

**KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
February 9, 2021**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, February 9, 2021, at 7:30 p.m. Due to the COVID-19 pandemic, the February 9, 2021 meeting of the Kettering City Council was conducted by teleconference with video. Mayor Patterson presided and the Clerk of Council, LaShaunah D. Kaczynski, recorded. This meeting was telecast live on the cable access channel and streamed live at mvcc.net.

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

Council Members Absent: Wanamaker (Excused)

Total Members Present: Five (5)

Mrs. Fisher recited the Pledge of Allegiance.

Mayor Patterson gave the invocation.

Mrs. Kaczynski conducted an attendance roll call of council members:

Mr. Klepacz- Present
Mr. Lautar- Present
Mrs. Fisher- Present
Mr. Duke- Present
Mr. Wanamaker- Absent
Mayor Patterson- Present

Mayor Patterson mentioned Mr. Wanamaker has an excused absence this evening.

Mayor Patterson introduced the cable TV operator Carl Suchomel. He thanked him for his assistance.

APPROVAL OF MINUTES

January 26, 2021- Council Meeting & Workshop Minutes

Mr. Lautar reported that he reviewed the above minutes and moved the minutes be approved. Mr. Duke seconded the motion of the above minutes and there being five (5) yea votes and no (0) nay votes for the January 26, 2021 Council Meeting & Workshop Minutes, the motion was declared carried followed by a roll call vote.

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

Appointment- Partners for Healthy Youth- Stephanie Noel (Term ending 12/31/23)

Mr. Klepacz made a motion to appoint Stephanie Noel to Partners for Healthy Youth. Mr. Lautar seconded the motion, the motion was declared carried followed by a unanimous like sign vote to appoint Stephanie Noel to Partners for Healthy Youth.

PUBLIC HEARINGS

PUBLIC COMMENT ON LEGISLATION

ORDINANCES IN SECOND READING

AN ORDINANCE
NO: 4354-21
BY: MR.KLEPACZ AND MRS. FISHER

TO EXTEND A MORATORIUM ON THE PLACEMENT OR OPERATION OF SHARED MOBILITY DEVICES IN ANY PUBLIC RIGHT-OF-WAY OR ON PUBLIC PROPERTY, AND OFFERING THE SAME FOR USE ANYWHERE IN THE CITY

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

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

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

AN ORDINANCE
NO: 4355-21
BY: MRS.FISHER AND MR.LAUTAR

TO REZONE LOTS 1, 2 AND 3 OF THE FORRER DEVELOPMENT RECORD PLAN (2231-2391 WOODMAN DRIVE AND 2070 FORRER BOULEVARD; PLANNING COMMISSION CASE NO. 20-017

Mrs. Fisher read the above ordinance and moved for approval. Mr. Lautar seconded the motion.

Mr. Schwieterman, City Manager gave a brief description of the ordinance.

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

AN ORDINANCE
NO: 4356-21
BY: MR. LAUTAR AND MR.DUKE

TO REZONE ALL OF LOT 5 AND A PORTION OF LOT 2 OF THE VILLAS AT KETTERING POINTE SECTION ONE (2222-2298 S. SMITHVILLE ROAD; PLANNING COMMISSION CASE NO. 20-019

Mr. Lautar read the above ordinance and moved for approval. Mr. Duke seconded the motion.

Mr. Schwieterman, City Manager gave a brief description of the ordinance.

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

AN ORDINANCE
NO: 4357-21
BY: MR. DUKE AND MR.KLEPACZ

TO AMEND SUBSECTION 1104.401.4.3 OF THE CITY OF KETTERING CODIFIED ORDINANCES REGARDING FLOOD DAMAGE PREVENTION

This ordinance was introduced in the motion for approval as a resolution

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

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

Mr. Lautar mentioned that Mr. Duke introduced this ordinance as a resolution when it is an ordinance in second reading.

Mr. Hamer, Law Director mentioned that the ordinance being introduced as a resolution was an error. Mr. Hamer advised Mr. Duke to correct the motion for approval to reflect the legislation being an ordinance in second reading.

Mr. Duke read the above ordinance and moved for approval. Mr. Klepacz seconded the motion.

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

RESOLUTIONS

A RESOLUTION
NO: 10523-21
BY: MR.KLEPACZ AND MRS.FISHER

APPROVING AMENDMENTS TO THE BYLAWS OF THE MIAMI VALLEY RISK MANAGEMENT ASSOCIATION

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

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

The following votes were recorded: Mr. Klepacz, Yea; Mr. Lautar, Yea; Mrs. Fisher, Yea; Mr. Duke, 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: 10524-21
BY: MRS.FISHER AND MR.LAUTAR

AUTHORIZING THE CITY MANAGER TO PURCHASE COMPUTERS AS PART OF THE ANNUAL PC REPLACEMENT PROGRAM

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

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

The following votes were recorded: Mr. Klepacz, Yea; Mr. Lautar, Yea; Mrs. Fisher, Yea; Mr. Duke, 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: 10525-21
BY: MR.LAUTAR AND MR.DUKE

AUTHORIZING THE CITY MANAGER TO PURCHASE EQUIPMENT THROUGH SEALED BIDS, NEGOTIATED QUOTES, OR A COOPERATIVE PURCHASING PROGRAM

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

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

The following votes were recorded: Mr. Klepacz, Yea; Mr. Lautar, Yea; Mrs. Fisher, Yea; Mr. Duke, 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: 10526-21
BY: MR.DUKE AND MR.KLEPACZ

AUTHORIZING THE CITY MANAGER TO ACCEPT A DONATION OF RIFLE RATED ARMOR PLATING FOR SWAT VESTS FROM DAYTON ARMOR, LLC

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

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

The following votes were recorded: Mr. Klepacz, Yea; Mr. Lautar, Yea; Mrs. Fisher, Yea; Mr. Duke, 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: 10527-21
BY: MR.KLEPACZ AND MRS.FISHER

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO CONTRACT FOR INSURANCE AND OTHER RELATED BENEFITS AND ADMINISTRATIVE SERVICES FOR EMPLOYEES OF THE CITY OF KETTERING, KETTERING MUNICIPAL COURT, AND THE OFFICE OF THE CLERK OF THE KETTERING MUNICIPAL COURT

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

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

The following votes were recorded: Mr. Klepacz, Yea; Mr. Lautar, Yea; Mrs. Fisher, Yea; Mr. Duke, 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: 10528-21
BY: MRS.FISHER AND MR.LAUTAR

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO CONTRACT FOR LANDSCAPE DESIGN SERVICES FOR THE RIDGEWAY ROAD BRIDGE LANDSCAPE RENOVATION PROJECT

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

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

The following votes were recorded: Mr. Klepacz, Yea; Mr. Lautar, Yea; Mrs. Fisher, Yea; Mr. Duke, 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: 10529-21
BY: MR.LAUTAR AND MR.DUKE

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, 2021

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

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

The following votes were recorded: Mr. Klepacz, Yea; Mr. Lautar, Yea; Mrs. Fisher, Yea; Mr. Duke, 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.

- Nominations for the 2021 Mayor's Award for Volunteer Service are being accepted until March 12. For more information residents should call the Volunteer Office at 937-296-2433.
- Kettering city offices will be closed on Monday, February 15 to observe the President's Day holiday. There will be no delay in Rumpke trash service.
- If you have questions or need assistance regarding coyotes in the community, residents should contact Shelly Davis, Community Services Specialist at 937-296-3266.

OTHER BUSINESS NOT ON WRITTEN AGENDA
Audience Participation (5 Minute Limit per Speaker)

COUNCIL COMMITTEE REPORTS

Mr. Lautar reported:

- The Streets Department did a wonderful job clearing the snow off the roads.

Mr. Duke reported:

- Nothing to report.

Mr. Wanamaker reported:

- Absent.

Mr. Klepacz reported:

- The Streets Department did a wonderful job clearing the snow off the roads.
- Support local Kettering businesses.

Mrs. Fisher reported:

- Nothing to report.

Mayor Patterson reported:

- This year will mark the 22nd year since Erica Baker disappeared. If you have information regarding Erica's disappearance please contact the Police Department.
- The Kettering Police Department has welcomed a Crisis Intervention Specialist to the force to help officers on the job.
- The Kettering Police Department would like to remind residents to not give out personal information due to the climbing numbers of scams.
- The Streets Department did a wonderful job clearing snow off the roads.

They're being no further business to come before this meeting of the Kettering City Council; Mayor Patterson adjourned the City Council Meeting at 7:59 p.m.

ATTEST:

LaShaunah D. Kaczynski
Clerk of Council

DONALD E. PATTERSON, MAYOR