

KETTERING CITY COUNCIL  
REGULAR MEETING MINUTES  
January 12, 2010

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, January 12, 2010, 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, Schrimpf, Thompson, Wanamaker and Webb

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 and John Golub. He welcomed pages, Alex West and Sophie Lockhart from Van Buren Middle School and thanked these volunteers for their assistance.

ADMINISTER OATH OF OFFICE

Judge Thomas Hanna administered the Oath of Office to Mayor Donald E. Patterson. Mayor Patterson expressed to the citizens he is honored to serve them for another four years.

Mayor Patterson administered the Oath of Office to Amy Schrimpf. He congratulated her for her continued service as Councilmember at Large.

Mayor Patterson administered the Oath of Office to Ashley Webb. He welcomed him as the new Councilmember at Large.

APPOINTMENT OF VICE MAYOR (TERM ENDING 12/31/11)

Mayor Patterson opened the nominations for Vice Mayor. Mr. Duke nominated Tony Klepacz. Mr. Wanamaker seconded the motion. There being no other nominations from the floor, the Mayor closed the nominations. Mr. Klepacz was elected to a two-year term as Vice Mayor by acclamation. On behalf of the members of Council, Mayor Patterson congratulated Mr. Klepacz and thanked the out-going Vice Mayor, Mr. Duke for serving during 2008 and 2009.

APPROVAL OF MINUTES

December 8, 2010 - Regular and Workshop Meetings

December 15, 2010 - Regular and Workshop Meetings

Mrs. Schrimpf reported that she reviewed the above minutes and moved the minutes be approved. Mr. Duke 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

**PRESENTATION/SPECIAL AWARDS** – Kettering Fire Department

Fire Chief Bob Miles presented awards to the following Firefighters for their exceptional service to the City of Kettering

Brian Beaver – Firefighter of the Year  
Ethan Klussman – Life Saving Award  
Darrin Townsend – Life Saving Award  
Kirk Mellendorf – Life Saving Award  
Dave Parker – Life Saving Award  
Justin Wilson – Life Saving Award  
Jeff Paulus – Life Saving Award  
Matt Schirack – Life Saving Award

**APPOINTMENTS – 2010 Council Committees**

Finance & Personnel Committee

Mr. Klepacz – Chair  
Mr. Duke

Public Health & Safety Committee

Mr. Thompson – Chair  
Mrs. Schrimpf

Public Services Committee

Mr. Wanamaker – Chair  
Mr. Webb

Long Range Planning Committee

Mr. Duke – Chair  
Mr. Klepacz

Community Relations & Promotion Committee

Mr. Webb – Chair  
Mr. Thompson

Intergovernmental/Interagency Relations Committee

Mrs. Schrimpf – Chair  
Mr. Wanamaker

Mayor Patterson read the above appointments for the 2010 Council Committees. Mr. Klepacz moved for approval. Mr. Duke seconded this motion and there being no discussion, the motion was declared carried by a unanimous vote.

**RESOLUTIONS OF APPRECIATION – Board and Commission Members**

A RESOLUTION

NO. 8739-10

BY: MRS. SCHRIMPF AND MR. DUKE

ACKNOWLEDGEMENT OF SERVICE AND EXPRESSION OF APPRECIATION  
TO THOM MEYER KETTERING ARTS COUNCIL

A RESOLUTION

NO. 8740-10

BY: MR. THOMPSON AND MR. WANAMAKER

ACKNOWLEDGEMENT OF SERVICE AND EXPRESSION OF APPRECIATION  
TO LISA SELVIA, KETTERING ARTS COUNCIL

A RESOLUTION

NO. 8741-10

BY: MR. WANAMAKER AND MR. KLEPACZ

ACKNOWLEDGEMENT OF SERVICE AND EXPRESSION OF APPRECIATION  
TO JUDITH SCHNEIDER, KETTERING ARTS COUNCIL

A RESOLUTION

NO. 8742-10

BY: MR. KLEPACZ AND MRS. SCHRIMPF

ACKNOWLEDGEMENT OF SERVICE AND EXPRESSION OF APPRECIATION  
TO JACQUELINE FISHER, BOARD OF COMMUNITY RELATIONS

A RESOLUTION

NO. 8743-10

BY: MR. KLEPACZ AND MRS. SCHRIMPF

ACKNOWLEDGEMENT OF SERVICE AND EXPRESSION OF APPRECIATION  
TO DARRYL GIBSON, BOARD OF COMMUNITY RELATIONS

A RESOLUTION  
 NO. 8744-10  
 BY: MR. DUKE AND MR. WEBB

ACKNOWLEDGEMENT OF SERVICE AND EXPRESSION OF APPRECIATION  
 TO LAURA BRODNICK, SISTER CITY COMMITTEE

A RESOLUTION  
 NO. 8745-10  
 BY: MR. DUKE AND MR. WEBB

ACKNOWLEDGEMENT OF SERVICE AND EXPRESSION OF APPRECIATION  
 TO VERNON HENTZ, SISTER CITY COMMITTEE

A RESOLUTION  
 NO. 8746-10  
 BY: MR. WEBB AND MR. THOMPSON

ACKNOWLEDGEMENT OF SERVICE AND EXPRESSION OF APPRECIATION  
 TO JOHN SWEETERMAN, BOARD OF TAX APPEALS

The above Resolutions of Appreciation were read by Council and passed by acclamation. Mayor Patterson thanked these dedicated volunteers for their service on behalf of the community.

**APPOINTMENTS:** Board and Commission Members

Candace Clark	3 Year Term	Kettering Arts Council
Sean Coffman	3 Year Term	Kettering Arts Council
Ewald Schulte	3 Year Term	Kettering Arts Council
Thurman Smith	3 Year Term	Kettering Arts Council
Bob VanLeeuwen	3 Year Term	Kettering Arts Council
Jeffrey Mullins	6 Year Term	Civil Service Commission
Laura Arber	3 Year Term	Board of Community Relations
Robert Leonard	3 Year Term	Board of Community Relations
Mackenzie VonHandorf	3 Year Term	Board of Community Relations
Carrie Kihn	5 Year Term	Parks, Recreation & Cultural Arts Advisory Board
Deborah Esala	3 Year Term	Partners for Healthy Youth Advisory Board
Ruthann Kain	3 Year Term	Partners for Healthy Youth Advisory Board
William Linesch	1 Year Term	Board of Personnel Appeals
Jeffrey Mullins	1 Year Term	Board of Personnel Appeals
Richard Schultze	5 Year Term	Planning Commission
Ben Shannon	2 Year Term	Board of Plumbers Registry
Dave Dutton	2 Year Term	Property Maintenance Board
Ewald Schulte	2 Year Term	Property Maintenance Board
Martin Vandenbrock	2 Year Term	Property Maintenance Board
Susan Busch	3 Year Term	Sister City Committee
Tina Hamdan	3 Year Term	Sister City Committee
Lynda Hohnhorst	3 Year Term	Sister City Committee
William Forsthoefel	2 Year Term	Board of Tax Appeals
Larry Hodapp	2 Year Term	Board of Tax Appeals
John Keyes	2 Year Term	Board of Tax Appeals
Eleanor Fariello	3 Year Term	Volunteer Advisory Council
Bambi Puckett	3 Year Term	Volunteer Advisory Council
Catherine Riordon	4 Year Term	Volunteer Celebration Committee
Bruce Duke	1 Year Term	Volunteer Firefighters' Dependents Fund Board
Keith Thompson	1 Year Term	Volunteer Firefighters' Dependents Fund Board
Albert Sessler Jr.	5 Year Term	Board of Zoning Appeals

Mayor Patterson read the above appointments and administered the Oath of Office to those members of the Boards and Commissions who were present. He thanked them for their dedicated service on behalf of the community.

Mayor Patterson asked for a motion to accept these appointments to the various Boards and Commissions. Mr. Duke so moved and Mr. Klepacz seconded the motion. The motion was declared carried by a unanimous vote.

20 MINUTE RECESS – BOARD & COMMISSION RECEPTION – Mayor Patterson called for a 20 minute recess and invited the audience to join Council in the lobby for refreshments. Mr. Klepacz so moved and Mrs. Schrimpf seconded. Motion was declared carried by a unanimous vote.

MEETING RECONVENED

The Mayor called the meeting back to order after the 20-minute recess. Mr. Klepacz so moved and Mrs. Schrimpf seconded. Motion was declared by a unanimous vote.

Mayor Patterson entertained a motion to amend the agenda to add a resolution at the beginning of the resolution section of the meeting. The resolution to be added is a resolution authorizing the City Manager to purchase a fire truck and this added resolution will be the first resolution considered by Council tonight and will be considered Legislation Item "A." Mr. Klepacz so moved and Mr. Thompson seconded. Motion was declared by a unanimous vote.

PUBLIC HEARINGS

ORDINANCES IN SECOND READING

RESOLUTIONS

A RESOLUTION  
NO: 8747-10  
BY: MR. KLEPACZ AND MRS. SCHRIMPF

AUTHORIZING THE CITY MANAGER TO PURCHASE A NEW FIRE TRUCK  
BY SOLE SOURCE METHOD

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

The following votes were recorded: Mr. Webb, Yea; Mr. Thompson, Yea; Mr. Wanamaker, Yea; Mr. Klepacz, Yea; Mrs. Schrimpf, Yea; Mr. Duke, 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: 8748-10  
BY: MRS. SCHRIMPF AND MR. DUKE

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING  
AND NEGOTIATED QUOTES TO ENTER INTO AN AGREEMENT FOR 2010  
BRIDGE LOAD RATING SERVICES (CITY PROJECT NO. 03-900AK)

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

Mr. Bergstresser explained the City of Kettering has maintenance responsibility for 25 bridges within the City limits, all of which will be load rated under this project. Due to the relatively few number of Kettering bridges that require load ratings, it will be more cost effective to hire a consultant to complete the ratings under one contract. The Federal Highway Administration could withhold future funding for road and bridge projects if the required ratings are not completed.

The following votes were recorded: Mr. Duke, Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Wanamaker, Yea; Mr. Thompson, Yea; Mr. Webb, 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: 8749-10  
BY: MR. DUKE AND MR. WEBB

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO CONTRACT FOR THE 2010 RESEARCH PARK STREET LIGHT REPLACEMENT PROJECT, CITY PROJECT NUMBER 07-200DC

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

Mr. Bergstresser explained many of the City-owned streetlights in the Research Park area have begun to deteriorate to the point where replacement of the pole and base is necessary. Approximately 20 – 25 steel poles will be replaced with more durable aluminum poles.

The following votes were recorded: Mr. Webb, Yea; Mr. Thompson, Yea; Mr. Wanamaker, Yea; Mr. Klepacz, Yea; Mrs. Schrimpf, Yea; Mr. Duke, 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: 8750-10  
BY: MR. WEBB AND MR. THOMPSON

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO CONTRACT FOR THE 2010 RESIDENTIAL RECONSTRUCTION TREE REPLACEMENT PROGRAM (CITY PROJECT NO. 02-050B)

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

Mr. Bergstresser explained this program will replace trees removed for road construction projects in 2009.

The following votes were recorded: Mr. Duke, Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Wanamaker, Yea; Mr. Thompson, Yea; Mr. Webb, 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: 8751-10  
BY: MR. THOMPSON AND MR. WANAMAKER

AUTHORIZING THE CITY MANAGER TO ENTER INTO CONTRACTS FOR THE 2010 STREET MAINTENANCE PROGRAMS THROUGH ADVERTISING FOR BIDS AND/OR COMPETITIVE BARGAINING AND NEGOTIATED QUOTES AS DEEMED BY THE CITY MANAGER MOST ADVANTAGEOUS TO THE CITY.

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

The following votes were recorded: Mr. Webb, Yea; Mr. Thompson, Yea; Mr. Wanamaker, Yea; Mr. Klepacz, Yea; Mrs. Schrimpf, Yea; Mr. Duke, 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: 8752-10  
BY: MR. WANAMAKER AND MR. KLEPACZ

AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND TO CONTRACT FOR A TRAFFIC SIGNAL OVERHEAD REBUILD AT THE INTERSECTION OF EAST DOROTHY LANE AND ACKERMAN BOULEVARD (CITY PROJECT NUMBER 02-102K)

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

Mr. Bergstresser explained this project will replace the existing traffic signal overhead wiring, signal fixtures, and other related traffic signal equipment at the intersection of East Dorothy Lane and Ackerman Blvd. The existing signal equipment is currently in poor condition and is in need of replacement.

There being no discussion on the motion, the following votes were recorded: Mr. Duke, Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Wanamaker, Yea; Mr. Thompson, Yea; Mr. Webb, 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: 8753-10  
BY: MR. KLEPACZ AND MRS. SCHRIMPF

AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND ENTER INTO ONE OR MORE CONTRACTS FOR THE MONTGOMERY SQUARE & RENEE DRIVE RESURFACING AND CONCRETE REPAIR PROJECT (CITY PROJECT NO. 04-110A)

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

Mr. Bergstresser explained this project will consist of repairs to concrete curbs, sidewalks, and drive approaches along Montgomery Square and Renee Drive, followed by milling and overlaying the roadways with new asphalt.

The following votes were recorded: Mr. Webb, Yea; Mr. Thompson, Yea; Mr. Wanamaker, Yea; Mr. Klepacz, Yea; Mrs. Schrimpf, Yea; Mr. Duke, 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: 8754-10  
BY: MRS. SCHRIMPF AND MR. DUKE

AUTHORIZING THE CITY MANAGER TO FILE AN APPLICATION WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES FOR RECREATIONAL TRAIL PROGRAM FUNDING FOR THE SOUTHEAST CORRIDOR BIKE TRAIL (CITY PROJECT NO. 05-004D).

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

Mr. Bergstresser explained the proposed bike trail will utilize both on and off street bike facilities to connect the City of Dayton's Jane Newcom Park, located in north-central Kettering and the Iron Horse Bike Trail at the intersection of East Stroop Road and Hempstead Station Drive.

The following votes were recorded: Mr. Duke, Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Wanamaker, Yea; Mr. Thompson, Yea; Mr. Webb, 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: 8755-10  
BY: MR. DUKE AND MR. WEBB

AUTHORIZING THE CITY MANAGER TO PURCHASE TELEVISION, RADIO AND NEWSPAPER, BILLBOARD AND INTERNET ADVERTISING FOR THE 2010 FRAZE PAVILION PERFORMANCE SEASON FROM VARIOUS SOURCES

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

Mr. Schwieterman explained competitive bargaining is not practical due to the nature of this type of purchase and because sources have fixed rates for such advertising.

The following votes were recorded: Mr. Webb, Yea; Mr. Thompson, Yea; Mr. Wanamaker, Yea; Mr. Klepacz, Yea; Mrs. Schrimpf, Yea; Mr. Duke, 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: 8756-10  
BY: MR. WEBB AND MR. THOMPSON

AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND ENTER INTO ENTERTAINMENT CONTRACTS FOR THE FRAZE PAVILION 2010 SEASON

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

The following votes were recorded: Mr. Duke, Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Wanamaker, Yea; Mr. Thompson, Yea; Mr. Webb, 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: 8757-10  
BY: MR. THOMPSON AND MR. WANAMAKER

TO AUTHORIZE THE CITY MANAGER TO CONTRACT FOR THE RENTAL OF MUSICAL AND PERFORMANCE RELATED EQUIPMENT ON A "SHOW BY SHOW AND AS NEEDED" BASIS FOR THE 2010 FRAZE PAVILION SEASON

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

Mr. Schwieterman explained this allows the City Manager to issue a blanket purchase order for one supplier for rental of backline equipment as required by performers on a per show basis for Frazee pavilion, waiving sealed bidding. While there are other suppliers that have been tried in the past, these companies either do not carry the extensive inventory necessary or have been unreliable on show days to complete City needs.

Vice Mayor Klepacz expressed his concern about waiving the sealed bidding process. He feels it is important for other suppliers to have the opportunity to bid for these contracts.

The following votes were recorded: Mr. Webb, Yea; Mr. Thompson, Yea; Mr. Wanamaker, Yea; Mr. Klepacz, No; Mrs. Schrimpf, Yea; Mr. Duke, Yea; Mayor Patterson, Yea. There being six (6) Yea votes and one (1) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION

NO: 8758-10

BY: MR. WANAMAKER AND MR. KLEPACZ

AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENTS FOR DISCOUNTS, COMPLIMENTARY TICKETS AND COMPLIMENTARY PROGRAM PARTICIPATION TO BENEFIT THE ADVERTISING AND PROMOTION OF CALENDAR YEAR 2010 PARKS, RECREATION AND CULTURAL ARTS PROGRAMS AND THE 2010 FRAZE PAVILION PERFORMANCE SEASON

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

Mr. Schwieterman explained this resolution will provide administrative flexibility to promote programs and activities at the Frazee and other facilities operated by the Parks, Recreation and Cultural Arts Department.

The following votes were recorded: Mr. Duke, Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Wanamaker, Yea; Mr. Thompson, Yea; Mr. Webb, 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: 8759-10

BY: MRS. SCHRIMPF AND MR. DUKE

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH SCHLEGEL CREATIVE RESOURCES FOR DESIGN SERVICES FOR FRAZE PAVILION ADVERTISING, PROMOTION, MARKETING AND WEBSITE DESIGN FOR THE 2010 FRAZE PAVILION PERFORMANCE SEASON

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

Mr. Schwieterman explained this will allow the City to contract with one supplier for design services for Frazee Pavilion advertising, promotion, marketing and website design for the 2010 Frazee season.

The following votes were recorded: Mr. Webb, Yea; Mr. Thompson, Yea; Mr. Wanamaker, Yea; Mr. Klepacz, No; Mrs. Schrimpf, Yea; Mr. Duke, Yea; Mayor Patterson, No. There being five (5) Yea votes and two (2) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION

NO: 8760-10

BY: MR. KLEPACZ AND MRS. SCHRIMPF

AUTHORIZING THE CITY MANGER TO ENTER INTO A CONTRACT WITH KETTERING/MORAINES/OAKWOOD CHAMBER OF COMMERCE TO SELL ADVERTISING FOR THE 2010 FRAZE PAVILION MAGAZINE, FRAZE SPOTLIGHT

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

Mr. Schwieterman explained this magazine is new for 2010 and will replace both the season brochure and program book.

The following votes were recorded: Mr. Duke, Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Wanamaker, Yea; Mr. Thompson, Yea; Mr. Webb, 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: 8761-10  
BY: MR. DUKE AND MR. WEBB

AUTHORIZING THE CITY MANAGER TO ACCEPT A \$5,000.00 GRANT FROM THE KETTERING PARKS FOUNDATION TO ASSIST TOWARDS PAYMENT OF A GRANT WRITER

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

Mr. Schwieterman explained the City will use these funds to renew the contract with the existing grant writer to apply for grants that will help fund the land lab and other PRCA related projects.

The following votes were recorded: Mr. Webb, Yea; Mr. Thompson, Yea; Mr. Wanamaker, Yea; Mr. Klepacz, Yea; Mrs. Schrimpf, Yea; Mr. Duke, 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: 8762-10  
BY: MR. THOMPSON AND MR. WANAMAKER

AUTHORIZING THE CITY MANAGER TO PURCHASE TELEVISION COMMERCIALS TO PROMOTE PARKS, RECREATION AND CULTURAL ARTS PROGRAMS, EVENTS AND FACILITIES

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

Mr. Schwieterman explained this legislation authorizes the City Manager to purchase television commercials to promote PRCA programs, events and facilities from Time Warner Media Sales.

There was some concern that other providers were not contacted. Mr. Schwieterman explained the City got more for their money by purchasing from Time Warner. The area network and radio station's are much more expensive and there are currently no other cable providers in this area.

The following votes were recorded: Mr. Duke, Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, No; Mr. Wanamaker, Yea; Mr. Thompson, Yea; Mr. Webb, No; Mayor Patterson, Yea. There being five (5) Yea votes, and 2 (No) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION  
NO: 8763-10  
BY: MR. WEBB AND MR. THOMPSON

AUTHORIZING THE CITY MANAGER TO CONTRACT FOR ANNUAL MAINTENANCE, CUSTOMER SUPPORT AND SOFTWARE UPDATES FOR THE FINANCE/HUMAN RESOURCES DEPARTMENTS COMPUTER SYSTEM

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

The following votes were recorded: Mr. Webb, Yea; Mr. Thompson, Yea; Mr. Wanamaker, Yea; Mr. Klepacz, Yea; Mrs. Schrimpf, Yea; Mr. Duke, 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: 8764-10  
BY: MR. WANAMAKER AND MR. KLEPACZ

TO ANNOUNCE AND IDENTIFY THE TEMPORARY LOCATION OF CITY COUNCIL, PLANNING COMMISSION AND BOARD OF ZONING APPEALS MEETINGS AND THE CITY'S MEETING ANNOUNCEMENT BOARD DURING AND WHILE THE CITY'S SOUTH ADMINISTRATION BUILDING IS UNDER RENOVATION

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

Mr. Webb suggested to also post the agendas in the Government Center North Building.

Mr. Schwieterman explained this resolution satisfies compliance with several State of Ohio and local open meeting law requirements and provides an official announcement of the temporary change in meeting location and identifies the new temporary location of the City meeting announcement board.

There being no discussion on the motion, the following votes were recorded: Mr. Duke, Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Wanamaker, Yea; Mr. Thompson, Yea; Mr. Webb, 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.

Mayor Patterson excused himself from voting on the next resolution due to a possible conflict of interest. He turned the meeting over to Vice Mayor Klepacz.

A RESOLUTION  
NO: 8765-10  
BY: MRS. SCHRIMPF AND MR. DUKE

AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND ENTER INTO ONE OR MORE CONTRACTS FOR THE EAST DOROTHY LANE AND WILMINGTON PIKE INTERSECTION IMPROVEMENT PROJECT (CITY PROJECT NO. 02-102I; ODOT PROJECT MOT – DOROTHY/WILMINGTON, PID 81024)

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

Mr. Bergstresser explained this project will involve the reconstruction of the intersection of East Dorothy Lane and Wilmington Pike, including traffic capacity improvements; new pavement, curb, sidewalks, storm sewers, street lighting, existing traffic signals at Dorothy Lane and Wilmington Pike intersection and the Wilmington Pike and Jaybee Court intersection. A loop road will be constructed on the northwest quadrant of the Dorothy Lane and Wilmington Pike intersection.

The following votes were recorded: Mr. Webb, Yea; Mr. Thompson, Yea; Mr. Wanamaker, Yea; Mrs. Schrimpf, Yea; Mr. Duke, Yea; Mr. Klepacz, Yea. There being six (6) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

Mayor Patterson returned to the meeting.

ORDINANCES IN FIRST READING

CERTIFICATIONS AND PETITIONS

MANAGER'S REPORT

Mr. Schwieterman, City Manager reported:

Mr. Schwieterman updated Council on upcoming and community events.

- Mayor/Council, Law Department and City Managers office will be relocating to the Kettering Courts Building over the next couple of weeks. All phone numbers and mailing addresses will remain the same.
- Martin Luther King Breakfast – Christ United Methodist Church on January 19, 2009 at 7:30 a.m.
- Government Center closed January 19, 2009 to observe the Martin Luther King Holiday.
- Citizens Police Academy begins February 3, 2010. Classes are on Wednesday evenings from 6:30 – 9:00 p.m. for twelve weeks. For more information call Officer Burke at 296-2458.
- Mayors State of the City Address will be at the next Council Meeting on January 26, 2010.
- Waste Management will pick up Christmas trees if you place them at the curb through January 15, 2010
- Waste Management will operate on its regular schedule the week of January 18, 2010.
- He thanked the Public Service Crews for a wonderful job of clearing streets during the last weeks snow storm. Crews will soon be out filling the potholes created this winter.

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. Klepacz – On January 6, 2010 he attended a ribbon cutting at Urbana College on Woodman Drive. He welcomed them to the Community. He was appointed as the Council Liaison for the Partners for Healthy Youth Advisory Board and recently attended his first meeting. Congratulations to Mayor Patterson, Amy Schrimpf and Ashley Webb.

Mrs. Schrimpf – She congratulated Vice Mayor Klepacz. She thanked former Vice Mayor Duke. She recently attended her first Board of Community Relations Meeting. She is looking forward to serving as Council Liaison on that board.

Mr. Duke – He congratulated Bill and Marynel Bradley for a great job on the Polen Farm Christmas event. It was very well attended and he had a lot of fun. It's a great place to go on Christmas Day. Mayor Judy Cook of Oakwood is retiring and he will attend her reception on January 25, 2010. Rita and John Cookson attended Council meetings for many years. John passed away in 2003 and sadly Rita passed away on December 20, 2009. They will be greatly missed.

Mr. Webb – He attended the Christmas at Polen Farm event on Christmas Day. He and his family had their picture taken with Santa. He thanked the Bradley's for all of their hard work. He attended the New Years event at the Recreation Center with his kids. Last week he rode in a snowplow with Jerry Wright. It was an eye opening experience to see what the road crews go through when it snows. He hopes to see everyone at the MLK Breakfast.

Mr. Thompson – He thanked staff for all of their hard work over the past year. He welcomed Mr. Webb aboard and congratulated Mayor Patterson and Mrs. Schrimpf.

Mr. Wanamaker – He is sad to report John Waker passed away last week. John was a Street Department employee and a Volunteer Firefighter for many years. John always did an outstanding job. He expressed condolences to his family. He commended the Public Works Department on snow removal. He congratulated Mayor Patterson, Mrs. Schrimpf and welcomed Mr. Webb.

Mayor Patterson – He attended the Adopt a Family Program at the Fire Station on December 18, 2009. On December 18<sup>th</sup> he also attended the Fairmont High School Christmas Concert. He thanked Bill and Marynel Bradley for the great Polen Farm Christmas event. He appreciated their time and effort. He recently swore in Andrea White as Clerk of Courts. He attended the Swearing in Ceremony for Dayton Mayor Gary Leitzell. He wished him the best of luck. On January 6, 2010 he attended the ribbon cutting ceremony at Urbana College. He welcomed them to Kettering. On January 7, 2010 he attended Brookville Mayor Dave Seagraves annual Prayer Breakfast. He thanked Mr. Duke for his service as Vice Mayor for the last two years. He did a great job. He congratulated Vice Mayor Klepacz and looks forward to working with him over the next two years. He congratulated Mrs. Schimpf on her re-election and welcomed Mr. Webb. He looks forward to serving with him. He expressed condolences to the family of John Waker. He will be greatly missed.

There being no further business to come before this meeting of the Kettering City Council, Mayor Patterson adjourned the meeting at 10:03 p.m.

ATTEST:

Connie S. Gaw  
Clerk of Council

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DONALD E. PATTERSON, MAYOR