

MUNICIPALITY OF GERMANTOWN COUNCIL

MONDAY, APRIL 1, 13

The Municipality of Germantown Council met in regular session on April 1, 2013 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. Edward Schwaberow and Mr. Brian Wafzig.

MEMBERS ABSENT:

Mr. Michael Kuhn was absent.

ALSO PRESENT:

Also present were Anna Sizemore, Municipal Manager; Tom Schiff, Law Director; Roy McGill, Chief of Police; Matt Burns, Police Major; Scott Brown, Police Lieutenant; Terry Klein, Finance Director; Kelli Sanders-Novak, Clerk of Council and two visitors.

APPROVAL OF MINUTES:

Mayor and Council reviewed the March 18, 2013 Regular Session minutes.

MOTION: Mr. Koogle moved to accept the March 18, 2013 Regular Session minutes as submitted.

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

Mayor and Council reviewed the March 18, 2013 Work Session minutes.

MOTION: Mr. Wafzig moved to accept the March 18, 2013 Work Session minutes as submitted.

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

PUBLIC RECOGNITION:

None.

CITIZEN'S FORUM:

Wendell Adkins with DP&L updated Council on the importance of line clearance and inspections of poles and facilities.

Mr. Boeder questioned if he would be able to get informational numbers that pertained only to Germantown. Mr. Adkins replied yes and he would have them for the next meeting.

MANAGER'S REPORT:

Mrs. Sizemore reviewed her report.

Mr. Schwaberow requested a copy of FRWWTC financial report for the end of 2012.

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CLERK'S REPORT:

None.

LAW DIRECTOR'S REPORT:

None.

FINANCE DIRECTOR'S REPORT:

Mr. Klein stated that the Audit Committee met tonight. He reviewed the full GAAP requirements of the City and his recommendation of phasing into this process. We need to let the state know that we have a plan for the future.

MOTION: Mr. Schwaberow moved to authorize the Finance Director to contract with Plattenburg for the years 2013-2014 for the preparation of the GASBA 34 look-a-like financial statements.

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

POLICE CHIEF'S REPORT:

Chief McGill stated that the first quarter has gone well. Major Burns, Lieutenant Brown, PFC Johnson and himself have completed advanced training courses and certifications. This training will be very beneficial to the department. He went on by recognizing Major Burns and Corporal Wale with letters of appreciation for excellent performances. He added that he has hired three auxiliary officers during the last quarter.

Mrs. Sizemore stated since Cherry Street is under construction and there is a different flow to traffic, could the department step up the enforcement with the vehicles that are using the side streets and any parking issues. She has a concern that since this is a new traffic flow that someone may get hurt because the kids play in the street. Chief McGill replied that he would have the department look into it.

MAYOR'S REPORT:

He read a letter that had been received from a resident on Butter Street thanking Jonathan Moore and his staff for their assistance with a water issue.

COUNCIL MEMBER'S REPORT:

Mr. Boeder's Report:

None.

Mr. Johnson's Report:

He asked that the Staff look at a downed tree on a property just past the school fence on Farmersville Pike that could be an issue.

Mr. Koogler's Report:

The City Beautiful Committee will be meeting on April 8.

Mr. Schwaberow's Report:

He announced that the Planning Commission meeting for March had been cancelled due to a conflict with the consultant.

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Mrs. Sizemore stated that Mr. Boron was to supply her with alternate dates and she has not received them yet. She is trying to work out a time that would be good for all the Planning Commission members.

Mr. Wafzig's Report:

He has been working on signage information and would like to discuss it during a future work session. This issue could wait until May when the agenda is lighter. He will try to email a copy of the proposed legislation to Council for their review.

Legislation:

Introduction:

ORDINANCE NO. 13-20

AN ORDINANCE AMENDING SECTION 161.311 (b) OF THE ADMINISTRATIVE CODE OF THE CODIFIED ORDINANCES OF THE MUNICIPALITY OF GERMANTOWN REGARDING COMPENSATORY TIME FOR SALARIED EMPLOYEES.

Mayor Landis stated the Public Hearing would be April 15, 2013.

EMERGENCY ORDINANCE NO. 13-21

AN ORDINANCE TO AMEND SECTION 921.03(e) OF THE STREETS AND PUBLIC SERVICES CODE OF THE CODIFIED ORDINANCES OF THE MUNICIPALITY OF GERMANTOWN TO INCREASE THE SEWER TAP IN FEES, AND DECLARING AN EMERGENCY.

MOTION: Mr. Johnson moved to suspend the rules on Emergency Ordinance No. 13-21.

ROLL CALL: Mr. Boeder, yes; Mr. Johnson, yes; Mr. Koogle, 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. Koogle moved to adopt Emergency Ordinance No. 13-21.

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

EMERGENCY RESOLUTION NO. 13-22

A RESOLUTION EXTENDING A MORATORIUM ON THE GRANTING OF ANY PERMITS ALLOWING THE OPERATION OF INTERNET CAFES OR OF BUSINESSES DEVOTING FLOOR SPACE TO INTERNET-BASED SWEEPSTAKES GAMES WITHIN THE MUNICIPALITY OF GERMANTOWN FOR A PERIOD OF SIX (6) MONTHS, AND DECLARING AN EMERGENCY.

MOTION: Mr. Johnson moved to suspend the rules on Emergency Resolution No. 13-22.

ROLL CALL: Mr. Boeder, yes; Mr. Johnson, yes; Mr. Koogle, 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. Koogle moved to adopt Emergency Resolution No. 13-22.

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

Public Hearing:

RESOLUTION NO. 13-18

A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO PURCHASE TWO (2) SCAG LAWN MOWERS FROM DUNKELBERGER LAWN & GARDEN INC., 4870 HUSTON ROAD, P.O. BOX 99, COLLINSVILLE, OH 45004 FOR THE PURCHASE PRICE OF \$19,665.46 FOR USE BY THE MUNICIPALITY OF GERMANTOWN PUBLIC SERVICE DEPARTMENT.

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

MOTION: Mr. Boeder motioned to adopt Resolution No. 13-18.

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

EXCUSE ABSENT MEMBERS:

Mr. Johnson motioned to excuse Mr. Kuhn.

ROLL CALL: Mr. Boeder, yes; Mr. Johnson, yes; Mr. Koogle, yes; Mr. Schwaberow, yes; Mr. Wafzig, 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 7:50 p.m.

Respectfully Submitted,

Kelli R. Sanders-Novak
Clerk of Council

Theodore E. Landis
Mayor