

KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
December 15, 2009

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, December 15, 2009, 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, Schrimpf, Spolrich, and Thompson

Council Members Absent: Wanamaker (excused)

Total Members Present: Six (6)

Mayor Patterson led the audience in the Pledge of Allegiance and then gave the invocation. He introduced the Cable TV operators, Bill Greger and Joe McKenzie. He thanked these volunteers for their assistance.

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

APPROVAL OF MINUTES

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

ACKNOWLEDGEMENT OF SERVICE – CAPTAIN JOHN H. HOWDESHELT, KETTERING FIRE DEPARTMENT

Vice Mayor Duke read the above acknowledgement and same was accepted by Captain John Howdeshelt. Mayor Patterson thanked him for his 33 years of service to the City of Kettering. Fire Chief Bob Miles also presented Captain Howdeshelt with a Certificate of Appreciation and thanked him for his service.

ACKNOWLEDGEMENT OF SERVICE – WILLIAM J. GREGER, CITY OF KETTERING VOLUNTEER

Mr. Thompson read the above acknowledgment and same was accepted by Bill Greger. Mayor Patterson thanked him for his 21 years of service as a cable television producer at the Kettering City Council Meetings.

PROCLAMATION – FRANK SPOLRICH DAY, DECEMBER 15, 2009

Mayor Patterson read the above Proclamation and same was accepted by Frank Spolrich. Mayor Patterson thanked Mr. Spolrich for his four years of service on Kettering City Council.

PRESENTATION – POLEN FARM CHRISTMAS DAY GATHERING

Bill and Marynel Bradley invited everyone to attend the Polen Farm Gathering on December 25, 2009 from 1:00 – 4:00 p.m. It is free and open to the public.

PUBLIC HEARINGS

Mr. Duke made a motion to add resolution #7 (To authorize approval of a housing revolving loan fund administration agreement with the State of Ohio, Department of Development), add resolution #8 (To authorize the expenditure of funds for repair of a fire suppression vehicle) and to replace resolution #5 with an amended resolution. Mrs. Schrimpf seconded this motion. Motion was approved by a unanimous vote.

ORDINANCES IN SECOND READING

AN ORDINANCE

NO: 4147-09

BY: MR. DUKE AND MRS. SCHRIMPF

TO AMEND CHAPTER 705, ALARM SYSTEMS, OF THE CODIFIED ORDINANCES OF THE CITY OF KETTERING SO AS TO REVISE THE PROVISIONS REGULATING ALARM SYSTEMS IN THE CITY OF KETTERING

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

There being no discussion on the motion, the following votes were recorded: Mr. Spolrich, Yea; Mrs. Schrimpf, Yea; Mr. Duke, Yea; Mr. Klepacz, Yea; Mr. Thompson, Yea; Mayor Patterson, Yea. There being six (6) Yea votes, and no (0) Nay votes, the motion was declared carried and the ordinance duly adopted.

AN ORDINANCE

NO: 4148-09

BY: MRS. SCHRIMPF 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. 4130-09

Mrs. Schrimpf 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. Thompson, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mrs. Schrimpf, Yea; Mr. Spolrich, Yea; Mayor Patterson, Yea. There being six (6) Yea votes and no (0) Nay votes, the motion was declared carried and the ordinance duly adopted.

AN ORDINANCE

NO: 4149-09

BY: MR. SPOLRICH AND MR. THOMPSON

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

- A. THE TRAFFIC CONTROL DEVICES AUTHORIZED BY ORDINANCE NUMBER 3671-95, SECTION 1(B), [WHICH READS "NO PARKING SCHOOL DAYS LINCOLN PARK BOULEVARD, NORTH SIDE, FOR 100 FEET BEGINNING 200 FEET EAST OF WALTHAM AVENUE AND ENDING 300 FEET EAST OF WALTHAM AVENUE"], SHALL BE REMOVED AND SAID SECTION OF SAID ORDINANCE SHALL BE AND HEREBY IS FULLY RESCINDED AND REPEALED.

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

There being no discussion on the motion, the following votes were recorded: Mr. Spolrich, Yea; Mrs. Schrimpf, Yea; Mr. Duke, Yea; Mr. Klepacz, Yea; Mr. Thompson, Yea; Mayor Patterson, Yea. There being six (6) Yea votes, and no (0) Nay votes, the motion was declared carried and the ordinance duly adopted.

RESOLUTIONS

A RESOLUTION

NO: 8734-09

BY: MR. THOMPSON AND MR. KLEPACZ

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. Klepacz seconded the motion.

Mr. Schwieterman explained this grant will reimburse the City for overtime expenses relative to the OVI Task Force.

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

A RESOLUTION

NO: 8735-09

BY: MR. KLEPACZ AND MR. DUKE

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, 2009

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

Mr. Schwieterman explained this Resolution allows for the appropriation of funds related to the OVI Task Force Grant and from the General Fund/Fire Department Expenses.

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

A RESOLUTION

NO: 8736-09

BY: MR. DUKE AND MRS. SCHRIMPF

TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF KETTERING, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2010

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

Mr. Schwieterman explained this resolution would appropriate monies for the 2010 Budget and he showed a Power Point Presentation regarding the 2010 Budget Highlights.

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

A RESOLUTION
NO: 8737-09
BY: MRS. SCHRIMPF AND MR. SPOLRICH

TO AUTHORIZE APPROVAL OF A HOUSING REVOLVING LOAN FUND
ADMINISTRATION AGREEMENT WITH THE STATE OF OHIO, DEPARTMENT
OF DEVELOPMENT

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

Mr. Schwieterman explained the State of Ohio, Department of Development required that the City enter into a certain loan administration agreement with the State so as to locally retain the revolving loan funds.

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

A RESOLUTION
NO: 8738-09
BY: MR. SPOLRICH AND MR. THOMPSON

TO AUTHORIZE THE EXPENDITURE OF FUNDS FOR REPAIR OF A FIRE
SUPPRESSION VEHICLE

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

Mr. Schwieterman explained this resolution will expend funds for the immediate repair of a Fire Department vehicle used for fire suppression.

There being no discussion on the motion, the following votes were recorded: Mr. Thompson, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mrs. Schrimpf, Yea; Mr. Spolrich, Yea; Mayor Patterson, Yea. There being six (6) 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. Mark Schwieterman, City Manager reported:

- H1N1 Immunization Clinic – December 17, 2009 from 2 – 7 p.m. at Showcase Cinema Building at Cross Pointe Center.
- Leaf Pickup is now complete.
- The Kettering Government Center will be closed December 24 & 25, 2009 and January 1, 2010.
- Lincoln Park Lights Extravaganza – Nightly from 5 – 10 p.m.
- Christmas at Polen Farms – December 25, 2009 from 1 – 4 p.m.
- New Years Eve Family Bash – December 31 from 5:30 – 9:00 p.m. at the Kettering Recreation Center. Cost is \$15.00 per family, which includes pizza and popcorn.
- Kettering/Oakwood Annual Martin Luther King Jr. Breakfast – January 18, 2009 from 7:30 – 9:30 a.m. at Christ United Methodist Church.
- Kettering Government Offices to be relocated. The Planning & Development Department and the Engineering Department are in the process of moving to 907 Forrer Blvd. The Council, Law, and City Managers offices will move to the Kettering Municipal Court Building, 2325 Wilmington Pike, the week of January 18, 2010. The Finance Department will move to the Government Center North Building, Conference Room #3, 3600 Shroyer Road, the week of January 25,

2010. Renovations to begin late January 2010. Mailing addresses and phone numbers for all offices will remain the same. City Council meetings will be held beginning in February at the Kettering Fairmont High School Recital Hall.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Communications and Reports

Audience Participation (5 Minute Limit Per Speaker)

COUNCIL COMMITTEE REPORTS

Mr. Thompson – He thanked Councilmember Spolrich for his contributions to this City. He wished everyone a safe and happy holiday season.

Mr. Klepacz – Stated that Councilmember Spolrich always made him feel welcome and part of the team. They share a common bond in their dedication to this City. They have served and volunteered on many boards and committees. He thanked Councilmember Spolrich for his service and expressed it has been very nice working with him over the past three years. He wished a Happy Holiday and New Year to all.

Mayor Patterson stated that since Councilmember Wanamaker could not be here this evening, he asked him to express his thanks to Councilmember Spolrich for his years of service and that he wished him the best.

Mr. Duke – Expressed kudos to Bill Greger for 21 years of sitting through City Council meetings. That is true dedication. He also congratulated Captain John Howdeshelt for his 33 years of service to the City. He thanked the Mayor and Council for allowing him to serve in the role of Vice Mayor for the past two years. He stated Councilmember Spolrich is a community cheerleader. He is always passionate about his causes. He has been an asset to Council and will continue being an asset to this community and he thanked him for all that he has done. He wished everyone a safe and happy holiday.

Mrs. Schrimpf – Expressed she hoped that Councilmember Wanamaker was feeling better. She only served one year with Councilmember Spolrich and it's been a great year. She appreciates the mentorship that he provided to her. She wished him the best. Happy Holidays to all. Congratulations to Alter Knights for winning the championship.

Mayor Patterson – Stated Councilmember Spolrich replaced him as Councilmember at Large. When you think of Mr. Spolrich you think of the word "Character." The City has no bigger champion or cheerleader than Mr. Spolrich. He served the City long before he was on City Council and will continue to serve for many years to come. You can always count on him to ask insightful questions. He brought an expertise to this Council. He will miss "Franks Fables." Mr. Spolrich always put the citizens of this community first. It is amazing how many lives he has touched. He thanked him for his years of service, and expressed that he enjoyed their friendship. He sent get-well wishes to Councilmember Wanamaker. He looks forward to see him at the next meeting. On December 10, 2009 he attended the Kettering Youth Leadership Academy dinner. Addie Weaver did a great job. He attended the Mayor's and Manager's Christmas Dinner. He thanked the City of Troy for hosting this event. He thanked Bill Greger and Captain John Howdeshelt for their years of service to this community. They will be sorely missed and he wished them the best of luck. Merry Christmas and Happy New Year to all.

Mr. Spolrich – He wished everyone a Merry Christmas, Happy New Year and a safe holiday season. He thanked Council for their support. It has been a pleasure working with everyone. The people who are in offices in Kettering work well together and share a common goal. He introduced his wife, daughter and grandchildren who were in the audience. He reminded everyone to volunteer, recycle and buy Kettering.

There being no further business to come before this meeting of the Kettering City Council, Mayor Patterson adjourned the meeting at 8:28 p.m.

ATTEST:

DONALD E. PATTERSON, MAYOR

Connie S. Gaw, Clerk of Council