



# CITY OF KETTERING

DONALD E. PATTERSON, MAYOR • BILL LAUTAR, VICE MAYOR  
BRUCE E. DUKE • JACQUE FISHER • TONY KLEPACZ • ROB SCOTT • JOSEPH D. WANAMAKER

## KETTERING COUNCIL AGENDA

August 13, 2019

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

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

### PLEDGE OF ALLEGIANCE

### INVOCATION

### APPROVAL OF MINUTES

July 23, 2019 - Council Meeting & Workshop Minutes

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

Presentation      American Heart Association EMS Lifeline Award

### PUBLIC HEARINGS

### PUBLIC COMMENT ON LEGISLATION

(5 Minute Limit per Speaker)

### ORDINANCES IN SECOND READING

### RESOLUTIONS

1. To amend Resolution No. 10321-19.
2. To amend Resolution No. 10255-19.
3. Authorizing the City Manager to use competitive bargaining and negotiated quotes to contract for repair, maintenance, and installation of fencing systems and accessibility improvements at Oak, Southern Hills, Tait, and Walther Parks.
4. Authorizing the City Manager to use competitive bargaining and negotiated quotes to contract for repair and resurfacing of basketball and tennis courts at Walther and Southern Hills Parks.
5. Authorizing the City Manager to use competitive bargaining and negotiated quotes to contract for athletic field renovations in various parks.
6. Authorizing the City Manager to use competitive bargaining and negotiated quotes to contract for painting the Lincoln Park fountains and Kettering Recreation Center main pool.
7. Authorizing the City Manager to donate the 2003 fire safety trailer to the City of Oakwood.
8. Authorizing the City Manager to enter into a cost participation agreement with the Board of Commissioners of Montgomery County, Ohio for roadway and/or storm sewer construction in association with replacement of water mains.
9. Authorizing the City Manager to enter into a cost sharing agreement with the Board of Education of the Kettering City School District for school resource officers.

**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**  
**2019**

August 13	4:00 p.m. 6:00 p.m. 7:30 p.m.	Partners for Healthy Youth Council Workshop City Council Meeting
August 19	7:00 p.m. 7:00 p.m.	Planning Commission Board of Community Relations
August 21	8:00 a.m.	Volunteer Advisory Council
August 26	7:00 p.m. 7:30 p.m.	Board of Zoning Appeals Sister Cities
August 27	6:00 p.m. 7:30 p.m.	Council Workshop City Council Meeting
September 2	All Day	Government Center Closed- Labor Day

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

TO AMEND RESOLUTION NO. 10321-19

WHEREAS, Resolution No. 10321-19 authorized the City Manager to contract for removal and replacement of ash trees on city owned property; and

WHEREAS, conducting a tree inventory and risk assessment was inadvertently omitted from the scope of work but the cost for those services was included in the estimated cost and budgeted amount; and

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

Section 1. Resolution No. 10321-19 is amended to include a tree inventory and risk assessment within the scope of work.

Section 2. In all other respects, Resolution No. 10321-19 shall remain in full force and effect.

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 \_\_\_\_\_ 2019.

\_\_\_\_\_  
DONALD E. PATTERSON, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

\_\_\_\_\_  
LASHAUNAH D. KACZYNSKI,  
Clerk of Council

\_\_\_\_\_  
THEODORE A. HAMER, III,  
Law Director

Estimated Cost: \$150,000.00  
Amount Budgeted: \$150,000.00  
Acct. No.: 6502-77750

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

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

TO AMEND RESOLUTION NO. 10255-19

WHEREAS, Resolution No. 10255-19 authorized the City Manager to contract for the repair and installation of fencing systems and accessibility improvements throughout various parks; and

WHEREAS, unforeseen additional work will be required to complete the projects and quotes were higher than expected; and

WHEREAS, underspending on other projects will make up for the increased costs;

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

Section 1. Resolution No. 10255-19 is amended so that a total of \$144,475.00 may be spent.

Section 2. In all other respects, Resolution No. 10255-19 shall remain in full force and effect.

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 \_\_\_\_\_ 2019.

\_\_\_\_\_  
DONALD E. PATTERSON, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

\_\_\_\_\_  
LASHAUNAH D. KACZYNSKI,  
Clerk of Council

\_\_\_\_\_  
THEODORE A. HAMER, III,  
Law Director

Estimated Cost: \$144,475.00  
Amount Budgeted: \$112,000.00  
Acct. No.: 6116-77750, 6118-7775

(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 REPAIR, MAINTENANCE, AND INSTALLATION OF FENCING SYSTEMS AND ACCESSIBILITY IMPROVEMENTS AT OAK, SOUTHERN HILLS, TAIT, AND WALTHER PARKS**

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 is hereby authorized to use such bargaining and negotiation procedures and to enter into one or more contracts for the repair, maintenance, and installation of fencing systems and accessibility improvements at Oak, Southern Hills, Tait, and Walther Parks. 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 \_\_\_\_\_ 2019.

\_\_\_\_\_  
DONALD E. PATTERSON, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

\_\_\_\_\_  
LASHAUNAH D. KACZYNSKI,  
Clerk of Council

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THEODORE A. HAMER, III,  
Law Director

Estimated Cost: \$40,000.00  
Amount Budgeted: \$65,000.00  
Acct. No.: 6100-77750

(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 REPAIR AND RESURFACING OF BASKETBALL AND  
TENNIS COURTS AT WALTHER AND SOTHERN HILLS PARKS**

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 is hereby authorized to use such bargaining and negotiation procedures and to enter into one or more contracts for the repair and resurfacing of basketball and tennis courts at Walther and Sothern Hills Parks. 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 \_\_\_\_\_ 2019.

\_\_\_\_\_  
DONALD E. PATTERSON, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

\_\_\_\_\_  
LASHAUNAH D. KACZYNSKI,  
Clerk of Council

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THEODORE A. HAMER, III,  
Law Director

Estimated Cost: \$35,000.00  
Amount Budgeted: \$37,000.00  
Acct. No.: 6101-77750

(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 ATHLETIC FIELD RENOVATIONS IN VARIOUS PARKS**

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 is hereby authorized to use such bargaining and negotiation procedures and to enter into one or more contracts for athletic field renovations in various parks. 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 \_\_\_\_\_ 2019.

\_\_\_\_\_  
DONALD E. PATTERSON, 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.: 6100-77750

(Requested by: Parks, Recreation & 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 PAINTING THE LINCOLN PARK FOUNTAINS AND  
KETTERING RECREATION CENTER MAIN POOL**

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 is hereby authorized to use such bargaining and negotiation procedures and to enter into one or more contracts for painting the Lincoln Park Fountains and the interior lines of the Kettering Recreation Center Main Pool. 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 \_\_\_\_\_ 2019.

\_\_\_\_\_  
DONALD E. PATTERSON, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

\_\_\_\_\_  
LASHAUNAH D. KACZYNSKI,  
Clerk of Council

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THEODORE A. HAMER, III,  
Law Director

Estimated Cost: \$48,095.00  
Amount Budgeted: \$95,000.00  
Acct. No.: 6115-77750 (\$39,600.00)  
6113-77750 (\$ 8,495.00)

(Requested by: Public Service Department)



CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO DONATE THE 2003  
FIRE SAFETY TRAILER TO THE CITY OF OAKWOOD**

WHEREAS, the Fire Department's 2003 Fire Safety Trailer is no longer needed by the Fire Department; and

WHEREAS, the City of Oakwood desires to use the 2003 Fire Safety Trailer for its municipal purposes;

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 to take all necessary and appropriate action to donate the 2003 Fire Safety Trailer to the City of Oakwood for use in its Fire Safety Programs.

Section 2. 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 \_\_\_\_\_ 2019.

\_\_\_\_\_  
DONALD E. PATTERSON, 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 ENTER INTO A COST PARTICIPATION AGREEMENT WITH THE BOARD OF COMMISSIONERS OF MONTGOMERY COUNTY, OHIO FOR ROADWAY AND/OR STORM SEWER CONSTRUCTION IN ASSOCIATION WITH REPLACEMENT OF WATER MAINS**

WHEREAS, the City of Kettering is currently planning to make capital improvements with the following project(s):

1. Brydon Road  
Replacement of storm sewer and resurfacing of roadway;

WHEREAS, Montgomery County wishes to replace and upgrade the existing water mains in association with roadway and/or storm sewer construction for the project(s); and

WHEREAS, the work required by the parties can be included in one grant application to the Ohio Public Works Commission for project funding if there is a cost sharing agreement in place;

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 to enter into one or more cost participation agreements with the Board of Commissioners of Montgomery County, Ohio for the Project(s) listed in the recital paragraphs above. 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 shall take full force and effect immediately upon its adoption.

Passed by Council this \_\_\_\_\_ day of \_\_\_\_\_ 2019.

\_\_\_\_\_  
DONALD E. PATTERSON, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

\_\_\_\_\_  
LASHAUNAH D. KACZYNSKI,  
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 ENTER INTO A  
COST SHARING AGREEMENT WITH THE BOARD OF  
EDUCATION OF THE KETTERING CITY SCHOOL DISTRICT  
FOR SCHOOL RESOURCE OFFICERS**

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 enter into a cost sharing agreement with the Board of Education of the Kettering City School District for one or more School Resource Officers. 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 \_\_\_\_\_ 2019.

\_\_\_\_\_  
DONALD E. PATTERSON, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

\_\_\_\_\_  
LASHAUNAH D. KACZYNSKI,  
Clerk of Council

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THEODORE A. HAMER, III,  
Law Director

Estimated Cost: \$389,545.08 (\$116,863.52 – City; \$272,681.56 – School District)

Amount Budgeted: \$389,545.08

Acct. No. 0600-Personnel

(Requested by: Police Department)