

MUNICIPALITY OF GERMANTOWN COUNCIL

MONDAY, MAY 21, 12

The Municipality of Germantown Council met in regular session on May 21, 2012 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. Terry Johnson, Mr. Lynn Koogle, Mr. Michael Kuhn, Mr. Edward Schwaberow and Mr. Brian Wafzig.

MEMBERS ABSENT:

Mr. Steve Boeder was absent.

ALSO PRESENT:

Also present were Anna M. Sizemore, Municipal Manager; Tom Schiff, Law Director; Dan Alldred, Fire Chief; Roy McGill, Chief of Police; Matt Burns, Police Major; Scott Brown, Police Lieutenant; Ken Griffiths, City Engineer; Kelli Sanders-Novak, Clerk of Council and several visitors.

APPROVAL OF MINUTES:

Mayor and Council reviewed the April 16, 2012 Regular Session minutes.

MOTION: Mr. Koogle moved to accept the April 16, 2012 Regular Session minutes as submitted.

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

Mayor and Council reviewed the April 16, 2012 Work Session minutes.

MOTION: Mr. Kuhn moved to accept the April 16, 2012 Work Session minutes as submitted.

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

PUBLIC RECOGNITION:

Chief McGill recognized Detective Darryl Swafford as the 2011 Officer of the Year. He recognized Officer Nicholas Wolf as the 2011 Auxiliary Officer of the Year. He recognized the promotion for Neil Moreland to Sergeant status and the promotion of Nathan Wale to Corporal status. Mayor Landis gave Neil Moreland and Nathan Wale their Oath of Office.

CITIZEN'S FORUM:

None.

MANAGER'S REPORT:

Mrs. Sizemore stated that the Fire/EMS Department has received a donation and Council needs to accept this donation of \$20.00.

MOTION: Mr. Kuhn moved to accept the donation to the Fire/EMS Department.

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

Mrs. Sizemore reviewed her report.

Mrs. Sizemore reviewed the request for the fire lanes at 9 East Center Street, the location of the proposed Oasis Lounge. She reminded Council that this is a request from the State Fire Marshall and must be done. No changes will be made until the building is in compliance and the staff will notify the surrounding businesses to make them aware of the change. This proposed change would eliminate two parking spaces on Center Street. Council will need to vote on this proposed change.

MOTION: Mr. Koogle moved to approve the changes to the Traffic Control Map for East Market Street by the request of the State Fire Marshall.

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

CLERK'S REPORT:

None.

LAW DIRECTOR'S REPORT:

He stated that he would be emailing Council information regarding the Manger's contract. He asked that everyone return their comments back to him as soon as possible so it can be addressed the first meeting in June.

He questioned if Council would like to move forward on a new sign ordinance.

Mr. Koogle stated that he would like to see the information for signs and then Council could discuss the matter at a later date.

He questioned if Council would like for him to move forward on a panhandling ordinance. Surrounding areas are adopting similar ordinances.

Council agreed they would like to see the panhandling information and the Law Director will have that information for the next meeting.

He congratulated Neil Moreland on his promotion and his years of dedicated service.

POLICE CHIEF'S REPORT:

None.

MAYOR'S REPORT:

Mayor Landis stated that Mrs. Gentry has passed away. He sends his condolences to the family.

He attended that Mayor's and Manager's meeting last week with Mrs. Sizemore. The main topic was drug and gang activity.

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COUNCIL MEMBER'S REPORT:

Mr. Johnson's Report:

He congratulated Neil Moreland and Nate Wale on their promotions. They are well deserved and we are looking forward to them to continue to serve the community.

He would like to discuss the property maintenance company that we do business with at the next work session as a topic.

He asked that the Manager look into putting a yellow hash line on the pavement at the five point intersection going up the hill to avoid any confusion or any accidents.

He sent his condolences to Mrs. Gentry's family. She was always very kind to him.

Mr. Koogle's Report:

He attended the Economic Development meeting and they discussed projects for the downtown area. They are looking at putting the bicentennial sign on the Southard building; right now they are waiting on the exact dimensions of the sign.

The CBC did not have a meeting this month. The Board met at the City Building and planted the plants around the building. The Service Department has put mulch down in the beds and it really looks great. The pots have been put on the corners downtown along with four hanging baskets on Main Street. We would like to get more hanging baskets to dress the downtown area up. We are trying the hanging baskets this year to see if the Board would like to do it again next year. They would like to see how difficult it is to keep the baskets watered. Residents have commented on how beautiful the pots are and how good the downtown area looks.

He would like to see if the two parking spaces in front of Dr. Mejia's office could be used for additional parking since we are losing two parking spaces on Center Street.

Mr. Kuhn's Report:

The Saturday Night Out Committee will be meeting on May 31st. Saturday Night Out will be on June 16th, July 21st and August 18th. The Greasers will be playing at the July event.

He sent his condolences to Mrs. Gentry's family.

He congratulated Corporal Wale and Sergeant Moreland on their promotions.

Mr. Schwaberow's Report:

He stated that the City Building looks very nice with flowers and plants.

He encouraged everyone to attend the Memorial Day Services at Veterans Park on May 28th. After the services in the park they will be marching to the cemetery for the closing of the service.

Mr. Wafzig's Report:

He thanked the Twin Valley Heritage group for their hard work turning the mulch and weeding in Veterans Park and along Route 4. The areas look great.

He attended the MVCC meeting and the main topic was the franchise fees had increased for Time Warner and AT&T. GovTech is currently working on pavement marking bids for this year.

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The Charter Review Committee met tonight. The Committee should be meeting one last time in June to review the final draft. After that it should be presented to Council for review at the second meeting in June. These changes should be put on the November ballot this year.

He reminded everyone to purchase their pool passes before June 1st for the discount rate.

Mrs. Sizemore stated that the pool will be opening this weekend. There has been various updates to the pool and the facilities. Brian Wooley from the Service Department has worked very hard painting and remodeling to the ladies restrooms.

Legislation:

Introduction:

EMERGENCY RESOLUTION NO. 12-30

A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO ENTER INTO A CONTRACT WITH STRAWSER CONSTRUCTION, INC., 8600 BERK BLVD., HAMILTON, OHIO 45015, FOR THE 2012 STREET MAINTENANCE PROGRAM, AND DECLARING AN EMERGENCY.

MOTION: Mr. Johnson moved to suspend the rules on Emergency Resolution No. 12-30.

ROLL CALL: Mr. Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mr. Wafzig, 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. Johnson moved to adopt Emergency Resolution No. 12-30.

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

EMERGENCY RESOLUTION NO. 12-31

A RESOLUTION LIFTING A MUNICIPAL-WIDE MORATORIUM ON NEW CONSTRUCTION WITHIN THE MUNICIPALITY OF GERMANTOWN, AND DECLARING AN EMERGENCY.

MOTION: Mr. Koogle moved to suspend the rules on Emergency Resolution No. 12-31.

ROLL CALL: Mr. Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mr. Wafzig, 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.

Mr. Schwaberow stated that Section 4 should read "City Manager" not "Village Administrator".

MOTION: Mr. Schwaberow moved to adopt Emergency Resolution No. 12-31 as amended.

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

Public Hearing:

None.

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EXCUSE ABSENT MEMBERS:

Mr. Johnson motioned to excuse Mr. Boeder.

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

Mr. Kuhn motioned to suspend the Council meeting till after Work Session.

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

Work Session began at 7:46 p.m.

WORK SESSION:

South Main Street

Council and the City Engineer discussed various project throughout the City including how to correct South Main Street pavement issues, the proposed installation of a sidewalk on the Hillcrest Hill/Market Street and an Assessment Plan for curb/gutter/sidewalk work at various location in the City. It was determined that the Finance Director and the Manager would work on preparing a five year Capital Plan, look into funding for various projects and look into a estimate for the reconstruction of South Main Street. The Engineer will look further into the proposed installation of a sidewalk on the Hillcrest Hill/Market Street area.

Germantown United Methodist Church

Council discussed the Germantown United Methodist Church tap-in invoice. It was determined that Council would collect their thoughts regarding a payment plan, length of time to pay the invoice, the amount of the invoice for repayment and the length of time they will have to respond to Council's new offer and forward this information to the Law Director.

MOTION: Mr. Schwaberow moved to adjourn to Executive Session to discuss personnel matters related to the Municipal Manager's contract and compensation of the Law Director.

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

Mayor and Council adjourned to Executive Session at 8:43 p.m.

EXECUTIVE SESSION:

PRESENT:

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

MEMBERS ABSENT:

Mr. Steve Boeder was absent.

ALSO PRESENT:

Also present were Anna M. Sizemore, Municipal Manager and Tom Schiff, Law Director.

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The aforementioned persons discussed personnel matters related to the Municipal Manager's contract and Compensation of the Law Director.

Mrs. Sizemore excused herself at 8:43 p.m.

Mrs. Sizemore returned at 8:51 p.m.

The Law Director excused himself at 8:51 p.m.

The Law Director returned at 9:08

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 9:10 p.m.

A brief discussion took place regarding the Service Departments work uniforms.

ADJOURNMENT:

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

The meeting adjourned at 9:12 p.m.

Respectfully Submitted,

Kelli R. Sanders-Novak
Clerk of Council

Theodore E. Landis
Mayor