr. Hilberg, second by Mr. Henning. Motion passed by unanimous roll call vote.**

Mayor Nancy Spencer	yes
Scott Gehring	yes
Tom Henning	yes
Chris Hilberg	yes
Doug Moormann	yes
Brian Mueller	yes
Nancy Spencer	yes

6. Res. No. 16-20: Amending Resolution No. 43-19 and Authorizing the City Manager to enter into a Revised Lease Agreement with Christine Parker, dba Arts & Creativities, LLC, for the Property located at 7010 Miami Avenue, Madeira, Ohio (Muchmore House)
- Mr. Moeller said Ms. Parker had accepted the language presented at the last Council meeting. Mr. Fox said the legislation should be changed to read: "... Agreement with Arts & Creativities ..."

**Motion to delete "Christine Parker, dba" from the legislation made by Ms. Theis, second by Mr. Moormann.**

- Council discussed the effective date of the agreement (January 1, 2020) and the rate of rent for December 2019.

**Motion to delete “Christine Parker, dba” from Res. No. 16-20 passed by unanimous roll call vote.**

**Motion to approve Res. No. 16-20: Amending Resolution No. 43-19 and Authorizing the City Manager to enter into a Revised Lease Agreement with Arts & Creativities, LLC, for the Property located at 7010 Miami Avenue, Madeira, Ohio (Muchmore House) made by Ms. Theis, second by Mr. Hilberg. Motion passed by unanimous roll call vote.**

Mayor Nancy Spencer	yes
Scott Gehring	yes
Tom Henning	yes
Chris Hilberg	yes
Doug Moormann	yes
Brian Mueller	yes
Nancy Spencer	yes

#### X. NEW BUSINESS

##### 1. Municipal Plaza

- Mr. Mueller asked if planning would resume on a new Municipal Plaza since it is included in the 2020 budget. Council decided to schedule a Public Works Committee meeting to discuss next steps.

#### XI. OLD BUSINESS

##### 1. Tree City USA Update

- Mr. Gehring reported he met with a representative of the Ohio Division of Urban Forestry to discuss the Tree City USA program. There are 260 Tree City USA cities in Ohio; the designation shows a city’s commitment to the health and vitality of trees and allows the city to apply for grants through the Division of Urban Forestry. To earn the designation, four standards must be met annually:
  - The city must have a tree board or city arborist.
  - The city must have a tree care ordinance that would apply to city-owned trees and those in the right-of-way.
  - The city must spend \$2 per capita on tree-related items. Leaf collection, brush pickup, and other things the City already does could fulfill this requirement.
  - The city must have an Arbor Day celebration that includes a Mayoral Proclamation.
- Council discussed involving the Parks and Recreation Board in the planning of an Arbor Day event and in possibly seating the tree board as a subcommittee. They also discussed working with the Madeira High School Good Natured group, which has already done fundraising to buy trees, and local arborists.
- Council asked Mr. Gehring to research the number of grants that have been offered and if neighboring cities have received any of the grants. They also asked that he learn more about the logistics of administering the program.

**Motion to move forward on pursuing the steps to become a Tree City USA in 2020 made by Mr. Gehring, second by Mr. Henning. Motion passed by unanimous roll call vote.**

XII. EXECUTIVE SESSION

1. Pending Litigation
2. Real Estate—Sale/Purchase
3. Personnel

**Motion to adjourn into Executive Session for the purpose of discussing pending litigation; employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official; and to consider the purchase or sale of real estate for public purposes made by Ms. Theis, second by Mr. Moormann. Motion passed by unanimous roll call vote at 8:42 p.m.**

XIII. ADJOURNMENT

**Motion made by Mr. Hilberg, second by Mr. Gehring, to adjourn Executive Session and return to regular session at 9:45 p.m. Motion passed by unanimous roll call vote.**

**Motion made by Mr. Moormann, second by Ms. Theis, to adjourn the regular meeting at 9:45 p.m. Motion passed by unanimous roll call vote.**

  
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Christine Doyle, Clerk of Council