



CITY OF KETTERING

PEGGY LEHNER, MAYOR • JACQUE FISHER, VICE MAYOR
BRUCE E. DUKE • LISA DUVALL • TONY KLEPACZ • JYL HALL • BOB SCOTT

KETTERING COUNCIL AGENDA

July 26, 2022

Kettering Government Center – South Building
3600 Shroyer Rd. Kettering, Ohio 45429

6:00 P.M. **WORKSHOP** Deeds Room
7:30 P.M. **REGULAR MEETING** Council Chambers

PLEDGE OF ALLEGIANCE

INVOCATION

APPROVAL OF MINUTES

June 28, 2022- Council Meeting Minutes
July 12, 2022- Workshop Minutes

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

Proclamation Navy Week
Award Presentation Police Department Citizenship Awards

PUBLIC HEARINGS

PUBLIC COMMENT ON LEGISLATION

(5 Minute Limit per Speaker)

ORDINANCES IN SECOND READING

RESOLUTIONS

1. Authorizing the City Manager to accept grant funds from the Ohio Department of Public Safety, Ohio Division of EMS.
2. 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, 2022.

ORDINANCES IN FIRST READING

3. To repeal Subsection 941.05(d) of the Codified Ordinances regulating knives in parks.

CERTIFICATIONS AND PETITIONS

MANAGER'S REPORT/COMMUNITY UPDATE

OTHER BUSINESS NOT ON WRITTEN AGENDA

Audience Participation (5 Minute Limit per Speaker)

CITY COUNCIL REPORT/UPDATE

The City of Kettering wishes to make certain that all citizens have the opportunity to actively participate in their local government. If you have a disability and require accommodations to participate in a Council meeting, please contact the Clerk of Council at 296-2416 so that reasonable modifications can be made.

KETTERING CITY CALENDAR
2022

July 25	7:30 p.m.	Sister Cities
July 26	6:00 p.m. 7:30 p.m.	Council Workshop City Council Meeting
August 1	7:00 p.m.	Planning Commission
August 4	4:00 p.m.	Parks, Recreation and Cultural Arts Advisory Board
August 8	7:00 p.m.	Board of Zoning Appeals
August 9	4:00 p.m. 6:00 p.m. 7:30 p.m.	Partners for Healthy Youth Council Workshop City Council Meeting

Proclamation

Whereas:

Navy Week highlights special events and programs for the state to increase the community's knowledge and understanding of their Navy and its global mission; and

WHEREAS: Dayton Navy Week is one of thirteen Navy Weeks in 2022, which brings a variety of assets, equipment and personnel to a single city for a weeklong series of engagements designed to bring America's Navy closer to the people it protects; and

WHEREAS: The City of Kettering is honored to have the presence of the United States Navy in our community; and

WHEREAS: The State of Ohio is home to more than 10,800 active-duty enlisted Sailors and Naval Officers, 1,250 Navy Reservists and 9,000 active-duty and Reserve Retirees; and

WHEREAS: The United States Navy is instrumental in ensuring the safety and security of \$54.4 billion in annual exports from the State of Ohio; and

WHEREAS: The citizens of Kettering take great pride in supporting our namesake vessel, USS Ohio.

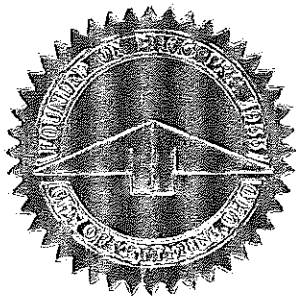
NOW, THEREFORE, I, Peggy Lehner, Mayor of the City of Kettering, Ohio, on behalf of City Council and the community, do hereby proclaim

July 25-31, 2022

to be

NAVY WEEK

in the City of Kettering, Ohio, and urge all citizens to thank the brave men and women of the United States Navy for their service to our country and community.



IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Kettering, Ohio, to be affixed this 26th day of July, in the Year of our Lord, Two Thousand and Twenty-Two.

PEGGY LEHNER
Mayor of the City of Kettering, Ohio

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

AUTHORIZING THE CITY MANAGER TO ACCEPT GRANT FUNDS FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY, OHIO DIVISION OF EMS

WHEREAS, the City has applied for a Priority One Training and Equipment Grant from the Ohio Department of Public Safety, Ohio Division of EMS; and

WHEREAS, said grant funds will be used to purchase emergency medical equipment; and

WHEREAS, the grant requires no matching contribution from the City; and

WHEREAS, the City's grant application has been approved;

NOW, THEREFORE, Be It Resolved by the Council of the City of Kettering, Ohio that:

Section 1. The City Manager is authorized to take all necessary and proper action to accept the above-described grant from the Ohio Department of Public Safety, Ohio Division of EMS. Further, this Council hereby affirms all matters and statements included in the grant application.

Section 3. As provided in Section 4-8 of the City Charter, this Resolution takes effect immediately upon its adoption.

Passed by Council this _____ day of _____ 2022.

PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

LASHAUNAH D. KACZYNSKI,
Clerk of Council

THEODORE A. HAMER III,
Law Director

Estimated Cost: \$675.25
Amount Budgeted: \$0
Acct. No.: Special Grants & Programs

(Requested by: Fire Department)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

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, 2022

Be It Resolved by the Council of the City of Kettering, State of Ohio, that:

Section 1. To provide for the current expenses and other expenditures of the City of Kettering during the fiscal year ending December 31, 2022, the following supplemental sums are set aside and appropriated:

A. From the General Fund:

Planning and Development Department Operating Expenses	\$ 1,000,000.00
TRANSFER TO OTHER FUNDS Capital Improvement Fund	\$ 1,500,000.00

B. From the Special Grants and Programs Fund:

Other	\$ 25,675.25
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C. From the American Rescue Plan Act (ARPA) Fund:

Personnel Expenses	\$ 13,709,754.57
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D. From the Capital Improvement Fund:

PARKS & RECREATION	\$ 1,514,600.00
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Section 2. The Director of Finance is authorized to adjust appropriations within any fund or department as long as the adjustments made do not exceed the total appropriation authorized within that fund or department.

Section 3. The Clerk of Council is authorized and directed to forward a copy of this Resolution to the Montgomery County Auditor.

Section 4. As provided in Section 4-8 of the City Charter, this Resolution takes effect immediately upon its adoption.

Passed by Council this _____ day of _____ 2022.

PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

LASHAUNAH D. KACZYNSKI,
Clerk of Council

THEODORE A. HAMER III,
Law Director

Estimated Cost: \$16,250,029.82, net transfer
Amount Budgeted: \$0
Acct. No. Various

(Requested by: Finance Department)

CITY OF KETTERING, OHIO

AN ORDINANCE

By:

No.

**TO REPEAL SUBSECTION 941.05(d) OF THE CODIFIED
ORDINANCES REGULATING KNIVES IN PARKS**

WHEREAS, the Ohio General Assembly enacted section 9.68 of the Ohio Revised Code (“R.C. 9.68”) which prohibited municipalities from adopting firearm regulations in conflict with the Ohio Revised Code; and

WHEREAS, the Ohio Supreme Court ruled that R.C. 9.68 was a uniform law of the state, was constitutional, and that municipalities had to comply with it; and

WHEREAS, in Amended Substitute Senate Bill Number 156, the 134th Ohio General Assembly amended R.C. 9.68 to include knives and thereby created a statewide uniform knife law which prohibited municipalities from adopting or enforcing knife regulations in conflict with those contained in the Ohio Revised Code; and

WHEREAS, the amendments made to R.C. 9.68 by Amended Substitute Senate Bill Number 156 will be effective September 13, 2022; and

WHEREAS, it is necessary to reconcile Kettering Codified Ordinance Section 941.05 with the R.C. 9.68;

NOW, THEREFORE, Be It Ordained by the Council of the City of Kettering, State of Ohio that:

Section 1. Subsection 941.05(d) of the Codified Ordinances is repealed.

Section 2. As provided in Section 4-8 of the City Charter, this Ordinance shall be effective two weeks after adoption.

Passed by Council this _____ day of _____ 2022.

PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

LASHAUNAH D. KACZYNSKI,
Clerk of Council

THEODORE A. HAMER III,
Law Director

(Requested by: Law Department)