

**KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
May 28, 2024**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, May 28, 2024, at 7:30 p.m. in Council Chambers at the Kettering Government Center South Building, 3600 Shroyer Road. Mayor Lehner presided and the Acting Clerk of Council, Jenifer Baker, recorded. This meeting was telecast live on the cable access channel and streamed live at mvcc.net.

Council Members Present: Lehner, Sullivan, Fisher, Scott, Duvall and Suddith

Council Members Absent: Hall (Excused)

Total Members Present: Six (6)

Mayor Lehner led the audience in the Pledge of Allegiance and gave the invocation.

Mayor Lehner introduced the Miami Valley Communications Council TV Operator Mike Soproni. She thanked him for his assistance.

Mayor Lehner mentioned Mrs. Hall has an excused absence.

APPROVAL OF MINUTES

May 14, 2024- Council Meeting & Workshop Minutes

Mr. Sullivan reported that he reviewed the above minutes and moved the minutes be approved. Mr. Scott seconded the motion of the above minutes and there being five (5) yea votes, one (1) abstain vote (Mrs. Fisher) and no (0) nay votes for the May 14, 2024 Council Meeting and Workshop Minutes, the motion was declared carried followed by a roll call vote.

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

Mrs. Fisher made a motion to appoint Reagan Cope to the Sustainability Committee. Mr. Sullivan seconded the motion. The motion was declared carried followed by a unanimous like sign vote to approve the appointment.

PUBLIC HEARINGS

PUBLIC COMMENT ON LEGISLATION

ORDINANCES IN SECOND READING

RESOLUTIONS

A RESOLUTION

NO: 11079-24

BY: MRS. FISHER AND MR. SULLIVAN

AUTHORIZING THE CITY MANAGER TO ENTER INTO ONE OR MORE AGREEMENTS WITH THE MONTGOMERY COUNTY AND STARWIN INDUSTRIES, LLC FOR AN ED/GE PROGRAM FUNDING AWARD AND AN ECONOMIC DEVELOPMENT INCENTIVE GRANT

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

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

The following votes were recorded: Mrs. Fisher, Yea; Mr. Sullivan, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Suddith, Yea; Mayor Lehner, 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: 11080-24

BY: MR. SULLIVAN AND MR. SCOTT

AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENTS WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) TO ALLOW THE CITY OF KETTERING TO SERVE AS RESPONSIBLE LEAD AGENCY FOR ADMINISTRATION OF THE DOROTHY LANE

IMPROVEMENTS-HAIG AVENUE TO WOODMAN DRIVE (CITY PROJECT NO. #02-1021L; ODOT PROJECT MOT-DOROTHY LN. RSF/PED BIKE IMP, PID 121634)

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

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

The following votes were recorded: Mr. Sullivan, Yea; Mrs. Fisher, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Suddith, Yea; Mayor Lehner, 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: 11081-24
BY: MR. SCOTT AND MS. DUVALL

AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENTS WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) TO ALLOW THE CITY OF KETTERING TO SERVE AS RESPONSIBLE LEAD AGENCY FOR ADMINISTRATION OF THE FAR HILLS AVE STREET LIGHTING IMPROVEMENTS (CITY PROJECT 07-100U; ODOT PROJECT MOT-FAR HILLS AVE. LG, PID 121633)

Mr. Scott read the above resolution and moved for approval. Ms. Duvall seconded the motion.

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

The following votes were recorded: Mr. Sullivan, Yea; Mrs. Fisher, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Suddith, Yea; Mayor Lehner, 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: 11082-24
BY: MS. DUVALL AND MR. SUDDITH

AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENTS WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) TO ALLOW THE CITY OF KETTERING TO SERVE AS RESPONSIBLE LEAD AGENCY FOR ADMINISTRATION OF THE FOUNDERS DRIVE SIDEWALK PROJECT – RESEARCH BOULEVARD TO COLLEGE DRIVE (CITY PROJECT NO. 02-254M; ODOT PROJECT MOT-FOUNDERS PEDESTRIAN IMP, PID 121631)

Ms. Duvall read the above resolution and moved for approval. Mr. Suddith seconded the motion.

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

The following votes were recorded: Mr. Sullivan, Yea; Mrs. Fisher, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Suddith, Yea; Mayor Lehner, 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: 11083-24
BY: MR. SUDDITH AND MRS. FISHER

AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENTS WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) TO ALLOW THE CITY OF KETTERING TO SERVE AS RESPONSIBLE LEAD AGENCY FOR ADMINISTRATION OF THE WILMINGTON PIKE RESURFACING – SMITHVILLE ROAD TO NORTH CORPORATION LIMIT (CITY PROJECT NO. 02-1080A; ODOT PROJECT MOT-WILMINGTON PIKE RSF, PID 121637)

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

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

The following votes were recorded: Mr. Sullivan, Yea; Mrs. Fisher, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Suddith, Yea; Mayor Lehner, 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: 11084-24
BY: MRS. FISHER AND MR. SULLIVAN

AUTHORIZING THE CITY MANAGER TO ENTER INTO A COST SHARING AGREEMENT WITH THE BOARD OF EDUCATION OF THE KETTERING CITY SCHOOL DISTRICT FOR THE SAFETY SECTION PROGRAM FOR THE 2024-2025 SCHOOL YEAR

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

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

The following votes were recorded: Mr. Sullivan, Yea; Mrs. Fisher, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Suddith, Yea; Mayor Lehner, 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: 11085-24
BY: MR. SULLIVAN AND MR. SCOTT

APPOINTING AMY J. HAYSLIP AS MUNICIPAL CLERK OF THE CITY OF KETTERING, OHIO

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

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

The following votes were recorded: Mr. Sullivan, Yea; Mrs. Fisher, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Suddith, Yea; Mayor Lehner, 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: 11086-24
BY: MR. SCOTT AND MS. DUVALL

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

Mr. Scott read the above resolution and moved for approval. Ms. Duvall seconded the motion.

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

The following votes were recorded: Mr. Sullivan, Yea; Mrs. Fisher, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Suddith, Yea; Mayor Lehner, 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

AN ORDINANCE
BY: MS. DUVALL

TO PROVIDE FOR THE TABLE OF ORGANIZATION, POSITION CLASSIFICATION PLAN, COMPENSATION PLAN AND PAY SCHEDULES AND RULES AND REGULATIONS PERTAINING TO CONDITIONS OF WORK AND SUPPLEMENTAL BENEFITS FOR THE EMPLOYEES OF THE CITY OF KETTERING, OHIO AND TO REPEAL ORDINANCE NO. 4404-23.

Mr. Greeson, City Manager gave a brief discussion of the ordinance.

AN ORDINANCE
BY: MR. SUDDITH

TO AMEND CHAPTER 947 OF THE CODIFIED ORDINANCES REGARDING STREET LIGHTING ASSESSMENT PROCEDURE

AN ORDINANCE
BY: MRS. FISHER

TO AMEND THE TRAFFIC CONTROL MAP AND THE TRAFFIC CONTROL FILE OF THE CITY OF KETTERING TO SHOW THE INSTALLATION OF TRAFFIC SIGNS ON VARIOUS CITY STREETS IN THE CITY OF KETTERING, OHIO

AN ORDINANCE
BY: MR. SULLIVAN

TO AMEND THE TRAFFIC CONTROL MAP AND THE TRAFFIC CONTROL FILE OF THE CITY OF KETTERING TO SHOW THE INSTALLATION OF TRAFFIC SIGNS ON VARIOUS CITY STREETS IN THE CITY OF KETTERING, OHIO

CERTIFICATIONS AND PETITIONS

MANAGER'S REPORT/COMMUNITY UPDATE

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

- Neighborhood Pride Program is accepting nominations through August 1, you can submit a nomination online, in person and by mail.
- Community Block Party – May 29, 2024 from 6 to 8 pm.
- Summer Flea Market and Touch A Truck at the Recreation Complex on June 1.
- Youth Annual Fishing Derby on June 8 from 10 am to Noon at Delco Park.
- Juneteenth events – June 18 at Rosewood Arts Center and June 19 at Lincoln Park Civic Commons both days are from 5 to 8 pm.
- Kettering Heritage Tree Program – Honoring Exceptional Kettering Trees with the Heritage Tree Award. More information on playkettering.org.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Audience Participation (5 Minute Limit per Speaker)

Mr. Lou York, 4001 Glenheath Drive and have lived there for 46 years. He remarked that his first concern is does the City of Kettering have a noise ordinance and how is it enforced. Chief Protsman responded that the noise ordinance is across property lines is that what you are referring to? Mr. York responded that he is talking about street noise. Chief Protsman responded that street noise is difficult to enforce and we have no specific ordinance but for loud noise so if the police department receives complaints they will put officers in those areas to try and monitor that. Chief Protsman noted that they do have a Supervisor who is assigned to traffic issues that the police department receives and then the Supervisor gives those concerns to certain officers who are then put in those areas during certain times to do enforcement action and they do a report on what action was taken and if we need to address any issues found.

Mr. York's other concern is traffic lights and the countdown signals not working properly specifically at Marshall and Wilmington Pike and Shroyer and Stroop. Mr. York also addressed traffic signals at Stroop and Glenheath and Wilmington and Glenheath with no traffic through traffic. There is no way you can enforce that so why have the signs?

COUNCIL COMMITTEE REPORTS

Mr. Sullivan reported:

- He attended the Memorial Day Ceremony at Beavertown Cemetery and he gave a brief history of Beavertown Cemetery.

Mr. Scott reported:

- Dorwood Optimist Fishing Derby on June 8.
- He attended the Memorial Ceremony and appreciates how extremely dignified it is.
- Kudos to the bowling team

Ms. Duvall reported:

- Welcomed Amy Hayslip to the Clerk of Council position.
- Attended the Kettering Fairmont graduation.
- Kettering Leadership Academy applications are due soon.

Mr. Suddith reported:

- He is part of a group that will welcome the Greater Dayton Honor Flight on Saturday, June 1.
- Mark your calendars for Juneteenth Celebrations, June 18th at Rosewood Arts Center, and June 19th at Lincoln Park Civic Commons.

Mrs. Fisher reported:

- Employee Council dog therapy session event.
- Attended a thank you for the Volunteer Soccer Coaches event.
- Attended the Dayton Development Coalition Fly-In event.

Mayor Lehner reported:

- Welcomed Amy Hayslip and thanks to Jenifer Baker for filling in.
- Thanks to Mrs. Fisher for attending Dayton Development Coalition Fly-In in my stead.
- Community Block Party from 6 to 8 pm on May 29.

There being no further business to come before this meeting of the Kettering City Council; Mayor Lehner adjourned the City Council Meeting at 8:13 p.m.

ATTEST:

Jenifer Baker
Acting Clerk of Council

PEGGY LEHNER, MAYOR