

**KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
April 12, 2016**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday April 12, 2016, at 7:30 p.m. in Council Chambers at the Kettering Government Center South Building, 3600 Shroyer Road. Vice Mayor Scott presided and the Clerk of Council, LaShaunah D. Lavender, recorded. This meeting was telecast live on the cable access channel.

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

Council Members Absent: Patterson and Schrimpf (Excused)

Total Members Present: Five (5)

Vice Mayor Scott led the audience in the Pledge of Allegiance and then gave the invocation. He introduced the cable TV operators Josh Strehle, Earl Jones, John McGimsey, and Jacob McGimsey. The Page for the evening was Heather Wright from Clark State University. He thanked them for their assistance.

APPROVAL OF MINUTES

March 22, 2016 – Council Meeting & Council 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 five (5) yea votes, and no (0) nay votes for the March 22, 2016 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- National Public Safety Telecommunicator's Week

Mr. Klepacz read the above proclamation and same was accepted by the Kettering Public Safety Dispatchers.

Proclamation- Arbor Day

Mr. Lautar read the above proclamation.

Proclamation- National Volunteer Week

Mr. Duke read the above proclamation and same was accepted by Kari Basson, Chairperson of the Volunteer Advisory Board.

Presentation- Mayors Volunteer Awards

Kari Basson, Chairperson of the Volunteer Advisory Board made the presentation this evening.

PUBLIC HEARINGS

Public Hearing- P.C. 16-007- Request for Pattern District Zoning Map Amendment to reclassify the properties located at 3312 Regent St, 3319 Fairway Drive, and 1213, 1225, 1237, 1249 and 1261 Laurelwood Road from E-Estate to N-Neighborhood.

Vice Mayor Scott 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.

Mr. Ron Hundt, City Planner gave the presentation this evening. This area is in transition from estate district to the south, and to the north a more modest size neighborhood lots. This area reflects more of the north district and this area should have been placed in that pattern district. This reclassification will place all of these 7 lots in the neighborhood pattern district. This is being requested by one of the property owners on Regent Street. She would like to make improvements on her property, but the current outline of this area will not allow it. This request does meet the standards for rezoning.

Mr. Duke asked if all of the home owners listed were in favor of this change. Mr. Hundt informed Mr. Duke that all of the home owners are in favor of this rezoning.

Vice Mayor Scott asked if there were any comments from the public either for or against. None were heard.

Vice Mayor Scott closed this Public Hearing and explained Council will consider legislation regarding this matter at a future Council Meeting.

ORDINANCES IN SECOND READING

AN ORDINANCE
NO: 4266-16
BY: MR.KLEPACZ AND MR.LAUTAR

TO LEVY SPECIAL ASSESSMENTS FOR THE CONSTRUCTION AND REPAIR OF CURBS, SIDEWALKS, DRIVEWAY APPROACHES, AND RELATED APPURTENANCES FOR PROJECT NO. 02-118d (WEST DAVID ROAD IMPROVEMENT PROJECT)

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

The following votes were recorded: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Vice Mayor Scott, Yea. There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the ordinance duly adopted.

AN ORDINANCE
NO: 4267-16
BY: MR.LAUTAR AND MR.DUKE

TO LEVY SPECIAL ASSESSMENTS FOR THE CONSTRUCTION AND REPAIR OF CURBS, SIDEWALKS AND DRIVEWAY APPROACHES, AND RELATED APPURTENANCES, FOR PROJECT NO. 05-115A (BRADDOCK STREET AND LAPLATA DRIVE CURB, SIDEWALK & DRIVE APPROACH REPAIR PROGRAM)

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

The following votes were recorded: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Vice Mayor Scott, Yea. There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the ordinance duly adopted.

AN ORDINANCE
NO: 4268-16
BY: MR.DUKE AND MR.WANAMAKER

TO LEVY SPECIAL ASSESSMENTS FOR THE CONSTRUCTION AND REPAIR OF CURBS, SIDEWALKS AND DRIVEWAY APPROACHES, AND RELATED APPURTENANCES, FOR THE 2015 CURB, SIDEWALK & DRIVE APPROACH REPAIR PROGRAM (PROJECT NUMBER 05-115)

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

The following votes were recorded: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Vice Mayor Scott, Yea. There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the ordinance duly adopted.

AN ORDINANCE
NO: 4269-16
BY: MR.WANAMAKER AND MR.KLEPACZ

TO LEVY SPECIAL ASSESSMENTS FOR THE CONSTRUCTION OF SIDEWALKS AND RELATED APPURTENANCES, FOR PROJECT NO. 05-220C (WEST DOROTHY LANE SIDEWALK- ALLENDALE DRIVE TO BIG HILL ROAD PROJECT)

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

The following votes were recorded: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Vice Mayor Scott, Yea. There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the ordinance duly adopted.

RESOLUTIONS

A RESOLUTION
NO: 9770-16
BY: MR.KLEPACZ AND MR.LAUTAR

AUTHORIZING THE CITY MANAGER TO APPLY FOR MONTGOMERY COUNTY SOLID WASTE DISTRICT RECYCLING INCENTIVE GRANT FUNDS TO PURCHASE RECYCLING CONTAINERS

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

The following votes were recorded: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Vice Mayor Scott, Yea. There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 9771-16
BY: MR.LAUTAR AND MR.DUKE

AUTHORIZING THE CITY MANAGER TO APPLY FOR MONTGOMERY COUNTY SOLID WASTE DISTRICT RECYCLING INCENTIVE GRANT FUNDS TO PURCHASE REUSABLE TOTE BAGS

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

The following votes were recorded: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Vice Mayor Scott, Yea. There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 9772-16
BY: MR.DUKE AND MR.WANAMAKER

AUTHORIZING THE CITY MANAGER TO APPLY FOR MONTGOMERY COUNTY SOLID WASTE DISTRICT RECYCLING INCENTIVE GRANT FUNDS TO PURCHASE A MODEL WATERSHED

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

The following votes were recorded: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Vice Mayor Scott, Yea. There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 9773-16
BY: MR.WANAMAKER AND MR.KLEPACZ

AUTHORIZING THE CITY MANAGER TO PURCHASE A ¾ TON 4X4 PICKUP TRUCK FOR THE ENGINEERING DEPARTMENT SURVEY CREW THROUGH SEALED BIDS, NEGOTIATED QUOTES, OR A COOPERATIVE PURCHASING PROGRAM

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

The following votes were recorded: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Vice Mayor Scott, Yea. There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 9774-16
BY: MR.KLEPACZ AND MR.LAUTAR

AUTHORIZING THE CITY MANAGER TO PURCHASE ±.594 ACRES OF THE REAL PROPERTY LOCATED AT 1400 WEST DOROTHY LANE

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

The following votes were recorded: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Vice Mayor Scott, Yea. There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 9775-16
BY: MR.LAUTAR AND MR.DUKE

REAPPOINTING DONALD PATTERSON, TONY KLEPACZ, AND BRUCE DUKE AS TRUSTEES OF THE KETTERING DEVELOPMENT CORPORATION

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

The following votes were recorded: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Vice Mayor Scott, Yea. There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 9776-16
BY: MR.DUKE AND MR.WANAMAKER

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES FOR THE PURCHASE OF A REPLACEMENT POSTAGE MACHINE

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

The following votes were recorded: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Vice Mayor Scott, Yea. There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 9777-16
BY: MR.WANAMAKER AND MR.KLEPACZ

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT FOR THE SALE OF THE RESIDENTIAL PROPERTY KNOWN AS 2670 CIRCLE VIEW DRIVE

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

The following votes were recorded: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Vice Mayor Scott, Yea. There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 9778-16
BY: MR.KLEPACZ AND MR.LAUTAR

AUTHORIZING THE CITY MANAGER TO SUBMIT, ON BEHALF OF THE CITY, THE 2016-2020 CITY OF DAYTON/CITY OF KETTERING CONSOLIDATED PLAN AND THE CITY OF KETTERING 2016 ANNUAL ACTION PLAN AND TO EXECUTE AND SUBMIT THE REQUIRED CERTIFICATIONS TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT ALL IN CONNECTION WITH THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

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

The following votes were recorded: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Vice Mayor Scott, Yea. There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 9779-16
BY: MR.LAUTAR AND MR.DUKE

AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND TO CONTRACT FOR THE CONSTRUCTION OF A NEW FIRE STATION AT 2575 WOODMAN DRIVE

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

The following votes were recorded: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Vice Mayor Scott, Yea. There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 9780-16
BY: MR.DUKE AND MR.WANAMAKER

AUTHORIZING A CONTRIBUTION TO THE KETTERING SISTER CITIES COMMITTEE

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

The following votes were recorded: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Vice Mayor Scott, Yea. There being five (5) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 9781-16
BY: MR.WANAMAKER AND MR.KLEPACZ

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, 2016

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

The following votes were recorded: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Vice Mayor Scott, Yea. There being five (5) 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. Bergstresser, Assistant City Manager updated Council on upcoming and community events.

- Deadline to file City income tax is April 18, 2016.
- Registration for the 2016 Safety Village sessions is now open.
- The City of Kettering will make one final pass through the entire City the week of April 18-22 to collect any leaves remaining to fall.
- Beginning the week of April 11, 2016 compost and mulch material may be picked up from the bins at Indian Riffle Park on Stroop Road.
- Tree Fest is April 16, 2016 from 9-12 at Habitat Environmental Center.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Communications and Reports

Audience Participation (5 Minute Limit per Speaker)

COUNCIL COMMITTEE REPORTS

Mr. Duke reported:

- He mentioned that Jim Gay was a great guy.

Mr. Klepacz reported:

- On March 28, 2016 Sister Cities had their annual kick-off meeting.
- On September 17, 2016 City of Kettering will be hosting "Shred Day" at the Government Center.
- On March 22, 2016 Jim Gay passed away, and Jim was a great friend.
- He encouraged residents to shop local.

Mrs. Schrimpf reported:

- Absent.

Mr. Lautar reported:

- Nothing to report.

Mr. Scott reported:

- He congratulated Tom Butts on becoming the new Fire Chief.
- He mentioned that Mayor's Ball this year will be on Saturday, April 30, 2016 at Reynolds & Reynolds.

Mr. Wanamaker reported:

- Nothing to report.

Mayor Patterson reported:

- Absent.

They're being no further business to come before this meeting of the Kettering City Council; Vice Mayor Scott adjourned the City Council Meeting at 8:32 p.m.

ATTEST:

ROBERT L. SCOTT, VICE MAYOR

LaShaunah D. Lavender
Clerk of Council