

**KETTERING CITY COUNCIL  
REGULAR MEETING MINUTES  
July 12, 2016**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, July 12, 2016, at 7:30 p.m. in Council Chambers at the Kettering Government Center South Building, 3600 Shroyer Road. Mayor Patterson presided and the Clerk of Council, LaShaunah D. Lavender, recorded. This meeting was telecast live on the cable access channel.

Council Members Present: Patterson, Scott, Lautar, Schrimpf, Klepacz, Duke 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 Earl Jones, John McGimsey, Jacob McGimsey, and Liberty Lord. He thanked them for their assistance.

APPROVAL OF MINUTES

June 28, 2016 – Council Meeting & Council Workshop Minutes

Mr. Duke reported that he reviewed the above minutes and moved the minutes be approved. Mr. Wanamaker seconded the motion and there being six (6) yea votes, one (1) abstain vote (Mr. Scott) and no (0) nay votes for the June 28, 2016 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- Parks and Recreation Month

Mr. Scott read the above proclamation and same was accepted by MaryBeth Thaman, Parks, Recreation and Cultural Arts Director.

PUBLIC HEARINGS

PUBLIC COMMENT ON LEGISLATION

**Don Walls- 2098 Springmill Rd.-** He mentioned that he was nominated to serve as the Chairperson of the 2016 Charter Review Committee. The committee would like to respond to any questions residents may have about the charter review process. Members of the committee were diverse working in different fields of occupations. For the first meeting, Vice Mayor Scott welcomed the committee then after that there was no other communication from any member of City Council. The committee discussed many aspects of the Charter, but they only recommended seven changes. The seven recommended changes are as followed:

1. Residency
2. Giving notice of publication
3. Definition of an elector
4. Parks & Recreation Board
5. Planning Commission and Board of Zoning Appeals
6. Gender neutrality
7. Term Limits

In order to make a balanced recommendation the Charter Review Committee review minutes and Council meeting videos from 2012 that discussed term limit language presented by Citizens for a Better Kettering. The committee came together, discussed the issues, found a balance and compromised. Experience leadership is important to ensure that Kettering remains the place to live, work, and play.

ORDINANCES IN SECOND READING

RESOLUTIONS

A RESOLUTION  
NO: 9807-16  
BY: MR.SCOTT AND MR.KLEPACZ

AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENTS WITH THE OHIO DEPARTMENT OF TRANSPORTATION TO ALLOW THE CITY OF KETTERING TO SERVE AS RESPONSIBLE LEAD AGENCY FOR ADMINISTRATION OF THE COUNTY LINE ROAD WIDENING PROJECT (CITY PROJECT NO. 02-136H; ODOT PROJECT MOT-COUNTY LINE ROAD, PID 103418)

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

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, 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: 9808-16  
BY: MR.KLEPACZ AND MRS.SCHRIMPF

AUTHORIZING THE CITY MANAGER TO ENTER INTO A THREE-YEAR CONTRACT WITH BOTTLING GROUP, LLC FOR SPONSORSHIP OF THE FRAZE PAVILION AND FOR THE PURCHASE OF NON-ALCOHOLIC BEVERAGES TO BE SOLD AT FRAZE PAVILION

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

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, 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: 9809-16  
BY: MRS.SCHRIMPF AND MR.LAUTAR

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

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. Duke, Yea; Mr. Wanamaker, 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: 9810-16  
BY: MR.LAUTAR 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, 2016

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

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

TO REZONE CERTAIN PROPERTY NEAR THE SOUTHEAST CORNER OF WOODMAN DRIVE AND STROOP ROAD FROM ECONOMIC DEVELOPMENT OVERLAY TO O-OFFICE (PLANNING COMMISSION ZONING CASE 16-010)

AN ORDINANCE  
BY: MR.WANAMAKER

AUTHORIZING THE SUBMISSION TO A VOTE OF THE QUALIFIED ELECTORS OF THE CITY OF KETTERING THE QUESTION OF WHETHER TO AMEND VARIOUS SECTIONS OF THE CITY CHARTER CONCERNING RESIDENCY, NOTICE/PUBLICATION, DEFINITION OF "ELECTOR", PARKS AND RECREATION BOARD, PLANNING COMMISSION AND BOARD OF ZONING APPEALS, GENDER NEUTRALITY, AND TERM LIMITS AS RECOMMENDED BY THE CHARTER REVIEW COMMITTEE

CERTIFICATIONS AND PETITIONS

MANAGER'S REPORT/COMMUNITY UPDATE

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

- Christmas in July will be held on Wednesday, July 13 from 1-4 at Adventure Reef.
- Deadline for Neighborhood Pride nominations is August 1, 2016.
- Coming to the Frazee in July:
  - Swamp Romp- Saturday, July 16 at 4:00 p.m.
  - Yanni- Friday, July 22 at 7:30 p.m.
  - Charlie Puth- Thursday, July 28 at 8:00 p.m.

Chief Protsman wanted to express his gratitude to the Kettering community for their support of law enforcement. The community has shown their support by hanging blue ribbon, sending e-mails, calling, and stopping by the Police Department to express their support of law enforcement. It has been a rough couple of weeks for law enforcement across the country. On behalf of the Police Department Chief Protsman wanted to say thank you to the community for all of their support.

Mr. Schwieterman, City Manager provided a detail PowerPoint presentation about the Charter Review Committee and proposed ballot issues for the November election.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Communications and Reports

Audience Participation (5 Minute Limit per Speaker)

COUNCIL COMMITTEE REPORTS

Mr. Duke reported:

- He mentioned that First Suburbs on July 6 was a lovely evening.
- He mentioned his grandson Andrew is visiting from California.

Mr. Klepacz reported:

- On July 6 he got to be a judge for "Gospel Fest" auditions.
- On July 9 he attended the Kickin' Chicken Wing Fest at the Frazee.
- He mentioned Sister Cities is returning from their adult trip to Steyr.

Mrs. Schrimpf reported:

- She congratulated Mr. Duke on a job well done for the First Suburbs event on July 6.
- She mentioned Jim Ghory ended his term as Rotary President.
- Board of Community Relations has a student liaison applicant who would like to be a part of BCR.

Mr. Lautar reported:

- He attended the Kickin' Chicken Wing Fest at the Frazee.
- On July 10 he attended Breakfast with the Beatles.

Mr. Scott reported:

- On July 4 he had the opportunity to do the countdown of the fireworks at "Go 4<sup>th</sup>".

Mr. Wanamaker reported:

- He congratulated Mr. Duke on the First Suburb event on July 6.
- The Parks & Recreation video was very entertaining and informative.

Mayor Patterson reported:

- He mentioned he is very proud of the people he selected for the Charter Review Committee.
- He attended the "Go 4<sup>th</sup>" celebration at Delco Park.
- He mentioned First Suburbs on July 6 was a great event.
- He hoped everyone had a great 4<sup>th</sup> of July.
- He thanked Chief Protsman for saying those remarks about the Police Department.

They're being no further business to come before this meeting of the Kettering City Council; Mayor Patterson adjourned the City Council Meeting at 8:33 p.m.

ATTEST:

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DONALD E. PATTERSON, MAYOR

LaShaunah D. Lavender  
Clerk of Council