

KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
JANUARY 23, 2007

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, January 23, 2007, at 7:30 p.m. in the Council Chambers of the Kettering Government Center, 3600 Shroyer Road. The Mayor, Donald E. Patterson, presided and the Clerk of Council, Connie S. Gaw, recorded. This meeting was telecast live on the cable access channel.

Council Members Present: Duke, Lehner, Spolrich, Thompson, Wanamaker and Wasky

Council Members Absent:

Total Members Present: Seven (7)

Members of Boy Scout Troop 318 presented the flags and led the audience in the Pledge of Allegiance.

Mayor Patterson then gave the invocation. He introduced the cable TV operators, Earl Jones, Bill Greger and John Golub. He thanked these volunteers for their assistance.

Mayor Patterson asked that Item #9, under Resolutions, be removed from the agenda.

Mr. Spolrich made a motion to remove Item #9, under Resolutions from the agenda this evening. Mrs. Lehner seconded this motion and there being seven (7) Yea votes and no (0) Nay votes, the motion was declared carried by a unanimous vote.

PROCLAMATIONS, SPECIAL PRESENTATIONS, AWARDS, SPECIAL RESOLUTIONS, APPOINTMENTS TO BOARDS AND COMMISSIONS

RESOLUTIONS OF APPRECIATION

A RESOLUTION
NO. 8212-07
BY: MR. THOMPSON AND MR. WANAMAKER

AN ACKNOWLEDGEMENT OF SERVICE AND EXPRESSION OF APPRECIATION TO RAYMOND P. WASKY BY THE COUNCIL OF THE CITY OF KETTERING, OHIO

Mr. Thompson read the above resolution and same was accepted by Ray Wasky. Mayor Patterson thanked Mr. Wasky for his 19 years of service to the City of Kettering.

A RESOLUTION
NO. 8213-07
BY: MR. DUKE AND MR. WASKY

ACKNOWLEDGEMENT OF SERVICE AND EXPRESSION OF APPRECIATION BY THE COUNCIL OF THE CITY OF KETTERING TO ROBERT ZICKLER, KETTERING FIRE CHIEF

Mr. Duke read the above resolution. Mayor Patterson explained this resolution was read and presented to Chief Zickler at his going away reception. He thanked Chief Zickler for his years of service to the City of Kettering.

APPOINTMENT: Vice-Mayor

Mayor Patterson opened the nominations for Vice Mayor. Mr. Spolrich nominated Mr. Joe Wanamaker. Mr. Duke seconded the motion. There being no other nominations from the floor, the Mayor closed the nominations. Mr. Wanamaker was elected to complete the term ending December 31, 2007 as Vice Mayor by acclamation. On behalf of the members of Council, Mayor Patterson congratulated Mr. Wanamaker and thanked the out-going Vice Mayor, Mr. Wasky for serving during 2006.

PUBLIC HEARINGS

ORDINANCES IN SECOND READING

RESOLUTIONS

A RESOLUTION
NO: 8214-07
BY: MRS. LEHNER AND MR. SPOLRICH

TO ACCEPT THE RESIGNATION OF COUNCIL MEMBER RAYMOND P. WASKY AND TO DECLARE VACANT THE COUNCIL SEAT FROM COUNCIL DISTRICT NO. 3.

Mrs. Lehner read the above resolution and moved for approval. Mr. Spolrich seconded the motion.

The Mayor and Councilmember's expressed they will miss Mr. Wasky and wished him well on his new endeavor.

There being no discussion on the motion, the following votes were recorded: Mr. Thompson, Yea; Mr. Wanamaker, Yea; Mr. Duke, Yea; Mr. Wasky, Abstain; Mrs. Lehner, Yea; Mr. Spolrich, Yea; Mayor Patterson, Yea. There being six (6) Yea votes, one (1) Abstain votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 8215-07
BY: MR. SPOLRICH AND MR. THOMPSON

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT TO PURCHASE HARDWARE AND RELATED COMPONENTS FOR SUCCESSFUL IMPLEMENTATION OF AN 800 MHZ RADIO FOR THE POLICE COMMUNICATIONS CENTER

Mr. Spolrich read the above resolution and moved for approval. Mr. Thompson seconded the motion.

Mr. Schwieterman explained this will begin the process of updating the current police VHF radio system. The funds requested will be utilized to purchase the required hardware and related components to allow the Police Department communications to migrate to the 800 MHz platform.

There being no discussion on the motion, the following votes were recorded: Mr. Spolrich, Yea; Mr. Wasky, Yea; Mrs. Lehner, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Thompson, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 8216-07
BY: MR. THOMPSON AND MR. WANAMAKER

AUTHORIZING THE CITY MANAGER TO ACCEPT FUNDS FROM THE U.S.
DEPARTMENT OF AGRICULTURE

Mr. Thompson read the above resolution and moved for approval. Mr. Wanamaker seconded the motion.

Mr. Schwieterman explained this will allow the City to accept funding from the USDA for equipment and overtime expenditures for joint investigations.

There being no discussion on the motion, the following votes were recorded: Mr. Thompson, Yea; Mr. Wanamaker, Yea; Mr. Duke, Yea; Mr. Wasky, Yea; Mrs. Lehner, Yea; Mr. Spolrich, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 8217-07
BY: MR. WANAMAKER AND MR. DUKE

TO MAKE SUPPLEMENTAL APPROPRIATIONS FOR CURRENT
EXPENSES AND OTHER EXPENDITURES OF THE CITY OF KETTERING,
STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31,
2007

Mr. Wanamaker read the above resolution and moved for approval. Mr. Duke seconded the motion.

Mr. Schwieterman explained this resolution is for appropriations from the Special Grants and Program Fund for Law Enforcement Funds and for the Police Department operation expenses.

There being no discussion on the motion, the following votes were recorded: Mr. Spolrich, Yea; Mr. Wasky, Yea; Mrs. Lehner, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Thompson, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 8218-07
BY: MR. DUKE AND MR. WASKY

AUTHORIZING THE PAYMENT OF CITY OF KETTERING 2007
MEMBERSHIP DUES TO MIAMI VALLEY REGIONAL PLANNING
COMMISSION

Mr. Duke read the above resolution and moved for approval. Mr. Wasky seconded the motion.

Mr. Schwieterman explained this is a yearly fee that requires legislation because it is over \$25,000. The fee is the same as last year.

There being no discussion on the motion, the following votes were recorded: Mr. Thompson, Yea; Mr. Wanamaker, Yea; Mr. Duke, Yea; Mr. Wasky, Yea; Mrs. Lehner, Yea; Mr. Spolrich, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 8219-07
BY: MR. WASKY AND MRS. LEHNER

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO PURCHASE 11 MARKED POLICE CRUISERS AND 1 PRISONER VAN, OR, AS AN ALTERNATIVE, TO PURCHASE SAID VEHICLES THROUGH AN APPROVED COOPERATIVE PURCHASING PROGRAM

Mr. Wasky read the above resolution and moved for approval. Mrs. Lehner seconded the motion.

Mr. Schwieterman explained this is to replace cruisers and the prisoner van pursuant to recommendations from the Vehicle Maintenance Center.

There being no discussion on the motion, the following votes were recorded: Mr. Spolrich, Yea; Mr. Wasky, Yea; Mrs. Lehner, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Thompson, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 8220-07
BY: MRS. LEHNER AND MR. SPOLRICH

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO PURCHASE A POLICE PACKAGE EVIDENCE VEHICLE, OR, AS AN ALTERNATIVE, TO PURCHASE SAID VEHICLE THROUGH AN APPROVED COOPERATIVE PURCHASING PROGRAM

Mrs. Lehner read the above resolution and moved for approval. Mr. Spolrich seconded the motion.

Mr. Schwieterman explained this is to replace the current evidence vehicle pursuant to recommendations from the Vehicle Maintenance Center.

There being no discussion on the motion, the following votes were recorded: Mr. Thompson, Yea; Mr. Wanamaker, Yea; Mr. Duke, Yea; Mr. Wasky, Yea; Mrs. Lehner, Yea; Mr. Spolrich, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 8221-07
BY: MR. SPOLRICH AND MR. THOMPSON

AUTHORIZING THE CITY MANAGER TO CONTRACT FOR FIBER CONNECTION IN SUPPORT OF THE INSTALLATION OF THE 800 MHZ RADIO SYSTEM

Mr. Spolrich read the above resolution and moved for approval. Mr. Thompson seconded the motion.

Mr. Schwieterman explained that several vendors were requested to send in a response to the Police Department to describe their option to provide fiber connection in support of the installation of the 800 MHz radio system. Three vendors responded.

There being no discussion on the motion, the following votes were recorded: Mr. Spolrich, Yea; Mr. Wasky, Yea; Mrs. Lehner, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Thompson, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes,

and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 8222-07
BY: MR. THOMPSON AND MR. WANAMAKER

AUTHORIZING THE CITY MANAGER TO FILE AN APPLICATION WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES FOR A NATURE WORKS GRANT

Mr. Thompson read the above resolution and moved for approval. Mr. Wanamaker seconded the motion.

Mr. Schwieterman explained that the purpose of this grant is for the additional development/expansion of the Southdale Nature Center facility and trails.

There being no discussion on the motion, the following votes were recorded: Mr. Spolrich, Yea; Mr. Wasky, Yea; Mrs. Lehner, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Thompson, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 8223-07
BY: MR. WANAMAKER AND MR. DUKE

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO CONTRACT FOR A 65 k VA UNINTERRUPTIBLE POWER SUPPLY (UPS)

Mr. Wanamaker read the above resolution and moved for approval. Mr. Duke seconded the motion.

Mr. Schwieterman reported that the existing (2) UPS units are in excess of 25 years old, no longer in production, and are no longer supported nor serviced by any manufacturer. The proposed new single UPS unit will both replace the existing units and provide adequate capacity for potential growth of the City's critical phone, data and building support systems.

There being no discussion on the motion, the following votes were recorded: Mr. Thompson, Yea; Mr. Wanamaker, Yea; Mr. Duke, Yea; Mr. Wasky, Yea; Mrs. Lehner, Yea; Mr. Spolrich, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

Council then had a choice of Agenda Item 12 or Agenda Item 13, and by its action chose Agenda Item 13. No action was necessary on Agenda Item 12.

A RESOLUTION
NO: 8226-07
BY: MR. DUKE AND MR. WASKY

TO DECLARE THE CITY OF KETTERING'S INTEREST TO CONTINUE TO STUDY A PROPOSED CONSOLIDATED DISPATCH SYSTEM AND TO AUTHORIZE THE CITY MANAGER TO INFORM MONTGOMERY COUNTY OF KETTERING'S INTEREST

Mr. Duke read the above resolution and moved for approval. Mr. Wasky seconded the motion.

Mr. Schwieterman reported the City has drafted a "letter of interest" to go forward with the study of a proposed consolidated dispatch system. June 30, 2007 was the original deadline for Kettering to make a firm final decision to fully commit to enter into an agreement for participation in the system. This deadline has now changed to December 31, 2007. The decision to go forward would be based on the following issues:

1. The City of Kettering will have a permanent seat on any temporary and on any permanent "Governing Policy Board" that will be formed for the system. Furthermore, Kettering will devote personnel to participate on the "coordinator" level with Sheriff's Department personnel during the planning phases of this System, and it is the expectation of the City that its personnel assigned to this duty will fully participate at that level.
2. There will be no reduction in quantity of safety services to Kettering residents and citizens if Kettering fully participates in the System.
3. There will be no reduction in quality of safety services to Kettering residents and citizens if Kettering fully participates in the System.
4. On an annual basis up through at least 2012, Kettering's participation in the System will not cause Kettering to incur any additional amount of expense beyond that amount it would have incurred without participating in the System.
5. No person employed by the City of Kettering as a dispatcher will become jobless as a direct result of Kettering's full participation in the System.
6. The location of the System's offices and operations are satisfactory.
7. The System's back up (redundancy) and its location is satisfactory.
8. The projected long term economic, policy and operational viability of the System is sound.
9. The projected long-term technological viability of the System is sound.
10. The City is satisfied that an acceptable plan for distribution of the wireless 911 funds will be finalized.
11. The City's practical, day to day participation in the System does not conflict with any current City adopted policies and procedures.
12. On a generalized policy basis, full participation in the system is the best interest of the future of the City of Kettering.

Mr. Schwieterman again explained that if Council approves this letter of interest this evening, then on a date prior to December 31, 2007, City Council will consider the above issues and will then make a decision whether Kettering should make a full and final commitment to participate in the proposed System.

Police Chief O'Dell stated that he is pleased with the fact that the County has extended the deadline to a much more realistic time frame. The extension of time is very beneficial and he is happy to have one of our own employees on the Governing Policy Board. He is all for regionalization as long as it's done very carefully and with a plan. After talking with Sheriff Gore he is confident that there is now a plan and he will work very hard to make this plan work. If it is not to his satisfaction when the final plan is presented, then he will be opposed.

Mr. Duke expressed that this is only the letter of interest and there is nothing legally binding in this document to make the City commit if they decide not to go forward with the proposed System. He wanted the public to know this and asked Mr. Eubank to confirm.

Mr. Eubank replied that Mr. Duke was correct.

Mayor Patterson then asked for public comments.

Diane Olix, 525 Earnshaw Drive – stated that she has lived in Kettering for nearly 40 years. A few years ago she participated in the Kettering Police Academy and enjoyed learning about police work. She met and learned from a multitude of employees in the Police Department and they are truly Ohio's finest. This issue before Council may very well impact the Police Department and the safety of our citizens. She has attended several meetings concerning this dispatch and feels that the citizens, dispatchers, police and fire chiefs are uniformly opposed to this plan for regionalism. It is still not a plan and continues to change on a daily basis. She is not

happy that Council is not listening to citizen concerns. She is going to join "CARD" to put this issue on the ballot for the residents of Kettering to decide.

Bruce Abrams, 2709 Harvey Ave, Vice President of the FOP – stated that he would like to thank all of the citizens who have been supportive of their cause. He hopes that this decision will not hold up the 800 MHz system and that their needs be addressed in a timely manner.

Carla Zacher, 708 Talbot Drive – stated that she is a Kettering dispatcher and was interested to see the letter of interest address the jobs of the dispatchers. She would like more specifics because she does not want to wait until the end of this year wondering what will happen to her job and where she will be placed. She has 14 years left to work and from what she understands the City will be phasing out employees and could be jobless after five years. The Sheriff will be in charge of the hiring and firing if they go to the County. If all six dispatchers go to work for the County what guarantee do they have that they won't be let go during the probationary period. Geo-Com reported that there are 194 dispatcher jobs throughout the County. This dispatch will only need 94 dispatchers; so 100 jobs will be lost. The Sheriff has stated that he will hire only 67 dispatchers. Out of the 33 County dispatchers already employed only 12 out of the 33 have 5 or more years experience. Experience speaks volume when you are working in emergency services. She would like for someone to sit down and further discuss details on what is going to happen to their jobs. How can you quantify the quality of service before you even know what the plan is? We don't even know what the standard of service is for the County.

Mr. Schwieterman stated that it is not his recommendations that dispatch jobs be phased out over 5 years. They plan to keep 24-7 coverage in the Police Department. Kettering's employees will continue to be a major topic as they progress through this process. The City will do what it takes to keep the dispatchers informed. They won't know how many dispatchers will be needed until they know what cities will be involved in this system. Customer service is of the utmost importance to this City, citizens and employees of this community.

Mayor Patterson expressed that it is very important that the City keeps the dispatchers informed as they go through this process.

Mr. Duke stated that to measure the quality of service for him would be the quality of people that they hire for dispatchers. Kettering dispatchers are the most highly trained and have many years of experience. Our staff will be at the top of the list for experience and quality.

Mr. Wasky stated that the more years of experience that you have the more your salary would be. The City will need to work with the County so that our employees will not have to take a cut in pay. Prior to this new letter of interest he was going to vote no. He felt that the June deadline did not give enough time to study the issues. There are many other successful regional dispatch systems and he does not understand why the County has not studied or contacted them. He is happy that it is a letter of interest and not a letter of intent because it will allow the City to participate without being obligated. He fully supports what is being presented this evening.

Mr. Thompson stated that he is very frustrated throughout this process. He is a retired police officer and has a commitment to the police department. In the beginning he was not for this proposal and felt that they were putting the cart before the horse. He is not confident that this plan could work. Police Chief O'Dell has endorsed going forward. He will vote no in December if the chief does not endorse the plan. He hopes that the FOP will get behind this process and everyone try to work together.

Mr. Spolrich stated that he is prepared to go forward with the letter of interest. He will however vote no in December if all questions have not been answered by then. Changing the date to December just makes more sense.

Mrs. Lehner stated that she intends to vote for this plan. She is very proud of this community. Council has spent many hours of studying this issue and listening to its citizens. The citizens of this community have been very involved and engaged. She is proud to be making a decision to continue to study this issue.

Mr. Wanamaker stated that had this not been changed he would have voted against it. Last weeks meeting was very enlightening. He is glad that it is a letter of interest versus a letter of intent. If he is not happy with the outcome, then in December he will vote against it.

Mayor Patterson stated that he is very proud of Council because they are the only Council that got into the depth of this idea. Other cities look at Kettering to be a leader. It would have been easier to have just voted no. He believes that the citizens deserves that Council take a look at these issues and get all of the information and facts. He is proud that so many citizens have taken an interest in this and have given Council the questions to ask for answers. He hopes that during this next process they can continue to interact. Council will not continue with a plan that is foolish and does not provide the same quality of service.

Joyce Haines, 924 Ingersol Drive – stated that in December there was an ad in the Dayton Daily News that the County was looking for dispatchers. If the Sheriff is going to hire our dispatchers then they should not be given a probationary time. She is concerned about this whole issue and has taken off work just to come to these meetings. She believes this is not an administrative duty or problem because this decision affects everyone in the City. That's why they have formed a citizens group to stand up for their rights. She thinks this study would have already been approved if the citizens had not expressed their concerns. She would like to get a copy of this letter of interest.

Les Dershem, 3101 Valleywood Drive – He has been in law enforcement for over 30 years. It is his opinion that the Geo-Com study is flawed. He feels they did not spend adequate time with his department to get the information that they based their study on. He is experienced and knows his city, streets, and landmarks. A police officers and dispatchers level of experience cannot be discounted. A good dispatcher knows its officers and can tell just by the tone of their voice if they need extra care. It has not been discussed if Kettering dispatchers will be answering calls for other areas. He urged that they keep our dispatchers answering calls for Kettering because they know this area best. If this can't be guaranteed he hopes that Council will not participate.

Arnold Meier, 3736 Valleywood Drive – He stated that he has attended the last four council meetings and should thank Council, because if it were not for the manner in which they conducted themselves in dealing with the citizens addressing the Council, he would not have spent the time investigating this issue. He feels that the lack of professionalism and distain shown towards those expressing their opinions along with the choreographed presentation by the 17 persons supporting regional dispatch at the December 19, 2006 meeting has awakened a lot of people in Kettering. It is apparent that those of influence in Kettering are more concerned with development than they are for the good of the residents. The Regional Dispatch issue is one in which Council has shown the willingness to sacrifice the safety and wellbeing of its citizens in order to achieve other goals. He started out trying to be open-minded. He called each City that has said no to the regional dispatch and talked to the City Manager's offices. All stated that they are interested in the concept of consolidation and will continue to evaluate the successes of that effort, but, at this time, they do not believe a regional dispatch center would provide the level of service to their citizens that they can provide. He feels this is an excellent point of view and wondered why Kettering is not concerned with the level of service to its citizens. One of the Kettering Councilmember's has stated that the decision on the regional dispatch center is an administrative one and Council will make the decisions and the citizens of Kettering should have no say in the matter because it is not the public's concern. He and others feel it is not an administrative issue when it deals with the safety and security of the public and the city's ability to provide services to each and everyone. Citizens

have every right to question and act upon any issue affecting their well-being. Council's actions have awoken the silent majority. He can assure Council their reactions to the public have been noticed and citizens will no longer lie back and allow this conduct to continue. He expects Kettering's administration to be honest, forthright and protect the citizen's right to the best level of service at all times. Their right to be heard is part of the governing process granted to them by the constitution.

Roger Smart, City of Kettering Police Officers Command Union – He knows that Council plans to sign a letter of interest to investigate the regional dispatch but he is still concerned about what will happen with the dispatchers. Mr. Schwieterman spoke of two options but did not speak of what would happen if they did not go to the regional dispatch. Citizens out there feel that Council has already made their decision. If regional systems work then when was it investigated and are there agencies in those systems where citizens have suffered? The FOP has been opposed to this from the beginning. It would not be in the best interest of Kettering if its residents suffered. The County cannot quantify its level of service. Quantification is the only way it can happen and by then it will be too late. He asked that Council listen to the experts. The experts are the people at the ground level, the people that do the work and are involved everyday, not the Geo-Com people. Minds are like parachutes; they only function when they are open.

Dave Wolf, Kettering Resident and Police Officer – stated that Council has already made up their minds on what they plan to do. Whatever Council decides, his department will cooperate. Kettering employees are proud to be Kettering employees. The regional system would remove this, the dispatchers will be County employees not Kettering employees. The decision to go regional is taking away from the city's basket. He feels they should have a say in what is being done. Under this regional system, Kettering will have only one voice among many. This system will still be the County's system and not Kettering's. He asked that Council please not forget this fact and remember it will not be "Kettering." He is proud of Kettering and would like the dispatchers to stay here.

Lynda Hohnhorst, 5710 Coach Drive West – stated that she has been a resident of Kettering since 1986. Over the past month, she has been watching the meetings on television and decided to come this evening to speak. She is glad that Council is showing an interest in looking into the regional system. If the City can have an equal or better quality of service with this new dispatch plus save hundreds of thousands of dollars, Council has an obligation to investigate and decide if they want to be a part of it.

Mayor Patterson closed the public hearing.

Mayor Patterson asked for a motion to amend Mr. Duke's motion by removing Exhibit A that was presented in Council's packet and replace it with a new Exhibit A that was presented in workshop this evening. Mr. Duke made the motion. Mr. Spolrich seconded the motion. The motion was carried by a unanimous vote.

There being no discussion on the motion, the following votes were recorded: Mr. Thompson, Yea; Mr. Wanamaker, Yea; Mr. Duke, Yea; Mr. Wasky, Yea; Mrs. Lehner, Yea; Mr. Spolrich, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

ORDINANCES IN FIRST READING

CERTIFICATIONS AND PETITIONS

CERTIFICATION - Planning Commission recommends denial of a request to increase the sign height at Forrer Pointe, Economic Development Overlay #19. The Commission further recommends adoption of a sign policy to be approved by the Planning Commission.

PETITION – Requesting a streetlight on Artesia Drive at Oak Tree Drive East.

The Clerk of Council read the above certification and petition. She announced Council would hear the public hearing for the certification request at the Council Meeting of February 13, 2007. The petition will be remanded to staff for review and consideration.

MANAGER'S REPORT

Mr. Mark Schwieterman, City Manager reported:

City Trash Service – Waste Management is in the process of making automated phone calls to all residents informing them about changes to their service. The day of pickup should not change but the time will. They are asking residents to have their trash ready for pickup by 6:30 a.m. on their regular pickup day. Citizens can call the trash hotline (29trash) with questions.

He thanked staff and Council for their assistance in this ongoing regional dispatch process. They have worked hard and given a lot of input on this issue. There were many long meetings and he appreciates their participation. He is happy that a decision has been made and he will do everything he can to put forth the best plan to be voted on in the future.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Communications and Reports

Audience Participation (5 Minute Limit Per Speaker)

Josef Cusef, 1537 Beaver Creek Lane – He asked God to watch over the troops overseas and bring them home safe. He came to the meeting this evening to say goodbye to Mr. Wasky who is leaving the City for John Hopkins University in Maryland. Mr. Wasky has been a good man, good friend and a good Vice Mayor and Councilman. He will be missed. He also saw Chief O'Dell's picture in the newspaper stating that he will also be taking care of the Fire Department until they find a replacement for Chief Zickler. Mr. Cusef was also impressed that Mayor Patterson could marry people. This was something that he did not know that Mayors had the authority to do.

COUNCIL COMMITTEE REPORTS

Mr. Wasky thanked the citizens, Mayor, Council and staff and stated that he will miss everyone. He extended best of luck wishes to the City of Kettering.

Mrs. Lehner – reported that the Martin Luther King Breakfast was a great success. Vanessa Ward gave an inspiring speech. She encouraged everyone to support this event in the future.

Mr. Spolrich reported that he reviewed the minutes of the regular and workshop meeting of January 9, 2007 and moved the minutes be approved. Mr. Thompson seconded the motion and there being seven (7) Yea votes and no (0) nay votes, the motion was declared carried by a majority vote.

Mr. Thompson expressed that he will miss Mr. Wasky and wished him well.

Mr. Wanamaker – wished Mr. Wasky the best of luck. He stated that he enjoyed working with him over the years and that Mr. Wasky was always a gentleman.

Mr. Duke – reported that the Sister Cities Committee has two vacancies. If anyone is interested to please contact Connie Gaw in the Council office for an application. Sister City will be sponsoring a trip to England in September. He extended best wishes to Rose and Ray Wasky. He wished Mr. Wasky the best of luck at John Hopkins.

Mayor Patterson – wished Ray and Rose Wasky the best of luck. It will be exciting and challenging for them in the days ahead. He thanked Kettering Medical Center and Victoria's Secret for being major sponsors for the Martin Luther King Breakfast. It was a great breakfast and the speaker was excellent. He thanked Kettering

Firefighters for cooking the breakfast at this event. He had the opportunity to participate in the ribbon cutting for McDonalds on Stoop Road on January 17, 2007. On January 18, 2007 he attended ceremonies for the 6 millionth vehicle off of the assembly line at the GM Plant in Moraine. He was able to walk through and watch the vehicle as it was being assembled. The buyer put on his own hubcaps and drove the vehicle off of the line. He congratulated GM and their employees. Also on January 18, 2007 he welcomed the new Kettering Youth Leadership class. He thanked Stacy Schweikhart for her efforts. Also, later that evening he read a resolution to Fire Chief Zickler at his farewell reception. He wished Chief Zickler the best of luck in his new endeavor. Council will now have a seat open in District 3. Ads have been running in the Kettering-Oakwood Times on Wednesdays and the Dayton Daily News Neighborhood Section on Thursdays. Applications are due in the Council Office by February 1st. Council will then begin the process of setting up interviews and they hope to have a new Councilmember by the first meeting of March. If anyone is interested in applying please call Connie Gaw in the Council office to find out if you live in District 3.

There being no further business to come before this meeting of the Kettering City Council, Mayor Patterson adjourned the meeting at 10:00 p.m.

ATTEST:

Connie S. Gaw
Clerk of Council

DONALD E. PATTERSON, MAYOR