

**MUNICIPALITY OF GERMANTOWN COUNCIL**

**MONDAY, NOVEMBER 17, 14**

The Municipality of Germantown Council met in regular session on November 17, 2014 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 Stephen Boeder, Mr. Mark Heistand, Mr. Terry Johnson, Mr. Lynn Koogle, Mr. Michael Kuhn and Mr. Brian Wafzig.

**MEMBERS ABSENT:**

Mr. Scott Johnson was absent.

**ALSO PRESENT:**

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

Mayor Boeder said "Hello" to Paul Arnold. He just had dinner with Mr. Arnold and many others at the Senior Centers Thanksgiving Dinner.

**APPROVAL OF MINUTES:**

Mayor and Council reviewed the November 3, 2014 Regular Session minutes.

**MOTION:** Mr. Kuhn moved to accept the November 3, 2014 Regular Session minutes as submitted.

**ROLL CALL:** Mr. Heistand, yes; Mr. Terry Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Wafzig, yes; Mayor Boeder, abstained. 5-yes, 1-abstention. **MOTION CARRIED.**

Mayor and Council reviewed the November 3, 2014 Work Session minutes.

**MOTION:** Mr. Kuhn moved to accept the November 3, 2014 Work Session minutes as submitted.

**ROLL CALL:** Mr. Heistand, yes; Mr. Terry Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Wafzig, yes; Mayor Boeder, abstained. 5-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 \$50.00.

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

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

Mrs. Sizemore stated that the Police Department has received a donation and Council needs to accept this donation of \$400.00.

**MOTION:** Mr. Heistand moved to accept the donation to the Police Department.

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

Mrs. Sizemore went on by saying that we have received our first invoice from the Animal Resource Center regarding the cat contract. This is our August invoice and was in the amount of \$60.00. We have not received any comments or complaints with this new service from the residents.

We have received a premium surplus refund from the Bureau of Workers' Compensation in the amount of \$23,291.60. These funds will be deposited into the General Fund.

The traffic light at Route 4 and Upper Miamisburg Road is now functioning correctly. We have also changed the bulbs at that intersection to LED. We are in the process of getting estimates on changing all the traffic lights to LED. When we receive this information we will pass it along to Council.

During the last meeting the grant applications for Pointe Source were questioned. She is trying to schedule a meeting with the owner of Pointe Source and the bank to get some decisions made. After the meeting she will have this as a topic for a Work Session.

She had a meeting scheduled with the school Superintendent regarding Peffley Street. He was unable to make that meeting and we are in the process of rescheduling. She will update Council after their meeting.

We have installed signage and marked crosswalks on Asoria Road. There were some pavement markings that were not done but we will add these to our list for the spring when Miami Valley Communication Council does the bidding.

The Audit Committee will be meeting on December 15 at 6:00 p.m. They should have met in October but we were in the process of preparing for the Budget.

She went on by reviewing the legislation that is on the agenda for tonight. Under Introduction is Resolution No. 14-76 and this is the yearly contract with the Montgomery County Public Defender's Office for 2015. This contract is for indigent people that need the services of the Public Defender. The price has increased a little for the year from \$135.58 last year to \$138.97 this year. The Law Director has reviewed the contract and is required to sign off on it. Ordinance No. 14-77 is the adoption of the 2015 Budget. Council will receive a final copy of the Budget at the first meeting in December. Ordinance No. 14-78 makes appropriations for expenses and expenditures for 2015. There was an error in the original printed Ordinance. We have corrected the error and have provided Council with a new copy. She thanked Mr. Heistand for catching the error in the Fire & EMS Capital.

Under Public Hearing is Resolution No. 14-75 and this is the transfer of funds for October in the amount of \$5,597.02.

She went on by apologizing to the community and especially the Veterans for the flags not being flown in the downtown area for Veterans Day. This was an oversight on the Staff's part and will not happen again.

Mr. Koogle stated that he had phoned Mrs. Sizemore regarding the street marking on Center Street. He would like the street marked to Cherry Street. This is an issue of dodging cars. Mrs.

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Sizemore replied she will look into this. She would like the Traffic Engineer to look at the situation too.

Mr. Terry Johnson asked Mrs. Sizemore to give the details for the Christmas in the Park event. Mrs. Sizemore went on by saying that the event would be December 6 and Mr. and Mrs. Claus will be arriving at 6:00 p.m. We have contacted the local businesses asking them to participate by having their displays in Veterans' Park no later than December 5 so our electrician will be able to inspect any wiring. We will leave the displays up until January 2 and will check the displays each day.

Mr. Terry Johnson thanked the staff for painting the hash marks on the Farmersville Pike five way intersection.

**CLERK'S REPORT:**

None.

**LAW DIRECTOR'S REPORT:**

The Law Director stated several months ago Council passed legislation regarding electric fences. Mr. Heistand was uncomfortable with some of the wording at the time. After reviewing it he would like to make some slight changes by adding a clause to the current wording and make an amendment with Councils approval. He will get the proposed amendment to Council in the next few weeks.

**FINANCE DIRECTOR'S REPORT:**

Mr. Klein handed out new corrected pages for the Budget. He reviewed the changes to the Office of the Manager and on page 26 regarding the salary. These were minor changes and were found while preparing the appropriations.

**POLICE CHIEF'S REPORT:**

Chief McGill stated that we are waiting to hear from the County Coroner to see if we have had our first heroin overdose in the City. He may have more to report by the next meeting.

He went on by presenting Officer Brian Stewart with the Lightning Arrest Medal for his excellent work and fast action on a theft in progress that occurred on McCall Avenue on July 11, 2014. Officer Josiah Shoemaker received the Lightning Arrest Medal for his excellent work and fast actions on an attempted burglary call that occurred on McCall Avenue on July 11, 2014 just minutes after Officer Stewart's call. He thanked them and Major Burns for doing such an excellent job with these two cases.

Chief McGill stated that the Manager, the Fire Chief, the Mayor and himself attended a meeting regarding Regional Dispatch and what is expected in 2015. They have proposed a 2% rollback for this year and prices will not increase for 2015. This is excellent news for all of us. We will not have to purchase new radios for the new digital system that will be implemented soon because we purchased new radios in 2007 that are adaptable to the new system.

Mayor Boeder stated that he attended an Emergency Communications Committee meeting today and they approved the 2015 Budget. There was a 2.1% reduction in one aspect of the Budget. He is encouraged in what the Sheriff's Office is doing.

**FIRE CHIEF'S REPORT:**

Chief Alldred reviewed the October Fire-EMS report and reviewed recent events.

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The crews attended the Valley View Homecoming Parade. Fire Prevention week was October 5-11 and we reached out to approximately 650 children. We had a medic present at the Valley View Athletic Boosters 5k Run/Walk and we handed out candy for Beggars' Night.

The ladder truck will deliver Santa to the Christmas in the Park event on December 6.

The Fire-EMS Department holiday party will be December 13.

He went on by reviewing safe cooking/kitchen tips for the upcoming Thanksgiving Holiday and wished everyone a safe and Happy Thanksgiving.

### **MAYOR'S REPORT:**

Mayor Boeder stated he attended the Emergency Communications Committee meeting and they approved the 2015 Budget. If any Council Members would like a copy of their budget please let him know.

He has sent a letter to the Family Services Organization in Dayton acknowledging ~~Kaley~~ Kaylee Brandt. She will be recognized on Saturday at a banquet for her essay on her family. We are very proud of her and anyone from Germantown who has an accomplishment.

He thanked Mr. Klein, Mrs. Sizemore and Council for their hard work on preparing the budget. He knows they have spent many hours working on finalizing the budget to make it something Council would be happy with.

He was invited by the Mayor of Carlisle to attend their Veterans Day event to honor the local Veterans. He would like to look into hosting our own event in Germantown to honor our Veterans next year.

### **COUNCIL MEMBER'S REPORT:**

#### **Mr. Heistand's Report:**

Mr. Heistand thanked the residents of Germantown and German Township for their support in passing the combined road levy that was on the ballot.

The City Beautiful Commission met on November 11 to prepare the Christmas decorations for the downtown area. They will be meeting again tomorrow evening to finalize the decorations for the downtown area. The next meeting will be on November 30 to decorate the Toll House for the Holiday Season.

He wished everyone a Happy Thanksgiving and is appreciative of the welcome he has received from Council and the Administration and the help with getting acclimated to Council. He thanked Council for appointing him.

Mayor Boeder thanked Mr. Heistand for taking on the responsibility of being a Council Member.

#### **Mr. Terry Johnson's Report:**

Mr. Terry Johnson reminded the community that there would be a VV Base organizational meeting November 19.

The Parks Board meeting will be December 3.

He wished everyone a safe and Happy Thanksgiving holiday. He will be spending his Thanksgiving Holiday at home this year and not traveling to Texas.

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**Mr. Koogle's Report:**

Mr. Koogle stated he attended the Cemetery Board meeting and it was business as usual. They are in the process of changing the outdoor lighting to LED bulbs. They are also looking into the cost of changing the interior lights to LED bulbs.

**Mr. Kuhn's Report:**

Mr. Kuhn stated that the Economic Development meeting has been cancelled for November. They have been meeting with the Chamber of Commerce and the Business Breakfast Group and have some really great ideas for the upcoming year.

Mayor Boeder questioned if there has been a definitive location picked for the Bicentennial sign. Mr. Kuhn replied that at this time they have discussed placing the sign at a proposed public parking lot near Don's Pizza Palace. If the surrounding neighbors are okay with the situation we would place it at the rear of the parking lot with some seating nearby. The Engineer has been looking into the proposed project.

**Mr. Wafzig's Report:**

Mr. Wafzig is planning on attending the Miami Valley Communications Council meeting on Wednesday. They will be discussing the 2015 Budget.

**Legislation:**

**Introduction:**

RESOLUTION NO. 14-76

A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO ENTER INTO AN AGREEMENT WITH THE MONTGOMERY COUNTY PUBLIC DEFENDER COMMISSION AND THE MONTGOMERY COUNTY PUBLIC DEFENDER OFFICE FOR 2015 SERVICES FOR THE MUNICIPAL COURT.

Mayor Boeder stated the Public Hearing would be December 1, 2014.

ORDINANCE NO. 14-77

AN ORDINANCE ADOPTING THE 2015 MUNICIPAL BUDGET.

Mayor Boeder stated the Public Hearing would be December 1, 2014.

ORDINANCE NO. 14-78

AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND EXPENDITURES OF THE MUNICIPALITY OF GERMANTOWN, STATE OF OHIO, FOR THE FISCAL YEAR ENDING DECEMBER 31, 2015.

Mayor Boeder stated the Public Hearing would be December 1, 2014.

**Public Hearing:**

RESOLUTION NO. 14-75

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. 14-75.

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

**EXCUSE ABSENT MEMBERS:**

Mr. Kuhn motioned to excuse Mr. Scott Johnson.

ROLL CALL: Mr. Heistand, yes; Mr. Terry Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 6-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,

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Kelli R. Sanders-Novak  
Clerk of Council

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Stephen A. Boeder  
Mayor