

**KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
January 9, 2018**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, January 9, 2018, 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, Fisher, Klepacz, Duke and Wanamaker

Council Members Absent: Scott (Excused) and Lautar (Excused)

Total Members Present: Five (5)

The Military Order of the Purple Heart presented the Colors and then led the audience in the Pledge of Allegiance. Mayor Patterson then gave the invocation.

SWEARING IN OF ELECTED OFFICIALS

Jacque Fisher-Councilmember- At Large- Term ending 12/31/21

Mayor Patterson swore Mrs. Fisher in to uphold her Oath of Office. Mrs. Fisher mentioned that she is humbled and honored to serve alongside her fellow Council members. She is very excited to serve this City in a new capacity. She asked Council to please be patient with her as she learns, and she realizes there is so much that comes with being on Council. She appreciates Council's confidence in her. She also thanked her family and friends who were in the audience this evening.

Don Patterson- Mayor- Term ending 12/31/21

Maureen Patterson swore Mayor Patterson in to uphold his Oath of Office. Mayor Patterson mentioned this is the fourth time he has been sworn in as Mayor and he thought it would be enjoyable to have his wife swear him in. Everyone on Council recognizes that they cannot do what they do on Council without the support of their spouses. Maureen has supported everything that he does despite the fact that sometimes he has missed birthdays and anniversaries. He thanked her for her support. He looks forward to working with Council and City administration for another four years. He enjoys being the Mayor of the City of Kettering, having finished his twelfth year he is looking forward to the next four. Hopefully as a Council, City, and community we can continue to do great things. He thanked residence for their support throughout his entire career.

APPOINTMENT OF VICE MAYOR (TERM ENDING 12/31/19)

Mr. Klepacz made a motion to nominate Bill Lautar as Vice Mayor for 2018 and 2019. Mr. Duke seconded the motion. The motion was declared carried by a unanimous like sign vote. Mayor Patterson congratulated Mr. Lautar and mentioned that he has an excused absence along with Mr. Scott this evening.

APPROVAL OF MINUTES

December 19, 2017 - 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 four (4) yea votes, one (1) abstain vote (Mrs. Fisher) and no (0) nay votes for the December 19, 2017 Council Meeting & Workshop Minutes, the motion was declared carried by roll call vote.

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

Proclamation- Purple Heart City

Mr. Klepacz read the above proclamation and same was accepted by Darryl Bauer, Public Relations for the Military Order of the Purple Heart. Mr. Bauer presented Mayor Patterson with a special recognition award to the City of Kettering for the dedication and support of honoring America's combat wounded veterans, and becoming a purple heart city.

Another member of the Military Order of the Purple Heart came to the podium and mentioned that there is a small gift in a black sack. It is tradition that once a city is designated as a purple heart city that the Mayor & Council members are presented with their personal Military Order of the Purple Heart challenge coin. He thanked Council and mentioned that he appreciates their service.

Mayor Patterson thanked them for attending the Council meeting this evening and presenting the Colors. That is always a nice addition to our normal type meetings. He thanked all of the members who participated in the presenting of the Colors.

Mayor Patterson read the following Council Committees:

APPOINTMENTS- 2018 COUNCIL COMMITTEES

Long Range Planning- Mr. Scott, Chair/ Mrs. Fisher
Intergovernmental/ Interagency Relations- Mr. Duke, Chair/ Mr. Lautar
Community Relations & Promotions- Mrs. Fisher, Chair/ Mr. Klepacz
Finance & Personnel- Mr. Klepacz, Chair/ Mr. Duke
Public Health & Safety- Mr. Lautar, Chair/ Mr. Wanamaker
Public Service- Mr. Wanamaker, Chair/ Mr. Scott

RESOLUTIONS OF APPRECIATION- BOARD AND COMMISSION MEMBERS

Patrick Mauk- Kettering Arts Council- Resolution #10071-18
Nolan Thomas- Board of Community Relations- Resolution #10072-18
Lisa Leonard- Partners for Healthy Youth Advisory Board- Resolution # 10073-18
Stefanie Little- Partners for Healthy Youth Advisory Board- Resolution # 10074-18
Gary Busch- Sister Cities Committee- Resolution # 10075-18

Mrs. Fisher read Gary Busch Resolution of Appreciation and same was accepted by Gary Busch. Mr. Busch mentioned that it has been a pleasure and honor to have served on the Sister Cities Committee and he would like to thank Council for the support they have given to the Sister Cities Committee. Many cities have very little support from their Council and on behalf of the committee we really appreciate your support.

Mayor Patterson asked how many trips has Mr. Busch made to our sister cities?

Mr. Busch mentioned that he has been to Steyr twice and to Kettering once.

Mayor Patterson mentioned that he has been on Council for twenty years and Mr. Busch has been on Sister Cities for as long as he can remember.

Mr. Busch informed Council that he has been on Sister Cities for about eighteen years.

Mayor Patterson mentioned that Mr. Busch was one of the people who always took an active role in Sister Cities. He always supported Sister Cities and has always promoted Sister Cities. You gave us accolades for us supporting Sister Cities and he would like to thank Mr. Busch for supporting Sister Cities and recognizing the important aspect that they are. He knows Mr. Busch has been involved in the youth program particular with Steyr. We will miss you on the committee, but hope you are not a stranger at the dinners that Sister Cities host. Thank you for your service, we appreciate it and hope you had a great time. Mayor Patterson mentioned that Mr. Busch did a great job for this community.

Mr. Klepacz mentioned that Mr. Busch had expressed that he may be coming off of the committee, but he will continue to be working with Sister Cities. Hopefully he will be around for more than two dinners.

Mayor Patterson read the following board and commission appointments and asked that any person present whom name he calls please join him down at the podium to be sworn in.

APPOINTMENTS- BOARD AND COMMISSION MEMBERS

Kettering Arts Council

Christian Davell (Term ending 12/31/19)

Sister City Committee

Janet Bolton, Jackie Lawless, Susan Barber, Sheila Magnuson (Terms ending 12/31/20)

Board of Community Relations

Gwen Owen, Frank Ecklar, Elom Dossa, William Tschirhart (Terms ending 12/31/20)

Property Maintenance Board

Ewald Schulte (Term ending 12/31/19)

Board of Zoning Appeals

Rob Pretzinger (Term ending 12/31/22)

Planning Commission

Don Shimmin (Term ending 12/31/22)

Volunteer Advisory Council

Sabrina Larson, Pam Cochran, Joan Fisher-Hatton (Terms ending 12/31/20)

Personnel Board of Appeals

Jeffrey Mullins, William Linesch (Terms ending 12/31/18)

Parks, Recreation and Cultural Arts Advisory Board

Laura Arber (Term ending 12/31/22)

Board of Plumber's Registry

Ben Shannon (Term ending 12/31/19)

Board of Tax Review

John Keyes, Bill Forsthoefel (Terms ending 12/31/19)

Mr. Klepacz made a motion to approve the board members as read. Mr. Duke seconded the motion. The motion was declared carried followed by a unanimous like sign vote.

Mayor Patterson then swore in board members that were present to uphold their Oath of Office.

Mayor Patterson mentioned that we could not do what we do in our city without the support of our volunteers on our boards and commissions. You heard a lot of people names read because we have a lot of people who volunteer and support this community. On behalf of all of Council, we appreciate their time, dedication, and service. You may notice some people have terms ending in 2021+ so they will be around for a long time. We truly appreciate your service.

PUBLIC HEARINGS

PUBLIC COMMENT ON LEGISLATION

ORDINANCES IN SECOND READING

RESOLUTIONS

A RESOLUTION
NO: 10076-18
BY: MR.KLEPACZ AND MRS.FISHER

AUTHORIZING PAYMENT OF 2018 MEMBERSHIP DUES TO MIAMI VALLEY REGIONAL PLANNING COMMISSION

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

Mr. Schwieterman, City Manager gave a brief description of the resolution.

The following votes were recorded: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10077-18
BY: MRS.FISHER AND MR.DUKE

AUTHORIZING THE CITY MANAGER TO ENTER INTO ONE OR MORE AGREEMENTS WITH MONTGOMERY COUNTY AND NORTHWESTERN TOOLS, INC FOR AN ED/GE PROGRAM FUNDING AWARD

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

Mr. Gorsuch, Economic Development Manager gave a brief description of the resolution.

The following votes were recorded: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10078-18
BY: MR.DUKE AND MR.WANAMAKER

AUTHORIZING THE CITY MANAGER TO ENTER INTO ONE OR MORE AGREEMENTS WITH MONTGOMERY COUNTY AND N12 TECHNOLOGIES FOR AN ED/GE PROGRAM FUNDING AWARD

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

Mr. Gorsuch, Economic Development Manager gave a brief description of the resolution.

The following votes were recorded: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10079-18
BY: MR.WANAMAKER AND MR.KLEPACZ

DECLARING THE NECESSITY OF REPAIRING CURBS, SIDEWALKS AND DRIVE APPROACHES ON VARIOUS STREETS AS PART OF THE 2018 CURB, SIDEWALK & DRIVE APPROACH REPAIR PROJECT (PROJECT NUMBER 05-118)

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

Mr. Bergstresser, Assistant City Manager gave a brief description of the resolution.

The following votes were recorded: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10080-18
BY: MR.KLEPACZ AND MRS.FISHER

DECLARING THE NECESSITY OF REPAIRING CURBS, SIDEWALKS AND DRIVE APPROACHES AT VARIOUS LOCATIONS AS PART OF THE OAK CREEK IMPROVEMENTS- PHASE 3 PROJECT, CITY PROJECT NO.02-290

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

Mr. Bergstresser, Assistant City Manager gave a brief description of the resolution.

The following votes were recorded: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10081-18
BY: MRS.FISHER AND MR.DUKE

DIRECTING THE FINANCE DIRECTOR TO COMMIT AN ADDITIONAL \$500,000.00 OF THE GENERAL FUND BALANCE TO BE EXPENDED FOR ECONOMIC DEVELOPMENT PURPOSES EFFECTIVE JANUARY 1, 2018

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

Mr. Schwieterman, City Manager gave a brief description of the resolution.

The following votes were recorded: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10082-18
BY: MR.DUKE AND MR.WANAMAKER

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO CONTRACT FOR THE CITY-OWNED STREET LIGHT LED CONVERSION PROJECT, CITY PROJECT NO. 07-501

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

Mr. Bergstresser, Assistant City Manager gave a brief description of the resolution.

The following votes were recorded: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10083-18
BY: MR.WANAMAKER AND MR.KLEPACZ

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND
NEGOTIATED QUOTES TO CONTRACT FOR PRINTING OF CONTACT WITH KETTERING

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

Mr. Schwieterman, City Manager gave a brief description of the resolution.

The following votes were recorded: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10084-18
BY: MR.KLEPACZ AND MRS.FISHER

AUTHORIZING THE CITY MANAGER TO ENTER INTO A FIVE-YEAR TAX SHARING
AGREEMENT WITH THE KETTERING CITY SCHOOL DISTRICT

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

Mr. Gorsuch, Economic Development Manager gave a brief description of the resolution.

The following votes were recorded: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10085-18
BY: MRS.FISHER AND MR.DUKE

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

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

Mr. Schwieterman, City Manager gave a brief description of the resolution.

The following votes were recorded: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10086-18
BY: MR.DUKE AND MR.WANAMAKER

AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND/OR USE
COMPETITIVE BARGAINING AND NEGOTIATED QUOTES AND ENTER INTO
CONTRACTS FOR THE 2018 STREET MAINTENANCE PROGRAM

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

Mr. Bergstresser, Assistant City Manager presented a brief description of the resolution.

The following votes were recorded: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10087-18
BY: MR.WANAMAKER AND MR.KLEPACZ

AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND TO CONTRACT FOR THE BIGGER ROAD RESURFACING PROJECT (FROM EAST DAVID ROAD SOUTH TO THE CENTERVILLE CORPORATION LINE), CITY PROJECT NO. 02-122M (ODOT PROJECT MOT-BIGGER ROAD RESURFACING, PID 103342)

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

Mr. Bergstresser, Assistant City Manager presented a brief description of the resolution.

The following votes were recorded: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10088-18
BY: MR.KLEPACZ AND MRS.FISHER

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO CONTRACT FOR PAINTING OF CITYWIDE ENTRY SIGNS AND RAILINGS (CITY PROJECT NO.07-818A), AS WELL AS STREET LIGHT POLES ON SOUTHERN BOULEVARD (CITY PROJECT NO.07-818B)

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

Mr. Bergstresser, Assistant City Manager presented a brief description of the resolution.

The following votes were recorded: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10089-18
BY: MRS.FISHER AND MR.DUKE

AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENTS WITH THE OHIO DEPARTMENT OF TRANSPORTATION TO ALLOW THE CITY OF KETTERING TO SERVE AS RESPONSIBLE LEAD AGENCY FOR ADMINISTRATION OF THE KETTERING TRAFFIC SIGNALS REPLACEMENT PROJECT- PHASE 3 (CITY PROJECT NO. 02-005D; ODOT PROJECT MOT-TRAFFIC SIGNALS PH.3, PID 105950)

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

Mr. Bergstresser, Assistant City Manager presented a brief description of the resolution.

The following votes were recorded: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10090-18
BY: MR.DUKE AND MR.WANAMAKER

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO CONTRACT FOR THE SPAULDING ROAD (CITY PROJECT NO. 07-205D) AND SHROYER ROAD (CITY PROJECT NO.07-207A) STREET LIGHT REPLACEMENT PROJECT

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

Mr. Bergstresser, Assistant City Manager presented a brief description of the resolution.

The following votes were recorded: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10091-18
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, 2018

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

Mr. Schwieterman, City Manager presented a brief description of the resolution.

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

Mayor Patterson mentioned today is National Law Enforcement Appreciation Day and he thanked Chief Protsman and his entire department for everything they do to help keep our community safe.

ORDINANCES IN FIRST READING

CERTIFICATIONS AND PETITIONS

MANAGER'S REPORT/COMMUNITY UPDATE

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

- 2018 dog licenses are now on sale. Forms are available at area pet supply stores, some veterinarian offices, SICSA, and the county animal resource center.
- This is the last week Waste Management will pick up Christmas trees at the curb. All trees must be placed at the curb and free of lights and decorations. Trees that are 6' or more should be cut in half.
- Kettering City Offices will be closed on Monday, January 15, to observe Martin Luther King Jr. Day. There will be no delay in Waste Management trash service.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Audience Participation (5 Minute Limit per Speaker)

COUNCIL COMMITTEE REPORTS

Mr. Lautar reported:

- Absent.

Mr. Duke reported:

- Congratulations to Mayor Patterson and Mrs. Fisher on their swearing-in.

Mr. Wanamaker reported:

- Congratulations to Mayor Patterson and Mrs. Fisher on their swearing-in.
- He attended Christmas Day at Polen Farm.
- Congratulations to Chief Butts on the ribbon cutting of a new fire station.

Mr. Scott reported:

- Absent.

Mr. Klepacz reported:

- Wished residents a Happy New Year.
- Congratulations to Mayor Patterson, Mrs. Fisher, and Mr. Lautar on winning their elections.
- On December 22 he attended the Fire Department annual giftwrapping event.
- On December 25 he attended Christmas Day at Polen Farm.
- Encouraged residents to shop Kettering.

Mrs. Fisher reported:

- She attended the ribbon cutting of the new fire station.
- She attended Christmas Day at Polen Farm.

Mayor Patterson reported:

- Congratulations to Chief Butts on the ribbon cutting of a new fire station.
- Congratulations to Mrs. Fisher and welcome to City Council.
- Wished residents a Happy New Year.

Mr. Hamer, Law Director asked Mayor Patterson to state for the record that Mr. Scott and Mr. Lautar both have excused absences.

Mayor Patterson clarified that both Mr. Scott and Mr. Lautar have excused absences.

They're being no further business to come before this meeting of the Kettering City Council; Mayor Patterson adjourned the City Council Meeting at 8:25 p.m.

ATTEST:

LaShaunah D. Kaczynski
Clerk of Council

DONALD E. PATTERSON, MAYOR