



CITY OF KETTERING

PEGGY LEHNER, MAYOR • JACQUE FISHER, VICE MAYOR
BRYAN N. SUDDITH • LISA DUVALL • SHANE SULLIVAN • JYL HALL • BOB SCOTT

KETTERING COUNCIL AGENDA

May 14, 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

PRESENTATION OF THE COLORS

PLEDGE OF ALLEGIANCE

INVOCATION

APPROVAL OF MINUTES

April 23, 2024- Council Meeting & Workshop Minutes
April 30, 2024- Joint School Board Meeting Minutes

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

Proclamation Bike Month
Proclamation Police Week

PUBLIC HEARINGS

PUBLIC COMMENT ON LEGISLATION

(5 Minute Limit per Speaker)

ORDINANCES IN SECOND READING

RESOLUTIONS

1. Adopting renewed and recalculated street light assessments, amended and/or consolidated street lighting districts and certifying to the County Auditor for collection.
2. Authorizing the City Manager to accept a donation for the purchase of fitness equipment.
3. Authorizing the City Manager to contract for entertainment booking and related services for the 2025 Frazee Pavilion season.
4. Authorizing the City Manager to enter into and implement a collective bargaining agreement with the Fraternal Order of Police, Kettering Lodge No. 92, which is consistent with a tentative agreement reached by the bargaining teams.
5. Authorizing the City Manager to apply for reimbursement from the State Disaster Relief Program for personnel expenses incurred during the Total Solar Eclipse on April 8, 2024.
6. Authorizing the City Manager to accept a Firefighter Exposure to Environmental Elements Grant from the Ohio Bureau of Workers' Compensation.
7. 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

May 14	4:00 p.m. 6:00 p.m. 7:30 p.m.	Partners for Healthy Youth Council Workshop City Council Meeting
May 16	6:30 p.m.	Sustainability Committee
May 20	6:00 p.m. 7:00 p.m.	Board of Community Relations Planning Commission
May 27	All Day	Government Center Closed
May 28	6:00 p.m. 7:30 p.m. 7:30 p.m.	Council Workshop City Council Meeting Kettering Sister Cities Meeting

Proclamation

Whereas:

The bicycle is an economical, healthy, convenient, and environmentally sound form of transportation and an excellent tool for recreation and enjoyment of Kettering's scenic beauty; and

WHEREAS: Biking is a lifeline for so many people during their daily lives; whether it's the primary way people commute to essential jobs, the way people relieve stress and decompress after being home for long periods of time, or the way children get much needed exercise when schools are closed; and

WHEREAS: Creating a bicycling-friendly community has been shown to improve citizens' health and well-being, traffic safety, and wear and tear on roads; and

WHEREAS: The City of Kettering's commitment to create a bicycle friendly community is evident in recent award designations including the city receiving the Bronze Level Bicycle Friendly Award from The League of American Bicyclists; and

WHEREAS: The city will continue to foster relationships with local organizations including Bike Miami Valley, Five Rivers Metroparks, The Dayton Cycle Club and The League of American Bicyclists to enhance bike safety within the Kettering community; and

WHEREAS: With the help of various groups and organizations, public awareness of bicycle safety will continue to grow and will improve the health and safety for everyone on the road which will allow the Kettering community to continue to be a premier destination for cycling.

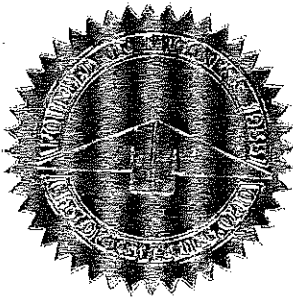
NOW, THEREFORE, I, Peggy Lehner, Mayor of the City of Kettering, Ohio, on behalf of City Council and the community, do hereby proclaim

May 2024

to be

BIKE MONTH

in the City of Kettering, Ohio, and encourage all citizens to recognize the importance of bicycle safety and to be more aware of cyclists on our streets and roads.



IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Kettering, Ohio, to be affixed this 14th day of May, in the Year of our Lord, Two Thousand and Twenty-Four.

Peggy Lehner
REGGY LEHNER
Mayor of the City of Kettering, Ohio

Proclamation

Whereas:

The Congress of the United States of America has designated the week of May 12, 2024 through May 18, 2024 to be dedicated as National Police Week which pays tribute to all the men and women who have fallen in the line of duty; and

WHEREAS: In 1962, President Kennedy proclaimed May 15th as National Police Officers Memorial Day and the calendar week in which May 15th falls, as National Police week; and

WHEREAS: Peace Officers Memorial Day pays special recognition to those law enforcement officers who have been killed or disabled in the line of duty for the safety and protection of others; and

WHEREAS: Law enforcement officers serve with courage, dedication and strength. They fearlessly enforce laws at the risk of personal peril, safeguarding the property, liberty, and lives of others; and

WHEREAS: On Peace Officers Memorial Day and throughout National Police Week, we express our unending gratitude to law enforcement officers who selflessly confront danger to protect our families and defend our communities; and

WHEREAS: Law enforcement officers of the City of Kettering unceasingly provide a vital public service; and

WHEREAS: We owe law enforcement officers, and their families, our full and enduring support.

NOW, THEREFORE, I, Peggy Lehner, Mayor of the City of Kettering, Ohio, on behalf of City Council and the community, do hereby proclaim

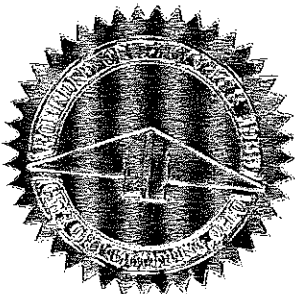
May 12-18, 2024

to be

POLICE MEMORIAL WEEK

in the City of Kettering, Ohio, and urge all citizens to thank the men and women who work continuously to protect 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 14th day of May, in the Year of our Lord, Two Thousand and Twenty-Four.



PEGGY LEHNER
Mayor of the City of Kettering, Ohio

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

ADOPTING RENEWED AND RECALCULATED STREET LIGHT ASSESSMENTS, AMENDED AND/OR CONSOLIDATED STREET LIGHTING DISTRICTS AND CERTIFYING THEM TO THE COUNTY AUDITOR FOR COLLECTION

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

Section 1. In accordance with Resolution No. 11055-24 passed by this Council on April 9, 2024 in which the Council ordered the renewal and recalculation of street lighting assessments to be placed on file in the office of the Clerk of Council and notice to be published, it is hereby determined that said renewed and recalculated street lighting assessments shall be and are hereby adopted in accordance with Chapter 947, Codified Ordinances of the City of Kettering.

Section 2. The Clerk of this Council is hereby directed to deliver a certified copy of this Resolution, together with a certified copy of the renewed and recalculated street lighting assessments, to the County Auditor for collection.

Section 3. As provided in Section 4-8 of the City Charter, this Resolution shall take full force and effect immediately upon its adoption.

Passed by Council this _____ day of _____ 2024.

PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

JENIFER BAKER,
Acting Clerk of Council

THEODORE A. HAMER III,
Law Director

(Requested by: Engineering Department)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO ACCEPT A
DONATION FOR THE PURCHASE OF FITNESS EQUIPMENT**

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

Section 1. The City Manager is hereby authorized to accept, on behalf of the City, a cash donation of \$1,000.00 from Alice Rodersheimer to be used for the purchase of fitness equipment for the Kettering Recreation Complex.

Section 2. City Council hereby expresses its gratitude and appreciation to Alice Rodersheimer for the 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 shall take full force and effect immediately upon its adoption.

Passed by Council this _____ day of _____ 2024.

PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

JENIFER BAKER,
Acting Clerk of Council

THEODORE A. HAMER III,
Law Director

Estimated Cost: \$1,000.00
Amount Budgeted: \$0
Acct. No.: 2413-72220

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

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

AUTHORIZING THE CITY MANAGER TO CONTRACT FOR ENTERTAINMENT BOOKING AND RELATED SERVICES FOR THE 2025 FRAZE PAVILION SEASON

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 Variety Attractions for the 2025 Frazee Pavilion season. 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

JENIFER BAKER,
Acting Clerk of Council

THEODORE A. HAMER III,
Law Director

Estimated Cost: \$125,000.00
Amount Budgeted: \$125,000.00
Acct. No. 2200-72550

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

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO ENTER INTO
AND IMPLEMENT A COLLECTIVE BARGAINING
AGREEMENT WITH THE FRATERNAL ORDER OF
POLICE, KETTERING LODGE NO. 92, WHICH IS
CONSISTENT WITH A TENTATIVE AGREEMENT
REACHED BY THE BARGAINING TEAMS**

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 enter into a collective bargaining agreement with the Fraternal Order of Police, Kettering Lodge No. 92, which is consistent with a tentative agreement reached by the bargaining teams. 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

JENIFER BAKER,
Acting Clerk of Council

THEODORE A. HAMER III,
Law Director

(Requested by: Human Resources Department)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO APPLY FOR
REIMBURSEMENT FROM THE STATE DISASTER RELIEF
PROGRAM FOR PERSONNEL EXPENSES INCURRED DURING
THE TOTAL SOLAR ECLIPSE ON APRIL 8, 2024**

WHEREAS, The City was in the area of full totality during the Solar Eclipse on April 8, 2024;
and

WHEREAS, The City increased staffing levels in several departments including Fire, Police and
Dispatch in order to be prepared for any emergency that may have occurred in our community;
and

WHEREAS, the City of Kettering is eligible to apply to the State Disaster Relief Program for
reimbursement of related and qualifying personnel expenses incurred;

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 of Kettering, to take all
necessary and proper action to apply for the above-described reimbursement from the State
Disaster Relief Program.

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

JENIFER BAKER,
Acting 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
FIREFIGHTER EXPOSURE TO ENVIRONMENTAL
ELEMENTS GRANT FROM THE OHIO BUREAU OF
WORKERS' COMPENSATION**

WHEREAS, the City applied for a Firefighter Exposure to Environmental Elements Grant from the Ohio Bureau of Workers' Compensation; and

WHEREAS, the City's grant application was approved; and

WHEREAS, 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 is hereby authorized, on behalf of the City, to take all necessary and proper action to accept and expend the above-described grant from the Ohio Bureau of Workers' Compensation. Furthermore, Council ratifies the grant application and affirms all matters and statements included therein.

Section 2. This Resolution shall take full force and effect immediately upon its adoption.

Passed by Council this _____ day of _____ 2024.

PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

JENIFER BAKER,
Acting Clerk of Council

THEODORE A. HAMER III,
Law Director

Estimated Cost: \$13,472.50
Amount Budgeted: \$0.00
Acct. No.: Special Grants & Programs

(Requested by: Fire 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, 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 Parks & Recreation Fund:

PARKS & RECREATION DEPARTMENT		
Operating Expenses	\$	1,000.00
TRANSFERS TO OTHER FUNDS		
Special Grants & Programs Fund	\$	1,925.00

B. From the Special Grants and Programs Fund:

Other	\$	13,472.50
-------	----	-----------

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

JENIFER BAKER,
Acting Clerk of Council

THEODORE A. HAMER III,
Law Director

Estimated Cost: \$14,472.50
Amount Budgeted: \$0.00
Acct. No. Various

(Requested by: Finance Department)