

**CITY OF GERMANTOWN COUNCIL**

**MONDAY, FEBRUARY 3, 20**

The City of Germantown Council met in regular session on February 3, 2020 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. Michael Kuhn, Mr. Rick Reed and Mr. Brian Wafzig. Mr. Robert Rettich IV arrived at 7:02 p.m.

**MEMBERS ABSENT:**

None.

**ALSO PRESENT:**

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

**CONSENT AGENDA:**

1. January 6, 2020-Regular Session Meeting Minutes
2. January 6, 2020-Work Session Meeting Minutes

**MOTION:** Mr. Wafzig moved to approve the Consent Agenda.

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

**PUBLIC RECOGNITION:**

Mayor Boeder congratulated the Valley View Girls Varsity Basketball Team for their successful season and being undefeated.

Mayor Boeder read a letter from the City of Dayton Police Chief recognizing Germantown Officer Michael Hammond for his assistance in the Memorial Day Oregon District shooting. He stated that the City was very proud of Officer Hammond and his actions.

**CITIZEN'S FORUM:**

Mick Reveal, Perfect Touch Beauty Salon, 1363 West Market Street, addressed Council about his temporary sign at his business location. It has been there for over 25 years and feels that he should be allowed to keep it there. He has received letters from Staff asking him to remove the current sign that does not comply with the current code. He asked Council to consider allowing him to keep the current sign permanently.

**MANAGER'S REPORT:**

Tracey Williams presented Mrs. Gilleland an ICMA award for her 35 years of outstanding community management. He stated that she has done an excellent job in her many roles over the past 39 years and he considered it an honor to be able to present such an award to her.

Mrs. Gilleland thanked Mr. Williams for his kind words and the award.

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Ken Conaway, Project Manager, stated that the specifications for the new water tower have been drafted by Dixon and Staff is now reviewing them. CT Consulting is continuing to work on the specifications for the telemetry. The project should go to bid in May. Staff is working with T-Mobile regarding their antenna on the old water tower.

The Fire-EMS building had a small fire a few weeks ago. Repairs are being made and should only delay the occupancy by a few days. We should have occupancy of three bays next week.

There will be ice guards and blinds installed at City Hall.

**CLERK'S REPORT:**

None.

**LAW DIRECTOR'S REPORT:**

None.

**MAYOR'S REPORT:**

Mayor Boeder announced that he would postpone the reading of the Ray Schmidt proclamation until the March Council Meeting.

He attended the GSAC Meeting at the Senior Center. He clarified several items and concerns and plans to attend their meeting more often.

He asked that residents be mindful of the trash and debris that is collecting in the yards. He encouraged residents to dispose of these items.

He addressed the concern of a resident with the banner wires on Market Street and SR4. The wires may be a danger if they are not visible.

Council will be meeting in Executive Session to discuss the vacant Council Seat.

He congratulated Mrs. Gilleland on receiving her award and thanked her for all she has done for Germantown.

The MVRPC Meeting will be February 6 and he plans to attend.

**COUNCIL MEMBERS' REPORTS:**

**Mr. Johnson's Report:**

Mr. Johnson announced that the Park Board would be meeting on Wednesday.

VVHS Baseball Team will be holding a fundraiser this weekend and encouraged people to support them.

He briefly explained that Council would like to see a Citizen Board that would move forward with the best way to preserve the antique fire hand pumper.

**MOTION:** Mr. Johnson moved to support the preservation, maintenance and public display of the Germantown Fire Department antique fire hand pumper.

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

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**Mr. Kuhn's Report:**

Mr. Kuhn announced that the Economic Development meeting would be February 13.

**Mr. Reed's Report:**

Mr. Reed congratulated Mrs. Gilleland on receiving the ICMA Award and her successful career. He thanked her for bringing her talents to Germantown.

He congratulated Officer Mike Hammond for his recognition.

He wished Major Burns a speedy recovery with his recent surgery.

He attended the January Pool Board Meeting. They organized for the year and discussed the upcoming 2020 pool season.

**Mr. Rettich's Report:**

Mr. Rettich attended the preliminary Cemetery Board Meeting. He requested that the meeting time be changed so all members would be able to attend. Mr. Reed and Mr. Kuhn would be able to attend if Mr. Rettich is not available.

**Mr. Wafzig's Report:**

Mr. Wafzig stated that the MVCC meeting was cancelled for January but would have a report at the next Council Meeting.

He announced that the Valley View School Board would be meeting February 5 to discuss the potential budget cuts.

He congratulated Mrs. Gilleland on her success and thanked her for being here.

**LEGISLATION:**

**Introduction:**

RESOLUTION NO. 20-04

A RESOLUTION TO DECLARE SURPLUS PROPERTY AND AUTHORIZE THE CITY MANAGER TO SELL SAID PROPERTY.

Mayor Boeder stated the Public Hearing will be held March 2, 2020.

RESOLUTION NO. 20-05 (Public Hearing will be held March 2, 2020)

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE DUPPS COMPANY REGARDING ED/GE FUNDS

Mayor Boeder stated the Public Hearing will be held March 2, 2020.

RESOLUTION NO. 20-06 (Public Hearing will be held March 2, 2020)

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH SPEAR CORPORATION, NOT TO EXCEED \$27,000.00 FOR THE GERMANTOWN AQUATIC CENTER WATER HEATER REPLACEMENT PROJECT.

Mayor Boeder stated the Public Hearing will be held March 2, 2020.

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**PUBLIC HEARING**

**ORDINANCE NO. 20-02**

AN ORDINANCE TO REZONE PROPERTY OWNED BY ASSOCIATE CONSTRUCTION, INC., BEING PROPERTY ID NUMBER D13-00206-0014 & D13-00206-0112 AND LOCATED AT 2109 DAYTON GERMANTOWN PIKE, FROM R-3 MULTI-FAMILY RESIDENTIAL DISTRICT TO R-1 SINGLE FAMILY RESIDENTIAL DISTRICT.

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

**MOTION:** Mr. Wafzig moved to adopt Ordinance No. 20-02.

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

**EMERGENCY RESOLUTION NO. 20-03**

A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY FOR, ACCEPT, AND ENTER INTO A WATER SUPPLY REVOLVING LOAN ACCOUNT ON BEHALF OF THE CITY OF GERMANTOWN FOR THE CONSTRUCTION OF THE WATER TOWER AND TELEMTRY REPLACEMENT PROJECT; AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN, AND DECLARING AN EMERGENCY.

**MOTION:** Mr. Kuhn moved to suspend the rules on Emergency Resolution No. 20-03.

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

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

**MOTION:** Mr. Wafzig moved to adopt Emergency Resolution No. 20-03.

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

**EXCUSE ABSENT MEMBERS:**

None.

**MOTION:** Mr. Reed 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 121.22 (G)(3) Conferences with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action and 121.22 (G) (8) to consider confidential information related to the marketing plans, specific business strategy, production techniques, trade secrets, or personal financial statements of an applicant for economic development assistance.

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

Council adjourned to Executive Session at 7:39 p.m.

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**EXECUTIVE SESSION:**

**PRESENT:**

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

**MEMBERS ABSENT:**

None.

**ALSO PRESENT:**

Also present were Judy Gilleland, City Manager; Tom Schiff, Law Director; Pat Shively, Finance Director; Dan Alldred, Fire Chief 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 121.22 (G)(3) Conferences with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action and 121.22 (G) (8) to consider confidential information related to the marketing plans, specific business strategy, production techniques, trade secrets, or personal financial statements of an applicant for economic development assistance.

Clerks Note: Dan Alldred, Fire Chief left at 8:04 p.m.

Clerks Note: Keith Brane, City Planner and Ken Conaway, City Project Manager entered at 8:04 p.m.

Clerks Note: Keith Brane, City Planner and Ken Conaway, City Project Manager left at 8:28 p.m.

Clerks Note: Roy McGill, Chief of Police entered at 8:28 p.m.

Clerks Note: Pat Shively, Finance Director left at 8:43 p.m.

Clerks Note: Roy McGill, Chief of Police left at 8:57 p.m.

Clerks Note: Judy Gilleland, City Manager and Kelli Sanders-Novak, Clerk of Council left at 9:00 p.m.

Clerks Note: Judy Gilleland, City Manager entered at 9:07 p.m.

Clerks Note: Kelli Sanders-Novak, Clerk of Council entered at 9:16 p.m.

**MOTION:** Mr. Reed motioned to return to regular session.

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

Council reconvened into Regular Session at 9:16 p.m.

Jake Stubbs with German Township updated Council on the Cemetery Board.

Clerks Note: Mr. Kuhn left at 9:17 p.m.

Council agreed that Rob Rettich would be the Council Liaison for the Cemetery Board for 2020.

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**ADJOURNMENT:**

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

The meeting adjourned at 9:24 p.m.

Respectfully Submitted,

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Kelli R. Sanders-Novak  
Clerk of Council

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Stephen A. Boeder  
Mayor