

**MUNICIPALITY OF GERMANTOWN COUNCIL
MINUTES OF MEETING HELD MONDAY JULY 20, 2009**

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The Municipality of Germantown Council met in regular session on Monday, July 20, 2009 at 7:00 p.m. in the Municipal 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 Theodore Landis, Mrs. Jeanne Gentry, Mr. Scott Johnson Mr. Terry Johnson, Mr. Lynn Koogle, and Mr. Jim Lawson.

MEMBERS ABSENT:

The following Council members were absent: Mr. Edward Schwaberow.

ALSO PRESENT:

Also present were Anna M. Sizemore, Acting Village Manager/Clerk of Council; Tom Schiff, Law Director; Scott Brown, Police Sergeant; Dan Alldred, Fire Chief, and four visitors.

APPROVAL OF MINUTES:

None.

PUBLIC RECOGNITION:

None.

CITIZEN'S FORUM:

Dana Sharp, 323 Pagett, stated he is here to represent himself and other local business owners in Germantown. The local business owners have concern regarding the Saturday Night Out and the involvement of the Village. He spoke with Cindi Wallace regarding the issues. The local businesses in town believe this is a good investment for the Village, but he wants to know why there is no support from the Village. There are no Police Officers patrolling, and many people are asking where the waffle trailer is. He can only tell them he does not know, but he feels that the Village and the business owners need to pull together. There is a rumor saying that the funds have been pulled and we want to know if this is true and if so why?

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Mayor Landis responded that the Council supports Saturday Night Out and this is good for the Village.

Mr. Koogle stated they need to have cooperation from the residents, and there is a problem with the stage. Maybe we do need to have a committee for the Saturday Night Out, and then the rumors and the issues will be cleared up.

Mrs. Sizemore stated that the Street Department is putting up the flags and the barricades this year, but they are not putting up the stage. They have cut back on overtime and this means they are not permitted to set the stage up for Saturday Night Out.

Mr. Terry Johnson stated the problem is with the stage, and the procedure was not followed to use the stage for Saturday Night Out. The stage belongs to the Park Board.

Dana Sharp asked who did not follow the procedure for the stage; Mr. Terry Johnson replied it was Cindi Wallace.

Mr. Scott Johnson stated the Village supports Saturday Night Out, but like the Acting Manger said, we cannot pay the overtime to set the stage up. We simple do not have the funds to continue to pay the overtime to the Street Department.

FINANCE DIRECTOR'S REPORT:

None.

ACTING MANAGER'S REPORT:

Mrs. Sizemore stated she received two building permits for Hickory Point last week.

She thanked Sergeant Brown for above and beyond the call of duty.

She stated that the Hillcrest Lift Station had some vandalism last week. We have installed a fence with barbwire.

She also said she attended a Community Information meeting and one of the issues discussed was the closing of the General Motors Plant in Moraine. The City of Moraine is asking for opinion from citizens and business that neighbor Moraine in regards to the GM plant closing.

She stated she and one other Village employee will be attending a training session in regards to the MVCC gas program. If residents do not feel comfortable calling MVCC they will be able to call the Village and have any questions answered.

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She went on to say that the City of Clayton and Englewood are holding a hazardous waste day for all the residents in Montgomery County. This will be held at Northmont High School on August 1st.

She attended the Pool Board meeting and they discussed the new sign to be hung in the back. They have submitted a few logos and would like input on them.

LAW DIRECTOR'S REPORT:

Tom Schiff asked to go into executive session at sometime during the evening to talk about the Village Managers contract.

MOTION: Mr. Terry Johnson moved to adjourn to executive session to discuss personnel matters regarding the Village Managers contract, second by Mrs. Gentry.

ROLL CALL: Mr. Scott Johnson, yes; Mr. Terry Johnson, yes; Mr. Koogle, yes; Mr. Lawson, yes; Mrs. Gentry, yes; Mayor Landis, yes. 6-yes, 0-no. MOTION CARRIED.

Mayor and 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 Theodore Landis, Mrs. Jeanne Gentry, Mr. Scott Johnson, Mr. Terry Johnson, Mr. Jim Lawson, and Mr. Lynn Koogle

MEMBERS ABSENT:

The following members were absent: Mr. Edward Schwaberow.

ALSO PRESENT:

Also present was Tom Schiff, Law Director.

Mayor and Council reconvened into Regular Session at 7:43 p.m.

The following members were present when Council returned from executive session: Mayor Theodore Landis, Mrs. Jeanne Gentry, Mr. Scott Johnson, Mr. Terry Johnson, Mr. Lynn Koogle, and Mr. Jim Lawson.

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POLICE CHIEF'S REPORT:

Chief McGill stated that he has been speaking with the Acting Village Manager and the Finance Director regarding the overtime pay for the department. They looked through the Police budget and found the funds instead of asking for funds from the general fund.

He added that the Sheriff is looking into prices for calls with the dispatch.

Mr. Scott Johnson questioned if the Police Chief would like to comment on the statement said earlier, about the police not at Saturday Night Out. Chief McGill replied there has not been a need for the police to be there. If there is no need for the police to be there, we will not be present. We do not have the funds to just have officers there, but the department does support the event.

FIRE CHIEF'S REPORT:

None.

MAYOR'S REPORT:

Mayor Landis stated he attended the meeting at ECPC last week. They discussed billing options for the police calls. The County should be getting final numbers together soon.

COUNCIL MEMBER'S REPORT:

Mrs. Gentry met with CBC on July 13th; they discussed the flowers they planted in the Village this season. Charlie Alsip picked up all the pots in the Village and cleaned them out and put all fresh soil in them. They tried to have a clean up day to clean the area of Rout 4, but no one showed up.

She added the CBC would be driving around and choosing residents for the flower contest. This year the winners of the flower contest will receive a plaque.

She concluded in saying that the CBC still needs two new members.

Mr. Terry Johnson thanked Ben DeGrout for attending the meeting tonight.

He added that the Park Board meeting would be August 5th. The rumors going around the Village need to be resolved. The Park Board will not be disband.

LEGISLATION:

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Introduction:

None.

Public Hearing:

Mayor Landis introduced Resolution No. 09-23.

A RESOLUTION AUTHORIZING THE MIAMI VALLEY COMMUNICATIONS COUNCIL TO ENTER INTO AGREEMENTS TO IMPLEMENT AN OPT-OUT GAS AGGREGATION PROGRAM ON BEHALF OF THE VILLAGE OF GERMANTOWN.

Mayor Landis opened the Public Hearing, Mayor and Council were not addressed. The Public Hearing was then closed.

MOTION: Mr. Scott Johnson motioned to adopt Ordinance No. 09-23, second by Mr. Terry Johnson.

ROLL CALL: Mr. Scott Johnson, yes; Mr. Terry Johnson, yes; Mr. Koogle, yes; Mr. Lawson, yes; Mrs. Gentry, yes; Mayor Landis, yes. 6-yes, 0-no. MOTION CARRIED.

Mayor Landis introduced Ordinance No. 09-24.

AN ORDINANCE AMENDING ORDINANCE 08-81A FOR APPROPRIATION FOR CURRENT EXPENSES AND EXPENDITURES OF THE MUNICIPALITY OF GERMANTOWN, STATE OF OHIO, FOR THE FISCAL YEAR ENDING DECEMBER 31, 2009.

Mayor Landis opened the Public Hearing, Mayor and Council were not addressed. The Public Hearing was then closed.

MOTION: Mr. Scott Johnson motioned to adopt Ordinance No. 09-24, second by Mr. Terry Johnson.

ROLL CALL: Mr. Terry Johnson, yes; Mr. Koogle, yes; Mr. Lawson, yes; Mrs. Gentry, yes; Mr. Scott Johnson, yes; Mayor Landis, yes. 6-yes, 0-no. MOTION CARRIED.

MEMBERS ABSENT:

Mr. Lawson motioned to excuse Mr. Schwaberow, second by Mr. Scott Johnson.

ROLL CALL: Mr. Koogle, yes; Mr. Lawson, yes; Mrs. Gentry, yes; Mr. Scott Johnson, yes; Mr. Terry Johnson, yes; Mayor Landis, yes. 6-yes, 0-no. MOTION CARRIED.

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OTHER BUSINESS:

Salary Increase

Mrs. Sizemore stated she spoke with Rebecca Jamison and she built a 4% cost of living merit to the budget.

Mr. Terry Johnson stated to receive an increase in pay they must have a evaluation and the employee and the supervisor must sign it off.

Mr. Scott Johnson stated the reason why we changed the system last time is because you get a raise because you earn it not just because the pay scale says you do.

Mrs. Sizemore stated that was not what was done last year.

Mr. Lawson stated that a freeze needed to be put on salaries unless an individual has done something to earn the raise.

Health Insurance

Mrs. Sizemore stated she received a call from McGohan and Brabender and informed us that there was an 18% increase with the plan we currently have. This is forcing us to go out for bid on a new health insurance plan. Council does need to think about is what you will offer an employee for their heath savings account and to those who do not carry the health insurance from the Village.

She added there are only a few employees that do not participate in the Health Savings Plan.

Mr. Scott Johnson stated if it does not cost the Village any more then we should be able to continue contributing to the Health Saving Account and paying employees to not take the health insurance. We should wait to see what will happen this year.

Mrs. Sizemore stated she would put together numbers for the health insurance plan, so Council will be able to make a decision.

ADJOURNMENT:

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

The meeting adjourned 8:48 p.m.

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Respectfully Submitted,

Kelli R. Sanders-Novak
Clerk of Council

Theodore E. Landis
Mayor