

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

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, October 9, 2018, at 7:30 p.m. in Council Chambers at the Kettering Government Center South Building, 3600 Shroyer Road. Vice Mayor Lautar presided and the Clerk of Council, LaShaunah D. Kaczynski, recorded. This meeting was telecast live on the cable access channel.

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

Council Members Absent: Patterson (Excused)

Total Members Present: Six (6)

Vice Mayor Lautar led the audience in the Pledge of Allegiance and gave the invocation. He introduced the cable TV operator Liberty Lord. The Page this evening was Gabe Duplechian from Kettering Middle School. He thanked them for their assistance.

Vice Mayor Lautar mentioned that Mayor Patterson has an excused absence.

APPROVAL OF MINUTES

September 25, 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 six (6) yea votes and no (0) nay votes for the September 25, 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

Presentation- Montgomery County Environmental Services

Pat Turnbull, Environmental Services Director made the presentation this evening. He would like to discuss the history of the Solid Waste District. In 1988, House Bill 592 was passed in the state of Ohio, and it created Solid Waste Districts throughout the state. Districts can form from either a single county entity or a multi-county entity. Montgomery County formed a single county entity. With that, the State requires that a district demonstrate they have at least 10 years of disposal capacity and also reduced reliance on landfill. Since the 1980s, all 28 jurisdictions of Montgomery County have been part of the Solid Waste District. The Solid Waste District has just entered a 10 year agreement with Rumpke to haul away, transfer, and dispose of all trash.

Bob Downing, Assistant Environmental Services Director mentioned that the Solid Waste District have special waste and recycling programs. Some collections include household hazardous waste, electronics, antifreeze, motor oil, paper, appliances, and yard waste. Those services are free to Montgomery County residents. In addition, there are educational outreach programs. There is an Environmental Learning Center that provides an interactive experience about recycling and waste reduction. Grant programs are available to district members. Members can apply for grants to help people in your community increase recycling. One popular recycling grant is upgrading a park to increase plastic recycling. China has implemented a policy that will affect Kettering very soon. China has enacted a national policy within the last year where they have stopped accepting waste and recyclables from the United States. A lot of that has to do with contamination levels, and China would like to build their own infrastructure. Their economy is thriving, and they would like to invest in their own infrastructure, and they are no longer interested in accepting recyclables from the United States. That has a direct impact on the market for the haulers who disperse recyclables. This is moving us to a recycle right conversation. There are a lot of people who believe that as long as they place an item in a recycling tote, then that item has been recycled. That is not necessarily true. There are items you can place in a plastic bag that you think are recyclables, but they actually end up damaging equipment. They have a plan to address this concern by using education as an outreach. They have received a grant from the Ohio EPA that will help address that issue. Currently, from a residential/ commercial standpoint it is about a 23% recycling rate. Commercial refers to big box stores and malls. Industrial waste reduction is about 83% and that is contributed from manufacturing companies realizing recycling saves them money. The residential/ commercial percentage is not the same as curbside pickup. Residential collection in Montgomery County is around 15%. Special programs and outreach will help Montgomery County achieve their goal to reach 25% recycling rate. In 2019, Montgomery County will be providing volume-base community curbside recycling. There will be multiple tote sizes and services that will be offered to communities throughout Montgomery County. There will be a plan for everyone, no matter what stage of life you are in. He is asking for Council's support of the ratification of this plan. The plan is required to be ratified by 60% of the population along with the City of Dayton and County Commissioners. He would like to ask for their support of this ratification of their five year plan.

Mr. Duke wanted clarification that there is only 23% of residential recycling?

Mr. Downing informed Council that the 23% is a combination of residential and commercial curbside.

Mr. Duke mentioned in Kettering, recycling comes along with waste so there is a large percentage of people in this community who recycle. Are other communities recycling percentages extremely low for the average to be 23%?

Mr. Downing informed Council that on average from the 28 jurisdictions in Montgomery County, based on surveys that are turned in annually the average recycling rate is more in the teens. We have a ways to go to get that number increased.

Mr. Klepacz watched a show that displayed the accumulation of recycling in New York City docks and China is not taking recycling anymore from the United States. What is the flow of recycling for Montgomery County?

Mr. Downing informed Council that Montgomery County is not as bad as states that are near the coast because they depend on ships to take recycling. In the Midwest, we are a little more insulated. Rumpke is the only entity in southwest Ohio that has a materials recovery facility. They have built a few materials recovery facilities and they market them very well.

Mr. Klepacz wanted clarification that we still have a market for our recycling? Is Rumpke taking Kettering's Waste Management materials to transfer stations?

Mr. Downing explained that Waste Management directly delivers materials to their materials recovery facility in Dayton. Depending on the product, it can stay at their Dayton location for packaging and sell or shipped to Cincinnati at a more modern location for packaging and sell.

Presentation- Five Rivers MetroParks

Bill Tschirhart made the presentation this evening. Five Rivers MetroParks is truly an asset for Montgomery County. There are eighteen clean safe parks that are spread throughout Montgomery County, and no matter where you are in Montgomery County you are just minutes away from a metro park which are open year-round. Residents will have a unique experience no matter which park they visit. Hills & Dales MetroPark is located in Kettering's backyard and there are car counters located at that park. There are about 170,000 visitors that come to Hills & Dales MetroPark via car counters. This park is a walkable park so this number does not reflect the people who walk to the park. Riverscape MetroPark has been at the center of economic development in downtown Dayton. There is a new hotel that is being built downtown right across the street from Riverscape, and the Second Street Market is at the center of new housing along Second Street. There is also new housing being built by the library. This is an exciting time to be around the urban core of downtown Dayton. There has been over a billion dollars in investment taking place downtown, and metroparks was there before a lot of that investment happened. Riverscape offers a lot of activities and Second Street Market has recently extended their hours and they are now open on Sundays. Five Rivers MetroParks is also about three pillars and everything they do centers around conservation, recreation, and education. They are a conservation agency and they own, manage, or lease over 16,000 acres throughout Montgomery County. 90% of their land is in an undeveloped state preserved for future generations. A lot of those areas are accessible, which allow people to have a personal connection with nature. The conservation effort focuses a lot on river ways and corridors, as well as significant tracks of forest. Over 330,000 people come to Five Rivers MetroParks each year for educational programs. Programs involve recycling, going waste free, and composting. Some programs will also teach people how to do urban gardening since many people depend on gardening to feed their families. There are two green schools in Kettering, Southdale Elementary and St. Charles School. Their recreation offers paddling, mountain biking, and backpacking. People like to try these different types of experiences before making an investment in buying equipment to participate in these activities. They offer the largest Bike to Work Day in May at Riverscape and they also offer an outdoor experience event at Eastwood MetroPark where people can try rock climbing, kayaking, and fly-fishing. Five Rivers MetroParks are really involved in meeting the community needs. They communicate very frequently with residents and they put out community wide surveys to get responses of what residents are looking for in their metroparks. They have a 10 year Comprehensive Plan that is guiding their agency and the biggest response they receive is residents want Five Rivers MetroParks to provide trails. Residents want trails to get out and walk. They are also viewed as a community asset to the quality of life to residents. 3.6 million people visit metroparks each year. According to elected officials, metroparks play a key role in attracting and keeping businesses in Montgomery County. There is a levy on the November 6 ballot and it is the only levy that supports Five Rivers MetroParks. This levy represents 80% of their funding and it is crucial to their long term survival. Their levy was approved in 2009 and it is expiring next year. When the levy was first approved, it was approved by 71% of voters. They are hoping for the same overwhelming support again for this levy. The County Commissioners placed this on the ballot so that Five Rivers MetroParks can continue to provide clean safe parks. They will also continue to protect green spaces and inspire personal connections with nature. Issue 6 will include a small increase which will get them back to their funding levels that they saw in 2010. The levy currently generates 15.9 million dollars, and in 2010 the levy generated 17.9 million dollars. That is due to loss property taxes in the county. This levy is very important for their long term success, and

he hopes voters will get out and vote for the levy. For a \$100,000 home that would be a total cost of \$1.48 a month. It is very affordable and it is also a great investment for the community. Mr. Tschirhart mentioned he would be happy to answer any questions.

Mr. Lautar mentioned that he and his wife like to hike and they enjoy Sugarcreek and Germantown and they are awesome parks.

Mr. Klepacz mentioned that he and his wife like to shop at the Second Street Market. Are there any upcoming plans for the Second Street Market?

Mr. Tschirhart informed Council that they recently expanded by adding Sunday hours. They are dedicated to Webster Station and they would like to offer a quality experience. It is a great area and there is a lot going on at Webster Station. There are new businesses moving in at Webster Station so it is a very exciting time.

Mr. Lautar mentioned you can eat at Second Street Market then go walking at Sugarcreek.

Mr. Tschirhart mentioned he took his son to the crepe shop at Second Street Market and they have fresh local food. He encourages residents to get out and visit their metroparks.

PUBLIC HEARINGS

PUBLIC COMMENT ON LEGISLATION

ORDINANCES IN SECOND READING

AN ORDINANCE
NO: 4314-18
BY:MR.KLEPACZ AND MRS.FISHER

TO REZONE 1770 EAST DAVID ROAD (PLANNING COMMISSION CASE NO. PC 18-015)

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

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

The following votes were recorded: Mr. Klepacz, Yea; Mrs. Fisher, Yea; Mr. Scott, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Vice Mayor Lautar, Yea. There being six (6) Yea votes and no (0) Nay votes, the motion was declared carried and the ordinance duly adopted.

RESOLUTIONS

A RESOLUTION
NO: 10201-18
BY: MRS.FISHER AND MR.SCOTT

AUTHORIZING THE CITY MANAGER TO ACCEPT A MONTGOMERY COUNTY OVI TASK FORCE GRANT FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY

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

Mr. Burian, Assistant Police Chief gave a brief description of the resolution.

The following votes were recorded: Mr. Klepacz, Yea; Mrs. Fisher, Yea; Mr. Scott, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Vice Mayor Lautar, Yea. There being six (6) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 10202-18
BY: MR.SCOTT AND MR.DUKE

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. 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. Klepacz, Yea; Mrs. Fisher, Yea; Mr. Scott, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Vice Mayor Lautar, Yea. There being six (6) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

ORDINANCES IN FIRST READING

CERTIFICATIONS AND PETITIONS

Certification- Planning Commission recommends denial of P.C. 18-017- Request for a Zoning District Map Amendment to reclassify land from an O-Office and R-2 Neighborhood Residence to a B-Business designation. A public hearing on this request will be held on Tuesday, October 23, 2018 at the Kettering City Council meeting.

MANAGER'S REPORT/COMMUNITY UPDATE

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

- Leaf pickup will begin on Monday, October 15. Crews will start in District 1.
- National Fire Prevention week is October 7-13. If resident's have questions about fire safety they can contact the Fire Department at 296-2489.
- Medicare open enrollment begins October 15- December 7.
- 2018 Beggar's Night in Kettering will be Wednesday, October 31 from 6:00-8:00 p.m.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Audience Participation (5 Minute Limit per Speaker)

Rick Fader -2731 Edenhill- He is here this evening to get an update. He was at the last City Council meeting and he voiced his concerns about having a non-sworn police officer having access to personal information.

Mr. Schwieterman clarified if Mr. Fader was asking about an update to allow our Animal Control/Community Specialist to use the MDT program. He informed Council that he will confer with the Police Chief and speak with Mr. Fader after the meeting.

COUNCIL COMMITTEE REPORTS

Mr. Lautar reported:

- No report.

Mr. Duke reported:

- On September 27 he attended the E-Wheelz ribbon cutting.
- He offered his condolences to Bill Gregor's family.

Mr. Wanamaker reported:

- No report.

Mr. Scott reported:

- No report.

Mr. Klepacz reported:

- On October 1 he attended the Police Department promotions.
- On October 3 he attended Holly Murchland's going away party.
- On October 5 he played in the FOP outing.
- Shop Kettering.

Mrs. Fisher reported:

- On September 29 she attended the Star Gazing at Pondview.
- Take advantage of the great services in the Kettering community.

Mayor Patterson reported:

- Absent.

They're being no further business to come before this meeting of the Kettering City Council; Vice Mayor Lautar adjourned the City Council Meeting at 8:10 p.m.

ATTEST:

BILL LAUTAR, VICE MAYOR

LaShaunah D. Kaczynski
Clerk of Council