

**KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
October 14, 2014**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, October 14, 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, Josh Strahlle and Earl Jones. He thanked them for their assistance.

APPROVAL OF MINUTES

September 23, 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 September 23, 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

PROCLAMATION Clergy Appreciation Week – October 12 – 18, 2014

Mr. Duke read the above proclamation and same was presented to Chaplin Rick LaVenture from Kettering Medical Center, Spiritual Care Services.

PROCLAMATION Make a Difference Day – October 25, 2014

Mr. Scott read the above proclamation and same was presented to Bonnie Pittl, City of Kettering Volunteer Services Manager.

PRESENTATION Kettering Arts Council – State of the Arts Update

Mike Beerbower, Chair for the Kettering Arts Council gave an update on the Arts Council activities throughout the past year and for the upcoming year.

Mayor Patterson announced that the City of Kettering Parks, Recreation and Cultural Arts Department won the Gold Medal Award from the National Recreation and Parks Association.

PUBLIC HEARINGS

Public Hearing – To rezone the property at 2510 Lance Drive from B-Business District to an I-Industrial District (Zoning Case 911-14).

Mayor Patterson stated that we have a public hearing on an application and recommendations of the Planning Commission to rezone the property at 2510 Lance Drive. First, City Staff will make presentation and then the applicant will have an opportunity to present. After the presentation Council will here comments from those members of the public that are present and who wish to be heard. Mayor Patterson opened the Public Hearing.

He asked for persons that intended to speak to City Council about this matter should stand to take an oath. Those who wished to speak stood and took the oath.

Ron Hundt, Zoning Administrator for the City of Kettering showed an aerial site plan and explained the location. The current site is zoned business. The business functions of Aviation Ground Equipment Corporation will remain the same. They are seeking rezoning to I-Industrial to allow their business to grow. All requirements have been met.

Attorney David Eubank, 2310 Far Hills Avenue stated that he had very little to add. Mr. Hundt did a very good job explaining the request. The zoning reclassification will change nothing. The business functions will remain the same. He asked Council for a favorable consideration.

Mayor Patterson asked for public comments. None were heard.

Mayor Patterson closed the public hearing.

ORDINANCES IN SECOND READING

RESOLUTIONS

A RESOLUTION
NO: 9532
BY: MR. DUKE AND MR. KLEPACZ

ENDORISING ISSUE 11 TO PROVIDE LOCAL FUNDING FOR COMMUNITY HUMAN SERVICES IN THE CITY OF KETTERING AND MONTGOMERY COUNTY

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: 9533-14
BY: MR. KLEPACZ AND MRS. SCHRIMPF

AUTHORIZING THE CITY MANAGER TO ACCEPT AN OVI TASK FORCE 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: 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: 9534-14
BY: MRS. SCHRIMPF AND MR. LAUTAR

TO ACCEPT COMMUNITY GRANT PROGRAM FISCAL YEAR 2014 FUNDS FROM THE GREATER DAYTON REGIONAL TRANSIT AUTHORITY ("RTA")

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, 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: 9535-14
BY: MR. LAUTAR AND MR. SCOTT

AUTHORIZING THE CITY MANAGER ON BEHALF OF THE CITY, TO MAKE A \$5,000.00 CONTRIBUTION TO THE 2015 NCAA FIRST FOUR HOOPLA TICKET 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: 9536-14
BY: MR. SCOTT AND MR. WANAMAKER

ACCEPTING THE RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING SAME TO THE MONTGOMERY COUNTY AND GREENE COUNTY AUDITORS

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

The following votes were recorded: Mrs. Schrimpf, Yea; 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: 9537-14

BY: MR. WANAMAKER 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, 2014

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.

ORDINANCES IN FIRST READING

AN ORDINANCE

TO REZONE THE PROPERTY AT 2510 LANCE DRIVE FROM B-BUSINESS DISTRICT TO I-INDUSTRIAL DISTRICT (ZONING CASE 911-14)

Mr. Duke read the above ordinance in first reading. A second and final reading of this ordinance will be at the next City Council Meeting scheduled for October 28, 2014.

CERTIFICATIONS AND PETITIONS

MANAGER'S REPORT

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

- PRCA Program Advisory Committee are accepting applications for new members. Application deadline is October 31, 2014.
- Smoke Detector Grant Program for low and moderate income residents
- Leaf Pickup has begun – Crews are currently working in District 4.
- Make a Difference Day – October 25, 2014 from 9:00 a.m. – Noon at Town & Country Shopping Center and the Northern portion of the Southern Hills Neighborhood.
- Beggar's Night in Kettering – Friday, October 31, 2014 from 6 – 8 p.m.
- Congratulations to the Frazee Pavilion who were ranked 43rd on Poll Stars 2014 Top 100 Amphitheatre Venue list.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Communications and Reports

Audience Participation (5 Minute Limit per Speaker)

Earl Jones, 17 Storms Rd. – He stated that his neighborhood is close to the Fairmont Football Stadium. He is concerned that there may be issues with the football crowds and the kids trying to go trick-or-treating. He feels this was not a good time to schedule beggar's night; it should have been on Thursday night. The Board of Elections goofed up the Absentee Ballots again. The postage is incorrect. If you are mailing you ballot double check to make sure you have the correct postage. This is the second time this has happened.

Charlene Bayless, 2422 Patterson Blvd. – She asked for a yes vote for Issue 3 on the November 4, 2014 ballot. This issue renews an existing Kettering City Schools operating levy. Because it is a renewal levy there will be no increase in taxes if it is approved. 2014 has been a challenging year for Kettering City Schools. Please vote yes on Issue 3 for the continued "Excellence" of Kettering Schools.

COUNCIL COMMITTEE REPORTS

Mr. Duke reported:

- He met with the new Kettering School Superintendent at Panera Bread this morning.
- On September 24, 2014 he attended the special meeting held by First Suburbs.
- Attended a ribbon cutting at Hawks Car & Cycle Shop on Wilmington Pike.
- On October 3, 2014 he attended a retirement celebration for Ed Yike, Kettering Fire Department.
- On October 6, 2014 he attended the ribbon cutting for Anytime Fitness at Fountain Square.
- On October 9, 2014 he attended the Kettering Leadership Academy Government Day activities.

- On October 9, 2014 he attended an evening Kettering Leadership Academy Alumni gathering at Buffalo Wild Wings.
- On October 11, 2014 he was the starter for the second annual Hunger Run for the House of Bread.
- On October 14, 2014 he attended a luncheon with the Kettering Medical Center Chaplin group and presented them with a Proclamation.
- He is proud to welcome his 4th grandchild this week.

Mr. Klepacz reported:

- On September 25, 2014 he said goodbye to Bill Tschirhart from the Kettering Parks Department who is moving on to Five Rivers Metro Parks.
- He greeted students at area schools as part of Kettering Youth Month.
- On October 4, 2014 he attended a carnival at First Baptist Church of Kettering.
- Remember to support you local Kettering businesses

Mrs. Schrimpf reported:

- She also went out to greet students at area Kettering Schools as part of Youth Month.
- On November 13, 2014 the Board of Community Relations will host a Landlord Panel Meeting.

Mr. Lautar reported:

- He went to Van Buren and Kettering Middle Schools to greet students as part of Youth Month.

Mr. Scott reported:

- A new business, Ice Ice Smoothie will soon be opening on Wilmington Pike.
- Remember to watch for kids playing in the leaves. Please don't run over them.

Mr. Wanamaker reported:

- Great Kettering Leadership Academy Alumni gathering.
- On October 3, 2014 he attended the retirement celebration for Ed Yike.

Mayor Patterson reported:

- He attended several of the youth greeting events at Kettering Schools. The kids were very polite.
- On September 26, 2014 he presented a proclamation to the 1974 Kettering Fairmont Student, Players and Coaches in honor of their 40th anniversary.
- He welcomed the Kettering Leadership Academy class on October 9, 2014
- On October 14, 2014 he did a taping supporting the Human Services Levy at Cox Media Group.
- He urged citizens to support Issue 3 – Kettering School Renewal Levy.

They're being no further business to come before this meeting of the Kettering City Council; Mayor Patterson adjourned the City Council Meeting to Executive Session at 8:45 p.m.

ATTEST:

DONALD E. PATTERSON, MAYOR

Connie S. Gaw
Clerk of Council