

KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
August 28, 2007

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, August 28, 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, Thompson and Wanamaker

Council Members Absent:

Total Members Present: Seven (7)

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 John Golub and thanked these volunteers for their assistance.

APPROVAL OF MINUTES

August 10, 2007 Special Meeting

August 14, 2007 Regular and Workshop Meetings

Mr. Spolrich reported that he reviewed the above minutes 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 roll call vote.

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

APPOINTMENT: Partners for Healthy Youth Advisory Board – Randy Paulin

Mr. Wanamaker made a motion to approve the appointment of Randy Paulin to the Partners for Healthy Youth Advisory Board. Mr. Spolrich seconded this motion. The motion was approved by unanimous vote.

PRESENTATION: AMVETS – Bernie Wannemacher Memorial

Gary Gose with the Kettering AMVETS Post 2003 announced they are hosting the Bernie Wannemacher Memorial Breakfast, Lunch and Dinner on September 11, 2007. Kettering Police and Fire personnel and their families are invited to attend. He also extended an invitation to Mayor and Council. This event honors Mr. Wannemacher who recently passed away.

PRESENTATION: Homeless Solutions Policy Board – River Commons Project

Joyce Probst-MacAlpine, Montgomery County Manager of Housing and Homeless Solutions and Walt Hibner, Co-Chair of the Homeless Solutions Policy Board gave the presentation this evening. They explained the Homeless Solution Policy Board is made up of 30 community leaders. The board is supportive of services for homeless individuals, particularly those staying at community gateway shelters. The River Commons is the first facility to house the homeless in this area. Fifty-Seven residents will be moving into the project in September. They are currently gathering furnishing donations. The Grand Opening celebration is on September 4, 2007 from 11:00 a.m. – 1:00 p.m. They invited Mayor Patterson and Council to attend. For donation information or questions, citizens can call 225-4218.

PRESENTATION: Neighborhood Pride Awards

Carol Dickerson, Co Chair of the Neighborhood Pride Committee congratulated the June and July Neighborhood Pride Award winners. She then showed a video presentation of all of the homes that had won an award.

JUNE/JULY NEIGHBORHOOD PRIDE AWARD WINNERS:

JUNE AWARD WINNERS

Lloyd & Susan Broyles, 1541 Juniper Dr.
Patricia Gentile, 1570 Farrington Dr.
Edward & Wauneita Koogler, 4982 Field Point Ct.
Richard & Pamela Young, 5213 Sugar Maple Dr.
Tracy Baker, 2820 Gaylord Ave.
Ricky & Janice Hartley, 500 Cushing Ave.
Roger & Karen Fortman, 5097 Jameswood Cir.
William & Stephanie Eardley, 3150 Sunny Crest Ln.
Daniel & Cynthia Crotty, 560 Timberlea Trail
Kay Sue Frakes, 3791 Keswick Dr.
Rhonda Kay Stickelman, 1400 Doddington Rd.
Glen Eagles Association, 560 Eagle Circle

JULY AWARD WINNERS

Joseph & Sharon Mangan, 1413 Dutchess Ave.
Sylvia Myers, 2414 E. Aragon Ave.
William & Elaine Fetty, 3013 Santa Rosa Dr.
Jimmy & Sharon Morris, 1968 Carol Pkwy.
Emma J. Wells, 664 Wiltshire Blvd.
Judith & Robert Graves, 810 Brookfield Rd.
Todd & Darcelle Moncrief, 4351 Renwood Dr.
Lisa & Philip Becker, 164 Greendale Dr.
Dennis & Violet Gump, 4230 Trails End Dr.
Shane Crotty, 3451 Westbury
Fredricka Schaefer, 2237 S. Patterson Blvd.
Bellbrook Automotive, 3100 E. Dorothy Lane

Following the video presentation, Mrs. Dickerson called each of the award winners to the podium to present them with a certificate and each had their picture taken with the Mayor.

The Mayor congratulated Mrs. Dickerson and the Neighborhood Pride Committee for another very successful season.

PRESENTATION: Dayton Metropolitan Housing Authority

Bill Vaughn, past president of Dayton Metropolitan Housing Authority (DMHA) introduced the Executive Director of DMHA, Gregory Johnson. Mr. Johnson showed a power point presentation and addressed the roles of DMHA. He explained the differences between Section 8 Vouchers and Public Housing. Public Housing is owned and operated by DMHA. They do not own Section 8 housing. These two programs are vital to our community because they assist families in obtaining access to decent, safe and affordable housing. DMHA recently purchased four apartments complexes, each with four one-bedroom units in Kettering. They began leasing these units on June 7, 2007. There are currently 71 Section 8 Vouchers being used in Kettering. Mr. Johnson then reviewed their strategic plan for the future.

Mrs. Lehner asked if the DMHA plan is the only plan for the area or does the County or other municipalities have a strategic plan for this type of housing.

Mr. Johnson stated that he was not sure of other plans but is willing to work with municipalities to develop a plan that is acceptable to all.

Mr. Schwieterman thanked Mr. Johnson for helping everyone better understand the role that DMHA plays in Kettering and other area communities. The City will be

working closely with DMHA because they are now property owners in the City of Kettering. It is unfortunate that this topic began with misinformation from the media.

Mr. Duke asked if it was difficult for people to qualify for vouchers. With 7,000 individuals who have vouchers and live in public housing, he wondered how many have to be removed from the program because they are not good tenants.

Mr. Johnson replied that they have around 30 families each month that have issues. Most of the violations are for not paying rent; others are for not reporting an accurate income dollar amount. Some families are given opportunities to correct their violations and others are not. The waiting list is closed for Section 8 Vouchers and probably will be for at least six years. He stated that he finds that families take care of their vouchers and don't violate them because they don't want to lose them.

Mayor Patterson then asked for questions from the public.

Andy Boyer, 2700 Sutton – stated that he lives in Kettering and has learned a lot about DMHA housing this evening. In their neighborhood they have had to deal with the Eastway Corporation. He feels that City staff should talk with this group. They are also a group in this area that helps people in need.

Mr. Vaughn thanked Council for listening this evening. DMHA is committed to being a good neighbor.

PUBLIC HEARINGS

ORDINANCES IN SECOND READING

RESOLUTIONS

A RESOLUTION

NO: 8304-07

BY: MR. WANAMAKER AND MRS. LEHNER

AUTHORIZING THE CITY MANAGER TO ENTER INTO A TAX SHARING AGREEMENT WITH THE KETTERING CITY SCHOOL DISTRICT

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

Mr. Schwieterman explained the Tax Sharing Agreement causes new income tax revenue to be shared when tax abatements are granted to Kettering businesses. The existing agreement has expired and this agreement will be in place for another five-year period.

There being no discussion on the motion, the following votes were recorded: Mr. Thompson, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, 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: 8305-07
BY: MRS. LEHNER AND MR. SPOLRICH

AUTHORIZING THE CITY MANAGER TO APPLY FOR GRANTS FROM THE OHIO DEPARTMENT OF TRANSPORTATION'S SAFE ROUTES TO SCHOOL PROGRAM

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

Mr. Schwieterman explained the Engineering Department/Safety Section is working with the Kettering Police Department and school officials to address potential projects for the grant applications under both the infrastructure and non-infrastructure categories as described by the ODOT SRTS grant phases. The Infrastructure grant will address sidewalk connectivity, school zones, pedestrian signals, enhanced signage and roadway markers. The Non-Infrastructure grant will address safety/traffic injury prevention education in addition to law enforcement target school zone projects and walk bike to school encouragement projects for the 2007/08 school year.

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

A RESOLUTION
NO: 8306-07
BY: MR. SPOLRICH AND MR. THOMPSON

AUTHORIZING THE CITY MANAGER TO ENTER INTO REAL ESTATE PURCHASE AGREEMENTS FOR THE SALE OF THE PROPERTY KNOWN AS 2513 HAMPTON ROAD

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

Mr. Schwieterman explained this property was purchased and cleared by the City in the summer of 2004. Because of the lot size and location, redevelopment opportunities are limited. The neighbors to the north and south are both willing to purchase half of the lot for additional side yard. The funds will be credited as program income in the CDBG account.

There being no discussion on the motion, the following votes were recorded: Mr. Thompson, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, 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: 8307-07
BY: MR. THOMPSON AND MR. KLEPACZ

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

Mr. Schwieterman explained this appropriation will allow the acceptance of the US Department of Justice Grant and the Building 47 demolition.

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

ORDINANCE IN FIRST READING

AN ORDINANCE
NO: 4081-07
BY: MR. KLEPACZ AND MR. DUKE

TO REZONE FIVE (5) TRACTS OF LAND TOTALING APPROXIMATELY 2.2103 ACRES, LOCATED APPROXIMATELY 800 FEET TO THE EAST OF RIDGEWAY ROAD, FROM R-E(b) RESIDENTIAL ESTATES DISTRICT TO R-E(a) RESIDENTIAL ESTATES DISTRICT, AND TO ADOPT AS AN EXPEDITED ORDINANCE

Mr. Thompson read the above ordinance and moved for approval. Mr. Duke seconded the motion.

There being no discussion on the motion, the following votes were recorded: Mr. Thompson, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, 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 expedited ordinance duly adopted.

CERTIFICATIONS AND PETITIONS

CERTIFICATION: Planning Commission recommends approval of a text amendment to Economic Development Overlay #22, which will allow rear-yard fences at the Villas at Kettering Pointe.

Mrs. Gaw read the above certification and announced the public hearing for this request would be held at the September 11, 2007 Council meeting.

MANAGER'S REPORT

Mr. Mark Schwieterman, City Manager reported:

Fall Leaf Pickup – Pick up will begin on October 22, 2007.

Government Access Channel – effective August 29, 2007 the Government Access Channel 21 will be relocated to Channel 6. Get your Kettering fix on Channel 6.

Holiday at Home – festivities are this weekend. The Arts and Craft show is on Sunday and Monday. The parade is on Monday morning at 9:55 a.m.

Alter High School – is holding their annual “Alter-fest” festival this weekend.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Communications and Reports

Audience Participation (5 Minute Limit Per Speaker)

Joseph Koussa, 1537 Beaver creek Lane - He asked God to keep an eye on all of the military men and women throughout the world fighting for our safety and freedom. He prays for their safe return. He feels many tragedies have been happening in our country. He said a prayer and expressed that he is happy to be a citizen of this great land.

Gary Gose, AMVETS Post 2003, 3108 Woodman Drive - The ladies auxiliary is currently collecting items to send to Iraq. The "labor of love 2007" will be held this weekend is to show support for our troops. Monetary donations will also be accepted.

COUNCIL COMMITTEE REPORTS

Mr. Spolrich – No Report.

Mrs. Lehner – Over the summer months the Partners for Healthy Youth Advisory Board has been looking at developing additional mentoring programs for our youth. One of the ideas was to create a community garden and use it as a teaching tool. They are currently looking for volunteers with gardening knowledge interested in helping and working with the youth in the garden. Contact 296-2454 for more information.

Mr. Wanamaker – No Report.

Mr. Duke – Council attended the 25th anniversary celebration of the GM Assembly Plant. They toured the facility and were very impressed. Citizens can also tour the facility. They can call GM for more information. It is nice to have them as a corporate partner in our community. He informed everyone that he has a new baby granddaughter named Leah.

Mr. Klepacz – No Report.

Mr. Thompson – No Report.

Mayor Patterson – Reported that he attended the KABC 47th annual award ceremony. This ceremony honored young men and women for top performance in softball and baseball. He extended congratulations to all. On August 22, 2007 he attended the pep rally for the Fairmont/Alter game. It was a great spirited event and a great kick-off for the Friday night game. He congratulated Alter who won the football game. Not everyone knows that the GM Assembly Plant's parking lot is in Kettering. He attended Oakwood's City Council Meeting and listened to Mr. Johnson's presentation about DMHA. Mr. Johnson answered many of the questions that Oakwood citizens had regarding Section 8 housing due to inaccurate reporting. This afternoon he attended the swearing in ceremony for Kettering's new Assistant Fire Chief, Terry Jones. He wished Mr. Jones the best. The Holiday at Home festivities are this weekend. He encouraged all to attend. It is a great tradition in the Kettering community. He reminded residents that are 65 and over not to forget about the Homestead Exemption being offered by Montgomery County. The form to fill out can be picked up at the Government Center or those interested can go onto the Montgomery County website for additional information.

Police Chief Jim O'Dell announced that Kettering Police Sergeant, Kevin Kavanaugh will receive the Kiwanis Police Officer of the Year Award at 6:00 p.m. on Thursday, August 30, 2007 at the Presidential Banquet Center. He expressed his congratulations to Sergeant Kavanaugh for receiving this honor.

There being no further business to come before this meeting of the Kettering City Council, Mayor Patterson adjourned the meeting at 9:48 p.m.

ATTEST:

Connie S. Gaw
Clerk of Council

DONALD E. PATTERSON, MAYOR