

MINUTES OF COUNCIL

A regular session of Troy City Council was held on Monday, May 16, 2022 at 7:00 p.m. in Council Chambers, City Hall.

Members Attending: Marshall, Phillips, Pierce, Rozell, Schilling, Severt and Twiss.

Upon motion of Mr. Severt, seconded by Mr. Schilling, Mrs. Snee was excused from this meeting by unanimous roll call vote.

Upon motion of Mr. Severt, seconded by Mr. Rozell, Mr. Whidden was excused from this meeting by unanimous roll call vote.

Presiding Officer: William Lutz President of Council

Others Present: Robin I. Oda Mayor  
Patrick E. J. Titterington Director of Public Service and Safety  
Grant D. Kerber Director of Law

INVOCATION & PLEDGE OF ALLEGIANCE: An invocation was given by Council President Lutz, followed by the Pledge of Allegiance.

MINUTES: The Clerk gave a summary of the minutes of the May 2, 2022, meeting of Troy City Council. There were no corrections or additions to these minutes. Upon motion of Mr. Phillips, seconded by Mr. Twiss, these minutes were approved by unanimous roll call vote.

COMMITTEE REPORTS:

Buildings & Utilities Committee: Mrs. Marshall, Chairman, reported that Committee recommends legislation be prepared authorizing the Director of Public Service and Safety to advertise for bids and enter into a contract for the Water Treatment Plant Filter Media Cleaning Project at a cost not to exceed \$97,000. Report submitted by Twiss, Whidden and Marshall.

Community & Economic Development Committee: Mr. Schilling, Chairman, reported as follows:

- 1) Committee recommends that Ordinance No. O-16-2022 be adopted, which is the rezoning of Inlots 11465 and 11466, the Blackmore-Hill Annexation, from the County Zoning of A-2, General Agriculture, to the City zoning of A-R, General Agriculture, as submitted and based on the findings of the Planning Commission.
- 2) Committee recommends that Ordinance No. O-17-2022 be adopted, the rezoning of the Ferryman-Kerber Annexation. A 2.99 Acre Parcel, Inlot 11400 located on Barnhart Road, would be rezoned to A-R, Agricultural-Residential District. A 0.717 Acre Parcel, Inlot 11401 on Fenner Road, would be rezoned to R-2, Single-Family Residential District. This based on the findings of the Planning Commission.

Reports submitted by Pierce, Snee and Schilling.

Community Partnerships Committee: Mr. Rozell, Chairman, reported that Committee recommends legislation be prepared approving the Troy Truck Yard event on June 22, to be located within the S. Cherry Street Parking Lot and adjacent streets, the event to include the sale of beer. Committee supports emergency legislation so that the liquor permit application can be processed.

Report submitted by Schilling, Severt and Rozell.

Law & Ordinance Committee: Mr. Severt gave an oral report that the City has received notice of the following new liquor permit applications:

- Speakeasy Ramen LLC, 101 W. Main Street, D-2 Permit
- Caseys General Store, 1403 W. Market Street, D-2 Permit

Streets & Sidewalks Committee: Mr. Phillips, Chairman, reported as follows:

- 1) Committee recommends legislation be prepared authorizing the Director of Public Service and Safety to advertise for bids and enter into a contract for the Sidewalk Improvement Program, Phase 14, at a cost not to exceed \$300,000.
- 2) Regarding the West Main Street Corridor Improvement Project Phase 2, Committee recommends legislation be prepared to:
  - Authorize the Board of Park Commissioners to execute easements and related easements granting easements for Board of Park Commissioners property within the project area.
  - Authorize the Director of Public Service and Safety to accept the project easements and execute related documents.

Committee supports emergency legislation so there is no delay in executing the documents.

Reports submitted by Pierce, Snee and Phillips.

RESOLUTION NO. R-40-2022

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR PHASE 14 OF THE SIDEWALK REPAIR PROGRAM

This Resolution was given first title reading.

RESOLUTION NO. R-41-2022

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR THE WATER TREATMENT PLANT FILTER MEDIA CLEANING PROJECT

This Resolution was given first title reading.

Mr. Twiss moved for suspension of rules requiring three readings. Motion seconded by Mr. Phillips.

Yes: Twiss, Severt, Pierce, Marshall, Schilling, Phillips and Rozell.

No: None.

Mr. Phillips moved for adoption. Motion seconded by Mr. Schilling.

Yes: Severt, Pierce, Marshall, Schilling, Phillips, Rozell and Twiss.

No: None.

RESOLUTION ADOPTED

ORDINANCE NO. O-16-2022

AN ORDINANCE CHANGING THE ZONING OF INLOTS 11465 AND 11466 IN THE CITY OF TROY, OHIO, FROM MIAMI COUNTY ZONING OF A-2, GENERAL AGRICULTURE, TO THE CITY ZONING OF A-R, AGRICULTURAL-RESIDENTIAL ZONING DISTRICT

(zoning of Blackmore Hill Annexation)

This Ordinance was given first title reading on April 18, 2022.

Given Public Hearing and second title reading on May 2, 2022.

Given third title reading.

Mr. Twiss moved for adoption. Motion seconded by Mr. Rozell.

Yes: Pierce, Marshall, Schilling, Phillips, Rozell, Twiss and Severt.

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-17-2022

AN ORDINANCE CHANGING THE ZONING OF INLOT 11400 IN THE CITY OF TROY, OHIO, FROM MIAMI COUNTY ZONING OF A-2, GENERAL AGRICULTURE, TO THE CITY ZONING OF A-R, AGRICULTURAL-RESIDENTIAL DISTRICT; AND CHANGING THE ZONING OF INLOT 11401 IN THE CITY OF TROY, OHIO, FROM MIAMI COUNTY ZONING OF R-1AAA, ONE FAMILY RESIDENTIAL, TO THE CITY ZONING OF R-2, SINGLE FAMILY RESIDENCE DISTRICT

(zoning of Ferryman-Kerber Annexation)

This Ordinance was given first title reading on April 18, 2022.

Given Public Hearing and second title reading on May 2, 2022.

Given third title reading.

Mr. Schilling moved for adoption. Motion seconded by Mr. Twiss.

Yes: Marshall, Schilling, Phillips, Rozell, Twiss, Severt and Pierce.

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-26-2022

ORDINANCE ACCEPTING EASEMENTS ASSOCIATED WITH THE WEST MAIN STREET CORRIDOR IMPROVEMENT PROJECT PHASE 2 AND AUTHORIZING THE BOARD OF PARK COMMISSIONERS TO GRANT EASEMENTS FOR THE WEST MAIN STREET CORRIDOR IMPROVEMENT PROJECT PHASE 2, AND DECLARING AN EMERGENCY

This Ordinance was given first title reading.

Mr. Phillips moved for suspension of rules requiring three readings. Motion seconded by Mr. Schilling.

Yes: Schilling, Phillips, Rozell, Twiss, Severt, Pierce and Marshall.

No: None.

Mr. Twiss moved for adoption. Motion seconded by Mr. Schilling.  
Yes: Phillips, Rozell, Twiss, Severt, Pierce, Marshall and Schilling.  
No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-27-2022

ORDINANCE AUTHORIZING THE USE OF PUBLIC AREAS FOR THE TROY TRUCK YARD EVENT, NOTWITHSTANDING CONFLICTING PROVISIONS OF THE TROY CODIFIED ORDINANCES, AND FURTHER APPROVING THE USE OF AN AREA FOR THE SALE OF BEER SUBJECT TO THE ISSUANCE OF PROPER PERMITS BY THE STATE OF OHIO AND DECLARING AN EMERGENCY

This Ordinance was given first title reading.

Mr. Rozell moved for suspension of rules requiring three readings. Motion seconded by Mr. Schilling.  
Yes: Rozell, Twiss, Severt, Pierce, Marshall, Schilling and Phillips.  
No: None.

Mr. Phillips moved for adoption. Motion seconded by Mr. Schilling.  
Yes: Severt, Pierce, Marshall, Snee, Schilling and Phillips.

No: Twiss.

ORDINANCE ADOPTED

COMMENTS OF THE DIRECTOR OF PUBLIC SERVICE AND SAFETY:

Mr. Titterington noted:

- City offices will be closed May 30 for Memorial Day, with refuse and recycling collections on schedule.
- Regarding the recent announcement of AES that electric rates will increase, for those that opted into the electric aggregate rate for residents and small businesses, the supply portion of that contract is provided by Energy Harbor, which company is not announced a rate increase.

CITIZEN COMMENTS:

- Members of Leadership Troy introduced themselves.
- Deb Hogshead, 421 S. Plum Street, and DeeDee Wissman, 2503 Renwick Way, spoke on behalf of "Move to Amend Miami County Ohio", and asked Council to consider enacting legislation supporting a 28<sup>th</sup> amendment to the US Constitution to end corporate constitutional rights and establish that only human beings are legal persons with constitutional rights, and to limit the amount of money contributed to candidates and political campaigns.

There being on further business, Council adjourned at 7:34 p.m.

---

Clerk of Council

---

President of Council

