

CITY OF KETTERING  
CITY COUNCIL  
WORKSHOP MINUTES  
December 12, 2023

The Council of the City of Kettering, Ohio, met in a workshop session on Tuesday, December 12, 2023, in the Deeds Conference Room, Kettering Government Center, 3600 Shroyer Road. The meeting came to order at 6:59 p.m.

Council members present included Mayor Lehner, Vice Mayor Fisher, Mr. Duke, Ms. Duvall, Mr. Klepacz, Mrs. Hall and Mr. Scott.

Staff members present included City Manager Matt Greeson, Assistant City Manager Steve Bergstresser, Law Director Ted Hamer, Human Resources Director Jenny Smith, Chief of Police Chip Protsman, Economic Development Manager Amy Schrimpf and Community Information Manager Mary Azbill.

Dr. Jan Duke, Mr. Bryan Suddith, Mr. Shane Sullivan and Mr. Sterling Abernathy were also in attendance.

Mr. Greeson reviewed the agenda for the Council meeting with the following highlights:

- A resolution authorizing a Phase II environmental site assessment at a City-owned property at 2659 Patterson Road (formerly a dry cleaning business) in response to recent Ohio EPA inquiries about its underground environmental conditions.
- A resolution to authorize a safety grant from the Bureau of Workers' Compensation to be used to purchase safety equipment for the Kettering Fire Department. The program allows for equipment purchases that help minimize exposure to dangerous elements. It is a five (BWC) to one (City of Kettering) matching grant.
- A resolution authorizing the purchase of body worn and in-car cameras, software, equipment and services from Axon for five years at \$1.75 million to be paid over that period of time.
- A resolution to authorize acceptance and administration of the Community Housing Impact and Preservation Program: Lead Abatement Program Grant from the Ohio Department of Development. Funding was awarded, and the City needs Council's approval within ten days.
- Supplemental appropriations requested: Police Department – Axon; Parks, Recreation and Cultural Arts – donation for educational supplies for land lab program; and two elements from the Ohio Department of Development for CHIP Program funds and the lead abatement program.
- Council approval will be sought for current expenditures for fiscal year 2024.
- An emergency ordinance will amend various sections of Chapter 192 of the Codified Ordinances regarding income tax. The City must conform its ordinance to those changes. Some of these changes are already in practice. Some changes include: businesses with remote or hybrid employees may use a modified apportionment formula. This allows businesses to apportion any remote-worker-attributable property, payroll or gross receipts to a designated location owned or controlled by either the business or one of its customers. This only applies to net profits tax, not withholding. Beginning in tax year 2023, businesses receiving a 6 month federal extension will now have an additional month to file their net profit returns. Late filing penalty reduces it to a one-time \$25 fee and permits an abatement of penalty for a taxpayer's first failure to file. Beginning in tax year 2023, a municipality is prohibited from sending any inquiry or notice to a taxpayer with a federal extension in place until after the extension date passes. Municipalities that send such requests must reimburse the taxpayer for any reasonable costs incurred in responding to the notice, up to \$150. These limitations do not apply if the municipality has actual knowledge that the taxpayer did not file a federal extension.

Mr. Greeson discussed the order of ceremony for the farewell meeting to honor Mr. Duke and Mr. Klepacz.

The City Council Workshop Meeting adjourned at 7:16 p.m.

ATTEST:

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PEGGY LEHNER  
MAYOR

LASHAUNAH D. KACZYNSKI  
Clerk of Council