

MUNICIPALITY OF GERMANTOWN COUNCIL

MONDAY, MARCH 2, 15

The Municipality of Germantown Council met in regular session on March 2, 2015 at 7:00 p.m. in the Municipal Building Council Chambers.

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was recited.

Mayor Boeder announced that Council will be having an Executive Session tonight to discuss personnel issues with the Police Department and a Work Session.

MEMBERS PRESENT:

The following members were present at the Call to Order: Mayor Stephen Boeder, Mr. Mark Heistand, Mr. Terry Johnson, Mr. Michael Kuhn, Mr. Robert Rettich, IV and Mr. Brian Wafzig.

MEMBERS ABSENT:

Mr. Lynn Koogler was absent.

ALSO PRESENT:

Also present were Anna Sizemore, Municipal Manager; Tom Schiff, Law Director; Terry Klein, Finance Director; Roy McGill, Chief of Police; Kelli Sanders-Novak, Clerk of Council and one visitor.

APPROVAL OF MINUTES:

Mayor and Council reviewed the February 17, 2015 Regular Session minutes.

Mr. Heistand stated on Page 2 under Kim Adkins comments, her married name needs to be added "Flaughter". The next paragraph the man's name is "Ray Midkiff" not "Ray Metcalf". Under his report on Page 5 he would like "Ohio State" added to ~~Treasurer~~ **Treasurer** Josh Mandel.

MOTION: Mr. Wafzig moved to approve the February 17, 2015 Regular Session minutes as amended.

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

Mayor and Council reviewed the February 17, 2015 Work Session minutes.

MOTION: Mr. Wafzig moved to approve the February 17, 2015 Work Session minutes as submitted.

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

PUBLIC RECOGNITION:

None.

CITIZEN'S FORUM:

None.

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MANAGER'S REPORT:

Mrs. Sizemore stated that the Fire-EMS has received a donation and Council needs to accept this donation of \$65.00. The second donation is for the EMS Department in the amount of \$12,905.00 to be used for the purchase of a CPR automatic compression device.

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

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

Mrs. Sizemore stated she was hoping to have completed some information from the Council Retreat but she will have that update at the next meeting.

She went on by reviewing the legislation that is on the agenda for tonight. Under Introduction is Resolution 15-16 that supports the Big Hoopla and the NCAA First Four. This request came from Mayors and Managers.

Under Public Hearing is Resolution No. 15-09 which is the yearly agreement with the Miami Valley Communications Council for CodeRed services. It is a cost of \$625 which is an increase of \$75 from last year. Resolution No. 15-10 is a transfer of funds from the General Fund to the Street Fund for 2014. This is for the Cable Franchise fees. The Auditor requires us to transfer because it is General Fund money in the amount of \$11,191.93. Resolution No. 15-11 is a transfer of funds from the Fire Fund to the Fire Capital Improvements Fund for calendar year 2013 in the amount of \$100,000. Resolution No. 15-12 is a transfer of funds from the Fire Fund to the Fire Capital Improvements Fund for calendar year 2014 in the amount of \$100,000. Resolution No. 15-13 is a transfer of funds from the EMS Fund to the EMS Capital Improvements Fund for calendar year 2013 in the amount of \$200,000. Resolution No. 15-14 is a transfer of funds from the EMS Fund to the EMS Capital Improvements Fund for calendar year 2014 in the amount of \$100,000. Resolution No. 15-15 is authorizing the contract with Miller Pipeline, LLC for the Phase 2 Sanitary Sewer project in the amount of \$153,986.95. This includes Bradley Drive, East Market Street, McCall Road, Butter Street, Stewart Lane, Bruce Court and in Hillcrest Park.

We would like to keep Resolution No. 15-07 as tabled legislation at this time. This legislation is in reference to the statement of services for the property to be annexed into the City.

She had included in the Council packets an invitation for the Miami Valley Regional Planning Commissions spring dinner. Please let her know if anyone is planning on attending.

There was also information included on the Christmas in Action program from Mayor Boeder, Miami Valley Lighting information and also the results of the 2015 safest places in Ohio. Germantown ranked very high in this study.

Mayor Boeder questioned what the Manger thought about implementing a sidewalk program this year. Mrs. Sizemore replied that she has discussed the program with the City Engineer and we want to start the program this year but include just a few streets. The Engineer is working on the specifics to the program and we have spoken with the local banks for financing. After she gets all the details she will come back to Council for further discussion.

Mr. Johnson questioned if there was any update on the Camp Miami project. Mrs. Sizemore replied not yet but she is hoping to have an update for the next meeting.

CLERK'S REPORT:

None.

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LAW DIRECTOR'S REPORT:

None.

FINANCE DIRECTOR'S REPORT:

None.

MAYOR'S REPORT:

Mayor Boeder stated that it was a privilege and an honor to be there because the State of the City is good. He went on by thanking the Manager, Staff and Council for their hard work and dedication. He thanked the residents for their participation in volunteering on Boards and Commissions and encouraged others to volunteer on the many vacant seats of our Boards and Commissions. He thanked Mr. Scott Johnson for his service on Council and welcomed Mr. Rettich to Council and looks forward to working with him over the next few years.

Mayor Boeder read the State of the City address.

He read a Proclamation for prostate cancer awareness and a Proclamation for the 2015 Fair Housing Month.

He met with the Emergency Communications Committee last week. They discussed the ISIS issues and the threat to the local shopping malls. They have increased awareness and security at these locations.

He will be attending the Franklin Regional Waste Water Treatment Committee meeting and the Miami Valley Regional Planning Commission meeting this week.

During the last work session we discussed the proposed street levy. There have not been any firm decisions made yet.

He attended the round table meeting last week with United States Representative Turner. He made him aware of the sanitary sewer and phosphorus removal issue with the Environmental Protection Agency. Mr. Turner was not aware of this issue with the Environmental Protection Agency but seemed interested in hearing about it.

COUNCIL MEMBER'S REPORT:

Mr. Heistand's Report:

Mr. Heistand reminded everyone of the snow sculpture contest that is currently going on and encouraged residents to participate since we had significant packing snow. The Easter coloring contest is also underway and the deadline is March 9.

He congratulated the Valley View Performing Arts Department on their successful production of South Pacific. Seventy-five students participated in the musical and approximately 1,000 people showed their support by attending.

He reminded everyone that the Lions Club annual rose sale is underway and the deadline for orders is March 5.

He stated that he had been overly touched by the loss of the children in the recent accidents due to carbon monoxide poisoning and house fires in neighboring communities. He encouraged residents of Germantown to get a carbon monoxide detector in their home and to make sure that furnaces are working properly to avoid any tragedies.

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Mr. Johnson's Report:

Mr. Johnson stated that the Pool Board meeting that was scheduled last month was cancelled.

The Parks and Oversight Board meeting is scheduled for March 4.

He reminded everyone that they can still sign up for softball and baseball with VV Base.

Mr. Kuhn's Report:

None.

Mr. Rettich's Report:

None.

Mr. Wafzig's Report:

Mr. Wafzig went on by saying that the interview committee is still searching for the new director for Miami Valley Communications Council. Hopefully there will be an announcement of a new director soon. They will be meeting this month.

He stated that the City will provide fire and carbon monoxide detectors for those who cannot afford them. If you can afford one, the local stores should have them in stock. If you have a detector that is in need of testing and you are unable to do so, please contact the Fire Department so they can test if for you.

POLICE CHIEF'S REPORT:

Chief McGill commented on the study that was conducted by Value Penguin that recognized Germantown as one of the safest places in Ohio for 2015. He briefly reviewed the information from the study. He feels this is quite an accomplishment.

Legislation:

Introduction:

RESOLUTION NO. 15-16
A RESOLUTION IN SUPPORT OF THE BIG HOOPLA AND THE NCAA
FIRST FOUR.

Mayor Boeder stated the Public Hearing would be March 16, 2015.

Public Hearing:

RESOLUTION NO. 15-09
A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO ENTER
INTO AN AGREEMENT WITH THE MIAMI VALLEY COMMUNICATIONS
COUNCIL FOR CODERED SERVICES FROM FEBRUARY 9, 2015 TO
FEBRUARY 8, 2016.

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

MOTION: Mr. Johnson moved to adopt Resolution No. 15-09.

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

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RESOLUTION NO. 15-10

A RESOLUTION TO AUTHORIZE THE TRANSFER OF FUNDS FROM THE GENERAL FUND TO THE STREET FUND FOR CALENDAR YEAR 2014.

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

MOTION: Mr. Wafzig moved to adopt Resolution No. 15-10.

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

RESOLUTION NO. 15-11

A RESOLUTION TO AUTHORIZE THE TRANSFER OF FUNDS FROM THE FIRE FUND TO THE FIRE CAPITAL IMPROVEMENTS FUND FOR CALENDAR YEAR 2013.

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

MOTION: Mr. Heistand moved to adopt Resolution No. 15-11.

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

RESOLUTION NO. 15-12

A RESOLUTION TO AUTHORIZE THE TRANSFER OF FUNDS FROM THE FIRE FUND TO THE FIRE CAPITAL IMPROVEMENTS FUND FOR CALENDAR YEAR 2014.

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

MOTION: Mr. Rettich moved to adopt Resolution No. 15-12.

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

RESOLUTION NO. 15-13

A RESOLUTION TO AUTHORIZE THE TRANSFER OF FUNDS FROM THE EMS FUND TO THE EMS CAPITAL IMPROVEMENTS FUND FOR CALENDAR YEAR 2013.

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

MOTION: Mr. Johnson moved to adopt Resolution No. 15-13.

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

RESOLUTION NO. 15-14

A RESOLUTION TO AUTHORIZE THE TRANSFER OF FUNDS FROM THE EMS FUND TO THE EMS CAPITAL IMPROVEMENTS FUND FOR CALENDAR YEAR 2014.

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

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MOTION: Mr. Wafzig moved to adopt Resolution No. 15-14.

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

RESOLUTION NO. 15-15

A RESOLUTION AUTHORIZING THE MUNICIPAL MANGER TO ENTER INTO A CONTRACT WITH MILLER PIPELINE, LLC, 8850 CRAWFORDSVILLE ROAD, INDIANAPOLIS, IN 46234, FOR THE SANITARY SEWER REHABILITATION PROJECT PHASE 2, OPWC PROJECT NUMBER CD05R, IN THE AMOUNT OF \$153,986.95.

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

MOTION: Mr. Heistand moved to adopt Resolution No. 15-15.

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

EXCUSE ABSENT MEMBERS:

Mr. Kuhn motioned to excuse Mr. Koogle.

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

MOTION: Mr. Johnson moved to adjourn to Executive Session to discuss personnel matters related to the Police Department.

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

Mayor and Council adjourned to Executive Session at 7:57 p.m.

EXECUTIVE SESSION:

PRESENT:

The following members were present at the start of the Executive Session: Mayor Stephen Boeder, Mr. Mark Heistand, Mr. Terry Johnson, Mr. Michael Kuhn, Mr. Robert Rettich, IV and Mr. Brian Wafzig.

MEMBERS ABSENT:

Mr. Lynn Koogle was absent.

ALSO PRESENT:

Also present were Anna M. Sizemore, Municipal Manager and Tom Schiff, Law Director.

The aforementioned persons discussed personnel matters related to the Police Department.

MOTION: Mr. Johnson motioned to return to regular session.

VOICE VOTE ON MOTION. ALL IN FAVOR. MOTION CARRIED.

Mayor and Council reconvened into Regular Session at 8:19 p.m.

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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 8:22 p.m.

Respectfully Submitted,

Kelli R. Sanders-Novak
Clerk of Council

Stephen A. Boeder
Mayor