

**KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
August 12, 2014**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, August 12, 2014, at 7:30 p.m. in Council Chambers at the Kettering Government Center South Building, 3600 Shroyer Road. Mayor Don Patterson presided and the Clerk of Council, Connie S. Gaw, recorded. This meeting was telecast live on the cable access channel.

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

Council Members Absent:

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, Liberty Lord, Josh Strahle and Earl Jones. He thanked them for their assistance.

APPROVAL OF MINUTES

July 22, 2014 – 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 July 22, 2014 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

PRESENTATION Cities of Service

Tom Robillard, Director of Planning & Development kicked off the presentation to Council about the Cities of Service Project in the Indianola Subdivision. The next location/subdivision for this year's upcoming project will soon be announced.

PRESENTATION Preschool Promise Pilot Program

Robyn Lightcap, Director of the ReadySetSoar Program gave a presentation to City Council. She thanked them for supporting this program in the Kettering community.

PUBLIC HEARINGS

ORDINANCES IN SECOND READING

RESOLUTIONS

A RESOLUTION

NO: 9509-14

BY: MR. DUKE AND MR. KLEPACZ

TO SUPPORT THE LEARN TO EARN DAYTON AND READYSETSOAR PROGRAMS

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

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Scott, Yea; Mr. Lautar, 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: 9510-14

BY: MR. KLEPACZ AND MRS. SCHRIMPF

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH MONTGOMERY COUNTY FOR THE PRESCHOOL PROMISE PILOT PROGRAM

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. Duke, Yea; Mr. Klepacz, yea; Mrs. Schrimpf, Yea; and 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: 9511-14
BY: MR. KLEPACZ AND MRS. SCHRIMPF

AUTHORIZING THE CITY MANAGER TO ACCEPT A GRANT FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY

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

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Scott, Yea; Mr. Lautar, 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: 9512-14
BY: MR. LAUTAR AND MR. SCOTT

AUTHORIZING THE CITY MANAGER TO ACCEPT AN ADDITIONAL \$4,000.00 IN GRANT FUNDS FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY

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. Duke, Yea; Mr. Klepacz, yea; Mrs. Schrimpf, Yea; and 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: 9513-14
BY: MR. SCOTT AND MR. WANAMAKER

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 REPLACEMENT WORK (CITY PROJECT NOS. 03-943 AND 03-945)

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

Mr. Bergstresser explained the City is currently planning to make capital improvements with the following projects: Burchdale Street Bridge Replacement and Ghent Avenue Bridge Replacement.

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

RESOLUTION
NO: 9514-14
BY: MR. WANAMAKER AND MR. DUKE

AUTHORIZING THE CITY MANAGER TO ENTER INTO ONE OR MORE COST PARTICIPATION AGREEMENTS WITH THE BOARD OF COMMISSIONERS OF MONTGOMERY COUNTY, OHIO FOR PAVEMENT RESURFACING WORK IN CONNECTION WITH CERTAIN MONTGOMERY COUNTY WATER MAIN REPLACEMENT PROJECTS

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

Mr. Bergstresser explained the Montgomery County Water Services Department is planning to replace existing water mains at the various locations on: Big Hill Road; Braddock Street; Bromfield Road and Cushing/Rockhill/Lewiston.

The following votes were recorded: Mr. Lautar, Yea; Mr. Scott, Yea; Mr. Wanamaker, Yea; Mr. Duke, Yea; Mr. Klepacz, yea; Mrs. Schrimpf, Yea; and 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: 9515-14
BY: MR. DUKE AND MR. KLEPACZ

TO APPROVE THE SALE OF 1357 ELMDALE DRIVE AND TO APPROVE A LOAN UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR THE CONSTRUCTION OF A NEW SINGLE-FAMILY HOME

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

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Scott, Yea; Mr. Lautar, 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: 9516-14
BY: MR. KLEPACZ AND MRS. SCHRIMPF

TO APPROVE THE SALE OF 2733 AND 2737 CIRCLE VIEW DRIVE AND TO APPROVE A LOAN AND GRANT UNDER THE CITY'S NEIGHBORHOOD STABILIZATION PROGRAM 2 INITIATIVE FOR CONSTRUCTION OF A NEW SINGLE-FAMILY HOME

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. Duke, Yea; Mr. Klepacz, yea; Mrs. Schrimpf, Yea; and 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: 9517-14
BY: MRS. SCHRIMPF AND MR. LAUTAR

TO AMEND THE CITY OF KETTERING'S HOUSING REHABILITATION PROGRAM GUIDELINES

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. Duke, Yea; Mr. Wanamaker, Yea; Mr. Scott, Yea; Mr. Lautar, 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: 9518-14
BY: MR. LAUTAR AND MR. SCOTT

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN ECONOMIC DEVELOPMENT INCENTIVE GRANT AGREEMENT WITH SIGNATURE TOOLING INC.

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. Duke, Yea; Mr. Klepacz, yea; Mrs. Schrimpf, Yea; and 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: 9519-14
BY: MR. SCOTT AND MR. WANAMAKER

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, 2014

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

Mr. Schwieterman explained this supplemental will allow for funds to appropriate dollars for a one year commitment to the Preschool Promise Pilot program; an appropriation related to the acceptance of a Training and Equipment Grant from the Ohio Department of Public Safety; an increase in the 2013/14 OVI Task Force Grant through the Ohio Department of Public Safety; and the acceptance of additional Moving Ohio Forward Demolition Grant funds.

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

NO: 4233-14

BY: MR. WANAMAKER AND MR. DUKE

TO AMEND SECTION 169.01 OF THE CODIFIED ORDINANCES OF THE CITY OF KETTERING, OHIO

Mr. Wanamaker read the above-expedited ordinance and moved for approval. Mr. Duke seconded this ordinance.

Mr. Schwieterman explained this ordinance will remove the requirement that the BCR youth representative be a member of the Kettering Youth Council. By removing this requirement it will allow for more flexibility in selecting the youth member.

The following votes were recorded: Mr. Lautar, Yea; Mr. Scott, Yea; Mr. Wanamaker, Yea; Mr. Duke, Yea; Mr. Klepacz, yea; Mrs. Schrimpf, Yea; and Mayor Patterson, Yea. There being seven (7) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted

CERTIFICATIONS AND PETITIONSMANAGER'S REPORT

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

- Bacon Fest 2014 – August 17, 2014 at the Frazee Pavilion.
- Summertime Sousa & Sundaes Concert – August 21, 2014 at Polen Farm.
- The Taste – August 28, 2014 at the Frazee Commons.
- Holiday @ Home Festivities – Labor Day Weekend.

Mr. Schwieterman gave a presentation about Refuse and Recycling Services. He explained the current contract with Waste Management and discussed possible future contracts/services to begin July 1, 2015. The proposed future services will go out for bid process.

Mr. Schwieterman gave an update on the Kettering Fire Department Modernization Strategy. He explained construction for the first of four new stations would begin at 3484 Far Hills Avenue this fall. The new stations will provide appropriate facilities for staff and allow for storage and safety requirements of the modern apparatus.

OTHER BUSINESS NOT ON WRITTEN AGENDACommunications and ReportsAudience Participation (5 Minute Limit per Speaker)

Susan Schmidt, 2737 E. Dorothy Lane – Mrs. Schmidt is concerned about the future development of the Prugh properties on E. Dorothy Lane. It was her understanding that this property was to remain undeveloped. She heard that it might be used for low-income housing. She also heard there may be a light at Prentice and she is concerned because she already cannot get out of her driveway. She does not feel a traffic light would help this area.

Mr. Schwieterman explained the City purchased the property from the Prugh family as a life estate. One of the homes has already been demolished and the others are vacant or have renters. Plans began many years ago to develop a portion of the property and recently we have had some interest in the property for development. Staff has not received any concept plans to date. The bidder proposed to have low-density single-family housing, not apartment housing. This would be at the front of the properties and as you go through the woods at the rear it would remain a park trail. He would be happy to meet with Mrs. Schmidt after the meeting to discuss this in more detail.

Clifton Harris, 272 W. Stroop Road – Mr. Harris has been attending meetings for several months. Two weeks ago his neighbor came over to talk with him and fell out onto Stroop Road. Luckily it was on a Sunday or he could have been killed. He is very disappointed with City Council for not addressing his concerns and taking him seriously. He wants to know what he has done wrong that Council will not listen to him.

Mary Jane Tracy, 2713 E. Dorothy Lane – Mrs. Tracy indicated she was a very good friend of Virginia Lyons and was told by her that the Prugh land was donated to the City of Kettering. It was her understanding that it would be green space for 100 years.

Mr. Schwieterman stated he would look into this. There is a lot of property back there. He will research this further and get back to her.

Charlene Bayless, 2422 Patterson Blvd. – Mrs. Bayless feels very privileged to be a resident of Kettering. Kettering is a City with high value of taxes paid, services and opportunities. She thanked Council for supporting the Pre-School Promise program. It is nice that Council supports our youth.

COUNCIL COMMITTEE REPORTS

Mr. Duke reported:

- No report this evening.

Mr. Klepacz reported:

- July 28, 2014 he attended the Sister City Board meeting.
- August 8, 2014 he attended the Parks Foundation Fundraiser.
- On August 19, 2014 there will be a ribbon cutting at Griffin & Co at Town & Country Shopping Center.
- Remember to support your local Kettering businesses.

Mrs. Schrimpf reported:

- July 25, 2014 she attended the food program luncheon. Kudos to Mr. Klepacz
- August 1, 2014 she attended the ribbon cutting at James Berlon Farmers Insurance on Marshall Road.

Mr. Lautar reported:

- He attended the City Staff Picnic at Polen Farm.
- On August 8, 2014 he attended the Parks Foundation Fundraiser.
- He welcomed the new superintendent to Kettering City Schools

Mr. Scott reported:

- He attended the ribbon cutting for Sejax Restaurant on Bigger Road.
- He attended the Police Night Out Event at Oak Park.

Mr. Wanamaker reported:

- No report this evening.

Mayor Patterson reported:

- He attended the food program luncheon.
- He attended the Police Night Out Event at Oak Park

They're being no further business to come before this meeting of the Kettering City Council; Mayor Patterson adjourned the City Council Meeting at 9:15 p.m.

ATTEST:

Connie S. Gaw
Clerk of Council

DONALD E. PATTERSON, MAYOR