

**KETTERING CITY COUNCIL  
REGULAR MEETING MINUTES  
February 24, 2015**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, February 24, 2015, at 7:30 p.m. in Council Chambers at the Kettering Government Center South Building, 3600 Shroyer Road. Vice Mayor Bruce Duke presided and Clerk of Council, Connie S. Gaw recorded the meeting. This meeting was telecast live on cable access.

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

Council Members Absent: 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, Josh Strehle, Earl Jones, Jacob McGimpsey and John McGimpsey. He thanked them for their assistance.

He welcomed Boy Scout Troops - Troop 193 from Good Shepherd Lutheran, Troop 320 from South Park United Methodist and Troop 167 from Ascension Church, who was in the audience this evening.

APPROVAL OF MINUTES

February 10, 2015 – Council Meeting & Council 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 six (6) yea votes, and no (0) nay votes for the February 10, 2015 Council Meeting and Workshop Minutes, the motion was declared carried by roll call vote.

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

Award Presentation – Dr. Martin Luther King Jr. Writing Contest/Contest Winners & Honorable Mentions

Mr. Jeff Stokoe, Board of Community Relations Chairperson gave a brief introduction about the contest and asked those recognized to come down to the podium. Mrs. Schrimpf read the Certificate of Appreciation and presented one to each person recognized. Vice Mayor Duke congratulated them.

Presentation – Montgomery County Environmental Services/Solid Waste - Update

Mr. Brian Fowls, Community Program Specialist with Montgomery County Environmental Services, updated Council of their activities and accomplishments over the past year.

Appointment – Board of Community Relations – Ian DeGalan (Term Ending 12/31/17)

Mr. Klepacz made a motion to appoint Ian DeGalan to the Board of Community Relations with a term ending 12/31/17. Mrs. Schrimpf seconded this motion. Motion carried by unanimous vote.

Appointment – Arts Council – Patrick Mauk (Term Ending 12/31/17)

Mr. Klepacz made a motion to appoint Patrick Mauk to the Arts Council with a term ending 12/31/17. Mrs. Schrimpf seconded this motion. Motion carried by unanimous vote.

PUBLIC HEARINGS

Public Hearing – To request City Council vacate a small portion of Lamme Road Right-of-Way, containing 0.0159 of an acre located at the southeast corner of W. Stroop Road.

Vice Mayor Duke opened the Public Hearing.

Mr. Tom Robillard, Planning & Development Director gave the presentation this evening. He showed an aerial site plan and explained the area to be vacated. By approving this vacation it will allow the 0.00159 of an acre parcel located at the southeast corner of W. Stroop Road and Lamme Road to become a part of Zion Memorial Cemetery.

Vice Mayor Duke asked if there were any comments from the public either for or against. None were heard.

Vice Mayor Duke closed the public hearing and explained that City Council will consider legislation regarding this matter at a future meeting.

Public Hearing – To request City Council vacate a small portion of Wilmington Pike Right-of-Way, containing 0.0167 of an acre located in front of 3600 Wilmington Pike.

Vice Mayor Duke opened the Public Hearing.

Mr. Tom Robillard, Planning & Development Director gave the presentation this evening. He showed an aerial site plan and explained the area to be vacated. By approving this vacation it will allow the property owner of 3600 Wilmington Pike to make improvements by adding landscaping to their parking lot.

Vice Mayor Duke asked if there were any comments from the public either for or against. None were heard.

Vice Mayor Duke closed the public hearing and explained that City Council will consider legislation regarding this matter at a future meeting.

ORDINANCES IN SECOND READING

AN ORDINANCE  
NO: 4240-15  
BY: MRS. SCHRIMPF AND MR. LAUTAR

TO AMEND SECTION 1301.02 OF THE CODIFIED ORDINANCES OF THE CITY OF KETTERING

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

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Wanamaker, Yea; Mr. Scott; Yea; Mr. Lautar, Yea; Vice Mayor Duke, 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: 9594-15  
BY: MR. KLEPACZ AND MRS. SCHRIMPF

AUTHORIZING THE CITY MANAGER PURCHASE ANNUAL SOFTWARE SUBSCRIPTIONS FOR ACCELA AUTOMATION AND ACCELA MOBILE OFFICE ON AN ONGOING BASIS

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

The following votes were recorded: Mr. Lautar, Yea; Mr. Scott, Yea; Mr. Wanamaker, Yea; Mr. Klepacz, Yea; Mrs. Schrimpf, Yea; and 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: 9595-15  
BY: MRS. SCHRIMPF AND MR. LAUTAR

AUTHORIZING THE CITY MANAGER TO PURCHASE THE REAL PROPERTY COMMONLY KNOWN AS 2645 WILMINGTON PIKE

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

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Wanamaker, Yea; Mr. Scott; Yea; Mr. Lautar, 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: 9596-15  
BY: MR. LAUTAR AND MR. SCOTT

AUTHORIZING THE CITY MANAGER TO ENTER INTO ONE OR MORE COST PARTICIPATION AGREEMENTS WITH THE BOARD OF COMMISSIONERS OF MONTGOMERY COUNTY, OHIO FOR WATER MAIN AND SANITARY SEWER REPLACEMENT WORK (CITY PROJECT NO. 03-943)

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. Wanamaker, Yea; Mr. Klepacz, yea; Mrs. Schrimpf, Yea; and 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: 9597-15  
BY: MR. SCOTT AND MR. WANAMAKER

AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND CONTRACT FOR THE BURCHDALE STREET BRIDGE REPLACEMENT PROJECT (CITY PROJECT NO. 03-943)

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

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Wanamaker, Yea; Mr. Scott; Yea; Mr. Lautar, 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 updated Council on upcoming and community events.

- The Kettering Jail received an Accreditation Award from the American Correction Association and the Commission on Accreditations for Corrections. Kettering was the only Jail in Ohio to receive this prestigious award.
- Yard Debris Center will reopen on Monday, March 2, 2015.
- Daylight Savings Time will "spring ahead" on March 8, 2015.
- New Kettering E-Newsletter "The Starter" will premier online in mid-March.
- Frazee Update.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Communications and Reports

Audience Participation (5 Minute Limit per Speaker)

**David Dominik, 105 Rockhill.** The letter from Mr. Curry raises many questions. The reason for additional parking has not been documented. They may want additional parking but this is not something that they need. He is happy for James Free's success, but they built up their business in full knowledge of the lot restrictions. The neighborhood believes parking should be resolved by other measures, not by spot solutions. This will set a dangerous precedence. In 2013 City staff was against the rezoning but in 2014 they are now for it. He urges Council to deny this rezoning request.

**Kerry Webster, 2365 Carew Ave.** He stated that everyone within the City is required to have trash service. This is the second time he has had to come before Council to talk about trash problems. Trash is a constant problem on his street. He has called the Property Maintenance numerous times. He feels that landlords should be the ones required to pay the Waste Management trash bill and pass the cost on to their tenants.

COUNCIL COMMITTEE REPORTS

Mr. Klepacz reported:

- He recently attended a fundraiser at the Kettering Noon Optimist Club that supported the Kettering Backpack Program.
- The newly published "Contact with Kettering" is a very informative brochure.
- He urged residents to get out and support your local Kettering business.

Mrs. Schrimpf reported:

- She welcomed Jeff Stokoe from the Board of Community Relations.
- She congratulated all of the MLK Jr. Writing Contest participants.
- She congratulated Judge Jim Long. She attended his swearing in ceremony today.

Mr. Lautar reported:

- He attended a ribbon cutting at Empire Home Fashions on Woodman Drive.
- He wished Judge Long well on his new endeavor.
- He congratulated the street crews for a great job cleaning up the snow this past Saturday.

Mr. Scott reported:

- He congratulated Judge Long. He will do a great job at the Kettering Municipal Court.
- He was impressed the streets were cleaned up within 24 hours after the last snow fall.

Mr. Wanamaker reported:

- There will be an underwater Easter Egg Hunt on Saturday March 14, 2015 at the Kettering Recreation Center.

Vice Mayor Duke reported:

- On February 11, 2015 he attended the Kettering Cares Program. This month's topic was the Neighborhood Watch Program.
- Channel 2 will be promoting a new program called 5@5 which will promote community service information.
- He expressed farewell and congratulations to Judge Hanna who recently retired from Kettering Municipal Court. He served our community well.
- Recently he attended the opening ceremonies of the 2015 Ohio Men's Bowling Tournament at Capri Lanes.
- He attended the promotion ceremony for three of our Kettering Police Officer. Congratulations to them.
- Today he attended the swearing in of Judge James F. Long. He is a former prosecutor with the City of Kettering and he congratulated him on his new position.

They're being no further business to come before this meeting of the Kettering City Council; Vice Mayor Duke adjourned the City Council Meeting at 8:22 p.m.

ATTEST:

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BRUCE E. DUKE, MAYOR

Connie S. Gaw  
Clerk of Council