

KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
December 16, 2008

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, December 16, 2008, 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: Mayor Patterson, Duke, Klepacz, Spolrich and Wanamaker

Council Members Absent: Thompson (Excused)

Total Members Present: Five (5)

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

APPROVAL OF MINUTES

Mayor Patterson asked for a motion to amend this evening's agenda. Mr. Duke moved to add a Resolution Number 7 and Resolution Number 8 to the agenda. Mr. Spolrich seconded this motion and the motion was declared carried by a majority roll call vote.

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

Certificate of Congratulatory – Alter Knights Football Team, 2008 Division IV State Champions

Mayor Patterson welcomed the Alter Knights Football Team, Coaches and Staff to the meeting this evening. He read and presented a Certificate of Congratulatory to the team for a job well done.

PUBLIC HEARINGS

ORDINANCES IN SECOND READING

AN ORDINANCE
NO: 4112-08
BY: MR. DUKE AND MR. SPOLRICH

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. 4107-08

Mr. Duke 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; Mr. Duke, Yea; Mr. Klepacz, Yea; Mr. Wanamaker, Yea; Mayor Patterson, Yea. There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the ordinance duly adopted.

RESOLUTIONS

A RESOLUTION
NO: 8532 -08
BY: MR. SPOLRICH AND MR. KLEPACZ

AUTHORIZING THE CITY MANAGER TO EXPEND ADDITIONAL
FUNDS FOR STREET LIGHT MAINTENANCE

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

Mr. Schwieterman explained the maintenance for streetlights for 2008 has gone over the purchase order amount allotted. With pending invoices and possible unexpected work the amount of the purchase order needed to be increased. This resolution authorizes the additional expenditure of funds.

There being no discussion on the motion, the following votes were recorded: Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Spolrich, Yea; Mr. Wanamaker, Yea; Mayor Patterson, Yea There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 8533-08
BY: MR. KLEPACZ AND MR. WANAMAKER

AUTHORIZING THE CITY MANAGER TO FILE AN APPLICATION WITH
THE FEDERAL EMERGENCY MANAGEMENT AGENCY ("FEMA") FOR
PUBLIC ASSISTANCE GRANT PROGRAM FUNDS FOR
REIMBURSEMENT OF ELIGIBLE EXPENDITURES RESULTING FROM
THE SEPTEMBER 14TH WINDSTORM

Mr. Klepacz 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. Spolrich, Yea; Mr. Duke, Yea; Mr. Klepacz, Yea; Mr. Wanamaker; Yea; Mayor Patterson, Yea. There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 8534-08
BY: MR. WANAMAKER AND MR. DUKE

SETTING A 2008 MAXIMUM EXPENDITURE OF FUNDS FOR
CHARITABLE DONATIONS

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

Mr. Schwieterman explained this resolution sets a 2008 maximum annual amount for contributions to charitable organizations in situations where the City's contribution advances the City's public purpose.

There being no discussion on the motion, the following votes were recorded: Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Spolrich, Yea; Mr. Wanamaker, Yea; Mayor Patterson, Yea There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 8535-08
BY: MR. DUKE AND MR. SPOLRICH

TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF KETTERING, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2009

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

Mr. Schwieterman explained this resolution allocates the City's budget for 2009.

There being no discussion on the motion, the following votes were recorded: Mr. Spolrich, Yea; Mr. Duke, Yea; Mr. Klepacz, Yea; Mr. Wanamaker; Yea; Mayor Patterson, Yea. There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 8536-08
BY: MR. SPOLRICH 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, 2008

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

Mr. Schwieterman explained this resolution will allow for appropriations related to the acceptance of FEMA Public Assistance Grant Program funding for reimbursement of eligible September 14th windstorm related expenditures.

There being no discussion on the motion, the following votes were recorded: Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Spolrich, Yea; Mr. Wanamaker, Yea; Mayor Patterson, Yea There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

The next two resolutions were added to the agenda by motion at the beginning of this meeting.

A RESOLUTION
NO: 8537-08
BY: MR. KLEPACZ AND MR. WANAMAKER

APPOINTING FRANZ HOGE TO SERVE AS THE CITY OF KETTERING'S REPRESENTATIVE ON THE GREATER DAYTON TRANSPORTATION AUTHORITY ("RTA") BOARD OF TRUSTEES

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

Mayor Patterson expressed he is pleased that Mr. Hoge has agreed to be the City's representative. Mr. Hoge's term ending will be on the date of the first meeting of the RTA Board of Trustees that occurs during the month of October 2011.

There being no discussion on the motion, the following votes were recorded: Mr. Spolrich, Yea; Mr. Duke, Yea; Mr. Klepacz, Yea; Mr. Wanamaker; Yea; Mayor Patterson, Yea. There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 8538-08
BY: MR. WANAMAKER AND MR. DUKE

AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENTS
WITH THE BOARD OF COUNTY COMMISSIONERS FOR THE TARGETED
COMMUNITY BASED COLLABORATIVE ("TCBC") PROGRAM

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

There being no discussion on the motion, the following votes were recorded: Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Spolrich, Yea; Mr. Wanamaker, Yea; Mayor Patterson, Yea There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

ORDINANCES IN FIRST READING

CERTIFICATIONS AND PETITIONS

MANAGER'S REPORT

Mr. Schwieterman, City Manager reported:

Mr. Schwieterman updated Council on upcoming and community events.

- Polen Farm Annual Christmas Gathering – December 25, 2008 from 1:00 – 4:00 p.m.
- Festival of Lights through January 3, 2009, from 5:00 – 10:00 p.m.
- City Offices will be closed December 24 & 25, 2008 and January 1, 2009.
- Waste Management will not pickup trash on Christmas or New Years Day.
- Leaf Pickup crews are performing their final round. The yard debris Center closes December 31, 2008 and will reopen on March 1, 2009.
- Battle of the Badges Blood Drive on Saturday, December 27, 2008 from 9:00 a.m. – 1:00 p.m. at Fairmont Presbyterian Church. Chili Cookoff – Beaver creek vs. Kettering will be held from 11:00 – 1:00. Mayor Patterson will be a judge.
- Martin Luther King Breakfast – Christ United Methodist Church on January 19, 2009 at 7:30 a.m.
- Property Maintenance Update for November 2008.
- Wished everyone a happy and safe holiday

Mr. Schwieterman urged citizens to attend these events and enjoy our community.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Communications and Reports

Audience Participation (5 Minute Limit Per Speaker)

COUNCIL COMMITTEE REPORTS

Mr. Duke – Happy Holidays and Merry Christmas to all.

Mr. Spolrich – Congratulations to the Alter Knights. To become a champion of their caliber takes tremendous dedication. He wished them future successes. Merry Christmas to all and a Happy New Year.

Mr. Klepacz – Recently attended the Kettering Youth Leadership Academy graduation ceremonies. Congratulations to all the young people that participated. Merry Christmas and Happy New Year. He is looking forward to another great year in 2009.

Mr. Wanamaker – Congratulated Al Fullenkamp and Mark Schwieterman on their daily show appearance this past Monday. They talked about the closure of the Yard Debris Center. He reminded residents while the center is closed they can take any debris they might have to the Montgomery County site. Merry Christmas to all and have a safe and Happy Holiday.

Mayor Patterson – Congratulations to Bill Gregor whose grandson played a part in the Alter winning team. Congratulations to the Alter coaches and team members. They have great character. It is very impressive. The Kettering Youth Leadership Academy held another great event. Congratulations to Addie and Stacy for another great year. This is the last meeting of the year. He is finishing his third year as Mayor and continues to enjoy working with a great Council and City Staff. He appreciates the residents of this City. Kettering is a great community. It is a pleasure to serve. Merry Christmas to all and have a happy safe new year.

There being no further business to come before this meeting of the Kettering City Council, Mayor Patterson adjourned the meeting at 8:24 p.m. to a workshop session.

ATTEST:

Connie S. Gaw
Clerk of Council

DONALD E. PATTERSON, MAYOR