

MUNICIPALITY OF GERMANTOWN COUNCIL

MONDAY, MARCH 21, 11

The Municipality of Germantown Council met in regular session on March 21, 2011 at 7:00 p.m. in the Municipal Building Council Chambers.

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was recited.

MEMBERS PRESENT:

The following members were present at the Call to Order: Mayor Theodore Landis, Mr. Steve Boeder, Mr. Lynn Koogle, Mr. Michael Kuhn and Mr. Edward Schwaberow. Mr. Terry Johnson arrived at 7:11 p.m.

MEMBERS ABSENT:

Mr. Brian Wafzig was absent.

ALSO PRESENT:

Also present were Anna M. Sizemore, Village Manager; Tom Schiff, Law Director; Dan Alldred, Fire Chief; Roy McGill, Chief of Police; Matt Burns, Police Major; Scott Brown, Police Sergeant; Terry Klein, Finance Director; Kelli Sanders-Novak, Clerk of Council and several visitors.

APPROVAL OF MINUTES:

Mayor and Council reviewed the March 7, 2011 Council Meeting minutes.

Mr. Boeder stated that under Mr. Koogle's report it should read "MVRPC".

MOTION: Mr. Boeder moved to accept the March 7, 2011 Council Meeting minutes as amended.

ROLL CALL: Mr. Boeder, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mayor Landis, yes. 5-yes, 0-no. **MOTION CARRIED.**

Mayor and Council reviewed the March 7, 2011 Work Session minutes.

MOTION: Mr. Koogle moved to accept the March 7, 2011 Work Session minutes as submitted.

ROLL CALL: Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mr. Boeder, yes; Mayor Landis, yes. 5-yes, 0-no. **MOTION CARRIED.**

PUBLIC RECOGNITION:

None.

CITIZEN'S FORUM:

None.

FINANCE DIRECTOR'S REPORT:

Terry Klein reviewed the possible reduction of local funds and the elimination of estate tax. He passed out a chart showing the impact on the Village if these funds and taxes are eliminated over the next four years.

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MANAGER'S REPORT:

Mrs. Sizemore reviewed her report.

CLERK'S REPORT:

None.

LAW DIRECTOR'S REPORT:

The Law Director stated that he has been in contact with the OMAA to get information on what will need to be done when transitioning the Village to City status.

He stated that he spoke with the Manager regarding a social media policy and should have something together in the next few weeks.

The demolition procedures have been reinstated with Camp Miami under the new property maintenance code.

POLICE CHIEF'S REPORT:

Chief McGill handed out the February Police Department report.

FIRE CHIEF'S REPORT:

Chief Alldred reviewed the February Fire/EMS report.

MAYOR'S REPORT:

Mayor Landis recommended that Lavonna Weinel, Jennifer Maffett, and Rick Roberts be appointed to the Charter Review Committee.

MOTION: Mr. Schwaberow moved to appoint Lavonna Weinel, Jennifer Maffett, and Rick Roberts to the Charter Review Committee.

ROLL CALL: Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mr. Boeder, yes; Mr. Johnson, yes; Mayor Landis, yes. 6-yes, 0-no. **MOTION CARRIED.**

COUNCIL MEMBER'S REPORT:

Mr. Boeder's Report:

He questioned if the bridge at East Market Street had been looked at by ODOT.

Mrs. Sizemore replied that ODOT is looking at the issues with the bridge.

Mr. Johnson's Report:

None.

Mr. Koogle's Report:

He attended the CBC meeting last week. The committee has a strong plan of what they are planning to get done this summer season.

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He attended that Economic Development meeting last week. They discussed the new entrance sign to the Village and the new banners that will be put in the downtown area. He shared with Council samples of the sign and banners.

The Chamber of Commerce will be paying for the new banners in the Village.

Mr. Kuhn's Report:

None.

Mr. Schwaberow's Report:

None.

Legislation:

Introduction:

EMERGENCY RESOLUTION NO. 11-16

A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO ENTER INTO AN AGREEMENT WITH THE MIAMI VALLEY COMMUNICATIONS COUNCIL FOR CODERED SERVICES FROM FEBRUARY 9, 2011 TO FEBRUARY 9, 2012, AND DECLARING AN EMERGENCY

MOTION: Mr. Koogle moved to suspend the rules on Emergency Resolution No. 11-16.

ROLL CALL: Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mr. Boeder, yes; Mr. Johnson, yes; Mayor Landis, yes. 6-yes, 0-no. MOTION CARRIED.

Mayor Landis opened the Public Hearing, Mayor and Council were not addressed. The Public Hearing was then closed.

MOTION: Mr. Schwaberow moved to adopt Emergency Resolution No. 11-16.

Mrs. Sizemore stated that CodeRed is the emergency notification system for the Village residents. This allows the Village to inform residents of important issues such as a water main break. This does cost the Village \$525.00 a year for the CodeRed service. She encouraged those residents that are not signed up to please visit the Village website or give the Village office a call to add their name and phone number to the call list.

ROLL CALL: Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mr. Boeder, yes; Mr. Johnson, yes; Mayor Landis, yes. 6-yes, 0-no. MOTION CARRIED.

RESOLUTION NO. 11-17

A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO ENTER INTO A CONTRACT WITH DAYTON POOL MANAGEMENT, 2305 DRYDEN ROAD, DAYTON, OH 45439, IN THE AMOUNT OF \$80,823.00 FOR MANAGEMENT OF THE GERMANTOWN AQUATIC CENTER FOR THE 2011 SEASON.

Mayor Landis stated the Public Hearing would be April 4, 2011

Public Hearing:

None.

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Pending Legislation:

EMERGENCY RESOLUTION NO. 11-11

A RESOLUTION ENACTING A MORATORIUM ON NEW CONSTRUCTION ON THE EAST SIDE OF THE MUNICIPALITY AS SHOWN ON EXHIBIT "A" WITH THE EXCEPTION OF PREVIOUSLY APPROVED SECTIONS IN THE EXISTING HILLCREST, HICKORY POINTE AND TRIANGLE STATION SERVICE AREAS OF THE MUNICIPALITY OF GERMANTOWN FOR A PERIOD OF SIX (6) MONTHS FOR THE PURPOSE OF PROTECTING THE EXISTING INFRASTRUCTURE AND PRESERVATION OF SAID INFRASTRUCTURE FOR THE REASON THAT THE MUNICIPAL ENGINEER'S OPINION IS THAT THE CURRENT INFRASTRUCTURE IS INCAPABLE OF HANDLING ANY ADDITIONAL FLOW NOTWITHSTANDING THAT SPECIFICALLY REFERENCED ABOVE, AND DECLARING AN EMERGENCY.

MOTION: Mr. Koogle moved to remove Emergency Resolution No. 11-11 from the table.

ROLL CALL: Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mr. Boeder, yes; Mr. Johnson, yes; Mayor Landis, yes. 6-yes, 0-no. MOTION CARRIED.

MOTION: Mr. Koogle moved to suspend the rules on Emergency Resolution No. 11-11.

ROLL CALL: Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mr. Boeder, yes; Mr. Johnson, yes; Mayor Landis, yes. 6-yes, 0-no. MOTION CARRIED.

Mayor Landis opened the Public Hearing, Mayor and Council were not addressed. The Public Hearing was then closed.

MOTION: Mr. Kuhn moved to adopt Emergency Resolution No. 11-11.

ROLL CALL: Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mr. Boeder, yes; Mr. Johnson, yes; Mayor Landis, yes. 6-yes, 0-no. MOTION CARRIED.

OTHER BUSINESS:

EXCUSE ABSENT MEMBERS:

Mr. Koogle motioned to excuse Mr. Wafzig.

ROLL CALL: Mr. Boeder, yes; Mr. Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mayor Landis, yes. 6-yes, 0- no. MOTION CARRIED.

ADJOURNMENT:

There being no further business to come before the Council, Mr. Johnson moved to adjourn the meeting.

The meeting adjourned at 7:36 p.m.

Respectfully Submitted,

Kelli R. Sanders-Novak
Clerk of Council

Theodore E. Landis
Mayor