

**KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
June 10, 2014**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, June 10, 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 and Earl Jones. He thanked them for their assistance.

APPROVAL OF MINUTES

May 27, 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 May 27, 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

PUBLIC HEARINGS

ORDINANCES IN SECOND READING

AN ORDINANCE

NO: 4232-14

BY: MR. DUKE AND MR. KLEPACZ

TO AMEND ECONOMIC DEVELOPMENT OVERLAY DISTRICT NO. 15 TO ALLOW NEW DEVELOPMENT ON LOTS 3 AND LOTS 4 OF KETTERING BUSINESS PARK SECTION 5

Mr. Duke read the above ordinance 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 ordinance duly adopted

RESOLUTIONS

A RESOLUTION

NO: 9482-14

BY: MR. KLEPACZ AND MRS. SCHRIMPF

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO CONTRACT FOR CUSTODIAL CHEMICALS AND SUPPLIES

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: 9483-14
BY: MRS. SCHRIMPF AND MR. LAUTAR

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO CONTRACT FOR THE REMOVAL OF ASH TREES FROM CITY OWNED PROPERTIES

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: 9484-14
BY: MR. LAUTAR AND MR. SCOTT

AUTHORIZING THE CITY MANAGER TO ENTER INTO ONE OR MORE AGREEMENTS WITH MONTGOMERY COUNTY AND MIAMI VALLEY RESEARCH FOUNDATION FOR AN EDGE PROGRAM FUNDING AWARD

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: 9485-14
BY: MR. SCOTT AND MR. WANAMAKER

AUTHORIZING THE CITY MANAGER TO ENTER INTO A LOAN AGREEMENT WITH MIAMI VALLEY HOUSING OPPORTUNITIES

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

The following votes were recorded: Mrs. Schrimpf, Nay; Mr. Klepacz, Nay; 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: 9486-14
BY: MR. WANAMAKER AND MR. DUKE

AUTHORIZING THE CITY MANAGER TO PURCHASE THE REAL PROPERTY COMMONLY KNOWN AS 1300 WEST DOROTHY LANE

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

RESOLUTION
NO: 9487-14
BY: MR. DUKE AND MR. KLEPACZ

AUTHORIZING THE CITY MANAGER TO PURCHASE TWO + ACRES OF LAND ON WOODMAN DRIVE FROM KETTERING PROPERTIES, LLC

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

The following votes were recorded: Mrs. Schrimpf, Nay; Mr. Klepacz, Nay; 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: 9488-14
BY: MR. KLEPACZ AND MRS. SCHRIMPF

AUTHORIZING THE CITY MANAGER TO ACCEPT A \$500.00 DONATION FROM THE DORWOOD OPTIMIST CLUB TO ASSIST IN PROVIDING YOUTH ACTIVITIES AT THE CITIES OF SERVICE BLOCK PARTY

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

RESOLUTION
NO: 9489-14
BY: MRS. SCHRIMPF AND MR. LAUTAR

AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND TO CONTRACT FOR THE EAST DAVID AND MARSHALL ROAD TRAFFIC SIGNAL OVERHEAD WIRING UPGRADE PROJECT (CITY PROJECT NUMBER 02-116o)

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

The following votes were recorded: Mrs. Schrimpf, Nay; Mr. Klepacz, Nay; 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: 9490-14
BY: MR. LAUTAR AND MR. SCOTT

AUTHORIZING THE CITY MANAGER TO ACCEPT A GRANT FUNDS FROM THE OHIO DEPARTMENT OF MENTAL HEALTH AND ADDICTION SERVICES

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

RESOLUTION
NO: 9491-14
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 is for the appropriation of funds requested for the purchase of property at 1300 West Dorothy Lane; the acceptance of funds from Dor-Wood Optimist to be used for the Cities of Service Block Party; the acceptance of the Ohio Department of Alcohol and Drug Addiction Services 2014/2015 Healthy Youth Task Force grant.

The following votes were recorded: Mrs. Schrimpf, Nay; Mr. Klepacz, Nay; 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

CERTIFICATIONS AND PETITIONS

MANAGER'S REPORT

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

- Congratulations to the Planning & Development Department for receiving the NDA 2014 Community Development Week Award.
- Partners for Healthy Youth Advisory Board are seeking board members.
- Safety Village Registration has now begun for the June sessions. Deadline is June 16.
- Fishing Derby – June 14, 2014 at Delco Park from 10:00 a.m. to Noon.

- Citizen Block Parties – Contact the Engineering Department for more information.
- Spass Nacht – June 18, 2014 at 5:30 p.m. in Lincoln Park Civic Commons.
- Summertime, Sousa & Sundaes – Kettering Civic Band Concert at Polen Farm on June 19, 2014 from 7 – 8 p.m.
- Computer Recycling Event/Prescription Drug Drop Off – Saturday, June 21, 2014 from 9 – noon at the Kettering Government Center Parking Lot.
- Rock & Boom Independence Day Celebration – July 3, 2014 at Delco Park.
- Trash Service Update

OTHER BUSINESS NOT ON WRITTEN AGENDA

Communications and Reports

Audience Participation (5 Minute Limit per Speaker)

Arnold Meier, 3736 Valleywood Drive – Mr. Meier attended this evening to voice his concerns with the lousy construction involving the reworking of Dorothy Lane and Wilmington Pike, specifically the manholes on roads. He has brought this issue to Council numerous times. Some of the manholes have been reworked but about four of the re-works have collapsed. Mr. Meier showed several photos of the collapsed manholes. He stated the bottom line is the work was not done properly. He sent an email on May 8, 2014 regarding this issue and has had no response from staff. Our roadways serve thousands of people each day and should be maintained properly. He is tired of having to drive down the roadway like an impaired driver, trying to keep from damaging his vehicles suspension system.

Mr. Fullenkamp stated that staff would be willing to work with him to explain how some of the manholes plan to be fixed.

Mayor Patterson suggested that staff arrange a meeting with Mr. Meier to address his concerns. He thanked Mr. Meier for coming to the meeting this evening.

Mr. Clifton Harris, 272 W. Stroop Road – Mr. Harris expressed that he feels the speed is getting worse on West Stroop Road. It is to a point that he cannot pull out of his driveway without worrying about getting struck. He tries to back out into the center turn lane, but recently was almost hit. An officer told him that if he gets struck in the center lane it would be his fault. He thinks a speed control device should be installed to slow traffic down.

Mayor Patterson thanked Mr. Harris for addressing Council this evening with his concerns.

COUNCIL COMMITTEE REPORTS

Mr. Duke reported:

- On May 28, 2014 he attended a Ribbon Cutting at a new business, Vapor Haus on Marshall Road.
- On June 3, 2014 he attended the viewing for Melba Hunt, founder of the Kettering Moraine Museum, which is now at Carillon Park. Condolences to her family, she will be greatly missed.
- Condolences also go out to the family of Charles Pete Finney who recently passed away. Mr. Finney served on the City's Board of Zoning Appeals for 35 years. He will be greatly missed.
- Kettering Leadership Academy Applications are still being accepted. Classes will begin in September.

Mr. Klepacz reported:

- On May 28, 2014 he attended three ribbon cuttings for new businesses. Absolute Fitness and On the Go Print Shop, both on Wilmington Pike and Vapor Haus on Marshall Road.
- Great events going on at the Frazee. Tomorrow night Santana and in two weeks, Pete Rose.
- Spass Nacht – June 18, 2014 at Lincoln Park Civic Commons
- Remember to support your local Kettering businesses.
- On Father's Day you could have Breakfast with the Beatles at the Frazee.

Mrs. Schimpf reported:

- On May 28, 2014 she attended the City Block Party at Lincoln Park Civic Commons.
- Looking forward to Spass Nacht on June 18, 2014.

Mr. Lautar reported:

- He attended the City Block Party at Lincoln Park Civic Commons on May 28, 2014. It was a great event and well attended.

Mr. Scott reported:

- He attended the City Block Party at Lincoln Park Civic Commons on May 28, 2014. It was a great event and well attended.
- On June 7, 2014 he ran in the SICSA Lift your Leg 5k Run.

Mr. Wanamaker reported:

- On May 29, 2014 he attended a retirement party for Dave Seaman, who was a mechanic at the Vehicle Maintenance Center for 30 years. Mr. Seaman was an outstanding employee and he wishes him the best.
- He attended the City Block Party on May 28, 2014.

Mayor Patterson reported:

- It was great to have three Ribbon Cuttings in one day. Congratulations to all the new businesses.
- Condolences to the family of Melba Hunt. Melba was very active in the Kettering community. Many historical items have been saved through her efforts. She will be sorely missed.
- He attended the City Block Party. He thanked staff because a lot of effort goes into organizing this event.

They're being no further business to come before this meeting of the Kettering City Council; Mayor Patterson adjourned the City Council Meeting at 8:19 p.m. to continue their Council Workshop Session.

ATTEST:

Connie S. Gaw
Clerk of Council

DONALD E. PATTERSON, MAYOR