

MUNICIPALITY OF GERMANTOWN COUNCIL

MONDAY, AUGUST 5, 13

The Municipality of Germantown Council met in regular session on August 5, 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; Terry Klein, Finance Director; Kelli Sanders-Novak, Clerk of Council and two visitors.

APPROVAL OF MINUTES:

Mayor and Council reviewed the July 15, 2013 Regular Session minutes.

MOTION: Mr. Boeder moved to accept the July 15, 2013 Regular Session minutes as submitted.

ROLL CALL: Mr. Boeder, yes; Mr. Johnson, yes; Mr. Koogle, yes; Mr. Schwaberow, yes; Mr. Wafzig, abstain; Mayor Landis, yes. 5-yes, 1-abstention. **MOTION CARRIED.**

Mayor and Council reviewed the July 15, 2013 Work Session minutes.

MOTION: Mr. Johnson moved to accept the July 15, 2013 Work Session minutes as submitted.

ROLL CALL: Mr. Boeder, yes; Mr. Johnson, yes; Mr. Koogle, yes; Mr. Schwaberow, yes; Mr. Wafzig, abstain; Mayor Landis, yes. 5-yes, 1-abstention. **MOTION CARRIED.**

PUBLIC RECOGNITION:

None.

CITIZEN'S FORUM:

Pastor Richard Luh, St. John's United Church of Christ, encouraged everyone to participate in the endorsement of the new community theater group he has organized. If anyone would be interested in volunteering behind the curtain or on stage to please contact him. He invited everyone to enjoy their upcoming productions in October and November.

MANAGER'S REPORT:

Mrs. Sizemore stated that the Police Department has received a donation in the amount of \$50.00 and Council will need to accept this donation.

MOTION: Mr. Koogle moved to accept the donation to the Police Department.

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.**

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Mrs. Sizemore went on by stating the Senior Center has received a donation of \$15.00, two Kitchen Aid Blenders valued at \$260.00 and a popcorn machine valued at \$100.00. Council will need to accept these donations

MOTION: Mr. Johnson moved to accept the donations to the Senior Center.

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.**

The Fire/EMS Department has received several donations of \$200.00, \$25.00, \$35.00 \$25.00, \$25.00, \$25.00 and \$500.00 and Council will need to accept these donations.

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

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.**

Mrs. Sizemore reviewed her report.

CLERK'S REPORT:

None.

LAW DIRECTOR'S REPORT:

He thanked Council for sending him to the OMAA conference last week. He will be passing along some information from the conference that he found interesting.

FINANCE DIRECTOR'S REPORT:

Mr. Klein stated the legislation that is on the agenda tonight should be on each agenda. This is a transfer of funds and should be introduced at the first meeting of each month and under public hearing the second meeting.

POLICE CHIEF'S REPORT:

He briefly explained that thru traffic is not allowed on West Market Street at this time due to the construction project. If you live on or off West Market Street you are permitted to use the street. If you do not live in that immediate area, you must use the detour. Officers will be issuing citations to those who are not using the designated detour.

MAYOR'S REPORT:

He attended the Historical Society's Balloon Glow on Saturday and it was a great event.

COUNCIL MEMBER'S REPORT:

Mr. Boeder's Report:

He has been asking people their concerns while circulating his Council petition. Fortunately they have not raised any major issues. One issue would be the trail off of McClure being so dark at night. The Manager will look into this issue. He asked the Manager to look into a portion of Mary Place that is in need of repair.

He reminded everyone that the Cemetery will have a levy on the ballot in the fall. This will be a 0.5 mil additional levy and will be used to fund the Cemetery and the current levy will expire.

Mr. Johnson's Report:

He thanked the Manger for looking into a parking issue on Maple Street.

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He encouraged everyone to get out and exercise their right to vote on Tuesday and support Issue 3, the Recreation Levy for the Germantown and German Township Pool.

National Night Out and the Festival of Churches will be Tuesday evening in Veterans Park.

Mr. Koogle's Report:

The CBC will be meeting on August 12.

He reminded everyone to support the Recreation/Pool Levy tomorrow.

Mr. Schwaberow's Report:

He attended the MVRPC meeting last week. He had a chance to speak with the new Director, Brian Martin. Mr. Martin would like to meet Council and he asked the Manager to make those arrangements.

He attended the Audit Committee meeting tonight. They discussed the shared levies of the Municipality and German Township.

Mr. Wafzig's Report:

He encouraged residents to support the Recreation/Pool Levy that is on the ballot tomorrow.

The West Market Street project is underway and if anyone has questions please contact the City Office or Council members.

Legislation:

Introduction:

ORDINANCE NO. 13-36

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS ON THE LOTS OF THE MUNICIPALITY OF GERMANTOWN TO PAY THE COST AND EXPENSES OF FURNISHING AND MAINTAINING A STREET LIGHTING SYSTEM FOR 2014 IN THE MUNICIPALITY OF GERMANTOWN.

Mayor Landis stated the Public Hearing would be August 19, 2013.

RESOLUTION NO. 13-37

A RESOLUTION AUTHORIZING THE MUNICIPAL MANGER TO ENTER INTO A CONTRACT WITH AMERICAN SALT COMPANY, 9900 WEST 109TH STREET, SUITE 100, OVERLAND PARK, KS 66210 FOR THE PURCHASE OF HIGHWAY ROCK SALT IN THE AMOUNT OF \$51.94 PER TON.

Mayor Landis stated the Public Hearing would be August 19, 2013.

RESOLUTION NO. 13-38

A RESOLUTION TO AUTHORIZE THE TRANSFER OF FUNDS FROM THE GENERAL FUND TO THE STREET CAPITAL IMPROVEMENT FUND.

Mayor Landis stated the Public Hearing would be August 19, 2013.

EMERGENCY RESOLUTION NO. 13-39

A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO SIGN A GRANT APPLICATION SUBMITTED TO THE OHIO PUBLIC WORKS

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**COMMISSION FOR THE CHERRY STREET IMPROVEMENT PROJECT
PHASE 4, AND DECLARING AN EMERGENCY.**

MOTION: Mr. Koogle moved to suspend the rules on Emergency Resolution No. 13-39.

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. Boeder moved to adopt Emergency Resolution No. 13-39.

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. 13-40

**A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO SIGN A
GRANT APPLICATION SUBMITTED TO THE OHIO PUBLIC WORKS
COMMISSION FOR THE SANITARY SEWER REHABILITATION PROJECT
PHASE 2, AND DECLARING AN EMERGENCY.**

MOTION: Mr. Johnson moved to suspend the rules on Emergency Resolution No. 13-40.

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. Johnson moved to adopt Emergency Resolution No. 13-40.

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. 13-35

**A RESOLUTION TO DECLARE FIRE/EMS DEPARTMENT SURPLUS
PROPERTY AND AUTHORIZE THE MUNICIPAL MANAGER TO
ADVERTISE FOR BIDS TO SELL SAID PROPERTY.**

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

MOTION: Mr. Johnson moved to adopt Resolution No. 13-35.

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. Koogle 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.**

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ADJOURNMENT:

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

The meeting adjourned at 7:46 p.m.

Respectfully Submitted,

Kelli R. Sanders-Novak
Clerk of Council

Theodore E. Landis
Mayor