

**KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
May 24, 2022**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, May 24, 2022, at 7:30 p.m. in Council Chambers at the Kettering Government Center South Building, 3600 Shroyer Road. Mayor Lehner 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: Lehner, Klepacz, Hall, Scott, Duvall and Duke

Council Members Absent: Fisher (Excused)

Total Members Present: Six (6)

Mayor Lehner led the audience in the Pledge of Allegiance.

PRESENTATION OF THE COLORS

Mayor Lehner mentioned that in honor of the police memorial, the Kettering Police Department Color Guard was going to present the Colors this evening. Unfortunately, the Color Guard was unable to make it to the City Council meeting.

Mayor Lehner gave the invocation and introduced the Miami Valley Communications Council TV Operator Mike Sopronyi. She thanked him for his assistance.

Mayor Lehner mentioned Mrs. Fisher has an excused absence this evening.

APPROVAL OF MINUTES

May 10, 2022- Council Meeting & Workshop Minutes

Mr. Klepacz reported that he reviewed the above minutes and moved the minutes be approved. Mrs. Hall seconded the motion of the above minutes and there being six (6) yea votes, and no (0) nay votes for the May 10, 2022 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

PUBLIC HEARINGS

PUBLIC COMMENT ON LEGISLATION

ORDINANCES IN SECOND READING

AN ORDINANCE

NO: 4382-22

BY: MR.KLEPACZ AND MRS.HALL

TO REZONE 2001 EAST DOROTHY LANE FROM ECONOMIC DEVELOPMENT OVERLAY DISTRICT NO. 14 TO B-BUSINESS DISTRICT (PLANNING COMMISSION CASE NO. PC 22-005)

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

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

The following votes were recorded: Mr. Klepacz, Yea; Mrs. Hall, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Duke, Yea; Mayor Lehner, Yea. There being six (6) Yea votes and no (0) Nay votes, the motion was declared carried and the ordinance duly adopted.

RESOLUTIONS

A RESOLUTION

NO: 10755-22

BY: MRS.HALL AND MR.SCOTT

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO CONTRACT FOR REMODELING OF THE CHARLES I. LATHREM CENTER AT THE KETTERING RECREATION COMPLEX

Mrs. Hall read the above resolution and moved for approval. Mr. Scott seconded the motion.

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

The following votes were recorded: Mr. Klepacz, Yea; Mrs. Hall, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Duke, Yea; Mayor Lehner, 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: 10756-22
BY: MR.SCOTT AND MS.DUVALL

AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO CONTRACT FOR THE INSTALLATION OF SECURITY CAMERAS AROUND THE EXTERIOR OF THE KETTERING RECREATION COMPLEX

Mr. Scott read the above resolution and moved for approval. Ms. Duvall seconded the motion.

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

The following votes were recorded: Mr. Klepacz, Yea; Mrs. Hall, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Duke, Yea; Mayor Lehner, 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: 10757-22
BY: MS.DUVALL AND MR.DUKE

AUTHORIZING THE CITY MANAGER TO ENTER INTO A COST-SHARING AGREEMENT WITH THE BOARD OF EDUCATION OF THE KETTERING CITY SCHOOL DISTRICT FOR THE SAFETY SECTION PROGRAM FOR THE 2022-2023 SCHOOL YEAR

Ms. Duvall 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. Hall, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Duke, Yea; Mayor Lehner, 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: 10758-22
BY: MR.DUKE AND MR.KLEPACZ

AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENTS WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) TO ALLOW THE CITY OF KETTERING TO SERVE AS RESPONSIBLE LEAD AGENCY FOR ADMINISTRATION OF THE WOODMAN DRIVE RESURFACING-WILMINGTON PIKE TO STOCKER (CITY PROJECT NO. 02-106V; ODOT PROJECT MOT-WOODMAN DRIVE RESURFACING, PID 116890)

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.

The following votes were recorded: Mr. Klepacz, Yea; Mrs. Hall, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Duke, Yea; Mayor Lehner, 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: 10759-22
BY: MR.KLEPACZ AND MRS.HALL

AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENTS WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) TO ALLOW THE CITY OF KETTERING TO SERVE AS RESPONSIBLE LEAD AGENCY FOR ADMINISTRATION OF THE WILMINGTON PIKE, RESURFACING-EAST STROOP TO BEAVERTON (CITY PROJECT NO. 02-108PA; ODOT PROJECT MOT-WILMINGTON PIKE RESURFACING, PID 116893)

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

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

The following votes were recorded: Mr. Klepacz, Yea; Mrs. Hall, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Duke, Yea; Mayor Lehner, 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: 10760-22
BY: MRS.HALL AND MR.SCOTT

AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENTS WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) TO ALLOW THE CITY OF KETTERING TO SERVE AS RESPONSIBLE LEAD AGENCY FOR ADMINISTRATION OF THE MARSHALL ROAD IMPROVEMENTS-EAST DAVID TO WILMINGTON (CITY PROJECT NO. 02-120i; ODOT PROJECT MOT-MARSHALL ROAD IMPROVEMENTS, PID 116891)

Mrs. Hall read the above resolution and moved for approval. Mr. Scott seconded the motion.

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

The following votes were recorded: Mr. Klepacz, Yea; Mrs. Hall, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Duke, Yea; Mayor Lehner, 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: 10761-22
BY: MR.SCOTT AND MS.DUVALL

TO AMEND RESOLUTION NO. 10645-21 AND ALLOW GRANT FUNDS TO BE EXPENDED ON LANDSCAPE DESIGN

Mr. Scott read the above resolution and moved for approval. Ms. Duvall seconded the motion.

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

The following votes were recorded: Mr. Klepacz, Yea; Mrs. Hall, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Duke, Yea; Mayor Lehner, 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: 10762-22
BY: MS.DUVALL AND MR.DUKE

APPROVING PARTICIPATION IN THE REGION 8 GOVERNANCE STRUCTURE UNDER THE ONEOHIO MEMORANDUM OF UNDERSTANDING

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

Mr. Hamer, Law Director gave a brief description of the resolution.

The following votes were recorded: Mr. Klepacz, Yea; Mrs. Hall, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Duke, Yea; Mayor Lehner, 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 EMERGENCY ORDINANCE
NO: 4383-22
BY: MR.DUKE AND MR.KLEPACZ

TO AMEND SECTION 476.03 OF THE CODIFIED ORDINANCES REGARDING OPERATION OF SNOWMOBILES AND ALL PURPOSE VEHICLES AND DECLARING AN EMERGENCY

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

Mr. Hamer, Law Director gave a brief description of the ordinance.

The following votes were recorded: Mr. Klepacz, Yea; Mrs. Hall, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Duke, Yea; Mayor Lehner, Yea. There being six (6) Yea votes and no (0) Nay votes, the motion was declared carried and the ordinance duly adopted.

CERTIFICATIONS AND PETITIONS

MANAGER'S REPORT/COMMUNITY UPDATE

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

- Coming to the Frazee:
 - Whose Live Anyways- Saturday, July 23 at 8:00 p.m.
 - For King & Country- Tuesday, July 26 at 8:00 p.m.
 - Melissa Etheridge- Saturday, July 30 at 8:00 p.m.

Tickets can be purchased at the Frazee Pavilion Ticket Office, Frazee FanFare, www.frazee.com, www.etix.com or charge –by- phone at 1-800-514-3849.

- To nominate a resident or business to receive the Neighborhood Pride Awards contact the Volunteer Office at 937-296-2433 or visit the city's website.
- Adventure Reef Water Park will be open daily beginning Saturday, May 28 from 12:00-5:00 p.m.
- The Memorial Day Ceremony will take place at Beavertown Cemetery on May 30 at 10:00 a.m.
- City offices will be closed on Monday, May 30 in observance of Memorial Day. Rumpke pick-up will be delayed by one day.
- Block parties forms are now available on the city's website or by contacting the Engineering Department at 937-296-2436.

Mr. Schwieterman gave an update regarding electricity aggregation. Many residents have heard that the current rates under the standard service option for AES will be going up in June and will see a significant price increase in the supply cost. The supply cost is essentially doubling which will create a higher utility bill for residents that utilize the standard option. It is not a doubling of the bill it is a doubling of the supply portion. Bills will increase but they will not double. City administration and City Council have been receiving a lot of questions from residents wanting to know if the city will be offering an aggregation program. Years ago, the city did have an aggregation program for gas, but have not had an aggregation program for electric. However, the city is authorized to do so since the voters in the community passed a ballot issue years ago that would allow the city to do an aggregation program. City administration and City Council are looking into an aggregation program to see if that is an option to pursue for the community. The aggregation program would apply to residents and small businesses within the community. The city is looking into this option and also the option to join an aggregation program with other communities in the region to see if utilizing larger buying power to create a better rate. This option is not a short-term solution. It takes a few months if not longer to create an aggregation program and to make it available to the community. Residents currently have choices in regards to their electric bills. The Apples to Apples website has comparison rates available for individual residential properties for purchasing alternative electricity supply. That is the short-term solution; the city may have an alternative to aggregation in the future. City administration is still in the process of researching and working on that topic. If residents have questions regarding aggregation they can contact the City Manager's Office at 937-296-2412.

Ms. Duvall informed the community that anyone who applies to host a block party for their neighborhood could receive free ice cream for their block party. This was made possible from a grant received by the Board of Community Relations.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Audience Participation (5 Minute Limit per Speaker)

COUNCIL COMMITTEE REPORTS

Mrs. Fisher reported:

- Absent.

Mr. Klepacz reported:

- On May 12 he attended the Kettering Leadership Academy graduation.
- Spass Nacht will take place on June 15 at the Frazee Pavilion.
- Support local businesses.

Mrs. Hall reported:

- The fundraiser for Ukraine is still open. Donations are still being accepted for World Central Kitchen.
- She is glad the city is looking in alternative options to reduce electricity cost for residents; now is a great time to create victory gardens throughout the community.

Mr. Scott reported:

- Thank you to the Kettering Police Department in helping putting residents minds at ease by making some apprehensions regarding recent mail thefts.

Ms. Duvall reported:

- On May 12 she attended the Kettering Leadership Academy graduation.
- On June 6 there will be a town hall for District 1 residents at Greenmont Elementary.
- Tickets are still available for the Juneteenth celebration at Polen Farm on June 20.
- On July 2 Greenmont Village will be celebrating their 80th birthday.
- Her thoughts and prayers are with the families of the victims in Uvalde, Texas.

Mr. Duke reported:

- His thoughts and prayers are with the families of the victims in Uvalde, Texas.
- Thank you to Scott Inskeep, Superintendent of Kettering Schools for being the keynote speaker at the Kettering Leadership Academy graduation.
- Kettering Leadership Academy graduates created a chalk art project and a senior technology program. Both programs will be available this summer to residents.
- Applications are now available for the Kettering Leadership Academy.
- Last week he attended the Juvenile Drug Court graduation.
- He offered his condolences to Carl Beyer's family.

Mayor Lehner reported:

- She has signed up for the senior technology classes being offered by the Kettering Leadership Academy.
- Her thoughts and prayers are with the families of the victims in Uvalde, Texas.
- She attended the media day for the Senior Women's Golf Open at NCR.
- Scott Inskeep will be retiring; Mindy McCarty–Stewart has been named the new Superintendent for Kettering City Schools.
- On May 19 she attended the retirement celebration for Rhonda South from the Finance Department.
- Ken Lackey with the Kettering School District administration will be retiring.

They're being no further business to come before this meeting of the Kettering City Council; Mayor Lehner adjourned the City Council Meeting at 8:08 p.m.

ATTEST:

LaShaunah D. Kaczynski
Clerk of Council

PEGGY LEHNER, MAYOR