

**CITY OF GERMANTOWN COUNCIL**

**MONDAY, JULY 20, 20**

The City of Germantown Council met in regular session on July 20, 2020 at 7:00 p.m. via phone communications and live on MVCC.

**MEMBERS PRESENT:**

The following members were present at the Call to Order: Mayor Stephen Boeder, Mr. Terry Johnson, Mrs. Bonnie Koogle, 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; Chip Wirrig, City Engineer; Ken Conaway, Project Manager; Jonathan Moore, Service Director and Kelli Sanders-Novak, Clerk of Council.

**MANAGER'S REPORT:**

Mrs. Gilleland reviewed the legislation that is on the agenda tonight. We are also asking for an Executive Session to discuss imminent/pending litigation. If anyone from the public has comments tonight, please send them to the email address that is provided on the screen. Emergency Resolution No. 20-25 and Emergency Resolution No. 20-26 are pertaining to a Police Levy.

Mrs. Shively reviewed the proposed legislation on the agenda. Ordinance No. 20-23 is for the lighting assessment for each property in the city and is done yearly. Ordinance No. 20-24 is for the appropriations for the COVID relief fund.

Ken Conaway, Project Manager, stated that the Fire Department is coming along very well and should be completed in the next few weeks. The exterior of the building is complete and the flooring is expected to be done soon.

**LEGISLATION:**

**Introduction:**

**ORDINANCE NO. 20-23**

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 2021.

Mayor Boeder stated the Public Hearing will be held August 3, 2020.

**ORDINANCE NO. 20-24**

AN ORDINANCE AMENDING ORDINANCE NO. 20-20 APPROPRIATIONS FOR CURRENT EXPENSES AND EXPENDITURES OF THE CITY OF GERMANTOWN, STATE OF OHIO, FOR THE FISCAL YEAR ENDING DECEMBER 31, 2020.

Mayor Boeder stated the Public Hearing will be held August 3, 2020.

**EMERGENCY RESOLUTION NO. 20-25**

A RESOLUTION DECLARING THE NECESSITY OF A CONTINUING LEVY OF TWO AND ONE-HALF (2.5) MILLS FOR MAINTAINING MOTOR VEHICLES, COMMUNICATIONS, OTHER EQUIPMENT, BUILDINGS, AND SITES FOR SUCH BUILDINGS USED DIRECTLY IN THE OPERATION OF

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A POLICE DEPARTMENT, FOR THE PAYMENT OF SALARIES OF PERMANENT OR PART-TIME POLICE, COMMUNICATIONS, OR ADMINISTRATIVE PERSONNEL TO OPERATE THE SAME, INCLUDING THE PAYMENT OF ANY EMPLOYER CONTRIBUTIONS REQUIRED FOR SUCH PERSONNEL UNDER SECTION 145.48 OR 742.33 OF THE REVISED CODE, AND REQUESTING THE COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE CITY OF GERMANTOWN AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY A SPECIFIED NUMBER OF MILLS AND DECLARING AN EMERGENCY.

**MOTION:** Mr. Kuhn moved to suspend the rules on Emergency Resolution No. 20-25.

ROLL CALL: Mr. Johnson, yes; Mrs. Koogler, yes; Mr. Kuhn, yes; Mr. Reed, yes; Mr. Rettich, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 7-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. 20-25.

ROLL CALL: Mr. Johnson, yes; Mrs. Koogler, yes; Mr. Kuhn, yes; Mr. Reed, yes; Mr. Rettich, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 7-yes, 0-no. MOTION CARRIED.

Council, Staff and the Law Director discussed the additional language to be added to Emergency Resolution No. 20-26.

**EMERGENCY RESOLUTION NO. 20-26-AS AMENDED**

A RESOLUTION DECLARING THE NECESSITY OF AN ADDITIONAL LEVY TO REPLACE A TWO (2) MILL CONTINUING LEVY PREVIOUSLY APPROVED IN 1999 FOR MAINTAINING MOTOR VEHICLES, COMMUNICATIONS, OTHER EQUIPMENT, BUILDINGS, AND SITES FOR SUCH BUILDINGS USED DIRECTLY IN THE OPERATION OF A POLICE DEPARTMENT, FOR THE PAYMENT OF SALARIES OF PERMANENT OR PART-TIME POLICE, COMMUNICATIONS, OR ADMINISTRATIVE PERSONNEL TO OPERATE THE SAME, INCLUDING THE PAYMENT OF ANY EMPLOYER CONTRIBUTIONS REQUIRED FOR SUCH PERSONNEL UNDER SECTION 145.48 OR 742.33 OF THE REVISED CODE, AND REQUESTING THE COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE CITY OF GERMANTOWN AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY A SPECIFIED NUMBER OF MILLS AND DECLARING AN EMERGENCY.

**MOTION:** Mr. Reed moved to amend Emergency Resolution No. 20-26 as read.

ROLL CALL: Mr. Johnson, yes; Mrs. Koogler, yes; Mr. Kuhn, yes; Mr. Reed, yes; Mr. Rettich, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 7-yes, 0-no. MOTION CARRIED.

**MOTION:** Mr. Kuhn moved to suspend the rules on Emergency Resolution No. 20-26 as amended.

ROLL CALL: Mr. Johnson, yes; Mrs. Koogler, yes; Mr. Kuhn, yes; Mr. Reed, yes; Mr. Rettich, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 7-yes, 0-no. MOTION CARRIED.

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

**MOTION:** Mr. Rettich moved to adopt Emergency Resolution No. 20-26 as amended.

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

**MOTION:** Mr. Johnson 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. Rettich, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 7-yes, 0-no. MOTION CARRIED.

Council adjourned to Executive Session at 7:24 p.m.

**EXECUTIVE SESSION:**

**PRESENT:**

The following members were present at the start of the Executive Session: Mayor Stephen Boeder, Mr. Terry Johnson, Mrs. Bonnie Koogle, 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; Chip Wirrig, City Engineer; Ken Conaway, Project Manager; Jonathan Moore, Service 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. Rettich motioned to return to regular session.

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

**ADJOURNMENT:**

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

The meeting adjourned at 8:04 p.m.

Respectfully Submitted,

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Kelli R. Sanders-Novak  
Clerk of Council

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Stephen A. Boeder  
Mayor