

**KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
July 14, 2015**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, July 14, 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 thanked them for their assistance.

APPROVAL OF MINUTES

June 23, 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 seven (7) yea votes, and no (0) nay votes for the June 23, 2015 Council Meeting & Council 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. Duke read the above Proclamation and same was accepted by MaryBeth Thaman.

Presentation- Parks and Recreation Month

MaryBeth Thaman showed a video-clip to Council about some of the highlights of Parks and Recreation Month.

Presentation- Kettering Mayor's Ball Charity

Jim Ghory with the Kettering Rotary Club was presented with a check from Mayor Patterson from the Kettering Mayor's Ball Charity.

PUBLIC HEARINGS

ORDINANCES IN SECOND READING

RESOLUTIONS

A RESOLUTION
NO: 9646-15
BY: MR.KLEPACZ AND MRS.SCHRIMPF

AUTHORIZING THE CITY MANAGER TO ACCEPT A GRANT FROM THE OHIO LAW ENFORCEMENT K9 ASSOCIATION

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

The following votes were recorded: Mr. Duke Yea; Mr. Klepacz Yea; Mrs. Schrimpf Yea; Mr. Lautar: Yea; Mr. Scott, Yea; Mr. Wanamaker, 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: 9647-15
BY: MRS.SCHRIMPF AND MR.LAUTAR

AUTHORIZING THE CITY MANAGER TO ENTER INTO A ONE-YEAR AGREEMENT WITH ALERT TRACKING SYSTEMS, INC. FOR MAINTENANCE AND SUPPORT OF THE FIRE DEPARTMENT'S RECORDS MANAGEMENT SOFTWARE

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

The following votes were recorded: Mr. Duke Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Lautar: Yea; Mr. Scott, Yea, Mr. Wanamaker, 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: 9648- 15
BY: MR.LAUTAR AND MR.SCOTT

AUTHORIZING THE CITY MANAGER TO ACCEPT GRANT FUNDS FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY, OHIO DIVISION OF EMS

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

The following votes were recorded: Mr. Duke Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Lautar: Yea; Mr. Scott, Yea; Mr. Wanamaker, 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: 9649-15
BY: MR.SCOTT AND MR.WANAMAKER

AUTHORIZING THE CITY MANAGER TO PURCHASE APPROXIMATELY 6,500 TONS OF ROAD SALT THROUGH AN APPROVED STATE OR LOCAL COOPERATIVE PURCHASING PROGRAM

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

The following votes were recorded: Mr. Duke Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Lautar: Yea; Mr. Scott, Yea; Mr. Wanamaker, 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. 9650-15
BY: MR. WANAMAKER AND MR.DUKE

AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND TO CONTRACT FOR THE WEST STROOP ROAD RESURFACING PROJECT-SOUTH DIXIE TO SHROYER (CITY PROJECT NO. 02-112H)

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

The following votes were recorded: Mr. Duke Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Lautar: Yea; Mr. Scott, Yea; Mr. Wanamaker, 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. 9651-15
BY: MR.DUKE AND MR.KLEPACZ

DECLARING THE NECESSITY TO IMPROVE SPRINGMILL ROAD AND MILLCREEK ROAD AS PART OF THE OAK CREEK IMPROVEMENTS PROJECT BY CONSTRUCTING OR REPAIRING CURB, SIDEWALK, AND DRIVE APPROACHES, AND RELATED APPURTENANCES (PROJECT NUMBER 02-288)

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

The following votes were recorded: Mr. Duke Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Lautar: Yea; Mr. Scott, Yea; Mr. Wanamaker, 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. 9652-15
BY: MR.KLEPACZ AND MRS.SCHRIMPF

AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND TO CONTRACT FOR THE OAK CREEK IMPROVEMENTS PROJECT-SPRINGMILL ROAD AND MILLCREEK ROAD (CITY PROJECT NO. 02-288)

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

The following votes were recorded: Mr. Duke Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Lautar: Yea; Mr. Scott, Yea; Mr. Wanamaker, 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. 9653-15
BY: MRS.SCHRIMPF AND MR.LAUTAR

AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND TO CONTRACT FOR THE KETTERING RECREATION COMPLEX- ADVENTURE REEF WATER PARK CONCRETE TURNAROUND REPLACEMENT PROJECT (CITY PROJECT NO. 06-100W)

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

The following votes were recorded: Mr. Duke Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Lautar: Yea; Mr. Scott, Yea; Mr. Wanamaker, 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. 9654-15
BY: MR.LAUTAR AND MR.SCOTT

AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND TO CONTRACT FOR THE DELCO PARK POND EDGING REPAIR PROJECT (CITY PROJECT NO. 06-122D)

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

The following votes were recorded: Mr. Duke Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Lautar: Yea; Mr. Scott, Yea; Mr. Wanamaker, 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. 9655-15
BY: MR.SCOTT AND MR.WANAMAKER

AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND TO CONTRACT FOR THE CIVIC COMMONS POND EDGING REPAIR PROJECT (CITY PROJECT NO. 06-120K)

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

The following votes were recorded: Mr. Duke Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Lautar: Yea; Mr. Scott, Yea; Mr. Wanamaker, 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. 9656-15
BY: MR.WANAMAKER AND MR.DUKE

AUTHORIZING THE CITY MANAGER TO ACCEPT A \$4,750.00 GRANT FROM THE KETTERING PARKS FOUNDATION

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

The following votes were recorded: Mr. Duke Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Lautar: Yea; Mr. Scott, Yea; Mr. Wanamaker, 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. 9657-15
BY: MR.DUKE AND MR.KLEPACZ

AUTHORIZING THE CITY MANAGER TO ACCEPT A \$5,000.00 DONATION FROM THE KETTERING SEVENTH-DAY ADVENTIST CHURCH IN APPRECIATION OF THE CITY'S PUBLIC SAFETY DEPARTMENTS

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

The following votes were recorded: Mr. Duke Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Lautar: Yea; Mr. Scott, Yea; Mr. Wanamaker, 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. 9658-15
BY: MR.KLEPACZ AND MRS.SCHRIMPF

AUTHORIZING THE CITY MANAGER TO ENTER INTO A COLLECTIVE BARGAINING AGREEMENT WITH THE KETTERING UNIT OF THE PUBLIC SERVICE UNION LOCAL NO. 101, OHIO COUNCIL 8

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

The following votes were recorded: Mr. Duke Yea; Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Lautar: Yea; Mr. Scott, Yea; Mr. Wanamaker, 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. 9659-15
BY: MRS. SCHRIMPF AND MR. LAUTAR

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

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

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

Certification- Planning Commission recommended approval of Z.C. 915-15/ Request for zoning map amendment to rezone the property located at the southwest corner of S. Dixie Hwy and Prosser Avenue from R-2 Single Family Residential to O-Office. A public hearing on this request will be held on Tuesday, July 28, 2015 at the City of Kettering Council Meeting.

Certification- Planning Commission has recommended a vacation of the Right-of-Way located at the southwest corner of S. Dixie Hwy and Prosser Avenue. A public hearing on this request will be held on Tuesday, July 28, 2015 at the City of Kettering Council Meeting.

MANAGER'S REPORT

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

- Waste Management toter sizes can be exchanged in August by calling 1-866-263-6445.
- Household Hazardous Waste Drop-Off will be on July 18, 2015 from 9-noon at 1001 Encrete Lane.
- Shredding Day will be September 12, 2015 from 9-noon at 3600 Shroyer Road.
- Neighborhood Pride nomination forms have been mailed. Deadline is August 1, 2015.
- Art on the Commons is Sunday, August 9, 2015 11-5 at Lincoln Park Commons.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Communications and Reports

Audience Participation (5 Minute Limit per Speaker)

Ron Johnston- 3090 Southdale Dr.-Spoke in front of Council about his concerns of the MVHO housing unit located in the Southdale neighborhood. This issue will not be laid to rest. Mr. Johnston mentioned that he will gather facts and distribute transparency to Kettering residents. He read some figures from the survey conducted by Citizens for Justice, and he mentioned that Kettering has failed in every category. His concern about the MVHO housing unit has never changed. Zoning is still a major issue. Since MVHO moved into his neighborhood 4 years ago, there have been 122 police reports. The decisions made by Council should reflect the safety of the Kettering Community.

Margaret Johnston- 3090 Southdale Dr. - Spoke in front of Council to see if there is a clear strategy in place to keep individuals safe from the individual behavior located at the MVHO housing unit. Kettering Schools are in great danger from the individuals that live at this MVHO housing unit. The

murder that took place at this site is located very close to Southdale School. There have been over 122 police calls to this site, and residents must determine how many calls are considered too many.

William Schmidt- 2737 E. Dorothy Lane- Spoke in front of Council and was concerned about the size of the new Waste Management totes. The largest tote offered by Waste Management blocks the view of on-coming traffic when Mr. Schmidt is backing his car out of his drive-way. He considers this type of tote to be a hazard to public safety.

Susan Schmidt- 2737 E. Dorothy Lane- Spoke in front of Council about her concerns of the Waste Management totes. The large tote blocks the view of on-coming traffic, which makes it very hard to see when she is backing her truck out of her drive-way. The decision to change the trash program is putting citizens in danger by trying to save money.

COUNCIL COMMITTEE REPORTS

Mr. Duke reported:

- Go 4th was a great event.
- Kettering Leadership Academy has reached capacity.

Mr. Klepacz reported:

- He attended the Go 4th celebration and did the count down for the fireworks.
- He attended the 9th Annual BBQ Cook-Off at American Legion.
- He encouraged residents to support the shops at Town & Country.

Mrs. Schrimpf reported:

- June 24, 2015 was Mark Schwieterman last day as Kettering Rotary President.
- She mentioned that Holiday at Home is looking for volunteers.

Mr. Lautar reported:

- Nothing to report.

Mr. Scott reported:

- He mentioned it was great seeing members of the Kettering Rotary Club tonight at the Council Meeting.
- He had a great time at Go 4th.
- Events at the Fraze are still scheduled to go on despite bad weather.

Mr. Wanamaker reported:

- Nothing to report.

Mayor Patterson reported:

- Welcomed Lauren Stevenson to Kettering.
- Mark Schwieterman's "Roast" put on by the Rotary Club was a great time.
- Go 4th was a great example why Kettering is a great place to live, work, and play.
- He spent last week in Denver visiting his 3 grand-daughters.

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:

DONALD E. PATTERSON, MAYOR

LASHAUNAH D. LAVENDER
Clerk of Council