

**KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
November 8, 2016**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, November 8, 2016, at 7:30 p.m. in Council Chambers at the Kettering Government Center South Building, 3600 Shroyer Road. Mayor Patterson presided and the Clerk of Council, LaShaunah D. Kaczynski, recorded. This meeting was telecast live on the cable access channel.

Council Members Present: Patterson, Lautar, Schrimpf, Klepacz, Duke and Wanamaker
Council Members Absent: Scott (Excused)
Total Members Present: Six (6)

Mayor Patterson led the audience in the Pledge of Allegiance and gave the invocation. He introduced the cable TV operators Earl Jones and Liberty Lord. He thanked them for their assistance.

APPROVAL OF MINUTES

October 25, 2016- Council Meeting & Workshop Minutes

Mr. Duke reported that he reviewed the above minutes and moved the minutes be approved. Mr. Wanamaker seconded the motion and there being six (6) yea votes and no (0) nay votes for the October 25, 2016 Council Meeting & Workshop Minutes, the motion was declared carried by roll call vote.

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

Appointment- Board of Zoning Appeals- Patricia Higgins (Term ending 12-31-16)

Mr. Klepacz made a motion to appoint Patricia Higgins to the Board of Zoning Appeals. Mrs. Schrimpf seconded the motion followed by an unanimous like sign vote.

Appointment- Sister Cities- Susan Barber (Term ending 12-31-17)

Mr. Klepacz made a motion to appoint Susan Barber to Sister Cities. Mrs. Schrimpf seconded the motion followed by an unanimous like sign vote.

Appointment- Sister Cities- Robin Wittman (Term ending 12-31-18)

Mr. Klepacz made a motion to appoint Robin Wittman to Sister Cities. Mrs. Schrimpf seconded the motion followed by an unanimous like sign vote.

PUBLIC HEARINGS

P.C. 16-017- Request for a Zoning Map Amendment to rezone the properties comprising the Kettering Medical Center Campus and Moraine Farm from R-E (b), Residential Estate B District to an IS, Institutional District (Subject properties are located near the northwest quadrant of the intersection of Stroop Rd. and Southern Blvd.)

Mayor Patterson opened the public hearing and asked that any person that intends to speak to City Council about this matter should stand and take an oath. Those that planned to speak took the oath.

Tom Robillard, Director of Planning & Development gave the staff presentation this evening. This particular case involves the redevelopment of the Kettering Medical Center Campus and the Moraine Farm area. This will rezone the property from R-E (b) to IS (Institutional), which is a new zoning category that was created during the recent Zoning Code update. This was done primarily to accommodate Kettering Medical Center. There are seven factors that City Council is asked to look at:

1. Consistency
2. Adverse impacts on neighboring land
3. Public policy
4. Size of tract
5. Land presently zoning suitability
6. Healthy, safety, welfare
7. Other factors to take into consideration

Planning Commission did review these factors when they reviewed this application. This will change the current permitted uses, but it will not change the current development plan nor the current site and architectural requirements for the Kettering Medical Center. Planning Commission has recommended approval of this zoning.

Mayor Patterson informed Mr. Robillard that he had two questions. The first question he has was he wanted to clarify that this is a direct reflection of the Zoning Code revision? Also, he wanted to clarify that Planning Commission did vote unanimously (5 to 0) to approve this zoning?

Mr. Robillard informed Mayor Patterson that both of those statements are correct.

Merle Wilberding- 1013 Rubicon Rd made the applicant presentation this evening. He is here on behalf of Kettering Medical Center. He appreciates the opportunity to make a presentation this evening. He mentioned he would adopt Mr. Robillard's presentation this evening. This zoning will bring Kettering Medical Center and Kettering College into permitted uses under the Zoning Code revision. The zoning will accommodate the pattern district development for the hospital that was already approved. The overall property in the zoning area is about 120 acres. He mentioned he is very proud of the Kettering Medical Center for being in this community for 50 years. It is in great public interest that the City adopts this Ordinance.

Mayor Patterson asked if there were any other comments from the public either for or against concerning this public hearing. None were heard.

Mayor Patterson closed the public hearing and explained Council will consider legislation regarding this matter at a future Council meeting.

P.C 16-029- Request for Vacation of a portion of right-of-way for an overhead walkway between buildings (Subject properties are located at 3535 and 3700 Southern Blvd.).

Mayor Patterson opened the public hearing and asked that any person that intends to speak to City Council about this matter should stand and take an oath. Those that planned to speak took the oath.

Tom Robillard, Director of Planning & Development gave the staff presentation this evening. This involves the Kettering Medical Center campus in regards to a vacation of a small portion of right-of-way along Southern Blvd. The walkway will be 25x100 ft. long underneath the pedestrian bridge that connects the east and west side of the campus. This will help facilitate the connection between the east side and the west side of the property. This will combine the campus as a whole, instead of two separate properties divided by the public right-of-way. This will also allow Kettering Medical Center to provide better service. Planning Commission recommends approval of this vacation of right-of-way.

Merle Wilberding- 1013 Rubicon Rd made the applicant presentation this evening. He is here to represent Kettering Medical Center. He mentioned he will adopt Mr. Robillard's presentation this evening. This vacation of right-of-way will help memorialize the ownership of the walkway, and it will tie the two campuses together. This change will also help improve the hospital's insurance. He had a chance to review the record plans to make sure the City has reserved the right easements for utilities.

Mayor Patterson asked if there were any other comments from the public either for or against concerning this public hearing. None were heard.

Mayor Patterson closed the public hearing and explained Council will consider legislation regarding this matter at a future Council meeting.

PUBLIC COMMENT ON LEGISLATION

ORDINANCES IN SECOND READING

RESOLUTIONS

A RESOLUTION
NO: 9855-16
BY: MR.KLEPACZ AND MRS.SHRIMPF

AUTHORIZING THE CITY MANAGER TO ACCEPT A DONATION OF A VACUUM POWER WEDGER FROM THE KETTERING PARKS FOUNDATION

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

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 9856-16
BY: MRS.SHRIMPF AND MR.LAUTAR

AUTHORIZING THE CITY MANAGER TO ENTER INTO A ONE-YEAR AGREEMENT FOR INTERACT SOFTWARE MAINTENANCE FOR THE POLICE DEPARTMENT

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

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 9857-16
BY: MR.LAUTAR AND MR.DUKE

AUTHORIZING THE CITY MANAGER TO ACCEPT AND ADMINISTER A \$2,000.00 GRANT FROM THE KETTERING PARKS FOUNDATION TO MAKE KETTERING PARKS, RECREATION AND CULTURAL ARTS PROGRAMS MORE AFFORDABLE FOR LOW-INCOME KETTERING RESIDENTS

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

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 9858-16
BY: MR.DUKE AND MR.WANAMAKER

AUTHORIZING AN ADDITIONAL EXPENDITURE OF FUNDS FOR THE DESIGN AND CONSTRUCTION OF GENTILE PARK IN THE ACORN WALK DEVELOPMENT

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

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 9859-16
BY: MR.WANAMAKER AND MR.KLEPACZ

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

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

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 9860-16
BY: MR.KLEPACZ AND MRS.SHRIMPF

AUTHORIZING THE CITY MANAGER TO EXPEND ADDITIONAL FUNDS UNDER AN EXISTING AGREEMENT WITH KETTERING BASKETBALL OFFICIALS ASSOCIATION

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

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 9861-16
BY: MRS.SHRIMPF AND MR.LAUTAR

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO CONTRACT FOR RECONSTRUCTION OF A GRAVEL PATHWAY IN LINCOLN PARK

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

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 9862-16
BY: MR.LAUTAR AND MR.DUKE

AUTHORIZING THE CITY MANAGER TO ENTER INTO ONE OR MORE AGREEMENTS
FOR REPAIR OF SPLASH PAD FEATURES AT KENNEDY PARK

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

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 9863-16
BY: MR.DUKE AND MR.WANAMAKER

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

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

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, Yea. There being six (6) 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/COMMUNITY UPDATE

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

- Crews were working in District 3 today and are quickly progressing thru the districts. The last day for leaf pickup is December 5.
- The official dedication of the Kettering Veterans Memorial Plaza & Charles F. Kettering Inventor's Walk will be held on Friday, November 11 at 11:00 a.m. at Delco Park.
- Holiday Arts and Crafts Show will be on Saturday, November 12 from 9am-4pm at Charles I. Lathrem Senior Center.
- KPD Promotional & Swearing in Ceremony will be held on Monday, November 14 at 9:00 a.m. in Council Chambers.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Communications and Reports

Audience Participation (5 Minute Limit per Speaker)

COUNCIL COMMITTEE REPORTS

Mr. Duke reported:

- On October 27 he attended the Public Artwork Dedication at Southdale Park.
- On October 27 he attended the Kettering Leadership Academy Alumni gathering.

Mr. Klepacz reported:

- On October 26 he represented Mayor Patterson at the Kettering Toastmaster's 60 years celebration.
- On October 27 he attended the ribbon cutting for Vartek.
- He encouraged residents to invest in Kettering by shopping local.

Mrs. Schrimpf reported:

- On October 27 she attended the Kettering Leadership Academy Alumni gathering.
- She hoped everyone got to vote earlier this afternoon.

Mr. Lautar reported:

- He mentioned the Vartek ribbon cutting was a great time.
- On November 3 he attended the Volunteer Luncheon.

Mr. Scott reported:

- Absent.

Mr. Wanamaker reported:

- He mentioned MaryLou and Rebecca did a wonderful job with the Volunteer Luncheon.
- He mentioned the Alter football team will be playing in the state championship on Friday evening.

Mayor Patterson reported:

- He mentioned he had the opportunity to talk to a group of Fairmont students.
- He congratulated MaryLou on the Volunteer Luncheon.

They're being no further business to come before this meeting of the Kettering City Council; Mayor Patterson adjourned the City Council Meeting at 8:05 p.m.

ATTEST:

DONALD E. PATTERSON, MAYOR

LaShaunah D. Kaczynski
Clerk of Council