

**KETTERING CITY COUNCIL  
REGULAR MEETING MINUTES  
August 28, 2018**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, August 28, 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, Lautar, Fisher, Klepacz, Scott, Duke and Wanamaker

Council Members Absent: None

Total Members Present: Seven (7)

Mayor Patterson led the audience in the Pledge of Allegiance and gave the invocation. He introduced the cable TV operator Liberty Lord. He thanked her for her assistance.

Mr. Duke made a motion to amend the agenda by removing item number one public hearing for Planning Commission case PC-18-015- Zoning District Map Amendment. Mr. Lautar seconded the motion followed by an unanimous like sign vote.

APPROVAL OF MINUTES

August 14, 2018 - Council Meeting & Workshop Minutes

Mr. Scott reported that he reviewed the above minutes and moved the minutes be approved. Mr. Duke seconded the motion and there being seven (7) yea votes and no (0) nay votes for the August 14, 2018 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- Ohio Scenic River Month

Hope Taft, Little Miami Watershed Network mentioned that Kettering has become the poster child community for the Little Miami Watershed and she is here this evening to report some events and activities that have gone on in this area. She is very excited that the Little Miami Watershed Network is being presented with a proclamation this evening in support of the Scenic Rivers Act of Ohio. This is the 50<sup>th</sup> anniversary of the Ohio Scenic Rivers Act, and Ohio was the first state in the nation to pass such a law. The federal government got on board eight months later. That is a big kudos for Ohio, and Kettering shares in that because Kettering is the first city in the upper part of the Little Miami that has worked with the Little Miami Watershed Network to make a difference. Mr. Lautar read the above proclamation and same was accepted by Mrs. Taft. Mrs. Taft mentioned she was so happy to see an article inside a recent edition of *Contact Kettering* about the watershed and the education the City is providing to encourage residents to protect the watershed.

Mayor Patterson mentioned he likes the sewer covers emblems that have been placed on sewers around the city.

Mike Shoemaker, Co-founder of the Little Miami Watershed Network mentioned that the network is only about 3 ½ years old. The network has done a lot of good work in the city thanks to the help of City Council and City administration. The network started working on the storm drain emblems and out of 7,059 sewer drains located in Kettering, over half of them already had the storm sewer emblems. Thanks to Mary Lou Randolph and all of the Kettering volunteers, they were able to place 3,132 emblems on sewer drains around the city. The volunteers donated over 200 hours while working on this project. The network also had help from Dor-wood Optimist who helped buy some of the emblems, and also on "Make A Difference Day" they were able to put down 400 additional emblems on sewer drains. They have changed the design of the emblems from plastic to aluminum because they are more durable. There are also signs now around the city over the watershed which is important to have people connect with the watershed. It is important to keep the watershed clear of debris and plastic. He wanted to thank Mayor Patterson, City Council, Mark Schwieterman, Steve Bergstresser, John Sliemers, Diane Wuensch, Greg Moore, Dan Phillips, Jacob Richardson, MaryLou Randolph, Kettering volunteers, Al Fullenkamp, and Terri Youngerman. Kettering is the first major city to work with the Little Miami Watershed Network, and they are well on their way to protect the Little Miami River.

Mayor Patterson thanked Mr. Shoemaker for all of his efforts in protecting the Little Miami River.

Mr. Klepacz asked Mr. Shoemaker to explain why Kettering is involved with the Little Miami River and what happens to our water when it heads toward the river.

Mr. Shoemaker informed Council that you will have to thank mother nature. When the glaciers came down, it left the layout of the land. Half of the City of Kettering drains to the Little Miami River and the other half drains to the Great Miami River. There are a lot of glacier deposits here in the City of Kettering. The glaciers had a lot to do with the drainage passages. It is important to take care of our river due to impervious surfaces such as buildings and road paving because they allow the water to drain faster and the water drains into the sewer drains and then into the Little Miami River. Also, there is a lot of flash flooding and both he and Mrs. Taft live on the Little Miami River. Back in June of this year, there was a flash flood in Kettering and they had to cancel their cleanup because the river was too high. When there is a flash flood, the water collects all of the debris. There is a lot of trash and debris that is collecting into the Little Miami River. There was a lot of trash that was coming downstream to Kettering from the Little Beavercreek River. The network is working in schools to help educate students how to properly dispose of pop bottles, and also if someone is out walking to help pick up trash. Trash being placed in the river will eventually get into the ocean.

Mr. Duke mentioned that three years ago at an University of Dayton basketball game, Mr. Duke and Mr. Shoemaker sat next to each other and Mr. Shoemaker never stopped encouraging people about what is going on with the watershed project. Between Mr. Shoemaker and Mrs. Taft he has never seen two people more enthusiastic for a labor of love. On behalf of Council he wanted to thank them for all of their hard work.

Mr. Shoemaker mentioned protecting the water in Kettering is important because they receive the same water out in the Little Miami which is the water that he and Mrs. Taft drink. He would just like to ensure that the water is as clean as it can be.

Mayor Patterson thanked Mr. Shoemaker for all of his hard work.

#### Presentation- Auditor of State Award

Joseph Braden, West Regional Liaison for the Auditor of State made the presentation this evening. He is here this evening to present the City of Kettering with the Auditor of State Award with distinction. This puts the City of Kettering in a very unique group. The Finance Department works effortlessly year end and year out to receive this award. The Auditor of State Office audits 5,900 entities and only 3-5 percent of the entities are even eligible for this award. This award is presented to local governments and school districts upon completion of a financial audit that meet the following criteria of a clean financial audit:

- Complete a comprehensive financial report within six months of fiscal year end
- Must have a clean audit- no findings for recoveries, material citations, material weaknesses or significant deficiencies
- No single audit findings or question cost
- No financial concerns
- Management letter should not refer to any ethics concerns, question cost, lack of timely reports submissions, reconciliation issues, failure to obtain a timely single audit, findings for recoveries, or any public meeting or public records issues

This award represents the hard work of all city employees. He would also like to recognize the Mayor, City Council, and the City Manager for what they do every day to watch the dollar amounts in the City of Kettering. He would also like to recognize Nancy Gregory, Finance Director for her outstanding leadership, professionalism, and her commitment to fiscal integrity. Mr. Braden then presented Ms. Gregory with the award.

Ms. Gregory mentioned she would like to thank the Auditor of State Dave Yost and Mr. Braden for awarding the City of Kettering with this fine award. This recognition goes hand in hand with the care that this organization takes in performing our jobs and making the good stewardship of tax payers dollars a top priority. This takes the efforts of everyone within the City organization. We are fortunate to have people at every level who understand the importance of the trust that is placed in us by the tax payers since they are our investors. She is particularly proud of everyone in the Finance Department. She observes daily the efforts of her staff. She is grateful to come to work with a fine team of dedicated and capable individuals. This award is a positive example of the dedication of our elected officials, administrators, and employees. She also thanked City Council for all of their support of the Finance Department in doing what they need to do every day.

#### PUBLIC HEARINGS

#### PUBLIC COMMENT ON LEGISLATION

#### ORDINANCES IN SECOND READING

A RESOLUTION  
NO: 10181-18  
BY: MR.LAUTAR AND MR.KLEPACZ

AUTHORIZING THE CITY MANAGER TO ENTER INTO AND IMPLEMENT A COLLECTIVE BARGAINING AGREEMENT WITH THE INTERNATIONAL ASSOCIATION OF FIREFIGHTERS LOCAL #2150- FIRE CAPTAINS, WHICH IS CONSISTENT WITH A TENTATIVE AGREEMENT REACHED BY THE BARGAINING TEAMS

Mr. Lautar 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: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mrs. Fisher, Yea; Mr. Scott, Yea; Mr. Duke, Yea; Mr. Wanamaker, 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: 10182-18  
BY: MR.KLEPACZ AND MRS.FISHER

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO CONTRACT FOR AN EMERGENCY BACKUP DISPATCH CENTER TO BE INSTALLED AT FIRE HEADQUARTERS

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: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mrs. Fisher, Yea; Mr. Scott, Yea; Mr. Duke, Yea; Mr. Wanamaker, 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: 10183-18  
BY: MRS.FISHER AND MR.SCOTT

AUTHORIZING THE CITY MANAGER TO CONTRACT FOR PROFESSIONAL ENGINEERING DESIGN SERVICES FOR THE RIDGEWAY ROAD BRIDGE REPLACEMENT PROJECT (CITY PROJECT NO. 03-904C)

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

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

The following votes were recorded: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mrs. Fisher, Yea; Mr. Scott, Yea; Mr. Duke, Yea; Mr. Wanamaker, 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: 10184-18  
BY: MR.SCOTT 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. Scott 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: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mrs. Fisher, Yea; Mr. Scott, Yea; Mr. Duke, Yea; Mr. Wanamaker, 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: 10185-18  
BY: MR.DUKE AND MR.WANAMAKER

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE HOMEOWNERSHIP CENTER OF GREATER DAYTON TO PROVIDE COUNSELING SERVICES AS PART OF THE CITY'S HOUSING AND FORECLOSURE PREVENTION PROGRAMS

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: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mrs. Fisher, Yea; Mr. Scott, Yea; Mr. Duke, Yea; Mr. Wanamaker, 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: 10186-18  
BY: MR.WANAMAKER AND MR.LAUTAR

AUTHORIZING THE CITY MANAGER TO ENTER INTO A GRANT AGREEMENT WITH BRIGID'S PATH FOR CDBG FUNDS

Mr. Wanamaker 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: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mrs. Fisher, Yea; Mr. Scott, Yea; Mr. Duke, Yea; Mr. Wanamaker, 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: 10187-18  
BY: MR.LAUTAR 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. Lautar 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: Mr. Lautar, Yea; Mr. Klepacz, Yea; Mrs. Fisher, Yea; Mr. Scott, Yea; Mr. Duke, Yea; Mr. Wanamaker, 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

CERTIFICATIONS AND PETITIONS

MANAGER'S REPORT/COMMUNITY UPDATE

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

- Holiday at Home
  - Sunday, September 2
    - Arts & Crafts: 10:00 a.m. -6:00 p.m.
    - Auto Show: 11:00 a.m. – 6:00 p.m.
    - Children's Zone: 11:00 a.m. – 6:00 p.m.
  - Monday, September 3
    - 5k Race: 8:00 a.m.
    - Parade: 9:55 a.m. -12:00 p.m.
    - Arts & Crafts: 10:00 a.m. – 6:00 p.m.
    - Auto Show: 11:00 a.m. – 5:00 p.m.
    - Children's Zone: 11:00 a.m. to 5:00 p.m.
- Coming to the Frazee:
  - Boy George & Culture Club and Thompson Twin's Tom Bailey- Wednesday, September 5 at 8:00 p.m.

-Euge Groove & Peter White with Lindsey Webster- Thursday, September 6 at 7:30 p.m.

- Ringo Star- Tuesday, September 11 at 7:30 p.m.

- The Taste will be Thursday, August 30 at 6:00 p.m. at the Frazee.
- Kettering city offices will be closed on Monday, September 3 to observe Labor Day. Waste Management trash pick-up will be delayed by one day.
- Shred Day will be Saturday, September 8 from 9 a.m. –noon at the Government Center.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Audience Participation (5 Minute Limit per Speaker)

COUNCIL COMMITTEE REPORTS

Mr. Lautar reported:

- Holiday at Home is a unique program for the Kettering community.
- Kick-off to Holiday at Home started with the Fairmont vs Alter football game.
- Holiday at Home Gala is Saturday, September 1.
- Take advantage of the fun activities offered at Holiday at Home.

Mr. Duke reported:

- Kettering is a fun town to live in.

Mr. Wanamaker reported:

- Fairmont had a victory over Alter at the football game which was a great kick-off to the holiday festivities.

Mr. Scott reported:

- Marc's Grocery Store is a huge win for the Kettering community.
- National Night Out had record attendance.

Mr. Klepacz reported:

- Sister Cities will have a booth at Holiday at Home at the entrance of the Frazee.
- Great weekend to stay home and shop Kettering.

Mrs. Fisher reported:

- Come see some amazing bands play at Holiday at Home.
- Support Fairmont during their spirit challenge against Centerville.

Mayor Patterson reported:

- Holiday at Home is a signature event for the Kettering community.
- Enjoy Kettering this weekend.
- On August 22 he attended the Preschool Promise update meeting.

They're being no further business to come before this meeting of the Kettering City Council; Mayor Patterson adjourned the City Council Meeting at 8:07 p.m.

ATTEST:

LaShaunah D. Kaczynski  
Clerk of Council

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DONALD E. PATTERSON, MAYOR