

**KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
October 26, 2021**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, October 26, 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 and Duke

Council Members Absent: None

Total Members Present: Five (5)

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

APPROVAL OF MINUTES

October 12, 2021- Council Meeting & Workshop Minutes

Mr. Lautar reported that he reviewed the above minutes and moved the minutes be approved. Mrs. Fisher seconded the motion of the above minutes and there being five (5) yea votes and no (0) nay votes for October 12, 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

Presentation- Sister Cities 50th Anniversary Celebration

Al Fullenkamp, Chairperson of Sister Cities gave the presentation this evening. He is here this evening to mark the 50th anniversary of the signing of the Treaty of Friendship between the City of Kettering and Steyr, Austria. He would like to take a moment to acknowledge city council members and residents who worked hard on this endeavor over 50 years ago. There were two individuals who played a key role in this Treaty of Friendship and they were former Mayor Horn and former City Council Member Gerry Busch. This process began in 1967 and it took four years for the City of Kettering to find a sister city. Steyr, Austria was selected due to its similar size and industrial manufacturing that took place. Between the years of 1970-1971, the search for a sister city began to increase. Mayor Horn and Gerry Busch visited Steyr, Austria for a bike tour and while on that tour they signed the Treaty of Friendship on October 27, 1971. The treaty was signed at the Steyr City Hall and they were hosted with a luncheon to commemorate the event. Over the years, Mayor Horn and Gerry Busch visited Steyr frequently. The youth exchange is a major highlight of the City of Kettering friendship with Steyr which began in 1976. For 43 years, there have been youth exchanges between Kettering and Steyr. This tradition was interrupted in 2020 due to the COVID-19 pandemic. He hopes the exchange trips can resume once the outlook of the pandemic is better. Over the past 50 years, there have been numerous adult exchanges with the most current ones taking place in 2014 and 2016. We are here this evening to celebrate all of the work that was placed into creating this friendship over 50 years ago and also to celebrate the work that is going on now to continue to harbor this friendship. The committee has been acknowledged by Sister Cities International to commemorate this 50th anniversary with Steyr with a certificate of appreciation and acknowledgement. Mr. Fullenkamp would like to thank City Council for all of their support and he would be happy to answer any questions.

Mr. Lautar asked when did the Sister Cities International Association begin?

Mr. Fullenkamp informed City Council that he believes it began in the early 60s under a different name and then 20 years later it changed to the Sister Cities International Association.

Mr. Duke mentioned that that the Sister Cities International Association began at the end of the Eisenhower administration. (Late 50s early 60s).

Mr. Fullenkamp welcomed Connie Campbell to further honor Mr. Busch.

Mrs. Campbell mentioned she is here this evening to honor Mr. Busch for all of his service and his work on the Arts in Public Places Committee. She has an award she would like to pass around that Mr. Busch will be receiving for all of his work on the public art program. Mrs. Campbell would like to take a moment to thank Mayor Patterson and City Council for all of their support over the years for the Art in Public Places Committee. In particular, she would like to thank Mr. Duke for his 22 years of service on this committee and she would also like to thank Mark Schwieterman, City Manager and Steve Bergstresser, Assistant City Manager for all of their contributions to this committee. She would also like to thank MaryBeth O'Dell and Shayna McConville for their support and dedication to this program. If it wasn't for Mr. Busch there would be no public art program. When she moved to

Kettering, Mr. Busch was Mayor which was in 1985. Under the leadership of Mayor Busch, Mrs. Campbell was approached by Mr. Busch on how to create a public art program. She provided Mr. Busch with timelines and information regarding public art from other communities around the country. All of the programs she presented to Mr. Busch included a 1% allocation of capital operating expenses. After research and several discussions, Mr. Busch decided he was going to approach city council to create a similar program in Kettering. Even though Mr. Busch was interested in public art, Mr. Busch along with city council and city administration were planning the creation of the Lincoln Park Civic Commons. This marked two large projects for cultural arts that were taking place at the same time. During the early discussion of the Lincoln Park Civic Commons, there were ideas of creating a small band space to have community concerts during the summer months. A similar band space was also available across the street at Fairmont High School. The band space was well used and Kettering Theatre presented two musicals. Due to the large quantity of performing artists in the region, the city decided to create a space larger than a band shell to host community performances. With the help of generous donations, the city was able to create the Frazee Pavilion for the Performing Arts. All of Mr. Busch's involvement has helped shape the cultural arts in Kettering and we are all thankful for that. Mr. Horn was also instrumental in bringing cultural arts to the Kettering community. Within a few short years under the tenure of Mayor Busch, Rosewood Arts Centre was able to open in 1984, the CitySites Public Art Program was developed and the Frazee Pavilion for the Performing Arts was established as a major performing arts venue. Under Mayor Busch's leadership, the City of Kettering became established as an arts and entertainment destination for the entire region and beyond. Mr. Busch has continued his dedication for the performing arts by serving as a committee member of the Arts in Public Places Committee for the past 22 years. It has been a true honor to have served on this committee with Mr. Busch.

Mr. Duke mentioned it is fitting to honor Mr. Busch during this City Council meeting and he had the privilege to have worked with Mr. Busch during the early years. He has always been a champion for the arts in the community and he would say many times if you lose your arts you lose your humanity. What we do in the community to relay public art to people speaks highly of what we believe in as a community. He recalls when city council met to vote to determine if the Frazee Pavilion was going to move forward or not, the city council of that time met downstairs in the Government Center and Mr. Busch had a banner in the conference room that said if we build it, they will come and city council moved forward to build the Frazee Pavilion.

Proclamation- National Arts and Humanities Month

Mr. Duke read the above proclamation and same was accepted by Shayna McConville, Cultural Arts Manager. Ms. McConville thanked Mayor Patterson and City Council for the proclamation this evening. Many residents understand the benefits the arts have in supporting a healthy environment. Through living, working and playing in Kettering, experiencing the region's best creative learning experiences and memories Rosewood Arts Centre strives to encourage individuals, organizations and diverse communities to participate in the arts and to share in the role the arts and humanities play through the core programs at the Rosewood Arts Centre. These core programs are also seen through Parks and Recreation and Cultural Arts, CitySites, Art in Public Places Committee and the Kettering Arts Council. As the Rosewood Arts Centre is being updated, she acknowledges this work would not be possible without the support of the community and neighbors. The impact of the arts is felt throughout the city and in diverse communities. The arts are one reason why residents are proud to call Kettering home.

Presentation- Rosewood Arts Centre Renovation Update

Shayna McConville, Cultural Arts Manager gave the presentation this evening. She is here this evening to provide City Council with a brief update regarding the Rosewood Arts Centre renovation. There has been a lot of renovation activity going on for the past seven weeks. This project is currently on target with Phase 0 and Phase 1 projects and these phases should be completed in the spring of 2022. Phases 2 and 3 are in the planning process and she is hopeful everything will go according to plan and this project will be completed in 2023. LWC Architect along with the Public Service Department has been working hard on this project and she has heard a lot of positive feedback regarding this renovation project. The most noticeable renovation to date is the new location of the front door entrance. The new entrance is now located where the playground used to be. She loves to use her imagination to envision what the building will look like once it is completed. After seven weeks, you are really able to see the transformation of this building and picture the finishing touches. Ms. McConville expressed she is also excited about the Rosewood Arts Centre reinvention marketing. While Rosewood Arts Centre has been housed in an old school building, she is really excited about the renovation and is thinking about this project as a way to highlight Rosewood Arts Centre as a community art facility and not an old school building. The rebranding of the arts centre is coming along and the new logo encompasses the City of Kettering logo. The arts education of the color wheel was the inspiration behind the new logo, along with the City of Kettering logo. She is really excited to see how this new logo will complement the existing identity as a city. There will be a new mural at the Rosewood Arts Centre. The best way to guide patrons into the new entrance is by utilizing the arts which is the thought behind doing a community mural. Dayton Printmakers are currently holding workshops at Fairmont High School and at Kettering Middle School as a way to start working on some components of the mural. Some workshops will also be held at Rosewood Arts Centre and the Kettering Recreation Complex as a way for residents to participate in this project. All of the prints that are being created will go on a mural in front of the building next summer. This project was made possible by the Ohio Arts Council, Montgomery County Arts and Cultural District and the CitySites

program. It has been a lot of fun working with the youth at Fairmont High School and Kettering Middle School on this project.

MaryBeth O'Dell, Director of Parks Recreation and Cultural Arts mentioned that this project would not be possible without the help of Ms. McConville and her staff. The reinvention and design that is taking place at the Rosewood Arts Centre could only be made possible by the phenomenal work of talented artists. When this project is completed, it will truly be one of the best art education facilities in the Dayton Region. This is credited to Ms. McConville's wisdom and magic to get this project completed. At the same time, she would like to thank the Kettering Parks Foundation for their enthusiasm regarding this project. The Kettering Parks Foundation started their fundraising campaign in March and on the agenda this evening, there is legislation for the transfer of grant dollars to the city to begin buying furniture, fixtures and equipment for Phases 0 and 1. A lot of the donors for this project are very familiar with the Rosewood Arts Centre and are excited about the arts in Kettering. A lot of donors are philanthropic gifts so these people are passionate about the arts. The Steven and Lou Mason and the Schiewetz Foundation were the first philanthropic contributions this project received and was the kick start of the fundraising efforts. The fundraising campaign will go through January 2023. Mrs. O'Dell mentioned she is happy to report the Parks Foundation is very close to their \$1 million dollar milestone. This is truly a community project and it is more than a building, it is who we are. For more information about the Rosewood Arts Centre project residents can visit www.playkettering.org.

Presentation- State of the Arts

Meghan Thomas, Arts Council Member gave the presentation this evening. She is here this evening to give a brief update of events this past year and to commemorate Arts and Humanities Month. The Kettering Arts Council is an advisory committee and their mission is to provide accessible arts for all ages provide a passion for arts and promote art education and appreciation. This past summer has seen a new normal of masks wearing so the committee came up with creative ways to continue to support the arts in Kettering. This past year, the committee has participated in several events at Rosewood Arts Centre and the City of Kettering. This spring, they partnered with the Miami Valley Bike Summit and the City Walk Bike Committee to create a short video at their favorite public artworks. There were 15 videos in total and cyclists were able to ride their bike around the city and scan a QR code to watch the video at the public art location. Since the world changed in 2020, virtual and in-person experiences have changed. The Rosewood Arts Centre was able to organize 250 classes to accommodate in-person and virtual experiences. You don't have to take a class in order to enjoy the arts at Rosewood Arts Centre. This summer, Rosewood Arts Centre resumed hosting receptions, art club, art book club with the Dayton Metro Library and artists talks. The Arts Council assisted with many of these events in order to build relationships with artists and help each artist that is visiting Kettering to feel welcomed and represent Kettering as a community that values arts. In September, the Rosewood Arts Centre gallery had over 2,000 visitors and over 130 artists featuring their art in the gallery. These featured artists were from all over the country. After a year in a half of not participating in any festivals or events, the Arts Council joined in the annual tradition of the Kettering Block Party. They also helped with the Party for the Parks in August at the Frazee Pavilion. Also in August, the long awaited Ridgeway Road Bridge reopened to the public and the installation of foliage by Cliff Garten Studios was installed. The foliage represents the nature surrounding of the bridge and will create a unique experience for pedestrians on the plaza. If you walk, bike or drive the bridge residents are able to enjoy the sights of Kettering's rolling hills. Art on the Commons was completely virtual last year, and this year the festival had a little bit of a twist. The festival offered a hybrid of both virtual and in person experiences. Each week, Rosewood Arts Centre would highlight an artist and their work would be available for purchase. This feature allowed over 50 art works to be sold in just the first six weeks resulting in thousands of dollars to support the local creative economy. The Kettering Civic Band returned to their in person summer concert series at Polen Farm as well as performed at the Kettering Block Party. The Kettering Children's Choir also returned to in person rehearsals and the choir will be performing their holiday concert at the Kettering Middle School on December 7 and the choir will be performing at the Mayor's Tree Lighting on December 3 at Lincoln Park Civic Commons. Mrs. Thomas mentioned she would like to say thank you on behalf of the Kettering Arts Council to city leadership for their support of the arts and the Kettering community for their involvement. Recognizing the value of the arts is one reason why Kettering is the choice for work and play.

PUBLIC HEARINGS

PUBLIC COMMENT ON LEGISLATION

ORDINANCES IN SECOND READING

AN ORDINANCE

NO: 4367-21

BY: MR.KLEPACZ AND MR.LAUTAR

TO AMEND THE TRAFFIC CONTROL MAP AND THE TRAFFIC CONTROL FILE OF THE CITY OF KETTERING TO ALLOW FULL PARKING ON ANDREA DRIVE, MALONE AVENUE, AND RENWOOD DRIVE BY REPEALING SECTIONS 1(D)-(E) OF ORDINANCE NO. 3977-04

Mr. Klepacz read the above ordinance and moved for approval. Mr. Lautar 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: 4368-21
BY: MR.LAUTAR AND 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

Mr. Lautar 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.

RESOLUTIONS

A RESOLUTION
NO: 10640-21
BY: MRS.FISHER AND MR.DUKE

AUTHORIZING THE CITY MANAGER TO APPLY FOR AND ACCEPT AN OVI TASK FORCE GRANT FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY

Mrs. Fisher read the above resolution and moved for approval. Mr. Duke 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; 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: 10641-21
BY: MR.DUKE AND MR.KLEPACZ

AUTHORIZING THE CITY MANAGER TO ENTER INTO A COST REIMBURSEMENT AGREEMENT WITH MIAMI VALLEY COMMUNICATIONS COUNCIL FOR THE PURCHASE OF A TACTICAL RESCUE VEHICLE

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: 10642-21
BY: MR.KLEPACZ AND MR.LAUTAR

AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH THE BOARD OF COUNTY COMMISSIONERS OF MONTGOMERY COUNTY, OHIO FOR APPLICATION PROCESSING SERVICES UNDER THE U.S. TREASURY'S EMERGENCY RENTAL ASSISTANCE PROGRAM

Mr. Klepacz 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: 10643-21
BY: MR.LAUTAR AND MRS.FISHER

AUTHORIZING THE CITY MANAGER TO CONTRACT FOR ENTERTAINMENT BOOKING AND RELATED SERVICES FOR THE 2022 FRAZE PAVILION SEASON

Mr. Lautar 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: 10644-21
BY: MRS. FISHER AND MR.DUKE

AUTHORIZING SUBMISSION OF A CITY OF KETTERING PROJECT FOR THE MONTGOMERY COUNTY ED/GE PROGRAM

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

Mrs. Schrimpf, Economic Development 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: 10645-21
BY: MR.DUKE AND MR.KLEPACZ

AUTHORIZING THE CITY MANAGER TO ACCPET A GRANT FROM THE KETTERING PARKS FOUNDATION FOR NEW FURNITURE, FIXTURES, AND EQUIPMENT AT ROSEWOOD ARTS CENTRE

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 Resolution No 10646-21 during this portion but later clarified the correct description for Resolution No. 10645-21.

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: 10646-21
BY: MR.KLEPACZ AND MR.LAUTAR

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

Mr. Klepacz 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: 10647-21
BY: MR.LAUTAR AND MRS.FISHER

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. 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.

ORDINANCES IN FIRST READING

AN ORDINANCE
BY: MRS. FISHER

TO AMEND THE TEXT OF VARIOUS SECTIONS OF THE CITY OF KETTERING COMPREHENSIVE PLAN

Mrs. Fisher read the above ordinance.

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

AN ORDINANCE
BY: MR.DUKE

TO AMEND THE TEXT OF VARIOUS SECTIONS OF THE CITY OF KETTERING ZONING CODE

Mr. Duke read the above ordinance.

Mr. Schwieterman, 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.

- Medicare Open Enrollment begins October 15 through December 7. Residents can schedule an individual appointment by calling the Kettering Connection at 937-296-3330.
- Leaf crews are currently working in district 8 and will possibly move to districts 9 and 10. Residents should have their leaves ready and raked at the curb.
- Family Fun Fest will take place at the Trent Arena on Wednesday, October 27 from 5:00 p.m.- 7:00 p.m.
- 2021 Beggar's Night will be on Sunday, October 31 from 6:00-8:00 p.m.
- Daylight Saving ends Sunday, November 7.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Audience Participation (5 Minute Limit per Speaker)

COUNCIL COMMITTEE REPORTS

Mr. Lautar reported:

- On October 23 he attended Make A Difference Day at the Habitat Environmental Center.

Mr. Duke reported:

- On October 14 he attended the Blue Ribbon School of Excellence Award ceremony for Orchard Park Elementary School.
- On October 13 he attended the Sister Cities Pub Night at Archer's Tavern.
- On October 23 he attended Make A Difference Say at the Habitat Environmental Center.
- Thank you to Mayor Patterson and Mr. Schwieterman for participating in Kettering Leadership Academy Government Day on October 14.
- Residents should consider getting the booster shot and continue to wear masks.

Mr. Klepacz reported:

- On October 13 he attended the Sister Cities Pub Night at Archer's Tavern.
- On October 23 he attended Make A Difference Day at the Habitat Environmental Center.
- Residents should get out and vote on November 2.
- Shop local and shop Kettering.

Mrs. Fisher reported:

- On October 14 she attended the Blue Ribbon School of Excellence Award ceremony for Orchard Park Elementary School.

Mayor Patterson reported:

- On October 13 he attended the Sister Cities Pub Night at Archer's Tavern.
- On October 14 he attended the Blue Ribbon School of Excellence Award ceremony for Orchard Park Elementary School.
- On October 23 he attended Make A Difference Day at Habitat Environmental Center.
- On October 23 he attended National Prescription Drug Takeback Day at the Kettering Police Department.
- Residents should get out and vote on November 2.

They're being no further business to come before this meeting of the Kettering City Council; Mayor Patterson adjourned the City Council Meeting at 8:33 p.m.

ATTEST:

LaShaunah D. Kaczynski
Clerk of Council

DONALD E. PATTERSON, MAYOR