

CITY OF GERMANTOWN COUNCIL

MONDAY, MARCH 2, 20

The City of Germantown Council met in regular session on March 2, 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.

MEMBERS ABSENT:

Mr. Robert Rettich IV was absent.

ALSO PRESENT:

Also present were Judy Gilleland, City Manager; Tom Schiff, Law Director; Pat Shively, Finance Director; Chenoa Erisman, Senior Center Director; Chip Wirrig, City Engineer; Kelli Sanders-Novak, Clerk of Council and several visitors.

The Law Director announced that there would be a change to the agenda tonight. Council will, at this time, make a motion to appoint Bonnie Koogle as a Council Member.

Mayor Boeder asked that Council consider a motion to appoint Bonnie Koogle to the vacant Council Member Seat.

MOTION: Mr. Kuhn moved to appoint Bonnie Koogle to the vacant Council Member Seat.

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

Judge Robert Rettich gave the Oath of Office to Bonnie Koogle for the appointment to the City of Germantown Council Member Seat.

Judge Rettich stated it was an honor to swear Mrs. Koogle in to office.

CONSENT AGENDA:

1. February 3, 2020-Regular Session Meeting Minutes
2. Motion to Accept the First Quarter Credit Card Report (This is a requirement by the State Auditor per the credit card policy)
3. Appointment to the City Beautiful Commission (Term Expires December 31, 2021). Haley Kozuszek
4. Appointment to the Board of Zoning Appeals (Term Expires December 31, 2021). Terry Dalton
5. Appointment to the Records Commission (Term Expires December 31, 2020). Terry Dalton

MOTION: Mr. Kuhn moved to approve the Consent Agenda.

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

PUBLIC RECOGNITION:

Mayor Boeder read a Proclamation honoring Mr. Ray Schmidt and his many military accomplishments.

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Mr. Schmidt family thanked everyone for taking the time to honor their father.

CITIZEN'S FORUM:

Mark Rector, Project Manager for Vectren Gas, updated Council and residents on the upcoming gas line replacement project for 2020 that will begin in the Spring. The project will consist of replacing underground lines and replacing meters. There will be minimum disruption to the customers during this project.

MANAGER'S REPORT:

Mrs. Gilleland congratulated Mrs. Koogle and looks forward to working with her

Ken Conaway, Project Manager, stated that the Fire Department has been given occupancy to three of the bays and equipment has moved in. We are anticipating a June completion date. Demolition of the South side of the building is underway.

Then water tower project is on track to submit plans to the EPA. We have been told that the EPA may take a bit longer than anticipated to complete their review but, it should not make any major delays.

Brenda Wehmer, Dinsmore & Shohl LLP, updated Council and Residents on the proposed joint JEDD agreement. This would allow the City of Germantown to continue to collect tax from the school staff.

Mr. Wafzig explained how important the JEDD would be to the City and possible neighboring jurisdictions. This would allow the City to continue to collect the tax funds from the school staff and we would not lose tax revenue.

MOTION: Mr. Reed moved to approve support the general outline of a JEDD in principal.

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

Mr. Wafzig stated that the JEDD would be set into place regardless of school levy passage or failure.

CLERK'S REPORT:

None.

LAW DIRECTOR'S REPORT:

The Law Director started that the City had received restitution from the person who damaged the tennis courts.

MAYOR'S REPORT:

Mayor Boeder encouraged everyone to vote in the upcoming election. He encouraged residents to consider voting for the school levy. He feels that this is a great opportunity for the school to get the improvements that they need.

He reviewed the items on the work session that would be discussed tonight. Discussion of Street Paving, a new Service Department Building, the proposed JEDD, the Council Liaisons for Boards and Commissions and Temporary Signage.

COUNCIL MEMBERS' REPORTS:

Mr. Johnson's Report:

Mr. Johnson congratulated several of the Valley View sports teams on their recent victories.

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He announced that the Park Board would be meeting on March 4.

He thanked everyone for a very successful Monte Carlo Night that sponsored the VVHS Baseball Team.

Mrs. Koogle's Report:

Mrs. Koogle thanked Council for selecting her to fill Lynn's seat. She is looking forward to the opportunity to serve the community she loves.

Mr. Kuhn's Report:

Mr. Kuhn announced that the Senior Center Bus is currently being decaled and will be delivered soon.

He reminded residents that CCA would be on location at City Hall to assist with City Taxes.

He thanked Mr. Wafzig for his efforts at getting the JEDD paperwork in place.

Mr. Reed's Report:

Mr. Reed announced that the CBC had met and is requesting nominations for the "Fix Up Awards". They will be working on selecting flowers for the downtown pots. The Easter Art Contest will have a special twist this year, details will follow.

The Pool Board met and discussed a new banner advertising the pool pass sales, security cameras, the new heater and the installation of all the new equipment.

He encouraged everyone to support the School Levy that will be on the ballot.

He stated he looks forward to working with Mrs. Koogle.

Mr. Wafzig's Report:

Mr. Wafzig welcomed Mrs. Koogle to Council.

He announced that MVCC had been awarded the Smart 50 Award for the new Fiber Project. This is a great compliment.

He encouraged residents to support the school levy on the upcoming ballot.

LEGISLATION:

Introduction:

ORDINANCE NO. 20-07

AN ORDINANCE TO APPROVE CURRENT REPLACEMENT PAGES TO THE CITY OF GERMANTOWN CODIFIED ORDINANCES.

Mayor Boeder stated the Public Hearing will be held April 6, 2020.

RESOLUTION NO. 20-08

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A ONE-YEAR EXTENSION OF THE CURRENT CONTRACT WITH RUMPKE OF OHIO, INC., FOR SOLID WASTE AND CURBSIDE RECYCLING SERVICES FOR THE PERIOD OF MAY 1, 2020 THROUGH APRIL 30, 2021.

Mayor Boeder stated the Public Hearing will be held April 6, 2020.

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RESOLUTION NO. 20-09

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE 2020 FORD POLICE SUV FOR USE BY THE CITY OF GERMANTOWN POLICE DEPARTMENT.

Mayor Boeder stated the Public Hearing will be held April 6, 2020.

EMERGENCY RESOLUTION NO. 20-10

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY SOLICITOR TO ACCEPT THE ONE OHIO MEMORANDUM OF UNDERSTANDING REGARDING THE PURSUIT AND USE OF POTENTIAL OPIOID LITIGATION SETTLEMENT FUNDS.

MOTION: Mr. Reed moved to suspend the rules on Emergency Resolution No. 20-10.

ROLL CALL: Mr. Johnson, yes; Mrs. Koogler, yes; Mr. Kuhn, yes; Mr. Reed, 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. Kuhn moved to adopt Emergency Resolution No. 20-10.

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

RESOLUTION NO. 20-11

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH CT CONSULTANTS FOR THE INSTALLATION INSPECTION OF SCADA SYSTEM AND DEFA FUNDING ASSISTANCE FOR CITY WATER TREATMENT AND DISTRIBUTION SYSTEM.

Mayor Boeder stated the Public Hearing will be held April 6, 2020.

RESOLUTION NO. 20-12

A RESOLUTION TO AUTHORIZE THE TRANSFER OF FUNDS FROM THE GENERAL FUND TO THE POLICE LEVY FUND, STREET CAPITAL FUND, PARKS FUND AND STORM WATER FUND.

Mayor Boeder stated the Public Hearing will be held April 6, 2020.

PUBLIC HEARING

RESOLUTION NO. 20-04

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

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

MOTION: Mr. Kuhn moved to adopt Resolution No. 20-04.

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

RESOLUTION NO. 20-05

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

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

MOTION: Mr. Kuhn moved to adopt Resolution No. 20-05.

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

RESOLUTION NO. 20-06

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

MOTION: Mr. Reed moved to adopt Resolution No. 20-06.

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

EXCUSE ABSENT MEMBERS:

Mr. Reed motioned to excuse Mr. Robert Rettich.

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

MOTION: Mr. Reed moved to adjourn to Executive Session under the authority of O.R.C. §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.

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

Council adjourned to Executive Session at 8:13 p.m.

EXECUTIVE SESSION:

PRESENT:

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

MEMBERS ABSENT:

Mr. Robert Rettich IV was absent.

ALSO PRESENT:

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

The aforementioned persons had discussion under the authority of O.R.C. § 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.

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

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

ADJOURNMENT:

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

The meeting adjourned at 8:37 p.m.

Respectfully Submitted,

Kelli R. Sanders-Novak
Clerk of Council

Stephen A. Boeder
Mayor