

CITY OF GERMANTOWN COUNCIL

MONDAY, APRIL 5, 21

The City of Germantown Council met in regular session on April 5, 2021 at 7:00 p.m. via Zoom 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; Jonathan Moore, Service Director; Chip Wirrig, City Engineering Department; Cody Brem, City Intern, and Kelli Sanders-Novak, Clerk of Council.

CONSENT AGENDA:

1. March 1, 2021-Regular Session Meeting Minutes
2. Appointment to the Pool Board (Term Expires December 31, 2023). Jordan Seals
3. Appointment to the Park Board (Term Expires December 31, 2021). Halie Sewell

MOTION: Mr. Reed 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.**

MANAGER'S REPORT:

Mrs. Gilleland briefly reviewed the legislation that is on the agenda. Several items will be passed by emergency at the following meeting due to timing issues.

Jonathan Moore discussed the details regarding Resolution 21-13. The purchase of the hotbox will be very beneficial for the City.

Chip Wirrig discussed the details regarding Resolution No. 21-14. The Sewer Project will need to be done as soon as possible.

Pat Shively briefly discuss the legislation to make First National Bank of Germantown a depository for the City. This agreement needs to be signed and implemented as soon as possible.

CLERK'S REPORT:

None.

LAW DIRECTOR'S REPORT:

The Law Director has been attending meetings with the Charter Review Committee. The discussions have been going well and they plan to have several more meetings before they make suggestions to Council.

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MAYOR'S REPORT:

Mayor Boeder stated he would like feedback from Council for items to be discussed at the Council Retreat. He has received Mr. Reed's schedule and will send out a list of dates when Council and Staff can meet to discuss the items.

He has attended several meetings, Solid Waste with Montgomery County and Charter are a few.

He visited the new Water Tower site. It is coming along nicely.

He would like to see what can be done with the advertiser that are being delivered to residents. These items are not subscriptions and litter driveways.

He would like to resume in person Council Meetings for Staff in May.

COUNCIL MEMBERS' REPORTS:

Mr. Johnson's Report:

Mr. Johnson stated he would not be available on Saturdays to meet for the Council Retreat.

He attended the Personal Board Meeting and they are in the process of accepting new rules and regulations for the Board. He will keep Council updated on the progress.

The Park Board has had an issue with getting a quorum. Staff and the Board did meet to discuss the upcoming Park Levy. They are considering a replacement levy on the ballot in November.

He wanted to thank the Rotary Club for purchasing the mulch and VV Interact Club Members for their help spreading the mulch at VMP.

He presented a proposed project from the Little Free Library group. They would like to implement the program at VMP. This would allow patrons to borrow a book and drop a book in a small birdhouse like structure. The consensus of Council was to move forward with the project.

Mrs. Koogle's Report:

Mrs. Koogle attended the Cemetery Board Meeting. They are getting ready for the spring season and Memorial Day.

She will be attending the Senior Oversight Meeting this week. The Senior Center offers a lunch program and those interested should call for further information.

Mr. Kuhn's Report:

Mr. Kuhn attended the Fire Oversight Meeting. The Department has received some free PPE items but it is difficult to get their supplies at a fair price. They have added ten new members to the Department but are still looking for additional staff.

He attended the Economic Development Meeting. They are discussing various items including assistance for our businesses.

Mr. Reed's Report:

Mr. Reed stated he would send out his work schedule for the Council Retreat.

He congratulated Haile and Jordan on their new board positions and thanked them for their service.

He did not attend the Pool Board Meeting due to Staff neglecting to include him in the email. They did discuss the proposed new filtration system but have decided to hold off until later to move forward.

Mr. Rettich's Report:

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Mr. Rettich stated that the three pieces of legislation on the agenda are regarding the hearings the Planning Commission has been discussing. They have also been discussing changes to the Adult Entertainment Section of the Germantown Codified Ordinances.

He has a Little Library near his home and his children, along with several of the neighbor children seem to really enjoy it.

Mr. Wafzig's Report:

Mr. Wafzig stated that he attended the MVCC Meeting. They discussed the fiber line.

He has received complaints regarding CCA. He has informed residents to phone City Hall for assistance.

LEGISLATION:

INTRODUCTION:

RESOLUTION NO. 21-08

A RESOLUTION APPROVING THE BERRYVIEW ESTATES SECTION FOUR HEREBY RENAMED CREEKSIDE AT BERRYVIEW ESTATES SECTION FOUR FINAL PLAT, LOCATED WITHIN THE CITY OF GERMANTOWN.

Mayor Boeder stated the Public Hearing will be held May 3, 2021.

RESOLUTION NO. 21-09

A RESOLUTION APPROVING THE WALNUT HILL FINAL PLAT, LOCATED WITHIN THE CITY OF GERMANTOWN.

Mayor Boeder stated the Public Hearing will be held May 3, 2021.

ORDINANCE NO. 21-10

AN ORDINANCE TO REZONE PROPERTY OWNED BY MCM EXCAVATING PLUS, INC. BEING PROPERTY ID NUMBER D13-00108-0023 AND LOCATED AT 279 SOUTH MAIN STREET FROM C-2 DOWNTOWN BUSINESS DISTRICT TO C-1 COMMERCIAL BUSINESS DISTRICT.

Mayor Boeder stated the Public Hearing will be held May 3, 2021.

RESOLUTION NO. 21-11

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

Mayor Boeder stated the Public Hearing will be held May 3, 2021.

ORDINANCE NO. 21-12

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

Mayor Boeder stated the Public Hearing will be held May 3, 2021.

RESOLUTION NO. 21-13

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A TRAILER MOUNTED ASPHALT HOTBOX.

Mayor Boeder stated the Public Hearing will be held May 3, 2021.

EMERGENCY RESOLUTION NO. 21-14

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A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH INSIGHT PIPE CONTRACTING LLC, FOR THE SANITARY SEWER REHABILITATION PROJECT PHASE 5, AND DECLARING AN EMERGENCY.

Mayor Boeder stated the Public Hearing will be held May 3, 2021 proposed passage by Emergency with suspended rules.

EMERGENCY RESOLUTION NO. 21-15

A RESOLUTION TO DESIGNATE FIRST NATIONAL BANK OF GERMANTOWN AS A PUBLIC DEPOSITORY FOR THE CITY OF GERMANTOWN AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A DEPOSITORY AGREEMENT FOR ACTIVE, INTERIM AND/OR INACTIVE PUBLIC FUNDS WITH FIRST NATIONAL BANK OF GERMANTOWN, AND DECLARING AN EMERGENCY.

MOTION: Mrs. Koogle moved to suspend the rules on Emergency Resolution No. 21-15.

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. 21-15.

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. 21-16

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, 2021, AND DECLARING AN EMERGENCY.

Mayor Boeder stated the Public Hearing will be held May 3, 2021 proposed passage by Emergency with suspended rules.

ORDINANCE NO. 21-17

AN ORDINANCE AMENDING SECTION 123.02 OF THE ADMINISTRATIVE CODE OF THE CODIFIED ORDINANCES OF THE CITY OF GERMANTOWN ORDINANCES AND RESOLUTIONS – POSTING PLACES.

Mayor Boeder stated the Public Hearing will be held May 3, 2021.

PUBLIC HEARING

RESOLUTION NO. 21-02

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

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

MOTION: Mr. Wafzig moved to adopt Resolution No. 21-02.

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.

RESOLUTION NO. 21-03

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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, 2021 THROUGH APRIL 30, 2022.

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

MOTION: Mr. Kuhn moved to adopt Resolution No. 21-03.

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.

RESOLUTION NO. 21-04

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH HOUSTON-GALVESTON AREA COUNCIL (H-GAC) FOR COOPERATIVE PURCHASING.

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

MOTION: Mr. Johnson moved to adopt Resolution No. 21-04.

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.

RESOLUTION NO. 21-05

A RESOLUTION ACCEPTING THE WARREN COUNTY EASEMENT REQUEST OF REAL PROPERTY LOCATED AT PARCEL ID #03-01-100-004.

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

MOTION: Mr. Johnson moved to adopt Resolution No. 21-05.

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.

RESOLUTION NO. 21-06

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. Johnson moved to adopt Resolution No. 21-06.

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.

RESOLUTION NO. 21-07

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE 2021 DODGE CHARGER PATROL CAR FOR USE BY THE CITY OF GERMANTOWN POLICE DEPARTMENT.

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

MOTION: Mr. Wafzig moved to adopt Resolution No. 21-07.

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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.

EXCUSE ABSENT MEMBERS:

None.

MOTION: Mr. Rettich moved to adjourn to Executive Session under the authority of O.R.C. § 121.22 (G)(2) to consider the purchase of property for public purposes, or for the sale of property at competitive bidding.

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 7:50 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; Ben Richards, VV Super Intendent; Cody Brem, City Intern and Kelli Sanders-Novak, Clerk of Council.

The aforementioned persons had discussion under the authority of O.R.C. § 121.22 (G)(2) to consider the purchase of property for public purposes, or for the sale of property at competitive bidding.

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

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

Council reconvened into Regular Session at 8:45 p.m.

ADJOURNMENT:

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

The meeting adjourned at 8:46.m.

Respectfully Submitted,

Kelli R. Sanders-Novak
Clerk of Council

Stephen A. Boeder
Mayor