

MUNICIPALITY OF GERMANTOWN COUNCIL

MONDAY, OCTOBER 3, 11

The Municipality of Germantown Council met in regular session on October 3, 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. Terry Johnson, Mr. Lynn Koogle, Mr. Michael Kuhn, Mr. Edward Schwaberow and Mr. Brian Wafzig.

MEMBERS ABSENT:

None.

ALSO PRESENT:

Also present were Anna M. Sizemore, Municipal Manager; Tom Schiff, Law Director; Roy McGill, Chief of Police; Matt Burns, Police Major; Scott Brown, Police Sergeant; Lynette Dinkler, Legal Counsel, Kelli Novak, Clerk of Council and two visitors.

APPROVAL OF MINUTES:

Mayor and Council reviewed the October 3, 2011 Council Meeting/Work Session minutes.

MOTION: Mr. Schwaberow moved to accept the October 3, 2011 Council Meeting/Work Session minutes as submitted.

ROLL CALL: Mr. Boeder, yes; Mr. Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mr. Wafzig, yes; Mayor Landis, yes. 7-yes, 0-no. **MOTION CARRIED.**

PUBLIC RECOGNITION:

None.

CITIZEN'S FORUM:

Wendell Adkins with DP&L updated Council and the public on the line clearing near the sub-station that will be occurring in the next few weeks. Lewis Tree Service will be doing the work and will be notifying the residents of this activity.

MANAGER'S REPORT:

Mrs. Sizemore stated that the Police Department has received a \$1,000.00 donation and the Fire/EMS Department has received a \$200.00 donation. Council needs to accept these donations.

MOTION: Mr. Koogle moved to accept the donations to the Police Department and the Fire/EMS Department.

ROLL CALL: Mr. Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mr. Wafzig, yes; Mr. Boeder, yes; Mayor Landis, yes. 7-yes, 0-no. **MOTION CARRIED.**

Mrs. Sizemore reviewed her report.

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Mrs. Sizemore stated that when the Auditors were here the last time they found that the Utility Clerks status and pay was never approved by Council in 2008. The Auditors are asking that Council do a motion to approve her status and pay retro back to 2008. When she was originally hired she was hired in as a part-time employee but never worked as a part-time employee. When Mr. Bukas was here, he made her a full time employee, paid her the correct wage and she has been receiving benefits since 2008 but it was never documented.

MOTION: Mr. Koogle moved to approve the current Utility Clerk to full time status and pay retro to 2008.

ROLL CALL: Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mr. Wafzig, yes; Mr. Boeder, yes; Mr. Johnson, yes; Mayor Landis, yes. 7-yes, 0-no. MOTION CARRIED.

CLERK'S REPORT:

Mrs. Novak announced that Beggars Night will be October 31st from 6:00 – 8:00 p.m.

LAW DIRECTOR'S REPORT:

The Law Director stated he attended the Pretzel Festival and had a nice time.

He placed a call to John Albers who is an Attorney in Columbus concerning the Valley View Water District. He will keep Council updated on the matter.

POLICE CHIEF'S REPORT:

Chief McGill presented Major Burns with a plaque for a case that he handled in June.

MAYOR'S REPORT:

Mayor Landis stated that Chief Alldred's mother had passed away and we send our condolences to him and his family.

COUNCIL MEMBER'S REPORT:

Mr. Boeder's Report:

He thanked everyone for their support with the Lion's Club chicken dinners that were sold at the Pretzel Festival. They had a great turn out and the money is put back into our community.

The house at the Cemetery is now rented.

Mr. Johnson's Report:

He sends his condolences to the Fire Chief and his family.

The Park Board will be meeting on Wednesday at 7:00 p.m.

Mr. Koogle's Report:

The CBC will be meeting next Monday at 7:00 p.m.

He attended the Economic Development meeting last month and they have not yet decided on what the Committee's next project will be. As soon as the Committee decides he will update Council.

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Mr. Kuhn's Report:

He attended the Fire/EMS Oversight meeting tonight and the EMS billing is underway.

He was happy to see that the Fire Department waffle trailer was back and present at the Pretzel Festival. He had been questioned where it was by many of the residents.

Mr. Schwaberow's Report:

He will be attending the MVRPC meeting on Thursday and will update Council at the next meeting.

Mr. Wafzig's Report:

He stated he gave out wrong information regarding political signs. The correct information is that the signs may be put up at any time before the election but must be removed three days after the election. They may not be placed in the right of way which would include the strip of grassy area between the sidewalk and the street.

The dates for the leaf collection were in the newsletter but a reminder the crews will begin October 24th thru December 16th. Residents can bring leaves to the Service Garage located at 148 South Water at any time.

The Street Program is now complete and they look great. He stated that Cherry Street is a big improvement then what it was but there are still some bumps. The other streets that were repaired this year were Warren Street, Maple Street, Willow Lane, Megan Lane, Knollview Court, Highland Place, Royal Ridge Court, Broadhill Place, Candlewood Court, Astoria Road, Baltimore Street, Pennsylvania Avenue and Virginia Avenue. West Market Street is scheduled for repair in 2013 with coordination with the State.

Legislation:

Introduction:

RESOLUTION NO. 11-44

A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO ENTER INTO A ONE-YEAR EXTENSION OF THE CURRENT CONTRACT WITH RUMPKE OF OHIO, INC., 10795 HUGHES ROAD, CINCINNATI, OH 45251, FOR SOLID WASTE AND CURBSIDE RECYCLING SERVICES FOR THE PERIOD OF MAY 1, 2012 THROUGH APRIL 30, 2013.

Mayor Landis stated the Public Hearing would be October 17, 2011.

RESOLUTION NO. 11-45

A RESOLUTION ADOPTING THE 2012-2014 CAPITAL PROGRAM.

Mayor Landis stated the Public Hearing would be October 17, 2011.

Public Hearing:

None.

EXCUSE ABSENT MEMBERS:

None.

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OTHER BUSINESS:

WORK SESSION:

Work Session began at 7:28 p.m.

Any Other Items

Mr. Schwaberow questioned the Law Director in reference to his contact with John Albers. Was the contact to get clarification regarding the Valley View Water District.

The Law Director stated that he would like to have a meeting with the Manager, Mr. Albers and himself to discuss the Valley View Water District.

Mr. Schwaberow stated that he would like to see the administration work with German Township on the Valley View Water District.

Mr. Johnson stated that he would like to see the residents on Farmersville Pike and Ron Heights contacted and see how their water flow is.

Mr. Schwaberow questioned if the Manager had met with John Bull with NIC regarding the house on Route 4.

Mrs. Sizemore replied that there was a meeting scheduled but it was cancelled. She will get with him before the next meeting to discuss the options with the property. They have been working on cleaning the property out.

Mr. Schwaberow suggested that the Service Department crew help with any items that need to be repaired since the mowing season is coming to an end. He would like to see that property rented out as soon as possible.

MOTION: Mr. Johnson moved to adjourn to Executive Session to discuss imminent litigation.

ROLL CALL: Mr. Kuhn, yes; Mr. Schwaberow, yes; Mr. Wafzig, yes; Mr. Boeder, yes; Mr. Johnson, yes; Mr. Koogle, yes; Mayor Landis, yes. 7-yes, 0-no. **MOTION CARRIED.**

MOTION: Mr. Johnson amended his motion to adjourn to Executive Session to discuss imminent litigation and personnel issues.

ROLL CALL: Mr. Schwaberow, yes; Mr. Wafzig, yes; Mr. Boeder, yes; Mr. Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mayor Landis, yes. 7-yes, 0-no. **MOTION CARRIED.**

Mayor and Council adjourned to Executive Session at 7:35 p.m.

EXECUTIVE SESSION:

PRESENT:

The following members were present at the start of the Executive Session: Mayor Theodore Landis, Mr. Steve Boeder, Mr. Terry Johnson, Mr. Lynn Koogle, Mr. Michael Kuhn, Mr. Edward Schwaberow and Mr. Brian Wafzig.

MEMBERS ABSENT:

None.

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ALSO PRESENT:

Also present were Anna M. Sizemore, Municipal Manager, Tom Schiff, Law Director and Lynette Dinkler, Legal Counsel.

The aforementioned persons discussed imminent litigation and personnel issues.

Lynette Dinkler and Tom Schiff excused themselves from Executive Session at 8:37 p.m.

MOTION: Mr. Kuhn motioned to return to regular session.

VOICE VOTE ON MOTION. ALL IN FAVOR. MOTION CARRIED.

Mayor and Council reconvened into Regular Session at 8:50 p.m.

ADJOURNMENT:

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

The meeting adjourned at 8:50 p.m.

Respectfully Submitted,

Kelli R. Sanders-Novak
Clerk of Council

Theodore E. Landis
Mayor