

**KETTERING CITY COUNCIL
REGULAR MEETING MINUTES
May 9, 2023**

The Council of the City of Kettering, Ohio, met in regular session on Tuesday, May 9, 2023, 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, and Duvall

Council Members Absent: Duke (Excused)

Total Members Present: Six (6)

Mayor Lehner expressed in honor of Police Memorial Week the Kettering Police Department Color Guard will be presenting the Colors this evening.

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

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

Mayor Lehner mentioned Mr. Duke have excused absence.

Mayor Lehner read a brief message from Mr. Duke. He has recovered to the point he is able to write a message. Mr. Duke's message explained he has missed a number of meetings since January. He is in the hospital recovering from HSV-1 and this virus has attacked his brain and it has damaged the left side of his brain causing some memory loss. The inactivity has caused the inability to use the majority of his muscles which he is working with rehab to recover from. In the months of January and February he was in a coma trying to fight the virus and since then he has been in the hospital recovering. He wanted to let residents know of the severity of this illness and to also apologize that he has not been able to participate in the activities in the community. He is thankful for all of the warm wishes, visits, cards and prayers.

Mayor Lehner expressed Mr. Duke wasn't able to talk a month ago and now he is able to dictate a message and she believes Mr. Duke will be back.

APPROVAL OF MINUTES

April 25, 2023- 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 and no (0) nay votes for the April 25, 2023 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

Proclamation- Bike Month

Mrs. Hall read the above proclamation and the proclamation was accepted by Kendall Draeger, Chairperson of the Bike Committee and Brent Devitt, President of Cycle Kettering. Mr. Draeger thanked Mayor Lehner and City Council for the proclamation. The Bike Committee shared a booth with Cycle Kettering at local community events. Their booth helped promote walking and bicycling in the city. The Bike Committee also started a data collection project in order to count bicycles on certain streets throughout the city. Mr. Devitt mentioned Cycle Kettering is a new organization in the community to help promote and advocate for safe cycling in the community. Cycle Kettering has jointly sponsored a booth with the Bike Committee at various community events. Cycle Kettering is currently working on sponsoring, in partnership with the Kettering Parks Recreation and Cultural Arts Department a series of five community rides that will take citizens through the community and demonstrate how cycling can be safe and fun.

PUBLIC HEARINGS

PUBLIC COMMENT ON LEGISLATION

ORDINANCES IN SECOND READING

AN ORDINANCE

NO: 4396-23
BY: MRS.FISHER AND MR.KLEPACZ

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

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

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

The following votes were recorded: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mrs. Hall, Yea; Mr. Scott, Yea; Ms. Duvall, 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: 10901-23
BY: MR.KLEPACZ AND MRS.HALL

AUTHORIZING THE CITY MANAGER TO CONTRACT WITH PEPSICO BEVERAGE SALES, LLC FOR THE PURCHASE OF NON-ALCOHOLIC, PEPSI PRODUCTS FOR SALE AT THE FRAZE PAVILION FOR THE 2023 SEASON

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

Mr. Greeson, 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; 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: 10902-23
BY: MRS.HALL AND MR.SCOTT

AUTHORIZING THE CITY MANAGER TO APPLY FOR THE OHIO LAW ENFORCEMENT BULLETPROOF VEST PROGRAM GRANT THROUGH THE OHIO ATTORNEY GENERAL'S OFFICE

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

Mr. Greeson, 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; 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: 10903-23
BY: MR.SCOTT AND MS.DUVALL

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 2023-2024 SCHOOL YEAR

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

Mr. Greeson, 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; 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: 10904-23
BY: MS.DUVALL AND MRS.FISHER

AUTHORIZING THE CITY MANAGER TO ACCEPT A FIRE PREVENTION GRANT FROM FM
GLOBAL

Ms. Duvall read the above resolution and moved for approval. Mrs. Fisher seconded the motion.

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

Chief Robbins, Fire Chief expressed when the fire department responds to emergency incidents and they notice there aren't working smoke and CO detectors they leave the property owners with working detectors. The department will work with the Red Cross to get the detectors mounted in the home.

The following votes were recorded: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mrs. Hall, Yea; Mr. Scott, Yea; Ms. Duvall, 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: 10905-23
BY: MRS.FISHER AND MR.KLEPACZ

AUTHORIZING THE CITY MANAGER TO CONTRACT FOR AN ASSESSMENT CENTER WITH
THE OHIO FIRE CHIEFS' ASSOCIATION

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

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

Chief Robbins, Fire Chief mentioned the assessment for the captain's position is a situational awareness assessment and participants are placed through fire scenarios and they are evaluated on their responses. Scoring in these scenarios are 60 percent of the promotion process. There are three times the number of applicants that were on the last three lists. He is happy with the large number of applicants who would like to be promoted.

The following votes were recorded: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mrs. Hall, Yea; Mr. Scott, Yea; Ms. Duvall, 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: 10906-23
BY: MR.KLEPACZ AND MRS.HALL

AUTHORIZING THE CITY MANAGER TO PURCHASE TRAFFIC CONTROL EQUIPMENT FROM
BALDWIN & SOURS AND TO USE COMPETITIVE BARGAINING AND NEGOTIATED QUOTES TO
CONTRACT FOR CONSTRUCTION OF THE SCHOOL ZONE FLASHERS- SHROYER AND
GLENGARRY PROJECT (CITY PROJECT 02-007)

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.

Mrs. Hall expressed she is happy this project is moving forward and it will help keep children safe as they are going to school.

The following votes were recorded: Mrs. Fisher, Yea; Mr. Klepacz, Yea; Mrs. Hall, Yea; Mr. Scott, Yea; Ms. Duvall, 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: 10907-23
BY: MRS.HALL AND MR.SCOTT

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

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; 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

CERTIFICATIONS AND PETITIONS

MANAGER'S REPORT/COMMUNITY UPDATE

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

- Coming to the Frazee:
 - Tesla- Tuesday, August 1 at 8:00 p.m.
 - Happy Together Tour- Thursday, August 10 at 8:00 p.m.
 - Dave Koz & Friends- Saturday, August 12 at 8:00 p.m.

Tickets can be purchased at Frazee FanFare at Town & Country Shopping Center, www.frazee.com, www.etix.com or by phone at 1-800-514-3849.

- East Dorothy Lane will be closed to through traffic between Far Hills Avenue and Shroyer Road beginning May 9 for the continued installation of the new water main. Work is anticipated to last four to five days.
- May is Bike Month and the Cycle Kettering Community Rides will begin on Sunday, May 21.
- Mrs. Schrimpf, Economic Development Manager mentioned the Microenterprise Program has free technical assistance programs offered to businesses. May 25 begins the application period for the Forgivable Loan Program.
- There will be a Memorial Day Ceremony at Beavertown Cemetery on Monday, May 29 at 10:00 a.m.
- Kettering Block Party will take place at the Frazee Pavilion on May 31 from 6:00-8:00 p.m.
- Free lunch summer program will be available to children ages 0-18 starting June 5 through August 7 from 12:00-2:00 p.m. at various locations throughout the community.

OTHER BUSINESS NOT ON WRITTEN AGENDA

Audience Participation (5 Minute Limit per Speaker)

COUNCIL COMMITTEE REPORTS

Mrs. Fisher reported:

- On April 26 she attended the Employee Council Walk for Wellness at Lincoln Park pond.
- On April 27 she attended the Miami Valley Regional Planning Commission spring dinner and awards ceremony.
- On May 4 she presented Annabelle Hacker with the Mayor's Award for Volunteer Service.
- On May 5 she attended the Montgomery County Law Enforcement Memorial Ceremony.
- Art on the Playground was a wonderful event with great weather.

Mr. Klepacz reported:

- On April 28 he attended the retirement celebration for Becky Bennà.
- On April 29 he attended the Kettering Centerville Kiwanis Pancake Breakfast.
- On May 5 he attended the ice show at the Kettering Ice Arena.
- On May 6 he attended a luncheon for the Daughters of the American Revolution that honored women in law enforcement.
- You can't buy happiness but you can buy local; shop Kettering.

Mrs. Hall reported:

- There were two school threats this past week, thank you to the Kettering Police Department for acting quickly and following up on leads.
- Kettering schools STEM Night was a wonderful evening.
- Congratulations to Fairmont's varsity baseball team for winning their conference championship.
- There is still availability for kids to participate in the Parks and Recreation Summer Childcare Program course.

Mr. Scott reported:

- Nothing to report.

Ms. Duvall reported:

- On April 29 she attended the Kettering Centerville Kiwanis Pancake Breakfast.
- May 11 will be the graduation for the Kettering Leadership Academy class.

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- It was a very difficult day for parents, staff and students to hear about the school threat. Thank you to the schools and the Police Department for their communications.

Mr. Duke reported:

- Absent.

Mayor Lehner reported:

- Thank you to members of council for attending various events throughout the community.
- She attended the ground breaking ceremony for Dayton Children’s mental health facility.
- On May 13 the Kettering Rotary Club will be hosting the Mayor’s Party with a Purpose event.

There being no further business to come before this meeting of the Kettering City Council; Mayor Lehner adjourned the City Council Meeting at 8:04 p.m.

ATTEST:

LaShaunah D. Kaczynski
Clerk of Council

PEGGY LEHNER, MAYOR