



CITY OF KETTERING

PEGGY LEHNER, MAYOR • JACQUE FISHER, VICE MAYOR
BRUCE E. DUKE • LISA DUVALL • TONY KLEPACZ • JYL HALL • BOB SCOTT
KETTERING COUNCIL
AGENDA

March 12, 2024

Kettering Government Center – South Building
3600 Shroyer Rd. Kettering, Ohio 45429

6:00 P.M. **WORKSHOP** Deeds Room
7:30 P.M. **REGULAR MEETING** Council Chambers

PLEDGE OF ALLEGIANCE

INVOCATION

APPROVAL OF MINUTES

February 27, 2024- Council Meeting & Workshop Minutes

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

Appointment Sustainability Committee- Lee Isom (Term ending 12/31/26)
Appointment Parks, Recreation & Cultural Arts Advisory Board- Frank Ecklar (Term ending 12/31/26)
Special Presentation Ohio Park and Recreation Association Youth Sports Coach of the Year

PUBLIC HEARINGS

PUBLIC COMMENT ON LEGISLATION

(5 Minute Limit per Speaker)

ORDINANCES IN SECOND READING

RESOLUTIONS

1. Authorizing the City Manager to apply for a Priority One Grant from the Ohio Department of Public Safety, Division of EMS.
2. Authorizing the City Manager to accept a donation of carbon monoxide detectors from Firefighters & Company Federal Credit Union.
3. Authorizing the City Manager to apply for a Safety Intervention Grant from the Ohio Bureau of Workers' Compensation.
4. Authorizing the City Manager to contract with American Fireworks Company for the fireworks show at the annual Go 4th event.
5. Authorizing the City Manager to use competitive bargaining and negotiated quotes to contract for the replacement of the existing audio system at the main pool and Adventure Reef Water Park.
6. Authorizing the City Manager to use competitive bargaining and negotiated quotes to contract for the replacement of the existing air handling unit within Lincoln Park/Civic Commons concession stand.
7. Approving the Montgomery County Countywide 9-1-1 System Final Plan as approved by the Montgomery County 9-1-1 Program Review Committee.
8. 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, 2024.

ORDINANCES IN FIRST READING

CERTIFICATIONS AND PETITIONS

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 wishes to make certain that all citizens have the opportunity to actively participate in their local government. If you have a disability and require accommodations to participate in a Council meeting, please contact the Clerk of Council at 296-2416 so that reasonable modifications can be made.

KETTERING CITY CALENDAR
2024

March 12	4:00 p.m. 6:00 p.m. 7:30 p.m.	Partners for Healthy Youth Council Workshop City Council Meeting
March 18	6:00 p.m. 7:00 p.m.	Board of Community Relations Planning Commission
March 21	6:30 p.m.	Sustainability Committee
March 25	7:00 p.m. 7:30 p.m.	Board of Zoning Appeals Sister Cities
March 26	6:00 p.m. 7:30 p.m.	Council Workshop City Council Meeting

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO APPLY FOR A
PRIORITY ONE GRANT FROM THE OHIO
DEPARTMENT OF PUBLIC SAFETY, DIVISION OF EMS**

WHEREAS, the Fire Department is eligible to apply for a Priority One Grant from the Ohio Department of Public Safety, Division of EMS; and

WHEREAS, matching funds from the City are not required under this Grant; and

WHEREAS, if awarded, the grant funds will be used for EMS equipment and training;

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

Section 1. The City Manager is hereby authorized, on behalf of the City, to take all necessary and proper action to apply for the above-described grant from the Ohio Department of Public Safety, Division of EMS.

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 _____ 2024.

PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

LASHAUNAH D. KACZYNSKI,
Clerk of Council

THEODORE A. HAMER III,
Law Director

(Requested by: Fire Department)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO ACCEPT A
DONATION OF CARBON MONOXIDE DETECTORS FROM
FIREFIGHTERS & COMPANY FEDERAL CREDIT UNION**

WHEREAS, a donation of 50 carbon monoxide detectors has been offered to the City of Kettering from Firefighters & Company Federal Credit Union; and

WHEREAS, the Kettering Fire Department will distribute the detectors to City of Kettering residents who need detectors for their homes but may not be able to afford to purchase them;

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

Section 1. The City Manager, on behalf of the City, is hereby authorized to accept a donation of 50 carbon monoxide detectors from Firefighters & Company Federal Credit Union for distribution to Kettering residents through a program administered by the Kettering Fire Department.

Section 2. City Council hereby expresses its gratitude and appreciation to Firefighters & Company Federal Credit Union for its generous donation and the positive impact it will have on the City and its residents.

Section 3. As provided in Section 4-8 of the City Charter, this Resolution takes effect immediately upon its adoption.

Passed by Council this _____ day of _____ 2024.

PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

LASHAUNAH D. KACZYNSKI,
Clerk of Council

THEODORE A. HAMER III,
Law Director

Estimated Cost: \$750.00
Amount Budgeted: \$0
Acct. No. 0700-72220

(Requested by: Fire Department)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO APPLY FOR A
SAFETY INTERVENTION GRANT FROM THE OHIO
BUREAU OF WORKERS' COMPENSATION**

WHEREAS, the City of Kettering is eligible to apply for a Safety Intervention Grant ("Grant") from the Ohio Bureau of Workers' Compensation; and

WHEREAS, this Grant is a 3-to-1 matching grant, where the Ohio Bureau of Workers' Compensation will provide \$3.00 for every \$1.00 contributed by the employer; and

WHEREAS, if awarded, the Grant funds will be used to purchase safety equipment for the Kettering Fire Department;

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

Section 1. The City Manager, on behalf of the City, is hereby authorized to take all necessary and proper action to apply for the above-described Grant from the State of Ohio.

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 _____ 2024.

PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

LASHAUNAH KACZYNSKI,
Clerk of Council

THEODORE A. HAMER, III,
Law Director

Estimated Cost: \$64,966.00
Amount Available: \$25,000.00
Acct. No.: Special Grants & Programs

(Requested by: Fire Department)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO CONTRACT WITH
AMERICAN FIREWORKS COMPANY FOR THE FIREWORKS
SHOW AT THE ANNUAL GO 4TH EVENT**

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

Section 1. Pursuant to Subsection I of Section 152.02 of the Codified Ordinances of the City of Kettering, the City Manager is hereby authorized, on behalf of the City, to contract with American Fireworks Company for the fireworks show at the annual Go 4th event. The City Manager is further authorized to sign any amendments or extensions thereto that the City Manager deems appropriate.

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 _____ 2024.

PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

LASHAUNAH D. KACZYNSKI
Clerk of Council

THEODORE A. HAMER III
Law Director

Estimated Cost: \$45,000.00
Amount Budgeted: \$45,000.00
Acct. No. 2416-72550

(Requested by: Parks, Recreation and Cultural Arts Department)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE
BARGAINING AND NEGOTIATED QUOTES TO CONTRACT
FOR THE REPLACEMENT OF THE EXISTING AUDIO SYSTEM
AT THE MAIN POOL AND ADVENTURE REEF WATER PARK**

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

Section 1. On the basis that the City can often obtain lower prices and more favorable purchasing conditions through competitive bargaining and negotiated quotations than through sealed bids, the City Manager, on behalf of the City, is hereby authorized to use such bargaining and negotiation procedures to contract for the replacement of the existing audio system at the main pool and Adventure Reef Water Park. The City Manager is further authorized to sign any amendments or extensions thereto that the City Manager deems appropriate.

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 _____ 2024.

PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

LASHAUNAH D. KACZYNSKI,
Clerk of Council

THEODORE A. HAMER, III,
Law Director

Estimated Cost: \$25,000.00
Amount Budgeted: \$25,000.00
Acct. No.: 6113-77750

(Requested by: Public Service Department)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO CONTRACT FOR THE REPLACEMENT OF THE EXISTING AIR HANDLING UNIT WITHIN LINCOLN PARK/CIVIC COMMONS CONCESSION STAND

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

Section 1. On the basis that the City can often obtain lower prices and more favorable purchasing conditions through competitive bargaining and negotiated quotations than through sealed bids, the City Manager, on behalf of the City, is hereby authorized to use such bargaining and negotiation procedures to contract for the replacement of the existing air handling unit within Lincoln Park/Civic Commons Concession Stand. The City Manager is further authorized to sign any amendments or extensions thereto that the City Manager deems appropriate.

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 _____ 2024.

PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

LASHAUNAH D. KACZYNSKI,
Clerk of Council

THEODORE A. HAMER, III,
Law Director

Estimated Cost: \$35,000.00
Amount Budgeted: \$35,000.00
Acct. No.: 6115-77750

(Requested by: Public Service Department)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**APPROVING THE MONTGOMERY COUNTY COUNTYWIDE
9-1-1 SYSTEM FINAL PLAN AS APPROVED BY THE
MONTGOMERY COUNTY 9-1-1 PROGRAM REVIEW
COMMITTEE**

WHEREAS, under Ohio Revised Code Section 128.06, the Montgomery County 9-1-1 Program Review Committee ("Committee") was required to complete and submit an updated Montgomery County Countywide 9-1-1 System Final Plan before April 3, 2024; and

WHEREAS, on February 23, 2024, the Committee reviewed and unanimously approved the Montgomery County Countywide 9-1-1 System Final Plan ("9-1-1" Plan); and

WHEREAS, Ohio Revised Code Section 128.08 requires each municipal corporation in the county and each township whose territory is proposed to be included in a countywide 9-1-1 system to act by resolution to approve or disapprove the plan; and

WHEREAS, under Ohio Revised Code Section 128.08, the 9-1-1 Plan will be effective if approved by the Board of County Commissioners of Montgomery County and the legislative authorities of municipal corporations and townships that contain at least sixty percent (60%) of Montgomery County's population;

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

Section 1. The 9-1-1 Plan recommended and approved by the Committee is hereby approved.

Section 2. The Clerk of Council is hereby directed to certify a copy of this resolution and transmit the same to the Board of County Commissioners of Montgomery County or as requested by the Committee Chair.

Section 3. As provided in Section 4-8 of the City Charter, this Resolution takes effect immediately upon its adoption.

Passed by Council this _____ day of _____ 2024.

PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

LASHAUNAH D. KACZYNSKI,
Clerk of Council

THEODORE A. HAMER III,
Law Director

(Requested by: City Manager's Office)

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, 2024

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, 2024, the following supplemental sums are set aside and appropriated:

A. From the General Fund:

FIRE DEPARTMENT		
Operating Expenses	\$	750.00
TRANSFERS TO OTHER FUNDS		
Street Maintenance Fund	\$	76,050.00
Parks & Recreation Fund	\$	30,450.00

B. From the Street Maintenance Fund:

STREET DEPARTMENT		
Personal Service	\$	75,200.00
Operating Expenses	\$	850.00

C. From the Parks & Recreation Fund:

PARKS & RECREATION DEPARTMENT		
Personal Service	\$	30,100.00
Operating Expenses	\$	350.00

D. From the Community Development Block Grant Fund: \$ 8,533.97

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. As provided in Section 4-8 of the City Charter, this Resolution takes effect immediately upon its adoption.

Passed by Council this _____ day of _____ 2024.

PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

LASHAUNAH D. KACZYNSKI,
Clerk of Council

THEODORE A. HAMER III,
Law Director

Estimated Cost: \$115,783.97
Amount Budgeted: \$0
Acct. No. Various

(Requested by: Finance Department)