

KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
July 24, 2007

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, July 24, 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, Klepacz, Lehner, Spolrich, and Thompson

Council Members Absent: Wanamaker (excused)

Total Members Present: Six (6)

Mayor Patterson led the audience in the Pledge of Allegiance and then gave the invocation. He introduced the cable TV operators, Earl Jones, Bill Greger and Joe McKenzie and thanked these volunteers for their assistance.

APPROVAL OF MINUTES

May 4 & 5, 2007 Special Meeting
July 10, 2007 Regular and Workshop Meetings
July 16, 2007 Special Meeting

Mr. Spolrich reported that he reviewed the above minutes and moved the minutes be approved. Mr. Thompson seconded the motion and there being six (6) yea votes, and no (0) nay votes, the motion was declared carried by a majority roll call vote.

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

INTRODUCTIONS AND WELCOME: Gary Busch, Chairperson and Coordinator of Steyr Austria Sub Committee.

Mr. Busch welcomed the visitors from Steyr Austria. He introduced the guests.

Lukas Brunner
Lukas Dambachmayr
Birgit Hammel
Christoph Held
Julia Gutjahr
Benedict Neubauer
Johannes Scharl
Lukas Schausberger
David Schiegl
Kristina Schmidl
Simon Zineder
Ulli Schiegl
Gisela Gutjahr

Ulli Schiegl and Gisela Gutjahr, chaperones for the youth group, expressed their appreciation for the hospitality extended to them during their visit. They gave a gift from the Mayor of Steyr to Mayor Patterson. Mayor Patterson gave them a gift to take back to their Mayor.

Mayor Patterson welcomed the visitors and host families and gave each a gift from the City of Kettering.

PUBLIC HEARINGS

ORDINANCES IN SECOND READING

AN ORDINANCE
NO: 4080-07
BY: MRS. LEHNER AND MR. SPOLRICH

LEVYING A SIX MILL TAX FOR ALL PURPOSES OF THE CITY UPON THE TAX LISTS OR DUPLICATES OF PROPERTY ASSESSED AND LISTED FOR TAXATION ACCORDING TO VALUE IN THE CITY OF KETTERING

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

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

RESOLUTIONS

A RESOLUTION
NO: 8296-07
BY: MR. SPOLRICH AND MR. THOMPSON

AUTHORIZING THE CITY MANAGER TO ACCEPT A GRANT FROM THE OHIO DEPARTMENT OF ALCOHOL AND DRUG ADDICTION SERVICES

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

Mr. Schwieterman explained in June the grant from the Ohio Department of Alcohol and Drug Addiction Services was awarded for \$39,400. This year's grant is in effect from July 1, 2007 though June 30, 2008. The purpose of this grant is to fund the Kettering Youth Council and allow the Healthy Youth Advisory Board to continue asset-based prevention efforts.

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

A RESOLUTION
NO: 8297-07
BY: MR. THOMPSON AND MR. KLEPACZ

AUTHORIZING THE CITY MANAGER TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S)

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

Mr. Schwieterman explained this would allow for funding the following projects: Dorothy Lane Resurfacing – Berkley to Haig (Project No. 02-104F); Burchdale Street – Bridge Replacement (Project No. 03-943) and Vale Drive – Bridge Replacement (Project No. 03-944).

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

A RESOLUTION
NO: 8298-07
BY: MR. KLEPACZ AND MR. DUKE

DECLARING CERTAIN PROPERTIES WITHIN THE CITY OF KETTERING
AS "OPEN SPACE" PROPERTIES

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

Mr. Schwieterman explained through the CDBG program and the FEMA/Ohio Hazard Mitigation Grant program, the City has purchased deteriorated structures from willing sellers along the Middle Branch of Little Beaver Creek. All of the properties purchased along the creek are in the designated floodway and will not be sold for redevelopment. The properties will be used for park purposes. It is necessary for the use of these properties to be identified as park use so that Montgomery County can make the properties tax exempt. The properties involved are: 1021 Wiles Dr.; 1067 Wiles Dr.; 1124 Imperial Blvd.; and 1001 Imperial Blvd.

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

A RESOLUTION
NO: 8299-07
BY: MR. DUKE AND MRS. LEHNER

AMENDING THE COMMUNITY DEVELOPMENT BLOCK GRANT ("CDBG")
PROGRAM FOR FISCAL YEAR 2007 (FY2007)

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

Mr. Schwieterman explained that as a result of the City's desire to allocate funds for the Southeast Kettering Neighborhood Stabilization project, the City must amend its 2007 Annual Action Plan. This project will provide dollars to Unified Health Solutions During the Program Year 2007. All required public notice and citizen participation requirements have been followed.

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

A RESOLUTION
NO: 8300 -07
BY: MRS. LEHNER AND MR. SPOLRICH

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

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

Mr. Schwieterman explained this will allow for appropriation of the Healthy Youth Grant related to the acceptance of the Ohio Department of Alcohol and Drug Addiction Services Healthy Youth Task Force Grant.

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

CERTIFICATIONS AND PETITIONS

CERTIFICATION: Planning Commission recommends approval of the requested rezoning of a 2.2103-acre property, located 800' to the east side of Ridgeway Rd. from R-E-b (Residential Estates "b") zoning designation to an R-E-a (Residential Estates "a") zoning designation.

Mrs. Gaw read the above certification and explained the public hearing for this request will be held at the August 14, 2007 Council Meeting.

MANAGER'S REPORT

Mr. Mark Schwieterman, City Manager reported:

MAKING YOUR TAX DOLLARS COUNT AWARD – Auditor of State, Mary Taylor presented the City of Kettering Finance Department with this award today. He congratulated Nancy Gregory, Finance Director.

Mrs. Gregory thanked the City Manager, Mayor and City Council and expressed that the Finance Department is honored to be the recipient of this award. This award recognizes exemplary annual audit and comprehensive annual financial report that is completed and filed in a timely manner. Fewer than five percent of all agencies within the State Auditor's jurisdiction are eligible for this award. In the accounting world rules are constantly changing and the Finance Department must keep up with them to safeguard taxpayer dollars. The City has an amazing financial team.

Mr. Schwieterman then turned the meeting over to Mr. Duke.

Mr. Duke explained 10 years ago the City began the Art in Public Places program. Recently, three bronze statues were added to our community art. These statues have been very well received. The artist, Glenna Goodacre is a renowned artist and also the creator of the Sacagawea golden dollar. Mr. Duke presented to the Mayor for City display an un-circulated framed Sacagawea golden dollar and a terra cotta sculpture of the coin, both courtesy of Ms. Goodacre.

Mayor Patterson thanked Mr. Duke for the gifts and stated they will be proudly displayed.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Communications and Reports

Audience Participation (5 Minute Limit Per Speaker)

Gary Gose, AMVETS Post 2003, 3108 Woodman Drive - On August 4, 2007 from 12:00 p.m. – 5:00 p.m. AMVETS will hold a fundraiser to benefit "Hair for Children" at Polking Lanes. The cost is \$20.00 to bowl, which also includes dinner at the AMVETS Club. If you don't care to bowl, the meal is \$8.00. He urged the community to participate in this worthy cause to help children with cancer.

Mr. Duke asked Mr. Gose to comment on the World War II Veterans Honor Flight. Mr. Gose explained they are still collecting money to send World War II Veterans to the WWII Memorial in Washington DC. They currently have a waiting list of 632 veterans. If anyone would like to donate they can do so at the AMVETS Post.

COUNCIL COMMITTEE REPORTS

Mr. Thompson – No Report.

Mr. Klepacz – On Sunday, July 22, 2007 he attended the Hispanic Day Picnic at Delco Park. Around 400 people attended. The Board of Community Relations supported the effort by cooking at this event.

Mr. Duke – On Wednesday, July 18, 2007, Council attended the Sister City Picnic for the Steyr visitors at Polen Farm. The Steyr youth presented a video presentation of Steyr to all those that attended. It was a great slide show and a lovely evening. He thanked Gary and Sue Busch for all of their hard work in putting together the visit. The students have had a great time.

Mrs. Lehner – Commended City Staff for the Live, Work, Play Block Party at the Lincoln Park Civic Commons. There was an excellent turnout and citizens were able to learn more about City services. It was a great “first-time” event. On July 25, 2007 the First Tier Consortium is meeting with State Legislators to discuss the needs of communities such as Kettering. She will give a report of the discussion in a couple of weeks.

Mr. Spolrich – Congratulated the Finance Department for a job well done. He expressed they deserve the award and the recognition.

Mayor Patterson – Expressed staff has been working with the Oakcreek Neighborhood for over a year. The citizens in that area are very pleased with City efforts to clean up the neighborhood of crime, property maintenance issue, etc. It has been a great team effort. On July 20, 2007 he attended the Harry Potter Party at the library on Wilmington Pike. The library did an unbelievable job. Around 400 people attended. It was a great night and he had a lot of fun. On June 24, 2007 he represented the City of Kettering at the Twin Towers for Community Building Day. GE Money partnered with the St. Mary’s Development Corporation to host this event.

There being no further business to come before this meeting of the Kettering City Council, Mayor Patterson adjourned the meeting at 8:20 p.m.

ATTEST:

Connie S. Gaw
Clerk of Council

DONALD E. PATTERSON, MAYOR