

**KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
December 19, 2017**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, December 19, 2017, 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, Scott, Lautar, Schrimpf, Klepacz, Duke and Wanamaker

Council Members Absent: None

Total Members Present: Seven (7)

Mayor Patterson led the audience in the Pledge of Allegiance and then he read a Christmas poem. He introduced the cable TV operators Earl Jones and Liberty Lord. He thanked them for their assistance.

APPROVAL OF MINUTES

December 5, 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 seven (7) yea votes and no (0) nay votes for the December 5, 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- Earl Jones Day

Vice Mayor Scott read the above proclamation and same was accepted by Earl Jones.

Earl Jones thanked Council for their support of him covering the Council meetings. It has been a long haul and over a third of a century of him covering Council meetings.

Mayor Patterson thanked Mr. Jones and he appreciates all of the work he has done over the years.

Mr. Duke mentioned he has been here for 32 of the 36 years that Mr. Jones has been part of the Cable Council. There has been a lot of people come before Council to speak, and above any citizen in this community he has been the most prepared to address Council on any issue. You did your homework and researched it accurately and did a terrific job. You are an outstanding citizen and you demonstrated fantastic service on the Cable Council.

Presentation- Fire Department Citizenship Award

Assistant Fire Chief Mike Miller made the presentation this evening. On November 6, 2017 just after 3:00 a.m. Mr. Eric and his wife were awoken by the sound of a car horn and then saw an orange light reflecting from his windows. He then looked outside and saw flames coming from a neighbor's house. Mr. Eric told his wife to call 911 and then he went next door to see if anyone was in the house. He shouted loudly and began knocking on the door to awaken anyone that may be in the house. Due to the knocking, the door opened and Mr. Eric took a few steps into the house to continue to try to alert anyone who may be inside. He noticed someone on the sofa and that person was awoken by Mr. Eric shouting, and he then got the other person up who was sleeping in the bedroom. Mr. Eric and both occupants of the home were able to escape the fire without harm. Mr. Eric's quick and decisive actions saved the lives of those two men. Mr. Eric's actions describe the true meaning of citizenship which is what this award recognizes. The outcome of this fire could have been very devastating. The Citizenship Award criteria is awarded to people not associated with the Kettering Fire Department who distinguish themselves from others with actions that go above and beyond what are required from a citizen at the scene of an emergency. Mr. Eric is a true hero and well deserving of this award. Assistant Fire Chief Mike Miller then presented Payton Eric with the Citizenship Award.

Presentation- Christmas Day at Polen Farm

Marynel Bradley made the presentation this evening and showed two brief PowerPoint slides. Mrs. Bradley mentioned she is here to make her annual pilgrimage to welcome Council and everyone in the surrounding area who needs a place to celebrate on Christmas Day to join us for the Christmas Day gathering at Polen Farm. Yes, it is on Christmas Day and we will be there from 1-4 p.m. with a lot of fun events. In the house, there will be singing of carols and a hot buffet. Santa land is located in the barn with plenty of activities for the young at heart. Santa will be there all afternoon to take pictures. We have truly been blessed by local support organizations and companies that are listed on the slide. We could not do this day without their support. They help out by supporting this event. Their giving

truly makes us reflect what the season is about. It is better to give than to receive. Hope to see you there.

Mayor Patterson mentioned he appreciates what Marynel and Bill Bradley do each year with this program. It does provide an opportunity for people to celebrate Christmas festivities during the Christmas season. Mayor Patterson thanked all of the volunteers who put this program together. He truly appreciates them.

Resolution of Appreciation- Amy Schrimpf- City Council (Resolution No. 10059-17)

Mayor Patterson read the above resolution of appreciation and same was accepted by Mrs. Schrimpf.

Mayor Patterson mentioned one thing as Mayor he gets to do is present the key to the City. We do not give the keys to the front door to too many people. I have only given out one in my twelve years and that was to Al Fullenkamp. Mayor Patterson then read the key to the City and presented Mrs. Schrimpf with the key.

Mrs. Schrimpf mentioned she will save her comments for later.

Mayor Patterson opened the podium up for anyone else who would like to speak about Mrs. Schrimpf.

Representative Jim Butler mentioned this was a bittersweet feeling that he gets to come and present a commendation from the Ohio House of Representatives to Amy Schrimpf for her service. It has been an honor to have worked with her for the entire time he has been a State Representative. Mrs. Schrimpf has been an awesome help and has always demonstrated the upmost professionalism. You can tell you are doing things for the people and not for yourself. That is not a common characteristic and it has truly been an honor. Representative Butler read the commendation and then presented it to Mrs. Schrimpf.

Mayor Patterson mentioned that Amy Schrimpf's family is in the audience this evening. He also introduced Jacque Fisher and welcomed her to City Council. He also thanked everyone who stopped by this evening to say hi to Mrs. Schrimpf.

PUBLIC HEARINGS

PUBLIC COMMENT ON LEGISLATION

ORDINANCES IN SECOND READING

AN ORDINANCE

NO: 4299-17

BY: MR.SCOTT AND MR.KLEPACZ

TO REZONE A PARCEL OF LAND LOCATED AT 2200 EAST DAVID ROAD FROM R-4 VILLAGE RESIDENCE DISTRICT TO R-1 SUBURBAN RESIDENCE DISTRICT (PLANNING COMMISSION CASE NO. PC-17-026)

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

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

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Lautar, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Scott, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes, and no (0) Nay votes, the motion was declared carried and the ordinance duly adopted.

AN ORDINANCE

NO: 4300-17

BY: MR.KLEPACZ AND MRS.SCHRIMPF

TO PROVIDE FOR THE TABLE OF ORGANIZATION, POSITION CLASSIFICATION PLAN, COMPENSATION PLAN AND PAY SCHEDULES AND RULES AND REGULATIONS PERTAINING TO CONDITIONS OF WORK AND SUPPLEMENTAL BENEFITS FOR THE EMPLOYEES OF THE CITY OF KETTERING, OHIO, AND TO REPEAL ORDINANCE NO. 4281-16

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

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

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Lautar, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Scott, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes, and no (0) Nay votes, the motion was declared carried and the ordinance duly adopted.

RESOLUTIONS

A RESOLUTION
NO: 10060-17
BY: MRS.SCHRIMPF AND MR.LAUTAR

AUTHORIZING THE CITY MANAGER TO ACCEPT A DONATION OF FIRE ALARM BOOSTER PANELS FROM KETTERING MEDICAL CENTER

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

Chief Butts, Fire Chief gave a brief description of the resolution.

The following votes were recorded: Mrs. Schrimpf, Yes; Mr. Klepacz, Yea; Mr. Lautar, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Scott, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 10061-17
BY: MR.LAUTAR AND MR.DUKE

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE MIAMI VALLEY FAIR HOUSING CENTER FOR OPERATION OF THE CITY'S FAIR HOUSING PROGRAM

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

Mr. Robillard, Planning & Development Director gave a brief description of the resolution.

The following votes were recorded: Mrs. Schrimpf, Yea; Mr. Klepacz, Yea; Mr. Lautar, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Scott, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes, and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 10062-17
BY: MR.DUKE AND MR.WANAMAKER

AUTHORIZING THE CITY MANAGER TO ACCEPT GRANT FUNDS FROM FOTOFOCUS FOR A SPECIAL EXHIBITION AT ROSEWOOD ARTS CENTRE CELEBRATING PHOTOGRAPHY AND LENS-BASED ART

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

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

The following votes were recorded: Mrs. Schrimpf, Yes; Mr. Klepacz, Yea; Mr. Lautar, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Scott, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 10063-17
BY: MR.WANAMAKER AND MR.SCOTT

AUTHORIZING THE CITY MANAGER TO ACCEPT DONATIONS FOR THE CHRISTMAS DAY FUND

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

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

The following votes were recorded: Mrs. Schrimpf, Yes; Mr. Klepacz, Yea; Mr. Lautar, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Scott, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 10064-17
BY: MR.SCOTT AND MR.KLEPACZ

AUTHORIZING THE CITY MANAGER TO PURCHASE ADDITIONAL BUNKER GEAR
THROUGH A STATE OR LOCAL COOPERATIVE PURCHASING PROGRAM

Mr. Scott 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. Schrimpf, Yes; Mr. Klepacz, Yea; Mr. Lautar, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Scott, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 10065-17
BY: MR.KLEPACZ AND MRS.SCHRIMPF

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND
NEGOTIATED QUOTES TO CONTRACT FOR THE REMOVAL AND REPLACEMENT OF
ASH TREES IN 2018

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

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

Mayor Patterson asked is there a standard type of tree?

Mr. Schwieterman mentioned he would look into that.

The following votes were recorded: Mrs. Schrimpf, Yes; Mr. Klepacz, Yea; Mr. Lautar, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Scott, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 10066-17
BY: MRS.SCHRIMPF AND MR.LAUTAR

AUTHORIZING THE CITY MANAGER TO AMEND THE VOLUNTEER FIREFIGHTER
PENSION PLAN IN ORDER TO TERMINATE THE PLAN AS OF DECEMBER 31, 2017 AND
TO TAKE ALL STEPS NECESSARY TO PROVIDE FOR TERMINATION AND
DISTRIBUTIONS

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

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

The following votes were recorded: Mrs. Schrimpf, Yes; Mr. Klepacz, Yea; Mr. Lautar, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Scott, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 10067-17
BY: MR.LAUTAR AND MR.DUKE

AUTHORIZING THE CITY MANAGER TO ENTER INTO A THREE YEAR CONTRACT WITH
AT&T FOR CENTREX PHONE SERVICE

Mr. Lautar 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. Schrimpf, Yes; Mr. Klepacz, Yea; Mr. Lautar, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Scott, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 10068-17
BY: MR.DUKE AND MR.WANAMAKER

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE
KETTERING BASKETBALL OFFICIALS ASSOCIATION

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

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

The following votes were recorded: Mrs. Schrimpf, Yes; Mr. Klepacz, Yea; Mr. Lautar, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Scott, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 10069-17
BY: MR.WANAMAKER AND MR.SCOTT

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

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

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

The following votes were recorded: Mrs. Schrimpf, Yes; Mr. Klepacz, Yea; Mr. Lautar, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Scott, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 10070-17
BY: MR.SCOTT AND MR.KLEPACZ

TO MAKE APPROPRIATIONS FOR CURRENT EXPENDITURES OF THE CITY OF
KETTERING, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2018

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

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

The following votes were recorded: Mrs. Schrimpf, Yes; Mr. Klepacz, Yea; Mr. Lautar, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Scott, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

ORDINANCES IN FIRST READING

AN EXPEDITED ORDINANCE
NO: 4301-17
BY: MR.KLEPACZ AND MRS.SCHRIMPF

VACATING A PORTION OF RIGHT-OF-WAY ABUTTING 2223 SOUTH DIXIE HIGHWAY

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

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

The following votes were recorded: Mrs. Schrimpf, Yes; Mr. Klepacz, Yea; Mr. Lautar, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mr. Scott, Yea; Mayor Patterson, Yea. There being seven (7) Yea votes and no (0) Nay votes, the motion was declared carried and the ordinance duly adopted.

CERTIFICATIONS AND PETITIONS

MANAGER'S REPORT/COMMUNITY UPDATE

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

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- Crews are now in the last round of leaf pickup for the season. Crews are currently in District 5. Crew will continue through District 6 before the program ends for the season.
- 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.
- In observance of the Christmas and New Year's Holidays, the City of Kettering Government Offices will be closed:
 - Monday, December 25
 - Tuesday, December 26
 - Monday, January 1
- There will be no Waste Management trash pickup on Monday, December 25, 2017 or Monday, January 1, 2018.
- Christmas Day at Polen Farm gathering will be Christmas Day at Polen Farm from 1:00p.m.-4:00p.m.

Mr. Schwieterman mentioned it has been an absolute pleasure working with Mrs. Schrimpf and her serving the residents of Kettering.

Mr. Lautar asked what is the proper procedure of disposing a Christmas tree?

Mr. Schwieterman informed Council that disposal of Christmas trees are part of the Waste Management contract, and residents can place their Christmas tree at the curb on their trash day for collection. If it is a large tree, please cut it in half. Trees that are 6-7 feet can be collected without having to be cut down. Also, please do not put trees in bags.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Audience Participation (5 Minute Limit per Speaker)

COUNCIL COMMITTEE REPORTS

Mr. Lautar reported:

- The holiday concert was amazing.
- The number of newly sworn-in firefighters is very impressive.
- He attended round robin.
- It has been a pleasure working with Mrs. Schrimpf.

Mr. Duke reported:

- On December 11 he represented the City and the First Suburbs Committee at Joyce Young's retirement party.
- He could not get into the holiday concert because he was stuck in traffic on Lincoln Park.
- Encouraged residents to make arrangements if they will be receiving packages at their homes around Christmas.
- It has been a pleasure working with Mrs. Schrimpf and she will be missed.
- Wished residents a happy holiday.

Mr. Wanamaker reported:

- Thanked Mrs. Schrimpf for her service and encouraging others to get involved in local government.

Mr. Scott reported:

- Wished Mrs. Schrimpf well and thanked her for her service.
- Wished residents a Merry Christmas and a Happy New Year.

Mr. Klepacz reported:

- On December 18 he attended the holiday concert at Fairmont.
- Congratulations to Chief Butts and Mayor Patterson on the swearing-in of new firefighters.
- He read a few highlights from an article that was published in the Dayton Daily News about Mrs. Schrimpf.
- Mrs. Schrimpf will be missed.
- Encouraged residents to shop Kettering.
- Wished residents a Merry Christmas and a Happy New Year.

Mrs. Schrimpf reported:

- She thanked the residents of Kettering for electing her.
- She thanked Mayor Patterson and Maureen Patterson for pushing her to get involved in the Kettering community.
- She thanked Council for their support.
- She thanked Mr. Schwieterman and City staff for always making her proud of this City.
- She thanked the residents who are involved in the community that help make Kettering her adopted family.

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- She has met a lot of people who give generously through volunteering in various organizations.
- She thanked her children for being patient while she fulfilled her Council obligations.
- She thanked her husband John for being supportive.
- She thanked her family and friends who were in the audience this evening.
- She thanked the Kettering community and the amazing people who live here.

Mayor Patterson reported:

- Thanked Mrs. Schrimpf for the kind words about himself and Maureen.
- Mrs. Schrimpf was always able to talk to residents and always remain professional.
- Mrs. Schrimpf has made a true impact on this community.
- Mrs. Schrimpf will be missed.
- Biggest gift residents can give to their community is to help out and volunteer and Mrs. Schrimpf did just that.
- The residents of Kettering appreciate Mrs. Schrimpf's sacrifice.

They're being no further business to come before this meeting of the Kettering City Council; Mayor Patterson adjourned the City Council Meeting at 8:46 p.m.

ATTEST:

LaShaunah D. Kaczynski
Clerk of Council

DONALD E. PATTERSON, MAYOR