

MUNICIPALITY OF GERMANTOWN COUNCIL

MONDAY, NOVEMBER 7, 11

The Municipality of Germantown Council met in regular session on November 7, 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; Ken Griffiths, City Engineer; Chip Wirrig, City Engineer and several visitors.

APPROVAL OF MINUTES:

Mayor Landis stated that there are no minutes for approval.

PUBLIC RECOGNITION:

None.

CITIZEN'S FORUM:

Rachel McClain, 255 South Walnut Street, encouraged the residents to vote for the renewal of the Senior Levy.

Jeanne Gentry, 731 West Market Street, encouraged the residents people to vote for Scott Johnson and Terry Johnson for the open Council seats in the upcoming election.

MANAGER'S REPORT:

Mrs. Sizemore stated that the Fire/EMS has received several donations and Council needs to accept these donations of \$50.00, \$100.00, and \$250.00.

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

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.**

Mrs. Sizemore stated that we will need to recognize donations for the Christmas in the Park event. Council needs to accept these donations of hot chocolate mix, coffee, floral decorations, \$100.00, and help with Christmas in the Park event.

MOTION: Mr. Schwaberow moved to accept the donations to the Christmas in the Park event.

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.**

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Mrs. Sizemore reviewed her report.

She went on by saying that the library has requested that the handicap parking space located in front of the old entrance be removed. Council will need to approve this and an Administrative Order will need to be done.

MOTION: Mr. Koogle moved to have the handicap parking space located in front of the old entrance to the library be removed.

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.**

LAW DIRECTOR'S REPORT:

The Law Director stated that he has been working with the Manager regarding rules for garage sales in the City.

He stated that there was an issue regarding the public bringing signs into the Council Chambers. He suggested that this issue be put on the next work session agenda for discussion by Council.

He would like to see Fire/EMS billing put on the next work session. There have been issues in other communities about the guidelines for the billing.

POLICE CHIEF'S REPORT:

Chief McGill reviewed the October Police Department report.

MAYOR'S REPORT:

Mayor Landis reviewed the FRWWTC budget with Council. The true-up funds of approximately \$23,000 should be received in November or December.

He received a letter from Don't Dump Tires Task Force stating that if you see anyone dumping tires to please call and report it.

COUNCIL MEMBER'S REPORT:

Mr. Boeder's Report:

None.

Mr. Johnson's Report:

The Marine Corp Birthday is Thursday and Veterans Day is Friday.

He encouraged everyone to vote tomorrow.

Mr. Koogle's Report:

He thanked Rachel McClain for her support and promotion of the Senior Center Levy.

Ben Mersch phoned him to do an article regarding the downtown business signs. We need to promote the downtown business in the City.

Some residents still do not understand the Fire/EMS billing in the City. He suggested that an article be put in the City newsletter explaining exactly how the billing works. From the comments he is hearing, the residents do not understand how the billing is done.

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He encouraged everyone to participate in the Christmas in the Park event that is coming up.

He stated that everyone's vote is important and to get out and vote tomorrow.

Mr. Kuhn's Report:

He suggested that Mr. Jirka from the Fire Oversight Committee write an article in the next City newsletter explaining the Fire/EMS billing. Tonight at the Fire Oversight meeting he gave an excellent explanation of the billing process.

Mr. Schwaberow's Report:

He attended the Planning Commission meeting and they discussed the two replats that are on the agenda tonight.

The MVRPC meeting was Wednesday and they in are the process of putting together a map of the entire Miami Valley called "Going Places". The information has been pulled together and they would like Councils feedback. He gave the information to the Manager and asked that she arrange a presentation on "Going Places".

He received a call regarding the status of the Hillcrest Park project. At one time there was a discussion regarding a grant to improve the Hillcrest Park and he would like to know if anything is moving forward on this project.

Mr. Johnson replied that he spoke with someone regarding the Hillcrest Park improvement grant and it will be submitted for the Pepsi Grant in 2012.

Mr. Wafzig's Report:

He attended the MVCC meeting. The Central Avenue project in Miamisburg should be completed in November.

They also discussed the DP&L street lighting agreement that will include pole inspections. They are planning on replacing 1.8 million dollars of poles this year. They are also working on tree trimming and line clearance.

MVCC is currently interviewing for an administrator for the training academy.

He encouraged everyone to vote in the election tomorrow.

Legislation:

Introduction:

RESOLUTION NO. 11-49

A RESOLUTION APPROVING THE REPLAT OF THE PROPERTY KNOWN AS THE WEBER ESTATE PLAT, CONTAINING 195.739 ACRES, LOCATED ON STATE ROUTE 4 AND WEAVER ROAD WITHIN THE MUNICIPALITY OF GERMANTOWN.

Mayor Landis stated the Public Hearing would be November 21, 2011.

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RESOLUTION NO. 11-50

A RESOLUTION APPROVING THE REPLAT OF THE PROPERTY KNOWN AS THE WHITEHEAD PLAT, CONTAINING 1.7119 ACRES, LOCATED ON ARNOLD STREET AND MAIN STREET WITHIN THE MUNICIPALITY OF GERMANTOWN.

Mayor Landis stated the Public Hearing would be November 21, 2011.

EMERGENCY RESOLUTION NO. 11-51

A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO ENTER INTO A CONTRACT WITH BRUMBAUGH CONSTRUCTION, INC., 3520 STATE ROUTE 49, P.O. BOX 309, ARCANUM, OHIO 45304, IN THE AMOUNT OF \$557,242.00 FOR THE EAST MARKET STREET WATER MAIN AND SANITARY FORCE MAIN REPLACEMENT PROJECT, AND DECLARING AN EMERGENCY.

MOTION: Mr. Johnson motioned to suspend the rules on Emergency Resolution No. 11-51.

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.

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

MOTION: Mr. Johnson motioned to adopt Emergency Resolution No. 11-51.

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.

Public Hearing:

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

MOTION: Mr. Koogle motioned to adopt Resolution No. 11-44.

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.

RESOLUTION NO. 11-47

A RESOLUTION OPPOSING CENTRALIZED TAX COLLECTION IN THE STATE OF OHIO.

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

MOTION: Mr. Koogle motioned to adopt Resolution No. 11-47.

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.

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EXCUSE ABSENT MEMBERS:

None.

ADJOURNMENT:

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

The meeting adjourned at 7:51 p.m.

Respectfully Submitted,

Kelli R. Sanders-Novak
Clerk of Council

Theodore E. Landis
Mayor