

KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
February 26, 2008

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, February 26, 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: Duke, Klepacz, Lehner, Spolrich and Thompson

Council Members Absent: Wanamaker

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, Earl Jones and John Golub. He welcomed pages, John Borger, Alison Knox and Abbie West from St. Albert the Great School. He thanked these volunteers for their assistance.

APPROVAL OF MINUTES

February 12, 2008 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 five (5) yea votes, one (1) abstain vote by Mr. Thomson, 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: Red Cross Month – March 2008

Mr. Duke read the above Proclamation. Mayor Patterson stated this Proclamation would be mailed to the Dayton Area Chapter of the American Red Cross to show City of Kettering's support of Red Cross Month

PROCLAMATION: Kids @ Your Library Week – March 2 – 8, 2008

Mrs. Lehner read the above Proclamation. Diane Miller from the Wilmington-Stroop Branch Library and Teresa Huntley from the Kettering-Moraine Branch Library accepted the Proclamation.

PUBLIC HEARINGS

ORDINANCES IN SECOND READING

AN ORDINANCE
NO: 4093-08
BY: MR. DUKE AND MRS. LEHNER

TO AMEND VARIOUS SECTIONS OF TITLE FIVE, PROPERTY
MAINTENANCE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF
KETTERING

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

There being no discussion on the motion, the following votes were recorded: Mr. Spolrich, Yea; Mr. Duke, Yea; Mrs. Lehner, 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: 8395-08

BY: MRS. LEHNER AND MR. SPOLRICH

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO PROCURE RIGHT-OF-WAY ACQUISITION SERVICES IN CONNECTION WITH VARIOUS PROJECTS (PROJECT NOS. 02-1021, 02104EC; 05-004B) AND RESCINDING RESOLUTION NO. 8345-07

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

Mr. Schwieterman explained this resolution will authorize the expenditure of additional funds necessary to enter into contracts for these projects.

There being no discussion on the motion, the following votes were recorded: Mr. Thompson, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mrs. Lehner, 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: 8396-08

BY: MR. SPOLRICH AND MR. THOMPSON

A RESOLUTION DECLARING IT NECESSARY TO IMPROVE EUREKA DRIVE, FROM WILMINGTON PIKE TO DELTA AVENUE, BY REMOVING EXISTING PAVEMENT AND RESURFACING WITH NEW ASPHALT PAVEMENT, CONSTRUCTING AND RECONSTRUCTING SIDEWALK, CURBS, GUTTERS, DRIVE APPROACHES, STORM SEWERS, AND OTHERWISE IMPROVING THE SAME, TOGETHER WITH ALL NECESSARY APPURTENANCES (EUREKA DRIVE RECONSTRUCTION – PROJECT NUMBER 02-272AB)

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

Mr. Schwieterman explained this resolution will begin the legislative process to levy assessments for Eureka Drive Reconstruction Project.

There being no discussion on the motion, the following votes were recorded: Mr. Spolrich, Yea; Mr. Duke, Yea; Mrs. Lehner, 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: 8397-08

BY: MR. THOMPSON AND MR. KLEPACZ

AUTHORIZING THE CITY MANAGER TO CONTRACT FOR PARKS, RECREATION AND CULTURAL ARTS BROCHURES FOR CALENDAR YEAR 2008

Mr. Thompson read the above resolution and moved for approval. Mr. Klepacz 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. Lehner, 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: 8398-08
BY: MR. KLEPACZ AND MR. DUKE

AUTHORIZING THE CITY MANAGER TO PURCHASE TELEVISION ADVERTISING FROM TIME WARNER MEDIA SALES TO PROMOTE PARKS RECREATION AND CULTURAL ARTS PROGRAMS, EVENTS AND FACILITIES

Mr. Klepacz 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. Spolrich, Yea; Mr. Duke, Yea; Mrs. Lehner, 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: 8399-08
BY: MR. DUKE AND MRS. LEHNER

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH KETTERING MEDICAL CENTER FOR HEALTH RISK ASSESSMENT AND SCREENING SERVICES AND THE PRODUCTION OF SEMINARS AND EDUCATIONAL PROGRAMS AS PART OF THE CITY'S EMPLOYEE WELLNESS PROGRAM

Mr. Duke read the above resolution and moved for approval. Mrs. Lehner 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. Lehner, 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: 8400-08
BY: MRS. LEHNER AND MR. SPOLRICH

AUTHORIZING THE CITY MANAGER TO PURCHASE APPROXIMATELY 3,000 TONS OF ROAD SALT THROUGH AN APPROVED STATE OR LOCAL COOPERATIVE PURCHASING PROGRAM

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

Mr. Schwieterman explained that salt purchase orders are issued in the fall of each year; therefore this amount is the amount that was budgeted for snow season fall 2008/Winter 2009.

There being no discussion on the motion, the following votes were recorded: Mr. Spolrich, Yea; Mr. Duke, Yea; Mrs. Lehner, 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: 8401-08
BY: MR. SPOLRICH AND MR. THOMPSON

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. Thompson seconded the motion.

Mr. Schwieterman explained this appropriation request will move existing funding for Police Officer Continuing Professional Training from the General Fund to the Special Grants and Programs Fund. This is a reclassification of budget only. No new spending of additional funds.

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

CERTIFICATIONS AND PETITIONS

MANAGER'S REPORT

Mr. Mark Schwieterman, City Manager reported:

Yard Debris Drop Off Center – Is on scheduled to open on Saturday, March 1, 2008 from 9:00 a.m. to 3:00 p.m.

Ohio City Manager's Association Annual Conference – He and Mr. Fullenkamp will attend this conference in Columbus on February 26 and 27, 2008.

Youth Leadership Academy Government Day – On February 21, 2008, City staff participated and spent the day with 6th - 12th grade students teaching them about local government. It was a very enjoyable day. Kudos to Addie Weaver and Stacy Schweikhart for another successful event.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Communications and Reports

Audience Participation (5 Minute Limit Per Speaker)

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 is very concerned about the percentage of young women getting pregnant before marriage and feels that boys and girls should be separated and attend separate schools. They already do this sort of thing in Georgia.

COUNCIL COMMITTEE REPORTS

Mr. Thompson – No Report.

Mr. Klepacz – On Sunday, February 24, 2008 he attended the 18th Annual Works on Paper kickoff at the Rosewood Art Gallery. This event attracts crowds from all over the area. He expressed kudos to Connie Cambell and her staff for a job well done. Works on Paper will be on exhibit through March 21, 2008. He urged Citizens to attend.

Mr. Duke – Thanked Police Chief O'Dell and Fire Chief Miles for their assistance with the Adult Leadership Academy Government Day.

Mrs. Lehner – Reported on February 27, 2008, the City of Kettering will host the First Tier Consortium at the Presidential Banquet Center. She wished Joanne Clodfelter a speedy recovery.

Mr. Spolrich – Reported on April 20, 2008 the Kettering Parks Foundation will hold a fundraiser at Polen Farm from 5:30 – 7:30 p.m. The money raised will assist local children in need to participate in summer camp programs.

Mayor Patterson – Attended a groundbreaking ceremony for James Free Jewelers on February 15, 2008. They plan to build a new two-story building next to their existing

location. On February 21, 2008 he was a judge at the Oakview Elementary Science Fair. The 5th and 6th grade students have amazing ideas and projects. He looks forward to next year's event. On February 22, 2008, Alter held their annual Fish Fry. The place was packed even with the bad weather. He congratulated Alter for another successful event. He commended the Street Department crew for all of their hard work and the excellent job they did to keep our City streets clear of snow and ice.

There being no further business to come before this meeting of the Kettering City Council, Mayor Patterson adjourned the meeting at 8:17 p.m.

ATTEST:

Connie S. Gaw
Clerk of Council

DONALD E. PATTERSON, MAYOR