

**KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
October 28, 2014**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, October 28, 2014, at 7:30 p.m. in Council Chambers at the Kettering Government Center South Building, 3600 Shroyer Road. Vice Mayor Bruce Duke presided and the Clerk of Council, Connie S. Gaw, recorded. This meeting was telecast live on the cable access channel.

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

Council Members Absent: Patterson (excused)

Total Members Present: Six (6)

Vice Mayor Duke led the audience in the Pledge of Allegiance and then gave the invocation. He introduced the cable TV operators, Josh Strahlle and Earl Jones and welcomed pages Paul West and Kai'Yonna Carter from Van Buren Middle School. He thanked them for their assistance.

APPROVAL OF MINUTES

October 14, 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 six (6) yea votes, and no (0) nay votes for the October 14, 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 Extra Mile Day – November 1, 2014

Mr. Klepacz read the above proclamation. Vice Mayor Duke stated the proclamation will be mailed to the Extra Mile Foundation to show Council support of this designated national day.

PRESENTATION Partners for Healthy Youth – Asset Champion Awards

Andrea White, PFHY Chairperson gave a brief presentation about the Asset Champion Award. Vice Mayor Duke presented certificates to Roland and Mary Lee Marcus ("Gran & Pa") and Donald Bennett. He congratulated them on their accomplishments.

PUBLIC HEARINGS

Public Hearing – Appeal of a Board of Zoning Appeal's decision in BZA Case No. 4116.

Vice Mayor Duke stated that next on the agenda is an appeal of the Kettering Board of Zoning Appeals decision in BZA Case No. 4116 imposing a 15-minute dwell time as a condition for a sign to be installed at 2025 Woodman Drive. He asked Mr. Hamer if a settlement has been reached.

Mr. Hamer, City Law Director stated that a settlement between both parties has been reached so there is no need for a public hearing this evening. A resolution will be on the November 11, 2014 agenda addressing this case.

Vice Mayor Duke asked Mr. Suder who represents the appellant if he agreed that the matter had been settled and there is no need for a public hearing.

Mr. Suder agreed that a public hearing is not necessary.

Vice Mayor Duke stated in light of the settlement reached in this matter, the hearing is not needed. Legislation with the settlement terms will be on the next City Council meeting agenda. He thanked both parties for working together to resolve this issue.

ORDINANCES IN SECOND READING

AN ORDINANCE

NO: 4235-14

BY: MR. KLEPACZ AND MRS. SCHRIMPF

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

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

Vice Mayor Duke asked if there were any questions for the City Manager or if anyone had any new information about this ordinance. None were heard.

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Scott, Yea; Mr. Lautar, Yea; Vice Mayor Duke, Yea. There being six (6) Yea votes, and no (0) Nay votes, the motion was declared carried and the ordinance duly adopted

RESOLUTIONS

A RESOLUTION
NO: 9538-14
BY: MR. LAUTAR AND MR. SCOTT

AUTHORIZING THE SUBMISSION OF TWO CITY OF KETTERIN GPROJECTS FOR THE MONTGOMERY COUNTY ED/GE PROGRAM

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. Klepacz, yea; Mrs. Schrimpf, Abstain; and Vice Mayor Duke, Yea. There being five (5) Yea votes, one (1) Abstain votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted

A RESOLUTION
NO: 9539-14
BY: MR. SCOTT AND MR. WANAMAKER

AUTHORIZING AN ADDITIONAL EXPENDITURE OF FUNDS FOR THE 2014 CONCRETE CHANNEL REPAIR PROJECT, CITY PROJECT NO. 03-714

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. Wanamaker, Yea; Mr. Scott, Yea; Mr. Lautar, Yea; Vice Mayor Duke, Yea. There being six (6) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted

A RESOLUTION
NO: 9540-14
BY: MR. WANAMAKER AND MR. KLEPACZ

AUTHORIZING THE CITY MANAGER TO ENTER INTO A COST PARTICIPATION AGREEMENT WIT THE BOARD OF COMMISSIONERS OF MONTGOMERY COUNTY, OHIO FOR THE 2016 ORTHO-RECTIFIED AERIAL PHOTOGRAPHS PROJECT, CITY PROJECT NO. 01-002E

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

The following votes were recorded: Mr. Lautar, Yea; Mr. Scott, Yea; Mr. Wanamaker, Yea; Mr. Klepacz, yea; Mrs. Schrimpf, Yea; and Mayor Duke, Yea. There being six (6) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

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 Update.
- Daylight Savings Time ends Saturday, November 1, 2014 and will begin Sunday, November 2, 2014.
- Seeking Christmas tree donations. Contact 296-2486 to donate.
- Lathrem Center Arts & Crafts Show – November 8, 2014 from 9 – 4 p.m.
- Beggar's Night in Kettering – Friday, October 31, 2014 from 6 – 8 p.m.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Communications and Reports

Audience Participation (5 Minute Limit per Speaker)

Scott Inskip, 3166 Cobblestone Dr. – He stated he is honored to be a part of the Kettering community. He is proud of the great partnership with the City of Kettering and Kettering City Schools. He is excited about the new Preschool Initiative program. At the Board of Education meeting last week they presented awards to 12 students who qualified for National Merit Honors. He urged citizens to be supportive of Issue 3 on the ballot November 4, 2014. He appreciates the City Manager and his forethought for beggar's night to make it safer for our children.

COUNCIL COMMITTEE REPORTS

Mr. Klepacz reported:

- He attended Make a Difference Day on October 25, 2014 and worked on trauma dolls at Town & Country Shopping Center. Over 120 people helped to assemble the dolls, which is a project of the Kettering Kiwanis Club. Over 600 dolls were assembled.
- On October 30, 2014 he attended a ribbon cutting for the new Dunkin Donuts on E. Stroop Rd.
- Remember to support you local Kettering businesses

Mrs. Schrimpf reported:

- On November 13, 2014 the Board of Community Relations will host a Landlord Panel Meeting.

Mr. Lautar reported:

- On October 15, 2014 he spoke with a group of Fairmont High School Students in Council Chambers about City Government.

Mr. Scott reported:

- On October 25, 2014 he participated in Make a Difference Day and worked in the Northern portion of the Southern Hills neighborhood. They cleaned up a lot of yards that day.
- He urged citizens to remember to vote on November 4, 2014

Mr. Wanamaker reported:

- No report this evening

Vice Mayor Duke reported:

- He urged citizens to support Issue 3 for Kettering City Schools and Issue 11 for Human Services on the November 4, 2014 ballot.
- The City of Kettering has participated in Make a Difference Day for the past 25 years.

They're being no further business to come before this meeting of the Kettering City Council; Vice Mayor Duke adjourned the City Council Meeting at 8:17 p.m.

ATTEST:

BRUCE E. DUKE, VICE MAYOR

Connie S. Gaw
Clerk of Council