

**KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
July 28, 2015**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, July 28, 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

July 14, 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 July 14, 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

Welcome- Steyr Austria Student Visitors- Emily Zimmer with Kettering Sister Cities introduced the Steyr Exchange Students to Council for their official welcome.

Presentation- Greater Dayton RTA- Mark Donaghy and Franz Hoge updated Council.

PUBLIC HEARINGS

Public Hearing- A vacation of the Right-of-Way located at the southwest corner of S. Dixie and Prosser Ave.

Mayor Patterson opened the Public Hearing.

Mr. Ron Hundt, City Planner gave the presentation this evening. He mentioned that this vacation will expand the parking lot at this site. The City must first vacate the property then rezone it.

Mayor Patterson asked if there were any comments from the public either for or against. There were no comments heard from either side.

Mayor Patterson closed this Public Hearing and explained Council will consider legislation regarding this matter at a future Council Meeting.

Public Hearing- Zoning Case 915-15 request for zoning map amendment to rezone the property at the southwest corner of S. Dixie Hwy and Prosser Avenue from R-2 Single Family Residential to O-Office.

Mayor Patterson opened the Public Hearing.

Mr. Ron Hundt, City Planner gave the presentation this evening. He mentioned that this zoning case refers to the same property that was heard in the previous public hearing. This property is zoned as residential because a house used to be present at this site many years ago. The properties located next door, and across the street are zoned as office and commercial properties. Planning Commission has recommended the rezoning of this property.

Mayor Patterson asked if there were any comments from the public either for or against. There were no comments heard from either side.

Mayor Patterson closed this Public Hearing and explained Council will consider legislation regarding this matter at a future Council Meeting.

ORDINANCES IN SECOND READING

RESOLUTIONS

A RESOLUTION
NO: 9660-15

BY: MR.DUKE AND MR.KLEPACZ

AUTHORIZING THE CITY MANAGER TO APPLY TO THE OHIO PUBLIC WORKS COMMISSION FOR FUNDING OF THE BIGGER ROAD IMPROVEMENT PROJECT AND TO EXECUTE CONTRACTS AS REQUIRED TO RECEIVE FUNDING

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; 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: 9661-15

BY: MR.KLEPACZ AND MRS.SCHRIMPF

AUTHORIZING THE CITY MANAGER TO SUBMIT, ALONG WITH THE MONTGOMERY COUNTY ENVIRONMENTAL SERVICES DEPARTMENT, A JOINT FUNDING APPLICATION TO THE OHIO PUBLIC WORKS COMMISSION FOR FUNDING OF WATER MAIN REPLACEMENT PROJECTS

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: 9662- 15

BY: MRS.SCHRIMPF AND MR.LAUTAR

AUTHORIZING THE CITY MANAGER TO ENTER INTO ONE OR MORE COST PARTICIPATION AGREEMENTS WITH THE CITY OF OAKWOOD FOR THE SHROYER ROAD IMPROVEMENTS PROJECT (CITY PROJECT NO. 02-124i)

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: 9663-15

BY: MR. LAUTAR AND MR. SCOTT

AUTHORIZING THE CITY MANAGER TO SUBMIT, ALONG WITH THE CITY OF OAKWOOD, A JOINT FUNDING APPLICATION TO THE OHIO PUBLIC WORKS COMMISSION FOR FUNDING OF THE SHROYER ROAD IMPROVEMENTS (PROJECT NO. 02-124j)

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

ORDINANCES IN FIRST READING

CERTIFICATIONS AND PETITIONS

MANAGER'S REPORT

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

- Kettering Finance Department has been honored with the Distinguished Budget Presentation Award for the current budget from the Government Finance Officers Association.
- Kettering Police Department received the Certificate of Compliance from the Ohio Department of Rehabilitation & Correction Bureau of Adult Detention.
- Waste Management Toters can be exchanged in August by calling Waste Management at 1-866-263-6445.
- Art on the Commons will be Sunday, August 9, 2015 11am-5pm at Lincoln Park Commons.
- Deadline for Neighborhood Pride nominations is August 1, 2015.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Communications and Reports

Audience Participation (5 Minute Limit per Speaker)

Ed Webb- 4409 Wehner Rd. - Spoke in front of Council about his concern of a home within his neighborhood. 4353 Wehner Rd has become a nuisance to the neighborhood. The people living in this home have tall grass and weeds, animals coming in and out of the property, trash piling up, and a strong odor coming from this property. The neighborhood is concerned about this location, and they want this problem to be resolved.

Brian Luckett- 4337 Wehner Rd.-Spoke in front of Council and was concerned about the maintenance issue going on at 4353 Wehner Rd. Mr. Luckett mentioned that this problem has been going on for years, now it is becoming significantly worse. His bedroom is feet away from this property, and the odor is very strong. He is concerned about the property value.

COUNCIL COMMITTEE REPORTS

Mr. Duke reported:

- On July 15, 2015 he attended the First Suburbs Summer Social at the Fraise.

Mr. Klepacz reported:

- First Suburbs was a fantastic event. He has been getting compliments on how well the event went.

Mrs. Schrimpf reported:

- She mentioned that Sister Cities picnic was a great event.

Mr. Lautar reported:

- He attended the First Suburbs dinner at the Fraise.
- He attended the City Employee picnic at Polen Farm.

Mr. Scott reported:

- He attended the First Suburbs event at the Fraise.
- Bryan Adams put on a great performance at the Fraise on Saturday.

Mr. Wanamaker reported:

- He mentioned that the First Suburbs event was great.
- Asphalt Overlay has been going great. He thanked Mr. Bergstresser.
- A new restaurant will be opening up across from the Fraise. He cannot wait to try it.

Mayor Patterson reported:

- He thanked Ms. Lavender for working on the First Suburbs event at the Fraise.
- He talked to 22 children at the Creative World of Learning Daycare about careers. He had a great time talking to the children.
- On July 23, 2015, he attended the Employee Picnic at Polen Farm. He thanked Employee Council for all of their hard work.

They're being no further business to come before this meeting of the Kettering City Council; Mayor Patterson adjourned the City Council Meeting at 8:38 p.m.

ATTEST:

DONALD E. PATTERSON, MAYOR

LASHAUNAH D. LAVENDER
Clerk of Council