



## CITY OF KETTERING

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

### KETTERING COUNCIL AGENDA

January 10, 2023

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

December 13, 2022- Council Meeting & Workshop Minutes

#### APPOINTMENTS- 2023 COUNCIL COMMITTEES

Long Range Planning- Mr. Duke, Chair- Mrs. Hall  
Intergovernmental/Interagency Relations- Mrs. Fisher, Chair- Mr. Klepacz  
Community Relations & Promotions- Mrs. Hall, Chair- Mrs. Fisher  
Finance & Personnel- Mr. Klepacz, Chair- Ms. Duvall  
Public Health & Safety- Mr. Scott, Chair- Mr. Duke  
Public Service- Ms. Duvall, Chair- Mr. Scott

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

##### **Sister City Committee**

Robyn Duckworth, Sue Fullenkamp, Ed Hatch, MaryLou Meers (Terms ending 12/31/25)

##### **Personnel Board of Appeals**

William Linesch, Jeffrey Mullins, Aaron Smith (Terms ending 12/31/23)

##### **Volunteer Advisory Council**

Kari Basson, Nancy Byrd (Terms ending 12/31/25)

##### **Kettering Arts Council**

Anna Long, Lisa Becker (Terms ending 12/31/25)

Meghan Fay, Susan Bennett, Elom Dossa, Laura Arber, Gine Elliott, Thom Meyer, Pene Miller (Terms ending 12/31/24)

##### **Partners for Healthy Youth**

Kari Basson (Term ending 12/31/25)

##### **Board of Community Relations**

Vicki Colon (Term ending 12/31/25)

**Parks, Recreation and Cultural Arts Advisory Board**

Laura Arber (Term ending 12/31/27)

**Board of Plumbers' Registry**

Michael Waker (Term ending 12/31/24)

**PUBLIC HEARINGS**

**PUBLIC COMMENT ON LEGISLATION**

(5 Minute Limit per Speaker)

**ORDINANCES IN SECOND READING**

1. To enact Chapter 179 of the Codified Ordinances creating the Sustainability Committee.

**RESOLUTIONS**

2. Authorizing the City Manager to accept and administer a grant from the Dayton Foundation for accessible upgrades to the Rosewood Arts Center Theater.
3. Authorizing the City Manager to advertise for bids and to contract for the 2023 Curb, Sidewalk and Drive Approach Repair Program (City Project No. 05-123).
4. Authorizing the City Manager to advertise for bids and/or use competitive bargaining and negotiated quotes and to contract for the 2023 Street Maintenance Program.
5. Authorizing the City Manager to advertise for bids and to contract for the East Stroop Bikeway- Glengarry to Dorothy Project- City Project No. 05-004L.
6. Authorizing the City Manager to advertise for bids and to contract for the Flesher Avenue Bridge Replacement Project- City Project No. 03-934C.
7. Authorizing the City Manager to use competitive bargaining and negotiated quotes to contract for right-of-way acquisition services.
8. Authorizing the City Manager to advertise for bids and to contract for the West Avenue Bridge Rehabilitation Project- City Project No. 03-948 (ODOT Project MOT-West Avenue Bridge, PID 116012).
9. Authorizing the City Manager to advertise for bids and to contract for the Wilmington Pike Resurfacing- East Stroop to Beaverton Project (City Project No. 02-108PA, ODOT PID 116893).
10. Authorizing the City Manager to advertise for bids and to contract for the Woodman Drive Resurfacing- Wilmington to Stocker Project (City Project No. 02-106V, ODOT PID 116890).
11. Authorizing the City Manager to use competitive bargaining and negotiated quotes to contract for the purchase of fire uniforms and station wear.
12. Authorizing the City Manager to use competitive bargaining and negotiated quotes to contract for printing and mailing services for the Parks, Recreation and Cultural Arts Activities Guide.
13. Authorizing payment of 2023 membership dues to Miami Valley Regional Planning Commission.
14. Authorizing the City Manager to purchase equipment through sealed bids, negotiated quotes, or a cooperative purchasing program.
15. 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, 2023.

**ORDINANCES IN FIRST READING**

**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**  
**2023**

January 10	4:00 p.m. 6:00 p.m. 7:30 p.m.	Partners for Healthy Youth Council Workshop City Council Meeting
January 16	All Day	Government Center Closed
January 19	6:30 p.m.	Sustainability Committee
January 23	7:00 p.m. 7:30 p.m.	Board of Zoning Appeals Sister Cities
January 24	6:00 p.m. 7:30 p.m.	Council Workshop City Council Meeting

**CITY OF KETTERING, OHIO**

**AN ORDINANCE**

**By:**

**No.**

**TO ENACT CHAPTER 179 OF THE CODIFIED  
ORDINANCES CREATING THE SUSTAINABILITY  
COMMITTEE**

WHEREAS, this Council has determined that sustainability is a priority issue for the City; and

WHEREAS, this Council is committed to incorporating environmentally sustainable practices and initiatives into City policy through active research, education, discussion with residents and business owners, and continuous review of emerging technology and best practices; and

WHEREAS, having an advisory body to research emerging technology and best practices and make recommendations to Council and City Staff will be advantageous to the City's sustainability efforts; and

WHEREAS, the scope of activities will include research, discussion, written communication, and advocacy;

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

Section 1. New Chapter 179 of Title One of the Codified Ordinances of Kettering is enacted to read as follows:

**CHAPTER 179 SUSTAINABILITY COMMITTEE**

**179.01 COMMITTEE CREATION; MEMBERSHIP**

There is hereby created a City of Kettering Sustainability Committee to be comprised of twelve (12) members, each of whom shall be appointed by and serve at the pleasure of Council. Each Committee member shall be a resident of the City of Kettering. At least one (1) member shall be a student currently enrolled in a High School or equivalent educational program. Three (3) consecutive unexcused absences from scheduled meetings shall be deemed a resignation from the Committee.

**179.02 TERMS OF OFFICE; OFFICERS**

(A) Unless appointed to a shorter term pursuant to Section (B), the term of office of each Committee member shall be for three (3) years with terms commencing on the first day of January and ending on December 31, three (3) years thereafter. The term of the Youth member(s) shall be for a term of three (3) years or until graduation from High School or equivalent program, whichever occurs first.

(B) Initial terms of members shall be staggered between 1 and 3 years so that four (4) members of the Committee shall be appointed by Council each subsequent year. Any person appointed to fill a vacancy shall be appointed for the unexpired balance of that term.

(C) The Committee shall elect the following officers who shall serve for the period January 1 through December 31: Chair; Vice Chair, and Secretary. The Secretary need not be a member of the Committee. The Secretary shall record

and prepare minutes of the meetings and document the proceedings of the Committee.

#### 179.02 QUORUM

For purposes of establishing a quorum to conduct business or take action, at least seven (7) Committee members must be present at a meeting.

#### 179.02 COMMITTEE DUTIES

The Sustainability Committee shall have the following duties:

- (A) Define and identify the essential elements of “sustainability” that the Council and Kettering Community should incorporate into future decision making;
- (B) Examine existing City Departments and operations to identify current efforts being undertaken to promote sustainability;
- (C) Coordinate with the internal City working groups to identify areas amenable to immediate as well as long term improvements to sustainability;
- (D) Develop methods to solicit input from Kettering residents, school district administration, and area businesses to enhance City-Wide sustainability;
- (E) Establish contacts with neighboring governmental entities for sharing ideas for community-wide sustainability projects;
- (F) Establish a measuring system to evaluate current and suggested sustainability improvements;
- (G) Evaluate cost v. benefit of sustainability improvements;
- (H) Undertake such tasks as are from time to time assigned to it by Resolution of Council;
- (I) Prepare recommendations to the Council to implement the foregoing as well as the following matters:
  - (1) Modifications to City Departments to enhance their efforts to improve sustainability;
  - (2) Coordination with neighboring governmental entities to acknowledge and improve sustainability; and
  - (3) Such other matters deemed appropriate by Council and/or the Committee;
- (J) Annually prepare and submit a year-end report to Council.

Section 2. If any section, subsection, sentence, clause, phrase, or portion of this ordinance or Chapter 179 is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 3. 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: Mayor and City Council)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO ACCEPT AND ADMINISTER A GRANT FROM THE DAYTON FOUNDATION FOR ACCESSIBLE UPGRADES TO THE ROSEWOOD ARTS CENTER THEATER**

WHEREAS, the City applied for a grant from the Dayton Foundation to assist with the cost of accessible upgrades for the Theater piece of Phase III of the Rosewood Arts Center renovation project; and

WHEREAS, the City has been awarded the grant; and

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

Section 1. The City Manager, on behalf of the City, is hereby authorized to take all necessary and proper action to accept and administer the above-described grant from the Dayton Foundation. Furthermore, Council ratifies the grant application and affirms all matters and statements included therein.

Section 2. As provided in Section 4-8 of the City Charter, this Resolution takes effect immediately upon its adoption.

Passed by Council this \_\_\_\_\_ day of \_\_\_\_\_ 2023.

\_\_\_\_\_  
PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

\_\_\_\_\_  
LASHAUNAH D. KACZYNSKI,  
Clerk of Council

\_\_\_\_\_  
THEODORE A. HAMER III,  
Law Director

Estimated Cost: \$73,455.00  
Amount Budgeted: \$73,455.00  
Acct. No. Special Grants & Programs -- Fund 245 Cost Center 8098

(Requested by: Parks, Recreation & Cultural Arts Department)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND TO CONTRACT FOR THE 2023 CURB, SIDEWALK AND DRIVE APPROACH REPAIR PROGRAM (CITY PROJECT NO. 05-123)**

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

Section 1. The City Manager, on behalf of the City, is hereby authorized to advertise for bids and to enter into one or more contracts for the 2023 Curb, Sidewalk and Drive Approach Repair Program (City Project No. 05-123), in accordance with Chapter 152 of the Kettering Administrative Code, titled Purchases and Contracts. The City Manager is further authorized to sign any amendments or extensions thereto that the City Manager deems appropriate.

Section 2. Bids for such project shall be in accordance with the specifications on file in the Department of Finance, Office of the Purchasing Manager. Bidding may be conducted electronically. The bids shall be opened at the time and place named in the advertisement for bids, unless extended by the City; or unless, within seventy-two hours prior to the published time for the opening of bids, excluding Saturdays, Sundays, and legal holidays, any modification of the plans or specifications for the project for which bids are solicited is issued and mailed or otherwise furnished to persons who have obtained plans or specifications for the project in which event the time for opening of bids shall be extended one week, with no further advertising of bids required.

Section 3. The City of Kettering shall and does reserve the right (a) to reject any or all bids so received, (b) to waive any irregularities in a bid, (c) to hold any bid up to sixty (60) days unless the time for awarding the contract is extended by mutual consent of the City and the bidder whose bid the City subsequently accepts or, (d) to accept that bid which, in the judgment of the City Manager, is in the best interest of the City.

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 \_\_\_\_\_ 2023.

\_\_\_\_\_  
PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

\_\_\_\_\_  
LASHAUNAH D. KACZYNSKI,  
Clerk of Council

\_\_\_\_\_  
THEODORE A. HAMER III,  
Law Director

Estimated Cost: \$1,405,000.00  
Amount Budgeted: \$1,405,000.00  
Acct. No.: 5212-77750 (\$825,000.00)  
5218-77750 (\$580,000.00)

(Requested by: Engineering Department)



CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND/OR USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES AND TO CONTRACT FOR THE 2023 STREET MAINTENANCE PROGRAM**

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

Section 1. The City Manager, on behalf of the City, is hereby authorized to advertise for bids and/or use competitive bargaining and negotiated quotes, as deemed by the City Manager to be most advantageous to the City, and enter into one or more contracts for the 2023 Street Maintenance Program, a summary of which is attached hereto as Exhibit "A." The City Manager is further authorized to sign any amendments or extensions thereto that the City Manager deems appropriate.

Section 2. Bids or competitive bargaining and negotiated quotes for such program shall be in accordance with the specifications on file in the Department of Finance, office of the Purchasing Manager. Bidding may be conducted electronically. Bids shall be opened at the time and place named in the advertisement for bids, unless extended by the City; or unless, within seventy-two hours prior to the published time for the opening of bids, excluding Saturdays, Sundays, and legal holidays, any modification of the plans or specifications for the project for which bids are solicited is issued and mailed or otherwise furnished to persons who have obtained plans or specifications for the project in which event the time for opening of bids shall be extended one week, with no further advertising of bids required. Agreements made as a result of competitive bargaining or negotiated quotes shall be as prescribed in the procedures in the purchasing regulations issued by the City Manager.

Section 3. The City of Kettering shall and does reserve the right (a) to reject any or all bids so received, (b) to waive any irregularities in a bid, (c) to hold any bid up to sixty (60) days unless the time for awarding the contract is extended by mutual consent of the City and the bidder whose bid the City subsequently accepts or, (d) to accept that bid which in the judgment of the City Manager is in the best interest of the City.

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 \_\_\_\_\_ 2023.

\_\_\_\_\_  
PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

\_\_\_\_\_  
LASHAUNAH D. KACZYNSKI,  
Clerk of Council

\_\_\_\_\_  
THEODORE A. HAMER III,  
Law Director

Estimated Cost: \$3,171,000.00  
Amount Budgeted: \$3,171,000.00  
Account No.: See attached

(Requested by: Engineering Department)

**EXHIBIT A**

(2 total pages, including this page)

PROJECTS (SEPARATED BY PROPOSED CONTRACTS)	PROJECT NUMBERS	DOLLARS	ACCOUNT NO.
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Asphalt Resurfacing General	04-123	\$1,126,000	5218-77750
Thoroughfare Improvements	04-123		5228-77750
- Patterson Boulevard		\$240,000	
- Hempstead Station Drive		\$240,000	
State Gas Tax Program – Resurfacing	04-123	\$420,000	5218-77750
Southern Boulevard – Stroop to Dorothy	04-123	\$430,000	5200-77750
Kennedy Park Parking Lot Resurfacing	06-102K	\$110,000	6100-77750
Total Project Cost		\$2,566,000	

Concrete Repair Program	04-423	\$230,000	5220-77750
Research Boulevard Medians	04-423	\$125,000	2072-77750
Rec Center/CIL Improvements: KRC Concrete Drive	06-100Z	\$75,000	6113-77750
Total Project Cost		\$430,000	

ADA Curb Ramp Program – Misc. Locations	04-623	\$125,000	5210-77750
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Miscellaneous Roadway	04-000	\$25,000	5201-77750
Crack Sealing	04-223	\$25,000	5201-77750
Total Project Cost		\$50,000	

**CITY OF KETTERING, OHIO  
A RESOLUTION**

By:

No.

**AUTHORIZING THE CITY MANAGER TO ADVERTISE  
FOR BIDS AND TO CONTRACT FOR THE EAST STROOP  
BIKEWAY- GLENGARRY TO DOROTHY PROJECT- CITY  
PROJECT NO. 05-004L**

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

Section 1. The City Manager, on behalf of the City, is hereby authorized to advertise for bids and to enter into one or more contracts for the East Stroop Bikeway-Glengarry to Dorothy Project- (City Project No. 05-004L) in accordance with Chapter 152 of the Kettering Administrative Code, entitled Purchases and Contracts. The City Manager is further authorized to sign any amendments or extensions thereto that the City Manager deems appropriate.

Section 2. Bids for such project shall be in accordance with the specifications on file in the Department of Finance, office of the Purchasing Manager. Bidding may be conducted electronically. The bids shall be opened at the time and place named in the advertisement for bids, unless extended by the City; or unless, within seventy-two hours prior to the published time for the opening of bids, excluding Saturdays, Sundays, and legal holidays, any modification of the plans or specifications for the project for which bids are solicited is issued and mailed or otherwise furnished to persons who have obtained plans or specifications for the project in which event the time for opening of bids shall be extended one week, with no further advertising of bids required.

Section 3. The City of Kettering shall and does reserve the right (a) to reject any or all bids so received, (b) to waive any irregularities in a bid, (c) to hold any bid up to sixty (60) days unless the time for awarding the contract is extended by mutual consent of the City and the bidder whose bid the City subsequently accepts or, (d) to accept that bid which, in the judgment of the City Manager, is in the best interest of the City.

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 \_\_\_\_\_ 2023.

\_\_\_\_\_  
PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

\_\_\_\_\_  
LASHAUNAH D. KACZYNSKI,  
Clerk of Council

\_\_\_\_\_  
THEODORE A. HAMER III,  
Law Director

Estimated Cost:     \$200,000.00  
Amount Budgeted:   \$200,000.00  
Account No.:         5200-77750

(Requested by: Engineering Department)

**CITY OF KETTERING, OHIO  
A RESOLUTION**

**By:**

**No.**

**AUTHORIZING THE CITY MANAGER TO ADVERTISE  
FOR BIDS AND TO CONTRACT FOR THE FLESHER  
AVENUE BRIDGE REPLACEMENT PROJECT- CITY  
PROJECT NO. 03-934C**

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

Section 1. The City Manager, on behalf of the City, is hereby authorized to advertise for bids and to enter into one or more contracts for the Flesher Avenue Bridge Replacement Project- (City Project No. 03-934C) in accordance with Chapter 152 of the Kettering Administrative Code, entitled Purchases and Contracts. The City Manager is further authorized to sign any amendments or extensions thereto that the City Manager deems appropriate.

Section 2. Bids for such project shall be in accordance with the specifications on file in the Department of Finance, office of the Purchasing Manager. Bidding may be conducted electronically. The bids shall be opened at the time and place named in the advertisement for bids, unless extended by the City; or unless, within seventy-two hours prior to the published time for the opening of bids, excluding Saturdays, Sundays, and legal holidays, any modification of the plans or specifications for the project for which bids are solicited is issued and mailed or otherwise furnished to persons who have obtained plans or specifications for the project in which event the time for opening of bids shall be extended one week, with no further advertising of bids required.

Section 3. The City of Kettering shall and does reserve the right (a) to reject any or all bids so received, (b) to waive any irregularities in a bid, (c) to hold any bid up to sixty (60) days unless the time for awarding the contract is extended by mutual consent of the City and the bidder whose bid the City subsequently accepts or, (d) to accept that bid which, in the judgment of the City Manager, is in the best interest of the City.

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 \_\_\_\_\_ 2023.

\_\_\_\_\_  
PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

\_\_\_\_\_  
LASHAUNAH D. KACZYNSKI,  
Clerk of Council

\_\_\_\_\_  
THEODORE A. HAMER III,  
Law Director

Estimated Cost: \$485,000.00  
Amount Budgeted: \$485,000.00  
Account No.: 5234-77750

(Requested by: Engineering Department)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO CONTRACT FOR RIGHT-OF-WAY ACQUISITION SERVICES**

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

Section 1. On the basis that the City can often obtain lower prices and more favorable purchasing conditions through competitive bargaining and negotiated quotations than through sealed bids, the City Manager, on behalf of the City, is hereby authorized to use such bargaining and negotiation procedures and enter into one or more contracts for right-of-way acquisition services for the projects listed below:

1. Kettering Traffic Signal Replacements – Phase 4 (City Project 02-005E); and
2. West Stroop Road Sidewalk Phase 2 – Stonebridge to Ridgeway (City Project 05-213F); and
3. Danube Court Bridge Rehabilitation (City Project 03-924A).

The City Manager is further authorized to sign any amendments or extensions thereto that the City Manager deems appropriate.

Section 2. As provided in Section 4-8 of the City Charter, this Resolution takes effect immediately upon its adoption.

Passed by Council this \_\_\_\_\_ day of \_\_\_\_\_ 2023.

\_\_\_\_\_  
PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

\_\_\_\_\_  
LASHAUNAH D. KACZYNSKI,  
Clerk of Council

\_\_\_\_\_  
THEODORE A. HAMER, III,  
Law Director

Estimated Cost:	\$100,000.00 (Traffic Signals)
	\$140,000.00 (West Stroop Sidewalk)
	\$45,000.00 (Danube Bridge)
Amount Budgeted:	\$100,000.00 (Traffic Signals)
	\$140,000.00 (West Stroop Sidewalk)
	\$45,000.00 (Danube Bridge)
Acct. No.:	5108-77750 (Traffic Signals)
	5704-77750 (Sidewalk)
	5250-77750 (Danube Bridge)

(Requested by: Engineering Department)

**CITY OF KETTERING, OHIO  
A RESOLUTION**

**By:**

**No.**

**AUTHORIZING THE CITY MANAGER TO ADVERTISE  
FOR BIDS AND TO CONTRACT FOR THE WEST AVENUE  
BRIDGE REHABILITATION PROJECT- CITY PROJECT  
NO. 03-948 (ODOT PROJECT MOT-WEST AVENUE  
BRIDGE, PID 116012)**

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

Section 1. The City Manager, on behalf of the City, is hereby authorized to advertise for bids and to enter into one or more contracts for the West Avenue Bridge Rehabilitation Project- City Project No. 03-948 (ODOT Project MOT-West Avenue Bridge, PID 116012) in accordance with Chapter 152 of the Kettering Administrative Code, entitled Purchases and Contracts. The City Manager is further authorized to sign any amendments or extensions thereto that the City Manager deems appropriate.

Section 2. Bids for such project shall be in accordance with the specifications on file in the Department of Finance, office of the Purchasing Manager. Bidding may be conducted electronically. The bids shall be opened at the time and place named in the advertisement for bids, unless extended by the City; or unless, within seventy-two hours prior to the published time for the opening of bids, excluding Saturdays, Sundays, and legal holidays, any modification of the plans or specifications for the project for which bids are solicited is issued and mailed or otherwise furnished to persons who have obtained plans or specifications for the project in which event the time for opening of bids shall be extended one week, with no further advertising of bids required.

Section 3. The City of Kettering shall and does reserve the right (a) to reject any or all bids so received, (b) to waive any irregularities in a bid, (c) to hold any bid up to sixty (60) days unless the time for awarding the contract is extended by mutual consent of the City and the bidder whose bid the City subsequently accepts or, (d) to accept that bid which, in the judgment of the City Manager, is in the best interest of the City.

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 \_\_\_\_\_ 2023.

\_\_\_\_\_  
PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

\_\_\_\_\_  
LASHAUNAH D. KACZYNSKI,  
Clerk of Council

\_\_\_\_\_  
THEODORE A. HAMER III,  
Law Director

Estimated Cost: \$568,000.00  
Amount Budgeted: \$568,000.00  
Account No.: 5229-77750

(Requested by: Engineering Department)

**CITY OF KETTERING, OHIO  
A RESOLUTION**

**By:**

**No.**

**AUTHORIZING THE CITY MANAGER TO ADVERTISE  
FOR BIDS AND TO CONTRACT FOR THE WILMINGTON  
PIKE RESURFACING— EAST STROOP TO BEAVERTON  
PROJECT (CITY PROJECT NO. 02-108PA, ODOT PID  
116893)**

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

Section 1. The City Manager, on behalf of the City, is hereby authorized to advertise for bids and to enter into one or more contracts for the Wilmington Pike Resurfacing- East Stroop to Beaverton project (City Project No. 02-108PA, ODOT PID 116893) in accordance with Chapter 152 of the Kettering Administrative Code, entitled Purchases and Contracts. The City Manager is further authorized to sign any amendments or extensions thereto that the City Manager deems appropriate.

Section 2. Bids for such project shall be in accordance with the specifications on file in the Department of Finance, office of the Purchasing Manager. Bidding may be conducted electronically. The bids shall be opened at the time and place named in the advertisement for bids, unless extended by the City; or unless, within seventy-two hours prior to the published time for the opening of bids, excluding Saturdays, Sundays, and legal holidays, any modification of the plans or specifications for the project for which bids are solicited is issued and mailed or otherwise furnished to persons who have obtained plans or specifications for the project in which event the time for opening of bids shall be extended one week, with no further advertising of bids required.

Section 3. The City of Kettering shall and does reserve the right (a) to reject any or all bids so received, (b) to waive any irregularities in a bid, (c) to hold any bid up to sixty (60) days unless the time for awarding the contract is extended by mutual consent of the City and the bidder whose bid the City subsequently accepts or, (d) to accept that bid which, in the judgment of the City Manager, is in the best interest of the City.

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 \_\_\_\_\_ 2023.

\_\_\_\_\_  
PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

\_\_\_\_\_  
LASHAUNAH D. KACZYNSKI,  
Clerk of Council

\_\_\_\_\_  
THEODORE A. HAMER III,  
Law Director

Estimated Cost:     \$1,658,000.00  
Amount Budgeted:   \$1,658,000.00  
Account No.:         5204-77750

(Requested by: Engineering Department)



**CITY OF KETTERING, OHIO  
A RESOLUTION**

**By:**

**No.**

**AUTHORIZING THE CITY MANAGER TO ADVERTISE  
FOR BIDS AND TO CONTRACT FOR THE WOODMAN  
DRIVE RESURFACING- WILMINGTON TO STOCKER  
PROJECT (CITY PROJECT NO. 02-106V, ODOT PID 116890)**

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

Section 1. The City Manager, on behalf of the City, is hereby authorized to advertise for bids and to enter into one or more contracts for the Woodman Drive Resurfacing- Wilmington to Stocker project (City Project No. 02-106V, ODOT PID 116890) in accordance with Chapter 152 of the Kettering Administrative Code, entitled Purchases and Contracts. The City Manager is further authorized to sign any amendments or extensions thereto that the City Manager deems appropriate.

Section 2. Bids for such project shall be in accordance with the specifications on file in the Department of Finance, office of the Purchasing Manager. Bidding may be conducted electronically. The bids shall be opened at the time and place named in the advertisement for bids, unless extended by the City; or unless, within seventy-two hours prior to the published time for the opening of bids, excluding Saturdays, Sundays, and legal holidays, any modification of the plans or specifications for the project for which bids are solicited is issued and mailed or otherwise furnished to persons who have obtained plans or specifications for the project in which event the time for opening of bids shall be extended one week, with no further advertising of bids required.

Section 3. The City of Kettering shall and does reserve the right (a) to reject any or all bids so received, (b) to waive any irregularities in a bid, (c) to hold any bid up to sixty (60) days unless the time for awarding the contract is extended by mutual consent of the City and the bidder whose bid the City subsequently accepts or, (d) to accept that bid which, in the judgment of the City Manager, is in the best interest of the City.

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 \_\_\_\_\_ 2023.

\_\_\_\_\_  
PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

\_\_\_\_\_  
LASHAUNAH D. KACZYNSKI,  
Clerk of Council

\_\_\_\_\_  
THEODORE A. HAMER III,  
Law Director

Estimated Cost:     \$800,000.00  
Amount Budgeted:   \$800,000.00  
Account No.:         5216-77750

(Requested by: Engineering Department)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE  
BARGAINING AND NEGOTIATED QUOTES TO CONTRACT  
FOR THE PURCHASE OF FIRE UNIFORMS AND STATION  
WEAR**

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

Section 1. On the basis that the City can often obtain lower prices and more favorable purchasing conditions through competitive bargaining and negotiated quotations than through sealed bids, the City Manager, on behalf of the City, is hereby authorized to use such bargaining and negotiation procedures and to enter into one or more contracts for the purchase of fire uniforms and station wear. The City Manager is further authorized to sign any amendments or extensions thereto that the City Manager deems appropriate.

Section 2. As provided in Section 4-8 of the City Charter, this Resolution takes effect immediately upon its adoption.

Passed by Council this \_\_\_\_\_ day of \_\_\_\_\_ 2023.

\_\_\_\_\_  
PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

\_\_\_\_\_  
LASHAUNAH D. KACZYNSKI,  
Clerk of Council

\_\_\_\_\_  
THEODORE A. HAMER, III,  
Law Director

Estimated Cost: \$40,000.00  
Amount Budgeted: \$40,000.00  
Acct. No.: 0700-72240

(Requested by: Fire Department)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING THE CITY MANAGER TO USE COMPETITIVE  
BARGAINING AND NEGOTIATED QUOTES TO CONTRACT  
FOR PRINTING AND MAILING SERVICES FOR THE PARKS,  
RECREATION AND CULTURAL ARTS ACTIVITIES GUIDE**

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

Section 1. On the basis that the City can often obtain lower prices and more favorable purchasing conditions through competitive bargaining and negotiated quotations than through sealed bids, the City Manager, on behalf of the City, is hereby authorized to use such bargaining and negotiation procedures and to enter into one or more contracts for printing and mailing services for the Parks, Recreation and Cultural Arts Activities Guide. The City Manager is further authorized to sign any amendments or extensions thereto that the City Manager deems appropriate.

Section 2. As provided in Section 4-8 of the City Charter, this Resolution takes effect immediately upon its adoption.

Passed by Council this \_\_\_\_\_ day of \_\_\_\_\_ 2023.

\_\_\_\_\_  
PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

\_\_\_\_\_  
LASHAUNAH D. KACZYNSKI,  
Clerk of Council

\_\_\_\_\_  
THEODORE A. HAMER, III,  
Law Director

Estimated Cost: \$89,500.00  
Amount Budgeted: \$85,000.00  
Acct. No.: 2400-72740

(Requested by: Parks, Recreation and Cultural Arts Department)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

**AUTHORIZING PAYMENT OF 2023 MEMBERSHIP DUES  
TO MIAMI VALLEY REGIONAL PLANNING  
COMMISSION**

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

Section 1. The City Manager, on behalf of the City, is hereby authorized to pay to Miami Valley Regional Planning Commission the City's 2023 annual membership dues in the amount of \$30,666.86.

Section 2. As provided in Section 4-8 of the City Charter, this Resolution shall take effect immediately upon its adoption.

Passed by Council this \_\_\_\_\_ day of \_\_\_\_\_ 2023.

\_\_\_\_\_  
PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

\_\_\_\_\_  
LASHAUNAH D. KACZYNSKI,  
Clerk of Council

\_\_\_\_\_  
THEODORE A. HAMER III,  
Law Director

Estimated Cost: \$30,666.86  
Amount Budgeted: \$30,700.00  
Acct. No.: 0500-72210

(Requested by: Planning and Development Department)

CITY OF KETTERING, OHIO

A RESOLUTION

By:

No.

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

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

Section 1. The City Manager, on behalf of the City, is hereby authorized to use sealed bids, competitive bargaining and negotiated quotes, or an approved cooperative purchasing program, to purchase the vehicles and equipment needed for City use listed below with the estimated cost. For each purchase, the City Manager may use whichever method the City Manager deems appropriate.

Table with 3 columns: Item, Quantity, and Estimated Cost. Items include Police (SUV, Unmarked), Fire (SUV, Engine), Streets (Pick-up, 350 Pick-up, Flatbed Dump, Compost Turner, Backhoe, Heavy Dump, Joint Sealer, Salt Conveyer), Facilities (Vans, 250 Pick-up, Small Pick-up), and Vehicle Maintenance (Hybrid SUV, Sedan).

Section 2. Due to market and supply chain conditions causing vehicles and equipment to be unavailable or to only be available in limited quantities or on a "first come, first served" basis, the City Manager has been unable to purchase some vehicles and equipment using the purchasing methods authorized in Section 1. Therefore, if any vehicle or equipment listed in Section 1 cannot be reasonably purchased through the purchasing methods listed therein, as determined by the City Manager in the City Manager's sole discretion, then the City Manager is authorized to purchase any such vehicle or equipment using sole source suppliers.

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 \_\_\_\_\_ 2023.

PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

LASHAUNAH D. KACZYNSKI, Clerk of Council

THEODORE A. HAMER III, Law Director

Estimated Cost: \$2,509,900.00
Amount Budgeted: \$2,509,900.00
Acct. No.: Various - 77740

(Requested by: Finance 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, 2023

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, 2023, the following supplemental sums are set aside and appropriated:

A. From the Special Grants & Programs Fund:

Other \$ 73,454.94

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 \_\_\_\_\_ 2023.

PEGGY LEHNER, Mayor

ATTEST:

CERTIFICATE OF APPROVAL

LASHAUNAH D. KACZYNSKI, Clerk of Council

THEODORE A. HAMER III, Law Director

Estimated Cost: Special Grants & Programs Fund \$73,454.94
CIP Fund <\$73,454.94>
Net Cost \$0.00
Amount Budgeted: \$73,454.94
Acct. No. Fund 245

(Requested by: Finance Department)