

**KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
November 10, 2015**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, November 10, 2015, at 7:30 p.m. in Council Chambers at the Kettering Government Center South Building, 3600 Shroyer Road. Mayor Donald E. Patterson presided and Clerk of Council, LaShaunah D. Lavender recorded the meeting. This meeting was telecast live on cable access.

Council Members Present: Patterson, Duke, Schrimpf, Klepacz, Lautar, Scott, and Wanamaker

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, Josh Strehle, Earl Jones, Jacob McGimsey, and John McGimsey. He introduced the pages Connor Stolly and Leisle Carter from St. Charles. He thanked them for their assistance.

APPROVAL OF MINUTES

October 27, 2015 – Council Meeting & Workshop Minutes

Mrs. Schrimpf reported that she reviewed the above minutes and moved the minutes be approved. Mr. Lautar seconded the motion and there being seven (7) yea votes, and no (0) nay votes for the October 27, 2015 Council Meeting & Workshop Minutes the motion was declared carried by roll call vote.

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

Proclamation- Sugarplum Festival of Tress

Mrs. Schrimpf read the above proclamation and same was accepted by Priscilla Landrigan and Tiffany Boose.

Presentation- Rosewood Anniversary

Shayna McConville Cultural Arts Administrator made the presentation this evening.

PUBLIC HEARINGS

ORDINANCES IN SECOND READING

RESOLUTIONS

A RESOLUTION
NO: 9699-15
BY: MRS.SHRIMPF AND MR.SCOTT

REVERSING THE DECISION OF THE KETTERING BOARD OF ZONING APPEALS IN BZA
CASE NO. 15-027 CONCERNING THE PROPERTY LOCATED AT 2605 WILMINGTON PIKE

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

The following votes were recorded: Mrs. Schrimpf Yea; Mr. Scott Yea; Mr. Lautar Yea; Mr. Wanamaker, Yea; Mr. Klepacz, No; Mr. Duke, No; Mayor Patterson, Yea. There being five (5) Yea votes, and two (2) Nay votes (Mr. Klepacz and Mr. Duke), the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 9700-15
BY: MR.LAUTAR AND MR.SCOTT

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND
NEGOTIATED QUOTES TO CONTRACT FOR THE CONSTRUCTION OF PICKLEBALL
COURTS AT J.F. KENNEDY PARK

Mr. Lautar read the above resolution and moved for approval. Mr. Scott seconded the motion.

The following votes were recorded: Mr. Lautar, Yea; Mr. Scott, Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, Yea, Mr. Wanamaker, Yea; Mr. Duke, 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: 9701- 15

BY: MR.WANAMAKER AND MR.DUKE

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE MONTGOMERY COUNTY PUBLIC DEFENDER COMMISSION AND THE MONTGOMERY COUNTY PUBLIC DEFENDER OFFICE TO PROVIDE MANDATED LEGAL COUNSEL TO INDIGENT PERSONS APPEARING IN THE KETTERING MUNICIPAL COURT

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

The following votes were recorded: Mr. Wanamaker, Yea; Mr. Duke, Yea; Mr. Lautar Yea; Mr. Scott, Abstain; Mr. Klepacz, Yea; Mrs. Schrimpf, Abstain; Mayor Patterson, Yea. There being five (5) Yea votes, two (2) Abstain votes (Mr. Scott and Mrs. Schrimpf), and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 9702-15
BY: MR.DUKE AND MR.KLEPACZ

AUTHORIZING THE CITY MANAGER TO ACCEPT AN OHIO ACCESS TO RECREATION GRANT IN THE AMOUNT OF \$21,797.00 FROM THE DAYTON FOUNDATION

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

The following votes were recorded: Mr. Duke, Yea; Mr. Klepacz, Yea; Mr. Lautar Yea; Mr. Scott, Yea; Mr. Wanamaker, Yea; Mrs. Schrimpf, 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: 9703-15
BY: MR.KLEPACZ AND MRS.SCHRIMPF

AUTHORIZING AN ADDITIONAL EXPENDITURE OF FUNDS FOR STREET LIGHT MAINTENANCE

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

The following votes were recorded: Mr. Klepacz, Yea; Mrs. Schrimpf, Yea; Mr. Lautar Yea; Mr. Scott, Yea; Mr. Wanamaker, Yea; Mr. Duke, 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: 9704-15
BY: MRS.SCHRIMPF AND MR.LAUTAR

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO CONTRACT FOR THE PURCHASE OF A TREE TOWER

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

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Lautar, Yea; Mr. Klepacz Yea; Mr. Scott, Yea; Mr. Wanamaker, Yea; Mr. Duke, 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: 9705-15
BY: MR.LAUTAR AND MR.SCOTT

AUTHORIZING THE CITY MANAGER TO ENTER INTO A LICENSE AGREEMENT WITH THE KETTERING PARKS FOUNDATION TO ALLOW CONSTRUCTION OF THE KETTERING VETERANS MEMORIAL AND CHARLES F. KETTERING HISTORY WALK IN DELCO PARK

Mr. Lautar read the above resolution and moved for approval. Mr. Scott seconded the motion

The following votes were recorded: Mr. Lautar, Yea; Mr. Scott, Yea; Mr. Klepacz, Yea; Mrs. Schrimpf, Yea; Mr. Wanamaker, Yea; Mr. Duke, 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: 9706-15
BY: MR.SCOTT AND MR.WANAMAKER

AUTHORIZING AN ADDITIONAL EXPENDITURE OF FUNDS FOR THE DEMOLITION OF BUILDINGS ON CITY-OWNED PROPERTIES

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

The following votes were recorded: Mr. Scott, Yea; Mr. Wanamaker, Yea; Mr. Klepacz, Yea; Mrs. Schrimpf, Yea; Mr. Lautar, Yea; Mr. Duke, 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: 9707-15
BY: MR.WANAMAKER AND MR.DUKE

AUTHORIZING THE CITY MANAGER TO EXTEND THE TERM OF THE INTERGOVERNMENTAL COOPERATION AGREEMENT WITH THE CITY OF DAYTON AND MONTGOMERY COUNTY, OHIO FOR THE SHARING OF BUILDING CODE ENFORCEMENT RESOURCES

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

The following votes were recorded: Mr. Wanamaker, Yea; Mr. Duke, Yea; Mr. Klepacz, Yea; Mrs. Schrimpf, Yea; Mr. Lautar, Yea; Mr. Scott, 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: 9708-15
BY: MR.DUKE AND MR.KLEPACZ

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, 2015

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

The following votes were recorded: Mr. Duke, Yea; Mr. Klepacz, Yea; Mr. Wanamaker, Yea; Mrs. Schrimpf, Yea; Mr. Lautar, Yea; Mr. Scott, 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

AN ORDINANCE
BY: MR.KLEPACZ

TO AMEND SECTION 191.10 OF THE CODIFIED ORDINANCES OF THE CITY OF KETTERING CONCERNING INTEREST RATES ON UNPAID TAXES

AN ORDINANCE
BY: MRS.SCHRIMPF

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. 4239-14

CERTIFICATIONS AND PETITIONS

MANAGER'S REPORT

Mr. Schwieterman, City Manager updated Council on upcoming and community events.

- Crews are currently working in District 6 and are quickly progressing thru the districts. The last day for pickup is December 4.
Leaves and sticks are accepted at the Yard Debris Center on Woodman Drive.
Kettering Veterans Memorial & Charles F. Kettering History Walk groundbreaking will be on November 11, 2015 at 10:00 a.m. at Delco Park.
Movie FX Makeup will be on Saturday, November 14, 2015 from 10 a.m. -3 p.m. at Rosewood Arts Centre.

- City Offices will be closed on Thursday, November 26 and Friday, November 27.
- Yard Debris Center will be closed for the season on Saturday, December 5, 2015 at 3 p.m.
- December Council Meetings will be held on December 8 and December 15.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Communications and Reports

Audience Participation (5 Minute Limit per Speaker)

Perry Webster 2365 Carew Ave- Congratulated Council Members: Wanamaker, Scott, Klepacz, and Duke on their recent election wins. He was watching the Kettering Daily Show about the Kettering School Board needs for the next 10 years. Mr. Webster is all for supporting the Kettering Schools, but every three years an operating levy is placed on the ballot. It is very difficult for lower middle class home owners to keep affording all of these levies. He also thanked the City for demolishing two homes on Dorothy Lane. He believes this is a step in the right direction.

James Anderson- South Bromfield Rd- Is concerned about the intersection off of Stroop Road by Meijer. The turn is very tight, and this may cause someone to have a very serious accident. Since the snow is coming, he hopes the City will act on this problem very quickly.

COUNCIL COMMITTEE REPORTS

Mr. Duke reported:

- Thanked Mr. Webster for his kind words, he also congratulated other members of Council who were re-elected.
- He attended the ribbon cutting for Nature Craft located at Town & Country.
- On November 2, he attended a brick demolition of the Kettering Moraine Library.

Mr. Klepacz reported:

- On November 2, 2015 he attended the Kettering Police Department swearing-in ceremony.
- On November 10, 2015 he attended JFK Veterans Day program.
- He encouraged residents to keep supporting their local businesses.

Mrs. Schrimpf reported:

- On October 28, 2015 she attended Girl Talk at St. Albert where she took part in a career panel.
- She took an oath as a new member of the Welcome Dayton Committee.
- She wished everyone a happy Veterans Day.

Mr. Lautar reported:

- He attended the Veterans Day program at JFK.
- He congratulated fellow Council Members on their re-election.

Mr. Scott reported:

- He had a great time at the Volunteer Luncheon.
- Be careful while driving through leaf piles, there might be children inside of them.

Mr. Wanamaker reported:

- He offered his condolences to Stanley Dybvig's family.

Mayor Patterson reported:

- He congratulated everyone on their re-election. He also congratulated everyone who ran for Council.
- The Volunteer Luncheon on November 5, 2015 had a large turnout.
- He thanked Dr. Quinn at Kettering Health Network for doing his knee surgery.

They're being no further business to come before this meeting of the Kettering City Council; Mayor Patterson adjourned the City Council Meeting at 8:14 p.m.

ATTEST:

DONALD E. PATTERSON, MAYOR

LASHAUNAH D. LAVENDER
Clerk of Council