

CITY OF GERMANTOWN COUNCIL

MONDAY, AUGUST 7, 17

The City of Germantown Council met in regular session on August 7, 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. Lynn Koogle, Mr. Robert Rettich IV, Mr. Rick Reed and Mr. Brian Wafzig.

MEMBERS ABSENT:

Mr. Terry Johnson and Mr. Michael Kuhn were absent.

ALSO PRESENT:

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

APPROVAL OF MINUTES:

Council reviewed the July 17, 2017 Regular Session minutes.

MOTION: Mr. Wafzig moved to approve the July 17, 2017 Regular Session minutes as submitted.

ROLL CALL: Mr. Koogle, yes; Mr. Reed, yes; Mr. Rettich, yes; Mr. Wafzig, yes; Mayor Boeder, abstained. 4-yes, 1-abstention. **MOTION CARRIED.**

PUBLIC RECOGNITION:

None.

CITIZEN'S FORUM:

None.

MANAGER'S REPORT:

Mrs. Gilleland reviewed the proposed legislation on the agenda.

Staff and she met with MVRPC to discuss funding and grant opportunities for the City in the future.

We have begun reviewing the 2018 City Budget. We will begin Work Sessions with Council in October.

CLERK'S REPORT:

Mrs. Novak stated that we have received a request from the Ohio Division of Liquor Control for a new permit located at the Dollar General Store for C-1 Liquor Permit. Chief McGill has no issues with this new permit. Council will need to determine if they wish to have a hearing.

Council agreed to not have a hearing for the new license at the Dollar General Store.

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LAW DIRECTOR’S REPORT:

The Law Director stated that he attended the OMAA. He has topics to discuss during the work session.

MAYOR’S REPORT:

Mayor Boeder stated that Whitney Izor is interested in serving on the Planning Commission Board with a term ending in 2019.

MOTION: Mr. Rettich moved to appoint Whitney Izor to the Planning Commission Board with a term ending in 2019.

ROLL CALL: Mr. Koogle, yes; Mr. Reed, yes; Mr. Rettich, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 5-yes, 0-no. MOTION CARRIED.

He thanked Council for excusing him at the last meeting while on vacation.

The topic for the Executive Session tonight is the City Manger’s contract.

COUNCIL MEMBER’S REPORT:

Mr. Reed’s Report:

Mr. Reed announced that the CBC will be meeting on August 8.

There are several openings on the Pool Board and the Pool Oversight Committee. If anyone is interested in volunteering, contact City Hall.

He asked that the Staff consider leaving the restrooms at the parks open during the day. Many people would benefit from this service.

Residents requested that Council support an additional turn lane at 725 and State Route 4. He would like to discuss the options to have this idea executed.

Mr. Rettich’s Report:

Mr. Rettich attended the Planning Commission meeting. The Board continues to look at proposed changes to the Zoning Code.

He attended National Night Out and thought it was a huge success. It was great to see everyone participate.

Mr. Wafzig’s Report:

Mr. Wafzig stated that he attended the BZA meeting. The Board approved two cases with local residents in the city.

Legislation:

Introduction:

INTRODUCTION

ORDINANCE NO. 17-27

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS ON THE LOTS OF THE CITY OF GERMANTOWN TO PAY THE COST AND EXPENSES OF FURNISHING AND MAINTAINING A STREET LIGHTING SYSTEM FOR 2018.

Mayor Boeder stated the Public Hearing would be August 21, 2017.

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ORDINANCE NO. 17-28

AN ORDINANCE LEVYING AN ASSESSMENT FOR THE CUTTING AND REMOVAL OF WEEDS AND/OR PLANT GROWTH FOR CERTAIN PROPERTIES IN THE CITY OF GERMANTOWN, OHIO.

Mayor Boeder stated the Public Hearing would be August 21, 2017.

EMERGENCY RESOLUTION NO. 17-25

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE GREATER DAYTON REGIONAL TRANSIT AUTHORITY 2017 RTA COMMUNITY GRANTS PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED, AND DECLARING AN EMERGENCY.

MOTION: Mr. Koogle moved to suspend the rules on Emergency Resolution No. 17-25.

ROLL CALL: Mr. Koogle, yes; Mr. Reed, yes; Mr. Rettich, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 5-yes, 0-no. MOTION CARRIED.

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

MOTION: Mr. Koogle moved to adopt Emergency Resolution No. 17-25.

ROLL CALL: Mr. Koogle, yes; Mr. Reed, yes; Mr. Rettich, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 5-yes, 0-no. MOTION CARRIED.

EMERGENCY ORDINANCE NO. 17-29

AN ORDINANCE IMPOSING A MORATORIUM FOR A PERIOD OF ONE HUNDRED AND EIGHTY DAYS ON THE GRANTING OF ANY PERMIT ALLOWING RETAIL DISPENSARIES, CULTIVATORS, OR PROCESSORS OF MEDICAL MARIJUANA WITHIN THE CITY OF GERMANTOWN, OHIO AND DECLARING AN EMERGENCY

MOTION: Mr. Wafzig moved to suspend the rules on Emergency Ordinance No. 17-29.

ROLL CALL: Mr. Koogle, yes; Mr. Reed, yes; Mr. Rettich, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 5-yes, 0-no. MOTION CARRIED.

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

MOTION: Mr. Koogle moved to adopt Emergency Ordinance No. 17-25.

ROLL CALL: Mr. Koogle, yes; Mr. Reed, yes; Mr. Rettich, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 5-yes, 0-no. MOTION CARRIED.

Public Hearing:

RESOLUTION NO. 17-24

A RESOLUTION TO AUTHORIZE THE TRANSFER OF FUNDS FROM THE GENERAL FUND TO POLICE LEVY FUND.

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. 17-24.

ROLL CALL: Mr. Koogle, yes; Mr. Reed, yes; Mr. Rettich, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 5-yes, 0-no. MOTION CARRIED.

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RESOLUTION NO. 17-26

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A MOBILE BACK-UP GENERATOR.

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

MOTION: Mr. Reed moved to adopt Resolution No. 17-26.

ROLL CALL: Mr. Koogle, yes; Mr. Reed, yes; Mr. Rettich, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 5-yes, 0-no. MOTION CARRIED.

EXCUSE ABSENT MEMBERS:

Mr. Rettich motioned to excuse Mr. Terry Johnson and Mr. Michael Kuhn.

ROLL CALL: Mr. Koogle, yes; Mr. Reed, yes; Mr. Rettich, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 5-yes, 0-no. MOTION CARRIED.

MOTION: Mr. Koogle moved to adjourn to Executive Session under the authority of O.R.C. §121.22 (G) (1) To consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official and O.R.C. §121.22 (G) (2) To consider the purchase of property for public purposes, or for the sale of property at competitive bidding.

ROLL CALL: Mr. Koogle, yes; Mr. Reed, yes; Mr. Rettich, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 5-yes, 0-no. MOTION CARRIED.

Mayor and Council adjourned to Executive Session at 7:26 p.m.

EXECUTIVE SESSION:

PRESENT:

The following members were present at the start of the Executive Session: Mayor Stephen Boeder, Mr. Lynn Koogle, Mr. Robert Rettich IV, Mr. Rick Reed and Mr. Brian Wafzig. Mr. Terry Johnson arrived at 7:32 p.m.

MEMBERS ABSENT:

Mr. Michael Kuhn were absent.

ALSO PRESENT:

Also present were Judy Gilleland, City Manager, Tom Schiff, Law Director and Kelli Sanders-Novak, Clerk of Council.

The aforementioned persons had discussion under the authority of O.R.C. §121.22 (G) (1) To consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official and O.R.C. §121.22 (G) (2) To consider the purchase of property for public purposes, or for the sale of property at competitive bidding.

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

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

Mayor and Council reconvened into Regular Session at 8:09 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 8:10 p.m.

Respectfully Submitted,

Kelli R. Sanders-Novak
Clerk of Council

Stephen A. Boeder
Mayor