

CITY OF GERMANTOWN COUNCIL

MONDAY, AUGUST 3, 20

The City of Germantown Council met in regular session on August 3, 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; Ken Conaway, Project Manager; Chip Wirrig, City Engineer; Cody Brem, City Intern; Brenda Wehmer, Bond Counsel and Kelli Sanders-Novak, Clerk of Council.

CONSENT AGENDA:

1. July 6, 2020-Regular Session Meeting Minutes
2. July 20, 2020- Regular Session Meeting Minutes
3. Appointment to the Personnel board (Term expires December 31, 2021).
Laura Howar

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

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.**

PUBLIC RECOGNITION:

None.

CITIZEN'S FORUM:

None.

MANAGER'S REPORT:

Mrs. Gilleland congratulated Captain Scott Brown, Sargent Jason Mowery and Deputy Chief Matt Burns on their recent title changes. These officers have a combined longevity of 76 years. We are fortunate to have them on our Police Department.

Staff has been working on many projects along with their everyday tasks. She thanked everyone for their hard work during these trying times.

She briefly reviewed the agenda and encouraged residents to email comments to Staff so they can be addressed during the meeting.

Ken Conaway, Project Manager, stated that the Fire Department is working on the last of the punch-out items and cleaning. The change order legislation is on the agenda for tonight.

He stated that the Water Tower Project and SCADA legislation is on the agenda for tonight.

Pat Shively explained Utility Department write offs in the amount of \$425.50.

She briefly discussed the utility assessments legislation. These accounts are old accounts that have been notified to pay outstanding bills.

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Brenda Wehmer, Bond Counsel, reviewed the process for the upcoming \$4.6 million bonds for the purpose of Fire, Police and City Hall construction projects.

CLERK'S REPORT:

None.

LAW DIRECTOR'S REPORT:

The Law Director stated that, with Cody's assistance, we have submitted our claim regarding the Opioids.

MAYOR'S REPORT:

Mayor Boeder announced that the next Council meeting would be September 8, 2020 due to the holiday.

He asked for a motion to approve write off of 20 utility accounts including buildings that have been demolished, persons deceased and amounts under \$25.00. Total write off is \$428.50.

MOTION: Mr. Kuhn moved to approve write off of 20 utility accounts including buildings that have been demolished, persons deceased and amounts under \$25.00. Total write off is \$428.50.

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.

He congratulated Cody Brem on his new job with Springboro.

He thanked the community for supporting the Valley View School Levy.

COUNCIL MEMBERS' REPORTS:

Mr. Johnson's Report:

Mr. Johnson congratulated Cody Brem on his new job and thanked him for all he has done while he was here.

He thanked all the City Staff for their dedication and hard work during these trying time. They have all done a great job.

Mrs. Koogle's Report:

Mrs. Koogle stated she attended the Cemetery Board Meeting. It was business as usual. She thanked the kind people who cleaned headstones in the cemetery. They did a wonderful job.

Mr. Kuhn's Report:

Mr. Kuhn stated that he attended the Economic Development meeting. Brian Wafzig joined the meeting and gave a detailed explanation of the JEDD.

He wished Cody Brem good luck with his new job.

Mr. Rettich's Report:

Mr. Rettich thanked Cody Brem for his time and help while at the City.

He attended the Planning Commission Meeting. They discussed the proposed Berryview Estates Section 4 project. The Commission tabled their vote until next month so additional information can be reviewed.

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Mr. Reed's Report:

Mr. Reed congratulated Cody Brem on his new job and thanked him for all his help here in Germantown.

He welcomed Laura Howar to the Personnel Board and congratulated the Police Officers for their new positions within the Police Department.

Mr. Wafzig's Report:

Mr. Wafzig thanked Cody Brem on his new job and wished him well in his new position.

LEGISLATION:

Introduction:

RESOLUTION NO. 20-27

A RESOLUTION AUTHORIZING THE EMPLOYMENT AGREEMENT FOR POSITION OF CITY MANAGER.

Mayor Boeder stated the Public Hearing will be held September 8, 2020.

EMERGENCY RESOLUTION NO. 20-28

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH LAKE ERIE ELECTRIC, INC. FOR THE WELLFIELD ELECTRICAL UPGRADES & SCADA SYSTEM PROJECT, AND DECLARING AN EMERGENCY.

MOTION: Mr. Kuhn moved to suspend the rules on Emergency Resolution No. 20-28.

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.

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. 20-28.

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.

EMERGENCY RESOLUTION NO. 20-29

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH PHOENIX FABRICATORS AND ERECTORS, LLC. FOR THE WEAVER ROAD WATER TANK REPLACEMENT PROJECT, AND DECLARING AN EMERGENCY.

MOTION: Mr. Kuhn moved to suspend the rules on Emergency Resolution No. 20-29.

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.

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

MOTION: Mr. Reed moved to adopt Emergency Resolution No. 20-29.

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.

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EMERGENCY RESOLUTION NO. 20-30

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PAY CHANGE ORDERS TO BILBREY CONSTRUCTION FOR THE RENOVATION OF THE CTIY HALL, POLICE DEPARTMENT IN THE AMOUNT OF \$36,220.89 AND THE FIRE STATION IN THE AMOUNT OF \$294,616.31 AND \$50,000.00 IN CONTINGENCIES, AND DECLARING AN EMERGENCY.

MOTION: Mrs. Koogle moved to suspend the rules on Emergency Resolution No. 20-30.

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.

Mayor Boeder stated the Public Hearing will be held September 8, 2020.

EMERGENCY ORDINANCE NO. 20-31

AN ORDINANCE PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$4,600,000 OF BONDS BY THE MUNICIPALITY OF GERMANTOWN, OHIO, FOR THE PURPOSE OF PERMANENTLY FINANCING OUTSTANDING NOTES ISSUED FOR VARIOUS PURPOSES, AUTHORIZING AN OFFICIAL STATEMENT AND DECLARING AN EMERGENCY.

Mayor Boeder stated the Public Hearing will be held September 8, 2020.

EMERGENCY RESOLUTION NO. 20-32

A RESOLUTION PROPOSING AN ADDITIONAL LEVY OF TWO AND ONE-HALF (2.5) MILLS TO CONSTITUTE A TAX BENEFIT FOR THE CITY OF GERMANTOWN POLICE DEPARTMENT, FOR THE PURPOSE OF 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, AND CERTIFYING THE QUESTION TO BE PLACED ON THE BALLOT TO THE MONTGOMERY COUNTY BOARD OF ELECTIONS AND DECLARING AN EMERGENCY.

MOTION: Mr. Kuhn moved to suspend the rules on Emergency Resolution No. 20-32.

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.

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. 20-32.

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.

EMERGENCY ORDINANCE NO. 20-33

AN ORDINANCE LEVYING ASSESSMENTS FOR UTILITY/WATER SERVICE FOR CERTAIN PROPERTIES IN THE CITY OF GERMANTOWN, OHIO, AND DECLARING AN EMERGENCY.

Mayor Boeder stated the Public Hearing will be held September 8, 2020.

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PUBLIC HEARING

RESOLUTION NO. 20-22

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. Reed moved to adopt Resolution No. 20-22.

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.

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

MOTION: Mr. Kuhn moved to adopt Ordinance No. 20-23.

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.

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

MOTION: Mr. Reed moved to adopt Ordinance No. 20-24.

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.

EXCUSE ABSENT MEMBERS:

None.

ADJOURNMENT:

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

The meeting adjourned at 7:47 p.m.

Respectfully Submitted,

Kelli R. Sanders-Novak
Clerk of Council

Stephen A. Boeder
Mayor