

KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
October 9, 2007

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, October 9, 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 student page, Mary Kate MacLean from Van Buren Middle School. He then introduced the cable TV operators, Earl Jones, Bill Greger and John Golub. He thanked these volunteers for their assistance.

APPROVAL OF MINUTES

September 25, 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

PROCLAMATION: National Breast Cancer Awareness Month – October 2007

Mrs. Lehner read the above Proclamation. Mayor Patterson stated this Proclamation will be posted in the Government Center Lobby during the month of October to show support of this issue.

PUBLIC HEARINGS

ORDINANCES IN SECOND READING

AN ORDINANCE

NO: 4083-07

BY: MR. WANAMAKER AND MRS. LEHNER

TO AMEND THE TRAFFIC CONTROL MAP AND THE TRAFFIC CONTROL FILE OF THE CITY OF KETTERING, OHIO TO SHOW THE INSTALLATION OF TRAFFIC SIGNS ON VARIOUS STREETS AND AVENUES IN THE CITY OF KETTERING, OHIO

NO PARKING ANY TIME

1. On the west side of Delaine Avenue from its intersection with Schuyler Drive southward for a distance of 125 feet.
2. On the east side of Delaine Avenue from 125 feet north of its intersection with Carrlands Drive northward for a distance of 30 feet.
3. On the north side of Oakview Drive from its intersection with Southmoor Circle NE eastward for a distance of 40 feet.
4. On the east side of West Avenue starting 160 feet north of Eldorado and continuing northward for a distance of 80 feet.

- 5. On the north side of the alley that abuts property known as 2620 West Avenue.
- 6. On the west side of the alley that abuts property known as 2620 West Avenue.

NO PARKING FRIDAY & SATURDAY FROM 7:00 PM TO 10:00 PM

- 1. On the west side of Delaine Avenue from 125 feet south of its intersection with Schuyler Drive to Oakview Drive.
- 2. On the north side of Carrlands Drive from its intersection with Delaine Avenue westward for a distance of 100 feet.
- 3. On the south side of Carrlands Drive from its intersection with Delaine Avenue eastward for a distance of 100 feet.
- 4. On the north side of Earnshaw Drive from its intersection with Delaine Avenue westward for a distance of 100 feet.
- 5. On the south side of Earnshaw Drive from its intersection with Delaine Avenue eastward for a distance of 100 feet.
- 6. On the south side of Oakview Drive from its intersection with Delaine Avenue eastward for a distance of 100 feet.

NO PARKING FRIDAY FROM 5:30 PM TO 9:30 PM AND SATURDAY & SUNDAY FROM 8:00 AM TO 9:00 PM

- 1. On both sides of Blackhawk from 100 feet north of Vale southward to 50 feet south of Vale.
- 2. On the north side of Vale from 50 feet east of Blackhawk westward to 130 feet west of Blackhawk.
- 3. On the south side of Vale from 50 feet west of Blackhawk eastward to 160 feet east of Blackhawk.

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

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 ordinance duly adopted.

RESOLUTIONS

A RESOLUTION

NO: 8317-07

BY: MRS. LEHNER AND MR. SPOLRICH

ENDORING THE HUMAN SERVICES ISSUE "A" TO PROVIDE LOCAL FUNDING FOR COMMUNITY HUMAN SERVICES IN THE CITY OF KETTERING AND MONTGOMERY COUNTY, TO FUND SERVICES FOR SENIORS, CHILDREN, THE DISABLED AND OTHER CITIZENS WHO NEED PUBLIC HEALTH, PROTECTION FOR NEGLECTED CHILDREN AND OLDER ADULTS, JOB TRAINING AND EMPLOYMENT, INDIGENT MEDICAL CARE, AND OTHER SERVICES

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

Mr. Schwieterman explained this resolution endorses the Human Services levy to provide local funding for community human services in the City of Kettering and Montgomery County.

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: 8318-07
BY: MR. SPOLRICH AND MR. THOMPSON

AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND ENTER INTO ONE OR MORE CONTRACTS FOR STREET, CURB, GUTTER, DRIVE APPROACH AND CATCH BASIN IMPROVEMENTS FOR GREENHOUSE DRIVE (PROJECT NUMBER 02-280)

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

Mr. Schwieterman explained improvements will include constructing and reconstructing curbs, gutter, drive approaches, catch basins and resurfacing with new asphalt pavement along the entire length of Greenhouse Drive. The Resolution of Necessity was passed on September 26, 2006.

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: 8319-07
BY: MR. THOMPSON AND MR. KLEPACZ

AUTHORIZING THE CITY MANAGER TO ENTER INTO ONE OR MORE AGREEMENTS TO PURCHASE NATURAL GAS FOR CERTAIN CITY-OWNED FACILITIES FOR THE PERIOD OCTOBER 1, 2007 THROUGH SEPTEMBER 30, 2008

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

Mr. Schwieterman explained this will allow the purchase of natural gas for City-owned facilities with the exception of the Recreation Complex that is under a separate agreement.

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.

CERTIFICATIONS AND PETITIONS

MANAGER'S REPORT

Mr. Mark Schwieterman, City Manager reported:

Leaf Pickup – Begins in the City on October 22, 2007.

Trick or Treat – Is on Tuesday, October 30, 2007 from 6:00 – 8:00 p.m.

Kettering Business Park – Building 47 will soon be demolished. Kettering Development Corporation will be sending out a Request for Proposal to get ideas of what may work at this site. Staff is excited to get this project underway.

Mr. Fullenkamp, Assistant City Manager reported:

Make a Difference Day – October 27, 2007 – In celebration of this day the City of Kettering, Town & Country Shopping Center and the Blue Star Mothers of America

are working together to offer the community different ways to participate in community projects. On October 27, 2007 from 9:00 am – 2:00 pm, at Town & Country Shopping Center, the Blue Star Mothers will be packaging up small items from collection boxes to send to troops in Iraq and Afghanistan. Also from 9:00 am – 2:00 pm, volunteers will rake leaves for senior citizens in Kettering. And, Volunteer Firefighters will be going to homes that have signed up for this program and will change smoke alarm batteries. If citizens have any questions or would like to sign up, volunteer or donate items for any of these projects they can contact the Volunteer office at 296-2433 or the City Manager's office at 296-2412.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Communications and Reports

Audience Participation (5 Minute Limit Per Speaker)

COUNCIL COMMITTEE REPORTS

Mr. Wanamaker – stated the City of Kettering is having a drop off for hazardous household waste at the Public Works Building at 1015 E. Dorothy Lane on Saturday, October 20, 2007 from 8:00 a.m. – 2:00 p.m.

Mrs. Lehner – attended the Ohio Municipal League Conference in Cincinnati and she wanted everyone to take note that at the Conference, Councilmember Keith Thompson was appointed President of this organization for 2008. She congratulated Mr. Thompson for this well deserved honor.

Mr. Spolrich – No Report.

Mr. Thompson – thanked Mrs. Lehner for her comments. He reminded citizens to check the batteries in their smoke alarms. He also urged everyone to purchase a carbon monoxide detector if they did not already have one. It can save lives.

Mr. Klepacz – attended a ribbon cutting for a student run Credit Union at Fairmont High School. This is a great financial tool for students. Citizens should check today's paper because there are many Kettering residents listed in the unclaimed funds list.

Mr. Duke – on October 3, 2007 the Kettering Rotary Club honored Kettering Volunteer Firefighter, Tom Schrand as Firefighter of the Year. He congratulated Mr. Schrand for this well deserved award.

Mayor Patterson – On October 4, 2007 he attended the Eagle Eye Neighborhood Watch event at State Farm Park. The Mascot was flown in by helicopter. This is a new program to establish a neighborhood watch for Kettering parks. On October 4, 2007 he also attended the Acorn Neighborhood Meeting. This meeting gave staff a chance to update residents of the Acorn area about upcoming projects at Kettering Business Park. On October 7, 2007 he attended the Annual Firefighter Picnic at Polen Farm. Dennis Nevin won the Chili Cook-off event. Today he attended the official swearing in ceremony for Kettering's new Fire Chief, Bob Miles. He congratulated Fire Chief Miles on his new position and expressed that he looked forward to working with him. On Sunday, September 30, 2007 he attended services at Central Christian Church and read a proclamation in honor of their 50th Anniversary. He acknowledged past Councilmember, Ray Wasky who was in the audience and asked if he would like to come forward to address Council.

Mr. Ray Wasky expressed that it is very nice to see everyone and be back in Kettering. He is living in Columbia, Maryland and it is very different from Kettering.

Mayor Patterson asked for a motion to go into Executive Session. Mrs. Lehner moved to enter into executive session to conference with the Law Director regarding pending or imminent litigation. Mr. Thompson seconded the motion. Upon a unanimous roll call the motion passed.

City Council entered into executive session at 8:05 p.m.

Mr. Thompson moved City Council come out of executive session and open into regular session. Mrs. Lehner seconded this motion. The motion was unanimously approved.

City Council returned to regular session at 8:55 p.m.

Mr. Spolrich made a motion to adjourn the meeting. Mr. Thompson seconded this motion. The motion was unanimously approved.

There being no further business to come before this meeting of the Kettering City Council, Mayor Patterson adjourned the meeting at 8:56 p.m.

ATTEST:

Connie S. Gaw
Clerk of Council

DONALD E. PATTERSON, MAYOR