

**KETTERING CITY COUNCIL  
REGULAR MEETING MINUTES  
August 23, 2022**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, August 23, 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, Fisher, Klepacz, Hall, Scott, Duvall and Duke

Council Members Absent: None

Total Members Present: Seven (7)

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

Mayor Lehner welcomed Tia Payne, Founder of Girls Emerging into Maturity and Ms. Payne's mentees to the City Council meeting.

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

Mayor Lehner asked if there is a motion to amend the agenda by adding, after the City Council Report/ Update, an executive session under Section 121.06(k) of the Codified Ordinances for the purposes of Personnel Matters. Mr. Duke moved the motion be approved. Mrs. Fisher seconded the motion. The motion passed unanimously upon roll call vote.

**APPROVAL OF MINUTES**

August 9, 2022- Council Meeting & Workshop Minutes

Mrs. Fisher reported that she reviewed the above minutes and moved the minutes be approved. Mr. Klepacz seconded the motion of the above minutes and there being six (6) yea votes, one (1) abstain vote (Ms. Duvall) and no (0) nay votes for the August 9, 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**

**Presentation- Holiday @ Home**

Carrie Kihn, Chairperson for Holiday @ Home made the presentation this evening. Mrs. Kihn mentioned she is here this evening to express her gratitude to City Council and invite them to the annual festival that is coming up over Labor Day weekend. The history of Holiday @ Home started with a partnership with the YMCA as a way to embrace the new community of Kettering, and also to embrace celebrating Labor Day at home instead of traveling to enjoy the hometown atmosphere. This has been a long-standing tradition in Kettering including a parade, arts and crafts, festival food and vendors that last all weekend long. She is here this evening because there are a few new faces on City Council and Mrs. Kihn would like to welcome them and invite them to come to the festival. Mrs. Kihn also appreciates the partnership the city has with Holiday @ Home. She appreciates the resources and support the city provides to make this festival possible. She is looking forward to getting to know the new members of City Council and continuing to work with them.

Ed Koehnen mentioned he works with the parade for Holiday @ Home. Mr. Koehnen thanked Mayor Lehner for her work and support of the Holiday at Home parade. He is also thankful to City Council for welcoming the Holiday @ Home team to the meeting this evening. He also appreciates the support from Mr. Klepacz and Mr. Duke over the years. He is looking forward to Mr. Duke riding in the parade this year. Mr. Koehnen appreciates the city's support and hopes to see everyone at Holiday @ Home over Labor Day weekend. He also thanked Mrs. Kaczynski for all of her help.

Mayor Lehner expressed Mr. Koehnen has been doing a wonderful job getting the parade together.

Bill Bradley, Holiday@ Home Parade Committee mentioned tomorrow City Council will receive a memo explaining the parade rules in excruciating detail that they will need to know for the parade. Mr. Bradley looks forward to City Council becoming aware of the expectations for the parade. He has been a member of the Holiday @ Home Committee for 16 years, which is another magic number of somebody else that has been around the city for over 16 years. Holiday @ Home would like to show their appreciation for all the great things that the city has done for Holiday @ Home. All of those great things were done under the guidance and leadership of Mark Schwieterman. On behalf of the Holiday @ Home Committee Mr. Bradley would like to say thank you to Mr. Schwieterman for all he has done

for Holiday @ Home. (Holiday at Home Committee and city staff held up a sign thanking Mr. Schwieterman) Mr. Schwieterman will be missed and Mr. Bradley is looking forward to continuing the relationship the city has with Holiday @ Home.

Mayor Lehner mentioned Mr. Schwieterman had something personal come up and he had to step out of the City Council meeting this evening. He wasn't here to see the signs but she is sure he will see the signs when he watches the playback from the meeting. Mayor Lehner thanked Holiday @ Home for honoring Mr. Schwieterman this evening.

PUBLIC HEARINGS

PUBLIC COMMENT ON LEGISLATION

ORDINANCES IN SECOND READING

RESOLUTIONS

A RESOLUTION  
NO: 10782-22  
BY: MRS.FISHER AND MR.KLEPACZ

AUTHORIZING THE CITY MANAGER TO CONTRACT WITH HEAPY SOLUTIONS, LLC FOR PURCHASE AND INSTALLATION OF NEW CHILLERS FOR THE KETTERING RECREATION COMPLEX

Mrs. Fisher 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: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mrs. Hall, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Duke, Yea; Mayor Lehner, Yea. There being seven (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION  
NO: 10783-22  
BY: MR.KLEPACZ AND MRS.HALL

RATIFYING A CONTRACT WITH HEAPY ENGINEERING, INC. FOR DESIGN SERVICES AND AUTHORIZING AN ADDITIONAL EXPENDITURE OF FUNDS

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: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mrs. Hall, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Duke, Yea; Mayor Lehner, Yea. There being seven (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION  
NO: 10784-22  
BY: MRS.HALL AND MR.SCOTT

AUTHORIZING THE CITY MANAGER TO ACCEPT AN ADDITIONAL GRANT FROM THE DAYTON FOUNDATION

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: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mrs. Hall, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Duke, Yea; Mayor Lehner, Yea. There being seven (7) Yea votes and no (0) Nay votes, the motion was declared carried and the resolution duly adopted.

A RESOLUTION  
NO: 10785-22  
BY: MR.SCOTT AND MS.DUVALL

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

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

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

The following votes were recorded: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mrs. Hall, Yea; Mr. Scott, Yea; Ms. Duvall, Yea; Mr. Duke, Yea; Mayor Lehner, Yea. There being seven (7) 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. Bergstresser, Assistant City Manager updated Council on upcoming and community events.

- USGA Women's Senior Open Golf Tournament will take place August 25-28 at NCR Country Club.
- The Community Block Party will take place on Tuesday, August 30 at 6:00 p.m. at the Frazee Pavilion.
- Holiday @ Home will take place Saturday, September 3 through Monday, September 5. Feature events include:
  - Music and entertainment
  - Parade
  - Auto show
  - Crafts
  - Kids games
  - 5k Run and Kids Fun Run
- City offices will be closed on Monday, September 5 in observance of Labor Day. Rumpke trash pickup will be delayed by one day.
- Shred Day will take place on Saturday, October 1 from 9:00 a.m.-Noon at Fairmont High School.

#### OTHER BUSINESS NOT ON WRITTEN AGENDA

Audience Participation (5 Minute Limit per Speaker)

**John Biller- 1308 Elmdale Drive-** Mr. Biller thanked Mayor Lehner and City Council for his opportunity to speak this evening. Mr. Biller also expressed it is good to see members of the community present this evening at the City Council meeting. He would like to bring to the City Council's attention opportunities for success he has compiled from the residents of Berkeley Heights in District 4. The mosquito population has made their backyards and front porches unbearable during the nicest weather of the year. As a resident, Mr. Biller can attest to the validity of this concern. Within minutes of being outside on his front porch, residents are swarmed by mosquitoes. Is there anything that the City Council can do to increase the quality of life of the residents who are affected? The next opportunity that has been brought to Mr. Biller's attention is the concern regarding traffic patterns along Regent Street and Hilton Drive. Residents are specifically concerned about speeding vehicles and impaired drivers. Residents of this neighborhood seem to be split regarding the best course of action since speed bumps are not an option. Increased speeding tickets may alleviate the situation, however Mr. Biller can't entirely agree with this notion but he does have a few recommendations. A speed limit sign is needed for Regent Street as it appears one was not placed back after a recent construction project and a radar speed limit sign for Hilton Drive will solve the speed issue at that location. In addition to those two items, Mr. Biller believes the City of Kettering should engage in a conversation with the City of Dayton since they own the golf facility. There is enough space on the property for a driveway that would alleviate the through traffic in the neighborhood. This is the only practical solution to the concern that the residents have. The neighborhood demographics are shifting back to younger families with small children who are drawn to Southdale Elementary School. Since the golf course serves alcohol, there may be some patrons that will leave the golf course slightly impaired. Combine that with physical exertion that is a recipe for a traffic accident in the community. Mr. Biller recognizes this is a costly project and the City of Dayton would likely not want to fund this proposal, but perhaps the City of Kettering could purchase the property from the City of Dayton and invest the money into the community by adding an additional revenue stream. The last opportunity he would like to highlight this evening is there seems to be a misunderstanding between African American community members and the police department. Mr. Biller would like for the police department to arrange a community event at the Hills and Dales Park as a way to get to know the community and a way to break down racial barriers. Mr. Biller expressed this is a difficult conversation to start, so he would like to volunteer himself to serve as a liaison for the community to begin the conversation.

Mayor Lehner thanked Mr. Biller for his comments this evening. Several issues he raised deal with the police department and Chief Protsman is available for a conversation. Mayor Lehner asked Mr. Bergstresser to elaborate regarding the city's policy for spraying for mosquitoes.

Mr. Bergstresser mentioned there are some communities that actively engage in aerial mosquito spraying. This is something the city is currently not actively participating in. City staff can look further into this suggestion, but currently the city does not have an active mosquito spraying program.

Mr. Duke expressed over the years, there have been concerns periodically with patrons leaving the golf course that are inebriated. The city has worked effectively with the golf course management over time, so that suggestion is something the city can engage in by talking to the course administrators. The course administrators work closely with the golf leagues to limit that issue. Mr. Duke thanked Mr. Biller for bring that matter to his attention this evening. The speeding and the alcohol once a patron leaves the golf course is a matter the city can look into. The City of Kettering will not be able to purchase the golf course from the City of Dayton because that land is in perpetuity to the City of Dayton from John Patterson. The city can work on the other issues to help create a better living environment for the residents of that neighborhood.

#### COUNCIL COMMITTEE REPORTS

Mrs. Fisher reported:

- She volunteered providing hospitality at Art on the Commons.
- She was walking on Timberwilde and witnessed residents providing Rumpke drivers with cold bottled water on a hot day.

Mr. Klepacz reported:

- On August 13 he attended the Meet the Artists event for Art on the Commons.
- He attended the ribbon cutting for Dayton Powder Brows.
- Shop Kettering.

Mrs. Hall reported:

- Nothing to report.

Mr. Scott reported:

- For the past two weeks he has attended concerts at the Frazee for \$5.00 concert nights.

Ms. Duvall reported:

- The new class for the Kettering Leadership has been selected.
- Welcome back Mr. Duke.
- Phase 1 of the renovation of the Rosewood Art Center is amazing.

Mr. Duke reported:

- Rosewood Art Center will be a beautiful facility once it is completed.
- Thank you Ms. Duvall for all her help with the Kettering Leadership Academy interviews.

Mayor Lehner reported:

- Great for Mr. Duke to be back.
- She has had the pleasure to interview residents for the Sustainability Community, thank you to the residents for volunteering their time for the community.
- There have been a lot of events these past few weeks, glad to see residents out and about.
- Holiday @ Home will have a parade and a festival over Labor Day weekend.

They're being no further business to come before this meeting of the Kettering City Council; Kettering City Council entered Executive Session at 8:03 p.m. At 9:30 p.m. Kettering City Council exited Executive Session. Mayor Lehner adjourned the City Council Meeting at 9:30 p.m.

ATTEST:

LaShaunah D. Kaczynski  
Clerk of Council

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PEGGY LEHNER, MAYOR