

MUNICIPALITY OF GERMANTOWN COUNCIL

MONDAY, JUNE 18, 12

The Municipality of Germantown Council met in regular session on June 18, 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. 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; Dan Alldred, Fire Chief; Roy McGill, Chief of Police; Matt Burns, Police Major; Scott Brown, Police Lieutenant; Kelli Sanders-Novak, Clerk of Council and one visitor.

APPROVAL OF MINUTES:

Mayor and Council reviewed the June 4, 2012 Regular Session minutes.

MOTION: Mr. Johnson moved to accept the June 4, 2012 Regular 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.**

Mayor and Council reviewed the June 4, 2012 Work Session minutes.

Mrs. Novak stated that under the Germantown Methodist Church should read “will” not “sill” in the fifth sentence.

Mr. Wafzig stated that the second sentence should read that Council discussed options with the original invoice for the church not that they made a determination regarding the invoice.

MOTION: Mr. Koogle moved to accept the June 4, 2012 Work Session minutes as amended.

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:

None.

MANAGER'S REPORT:

Mrs. Sizemore reviewed her report.

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She went on by saying that she had more topics to review later in the work session.

CLERK'S REPORT:

None.

LAW DIRECTOR'S REPORT:

None.

FINANCE DIRECTOR'S REPORT:

Mr. Klein briefly updated Mayor and Council on the first quarter report. Overall the city funds are doing well and within budget.

POLICE CHIEF'S REPORT:

Chief McGill passed out the May report for Council to review.

Chief McGill updated Council on a couple of incidences. One incident allegedly occurred in Kercher Park with children. They have a sketch of the suspect and have given it to all the local agencies and the news channels. They have been working hard on these cases and would update Council when information is available.

FIRE CHIEF'S REPORT:

Chief Alldred reviewed the May Fire/EMS report.

MAYOR'S REPORT:

Mayor Landis stated that he and the Manager attended the Mayors and Managers meeting last week. The main topic discussed was the uniformity of the collection of the income tax by Columbus. We are planning on looking at legislation for Council to pass on this level regarding this tax collection.

He attended the FRWWC meeting. They discussed options of what to do when the contract expires in 2015. They also renewed the administration and tech service agreement. Enterprise Liquid Pipeline would like to run a pipeline parallel to the gas line that was inserted last year. They are looking at the contract for this pipeline and will update Council when they have more information.

COUNCIL MEMBER'S REPORT:

Mr. Boeder's Report:

He updated Council regarding the cemetery hiring a survey company to survey the western line of the cemetery grounds. They want to expand into the new section.

Mr. Johnson's Report:

The Parks Board and Parks Oversight meeting will be meeting on July 4th before the parade at Kercher Park. He will announce the parade route at the next Council meeting.

At the last meeting Council discussed the Germantown United Methodist Church tap in fees issue. He sent an email earlier today regarding his proposal and questioned if Council would like for him to put it in the form of a motion or defer it to Mr. Kuhn's motion.

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Mayor Landis stated that from the discussion of the last meeting was if someone wanted to make a motion to go ahead and make their motion.

Council discussed the procedures on how to handle the motion for the invoice for the church. The Law Director replied that he has no problem with Council moving forward with a motion and if it needs to be amended then we can do that.

MOTION: Mr. Johnson moved that Germantown United Methodist Church is to pay a total of \$6,700.00 in 24 monthly payments of \$279.16 on the last business day of each month starting Tuesday, July 31, 2012 for the tap in fees due for the tapping of water for the church.

Mr. Schwaberow questioned if that total was the full balance due on the invoice. The Law Director stated that a payment was made on the original invoice to the City in the amount of approximately \$511.00 and the total of the original invoice was approximately \$7,211.00.

ROLL CALL: Mr. Koogle, no; Mr. Kuhn, no; Mr. Schwaberow, no; Mr. Wafzig, no; Mr. Boeder, no; Mr. Johnson, yes; Mayor Landis, yes. 2-yes, 5-no. MOTION FAILED.

Mr. Koogle's Report:

The CBC met last week. They are working on future plans and projects on how to improve the downtown area. Everyone is enjoying the downtown pots this year, they look very good.

Mr. Kuhn's Report:

MOTION: Mr. Kuhn moved that Germantown United Methodist Church shall pay a total amount of \$3,350.00 in 30 monthly payments of \$111.67. This offer stands for a period of one month from the time the letter is proposed and if not accepted within 30 days of the original issuance the total amount will be accessed to the property.

Mr. Boeder questioned the specification to the 30 days of what date. Mr. Kuhn replied that it would be 30 days from when the church receives the proposal from the Law Director.

Mayor Landis questioned if the total in this motion was half of the original invoice. Mr. Kuhn replied that it was half of the total invoice.

ROLL CALL: Mr. Kuhn, yes; Mr. Schwaberow, yes; Mr. Wafzig, yes; Mr. Boeder, yes; Mr. Johnson, no; Mr. Koogle, yes; Mayor Landis, no. 5-yes, 2-no. MOTION CARRIED.

Mr. Schwaberow's Report:

He stated he attended the MVRPC meeting on Thursday. He has contacted one of the representatives from MVRPC regarding the transportation planning amendments and will be following up on this and possibly looking into any grants that would be available.

Council briefly discussed the Market Street project and the Cherry Street project.

Mr. Wafzig's Report:

The Charter Review Committee will be meeting again before the final draft is brought to Council.

The MVCC meeting was cancelled for this month.

He thanked the Lion's Club, Mrs. Sizemore and her husband, Ann Blackburn and all the other volunteers who helped with Saturday Night Out. This was a very successful event.

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Legislation:

Introduction:

ORDINANCE NO. 12-34

AN ORDINANCE AMENDING SECTION 1129.02(b) OF THE PLANNING AND ZONING CODE OF THE CODIFIED ORDINANCES OF THE MUNICIPALITY OF GERMANTOWN REGARDING ACCESSORY STRUCTURES.

Mayor Landis stated the Public Hearing would be July 2, 2012.

Public Hearing:

ORDINANCE NO. 12-32

AN ORDINANCE AMENDING SECTION 161.08(b) OF THE ADMINISTRATIVE CODE OF THE CODIFIED ORDINANCES OF THE MUNICIPALITY OF GERMANTOWN REGARDING APPOINTED OFFICIALS.

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

MOTION: Mr. Koogle motioned to adopt Ordinance No. 12-32.

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.

ORDINANCE NO. 12-33

AN ORDINANCE ADDING SECTION 161.311 OF THE ADMINISTRATIVE CODE OF THE CODIFIED ORDINANCES OF THE MUNICIPALITY OF GERMANTOWN REGARDING COMPENSATORY TIME FOR SALARIED EMPLOYEES.

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

MOTION: Mr. Johnson motioned to adopt Ordinance No. 12-33.

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.

EXCUSE ABSENT MEMBERS:

None.

MOTION: Mr. Johnson moved to adjourn to Executive Session to discuss personnel matters related to the Municipal Manager's contract.

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.

Mayor and Council adjourned to Executive Session at 7:45 p.m.

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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. Mike Kuhn, Mr. Edward Schwaberow and Mr. Brian Wafzig.

MEMBERS ABSENT:

None.

ALSO PRESENT:

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

The aforementioned persons discussed personnel matters related to the Municipal Manager's contract.

Mrs. Sizemore excused herself at 7:45 p.m.

Mrs. Sizemore returned at 8:04 p.m.

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

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

Mr. Koogle excused himself at 8:04 p.m.

Mayor and Council reconvened into Regular Session at 8:05 p.m.

ADJOURNMENT:

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

The meeting adjourned at 8:05 p.m.

Respectfully Submitted,

Kelli R. Sanders-Novak
Clerk of Council

Theodore E. Landis
Mayor