

CITY OF GERMANTOWN COUNCIL

MONDAY, APRIL 1, 19

The City of Germantown Council met in regular session on April 1, 2019 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. Michael Kuhn, Mr. Terry Johnson, Mr. Rick Reed, Mr. Robert Rettich and Mr. Brian Wafzig.

MEMBERS ABSENT:

None.

ALSO PRESENT:

Also present were Judy Gilleland, City Manager; Tom Schiff, Law Director Roy McGill, Chief of Police; Dan Alldred, Chief of Fire/EMS Keith Brane, City Planner and Kelli Sanders-Novak, Clerk of Council.

CONSENT AGENDA:

1. March 18, 2019-Regular Session Meeting Minutes
2. March 18, 2019-Work Session Meeting Minutes

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

ROLL CALL: Mr. Johnson, yes; Mr. 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 and Mrs. Shively reviewed the legislation items on the agenda. The items being introduced include the increase in the sewer tap in fees, amending appropriations and quarterly fund transfers. There is a public hearing on the 2019 Street Maintenance Program, tax policies and amendments to the FRWWTC agreement.

CLERK'S REPORT:

None.

LAW DIRECTOR'S REPORT:

None.

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MAYOR'S REPORT:

Mayor Boeder stated that he has attended several meetings, including the Montgomery County Health District meeting, the Solid Waste District meeting and the Dayton VA quarterly meeting. He found all of them to be very informative.

COUNCIL MEMBER'S REPORT:

Mr. Johnson's Report:

Mr. Johnson announced that the Parks Board will be meeting on April 3.

Mr. Koogle's Report:

None.

Mr. Kuhn's Report:

Mr. Kuhn announced that the Economic Development Committee meeting will be held on April 4 to review the Downtown Façade Applications.

Mr. Reed's Report:

None.

Mr. Rettich's Report:

None.

Mr. Wafzig's Report:

None.

Legislation:

Introduction:

ORDINANCE NO. 19-13

AN ORDINANCE TO AMEND SECTION 921.03(e) OF THE STREETS AND PUBLIC SERVICES CODE OF THE CODIFIED ORDINANCES OF THE CITY OF GERMANTOWN TO INCREASE THE SEWER TAP IN FEES, EFFECTIVE APRIL 1, 2019.

Mayor Boeder stated the Public Hearing will be held April 15, 2019 proposed passage by Emergency with suspended rules.

ORDINANCE NO. 19-14

AN ORDINANCE AMENDING ORDINANCE NO. 19-04 APPROPRIATIONS FOR CURRENT EXPENSES AND EXPENDITURES OF THE CITY OF GERMANTOWN, STATE OF OHIO, FOR THE FISCAL YEAR ENDING DECEMBER 31, 2019.

Mayor Boeder stated the Public Hearing will be held April 15, 2019 proposed passage by Emergency with suspended rules.

RESOLUTION NO. 19-15

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

Mayor Boeder stated the Public Hearing will be held April 15, 2019 proposed passage by Emergency with suspended rules.

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Public Hearing:

EMERGENCY RESOLUTION NO. 19-11

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH STRAWSER CONSTRUCTION, INC. FOR THE 2019 STREET MAINTENANCE PROGRAM, AND DECLARING AN EMERGENCY.

MOTION: Mr. Koogle moved to suspend the rules on Emergency Resolution No. 19-11.

ROLL CALL: Mr. Johnson, yes; Mr. 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, Mayor and Council was not addressed. The Public Hearing was then closed.

MOTION: Mr. Wafzig moved to adopt Emergency Resolution No. 19-11.

ROLL CALL: Mr. Johnson, yes; Mr. 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. 19-12

AN ORDINANCE PROVIDING FOR THE ADOPTION OF POST-ISSUANCE COMPLIANCE POLICIES AND PROCEDURES FOR TAX-EXEMPT OBLIGATIONS AND CONTINUING DISCLOSURE OBLIGATIONS.

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

MOTION: Mr. Kuhn moved to adopt Ordinance No. 19-12.

ROLL CALL: Mr. Johnson, yes; Mr. 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.19-09

AN ORDINANCE PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$3,500,000 FIRE STATION IMPROVEMENT BOND ANTICIPATION NOTES, BY THE CITY OF GERMANTOWN, OHIO IN ANTICIPATION OF THE ISSUANCE OF BONDS.

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

MOTION: Mr. Kuhn moved to adopt Resolution No. 19-09.

ROLL CALL: Mr. Johnson, yes; Mr. Kuhn, yes; Mr. Reed, yes; Mr. Wafzig, yes. 4-yes, 0-no. MOTION CARRIED.

EMERGENCY RESOLUTION NO. 19-10

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AMENDMENTS WITH VEOLIA WATER FOR THE OPERATION OF THE FRANKLIN AREA WASTEWATER TREATMENT PLANT AND DECLARING AN EMERGENCY.

MOTION: Mr. Koogle moved to remove Emergency Resolution No. 19-10 from the table.

ROLL CALL: Mr. Johnson, yes; Mr. 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. Wafzig moved to suspend the rules on Emergency Resolution No. 19-10.

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ROLL CALL: Mr. Johnson, yes; Mr. 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. 19-10.

ROLL CALL: Mr. Johnson, yes; Mr. 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.

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; Mr. 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 7:11 p.m.

EXECUTIVE SESSION:

PRESENT:

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

MEMBERS ABSENT:

None.

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) (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.

Council reconvened into Regular Session at 7:18 p.m.

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ADJOURNMENT:

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

The meeting adjourned at 7:19 p.m.

Respectfully Submitted,

Kelli R. Sanders-Novak
Clerk of Council

Stephen A. Boeder
Mayor