



CITY OF KETTERING

DONALD E. PATTERSON, MAYOR • BILL LAUTAR, VICE MAYOR
BRUCE E. DUKE • JACQUE FISHER • TONY KLEPACZ • ROB SCOTT • JOSEPH D. WANAMAKER

KETTERING COUNCIL AGENDA

April 10, 2018

**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

March 27, 2018 - Council Meeting & Workshop Minutes

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

Presentation	Kettering Fire Department Certificate of Commendation
Proclamation	Arbor Day
Proclamation	National Telecommunications Week
Proclamation	National Volunteer Week
Award Presentation	Mayor's Award

PUBLIC HEARINGS

1. P.C. 17-035- Request for Zoning District Map Amendment to reclassify land from ED-3 and I-Industrial to O-Office.
2. P.C. 18-005- Request for Zoning District Map Amendment to reclassify land from B-Business to R-2 Neighborhood Residence.

PUBLIC COMMENT ON LEGISLATION

(5 Minute Limit per Speaker)

ORDINANCES IN SECOND READING

RESOLUTIONS

3. Authorizing the City Manager to use competitive bargaining and negotiated quotes or an approved cooperative purchasing program to purchase a 12-passenger vehicle.
4. 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.

ORDINANCES IN FIRST READING

CERTIFICATIONS AND PETITIONS

Certification- Planning Commission recommends approval of P.C. 18-007- Request for vacation of portions of easements- Ashton Gardens Final Phase. A public hearing on this request will be held on Tuesday, April 24, 2018 at the Kettering City Council meeting.

MANAGER'S REPORT/COMMUNITY UPDATE

OTHER BUSINESS NOT ON WRITTEN AGENDA

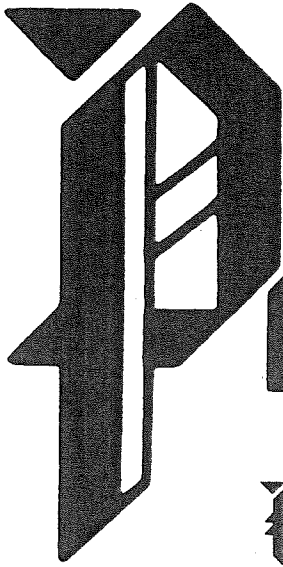
Audience Participation (5 Minute Limit per Speaker)

CITY COUNCIL REPORT/UPDATE

The City of Kettering invites people with disabilities to enjoy our programs, services, parks, and facilities. Contact Anna Breidenbach at anna.breidenbach@ketteringoh.org or call 296-2439 for more information about our accessibility, inclusion, and special programs initiatives. For TTY assistance, contact Ohio Relay Service at 800-750-0750.

KETTERING CITY CALENDAR
2018

April 9	7:00 p.m.	Board of Community Relations
April 10	4:00 p.m. 6:00 p.m. 7:30 p.m.	Partners for Healthy Youth Council Workshop City Council Meeting
April 16	7:00 p.m. 7:00 p.m.	Planning Commission Board of Community Relations
April 18	8:00 a.m.	Volunteer Advisory Council
April 23	7:00 p.m. 7:30 p.m.	Board of Zoning Appeals Sister Cities
April 24	6:00 p.m. 7:30 p.m.	Council Workshop City Council Meeting
May 7	7:00 p.m.	Planning Commission
May 8	4:00 p.m. 6:00 p.m. 7:30 p.m.	Partners for Healthy Youth Council Workshop City Council Meeting



Office of the Mayor

Proclamation

Whereas:

Arbor Day is a special day set aside for the planting of trees and is observed throughout the nation and the world; and

WHEREAS: *Arbor Day calls attention to the need for conservation stressing how essential it is to maintain and protect the beauty and usefulness of our natural forests as well as the importance of trees to conserve the land in all areas; and*

WHEREAS: *Arbor Day in Kettering is celebrated by the planting of trees at Pondview Park on Saturday, April 21, 2018, which is part of Kettering's Annual Tree Fest activities; and*

WHEREAS: *The Tree City USA Award embraces the annual Arbor Day tree planting, the Living Tree Program, the Median Tree Planting Program and the Citizen Tree Planting Program. These are all key Tree City USA requirements established by the National Arbor Day Foundation and the Parks, Recreation and Cultural Arts Department administers these programs; and*

WHEREAS: *The City of Kettering has been named a Tree City USA for 35 years since 1983 by the National Arbor Day Foundation and desires to continue its tree-planting ways, which beautify our community, increase property values, and enhance the economic vitality of business areas.*

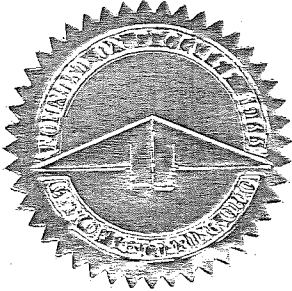
NOW, THEREFORE, *I Donald E. Patterson, Mayor of the City of Kettering, Ohio, do hereby proclaim*

APRIL 21, 2018

to be

ARBOR DAY

in the City of Kettering, and urge all citizens to recognize the wise management of natural resources by the planting of trees as the embodiment of life and for the economic and social growth of the community.



IN WITNESS WHEREOF, *I have hereunto set my hand and caused the Seal of the City of Kettering, Ohio, to be affixed this 10th day of April, in the Year of our Lord Two Thousand, and Eighteen.*

DONALD E. PATTERSON
Mayor of the City of Kettering

Office of the Mayor

Proclamation

Whereas:

Emergencies can occur at any time, requiring police, fire or emergency medical services to respond; and

WHEREAS: When an emergency occurs, the prompt response of law enforcement, firefighters and paramedics is critical to the protection of life and preservation of property; and

WHEREAS: The safety of our police officers and firefighters is dependent upon the quality and accuracy of information obtained from citizens who telephone the Kettering Public Safety Communication Center; and

WHEREAS: Public Safety Dispatchers are the first and most critical contact our citizens have with emergency services; and

WHEREAS: Public Safety Dispatchers are the single vital link for our law enforcement and fire personnel by monitoring their activities by radio, providing them information and ensuring their safety; and

WHEREAS: Our Public Safety Dispatchers have contributed substantially to the apprehension of criminals, suppression of fires and treatment of patients; and

WHEREAS: Each dispatcher has exhibited compassion, understanding, and professionalism during the performance of their job in the past year.

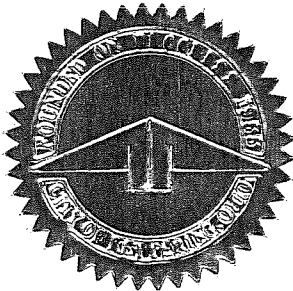
NOW THEREFORE, I, Donald E. Patterson, Mayor of the City of Kettering, Ohio do hereby proclaim

APRIL 8-14, 2018

to be

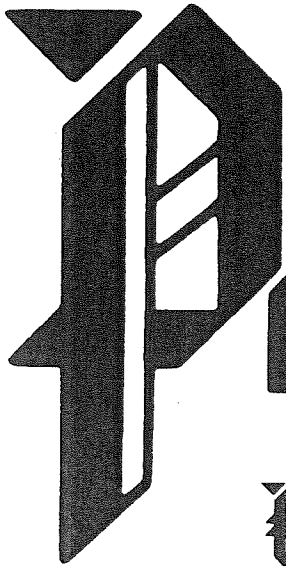
NATIONAL PUBLIC SAFETY / TELECOMMUNICATOR'S WEEK

in the City of Kettering, Ohio, in honor of the men and women whose diligence and professionalism keep our City and citizens safe.



IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Kettering, Ohio, to be affixed this 10th day of April in the Year of our Lord, Two Thousand and Eighteen.

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



Office of the Mayor

Proclamation

Whereas:

National Volunteer Week was established in 1974 and has grown exponentially in scope each year, drawing support and endorsement of all subsequent U.S. presidents, governors, mayors and other respected elected officials. It is a time to say thank you and honor the millions of people who change the world by volunteering; it is about inspiring, recognizing and encouraging people to seek out imaginative ways to engage in their communities; and

WHEREAS: The theme for National Volunteer Week is "Celebrate Service". The theme captures the meaning of this signature week honoring the people who dedicate themselves to taking action and solving problems in their communities; and

WHEREAS: National Volunteer Week presents an opportunity for individuals, families, nonprofit organizations and government entities to celebrate people who accomplish extraordinary things through service; and

WHEREAS: This year marks the 44th anniversary of National Volunteer Week and the 39th anniversary of the City of Kettering Volunteer Program, demonstrating to the nation that by working together, we have the fortitude to meet our challenges and accomplish our goals; and

WHEREAS: Volunteering promotes fellowship and unity, as well as increases community awareness and the giving of oneself in service to another empowers the giver and the recipient; and

WHEREAS: Our nation was founded upon a spirit of volunteerism, and the talents and energies of American volunteers are one of our greatest assets and certainly one of Kettering's greatest resources; and

WHEREAS: The City of Kettering volunteers' contribution of 32,732 hours during the last year, help make our community a wonderful place to call home.

WHEREAS: During this week, all over the nation, volunteers will be recognized for their commitment to service, and our country's volunteer force of 63 million people and the city's volunteer force of 1,000 people demonstrate that volunteers are vital to our future as a caring and productive nation and community.

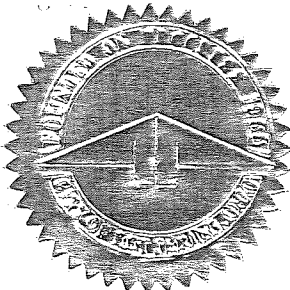
NOW THEREFORE, I, Donald E. Patterson, Mayor of the City of Kettering, Ohio do hereby proclaim

APRIL 15 – 21, 2018

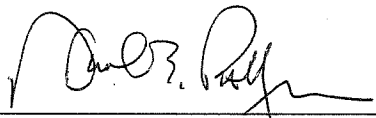
to be

NATIONAL VOLUNTEER WEEK

in the City of Kettering, Ohio and urge my fellow citizens to volunteer in our community. By volunteering and recognizing those who serve, we can come together to 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 10th day of April in the Year of our Lord, Two Thousand and Eighteen.


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

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE
BARGAINING AND NEGOTIATED QUOTES OR AN APPROVED
COOPERATIVE PURCHASING PROGRAM TO PURCHASE A
12-PASSENGER VEHICLE**

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

Section 1. The City Manager is hereby authorized to use competitive bargaining and negotiated quotes or an approved cooperative purchasing program to purchase a 12-passenger vehicle for Frazee Pavilion.

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 _____ 2018.

DONALD E. PATTERSON, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

LASHAUNAH D. KACZYNSKI,
Clerk of Council

THEODORE A. HAMER, III,
Law Director

Estimated Cost: \$34,000.00
Amount Budgeted: \$0
Acct. No.: 2200-77740

(Requested by: Parks, Recreation & Cultural Arts 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, 2018

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, 2018, the following supplemental sums are set aside and appropriated:

A. From the General Fund:

TRANSFERS TO OTHER FUNDS	
Capital Improvement Fund	\$ 250,000.00

B. From the Capital Improvement Fund:

PARKS & RECREATION	\$ 250,000.00
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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 _____ 2018.

DONALD E. PATTERSON, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

LASHAUNAH D. KACZYNSKI,
Clerk of Council

THEODORE A. HAMER, III
Law Director

(Requested by: Finance Department)



CITY OF KETTERING
Planning and Development Department

CERTIFICATION

DATE: April 3, 2018
TO: Mayor and Council, City of Kettering
FROM: Planning Commission
SUBJECT: P.C. 18-007 - Request for Vacation of Portions of Easements – Ashton Gardens Final Phase

Planning Commission hereby certifies that a public hearing was held at their meeting on April 2, 2018 with a decision reached at that meeting.

Planning Commission hereby submits its recommendation to Council that the requested unneeded segments of easements within the final phase of the Ashton Gardens development be recommended to Kettering City Council for vacation.

Vote of the Planning Commission

The motion recommending approval was passed by a vote of 4:0.

Reason for Request

This case involves a four lot subdivision for the eastern portion of the property that was originally approved as Ashton Gardens. In October of 2016 the Planning Commission approved a new Development Concept Plan for the Ashton Gardens property within Lincoln Park Center that involved changing the remaining four unbuilt (but approved) 12 unit condominium structures and downsizing them into four 4-unit condo structures. The original approval called for the construction of six identical 3-story condominium buildings, with each structure containing 12 separate residential units (four flats on each of the three floors of the building). Only two such buildings were constructed, along with a large, centrally located parking structure sized to accommodate all six 12-unit buildings that were approved. The two existing Ashton Gardens buildings are addressed at 700 and 791 Ashton Circle. Both were completed in 1987 as part of the initial phase of residential construction within the Community Center District. The engineer for the developer identified four segments of existing easements that require vacation to accommodate the approved placement of new condominium buildings.

The Planning Commission made a motion that indicates that the reasons to vacate this unused segments of easements can be supported such that this easement vacation can be recommended to Kettering City Council for their approval.

Respectfully submitted,

KETTERING PLANNING COMMISSION

By: Ronald L. Hundt
Zoning Administrator
Planning and Development Department