

MUNICIPALITY OF GERMANTOWN COUNCIL

MONDAY, NOVEMBER 1, 10

The Municipality of Germantown Council met in regular session on November 1, 2010 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, Mr. Steve Boeder, Mr. Terry Johnson, Mr. Lynn Koogle, Mr. Michael Kuhn, Mr. Edward Schwaberow and Mr. Brian Wafzig.

MEMBERS ABSENT:

None.

ALSO PRESENT:

Also present were Anna M. Sizemore, Village Manager, Tom Schiff, Law Director; Dan Alldred, Fire Chief; Roy McGill, Chief of Police; Matt Burns, Police Major; Scott Brown, Police Sergeant; Kelli Sanders-Novak, Clerk of Council; and several visitors.

APPROVAL OF MINUTES:

Mayor and Council reviewed the October 18, 2010 Council Meeting minutes.

Mr. Wafzig stated that on page 2, paragraph 7 should read “grades” not “graders”.

Mr. Johnson stated on page 1, second to last paragraph should read “for clarification purposes of a meeting that was held between the Superintendent, the Manager and Mr. Johnson”.

Mr. Johnson also added that on page 4, under his report should read “Mr. Johnson stated that the questions he asked Mrs. Parr were not a calling out of Mrs. Parr, but were for clarification purposes only. If anyone was taking them in any other manner than that, was making more out of it than needs to be.”

MOTION: Mr. Johnson moved to accept the October 18, 2010 Council Meeting minutes as amended.

ROLL CALL: Mr. Boeder, yes; Mr. Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mr. Wafzig, yes; Mayor Landis, yes. 7-yes, 0-no. **MOTION CARRIED.**

PUBLIC RECOGNITION:

None.

FIRE CHIEF’S REPORT:

Chief Alldred updated Council on the tornado siren that is located behind the Municipal Building. The siren failed to operate during the storm on October 26th. An electrician has already looked at it and it will be repaired or possibly need to be replaced.

CITIZEN’S FORUM:

None.

MUNICIPALITY OF GERMANTOWN COUNCIL

MONDAY, NOVEMBER 1, 10

FINANCE DIRECTOR'S REPORT:

None.

MANAGER'S REPORT:

Mrs. Sizemore stated that the Fire/EMS has received two donations and Council needs to accept these donations of \$25.00 and \$200.00.

MOTION: Mr. Koogle moved to accept the donations to the Fire/EMS.

ROLL CALL: Mr. Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mr. Wafzig, yes; Mr. Boeder, yes; Mayor Landis, yes. 7-yes, 0-no. **MOTION CARRIED.**

Mrs. Sizemore reviewed her report.

CLERK'S REPORT:

Mrs. Novak stated a request from the Ohio Division of Liquor Control for a D-5 liquor license for the Oasis of Germantown LLC dba Oasis was received and Council will need to determine if a hearing is requested or not. She spoke with the Police Chief and he has no issues with the liquor license for the Oasis of Germantown.

All agreed to not have a hearing for the liquor license for the Oasis of Germantown LLC dba Oasis.

LAW DIRECTOR'S REPORT:

Tom Schiff stated that he attended that Planning Commission meeting last Wednesday night.

He went on by saying that he sent a letter to the attorney for the estate of the Weber Complex and has not heard a response. As soon as he receives a response he will update Council.

Since the last meeting there have been questions regarding appointments of Committees and Boards and whether it would be appropriate to adjourn into Executive Session to discuss those appointments. He believes there is an exception that would allow Council to adjourn into Executive Session to discuss Committee and Board appointments. The next time this situation occurs, the Mayor would need to make the appointment and then a Council Member would need to make a motion to adjourn into Executive Session to discuss the appointments.

POLICE CHIEF'S REPORT:

Chief McGill reminded everyone to slow down in the School Zones.

MAYOR'S REPORT:

MOTION: Mayor Landis moved to appoint Glenn Jirka to the Fire Oversight Board.

Mrs. Sizemore stated that the Fire Oversight Board met earlier in the evening and recommended that Mr. Jirka be appointed to the Fire Oversight Board. Council and the Township Trustees will have to vote on the appointment.

ROLL CALL: Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Schwaberow, yes; Mr. Wafzig, yes; Mr. Boeder, yes; Mr. Johnson, yes; Mayor Landis, yes. 7-yes, 0-no. **MOTION CARRIED.**

Mayor Landis announced the Grand Opening for I Like Dat Antique Shop on November 6th.

MUNICIPALITY OF GERMANTOWN COUNCIL

MONDAY, NOVEMBER 1, 10

He reminded everyone to vote Tuesday.

COUNCIL MEMBER'S REPORT:

Mr. Boeder's Report:

He has noticed that people are not stopping at the intersection of Cherry Street and Center Street. This is becoming a serious issue and needs to be addressed.

He encouraged everyone to vote for the Road Levy that is on the ballot Tuesday.

The article that he gave to Council regarding the storm drains was published in the Germantown Press. He thanked Mrs. Sizemore for her help with the issue with the Bobcat in the creek.

Mr. Johnson's Report:

He asked the Law Director to please look over the Property Maintenance Code one more time before the final reading. He would like to make sure everything is done the right way so it does not need to be revised anytime soon.

The Park Board will be meeting on November 3rd at 7:00 p.m. There will be a presentation pertaining to the Hillcrest Park Pepsi Grant program.

He questioned the Manager if the Records Committee will be meeting before the end of the year. Mrs. Sizemore replied that she would like to see them meet because the Village is in need of having a large record destruction done soon.

He reminded everyone to vote Tuesday. There are some very important issues on the ballot.

Mr. Koogler's Report:

The CBC will be meeting on November 8th at 7:00 p.m. The ladies are working on decorating the flower pots for Christmas.

Mr. Kuhn's Report:

He attended the Fire Oversight meeting earlier tonight. The First Emergency First should be in place by December 1st and the billing should be in place by January 1st.

Mr. Schwaberow's Report:

He attended the Planning Commission meeting on October 26th. The changes for height regulations for an accessory structure were discussed with the Law Director.

He went on by saying that he would be attending the MVRPC meeting Thursday, November 4th.

Mr. Wafzig's Report:

He reminded everyone to vote tomorrow and consider voting for the Road Levy.

He attended the MVCC meeting October 20th and updated Council on the Street Lighting Contract with DP&L.

He went on by saying that the rates for Time Warner will be increasing this month.

MUNICIPALITY OF GERMANTOWN COUNCIL

MONDAY, NOVEMBER 1, 10

He encouraged everyone to look at MVCC's website to see the difference in the picture. The upgrades that were done to our Chambers cameras have made a difference in the clarity of the picture.

Legislation:

Introduction:

ORDINANCE NO. 10-42

AN ORDINANCE DELETING SECTION 1129.19 OF THE PLANNING AND ZONING CODE OF THE CODIFIED ORDINANCES OF THE MUNICIPALITY OF GERMANTOWN REGARDING RECREATIONAL VEHICLES, WATERCRAFT, DIRT BIKES, MOTORIZED SPORT VEHICLES, AND UTILITY TRAILERS.

Mayor Landis stated the Public Hearing would be December 6, 2010.

ORDINANCE NO. 10-43

AN ORDINANCE AMENDING SECTION 1129.02 OF THE PLANNING AND ZONING CODE OF THE CODIFIED ORDINANCES OF THE MUNICIPALITY OF GERMANTOWN REGARDING ACCESSORY STRUCTURES.

Mayor Landis stated the Public Hearing would be December 6, 2010.

Public Hearing:

ORDINANCE NO. 10-40

AN ORDINANCE TO REPEAL CHAPTER 505 OF THE CODIFIED ORDINANCES OF THE MUNICIPALITY OF GERMANTOWN KNOWN AS ANIMALS AND FOWL AND TO ADOPT A REPLACEMENT CHAPTER 505 WHICH SHALL HEREAFTER BE KNOWN AS CHAPTER 505 ANIMALS OF THE CODIFIED ORDINANCES OF THE MUNICIPALITY OF GERMANTOWN.

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

MOTION: Mr. Schwaberow motioned to adopt Ordinance No. 10-40.

ROLL CALL: Mr. Kuhn, yes; Mr. Schwaberow, yes; Mr. Wafzig, yes; Mr. Boeder, yes; Mr. Johnson, yes; Mr. Koogler, yes; Mayor Landis, yes. 7-yes, 0-no. **MOTION CARRIED.**

OTHER BUSINESS:

EXCUSE ABSENT MEMBERS:

None.

WORK SESSION:

Political Signs.

Council and Tom Schiff discussed the issues with the current Village Ordinance regarding political signs. It was determined that Tom Schiff would provide Council with suggestions on the wording for a new Ordinance regarding political signs.

MUNICIPALITY OF GERMANTOWN COUNCIL

MONDAY, NOVEMBER 1, 10

Property Maintenance Code.

Council discussed the suggested changes from the Law Director. It was determined to have the Clerk make these changes and give the updated copy to Council at the following meeting.

Other Business.

Holiday Days Off.

Mrs. Sizemore addressed Council regarding the upcoming Christmas and New Year's holiday schedule for the Village staff. It was determined that Council would review the holiday schedule at the next meeting.

Village Newsletter.

Mrs. Sizemore asked for two members of Council to write an article for the Winter/Spring newsletter. It was determined that Mr. Boeder and Mr. Wafzig would do articles for the next Village newsletter.

Village Employee Evaluations/Pay Increase.

Mrs. Sizemore stated that the Village staff has not received a cost of living increase for several years. Mr. Klein will be giving options for the cost of living increase in the 2011 Budget.

She went on by saying that evaluations will begin in January 2011.

Village Managers Review.

Tom Schiff stated that he had reviewed Mrs. Sizemore's contract with the Village. It reads that Council will give her an informal review at the first Council meeting in December, but since she was just given a review, Council may want to wait.

Council and Mrs. Sizemore discussed her upcoming review. All agreed that they would not give Mrs. Sizemore an informal review in December 2010.

ADJOURNMENT:

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

The meeting adjourned at 8:25 p.m.

Respectfully Submitted,

Kelli R. Sanders-Novak
Clerk of Council

Theodore E. Landis
Mayor