

**CITY OF GERMANTOWN COUNCIL**

**MONDAY, NOVEMBER 6, 17**

The City of Germantown Council met in regular session on November 6, 2017 at 7:00 p.m. in the City 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. Terry Johnson, Mr. Lynn Koogle, Mr. Michael Kuhn, Mr. Robert Rettich IV and Mr. Brian Wafzig.

**MEMBERS ABSENT:**

Mr. Rick Reed was absent.

**ALSO PRESENT:**

Also present were Judy Gilleland, City Manager; Tom Schiff, Law Director; Roy McGill, Chief of Police; Pat Shively, Finance Director; Keith Brane, City Planner; Kelli Sanders-Novak, Clerk of Council and several visitors.

**APPROVAL OF MINUTES:**

Mayor and Council reviewed the October 16, 2017 Regular Session minutes.

**MOTION:** Mr. Johnson moved to approve the October 16, 2017 Regular Session minutes as submitted.

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

Mayor and Council reviewed the October 16, 2017 Work Session minutes.

**MOTION:** Mr. Kuhn moved to approve the October 16, 2017 Work Session minutes as submitted.

**ROLL CALL:** Mr. Johnson, yes; Mr. Koogle, 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.

**MANAGER'S REPORT:**

Mrs. Gilleland thanked the organizers and participants of Saturday Nightmare. It was a huge success.

The 2017 Christmas in the Park will be December 9 and we are looking forward to this event.

The Engineers are working on a RFP to begin the process of the repairs on the covered bridge.

She reviewed the legislation that was being introduced on the agenda this evening.

She reviewed a PowerPoint presentation on the 2018 proposed Budget.

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**CLERK'S REPORT:**

None.

**LAW DIRECTOR'S REPORT:**

None.

**POLICE CHIEF'S REPORT:**

Chief McGill updated Council on various items. He attended a meeting with Mike DeWine, Ohio Attorney General, to discuss the drug issue in our area.

The Department is looking at new candidates for the Auxiliary Staff.

Qualifications for the Staff at the firing range are underway.

**MAYOR'S REPORT:**

Mayor Boeder encouraged everyone to vote tomorrow. The Senior Levy is on the ballot.

**COUNCIL MEMBER'S REPORT:**

**Mr. Johnson's Report:**

Mr. Johnson attended the Park Board meeting. They discussed the upcoming Christmas in the Park event and various other end of the year topics. He announced that Staff is planning to organize a meeting to discuss Phase II of the Kercher walkway project.

He encouraged everyone to vote tomorrow.

**Mr. Koogle's Report:**

Mr. Koogle reminded everyone that the Senior Levy would be on the ballot tomorrow and encouraged everyone to vote.

**Mr. Kuhn's Report:**

Mr. Kuhn announced that the planning process for a new Fire Department Building will begin next week.

He reminded everyone to exercise his or her right to vote tomorrow. The Senior Levy will be on the ballot as a replacement.

**Mr. Rettich's Report:**

Mr. Rettich announced that he had received a call regarding the closing of the library today. It was closed due to minor flooding.

He encouraged everyone to vote in the election tomorrow.

**Mr. Wafzig's Report:**

Mr. Wafzig thanked Staff for making the repairs to the playground equipment in Veterans Park.

He attend the MVCC meeting. They have finalized the budget. They also discussed small cell towers and several other items.

He encouraged voters to get out and vote tomorrow.

**Legislation:**

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**Introduction:**

ORDINANCE NO. 17-38  
AN ORDINANCE ADOPTING THE 2018 CITY BUDGET.

Mayor Boeder stated the Public Hearing would be November 20, 2017.

ORDINANCE NO. 17-39  
AN ORDINANCE AMENDING SECTION 919.08 OF THE CITY OF GERMANTOWN RATES; RULES FOR UTILITY BILL ADJUSTMENTS.

Mayor Boeder stated the Public Hearing would be November 20, 2017.

ORDINANCE NO. 17-40  
AN ORDINANCE AMENDING SECTION 921.21 OF THE CITY OF GERMANTOWN REGARDING SANITARY SEWER RATES.

Mayor Boeder stated the Public Hearing would be November 20, 2017.

ORDINANCE NO. 17-41  
AN ORDINANCE TO REPEAL AND REPLACE SECTION 161.04(c) OF THE ADMINISTRATIVE CODE OF THE CODIFIED ORDINANCES OF THE CITY OF GERMANTOWN TO ESTABLISH THE COMPENSATION SCHEDULE FOR THE POSITIONS THAT ARE CONTAINED IN SAID SECTIONS.

Mayor Boeder stated the Public Hearing would be November 20, 2017.

ORDINANCE NO. 17-42  
AN ORDINANCE TO REPEAL AND REPLACE SECTIONS 161.07 (c) OF THE ADMINISTRATIVE CODE OF THE CODIFIED ORDINANCES OF THE CITY OF GERMANTOWN TO ESTABLISH THE COMPENSATION SCHEDULE FOR THE POSITIONS THAT ARE CONTAINED IN SAID SECTION.

Mayor Boeder stated the Public Hearing would be November 20, 2017.

ORDINANCE NO. 17-43  
AN ORDINANCE TO REPEAL AND REPLACE SECTION 161.08(b) OF THE ADMINISTRATIVE CODE OF THE CODIFIED ORDINANCES OF THE CITY OF GERMANTOWN REGARDING APPOINTED OFFICIALS.

Mayor Boeder stated the Public Hearing would be November 20, 2017.

ORDINANCE NO. 17-44  
AN ORDINANCE TO REPEAL SECTIONS 161.05(d)(1), AND 161.05(d)(2) OF THE ADMINISTRATIVE CODE OF THE CODIFIED ORDINANCES OF THE CITY OF GERMANTOWN AND TO REPLACE WITH THE FOLLOWING COMPENSATION SCHEDULE FOR THE POSITIONS THAT ARE CONTAINED IN SAID SECTIONS.

Mayor Boeder stated the Public Hearing would be November 20, 2017.

ORDINANCE NO. 17-45  
AN ORDINANCE TO REPEAL SECTION 161.06(c)(1) OF THE ADMINISTRATIVE CODE – PUBLIC SERVICE DEPARTMENT EMPLOYEES - OF THE CODIFIED ORDINANCES OF THE CITY OF GERMANTOWN AND TO REPLACE WITH THE FOLLOWING

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COMPENSATION SCHEDULE FOR THE POSITIONS THAT ARE CONTAINED IN SAID SECTION.

Mayor Boeder stated the Public Hearing would be November 20, 2017.

**Public Hearing:**

ORDINANCE NO. 17-35  
AN ORDINANCE AMENDING SECTION 181.15 OF THE CITY OF GERMANTOWN INCOME TAX CODE.

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

**MOTION:** Mr. Wafzig moved to adopt Ordinance No. 17-35.

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

ORDINANCE NO. 17-36  
AN ORDINANCE TO REZONE PROPERTY OWNED BY BEARCREEK FARMS, INC., BEING PROPERTY ID NUMBER D13-00201-0140 AND LOCATED AT 826 DAYTON GERMANTOWN PIKE, FROM R-1AA, SINGLE-FAMILY RESIDENTIAL TO PUD- PLANNED UNIT DEVELOPMENT.

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

**MOTION:** Mr. Wafzig moved to adopt Ordinance No. 17-36.

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

RESOLUTION NO. 17-37  
A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH COATE CONSTRUCTION, LLC, FOR THE EAST MARKET STREET SIDEWALK INFILL PROJECT.

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

**MOTION:** Mr. Kuhn moved to adopt Resolution No. 17-37.

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

ORDINANCE NO. 17-31  
AN ORDINANCE REQUIRING STRUCTURES TO HAVE A KEY LOCK BOX INSTALLED ON THE EXTERIOR OF THE STRUCTURE FOR FIRE SAFETY PURPOSE.

**MOTION:** Mr. Kuhn moved to remove Ordinance No. 17-31 from the table.

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

**MOTION:** Mr. Kuhn moved to adopt Ordinance No. 17-31. FAILED

Clerk's Note: Motion Failed: No second made.

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**EXCUSE ABSENT MEMBERS:**

Mr. Kuhn motioned to excuse Mr. Reed.

ROLL CALL: Mr. Johnson, yes; Mr. Koogler, yes; Mr. Kuhn, yes; Mr. Rettich, 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