



CITY OF KETTERING

DONALD E. PATTERSON, MAYOR • ROBERT SCOTT, VICE MAYOR
BRUCE E. DUKE • TONY KLEPACZ • BILL LAUTAR • AMY SCHRIMPF • JOSEPH D. WANAMAKER

KETTERING COUNCIL AGENDA

October 24, 2017

**Kettering Government Center – South Building
3600 Shroyer Rd. Kettering, Ohio 45429**

6:00 P.M. **WORKSHOP** Kettering Room
7:30 P.M. **REGULAR MEETING** Council Chambers

PLEDGE OF ALLEGIANCE

INVOCATION

APPROVAL OF MINUTES

October 10, 2017- Council Meeting & Workshop Minutes

PROCLAMATIONS, SPECIAL PRESENTATIONS, AWARDS, SPECIAL RESOLUTIONS, APPOINTMENTS TO BOARDS AND COMMISSION

Proclamation	Make A Difference Day
Presentation	Sinclair Community College Levy
Proclamation	National Arts and Humanities Month
Presentation	State of the Arts Address

PUBLIC HEARINGS

1. P.C. 17-025 – Request for the modification of the approved EDO-15 Zoning Document to permit the installation of new entry signage for the Kettering Business Park.

PUBLIC COMMENT ON LEGISLATION

(5 Minute Limit per Speaker)

ORDINANCES IN SECOND READING

RESOLUTIONS

2. Authorizing the City Manager to enter into a Façade and Site Improvement Grant Agreement for the property located at 3075 Wilmington Pike.
3. Authorizing the City Manager to contract with Locution Systems, Inc. for annual support and maintenance services for the Fire Department's station alerting system.
4. Authorizing the City Manager to renew an agreement with Blade Cutters for the removal of snow and ice at city facilities.
5. Authorizing the submission of City of Kettering projects for the Montgomery County ED/GE program.
6. Authorizing the sale of city-owned property located at 2200 East David Road.
7. Authorizing the City Manager to use competitive bargaining and negotiated quotes to contract for the installation of new entrance signs, pavers, sidewalks and landscaping at Kettering Business Park.
8. Authorizing the City Manager to use competitive bargaining and negotiated quotes to contract for upgrading the electrical service in Delco Park.
9. Authorizing the City Manager to accept a Montgomery County OVI Task Force grant from the Ohio Department of Public Safety.

10. 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, 2017.

ORDINANCES IN FIRST READING

CERTIFICATIONS AND PETITIONS

MANAGER’S REPORT/COMMUNITY UPDATE

OTHER BUSINESS NOT ON WRITTEN AGENDA

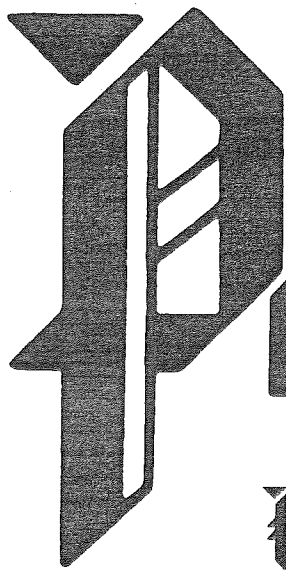
Audience Participation (5 Minute Limit per Speaker)

CITY COUNCIL REPORT/UPDATE

The City of Kettering wishes to make certain that all citizens have the opportunity to actively participate in their local government. If you have a disability and require accommodations to participate in a Council meeting, please contact the Clerk of Council at 296-2416 so that reasonable modifications can be made.

KETTERING CITY CALENDAR
2017

October 23	7:30 p.m.	Sister Cities
October 24	6:00 p.m. 7:30 p.m.	Council Workshop City Council Meeting
November 6	7:00 p.m.	Planning Commission
November 13	7:00 p.m.	Board of Zoning Appeals
November 14	6:00 p.m. 7:30 p.m.	Council Workshop City Council Meeting



Office of the Mayor

Proclamation

Whereas:

Make A Difference Day connects people with opportunities to serve, strengthens communities and promotes civic engagement; and

WHEREAS: *Make A Difference Day is one of the largest single days of service nationwide uniting tens of thousands of volunteers with a common mission: to improve the lives of others through community-driven service projects*

WHEREAS: *Established over two decades ago, by Points of Lights, Ohio is proud to be a leader in the number of service projects completed; and the City of Kettering is proud to be a nationally recognized participant*

WHEREAS: *The City of Kettering, our Cities of Service Team, Blue Star Mothers, The Little Miami Watershed Network, Greenmont Oak Park Community Church, and ArtLocal are working together to provide our citizens the opportunity to volunteer in this comprehensive project*

WHEREAS: *Volunteers from service and faith-based organizations, local schools and universities will assist the city by completing outdoor projects in the Oak Park neighborhood and will create holiday greeting cards for our active duty military*

NOW, THEREFORE, I, Donald E. Patterson, Mayor of the City of Kettering, Ohio, do hereby by proclaim
OCTOBER 28, 2017

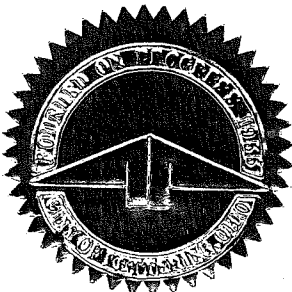
to be

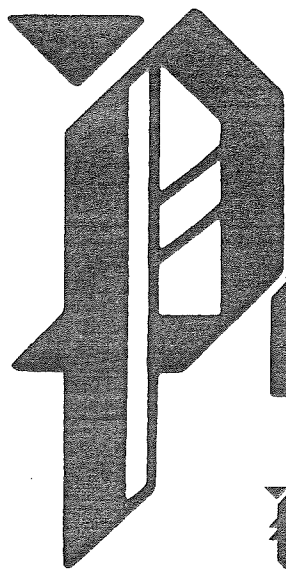
MAKE A DIFFERENCE DAY

In Kettering, and urge all citizens to observe this day by joining efforts to make a positive impact and truly "Make a Difference" in our community.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Kettering, Ohio, to be affixed this 24 day of October, in the Year of our Lord, Two Thousand Seventeen.

DONALD E. PATTERSON
Mayor of the City of Kettering, Ohio





Office of the Mayor

Proclamation

Whereas:

The month of October has been recognized as National Arts and Humanities Month by thousands of arts and cultural organizations, communities, and states across the country, as well as by the White House and Congress for over 30 years; and

WHEREAS: The arts and humanities embody much of the accumulated wisdom, intellect, and imagination of humankind; and

WHEREAS: The arts and humanities enhance and enrich the lives of every American; and

WHEREAS: The arts and humanities play a unique role in the lives of our families, our communities, and our country; and

WHEREAS: The nonprofit arts industry also strengthens our economy by generating \$135 billion in total economic activity annually, \$22.3 billion in government revenue, and by supporting the full-time equivalent to 4.1 million jobs; and

NOW, THEREFORE, I, Donald E. Patterson, Mayor of the City of Kettering, Ohio, do hereby proclaim:

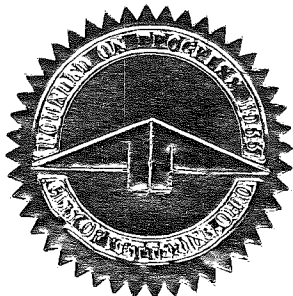
OCTOBER 2017

to be

NATIONAL ARTS AND HUMANITIES MONTH

in the City of Kettering, and call upon our citizens to celebrate and promote the arts and culture in our nation and to specifically encourage the greater participation by those said citizens in taking action for the arts and humanities in their towns and cities.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Kettering, Ohio, to be affixed this 24th day of October in the Year of our Lord, Two Thousand Seventeen.



DONALD E. PATTERSON
Mayor of the City of Kettering, Ohio

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO ENTER INTO A
FAÇADE AND SITE IMPROVEMENT GRANT AGREEMENT
FOR THE PROPERTY LOCATED AT 3075 WILMINGTON PIKE**

WHEREAS, in Resolution No. 9393-13, this City Council approved and authorized the City of Kettering Façade and Site Improvement Program ("Program") to provide financial assistance to property owners in order to improve and encourage reinvestment in the Wilmington Pike Corridor and thereby benefit the public health, safety, and welfare; and

WHEREAS, the owner of the property located at 3075 Wilmington Pike (the "Property") wants to make façade and site improvements to the Property (the "Project") but needs financial assistance in order to do so;

NOW, THEREFORE, Be It Resolved by the Council of the City of Kettering, State of Ohio, that:

Section 1. The City Manager is hereby authorized to enter into a Program grant agreement with the owner of 3075 Wilmington Pike to provide reimbursement of up to 50% of Project costs, not to exceed \$25,000. The City Manager is further authorized to enter into any amendments to the grant agreement that, in the City Manager's opinion, are beneficial to the interests of the City and further the Program.

Section 2. As provided in Section 4-8 of the City Charter, this resolution shall take effect immediately upon its adoption.

Passed by Council this _____ day of _____ 2017.

DONALD E. PATTERSON, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

AMY J. HAYSLIP
Acting Clerk of Council

THEODORE A. HAMER, III
Law Director

Estimated Cost: \$25,000.00
Amount Budgeted: \$0.00
Acct. No.: 0550-72550

(Requested by: Planning and Development Department)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO CONTRACT WITH
LOCUTION SYSTEMS, INC. FOR ANNUAL SUPPORT AND
MAINTENANCE SERVICES FOR THE FIRE DEPARTMENT'S
STATION ALERTING SYSTEM**

Be It Resolved by the Council of the City of Kettering, State of Ohio, that:

Section 1. The City Manager is hereby authorized, pursuant to Subsection "I" of Section 152.02 of Chapter 152 of the Codified Ordinances of the City of Kettering, to enter into an agreement with Locution Systems, Inc. to purchase annual support and maintenance services for the Fire Department's station alerting system. The City Manager is further authorized to enter into any amendments to said agreement that, in the City Manager's opinion, are in the best interests of the City.

Section 2. This Resolution shall take full force and effect immediately upon its adoption.

Passed by Council this _____ day of _____ 2017.

DONALD E. PATTERSON, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

AMY J. HAYSLIP,
Acting Clerk of Council

THEODORE A. HAMER, III,
Law Director

Estimated Cost: \$25,121.00
Amount Budgeted: \$30,000.00
Acct. No.: 0700-72354

(Requested by: Fire Department)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO RENEW AN
AGREEMENT WITH BLADE CUTTERS FOR THE REMOVAL
OF SNOW AND ICE AT CITY FACILITIES**

WHEREAS, the City of Kettering entered into an agreement with Blade Cutters in 2016 for the removal of snow and ice at City facilities ("Agreement") with options to renew the Agreement;

NOW, THEREFORE, Be It Resolved by the Council of the City of Kettering, State of Ohio:

Section 1. The City Manager, on behalf of the City, is authorized to renew the Agreement for an additional term. The City Manager is further authorized to enter into any amendments to said Agreement that, in the City Manager's opinion, are in the best interests of the City.

Section 2. As provided in Section 4-8 of the City Charter, this Resolution takes effect immediately upon its adoption.

Passed by Council this _____ day of _____ 2017.

DONALD E. PATTERSON, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

AMY J. HAYSLIP,
Acting Clerk of Council

THEODORE A. HAMER, III,
Law Director

Estimated Cost: \$151,000 (for season 2017-2018)

Amount Budgeted: \$151,000.00

Acct. Nos: 2000-72550 (\$125,000.00); 2740-72310 (\$26,000.00)

(Requested by: Parks, Recreation and Cultural Arts Department)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE SUBMISSION OF CITY OF
KETTERING PROJECTS FOR THE
MONTGOMERY COUNTY ED/GE PROGRAM**

Be It Resolved by the Council of the City of Kettering, State of Ohio, that:

Section 1. The City Manager, or the City Manager's designee, is authorized to submit to the Board of Commissioners of Montgomery County, Ohio, for inclusion in the ED/GE program, Fall of 2017 funding cycle, the economic development project(s) described in Exhibit "A," attached hereto and made a part of this Resolution as if fully rewritten herein. Furthermore, this Council hereby ratifies all previous actions of this City in connection with the submission of the same economic development project(s).

Section 2. As provided in Section 4-8 of the City Charter, this Resolution takes effect immediately upon its adoption.

Passed by Council this _____ day of _____ 2017.

DONALD E. PATTERSON, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

AMY J. HAYSLIP,
Acting Clerk of Council

THEODORE A. HAMER, III,
Law Director

(Requested by City Manager's Office)

EXHIBIT A

CITY OF KETTERING SUBMISSION FOR THE MONTGOMERY COUNTY ED/GE PROGRAM

1. ED/GE funds will be requested for the Northwestern Tools, Inc. project. The project will bring approximately 12 new jobs to Kettering and retain the existing 25 jobs. The new jobs would have an annual payroll of approximately \$450,000 and the retained jobs have an annual payroll of approximately \$1,400,000. The ED/GE application would be for \$100,000 to offset the expense associated with purchasing the property at 4800 Hempstead Station Drive. The purchase price of the property is \$2,150,000. Northwestern Tools, Inc. has indicated their current facility located at 3130 Valleywood Drive no longer meets their business needs. The purchase of the new facility will allow Northwestern Tools, Inc. to remain in the City rather than relocating to another location. The total project cost is expected to be approximately \$2,250,000 with the local match being a KIP-R grant that has previously been approved by City Council valued at approximately \$65,000 over a five year grant period.
2. ED/GE funds will be requested for the N12 Technologies, Inc. project. The project will bring approximately 10 new jobs to Kettering. The jobs would have an annual payroll of approximately \$650,000. The ED/GE application would be for \$50,000 to offset the expense associated with making improvements to the NCC Building located at 2000 Composite Drive in the Kettering Business Park. N12 Technologies, Inc. intends to renovate and move into 10,000 square feet of the NCC Building. The company's headquarters is located in Cambridge, Massachusetts. The total project cost is expected to be approximately \$500,000 with the local match being a \$5,000 grant from the City.

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE SALE OF CITY-OWNED PROPERTY
LOCATED AT 2200 EAST DAVID ROAD**

Be It Resolved by the Council of the City of Kettering, State of Ohio, that:

Section 1. Council hereby authorizes the sale of the City-owned property located at 2200 East David Road, former Kettering Fire Station 36, for the gross sale price of \$125,000.00. The City Manager is authorized to sign any necessary agreements and instruments for this transaction, including any amendments thereto, that the City Manager deems necessary and in the interest of the City.

Section 2. The property is hereby declared as surplus property and no longer required for municipal purposes effective as of the date of closing.

Section 3. This Resolution shall take full force and effect immediately upon its adoption.

Passed by Council this _____ day of _____ 2017.

DONALD E. PATTERSON, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

AMY J. HAYSLIP
Acting Clerk of Council

THEODORE A. HAMER, III,
Law Director

(Requested by: City Manager's Office)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE
BARGAINING AND NEGOTIATED QUOTES TO CONTRACT
FOR THE INSTALLATION OF NEW ENTRANCE SIGNS,
PAVERS, SIDEWALKS AND LANDSCAPING AT KETTERING
BUSINESS PARK**

Be It Resolved by the Council of the City of Kettering, State of Ohio, that:

Section 1. On the basis that the City can often obtain lower prices and more favorable purchasing conditions through use of competitive bargaining and negotiated quotations than through sealed bids, the City Manager is hereby authorized to use such bargaining and negotiation procedures and to enter into one or more agreements for the installation of new entrance signs, pavers, sidewalks, and landscaping at Kettering Business Park. The City Manager is further authorized to enter into any amendments to the agreement(s) that the City Manager determines are in the best interests of the City.

Section 2. As provided in Section 4-8 of the City Charter, this Resolution takes effect immediately upon its adoption.

Passed by Council this _____ day of _____ 2017.

DONALD E. PATTERSON, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

AMY J. HAYSLIP,
Acting Clerk of Council

THEODORE A. HAMER, III,
Law Director

Estimated Cost: \$650,000.00
Available Budget: \$120,000.00
Acct. No.: 6700-77750

(Requested by: Engineering Department)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE
BARGAINING AND NEGOTIATED QUOTES TO CONTRACT
FOR UPGRADING THE ELECTRICAL SERVICE IN DELCO
PARK**

Be It Resolved by the Council of the City of Kettering, State of Ohio, that:

Section 1. On the basis that the City can often obtain lower prices and more favorable purchasing conditions through use of competitive bargaining and negotiated quotations than through sealed bids, the City Manager is hereby authorized to use such bargaining and negotiation procedures and to enter into one or more agreements for upgrading the electrical service in Delco Park. The City Manager is further authorized to enter into any amendments to the agreement(s) that, in the City Manager's opinion, are in the best interests of the City.

Section 2. As provided in Section 4-8 of the City Charter, this Resolution takes effect immediately upon its adoption.

Passed by Council this _____ day of _____ 2017.

DONALD E. PATTERSON, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

AMY J. HAYSLIP,
Acting Clerk of Council

THEODORE A. HAMER, III,
Law Director

Estimated Cost: \$110,000.00
Amount Budgeted: \$110,000.00
Acct. No.: 6116-77750

(Requested by: Public Service Department)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO ACCEPT A
MONTGOMERY COUNTY OVI TASK FORCE GRANT
FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY**

WHEREAS, the City has applied for a grant in the amount of \$13,000.00 from the Ohio Department of Public Safety using the City of Dayton, Ohio as the Lead Agency; and

WHEREAS, said Grant funds will reimburse the City for overtime expenses related to 2017-2018 Operating a Vehicle Under the Influence (OVI) enforcement; and

WHEREAS, no matching funds from the City are required under this Grant; and

WHEREAS, the City's grant application has been approved;

NOW, THEREFORE, Be It Resolved by the Council of the City of Kettering, State of Ohio, that:

Section 1. The City Manager is hereby authorized, on behalf of the City of Kettering, to take all necessary and proper action to accept the above-described grant from the Ohio Department of Public Safety in the amount awarded by that agency. Furthermore, this Council hereby affirms all matters and statements included in the grant application.

Section 2. This Resolution shall take full force and effect immediately upon its adoption.

Passed by Council this _____ day of _____ 2017.

DONALD E. PATTERSON, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

AMY J. HAYSLIP,
Acting Clerk of Council

THEODORE A. HAMER, III,
Law Director

(Requested by: Police Department)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

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, 2017

Be It Resolved by the Council of the City of Kettering, State of Ohio, that:

Section 1. To provide for the current expenses and other expenditures of the City of Kettering during the fiscal year ending December 31, 2017, the following supplemental sums are set aside and appropriated:

A. From the General Fund:

ECONOMIC DEVELOPMENT	
Operating Expenses	\$ 25,000.00

B. From the Special Grants & Programs Fund:

Law Enforcement Funds	\$ 13,000.00
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Section 2. The Director of Finance is authorized to adjust appropriations within any fund or department as long as the adjustments made do not exceed the total appropriation authorized within that fund or department.

Section 3. The Clerk of Council is authorized and directed to forward a copy of this Resolution to the Montgomery County Auditor.

Section 4. This Resolution shall take full force and effect immediately upon its adoption.

Passed by Council this _____ day of _____ 2017.

DONALD E. PATTERSON, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

AMY J. HAYSLIP,
Acting Clerk of Council

THEODORE A. HAMER, III
Law Director

(Requested by: Finance Department)