

KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
July 22, 2008

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, July 22, 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, Thompson and Wanamaker
Spolrich

Council Members Absent: None

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, Bill Greger, Earl Jones and Joe McKenzie. He thanked these volunteers for their assistance.

APPROVAL OF MINUTES

July 8, 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 six (6) yea votes,(1) abstain 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

ORDINANCES IN SECOND READING

RESOLUTIONS

A RESOLUTION
NO: 8477-08
BY: MR. DUKE AND MRS. LEHNER

ADOPTING RENEWED AND RECALCULATED STREET LIGHT
ASSESSMENTS AND CERTIFYING TO THE COUNTY AUDITOR FOR
COLLECTION

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. Wanamaker, Yea; Mr. Duke, Yea; Mrs. Lehner, Yea; Mr. Spolrich, 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: 8478-08
BY: MRS. LEHNER AND MR. SPOLRICH

AUTHORIZING THE CITY'S PARTICIPATION IN A JOINT APPLICATION
FOR AN OHIO LOCAL GOVERNMENT SERVICES AND REGIONAL
COLLABORATION GRANT THROUGH THE OHIO DEPARTMENT OF
DEVELOPMENT

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

There being no discussion on the motion, the following votes were recorded: Mr. Spolrich, Yea; Mrs. Lehner, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Klepacz, Yea; Mr. Thompson, 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: 8479-08

BY: MR. SPOLRICH AND MR. THOMPSON

TO AUTHORIZE AMENDING CURRENT SONET RING AGREEMENTS TO FACILITATE RELOCATING THE SONET RING NODE AND TO PAY ADDITIONAL EXPENSES RELATED THERETO

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

Mr. Schwieterman explained this resolution will allow the City to move the location of the node for the SONET ring connection from the current location with the County in Dayton to the Regional Dispatch Center location in Miamisburg.

There being no discussion on the motion, the following votes were recorded: Mr. Thompson, Yea; Mr. Klepacz, Yea; Mr. Wanamaker, Yea; Mr. Duke, Yea; Mrs. Lehner, Yea; Mr. Spolrich, 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: 8480-08

BY: MR. THOMPSON AND MR. KLEPACZ

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO ENTER INTO ONE OR MORE AGREEMENTS FOR THE PURCHASE MODEMS FOR POLICE CRUISERS

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. Spolrich, Yea; Mrs. Lehner, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Klepacz, Yea; Mr. Thompson, 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: 8481-08

BY: MR. KLEPACZ AND MR. WANAMAKER

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO ENTER INTO ONE OR MORE AGREEMENTS FOR THE PURCHASE OF MAPPING SOFTWARE FOR POLICE DEPARTMENT PATROL CARS

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. Thompson, Yea; Mr. Klepacz, Yea; Mr. Wanamaker, Yea; Mr. Duke, Yea; Mrs. Lehner, Yea; Mr. Spolrich, 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: 8482-08
BY: MR. WANAMAKER AND MR. DUKE

AUTHORIZING THE CITY MANAGER TO PREPARE AND SUBMIT APPLICATIONS AS MAY BE NECESSARY AND APPROPRIATE TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM (S)

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. Spolrich, Yea; Mrs. Lehner, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Klepacz, Yea; Mr. Thompson, 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: 8483-08
BY: MR. DUKE AND MRS. LEHNER

A RESOLUTION DETERMINING TO SUBMIT TO THE ELECTORS THE QUESTION OF ISSUING BONDS FOR THE PURPOSE OF IMPROVING THE CITY'S RECREATION AND PARK FACILITIES BY CONSTRUCTING, EQUIPPING AND FURNISHING THE EXPANSION, ADDITION AND RENOVATION OF THE RECREATION CENTER AND BY IMPROVING VARIOUS CITY PARKS BY PROVIDING EQUIPMENT, RECREATIONAL FACILITIES AND SITE IMPROVEMENTS FOR RECREATIONAL PURPOSES

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

Mr. Schwieterman explained this resolution is the first piece of legislation that is necessary in the process of preparing for the issuance of bonds to finance improvements to various Parks and Recreational facilities throughout the City. It is important to note that all financial calculations and projections for the proposed bond issue are based upon homeowners paying no more than they are currently paying for the city's current, but retiring Parks and Recreation bond issue. Another piece of legislation will be presented at the first meeting in August that pertains to this same bond issue and will call for the question to be placed on the ballot during the November 2008 general election.

There being no discussion on the motion, the following votes were recorded: Mr. Thompson, Yea; Mr. Klepacz, Yea; Mr. Wanamaker, Yea; Mr. Duke, Yea; Mrs. Lehner, Yea; Mr. Spolrich, 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: 8484-08
BY: MRS. LEHNER AND MR. SPOLRICH

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

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

Mr. Schwieterman explained this resolution will allow for the appropriation of monies for the communications related expenditures for the Police Department and Public Safety Communication Center.

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

ORDINANCES IN FIRST READING

CERTIFICATIONS AND PETITIONS

CERTIFICATION – Planning Commission recommends the amendment of Section 1151.05, Family Care and Group Homes, and other various and related sections of the City of Kettering Zoning Code.

Mrs. Gaw read the above certification and announced the public hearing for this request will be heard at the August 12, 2008 Council meeting.

MANAGER'S REPORT

Mr. Schwieterman, City Manager reported:

Ohio Senior Olympics – Swimming competition will be held on Sunday, September 27, 2008 from 8:00 – 1:00 at the Kettering Recreation Center. The Kettering City Swim Team is hosting this event.

Partners for Healthy Youth – is hosting a seminar called “Lessons from Legends” on the importance of character & mentoring. Guest speakers are Legendary UD Coaches, Mike Kelly and Rick Chamberlain. The event will be held on Monday, August 4, 2008 from 5:30 – 7:00 p.m. at Fairmont High School. Tickets are required and can be picked up free of charge at the Kettering Recreation Complex, Kettering Fitness and Wellness Center or the Kettering La Rosa’s location. You can also go on line to www.pfhy.org to RSVP and print your tickets.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Communications and Reports

Audience Participation (5 Minute Limit Per Speaker)

COUNCIL COMMITTEE REPORTS

Mr. Thompson – No Report.

Mr. Klepacz – Reported there have been some fabulous performers at the Frazee over the last few weeks. He thanked the Frazee staff for all of their work.

Mr. Wanamaker – No Report.

Mr. Duke – No Report.

Mrs. Lehner – She encouraged groups to attend the Lessons from Legends event at Fairmont High School. It will be a fun event for kids to hear from our local heroes.

Mayor Patterson – On July 14, 2008 he attended the changing of command ceremonies for Colonel Ryan at WPAFB. He wished her the best. On July 16, 2008 he attended the second GM Task force meeting. They are trying to come up with solutions to keep this facility in our area. He will keep everyone updated on their progress. On July 19, 2008 he attended a barbecue cook-off at the American Legion Post. There were 39 participants from 8 states. Hundreds of people attended. Proceeds will be donated to the VA Hospital. Congratulations to the American Legion for a successful event. On July 20, 2008 he attended the second Rock and Roll event at Wenzler Park. The next Rock and Roll event will be held on August 17, 2008 at Southdale Park.

At 8:07 p.m. Mayor Patterson asked for a motion to go into executive session pursuant to Section 121.22 of the Ohio Revised Code for the purposes of consideration of the appointment, employment or compensation of a public employee and to confer with the Law Director. A motion was made by Mr. Spolrich and seconded by Mr. Duke. The motion was unanimously approved by a roll call vote.

At 11:00 p.m. Mr. Duke made a motion for City Council to come out of executive session and open into regular session. Mrs. Lehner seconded this motion. The motion was unanimously approved.

There being no further business to come before this meeting of the Kettering City Council, Mayor Patterson adjourned the meeting at 11:01 p.m.

ATTEST:

Connie S. Gaw
Clerk of Council

DONALD E. PATTERSON, MAYOR