

MUNICIPALITY OF GERMANTOWN COUNCIL

MONDAY, APRIL 15, 13

The Municipality of Germantown Council met in regular session on April 15, 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. Lynn Koogle, Mr. Michael Kuhn and Mr. Edward Schwaberow.

MEMBERS ABSENT:

Mr. Terry Johnson and Mr. Brian Wafzig were absent.

ALSO PRESENT:

Also present were Anna Sizemore, Municipal Manager; Tom Schiff, Law Director; Patrolman Wyatt Arnold; Kelli Sanders-Novak, Clerk of Council and one visitor.

APPROVAL OF MINUTES:

Mayor and Council reviewed the April 1, 2013 Regular Session minutes.

MOTION: Mr. Boeder moved to accept the April 1, 2013 Regular Session minutes as submitted.

ROLL CALL: Mr. Boeder, yes; Mr. Koogle, yes; Mr. Kuhn, abstain; Mr. Schwaberow, yes; Mayor Landis, yes. 4-yes, 1-abstention. **MOTION CARRIED.**

Mayor and Council reviewed the April 1, 2013 Work Session minutes.

MOTION: Mr. Boeder moved to accept the April 1, 2013 Work Session minutes as submitted.

ROLL CALL: Mr. Boeder, yes; Mr. Koogle, yes; Mr. Kuhn, abstain; Mr. Schwaberow, yes; Mayor Landis, yes. 4-yes, 1-abstention. **MOTION CARRIED.**

PUBLIC RECOGNITION:

None.

CITIZEN'S FORUM:

None.

MANAGER'S REPORT:

Mrs. Sizemore stated that the Senior Center has received a donation and Council needs to accept this donation of \$20.00.

MOTION: Mr. Koogle moved to accept the donation to the Senior Center.

ROLL CALL: Mr. Boeder, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mayor Landis, yes. 5-yes, 0-no. **MOTION CARRIED.**

Mrs. Sizemore stated that the Fire-EMS has received a donation and Council needs to accept this donation of \$80.00.

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

ROLL CALL: Mr. Boeder, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mayor Landis, yes. 5-yes, 0-no. **MOTION CARRIED.**

Mrs. Sizemore reviewed her report.

MOTION: Mr. Koogle moved to extend funding the TCSU for another year.

ROLL CALL: Mr. Boeder, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mayor Landis, yes. 5-yes, 0-no. **MOTION CARRIED.**

CLERK'S REPORT:

Mrs. Novak stated a request from the Ohio Division of Liquor Control to issue a C-1 liquor license for Super Food Service, Inc. dba Germantown Fresh Market was received and Council will need to determine if a hearing is requested or not. She spoke with the Police Chief and he has no issues with this license.

All agreed to not have a hearing to issue a liquor license for Super Food Service, Inc. dba Germantown Fresh Market.

LAW DIRECTOR'S REPORT:

He has been working with the Manager on new rules for the Aquatic Center. This is especially addressing proper attire. This was an issue during the 2012 pool season.

He updated Council regarding the State Legislation regarding Internet Cafes. The Municipality does have a moratorium in place right now regarding this issue but Council will need to decide if they would like to extend the moratorium or revoke it.

POLICE CHIEF'S REPORT:

None.

MAYOR'S REPORT:

He attended the FRWWTC meeting this month. He briefly reviewed the yearly budget.

COUNCIL MEMBER'S REPORT:

Mr. Boeder's Report:

He attended the Cemetery Board meeting. Everything is going well.

Several young residents approached him regarding a skate park in the Municipality. He would like to see if the Municipality may be interested in having this.

The Staff will look into neighboring communities and their skate parks and review the information in a later work session.

He stated that the young people are trying to beat the traffic through town and are blowing through the stop signs thru Ron Heights. He would like the staff to look into this problem before a child is hurt.

He does inspect construction facilities as a part-time job and he would like to say that Brumbaugh Construction is doing a great job with the Cherry Street project. They are keeping the site clean and they are keeping the streets clean. They are approaching this project in a very professional manner.

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Mr. Koogle's Report:

The City Beautiful Committee met and they discussed the flower pots and the hanging baskets. They are also discussing a plan for Christmas in the Park.

The Economic Committee will be meeting April 17.

The Senior Oversight Committee will meet on April 18.

Mr. Kuhn's Report:

None

Mr. Schwaberow's Report:

He questioned how the hiring was going for the Aquatic Center.

Mrs. Sizemore stated that she was in the process of hiring the staff for the 2013 pool season. She went on by reviewing her expectations for the Aquatic Center for this upcoming year.

Legislation:

Introduction:

RESOLUTION NO. 13-22

A RESOLUTION TO DECLARE A MEYER CAMEL JET SEWER JETTER TRAILER AS PUBLIC SERVICE DEPARTMENT SURPLUS PROPERTY AND AUTHORIZE THE MUNICIPAL MANAGER TO ADVERTISE FOR BIDS TO SELL SAID PROPERTY.

Mayor Landis stated the Public Hearing would be May 6, 2013.

EMERGENCY RESOLUTION NO. 13-23

A RESOLUTION ADOPTING A STATEMENT INDICATING SERVICES THE MUNICIPALITY OF GERMANTOWN, OHIO, WILL PROVIDE TO THE TERRITORY PROPOSED TO BE ANNEXED TO THE MUNICIPALITY OF GERMANTOWN PURSUANT TO A PETITION FILED WITH THE BOARD OF COUNTY COMMISSIONERS BY THE MUNICIPALITY OF GERMANTOWN AS PROVIDED BY THE OHIO REVISED CODE SECTION 709.023, AND DECLARING AN EMERGENCY.

MOTION: Mr. Koogle moved to suspend the rules on Emergency Resolution No. 13-23.

ROLL CALL: Mr. Boeder, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mayor Landis, yes. 5-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. Boeder moved to adopt Emergency Resolution No. 13-23.

ROLL CALL: Mr. Boeder, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mayor Landis, yes. 5-yes, 0-no. MOTION CARRIED.

EMERGENCY RESOLUTION NO. 13-24

A RESOLUTION ADOPTING A STATEMENT INDICATING SERVICES THE MUNICIPALITY OF GERMANTOWN, OHIO, WILL PROVIDE TO THE TERRITORY PROPOSED TO BE ANNEXED TO THE MUNICIPALITY OF GERMANTOWN PURSUANT TO A PETITION FILED WITH THE BOARD

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OF COUNTY COMMISSIONERS BY THE MUNICIPALITY OF GERMANTOWN AS PROVIDED BY THE OHIO REVISED CODE SECTION 709.023, AND DECLARING AN EMERGENCY.

MOTION: Mr. Koogle moved to suspend the rules on Emergency Resolution No. 13-24.

ROLL CALL: Mr. Boeder, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mayor Landis, yes. 5-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. Boeder moved to adopt Emergency Resolution No. 13-24.

ROLL CALL: Mr. Boeder, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mayor Landis, yes. 5-yes, 0-no. MOTION CARRIED.

Public Hearing:

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

MOTION: Mr. Boeder motioned to adopt Ordinance No. 13-20.

ROLL CALL: Mr. Boeder, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mayor Landis, yes. 5-yes, 0-no. MOTION CARRIED.

EXCUSE ABSENT MEMBERS:

Mr. Kuhn motioned to excuse Mr. Johnson and Mr. Wafzig.

ROLL CALL: Mr. Boeder, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mayor Landis, yes. 5-yes, 0-no. MOTION CARRIED.

ADJOURNMENT:

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

The meeting adjourned at 7:37 p.m.

Respectfully Submitted,

Kelli R. Sanders-Novak
Clerk of Council

Theodore E. Landis
Mayor