

KETTERING CITY COUNCIL  
REGULAR MEETING MINUTES  
December 12, 2006

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, December 12, 2006, 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)

The Kettering's Children's Choir opened the meeting by singing several Christmas carols.

Members of Webelos Pack 81 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.

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

RESOLUTION OF APPRECIATION: Rose Spivey – Administrative Support Department

Mr. Wasky read the above proclamation and same was accepted by Rose Spivey. Mayor Patterson thanked Rose for her 18 years of service to the City of Kettering.

PRESENTATION: Polen Farm Christmas Day Gathering

Bill and Marynel Bradley invited everyone to join them on Christmas Day from 1:00 to 4:00 p.m. at Polen Farm. Santa will be there with treats for the children, a food buffet and door prizes. This event is free of charge to all those who would like to come and celebrate Christmas with others.

PUBLIC HEARINGS

PUBLIC HEARING: To rezone an approximate 4.3 acre tract of land located on the west side of County Line Road, approximately 750 feet south of Vale Drive, from R-1 Suburban Residence District to R-2 One-Family Residence District (Zoning Case C870-06).

Tom Robillard, Director - Planning & Development Department reported the Planning Commission has recommended the rezoning of an approximate 4.3 acre tract of land located on the west side on County Line Road, approximately 750 feet south of Vale Drive, from R-1 Suburban Residence District to R-2 One-Family Residence District. He showed an aerial photograph of the site and explained that Planning Commission has already approved a PUD that includes 39 homes within this cluster development. There will be ranch and townhouse condominiums built with a variety of high quality materials such as brick, stone and wood accent feature. Architectural and site guidelines were developed and he showed the elevations of the homes to be built. A horseshoe type road will go throughout the development, which will not be connected, to Cunnington Lane because of grade issues and neighborhood concerns of cut through access. He

showed a landscape plan that showed a number of evergreens, which will be approximately six to seven feet tall along the exterior of the development. He also indicated that County Line Road might be widened in the future because of the high volume of traffic. Twenty-five feet has been dedicated across the front of the development for this purpose.

Chris Nianoris – Developer, 7625 Paragon Rd. – He reported that on the west and northeast side of the property there will be three story townhouses. They will be built into the hill because of the elevations of the property with existing trees screening the rear. Eight ranch style units will be placed on the north side. Mounding with landscaping will be placed along County Line Road to shield the side yards of the units from traffic and noise concerns. The starting price range for the ranch homes are \$160,000 and townhouses begin around \$200,000. The exterior of the homes will be shake vinyl siding that has the appearance of wood with a combination of stone and brick.

#### COUNCIL COMMENTS AND QUESTIONS

Mr. Duke asked about the detention basins.

Mr. Nianouris replied there are two detention basins; one is located in the center and the other on the north side of the property.

#### COMMENTS BY PROPONENTS

None

#### COMMENTS BY OPPONENTS

Judy Merritt, 2698 Camino Place East – stated that the residents along this development decided to become involved right from the start and attended all of the Planning Commission meetings and signed petitions opposing this development. They care what happens to this property. From the neighborhood standpoint they would prefer it remain an R-1 zoning district. They knew that rezoning was imminent and tried to get Planning Commission to at least reduce the number of units on the property, but they did not listen. The neighbors on the north side of the development will have their landscape views ruined. She would like to see the developer put up a privacy fence along that side. The spruce trees that will be planted along the property line will ruin their garden in just a few years. She is opposed to this development.

Mr. Robillard replied that the guidelines approved by Planning Commission did not require a fence to be placed there. They did however establish guidelines as to what type of fencing could be placed there if one should ever be installed.

Mr. Nianoris stated that he did not really feel a fence was needed but there will be the option to place one there if they wish. He feels that landscaping will be enough to adequately shield the units and prefers to use natural material rather than fencing.

There was then discussion by Council regarding if they should require a fence along this property line and how would they go about it. They asked Mr. Eubank the Cities Law Director for direction.

Mr. Eubank replied that Council could make an amendment to the ordinance this evening ordering the developer to install a fence as specified by the Planning Commission guidelines.

Mr. Wanamaker asked that if a fence were required, who would own and maintain it.

Mr. Robillard replied that the condominium association would own it and they would be responsible for the maintenance.

Mayor Patterson asked Mr. Eubank for some options for Council this evening.

Mr. Eubank stated that if the ordinance were adopted as is this evening it will not come back before Council. Council could send it back to Planning Commission and ask them to review this issue. Council could also add a condition to the ordinance this evening stating that the Planning Commission decide the construction of a fence at a future Planning Commission meeting. Council can also demand that a fence be constructed on the ordinance this evening.

Mrs. Lehner wondered how many neighbors would like a fence and indicated that if one were installed it should be property enhancing, not a chain link fence.

Mr. Thompson stated that somewhere in the PUD documents, guidelines for fencing have already been approved.

James Merritt, 2698 Camino Place East – stated that there are only three properties on the north side. He showed picture of his property and explained that they prefer a fence instead of the mounding and evergreens.

Robert Hansford, 2816 Comanche Place East – stated that this development looks down onto his property. He expressed concern about the property that is currently for sale on the south side of the development and wondered if it would be rezoned as well. He was also concerned about the possibility of flooding on surrounding properties due to overflow of the detention basins.

Mr. Nianoris replied that they are not planning to buy that property because it is an odd shape with a lot of wasted area that cannot be built on.

Mr. Robillard stated that the whole site slopes to County Line Road into the catch basins and then flows into the storm water system.

Mr. Bergstresser, City Engineer, explained that there is a high point on County Line Road, so any run off will go to the north and into the creek that is by the Reynolds & Reynolds property. There will be very little run off that will go into the creek near Blackhawk Park.

Shirley Pancake, 2801 Comanche Drive – stated that she is opposed to this development. She does not feel this type of development fits into this area and the housing is much too dense. The Master Plan did not intend it to be this way.

Mr. Robillard stated that there are 39 units, which make 9 ½ units per acre. The density to the west and north is around 4 to 5 units per acre. If they developed this as single-family homes it could still remain the same density as what is being built because they could have a small lot size with small homes. This project is very similar in density as the already built David's Retreat.

Mr. Carl Shafton, 3101 East Cunnington Lane – stated that he is very close to the north line at the bottom of the hill. A privacy fence would be ok, but it would have to be very tall because the development above would still be able to see over it. It would be nice to have very tall evergreens; small trees would take too long to grow.

Mr. Schwieterman suggested closing the public hearing this evening and not reading the Ordinance in first reading. Staff could then alter the Ordinance and present it at the December 19, 2006 meeting in an expedited fashion so as to keep the developer on schedule. He asked that a motion be made to remove this item from the agenda this evening.

There being no further discussion, Mayor Patterson closed the public hearing and asked for a motion to remove this Ordinance from the agenda.

Mr. Thompson made a motion to remove Item Number 15 under Ordinances in First Reading - To rezone an approximate 4.3 acre tract of land located on the west side of County Line Road, approximately 750 feet south of Vale Drive, from R-1 Suburban Residence District to R-2 One-Family Residence District (Zoning Case C870-06), from the agenda this evening. Mrs. Lehner seconded this 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 ordinance in first reading was removed.

ORDINANCES IN SECOND READING

AN ORDINANCE  
NO: 4067-06  
BY; MR. DUKE AND MR. WASKY

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 TO SHOW:  
PEDESTRIAN CROSSING PROHIBITED: NORTH CROSSWALK AT THE INTERSECTION OF EAST STROOP ROAD AND GLENGARRY DRIVE.

Mr. Duke read the above ordinance in second reading and moved for approval. Mr. Wasky seconded the motion.

And there being no further discussion, 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 ordinance duly adopted.

AN ORDINANCE  
NO: 4068-06  
BY: MRS. LEHNER AND MR. SPOLRICH

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 TO SHOW:  
**STOP** – MARILYN AVENUE WESTBOUND AT ITS INTERSECTION WITH NORTHBOUND/SOUTHBOUND WHITLOCK PLACE ROW.  
**STOP** – PHOENIX PLACE EASTBOUND AT ITS INTERSECTION WITH NORTHBOUND/SOUTHBOUND WHITLOCK PLACE ROW.  
**STOP** – NEW HORIZON PLACE SOUTHBOUND AT ITS INTERSECTION WITH EASTBOUND/WESTBOUND PHOENIX PLACE ROW.  
**STOP** – PHOENIX PLACE NORTHBOUND AT ITS INTERSECTION WITH EASTBOUND/WESTBOUND NEW HORIZON PLACE ROW.

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

And there being no further discussion, 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 ordinance duly adopted.

RESOLUTIONS

A RESOLUTION  
NO: 8176-06  
BY: MR. SPOLRICH AND MR. THOMPSON

AUTHORIZING THE CITY MANAGER TO CONTRACT FOR PARKS, RECREATION AND CULTURAL ARTS BROCHURES FOR CALENDAR YEAR 2007.

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

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

A RESOLUTION  
NO: 8177-06  
BY: MR. THOMPSON AND MR. WANAMAKER

AUTHORIZING THE CITY MANAGER TO ACCEPT A \$10,000.00 GRANT FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY.

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

Mr. Schwieterman explained this grant will authorize the City for overtime expenses relative to the OVI Task Force (DUI details conducted by the Kettering Police Department) for the 2006-2007 grant period.

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: 8178-06  
BY: MR. WANAMAKER AND MR. DUKE

AUTHORIZING THE CITY MANAGER TO ACCEPT AN ADDITIONAL \$5,000.00 IN GRANT FUNDS FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY.

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

Mr. Schwieterman explained this is an additional amount to an already approved grant through the OVI task force for the 2005-2006 grant period.

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: 8179-06  
BY: MR. DUKE AND MR. WASKY

AFFIRMING THE AUTHORITY OF THE GREENE COUNTY BOARD OF COUNTY COMMISSIONERS TO CONSTRUCT, MAINTAIN, AND OPERATE WATER AND SEWER FACILITIES WITHIN THAT PORTION OF THE CITY OF KETTERING LOCATED WITHIN THE BOUNDARIES OF GREENE COUNTY, OHIO.

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

Mr. Schwieterman explained this will affirm the authority of the Greene County Board of County Commissioners to construct, maintain and operate water and sanitary sewer within the City of Kettering, within the boundaries of Greene County, in the recently annexed area. Montgomery County has this authority in the bulk of Kettering within Kettering's Montgomery County areas.

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 four (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION  
NO: 8180-06  
BY: MR. WASKY AND MRS. LEHNER

AUTHORIZING THE CITY MANAGER TO ACCEPT AND EXPEND FUNDS FROM THE KETTERING PARKS FOUNDATION TO PROVIDE TRANSPORTATION FOR THE AFTER-SCHOOL PROGRAM OFFERED BY CHRIST UNITED METHODIST CHURCH.

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

Mr. Schwieterman explained that the Kettering Parks Foundation received a grant from the Community Foundation of Kettering to help provide transportation for the after-school program offered by Christ United Methodist Church. The City provides the vans and drivers to transport children from Kettering Schools to the Church and is part of the Partners for Healthy Youth Initiative.

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: 8181-01  
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, 2006.

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

Mr. Schwieterman explained that this will allow the City to make supplemental appropriations for: 2005 OVI Task Force Grant Revision, 2006/2007 OVI Task Force Grant, Kettering Parks Foundation/Kettering Foundation Grant; and the Senior Transportation Grant.

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 four (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION

NO: 8182-06

BY: MR. SPOLRICH AND MR. THOMPSON

TO ADOPT THE MONTGOMERY COUNTY NATURAL HAZARD  
MITIGATION PLAN.

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

Mr. Schwieterman explained that the Montgomery County Natural Hazard Mitigation Plan sets the groundwork for the county and its communities to reduce their risk from natural hazard by identifying risk reduction resources, information, and strategies.

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: 8183-06

BY: MR. THOMPSON AND MR. WANAMAKER

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN  
AGREEMENT WITH THE KETTERING OFFICIALS ASSOCIATION TO  
PROVIDE REFEREES AND SCOREKEEPERS FOR THE 2007 ADULT  
SPORTS LEAGUE PROGRAM.

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

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 four (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION

NO: 8184-06

BY: MR. WANAMAKER AND MR. DUKE

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE  
BARGAINING AND NEGOTIATED QUOTES TO CONTRACT FOR THE  
FABRICATION AND INSTALLATION OF RTA BUS STOP SHELTERS.

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

Mr. Schwieterman explained that metal structures will be used for RTA bus stops at the intersection of Far Hills Avenue and Foxridge Drive, Far Hills Avenue and Windingway Road and Cardington Road near S. Dixie Highway. A portion of the cost of the structures will be paid through a grant from RTA.

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: 8185-06  
BY: MR. DUKE AND MR. WASKY

AUTHORIZING THE CITY MANAGER TO ENTER INTO ED/GE AND LOAN AGREEMENTS WITH GENERAL ELECTRIC CAPITAL CORPORATION FOR THE PURPOSES OF INCREASING THE CITY OF KETTERING JOB BASE AND FOR GENERAL ECONOMIC DEVELOPMENT PURPOSES.

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

Mr. Schwieterman explained this will allow the City to enter into three specific agreements that are required for completing the next stage of the General Electric job relocation to the Kettering Business Park. Each of these loan agreements are intended to be forgivable loans. Two loans are ED/GE fund loans; one loan in the amount of \$500,000 and the other ED/GE loan in the amount of \$250,000. The third loan is City of Kettering funds in the amount of \$325,000.

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 four (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

ORDINANCES IN FIRST READING

AN ORDINANCE

TO PROVIDE FOR THE TABLE OF ORGANIZATION, POSITION CLASSIFICATION PLAN, COMPENSATION PLAN AND PAY SCHEDULES AND RULES AND REGULATIONS PERTAINING TO CONDITIONS OF WORK AND SUPPLEMENTAL BENEFITS FOR THE EMPLOYEES OF THE CITY OF KETTERING, OHIO, AND TO REPEAL ORDINANCE NO. 4057.06.

Mr. Wasky read the above ordinance in first reading. The ordinance will appear on the December 19, 2006, Council meeting agenda for second reading.

CERTIFICATIONS AND PETITIONS

None

MANAGER'S REPORT

Mr. Mark Schwieterman, City Manager reported:

Waste Management Fee Increase – residents should have received their bill by now showing an increase of 22 cents per month due to an increase in tipping fees. This summer the City will be entering their third year of the Waste Management Contract, upon which WM has the option of raising their fees 3%.

Matrix Fire Study – is underway. They are currently conducting interviews with a final report expected in early March.

Christmas Trees – Waste Management does provide pickup of trees after the holidays.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Communications and Reports

Audience Participation (5 Minute Limit Per Speaker)

Mayor Patterson stated that he knew that a number of citizens were present this evening because they thought there was a report on the City's Dispatch Center. Misinformation was given out to residents that did not come from the City. The City of Kettering is still in a fact-finding mode and does not have adequate information to make a decision. Until Council has all of the facts, they will not make a decision. When all questions have been answered and the facts received, a public hearing will be held at that time. There is nothing for Council to talk about or discuss this evening. He stated that he welcomes citizen comments or concerns this evening.

Mrs. Lehner stated that she has been on Council for nine years and has never had an issue that she has been so bothered by the attitude of the residents. She has received much e-mail that has not been constructive or helpful. Many have been hurtful and criticizing. She hopes this issue can be discussed and decided with respect and consider the facts, not rumors.

Mr. Duke stated that he is aware that many citizens have received flyers and many of those flyers have misinformation in them. The council has not made any decisions and does not have any answers at this time.

Mr. Thompson stated that this is a complex issue. He is a retired police officer and is very concerned about security. Council does not have all of the information yet. The County has given us an opportunity to design a plan that we can live with, and no decisions have been made.

Mr. Wasky stated that Council has the responsibility to serve its citizens. He reminded everyone that the members of Council are also Kettering residents and want to make the best decision for everyone.

Mike Pittman, Fraternal Order of Police – stated that he and other officers circulated petitions to residents. He read the petition to Council. They contacted the citizens and businesses of Kettering and have received 1,500 signatures opposing the countywide dispatch. Everyone that they talked to signed the petition. The FOP would like for council to honor citizen views.

Ed Mosier, Kettering Automotive, 3075 Wilmington Pike – stated that when he sees centralization of anything he becomes concerned. How big will this get and what is the stopping point. Will they get a rebate on their taxes for the money saved? When he calls for police service he wants to know he is calling someone in Kettering and not someone in another city. He would be interested in seeing some statistics on other communities where this has worked. He sees a lot of money being spent needlessly and does not feel that changing it is a good idea.

Malcolm Berry, 4807 Glenmina – stated that he has been a resident for many years and still lives in Kettering because it is a small community that he can rely on. He does not feel safe calling the same 911 number as Dayton. No one has talked about the quality of service that we might get. There are no guarantees. We have a good thing now, so why would we tamper with it.

Howard Cialbers, 3077 Mirimar St. – does not feel that bigger is better and wonders what is wrong with our own police and fire departments. Why would the

City change what they have when it works? He feels his constitutional rights are being taken away and he is opposed to a countywide dispatch.

Steven Morgan, 2160 W. Bataan – stated that he is a longtime citizen of Kettering. He lives in the Oak Park neighborhood where they have had an extreme problem with crime. When they asked for help, the City of Kettering's Police Department stepped up. Residents called the dispatch day after day and reported concerns. The dispatchers understood and knew their problems. Residents even know the names of the police officers. We have something good, that works and we should leave it alone. Why can't we wait and see if other cities are happy with this, then maybe we could consider joining them. He can't express what a change they now have in their community because of neighborhood watch. The dispatchers are part of the team that has made this work.

Joyce Hanes, 924 Ingersol Drive – stated that she has a chronic lung disease. The dispatch and paramedics know her and are very important to her. Recently she called 911 because a man fell at her church in Dayton. She was put on hold and when she did talk with someone she was asked trivial questions and then cut off. By the time help arrived the man had passed away. She understands that Council does not have all of the facts but she expects them to do what is best for the community. She reminded Council that citizens elect them and they should listen to them.

Andy on Sutton Drive – reminded Council that a tax increase was recently passed. Just a couple of months ago the City was looking at how the Fire Department works. He thinks this is a slap in the face for the fire chief. It makes him look like he is not doing his job. Now the media says the City wants to do away with the dispatch. He thought that by passing the tax increase it would save City services. Citizens want dispatchers that are in the City of Kettering. He is opposed to moving the dispatch.

Mike Montgomery, 3901 Strathmoor Dr. – stated that the idea of change is always difficult. He knows what happened with Katrina, that agencies could not talk to each other. It all comes down to trust and he hopes he can trust Council. He asked that Council find out all of the facts and if they find that it's better to keep it in house, please keep it in house.

Mandy VanDyke, 708 Talbott Dr. – stated that when she looks around her neighborhood she sees that people have moved back to Kettering, not because of the quality of life but the quality of service that Kettering provides. It's not a financial issue because the money is already budgeted for an upgrade to our dispatch. It's a timing issue. In the strategic plan it assures citizens of quality police and fire protection. Our City needs to hire and maintain quality professionals and already have this in their dispatch employees. She wants a highly qualified person answering her 911 calls. If the County cannot match current services then the City should not accept this offer. No matter what kind of training the County gives its dispatchers it will not match the training and experience of our current dispatchers. Please don't disappoint the citizens.

Paul Markowski, 1357 Central Park Ave. – Council keeps referring to outsourcing as a dirty word. However, it does mean to contract with an outside provider. He hoped that the Sheriff has to follow the Ohio Revised Code and that the City would still have a say in what goes, not just the Sheriff. He provided a copy of a study that was in the Dayton Daily News for Council to review.

Arnold Meyer, 3735 Valleywood Drive – has lived in Kettering for 36 years. He didn't know anything about this dispatch issue and feels that Council should do a better job of communicating with the public. He searched the Web and found little information about Montgomery County's emergency response time. He would like to see facts and understand how this system will work. For Council to attack Citizens because they don't have all of their facts right is unfair. He thinks

that the City has more facts than they are letting the citizens know about. He asked that Council spend money wisely. He is satisfied with the service that is already provided.

Dale Nash, 1424 Woodstock – He is here this evening to talk about Ervin Welch, the City's first City Manager. Ervin still lives in Kettering and will celebrate his 90<sup>th</sup> birthday on March 3, 2007. He asked that Council consider giving him some recognition, possibly a plaque, or name a street or building after him.

Ron Sagasser, 1800 Kruss Ave. – has lived in Kettering for over 15 years. He is interested in hearing what Chief O'Dell and Fire Chief Zickler think about this call center.

Mr. Schwieterman suggested that City Staff not be put on the spot. He stated that this evening was for input from the citizens not staff.

Jill Abrams, 2709 Harvey Avenue – stated that she has been before Council many times in regards to the police radio system. She keeps hearing that it is about the money, but she is still not sure what it's about. When it comes to decision-making the City already has something good now, so why would we not want to keep it. The Sheriff already thinks the City of Kettering is great because we are his backup system.

Robert Altic, 936 Rio Lane – stated that he has lived in the City of Kettering for 37 years and was on the Police Department for over 24 years. He feels that the biggest issue is lack of communication by Council. They say that they don't have any information, but for the past year they have been doing a study. He listens to the news every night and all they are talking about is switching over to a combined 911 system. When you go to a regional communication center you have to consider what the dangers are. Council needs to provide more information to the public.

Rosey Padlow, 624 Schuyler Dr. – stated that she thought that Council would have an answer by December 29, 2006 since the County wanted an answer by February 1, 2007. She asked what is the time line?

Mr. Schwieterman stated that the County would like a letter of commitment by February 1, 2007 and then the City will have until June 30, 2007 to make a final decision. The City is still hoping to have all of the information by December 29<sup>th</sup>.

Bruce Abrams, VP of the Fraternal Order of Police, 2709 Harvey Ave. – stated that he knows that Council feels there was inadequate information being provided to the citizens but the FOP did not provide it. He asked about the replacement of the police radio equipment. The City already has new equipment purchased and has not put it into service because of this new dispatch issue. He was told in February that the new radios would be in service within six months. It still is not done. When can they get this new equipment installed, they cannot wait any longer. He asked that they consider installing the radio system that they need now; they can't wait another six months.

Mr. Schwieterman replied that they are considering going ahead and putting the radios into the cars and using them until a decision about the combined dispatch is made and possibly making minor upgrades to the current dispatch center to accommodate the 800 MHz system. He hopes to have some answers soon and will set down with the FOP and discuss this with them when he does.

Mr. Abrams stated that the Sheriff has already stated that they cannot provide the same level of service that the City of Kettering provides.

Mrs. Lehner replied that the City of Kettering does provide a high level of service. We can tell citizens when their leaves are picked up and what the Frazee schedule is for the season. Many people actually call 911 and ask these

questions. What the Sheriff said is that they will not respond to these types of calls. That quote did not have anything to do with an emergency situation and was taken out of context.

Mr. Abrams stated that the term outsourcing is not liked but if we go to a regional dispatch they will use county employees. Part of the cost savings of this is the reduction of personnel to the City. If the county employs our dispatchers, they will make less money. The Sheriff is a vendor and is offering us a service that will cost us. We would be entitled to money from PUCO if we decide to enhance our own 911 systems. The FOP wants a local reliable radio system.

Teresa Britenstein, 2825 Acorn Drive – She has been coming to Council meetings for nine months, since her street is being assessed for \$6,000.00. The City asked for a tax increase and it was approved. Now we need a new 911 dispatch. The City received a 97% approval rating for service, so why do they want to change it. Every time a citizen asks a question, Council stalls them. Council will do what ever they want anyway. Council always needs more information. Every time someone comes up with a good question, they just get laughed at. The tax payers are paying for all of the projects that go on in Kettering and they should be listened to. Why are we changing to less safety and security?

Joyce Hanes, 924 Ingersol Drive – She depends on the City of Kettering's 911 system and service. She feels that citizens need to be better informed on issues like this.

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 shared letters with Council that he received from various agencies regarding his mission to save gasoline consumption. He wished everyone a Merry Christmas and a Happy New Year.

#### COUNCIL COMMITTEE REPORTS

Mr. Spolrich reported that he reviewed the minutes of the regular and workshop meetings of November 28, 2006 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. Spolrich – No report.

Mrs. Lehner – No report.

Mr. Wasky – No report.

Mr. Duke – No report.

Mr. Thompson – No report.

Mayor Patterson – No report.

There being no further business to come before this meeting of the Kettering City Council, Mayor Patterson adjourned the meeting to a workshop session at 11:59 p.m.

ATTEST:

Connie S. Gaw  
Clerk of Council

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DONALD E. PATTERSON, MAYOR