

MUNICIPALITY OF GERMANTOWN COUNCIL

MONDAY, MARCH 3, 14

The Municipality of Germantown Council met in regular session on March 3, 2014 at 7:00 p.m. in the Municipal Building Council Chambers.

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was recited.

The Law Director gave the Oath of Office to Mark Heistand and Scott Johnson- Council Members.

MEMBERS PRESENT:

The following members were present at the Call to Order: Mayor Stephen Boeder, Mr. Mark Heistand, Mr. Scott Johnson, Mr. Lynn Koogle, Mr. Michael Kuhn and Mr. Brian Wafzig. Mr. Terry Johnson arrived at 7:07 p.m.

Mayor Boeder welcomed the new members of Council.

MEMBERS ABSENT:

None.

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 several visitors.

APPROVAL OF MINUTES:

Mayor and Council reviewed the February 18, 2014 Regular Session minutes.

Mayor Boeder stated on Page 3, under his report, last sentence should read “intends” not “attends”.

MOTION: Mr. Kuhn moved to adopt the February 18, 2014 Regular Session minutes as amended.

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

Mayor and Council reviewed the February 20, 2014 Special Session minutes.

MOTION: Mr. Koogle moved to accept the February 20, 2014 Special Session minutes as submitted.

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

PUBLIC RECOGNITION:

None.

CITIZEN'S FORUM:

Wendell Adkins from DP&L informed the community of the 80-90 kilowatt meters that can be checked out at local libraries to make people aware of just how much electricity an appliance is using and the exact cost to run the appliance. DP&L is also installing 10 electric car charging

MUNICIPALITY OF GERMANTOWN COUNCIL

MONDAY, MARCH 3, 14

stations in various locations in the Miami Valley. DP&L and Vectren have joined and are offering three \$1,000 scholarships to seniors that would want a career in the energy field. PUCO has updated their information online for all the entities that provide energy so consumers can make a good decision.

MANAGER'S REPORT:

Mrs. Sizemore stated that the Fire-EMS has received two donations and Council needs to accept these donations of \$50.00 and \$50.00.

MOTION: Mr. Terry Johnson moved to accept the donations to the Fire-EMS.

ROLL CALL: Mr. Heistand, yes; Mr. Scott Johnson, yes; Mr. Terry Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 7-yes, 0-no. **MOTION CARRIED.**

Mrs. Sizemore reviewed her report.

Mrs. Sizemore went on by asking for Council to entertain a motion to write off old water, sewer and trash invoices for the listed properties that were unable to be collected or any assessment put against the properties. We have exhausted our means of collecting these charges and the Auditor will want to see this list.

MOTION: Mr. Koogle moved to allow the listed water, sewer and trash invoices to be written off.

ROLL CALL: Mr. Heistand, yes; Mr. Scott Johnson, yes; Mr. Terry Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 7-yes, 0-no. **MOTION CARRIED.**

CLERK'S REPORT:

None.

LAW DIRECTOR'S REPORT:

He had sent out a memo via email regarding the amendments to the Charter. If this is not an issue anymore, please disregard.

He had sent an email a few weeks ago regarding proposed ordinance/definitions for animals and fowl in the Municipality. He didn't know if anyone would like to discuss this topic at a work session.

Mr. Wafzig stated that he has a few comments, but does not have them here tonight. He would like to discuss this topic at the next work session.

FINANCE DIRECTOR'S REPORT:

Mr. Klein stated that once the Municipality became a City we are required to transform our accounting to a GAAP outline. We have been moving forward with this conversion and are further along than we are expected to be. The State should be pleased with our progress.

POLICE CHIEF'S REPORT:

Chief McGill handed out the January Department Report.

Mr. Koogle stated that he has received several calls complaining of speeding in the City. South Cherry, Market Street and the five points area to Maple Street were all mentioned.

MUNICIPALITY OF GERMANTOWN COUNCIL

MONDAY, MARCH 3, 14

MAYOR'S REPORT:

Mayor Boeder stated that this is a challenge for him; it is the State of the City. We have some issues that are constantly brought before Council. He feels that we are doing an incredible job; Council, Departments and Committees as well. He thanked everyone for all they do. He went on recognizing Mayor Landis, who led Council during 2013 and also Ed Schwaberow for his contributions. They were both part of the team in 2013. Over the last few years Council has displayed much cooperation. As a Council Member and now as Mayor he realizes that we are asked many questions. He believes that Council has taken on these issues in a very businesslike way and did not just throw out the red flag and abandon ship. With the new personnel we have been able to take a healthy look at these issues and make a plan. He is looking forward to working with Mark and Scott. He feels that the residents need to know what we are doing. The Manager and the Staff are very important.

Mayor Boeder read the State of the City address.

COUNCIL MEMBER'S REPORT:

Mr. Heistand's Report:

He thanked the original members of Council for appointing him to the position of Council Member. He is looking forward to working with everyone and he is looking forward to serving the citizens of the community. He stated that anyone can call him if there are questions; his number is in the phonebook.

Mr. Terry Johnson's Report:

He welcomed Mr. Heistand and Mr. Johnson to Council. He is looking forward to working with both of them.

He attended the February Pool Board meeting and there was a copy of the pool prices for 2014 in everyone's Council packet.

He announced that the next Park Board meeting would be March 5. He has asked that the Board look at a long-term, five year plan for the parks.

Mr. Scott Johnson's Report:

He thanked Council for the opportunity to serve on Council. He looks forward to working with everyone and to serve our community.

Mr. Koogle's Report:

He welcomed Mark and Scott to Council and thanked them for applying for the position, we appreciate it. We will work it out.

Mr. Kuhn's Report:

He welcomed Mr. Heistand and Mr. Johnson to Council and stated we will work it out.

Mr. Wafzig's Report:

He attended the MVCC meeting two weeks ago. They discussed various topics but the main topic was the franchise fees. These fees for the year were down in 2013.

The elected officials' training has been rescheduled for March 5.

He went on by welcoming Mr. Johnson and Mr. Heistand to Council.

MUNICIPALITY OF GERMANTOWN COUNCIL

MONDAY, MARCH 3, 14

He announced that we have various Boards and Commission with vacant seats. If anyone would be willing to serve, please contact the City Office.

Legislation:

Introduction:

RESOLUTION NO. 14-26
A RESOLUTION TO DECLARE FIRE/EMS DEPARTMENT SURPLUS
PROPERTY AND AUTHORIZE THE MUNICIPAL MANAGER TO SELL
SAID PROPERTY.

Mayor Boeder stated the Public Hearing would be March 17, 2014.

EMERGENCY ORDINANCE NO. 14-24
AN ORDINANCE LEVYING ASSESSMENTS FOR THE CUTTING AND
REMOVAL OF WEEDS AND/OR PLANT GROWTH FOR CERTAIN
PROPERTIES IN THE MUNICIPALITY OF GERMANTOWN, OHIO, AND
DECLARING AN EMERGENCY.

MOTION: Mr. Koogle moved to suspend the rules on Emergency Ordinance No. 14-24.

ROLL CALL: Mr. Heistand, yes; Mr. Scott Johnson, yes; Mr. Terry Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 7-yes, 0-no. MOTION CARRIED.

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

MOTION: Mr. Wafzig moved to adopt Emergency Ordinance No. 14-24.

ROLL CALL: Mr. Heistand, yes; Mr. Scott Johnson, yes; Mr. Terry Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 7-yes, 0-no. MOTION CARRIED.

EMERGENCY ORDINANCE NO. 14-25
AN ORDINANCE TO APPROVE CURRENT REPLACEMENT PAGES TO
THE MUNICIPALITY OF GERMANTOWN CODIFIED ORDINANCES, AND
DECLARING AN EMERGENCY.

MOTION: Mr. Terry Johnson moved to suspend the rules on Emergency Ordinance No. 14-25.

ROLL CALL: Mr. Heistand, yes; Mr. Scott Johnson, yes; Mr. Terry Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 7-yes, 0-no. MOTION CARRIED.

Mayor Boeder 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. 14-25.

ROLL CALL: Mr. Heistand, yes; Mr. Scott Johnson, yes; Mr. Terry Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 7-yes, 0-no. MOTION CARRIED.

Public Hearing:

RESOLUTION NO. 14-22
A RESOLUTION AUTHORIZING THE REQUEST FOR ADVANCE OF
TAXES FOR 2014 COLLECTED BY THE TREASURER OF MONTGOMERY
COUNTY, STATE OF OHIO.

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

MUNICIPALITY OF GERMANTOWN COUNCIL

MONDAY, MARCH 3, 14

MOTION: Mr. Wafzig moved to adopt Resolution No. 14-22.

ROLL CALL: Mr. Heistand, yes; Mr. Scott Johnson, yes; Mr. Terry Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 7-yes, 0-no. MOTION CARRIED.

RESOLUTION NO. 14-23

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

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

MOTION: Mr. Terry Johnson moved to adopt Resolution No. 14-23.

ROLL CALL: Mr. Heistand, yes; Mr. Scott Johnson, yes; Mr. Terry Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 7-yes, 0-no. MOTION CARRIED.

EXCUSE ABSENT MEMBERS:

None.

Mayor Boeder read the topics of tonight's Work Session Old Water Tower, South Main Reconstruction, Street Levy, Camp Miami, South Walnut Drainage, East Market Street Sidewalk, Council Retreat, Delinquent Water Bills and Snow Removal/Snow Emergency Routes.

ADJOURNMENT:

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

The meeting adjourned at 7:50 p.m.

Respectfully Submitted,

Kelli R. Sanders-Novak
Clerk of Council

Stephen A. Boeder
Mayor