

**KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
July 23, 2019**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, July 23, 2019, at 7:30 p.m. in Council Chambers at the Kettering Government Center South Building, 3600 Shroyer Road. Mayor Patterson presided and the Clerk of Council, LaShaunah D. Kaczynski, recorded. This meeting was telecast live on the cable access channel.

Council Members Present: Patterson, Klepacz, Fisher, Duke, and Wanamaker

Council Members Absent: Lautar and Scott (excused)

Total Members Present: Five (5)

Mayor Patterson led the audience in the Pledge of Allegiance and gave the invocation. He introduced the cable TV operator Mike Sopronyi. He thanked him for his assistance.

APPROVAL OF MINUTES

July 9, 2019- Council Meeting & Workshop Minutes

Mr. Duke reported that he reviewed the above minutes and moved the minutes be approved. Mr. Wanamaker seconded the motion of the above minutes and there being five (5) yea votes and no (0) nay votes for the July 9, 2019 Council Meeting & Workshop Minutes the motion was declared carried by roll call vote.

Mayor Patterson mentioned Mr. Lautar and Mr. Scott have excused absences this evening.

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

Presentation- Montgomery County Veterans Service Commission

Mark Landers, Executive Director of the Montgomery County Veterans Service Commission made the presentation this evening. Mr. Landers mentioned he has been serving as the Executive Director for the Montgomery County Veterans Service Commission for about a year. Previously, he served as a commissioner for the Montgomery County Veterans Service Commission for ten years. A major problem for the Montgomery County Veterans Service Commission is getting the message out about the services they offer to veterans. A lot of people are unfamiliar with this organization, resulting in a lot of people not being familiar with their services. Appointments can be scheduled by calling 225-4801. Appointments will be scheduled relatively quickly and veterans will be treated with dignity. No one will be turned away and he will do everything he can to schedule an appointment immediately. Kettering residents should encourage family members, neighbors, and friends who are veterans to obtain the benefits they are entitled to. He has served as a trial lawyer for thirty-eight years and he mentioned he is aggressive by nature. The staff at the Montgomery County Veterans Service Commission is diligent and they will do everything they can to get veterans the benefits they are entitled to for serving our country. Aid in Attendance benefits are non-service connection pension. To qualify for Aid in Attendance benefits, a veteran's household assets must be below \$120,000. There are 43,000 veterans currently living in Montgomery County. The City of Kettering needs to continue to put information regarding the Montgomery County Veterans Service Commission on their website and other print publications that are produced by the city. He is encouraging veterans to come into his office so they can analyze their benefit pension to see if they qualify for more benefits. Widow's Pension refers to benefits a spouse is entitled to after their loved one has passed away. To be eligible, a veteran must have served during a qualifying period of time. Less than two weeks after he became Executive Director, a lady came into his office because her husband had died in 2001. The issue at hand was whether her husband served in Vietnam. He died of heart failure which is a presumptive condition had they been able to prove he served in Vietnam, she would have received a widow's pension. Mr. Landers was able to determine based on this gentleman service record there was a written annotation that her husband served 60 days in Vietnam. Mr. Landers refiled the paperwork and the lady was able to receive a check for \$384,000 because it was retroactive to 2001. Non-Service Connected Pension is based upon income and there are other requirements for this type of pension. If you are under the age of 65, you must be permanently disabled; over age 65, it is strictly based on income. There are a lot of veterans who suffer from PTSD and TBI. The Emergency Health Initiative became effective on July 5, 2018. Any veteran can go to the VA Center today regarding a mental health issue even if a person has a dishonorable discharge. A lot of soldiers who served in Vietnam had dishonorable discharges and the vast majority of these soldiers were suffering with PTSD. He had a gentleman come into his office who had a dishonorable discharge from his service in 1968. His job was to put people in body bags in Vietnam, and he suffered from PTSD. Mr. Landers filed the requisite paperwork for this gentleman and he was able to get service connected with the VA where he receives total medical care. Mr. Landers is attempting to change this characterization from dishonorable to honorable. If something happens when you are younger and you have an injury listed

in your medical history, and years down the road you begin to have pain from this previous injury that is considered to be a secondary condition to a disability. The Montgomery County Veterans Service Commission currently files 22-23 separate independent disability claims which many of them are denied, but a lot of the people who file receive 0%. If a person receives 0%, then they are now entitled to medical care at the VA. A person can receive a service connected rating from one of the following: direct, aggravation, presumptive, secondary, or an injury as a result of VA treatment. He has provided City Council with his contact information and if any resident knows of a veteran that his office could help, they should reach out to his office. The Mission Act provides additional care for veterans in the community. Veterans are allowed to go to urgent care up to three times a year without pre-approval from the VA. Depending if a veteran is considered a priority 1, 2, 3, or 4 there could be no co-pay, but they have to go to an urgent care that is in network and his office can provide that list to veterans. Emergency treatment has changed for veterans. Previously, the standard was a doctor would decide if a veteran had a condition that would require emergency medical treatment. Now if a veteran has heart problems and they go to the emergency room, that cost will be covered as well as the ambulance. The services that are offered to veterans through the Montgomery County Veterans Service Commission are free of charge. He appreciates the time offered to him to speak before City Council this evening and he hopes the city will continue to put information regarding services offered through the Montgomery County Veterans Service Commission in the city's print publications and social media outlets because there are 43,000 veterans who live in Montgomery County.

Mayor Patterson thanked Mr. Landers for providing this information to residents and for his service to our country.

Mr. Klepacz mentioned that he has recently worked with the Montgomery County Veterans Service Commission. He was unaware of the services that are offered to veterans and he has been a veteran for over 50 years. It is good to get the word out to veterans about these services, and the city has published information about these services. The entire staff at the Montgomery County Veterans Service Commission is great to work with and their office is centrally located in the region.

Mr. Landers noted that new windows were recently installed at their office. The trees that were blocking the sign on the 4th floor have been removed so now their office can be easily identified. His office is located down the street from the University of Dayton Arena next to Kindred Hospital.

PUBLIC HEARINGS

PUBLIC COMMENT ON LEGISLATION

ORDINANCES IN SECOND READING

RESOLUTIONS

A RESOLUTION
NO: 10325-19
BY: MR.KLEPACZ AND MRS.FISHER

AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION TO THE OHIO PUBLIC WORKS COMMISSION FOR FUNDING OF THE RIDGEWAY ROAD BRIDGE REPLACEMENT PROJECT

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

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

The following votes were recorded: Mr. Klepacz, Yea; Mrs. Fisher, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, Yea. There being five (5) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 10326-19
BY: MRS.FISHER AND MR.DUKE

AUTHORIZING THE CITY MANAGER TO SUBMIT APPLICATIONS TO THE OHIO DEPARTMENT OF TRANSPORTATION'S MUNICIPAL BRIDGE PROGRAM FOR FUNDING OF THE ANSEL DRIVE BRIDGE REHABILITATION PROJECT AND THE DANUBE COURT BRIDGE REHABILITATION PROJECT

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

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

The following votes were recorded: Mr. Klepacz, Yea; Mrs. Fisher, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, Yea. There being five (5) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION
NO: 10327-19
BY: MR.DUKE AND MR.WANAMAKER

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND
NEGOTIATED QUOTES TO CONTRACT FOR RESURFACING THE INTERSECTION OF
EAST STROOP/COUNTY LINE AND EAST DOROTHY LANE/ INDIAN RIPPLE ROADS

Mr. Duke read the above resolution and moved for approval. Mr. Wanamaker seconded the motion.

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

The following votes were recorded: Mr. Klepacz, Yea; Mrs. Fisher, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, Yea. There being five (5) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

ORDINANCES IN FIRST READING

CERTIFICATIONS AND PETITIONS

MANAGER'S REPORT/COMMUNITY UPDATE

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

- National Night Out will be held on Tuesday, August 6 from 6:00- 8:00 p.m. at Town & Country Shopping Center parking lot.
- Festival of the Vine will be held on Saturday, August 10 at 3:00 p.m. at the Frazee Pavilion.
- Art on the Commons will be held on Sunday, August 11 from 11:00 a.m. - 5:00 p.m. at Lincoln Park Civic Commons.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Audience Participation (5 Minute Limit per Speaker)

COUNCIL COMMITTEE REPORTS

Mr. Lautar reported:

- Absent.

Mr. Duke reported:

- Nothing to report.

Mr. Wanamaker reported:

- Nothing to report.

Mr. Scott reported:

- Absent.

Mr. Klepacz reported:

- On July 10 he attended the Sister Cities picnic at Polen Farm.
- On July 13 he attended the ribbon cutting ceremony for McDonald's on Stroop Road.
- Shop Kettering.

Mrs. Fisher reported:

- Proceeds from parking at Christ United Methodist Church during Frazee shows will go to Kettering Backpack Program.

Mayor Patterson reported:

- Sister Cities Youth Exchange program is an awesome program to get involved in.

They're being no further business to come before this meeting of the Kettering City Council; Mayor Patterson adjourned the City Council Meeting at 8:00 p.m.

ATTEST:

DONALD E. PATTERSON, MAYOR

