

KETTERING CITY COUNCIL  
REGULAR MEETING MINUTES  
June 9, 2009

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, June 9, 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, Thompson and Wanamaker

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 and thanked these volunteers for their assistance.

APPROVAL OF MINUTES

May 26, 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 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

PUBLIC HEARINGS

ORDINANCES IN SECOND READING

AN ORDINANCE

NO: 4126-09

BY: MR. DUKE AND MRS. SCHRIMPF

TO AMEND THE TEXT OF SECTION 1151 OF THE KETTERING ZONING CODE BY  
ADDING NEW PROVISIONS RELATED TO GARAGE USE AND VEHICLE STORAGE  
USE ON SINGLE-FAMILY RESIDENTIAL PROPERTIES

Mr. Duke read the above resolution 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. 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 ordinance duly adopted.

AN ORDINANCE

NO: 4127-09

BY: MRS. SCHRIMPF AND MR. SPOLRICH

TO LEVY SPECIAL ASSESSMENTS FOR THE "EUREKA DRIVE  
RECONSTRUCTION" PROJECT (PROJECT NUMBER 02-272AB)

Mrs. Schrimpf 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. Schrimpf, 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 ordinance duly adopted.

Mr. Klepacz made a motion to remove Item #7 (To authorize an increase in funding for architectural services for the South Building Renovation project) from this evening's agenda. Mr. Thompson seconded this motion. Motion was approved by a unanimous roll call vote.

## RESOLUTIONS

### A RESOLUTION

NO: 8647-09

BY: MR. SPOLRICH AND MR. THOMPSON

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION ("ODOT") TO ALLOW THE CITY TO SERVE AS RESPONSIBLE LEAD AGENCY FOR ADMINISTRATION OF THE WOODMAN DRIVE AND EAST DOROTHY LANE INTERSECTION RECONSTRUCTION PROJECT (CITY PROJECT NO. 02-106S; ODOT PROJECT MOT WOODMAN/DOROTHY LANE, PID NO. 86326)

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

Mr. Schwieterman explained this project is scheduled to begin in 2014.

There being no discussion on the motion, the following votes were recorded: Mr. Spolrich, Yea; Mrs. Schrimpf, 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: 8648-09

BY: MR. THOMPSON AND MR. KLEPACZ

TO APPROVE A \$120,000.00 SHORT TERM FINANCIAL OBLIGATION FOR THE LOAN OF EMERGENCY RESPONSE SYSTEMS EQUIPMENT FOR FIRE DEPARTMENT TESTING

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

Mr. Schwieterman explained one particular equipment manufacturer is willing to loan the equipment to the City of Kettering for testing, however, the manufacturer requires that the City be obligated for the purchase of the equipment during the 30 – 35 day testing period.

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. Schrimpf, 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: 8649-09

BY: MR. KLEPACZ AND MR. WANAMAKER

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

Mr. Schwieterman reported Kettering Medical Center will be conducting the Health Risk Assessment and screenings as part of the Employee Wellness Program.

There being no discussion on the motion, the following votes were recorded: Mr. Spolrich, Yea; Mrs. Schrimpf, 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: 8650-09

BY: MR. WANAMAKER AND MR. DUKE

AUTHORIZING THE CITY MANAGER TO ACCEPT A \$890.00 GRANT FROM THE KETTERING PARKS FOUNDATION FOR THE WOMEN'S WELLNESS WEEK PROGRAM

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

Mr. Schwieterman reported the Kettering Parks Foundation presented the funds to the city for the operation of this program.

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. Schrimpf, 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: 8651-09

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 resolution is for appropriations related to the Fire Department and also General Fund Transfers.

There being no discussion on the motion, the following votes were recorded: Mr. Spolrich, Yea; Mrs. Schrimpf, 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.

ORDINANCES IN FIRST READING

CERTIFICATIONS AND PETITIONS

MANAGER'S REPORT

Mr. Schwieterman, City Manager reported:

- Water Main Work/Far Hills and Dorothy Lane – Beginning June 9 through June 12, 2009.

- Peggy Lehner will be conducting local office hours on Friday, June 12, 2009 at the Kettering Government Center from 9:00 – 11:00 a.m.
- Neighborhood Pride nominations deadline is August 15, 2009.
- Go Skateboarding Day – June 19, 2009 at the Skate Plaza. It begins at 12:00 (noon).
- Summer Plaza Competition – Saturday, June 20, 2009 from 10:00 – 2:00 at the Skate Plaza. Pre-registration is required.
- The City's mulch site will be closed June 18 – 21, 2009. It will reopen on Monday, June 22, 2009.
- Spass Nacht – June 17, 2009 from 5:00 – 9:00 p.m. at Lincoln Park Civic Commons.

#### OTHER BUSINESS NOT ON WRITTEN AGENDA

##### Communications and Reports

##### Audience Participation (5 Minute Limit Per Speaker)

Pastor Authur McGuire, Joshua Christian Ministries, 5800 Bigger Road – Reported their Liberty Initiative is working very well. He passed out packets to the Councilmembers that explained about this initiative. They have partnered with JFK Elementary to tutor students. He asked they read the stories about what has been happening with the students benefiting from this program. He can see children's lives being changed. Grades have increased and he his excited about this. The community can be even stronger if government, church and families partner together. They are committed to this community. The economy is changing and is impacting everyone. It has caused a lot of hopelessness. Kettering was built on pursuing wisdom to allow them to complete their purpose.

Mayor Patterson stated that he appreciates their passion and what they are doing for the Kettering community.

Pastor McGuire replied they are committed to the Kettering community and are here to stay.

#### COUNCIL COMMITTEE REPORTS

Mr. Thompson – No Report.

Mr. Klepacz – Earlier this evening Council met with the Kettering School Board for a brief meeting. It was very informative. On June 8, 2009 he attended a ribbon cutting for Cousin Vinney's Pizza on Whipp Road. He wished them much success. He attended the Community Block Party on May 27, 2009. It was well attended and everyone did a great job. He is looking forward to next year.

Mr. Wanamaker – He attended a retirement party for City employee, Chuck Jensen and read a Certificate of Appreciation commending him for his years of service to the City. He will be a loss to our staff. He also enjoyed attending the Community Block Party.

Mr. Duke – Kettering Leadership Academy is still accepting applications. This program runs from September – May. Spass Nacht is on June 17, 2009 at Lincoln Park Civic Commons. This is an annual event put on by the Sister City Committee. It is a fun event with great food. Prices are the same as last year and very reasonable. He thanked those that chaired this event this year.

Mrs. Schrimpf – On June 2, 2009 she attended the Kettering Fairmont Trade School open house. The students built a beautiful home. The Leadership Academy has put together a program called the Avenues of Flags. For more information visit website, [www.dorwoodaof.com](http://www.dorwoodaof.com).

Mr. Spolrich – At the meeting this evening the School Board was presented with the "Making Your Tax Dollars Count" award. On May 31, 2009 he visited with the Boy Scouts of America at St. Albert School. He met with the scouts to discuss City issues. He congratulated Mama Disalvo's Restaurant, who celebrated their 30<sup>th</sup> anniversary this week. He recently attended an event called "Walk a Mile in My Shoes," which called attention to the hunger situation in our community.

Mayor Patterson – On June 2, 2009 he participated in an informational meeting regarding Parcel E at the former DESC site. He also attended the Fairmont High School Trade open house on Delta Avenue. What a great program and it is the first of it's kind. It gives the junior and senior trade class the opportunity to build a home from the ground up. On June 3, 2009 he attended the ribbon cutting for Wright-Patt Credit Union on Woodman Center Drive. He wishes them success in their new home. Students from Oakview Elementary School visited the Government Center last week. It never ceases to amaze him the excitement of 3<sup>rd</sup> graders. He enjoyed their visit.

There being no further business to come before this meeting of the Kettering City Council, Mayor Patterson adjourned the meeting at 8:11 p.m.

ATTEST:

Connie S. Gaw  
Clerk of Council

\_\_\_\_\_  
DONALD E. PATTERSON, MAYOR