

CITY OF GERMANTOWN COUNCIL

MONDAY, JUNE 7, 21

The City of Germantown Council met in regular session on June 7, 2021 at 7:00 p.m. in the City Building Council Chambers and visitors were via Zoom phone communications.

MEMBERS PRESENT:

The following members were present at the Call to Order: Mr. Terry Johnson, Mrs. Bonnie Koogle, Mr. Michael Kuhn, Mr. Rick Reed and Mr. Brian Wafzig. Mr. Robert Rettich IV arrived at 7:02 p.m.

MEMBERS ABSENT:

Mayor Stephen Boeder was absent.

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; Ryan Woodward, Clemens Nelson, City Attorney and Kelli Sanders-Novak, Clerk of Council.

CONSENT AGENDA:

1. May 3, 2021-Regular Session Meeting Minutes
2. April 27, 2021-Retreat Meeting Minutes
3. May 11, 2021-Retreat Meeting Minutes
4. May 17, 2021-Retreat Meeting Minutes
5. May 20, 2021-Retreat Meeting Minutes
6. May 25, 2021-Retreat Meeting Minutes
7. Appointment to the Pool Board (Term Expires December 31, 2022). Jocelyn Johnson
8. Appointment to the Park Oversight Board (Term Expires December 31, 2021). Shelby Anspach (this appointment is joint with German Township)
9. Appointment to the Planning Commission (Term Expires December 31, 2021). Emily Berry

MOTION: Mrs. Koogle moved to approve the Consent Agenda.

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

MANAGER'S REPORT:

Mrs. Gilleland reviewed the emergency legislation on the agenda. We are asking that 21-24, 21-27 and 21-28 be passed by emergency due to timing issues.

She has been discussing the ARPA funds with Staff to create a plan. Once that is done, they will bring it to Council for review.

Pat Shively briefly discussed the legislation that was on the agenda. Legislation No. 21-26 will amend our appropriations for the year.

Ryan Woodard, Clemens Nelson, briefly reviewed the changes to the Personnel Policy Manual and the Administrative Code.

CLERK'S REPORT:

None.

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LAW DIRECTOR'S REPORT:

The Law Director has been working with the Police Department on various changes to their procedures that were issued by the State.

COUNCIL MEMBERS' REPORTS:

Mr. Johnson's Report:

Mr. Johnson announced that the Next Council Meeting will be held on July 6 due to the upcoming holiday.

The July 4 parade will be held on July 5. Contact City Hall if you have any questions.

He thanked all the participants and organizers of the Memorial Day Event. It was well attended and a great event.

Mrs. Koogle's Report:

Mrs. Koogle thanked the Cemetery Staff for their hard work getting the Cemetery ready for Memorial Day.

She drove by the Pool and complimented its appearance. She thanked all those who had a hand in making it look great.

The Senior Center will be opening soon. They are planning on doing it in phases. If anyone has questions, please contact the Center.

Mr. Kuhn's Report:

Mr. Kuhn attended the Economic Development meeting this month.

He stated that the pool looks very nice and thanked all the Staff for their efforts.

Mr. Reed's Report:

Mr. Reed stated he missed the May Pool Board Meeting due to the birth of his son.

The CBC is meeting on June 8 at the Depot.

The Pool Board Meeting will be meeting on June 16 at the Depot.

Mr. Rettich's Report:

None.

Mr. Wafzig's Report:

Mr. Wafzig congratulated Mr. Reed on his new son.

He will be attending a meeting for the JEDD. After this last meeting they will pass the proposed JEDD to the entities attorney's and ask them to review and comment.

The Cemetery and VMP looked great for Memorial Day. Thank you to Staff for their hard work.

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LEGISLATION:

INTRODUCTION:

EMERGENCY RESOLUTION NO. 21-24

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE STATE OF OHIO NATUREWORKS GRANT PROGRAM AND TO EXECUTE CONTRACTS AS REQUIRED AND DECLARING AN EMERGENCY.

MOTION: Mr. Kuhn moved to suspend the rules on Emergency Resolution No. 21-24.

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

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

MOTION: Mr. Johnson moved to adopt Emergency Resolution No. 21-24.

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

EMERGENCY ORDINANCE NO. 21-25

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE THE QUESTION OF MAKING CERTAIN AMENDMENTS TO THE CHARTER OF THE MUNICIPALITY OF GERMANTOWN AS RECOMMENDED BY THE CHARTER REVIEW COMMISSION, AND DECLARING AN EMERGENCY.

Mr. Johnson stated the Public Hearing will be held July 6, 2021, proposed passage by Emergency with suspended rules.

ORDINANCE NO. 21-26

AN ORDINANCE AMENDING ORDINANCE NO. 20-40 APPROPRIATIONS FOR CURRENT EXPENSES AND EXPENDITURES OF THE CITY OF GERMANTOWN, STATE OF OHIO, FOR THE FISCAL YEAR ENDING DECEMBER 31, 2021.

Mr. Johnson stated the Public Hearing will be held July 6, 2021.

EMERGENCY RESOLUTION NO. 21-27

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH BARRETT PAVING MATERIALS, INC, FOR THE 2021 STREET PROGRAM, AND DECLARING AN EMERGENCY.

MOTION: Mr. Rettich moved to suspend the rules on Emergency Resolution No. 21-27.

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

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

MOTION: Mr. Kuhn moved to adopt Emergency Resolution No. 21-27.

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

EMERGENCY RESOLUTION NO. 21-28

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH COATE CONSTRUCTION, LLC, FOR CONCRETE AND STORM DRAIN REPLACEMENT PERTAINING TO THE 2021 STREET PROGRAM, AND DECLARING AN EMERGENCY.

MOTION: Mrs. Koogle moved to suspend the rules on Emergency Resolution No. 21-28.

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

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

MOTION: Mr. Kuhn moved to adopt Emergency Resolution No. 21-28.

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

PUBLIC HEARING

RESOLUTION NO. 21-18

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

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

MOTION: Mr. Rettich moved to adopt Resolution No. 21-18.

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

RESOLUTION NO. 21-19

A RESOLUTION TO DESIGNATE FIFTH THIRD BANK 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 FIFTH THIRD BANK.

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

MOTION: Mrs. Koogle moved to adopt Resolution No. 21-19.

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

ORDINANCE NO. 21-20

AN ORDINANCE REPLACING CHAPTER 161 OF THE ADMINISTRATIVE CODE OF THE CODIFIED ORDINANCES OF THE CITY OF GERMANTOWN, ADMINISTRATIVE-EMPLOYEES GENERALLY.

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

MOTION: Mr. Reed moved to adopt Ordinance No. 21-20.

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

ORDINANCE NO. 21-21
AN ORDINANCE ADOPTING THE CITY OF GERMANTOWN PERSONNEL
POLICY MANUAL.

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

MOTION: Mr. Reed moved to adopt Ordinance No. 21-21.

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

RESOLUTION NO. 21-22
A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO
A CONTRACT WITH ATTORNEY GENERAL COLLECTIONS
ENFORCEMENT SECTION FOR THE COLLECTION OF DELINQUENT
TAXES.

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

MOTION: Mrs. Koogle moved to adopt Resolution No. 21-22.

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

EMERGENCY ORDINANCE NO. 21-23
AN ORDINANCE CREATING A NEW FUND PREPARING FOR THE
AMERICAN RECOVERY PLAN (ARP) PAYMENTS, AND DECLARING AN
EMERGENCY.

MOTION: Mr. Kuhn moved to suspend the rules on Emergency Ordinance No. 21-23.

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

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

MOTION: Mr. Kuhn moved to adopt Emergency Ordinance No. 21-23.

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

EXCUSE ABSENT MEMBERS:

Mr. Reed motioned to excuse Mayor Boeder.

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

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. 6-yes, 0-no. MOTION CARRIED.

Clerk's Note: Mr. Kuhn excused himself at 7:24 p.m.

Council adjourned to Executive Session at 7:25 p.m.

EXECUTIVE SESSION:

PRESENT:

The following members were present at the start of the Executive Session: Mr. Terry Johnson, Mrs. Bonnie Koogle, Mr. Rick Reed, Mr. Robert Rettich IV and Mr. Brian Wafzig.

MEMBERS ABSENT:

Mayor Stephen Boeder and Mr. Michael Kuhn were absent.

ALSO PRESENT:

Also present were Judy Gilleland, City Manager; Tom Schiff, Jonathan Moore, Service Director; Chip Wirrig, City Engineering Department 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 8:14 p.m.

Council briefly discussed the basketball courts at VMP. The Rotary Club is discussing the reconstruction of the courts.

ADJOURNMENT:

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

The meeting adjourned at 8:17.m.

Respectfully Submitted,

Kelli R. Sanders-Novak
Clerk of Council

Stephen A. Boeder
Mayor