

**KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
March 23, 2021**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, March 23, 2021, 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 and streamed live at mvcc.net.

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

Council Members Absent: None

Total Members Present: Six (6)

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

March 9, 2021- Council Meeting & Workshop Minutes

Mr. Lautar 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 six (6) yea votes and no (0) nay votes for the March 9, 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- Melinda Moore (Term ending 12/31/23)

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

Certificate of Recognition- Fairmont Bowling Team- Division I State Champions

Mayor Patterson read the above certificate and same was accepted by Jeremy Fleck, Boys Varsity Bowling Coach and the varsity bowling team. Mr. Fleck thanked city council for the sign and the certificate. When he took this program over four years ago, this was the vision he had but he thought it would never come true. This team has been runner-up a couple of times and has been really close to winning the title, but their hard work has finally paid off. He would like to thank city council for recognizing the team this evening and he is sure this is something the kids will treasure forever.

Mr. Klepacz asked how many members from the team will be returning next year?

Mr. Fleck informed council that he is losing three seniors and three team members will be returning next year. With COVID-19 he was only able to carry six players to the team where in previous years they were able to carry eight. For this type of accomplishment to happen this year despite all of the obstacles is absolutely amazing.

Mr. Klepacz asked how close was the finals?

Mr. Fleck mentioned the team beat their opponent 3 to 1 in the finals (match plays). The big match was playing Centerville in the quarter-finals which they were able to beat them in game 5.

Proclamation- Mark Donaghy Day

Mayor Patterson read the above proclamation and same was accepted by Mark Donaghy, Executive Director of RTA. Mr. Donaghy thanked Mayor Patterson and city council for the proclamation this evening. As they know, he has been working in the transit industry for quite some time. He recently did a podcast interview where he was asked what is one of the biggest changes he has seen throughout his career and he answered powered-steering was new when he began his career. He has worked in the transit service for 45 years and he has enjoyed it. This industry is very challenging and no two days are alike. He has worked all over the country throughout his career but it has been an honor to be part of a community like Kettering. When he first arrived to the Miami Valley many years ago, he noticed Kettering's pride in keeping public services at an exceptional level. Kettering also appoints a member to the RTA Board and over the years the city has appointed some great people. Franz Hoge was the most prepared board member of all time, and now Al Fullenkamp is now on board. The leadership Kettering has displayed throughout the region is fantastic, and the best 15 years of his career were spent in the Kettering community. On his last day of work, he will be driving a Next-Gen bus for half of the day. He really appreciates the proclamation and all of the support.

Mayor Patterson thanked Mr. Donaghy for bringing people to various city council meetings to provide updates regarding RTA. That meant a lot to city council and also the residents of Kettering. Mr. Donaghy will be missed and he is grateful Mr. Fullenkamp is serving as the city's representative on the RTA board and he will represent the residents of Kettering greatly. He is also thankful for Mr. Donaghy's friendship over the years.

Mr. Duke mentioned that Mr. Donaghy has done his job in an exemplary way over the years and he had the courage to stand up for workers who needed bus service to get to a local mall. He admires Mr. Donaghy's character for leading that cause and he has served as an example to people all over the country for what he has done for that service. He hopes Mr. Donaghy enjoys his retirement.

Mr. Donaghy mentioned that initiative would not have been possible without the support of a lot of people throughout the Miami Valley Region.

PUBLIC HEARINGS

PUBLIC COMMENT ON LEGISLATION

ORDINANCES IN SECOND READING

RESOLUTIONS

A RESOLUTION
NO: 10544-21
BY: MR.KLEPACZ AND MRS.FISHER

AUTHORIZING THE CITY MANAGER TO ACCEPT A GRANT FOR CRISES INTERVENTION TRAINING MOBILE RESPONSE SERVICES FROM THE MONTGOMERY COUNTY ALCOHOL, DRUG ADDICTION AND MENTAL HEALTH SERVICES BOARD AND TO CONTRACT FOR CRISIS INTERVENTION ASSISTANCE SERVICES

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

Chief Protsman, Police Chief gave a brief description of the resolution.

The following votes were recorded: Mr. Klepacz, Yea; Mr. Lautar, Yea; Mrs. Fisher, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10545-21
BY: MRS.FISHER AND MR.LAUTAR

AUTHORIZING THE CITY MANAGER TO ACCEPT A DONATION OF CARBON MONOXIDE DETECTORS FROM FIREFIGHTERS & COMPANY FEDERAL CREDIT UNION

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; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10546-21
BY: MR.LAUTAR AND MR.WANAMAKER

AUTHORIZING THE CITY MANAGER TO ACCEPT, ON BEHALF OF THE KETTERING MUNICIPAL COURT, GRANT FUNDS FROM THE STATE OF OHIO OFFICE OF CRIMINAL JUSTICE SERVICES

Mr. Lautar read the above resolution and moved for approval. Mr. Wanamaker 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; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10547-21
BY: MR.WANAMAKER AND MR.DUKE

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

Mr. Wanamaker 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; Mr. Lautar, Yea; Mrs. Fisher, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10548-21
BY: MR.DUKE AND MR.KLEPACZ

AUTHORIZING THE CITY MANAGER TO PURCHASE TELEVISION, RADIO, NEWSPAPER, BILLBOARD AND INTERNET ADVERTISING FOR THE 2021 FRAZE PAVILION PERFORMANCE SEASON FROM VARIOUS SOURCES

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.

* Mr. Schwieterman gave a brief description of all resolutions pertaining to the 2021 operation of the Frazee Pavilion all at one time*. He also gave an outline plan regarding the re-opening of the Frazee for the 2021 performance season.

The following votes were recorded: Mr. Klepacz, Yea; Mr. Lautar, Yea; Mrs. Fisher, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10549-21
BY: MR.KLEPACZ AND MRS.FISHER

AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND ENTER INTO CONTRACTS FOR ENTERTAINMENT FOR THE FRAZE PAVILION 2021 PERFORMANCE SEASON

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

The following votes were recorded: Mr. Klepacz, Yea; Mr. Lautar, Yea; Mrs. Fisher, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10550-21
BY: MRS.FISHER AND MR.LAUTAR

AUTHORIZING PAYMENT OF MUSIC LICENSING FEES FOR CONCERTS AT FRAZE PAVILION DURING 2021

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

The following votes were recorded: Mr. Klepacz, Yea; Mr. Lautar, Yea; Mrs. Fisher, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10551-21
BY: MR.LAUTAR AND MR.WANAMAKER

AUTHORIZING THE CITY MANAGER TO CONTRACT FOR THE RENTAL OF MUSICAL AND PERFORMANCE RELATED BACKLINE EQUIPMENT ON A "SHOW-BY-SHOW" AND "AS-NEEDED" BASIS FOR THE FRAZE PAVILION 2021 SEASON

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

The following votes were recorded: Mr. Klepacz, Yea; Mr. Lautar, Yea; Mrs. Fisher, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10552-21
BY: MR.WANAMAKER AND MR.DUKE

AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENTS FOR DISCOUNTS, COMPLIMENTARY TICKETS AND COMPLIMENTARY PROGRAM PARTICIPATION TO BENEFIT THE ADVERTISING AND PROMOTION OF CALENDAR YEAR 2021 PARKS, RECREATION AND CULTURAL ARTS PROGRAMS AND THE 2021 FRAZE PAVILION PERFORMANCE SEASON

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

The following votes were recorded: Mr. Klepacz, Yea; Mr. Lautar, Yea; Mrs. Fisher, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10553-21
BY: MR.DUKE AND MR.KLEPACZ

AUTHORIZING THE CITY MANAGER TO ENTER INTO ONE OR MORE AGREEMENTS FOR LIGHTING EQUIPMENT, LIGHT TECHNICIAN, TECHNICAL DIRECTOR SERVICES AT THE FRAZE PAVILION

Mr. Duke read the above resolution 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; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10554-21
BY: MR.KLEPACZ AND MRS.FISHER

TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A CONTRACT FOR THE RENTAL OF SOUND EQUIPMENT AND SOUND TECHNICIAN SERVICES FOR FRAZE PAVILION 2021 SEASON, AS WELL AS RENTAL OF SOUND EQUIPMENT AS REQUIRED BY PERFORMERS ON A PER SHOW BASIS

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

The following votes were recorded: Mr. Klepacz, Yea; Mr. Lautar, Yea; Mrs. Fisher, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10555-21
BY: MRS.FISHER AND MR.LAUTAR

AUTHORIZING AN AMENDMENT TO THE ANNUAL ACTION PLAN FOR PROGRAM YEAR 2019

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

Mr. Robillard, Planning & Development Director gave a brief description of the resolution.

The following votes were recorded: Mr. Klepacz, Yea; Mr. Lautar, Yea; Mrs. Fisher, Yea; Mr. Duke, Yea; Mr. Wanamaker, Yea; Mayor Patterson, 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: 10556-21
BY: MR.LAUTAR AND MR.WANAMAKER

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. Wanamaker 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; Mr. Wanamaker, Yea; Mayor Patterson, 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: MR.WANAMAKER

TO LEVY SPECIAL ASSESSMENTS FOR THE CONSTRUCTION AND REPAIR OF CURBS, SIDEWALKS, DRIVE APPROACHES, AND RELATED APPURTENANCES FOR THE ACKERMAN BOULEVARD- EAST STROOP TO EAST DOROTHY PROJECT (CITY PROJECT NO. 02-138G)

Mr. Wanamaker read the above ordinance.

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

AN ORDINANCE
BY: MR.DUKE

TO LEVY SPECIAL ASSESSMENTS FOR THE CONSTRUCTION AND REPAIR OF CURBS, SIDEWALKS, DRIVE APPROACHES, AND RELATED APPURTENANCES FOR THE 2020 CURB, SIDEWALK & DRIVE APPROACH PROGRAM (CITY PROJECT NO. 05-120)

Mr. Duke read the above ordinance.

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

AN ORDINANCE
BY: MR.KLEPACZ

TO LEVY SPECIAL ASSESSMENTS FOR THE CONSTRUCTION AND REPAIR OF CURBS, SIDEWALKS, DRIVE APPROACHES, AND RELATED APPURTENANCES FOR BERNA LANE AND ALGOOD DRIVE (CITY PROJECT NO. 05-120A)

Mr. Klepacz read the above ordinance.

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

AN ORDINANCE
BY: MRS.FISHER

RELEASING AN EASEMENT FOR CHANNEL AND SEWER PURPOSES AT 3024 HEMPSTEAD STATION DRIVE

Mrs. Fisher read the above ordinance.

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

CERTIFICATIONS AND PETITIONS

MANAGER'S REPORT/COMMUNITY UPDATE

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

- Montgomery County Business Services can fund up to \$15,000 per person for training in high-demand careers. Residents should call 937-225-4077 for more information.
- City income tax forms are available on the city's website and in the lobby of the tax department. Deadline for filing is April 15, 2021.
- Pre-registration is now open for the 2021 Miami Valley Cycling Summit. Residents can visit www.cyclingsummit.com for more information.
- Registration for summer camps will begin on Monday, March 29 for Kettering residents and Monday, April 5 for non-residents. Visit www.playkettering.org/camps for more information.
- If you or someone you know is interested in joining our Parks, Recreation & Cultural Arts team this summer please visit www.playkettering.org for more information.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Audience Participation (5 Minute Limit per Speaker)

COUNCIL COMMITTEE REPORTS

Mr. Lautar reported:

- Nothing to report.

Mr. Duke reported:

- Applications for Kettering Leadership Academy should be out in the next month.
- Residents should continue to wear their masks.
- He is thankful his grandchildren traveled over 3,000 miles to give him a hug.

Mr. Wanamaker reported:

- Nothing to report.

Mr. Klepacz reported:

- He was recently appointed to serve on the executive committee for Miami Valley Regional Planning Commission.
- Congratulations to the Centerville Elks for winning the Division I boys basketball state championship.
- Shop Kettering.

Mrs. Fisher reported:

- The response period for the Board of Community Relations racial equity survey has closed, but residents can participate in the 21 day racial equity and social justice challenge hosted by YWCA.

Mayor Patterson reported:

- National Volunteer Week is April 18-24 and residents should celebrate the volunteers in our community.
- Ron Hundt, City Planner will retire after 41 years of service to the city on March 31.
- Kettering Police Department hired three new officers this month, (Cynthia James, Matthew Harper and Darrell Breneman).
- Welcome Mr. Scott, Clerk of Courts to the city council meeting.
- Thank you to Mark Donaghy for his service to the Miami Valley Region.

They're being no further business to come before this meeting of the Kettering City Council; Mayor Patterson adjourned the City Council Meeting at 8:16 p.m.

ATTEST:

DONALD E. PATTERSON, MAYOR

LaShaunah D. Kaczynski
Clerk of Council