

**MUNICIPALITY OF GERMANTOWN COUNCIL**

**MONDAY, JULY 6, 15**

The Municipality of Germantown Council met in regular session on July 6, 2015 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, Mr. Robert Rettich, IV and Mr. Brian Wafzig.

**MEMBERS ABSENT:**

None.

**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; Kelli Sanders-Novak, Clerk of Council and several visitors.

Mayor Boeder announced that the agenda would be changed tonight to allow Chief McGill to do a presentation for Sergeant Neil Moreland and recognize his retirement. When he arrives we will begin.

**APPROVAL OF MINUTES:**

Mayor and Council reviewed the June 15, 2015 Regular Session minutes.

Mr. Heistand stated that on Page 6 “Mayor Boeder opened the Public Hearing, Mayor and Council were not addressed. The Public Hearing was then closed.” needed to be added to Resolution No. 15-32.

Mrs. Novak stated that Page 3 and Page 4 of the minutes were copied backwards in the Council packets but a corrected copy was handed out to Council.

**MOTION:** Mr. Heistand moved to approve the June 15, 2015 Regular Session minutes as amended.

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

**PUBLIC RECOGNITION:**

None.

**CITIZEN’S FORUM:**

None.

**CLERK’S REPORT:**

None.

**LAW DIRECTOR’S REPORT:**

None.

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### **FIRE CHIEF'S REPORT:**

Chief Alldred stated that he did not have a report for tonight.

### **POLICE CHIEF'S REPORT:**

Chief McGill presented Sergeant Neil Moreland with a plaque for 30 years of dedicated service to the Police Department. He also was presented a retirement badge, identification card and department commander coins. Chief McGill reviewed his years of service and career achievements with the department and thanked him for his service and friendship.

Sergeant Moreland stated that it had been an honor and privilege to serve on the Germantown Police Department. He thanked Retired Chief Desch and Chief McGill for being a vital part in his career with the Germantown Police Department. He is now going to move on to new things.

Mayor Boeder thanked Sergeant Moreland for his service.

### **MANAGER'S REPORT:**

Mrs. Sizemore stated that the Camp Miami buildings are down and they are working on some of the foundations. Once the foundations are removed they will start grading the site. We are currently ahead of schedule. They will have someone come in to clean up Warren Street.

Ms. Brown's building on Center Street is still an issue. She has received her new inspection report. She has not filed the report with Regional Air Pollution Control Agency yet but has made phone contact with them. The building will have to be removed as contaminated and the original contractor that she had contacted to remove the debris is not willing to remove it now. We are putting her in contact with a new contractor to remove the debris. She will update Council with any new information.

We are looking for a solution to the St. Johns clothes closet issue. We are seeing if we have any locations that would accommodate their 70 plus tubs of clothes. They will be using either the shelter at Veterans' Memorial Park or the Depot for National Night Out to hand out age appropriate clothes for those who are attending. They have also been in contact with Chief Alldred to understand why there is an issue with them storing the tubs at the church. They are currently looking into the cost to update the room they were using for storage in the church and also the possibility of using a Portable On Demand Storage container. She will update Council with any new information.

The Vectren gas meter project is moving along. She has provided Council a copy of the information for this project and will provide any additional information as she receives it.

Mr. Wafzig questioned if Vectren warrants any of their work that they may do on the streets. Mrs. Sizemore replied that she will get an answer and update Council.

Mrs. Sizemore stated that the first newsletter insert went out with the utility bills this month. She has asked that Tom Winning send an email to the Business Breakfast Group, Economic Development Committee and the Chamber of Commerce asking if they have any dates and events they would like to include in the upcoming insert. She is comparing prices for black and white and color. She asked that if Council had anything they would like to include to please let her know by July 15.

The July 4<sup>th</sup> Parade was very successful this year and had several more entries. She appreciates all of those who attended.

Under Introduction is Resolution No. 15-35 which authorizes the Manager to enter into a contract with Compass Minerals America for the purchase of highway rock salt in the amount of \$66.06 per ton. This is a significant decrease from last year's price of \$112.50 per ton from the same company. This is bid through Southwest Ohio Purchasers for Government. Resolution No. 15-36 expresses the Municipalities intent to negotiate for electric light service for street lighting. This is done through Miami Valley Communications Council and our current contract expires December 31. Resolution No. 15-37 is the second piece of legislation that needs to be passed in preparation

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of the street levy not passing in August and would then be placed on the November ballot. She announced that there will be a street levy on the August ballot and Council will discuss this street levy during work session tonight.

Under Public Hearing we have Resolution No. 15-34 which is the monthly transfer of funds for June in the amount of \$6,150.49.

The Law Directors evaluation was in the Council packets and she asked that they be completed and returned to her by July 20 so the Mayor can then meet with the Law Director.

Mayor Boeder stated that he received The Independence Post and it has several good articles that may be beneficial to put in our newsletters.

Mrs. Sizemore stated that she has contacted West Chester to receive a copy of their newsletter so we can review their layout/content. She met with the library last week regarding the current newsletter and we are looking at making changes and maybe a decrease in cost. She will update Council with additional information.

Mr. Wafzig requested that the filler articles in the newsletter and the water bill insert be local articles relevant to Germantown.

Mr. Heistand stated that he thought that the water bill insert was very good and informative.

Mr. Wafzig asked for an update on the street maintenance project and the school hill project. Mrs. Sizemore replied that the contract has been sent to Strawser Construction and she is waiting on a date that they will complete the project. The Engineer is working on the plans for the Peffley Street project and should attend the next Council meeting to review the project.

Mr. Koogle questioned how the interviewing for the Senior Center was going. Mrs. Sizemore replied that she would be finishing interviews this week. The volunteers are filling in until we make a decision. We have received several applications and will hopefully have a decision by the end of the week.

Mayor Boeder asked for an update on the sidewalk program. Mrs. Sizemore replied that she is waiting on the Engineer to get one street that we could do this year. She would like to coordinate it with the school area. This will be a small project for the first year and there will need to be a budget amendment for approximately \$50,000.

Mayor Boeder asked for an update on the dog park. Mrs. Sizemore replied that it is still in the planning stage. We should be able to at least get the fencing up this year. She will gather all the information and give it to Council before we move forward with the project.

Mr. Wafzig suggested putting the fencing project for the dog park out for bid. There was a huge difference in prices when he had his fence installed.

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

Mayor Boeder stated that the Manager has received several questions pertaining to the bricks from the Camp Miami buildings. He reminded the residents that Council has not made any firm decisions on what will be done with any of the materials from the site. Nothing has been decided on the future of the property at Camp Miami and if anyone has any questions please contact any Council Member. Council will need to make a final decision on the value, if any, of the papers that were found in the time capsule.

Mr. Heistand explained that the items are being stored at the Historical Society and the papers that were found were wet and placed in a freezer until they can be properly preserved. We feel that they should be handled by the University of Cincinnati conservation department to get their opinion on what would be involved in preserving the papers properly. The University of Cincinnati has requested a copy of an assurance that our city insurance will cover the papers while in their possession or a written statement that the papers have no value in case the papers were to get damaged or destroyed.

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Council briefly discussed the value of the papers that were found in the time capsule at Camp Miami. The consensus of Council was to have the Manager determine what should be done with the insurance company and how to release the University of Cincinnati of any liability.

He spoke with the Manager regarding the trees that have been affected by the emerald ash borer in the city that are close to the street and could cause some serious damage if they were to fall. We will ask National Inspection Corporation to see if they would be able to include this issue in property maintenance.

The July 4<sup>th</sup> Parade was great and he attended Dr. Laws' event as well. He went on by thanking Dr. Laws for such a nice event and the Historical Society for serving the food. Dr. Laws has such a significant site.

He attended a Gators Swim Team meet and wished them success in their upcoming meets. He encouraged the residents to attend a meet as well.

He announced that there would be a work session tonight to discuss the street levy. He encouraged everyone to support the upcoming street levy.

He stated that the Managers contract would be expiring soon and we need to discuss the process that Council would like to take with the Managers contract. We will need to determine if we want to pass the legislation with her new contract by emergency or to extend the current contract.

The Law Director explained the situation with the Managers current contract that will expire on July 31 and the options Council has in passing the legislation for her new contract. Council discussed the options for passing the Managers contract legislation.

**MOTION:** Mr. Heistand moved to extend the Managers current contract till September 5, 2015.

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

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

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

Mr. Heistand stated that the new contract with the Manager does include a 2% increase in pay and suggested to the Law Director that the increase be retroactive to August 1, 2015. The Law Director replied that he would include the retroactive increase.

He went on by congratulating the Parks Board and the community for a great 4<sup>th</sup> of July parade. He thanked Dr. and Mrs. James Laws for the fantastic community party that they hosted.

He reminded everyone that Saturday Night Out will be July 18.

The City Beautiful Commission will be meeting on July 14.

The City Beautiful Commissions 2015 Spring and Summer Flower Contest is underway and will continue through July 31. This year's theme is Best Flower and Landscape. We encourage everyone to submit photos and addresses to the City.

At some time Council will need to determine what to do with the artifacts that were recovered from Camp Miami that are being stored at the Historical Society's building for safe keeping. The Historical Society does not own them and is not displaying them.

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

Mr. Johnson thanked Sergeant Neil Moreland for his dedication and service to the City for the last 30 years.

The VV Base end of the year celebration will be held July 12 at Veterans' Memorial Park.

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He has asked the staff to copy information regarding the possibility of installing lighting for the main complex at Kercher Park. He will provide this information to Council, the Parks and Recreation Board and to VV Base to review and discuss at a later date.

He thanked Tom Geglein, the Parks Board members, the Police and Fire-EMS Staff, the City Manager and everyone else who participated in the 4<sup>th</sup> of July parade and celebration. He was unable to attend due to his son's tournament.

He congratulated the Twin Creek Mudcats Baseball team's 12-U coached by Joe Scholler and the 10-U team coached by John Caplinger, Jason Hypes and Aaron Watkins. Both teams won their respective divisions in the Mid-West Ohio Baseball League. He announced the members of the team.

**Mr. Koogle's Report:**

Mr. Koogle thanked everyone for the July 4<sup>th</sup> celebration and especially the City Manager for all her hard work.

The event at Dr. Laws was a fabulous event and everyone enjoyed themselves. He thanked the Historical Society for serving the food at the event.

The 6<sup>th</sup> grade AAU team coached by Steve Dickson went to the Carolina's and played in the national championship in the United States and came in second place. This is quite an accomplishment and he congratulated them on their success.

**Mr. Kuhn's Report:**

Mr. Kuhn thanked Sergeant Neil Moreland for his service to the community. He congratulated him and wished him an enjoyable retirement.

He attended the Fire Oversight meeting tonight. They discussed getting staff trained in water rescue since we now have a livery company in town.

**Mr. Rettich's Report:**

Mr. Rettich thanked everyone involved with the 4<sup>th</sup> of July parade. Everyone seemed to have a great time.

**Mr. Wafzig's Report:**

Mr. Wafzig stated that the first reading for the street lighting project negotiation with Miami Valley Communications Council is on the agenda tonight. This was started several years ago and has saved the 8 member communities and affiliates approximately 6 million dollars and we are hoping to continue that cost savings. During the last negotiations we were able to get the ability to report street light outages online at miamivalleylighting.com. We also go quarterly inspections, regular maintenance schedules and we are now looking at getting some of the lights converted to LED. There is a lot to get negotiated but it is a great savings for all the communities.

Mr. Koogle stated that he was pleased that the stop lights have been taken care off.

Mr. Koogle asked that the video of the demolition of Camp Miami be put on the website so the community can view it. Mr. Wafzig replied that he would get that taken care of.

**Legislation:**

**Introduction:**

RESOLUTION NO. 15-35

A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO ENTER INTO A CONTRACT WITH COMPASS MINERALS AMERICA, INC., 9900

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W. 190<sup>th</sup> ST., SUITE 100, OVERLAND PARK, KS 66210 FOR THE PURCHASE OF HIGHWAY ROCK SALT IN THE AMOUNT OF \$66.06 PER TON.

Mayor Boeder stated the Public Hearing would be July 20, 2015.

**RESOLUTION NO. 15-36**

A RESOLUTION EXPRESSING THE MUNICIPALITY'S INTENT TO NEGOTIATE JOINTLY WITH OTHER CITIES IN THE REGION ON ONE PRICE SCHEDULE UNDER WHICH ELECTRIC LIGHT SERVICES SHALL BE FURNISHED TO THE RESIDENTS OF THE MUNICIPALITY FOR THE PURPOSE OF STREET LIGHTING.

Mayor Boeder stated the Public Hearing would be July 20, 2015.

**RESOLUTION NO. 15-37**

A RESOLUTION DECLARING THE NECESSITY OF A NEW CONTINUOUS LEVY IN EXCESS OF THE TEN (10) MILL LIMITATION FOR GENERAL CONSTRUCTION, RECONSTRUCTION, RESURFACING AND REPAIR OF STREETS , ROADS, AND BRIDGES.

Mayor Boeder stated the Public Hearing would be July 20, 2015.

**Public Hearing:**

**RESOLUTION NO. 15-34**

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. Heistand moved to adopt Resolution No. 15-34.

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

**EXCUSE ABSENT MEMBERS:**

None.

**ADJOURNMENT:**

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

The meeting adjourned at 8:24 p.m.

Respectfully Submitted,

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Kelli R. Sanders-Novak  
Clerk of Council

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Stephen A. Boeder  
Mayor