

**KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
May 12, 2015**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, May 12, 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, Klepacz, Lautar, Scott, and Wanamaker

Council Members Absent: Schrimpf (excused)

Total Members Present: Six (6)

The Kettering Police Color Guard presented the Colors at the start of the meeting. 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 thanked them for their assistance.

APPROVAL OF MINUTES

April 28, 2015 – Council Meeting & Council Workshop Minutes

Mr. Duke reported that he reviewed the above minutes and moved the minutes be approved. Mr. Klepacz seconded the motion and there being six (6) yeas votes, and no (0) nay votes for the April 28, 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

Proclamation – Kids to Parks Day- May 16, 2015

Mr. Lautar read the above Proclamation and same was accepted by Keri Miles.

Proclamation- Police Memorial Week- May 10-16, 2015

Mr. Scott read the above Proclamation and same was accepted by Chief Protsman.

Presentation – CitySites/ Art Collection - Update

Linda Lombard with (AIPP) Art in Public Places gave Council an update about the art exhibits displayed in the Government Center.

PUBLIC HEARINGS

Public Hearing- Consider the rezoning of the property located at 3600 Wilmington Pike from R-2 Single Family Residential to B- Business.

Mayor Patterson opened the Public Hearing.

Mr. Tom Robillard, Planning & Development Director gave the presentation this evening. He mentioned that the City is working with the property owner located at 3600 Wilmington Pike. The property has a small R-2 triangle, and the City wants to take time to clean this up. When Kettering was still a village, this property site was forgotten about.

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

Mayor Patterson closed the public hearing and explained the City Council will consider legislation regarding this matter in May.

Public Hearing- Consider the rezoning of the properties located at 1604 Willamet Rd and 1610 Willamet Rd from B-Business to R-2 Single Family Residential.

Mayor Patterson opened the Public Hearing.

Mr. Tom Robillard, Planning & Development Director gave the presentation this evening. He mentioned that this case was very similar to the first public hearing case. The City is simply fixing a problem reflecting when Kettering was still a village. The properties are zoned as B-Business, and they would like to change the zoning to R-2 Single Family Residential.

Mayor Patterson asked if there were any comments from the public either for or against.

Dustin Phillip- is the property owner located at 1604 Willamet Rd, and he expressed his support in the change of these two properties.

Mayor Patterson closed the public hearing and explained that City Council will consider legislation regarding this matter at the next City Council Meeting.

Public Hearing- Proposed Tax Increment Financing Incentive District for the Prugh Woods Development.

Mayor Patterson opened the Public Hearing.

Mr. Ted Hamer, Law Director gave the presentation this evening. Mr. Hamer mentioned that at this moment, the City of Kettering is the only property owner. This public hearing regarding this matter is for the benefit for the City of Kettering as the property owner. Tax Increment Financing will not change property tax liability or the evaluation of the property for tax purposes. Mr. Hamer mentioned that legislation regarding this hearing will be presented at the June 23, 2015 Council Meeting.

Mayor Patterson asked if there were any comments from the public either for or against.

William Schmidt- Mentioned to Council that he was confused about the City of Kettering owning the property. Mr. Schmidt asked if people who own the plots of land will be obligated to pay the proposed tax incentives. Mr. Ted Hamer told Mr. Schmidt when a "TIF" district is up and running, property owners at that time will be making the payments.

Mayor Patterson closed the Public Hearing and explained that the City Council will consider legislation regarding this matter at a later date.

ORDINANCES IN SECOND READING

AN ORDINANCE
NO: 4247-15
BY: MR. DUKE AND MR. KLEPACZ

ADOPTING THE REVISED ZONING CODE OF THE CITY OF KETTERING, OHIO

Mr. Duke read the above ordinance 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; Mayor Patterson, Yea. There being six (6) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted

RESOLUTIONS

A RESOLUTION
NO: 9626-15
BY: MR.KLEPACZ AND MR. LAUTAR

AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND TO CONTRACT FOR THE PATTERSON BLVD FENCE REPLACEMENT PROJECT (CITY PROJECT NO. 02-203E)

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

The following votes were recorded: Mr. Duke, Yea; Mr. Klepacz, Yea; Mr. Lautar: Yea; Mr. Scott, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 9627-15
BY: MR. LAUTAR AND MR. SCOTT

AUTHORIZING THE CITY MANAGER TO ENTER INTO A GRANT AGREEMENT FOR DEMOLITION OF ALL STRUCTURES ON THE PROPERTY LOCATED AT 4125 WILMINGTON PIKE

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

The following votes were recorded: Mr. Duke, Yea; Mr. Klepacz, Yea; Mr. Lautar: Yea; Mr. Scott, Yea, Mr. Wanamaker, Yea; Mayor Patterson, 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: 9628- 15
BY: MR. SCOTT AND MR. WANAMAKER

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES AND TO ENTER INTO ONE OR MORE CONTRACTS FOR MEDICAL INSURANCE AND OTHER RELATED BENEFITS AND ADMINISTRATIVE SERVICES FOR THE EMPLOYEES OF THE CITY OF KETTERING, KETTERING MUNICIPAL COURT AND THE OFFICE OF THE CLERK OF THE KETTERING MUNICIPAL COURT

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

The following votes were recorded: Mr. Duke, Yea; Mr. Klepacz, Yea; Mr. Lautar: Yea; Mr. Scott, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 9629-15
BY: MR. WANAMAKER AND MR. DUKE

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

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

Certification- Planning Commission has recommended a zoning map amendment to rezone portions of the residential properties located at 2648, 2698, and 2740 E. Dorothy Lane from R-1 Suburban Residence to R-2 Single Family Residential. A public hearing on this request will be held on Tuesday, May 26, 2015 at the City of Kettering Council Meeting.

MANAGER'S REPORT

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

- Cities of Service Neighborhood Garage Sale May 14-15 and residential clean-up will be held on May 16, 2015.
- Waste Management will begin to pass out cans the first week of June.
- Kids to Parks Day at Habitat Environmental Center starts at 11:30 a.m.
- Annual Adventure Reef Water Park begins May 22, 2015 from 6-8 p.m.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Communications and Reports

Audience Participation (5 Minute Limit per Speaker)

William Schmidt- 2737 E. Dorothy Lane- Spoke in front of Council and he mentioned that he found the history of the Deeds of Prugh Property on the city's website. He mentioned that it was very interesting finding that parcels 1 and 2 were originally the entrance of Indian Riffle Park with low activity usage. Parcel 5 was donated in the redevelopment of Indian Riffle Park area. Parcel 4 was purchased to provide a new driveway entrance to Indian Riffle Park. He later mentioned that on the website, parcel 3 was an outright purchase. He did not understand why parcels 1 and 2 changed.

Susan Schmidt- 2737 E. Dorothy Lane- Spoke in front of Council and was concerned why the City website doesn't have all the information regarding the meeting posted earlier than 24 hours before the meeting. She mentioned that the reason why a lot of people are not attending the meeting this evening is because they are not aware of it. The second concern she has to Council was that she gets the feeling that the legal terminology is being used to confuse people. She asked that Council considers using better terminology so that people can understand.

COUNCIL COMMITTEE REPORTS

Mr. Duke reported:

- On May 4, 2015 he attended the Police Swearing-In Ceremony. This was the largest group of Officers to be sworn in.
- On Thursday, May 7, 2015 he attended Suburbanscapes and he mentioned that Rosewood Art Centre is the second most visited art center in Montgomery County.

Mr. Klepacz reported:

- On May 3, 2015 he was the celebrity griller for Walk for Women's Wellness.
- On May 7, 2015 he attended the Prayer Breakfast at Kettering Medical Center.
- May 8, 2015 he attended the Walk-A-Ton at JFK.
- He encouraged residents to support Meijer and Town& Country during the renovation process.

Mrs. Schrimpf reported:

- Absent.

Mr. Lautar reported:

- On May 4, 2015 he attended the Police Swearing-In.
- He mentioned that he went to Lincoln Park Manor for National Nursing Home Week, and he had a great time interacting with all of the residents.

Mr. Scott reported:

- He will be attending the ground breaking at Kettering Medical Center this week.
- On May 16, 2015 he will be running a 5k for MSA at the Nutter Center in Beavercreek.

Mr. Wanamaker reported:

- He attended the Police Memorial Ceremony on May 12, 2015. He mentioned that it was great seeing old Officers.

Mayor Patterson reported:

- He mentioned that the Police Memorial Ceremony earlier in the day was a great ceremony. The Kettering Police Department has a great group of men and women.
- He mentioned that the banners in front of Town & Country went up in the past few days.
- He thanked Mr. Scott for mentioning the MSA 5k that will be taking place on May 16, 2015.
- He is very proud of the ground breaking that will be taking place on May 14, 2015 at the Kettering Medical Center.

They're being no further business to come before this meeting of the Kettering City Council; Mayor Patterson adjourned the City Council Meeting at 8:40 p.m.

ATTEST:

DONALD E. PATTERSON, MAYOR

LASHAUNAH D. LAVENDER
Clerk of Council