

KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
FEBRUARY 10, 2009

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, February 10, 2009, at 7:30 p.m. in the Council Chambers of the Kettering Government Center, 3600 Shroyer Road. The Vice Mayor, Bruce E. Duke, 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, Spolrich, Thompson and Wanamaker

Council Members Absent: Mayor Donald E. Patterson (excused)

Total Members Present: Six (6)

Vice Mayor Duke 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

January 27, 2009 - 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 six (6) 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: Dayton Philharmonic Orchestra

Mr. Paul Helfrich, President of the Dayton Philharmonic Orchestra gave the presentation. He reported on upcoming activities and invited Council and the general public to attend one of their events.

APPOINTMENTS: Susan Busch – Sister City Committee (Term Ending 12/31/09)
Doris Swabb, Kettering Arts Council (Term Ending 12/31/11)

Mrs. Schrimpf made a motion to appoint Susan Busch to the Sister City Committee and Doris Swabb to the Kettering Arts Council. Mr. Spolrich seconded this motion. The motion was approved by a unanimous roll call vote.

PUBLIC HEARINGS

ORDINANCES IN SECOND READING

RESOLUTIONS

A RESOLUTION
NO: 8586-09

BY: MRS. SCHRIMPF AND MR. SPOLRICH

AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND TO
CONTRACT FOR CONSTRUCTION OF A NEW HANDICAPPED ACCESSIBLE
PARKING LOT FOR PONDVIEW PARK

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

Mr. Schwieterman explained this project will enhance the proposed improvements to Pondview Park that are scheduled for later this year to make the park handicap accessible.

There being no discussion on the motion, the following votes were recorded: Mr. Thompson, Yea; Mr. Klepacz, Yea; Mr. Wanamaker, Yea; Mrs. Schrimpf, Yea; Mr. Spolrich, Yea; Vice Mayor Duke, 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: 8587-09

BY: MR. SPOLRICH AND MR. THOMPSON

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

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

Mr. Schwieterman explained this grant will reimburse the City for overtime expenses relative to the OVI Task Force. This is for the 2008-2009 grant period.

There being no discussion on the motion, the following votes were recorded: Mr. Spolrich, Yea; Mrs. Schrimpf, Yea; Mr. Wanamaker, Yea; Mr. Klepacz, Yea; Mr. Thompson, Yea; Vice Mayor Duke, 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: 8588-09

BY: MR. THOMPSON AND MR. KLEPACZ

AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND TO CONTRACT FOR THE DELAINE AVENUE SAFE ROUTES TO SCHOOL INFRASTRUCTURE PROJECT (CITY PROJECT NUMBER 02-231B, ODOT PROJECT D07 SRTS MOT-DELAINE AVENUE PID 84118)

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

Mr. Schwieterman explained this project will involve the construction of new curbs and sidewalks along Delaine Avenue, from the north entrance to Fairmont High School to Cushing Avenue. It will also involve the construction of a new storm sewer and asphalt resurfacing of the roadway.

There being no discussion on the motion, the following votes were recorded: Mr. Thompson, Yea; Mr. Klepacz, Yea; Mr. Wanamaker, Yea; Mrs. Schrimpf, Yea; Mr. Spolrich, Yea; Vice Mayor Duke, 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: 8589-09

BY: MR. KLEPACZ AND MR. WANAMAKER

AUTHORIZING THE CITY MANAGER TO FILE AN APPLICATION WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES FOR A NATUREWORKS GRANT TO DEVELOP A RESTROOM BUILDING AT PONDVIEW PARK

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

Mr. Schwieterman explained this resolution authorized the City Manager to apply for this grant to develop a restroom building at Pondview Park.

There being no discussion on the motion, the following votes were recorded: Mr. Spolrich, Yea; Mrs. Schrimpf, Yea; Mr. Wanamaker, Yea; Mr. Klepacz, Yea; Mr. Thompson, Yea; Vice Mayor Duke, 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: 8590-09
BY: MR. WANAMAKER AND MR. DUKE

AUTHORIZING THE CITY MANAGER TO ENTER INTO ONE OR MORE CONTRACTS WITH ROZZI'S FAMOUS FIREWORKS, INC. AND THE ROZZI COMPANY INC. FOR A FIREWORKS DISPLAY AT THE 2009 GO 4TH! CELEBRATION AT DELCO PARK

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

Mr. Schwieterman explained the cost for the fireworks display includes electric firing and custom choreography with music.

There being no discussion on the motion, the following votes were recorded: Mr. Thompson, Nay; Mr. Klepacz, Yea; Mr. Wanamaker, Yea; Mrs. Schrimpf, Yea; Mr. Spolrich, Yea; Vice Mayor Duke, Yea. There being five (5) Yea votes and one (1) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 8591-09
BY: MR. DUKE AND MRS. SCHRIMPF

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

Mr. Schwieterman explained this supplemental appropriation is related to the OVI Task Force Grant.

There being no discussion on the motion, the following votes were recorded: Mr. Spolrich, Yea; Mrs. Schrimpf, Yea; Mr. Wanamaker, Yea; Mr. Klepacz, Yea; Mr. Thompson, Yea; Vice Mayor Duke, 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. Schwieterman, City Manager reported:

- Government Center will be closed on Monday, February 16, 2009 to observe Presidents Day.
- Waste Management will pick up trash on Presidents Day.
- 17th snow/ice event this season. 3,497 tons of salt have been used to date.
- To report a pothole – Visit City Website or call the Street Department at 296-2472.
- City Income Tax Filing Forms are available on the City Website or in the Government Center Lobby.
- Discussion on Senate Bill 129 – Involves extending the Senate Bill regarding the cell phone tax/fee that is on everyone's cell phone bill. Amendment was approved that reduced the fee.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Communications and Reports

Audience Participation (5 Minute Limit Per Speaker)

David Brown, 2613 South Blvd. – Mr. Brown reported he has been researching his property and has found that he has to cross over someone's else's property to enter into his driveway. He showed a site plan of his property. He asked if someone could explain how this happened.

Vice Mayor Duke referred this to Mr. Schwieterman.

Mr. Schwieterman stated that he will meet with Mr. Brown immediately following the meeting this evening to discuss this issue.

COUNCIL COMMITTEE REPORTS

Mrs. Schrimpf – Expressed there was a devastating house fire on Malcolm Drive recently. Neighbors contacted her and asked that she let citizens know donations are being accepted for the family at all National City Bank locations.

Mr. Spolrich – Stated he was privileged to ride with snowplow driver, Rob Bales for a couple of hours during the snowstorm. Very efficient drivers and he thanks them for keeping our streets clean. The month of March is Youth Month. On March 25, 2009 at Trent Arena from 9:00 – 2:00 a Youth Summit will be held. April 29, 2009 has been designated for their "Day of Service." More details are forthcoming about this youth project. He has tentatively been working on a project to generate funds so children can go to summer camp. More details will be forthcoming on this project. On February 5, 2009 he was formally installed as a Dorwood Optimist Club member.

Mr. Thompson – Expressed he was sad to report that Kay Reed, the City's first Animal Control Officer passed away a few weeks ago. She was a great person and condolences go out to her family.

Mr. Klepacz – Reported on January 30, 2009 he attended the grand reopening for the Home Ownership Center in downtown Dayton. The Home Ownership Center has a satellite office at the Kettering Government Center. Twice a month they work with Kettering residents who are possibly facing foreclosure. Families in need can call 853-1600 to make an appointment. On January 29, 2009 he rode with snowplow driver, Steve Calvary. It was very informative and he thanked him for his time.

Mr. Wanamaker – Offered condolences to Kay Reed's family and expressed she will be greatly missed.

Vice Mayor Duke – Announced he will be attending Police Officer, Jeff Caldwell's retirement party tomorrow. Jeff has given 21 years of service to the City of Kettering. On Friday he will be awarding a certificate to Kettering resident, Collette Huneke who will be celebrating her 105th Birthday. The Sister City Committee is having a social event on February 17, 2009 from 6:00 – 9:00 p.m. at the Wine Gallery on West Third Street. Everyone is invited to attend.

There being no further business to come before this meeting of the Kettering City Council, Mayor Patterson adjourned the meeting at 8:26 p.m.

ATTEST:

Connie S. Gaw
Clerk of Council

BRUCE E. DUKE, VICE MAYOR