

MINUTES OF COUNCIL

A regular session of Troy City Council was held on Monday, October 4, 2021, at 7:00 p.m. in Council Chambers, City Hall.

Members Attending: Phillips, Rozell, Schilling, Schweser, Severt, Terwilliger, Twiss and Whidden.

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

Presiding Officer: William Lutz President of Council

Also Attending: Robin I. Oda Mayor
Grant D. Kerber Director of Law
John E. Frigge City Auditor

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

MINUTES: The Clerk gave a summary of the minutes of the September 20, 2021 meeting of Troy City Council. There were no corrections or additions to these minutes. Upon motion of Mr. Phillips, seconded by Mr. Schilling, these minutes were approved by unanimous roll call vote.

COMMITTEE REPORTS:

Buildings & Utilities Committee: Mr. Whidden, 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 Drury Lane Storm Sewer Replacement Project at a total cost not to exceed \$140,000.

Report submitted by Terwilliger, Twiss and Whidden.

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

1. Committee recommends that legislation be prepared authorizing the Director of Public Service and Safety to enter into an amended professional services agreement with Strand Associates, Inc. of Cincinnati, Ohio for additional design services for the West Main Street Corridor Improvements Project Phases 1 and 2 at a cost not to exceed \$340,000. This will bring the total design cost to \$2,495,000. As this project is on-going, committee supports the legislation being presented as an emergency measure.
Discussion. In response to Mr. Twiss, it was confirmed that the authorization is only for design. It was also noted that some of the lines will be buried.
2. Committee recommendation that legislation be prepared approving vacating the easements between Inlot 10926 and Inlot 10925 in the Heritage at the Troy Country Club Subdivision, and authorizing the Director of Public Service and Safety to execute any documents related to the easements. Committee support emergency legislation so that the house construction can proceed, based on a request received subsequent to the meeting.

Reports submitted by Schilling, Snee and Phillips.

Personnel Committee: Mr. Twiss, Chairman, gave an oral report that the Committee supports the request of the Mayor for an appointment to the Board of Zoning Appeals. A motion was made by Mr. Twiss, seconded by Mr. Phillips, to approve the appointment of Anthony Smith to the Board of Zoning Appeals to fill the unexpired term of the late Larry Salyer, which term would commence immediately and run through December 31, 2021. Motion passed by unanimous roll call vote.

COMMENTS ON AGENDA ITEMS: NONE

RESOLUTION NO. R-42-2021

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 DRURY LANE STORM SEWER REPLACEMENT PROJECT

This Resolution was given first title reading.

Mr. Schilling moved for suspension of three readings. Motion seconded by Mr. Whidden.

Yes: Phillips, Schweser, Terwilliger, Rozell, Schilling, Severt, Whidden and Twiss.

No: None.

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

Yes: Schweser, Terwilliger, Rozell, Schilling, Severt, Whidden, Twiss and Phillips.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-43-2021

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ENTER INTO AN ADDITIONAL AGREEMENT WITH STRAND ASSOCIATES, INC. OF CINCINNATI, OHIO TO PROVIDE ADDITIONAL SERVICES FOR THE DESIGN OF PHASES 1 AND 2 OF THE WEST MAIN STREET CORRIDOR IMPROVEMENT PROJECT, AND DECLARING AN EMERGENCY

This Resolution was given first title reading.

Mr. Twiss moved for suspension of three readings. Motion seconded by Mr. Schilling.

Yes: Terwilliger, Rozell, Schilling, Severt, Whidden, Twiss, Phillips and Schweser.

No: None.

Mr. Schweser moved for adoption. Motion seconded by Mr. Whidden.

Yes: Rozell, Schilling, Severt, Whidden, Twiss, Phillips, Schweser and Terwilliger.

No: None.

RESOLUTION ADOPTED

ORDINANCE NO. O-53-2021

ORDINANCE APPROVING THE VACATION OF UTILITY EASEMENTS AND DECLARING AN EMERGENCY

This Ordinance was given first title reading.

Mr. Phillips moved for suspension of three readings. Motion seconded by Mr. Severt.

Yes: Schilling, Severt, Whidden, Twiss, Phillips, Schweser, Terwilliger and Rozell.

No: None.

Mr. Schweser moved for adoption. Motion seconded by Mr. Terwilliger.

Yes: Severt, Whidden, Twiss, Phillips, Schweser, Terwilliger, Rozell and Schilling.

No: None.

ORDINANCE ADOPTED

COUNCIL MEMBER COMMENTS:

-Mr. Schilling referred to a press release about the October 11 meeting of the Planning Commission, stating his concern about the statement that the Commission Chair does not plan to take public comments during the meeting (which will include a demolition application for the structure at 112-118 W. Main Street). Mr. Schilling commented that he believes comments at public meetings should not be denied, and should be appreciated and encouraged and to do otherwise is an indication that the board or commission does not care about the comments of the public. Mr. Schilling asked that Council President Lutz assign the matter of not permitting public comments at City board or commission meetings to a committee of Council and that the Mayor schedule a time to attend all City board and commission meetings and ask that all allow a time for public comments at meetings.

-Mr. Rozell asked that citizens not move or remove any signs related to the DORA issue, but should call the City offices if they feel the signs are not appropriately located.

AUDIENCE COMMENTS:

Brad Boehringer, 180 Crestwood Drive, Troy, stated he supported the comments of Mr. Schilling that public comments should be encouraged at board and commission meetings; that Planning Commission meetings should be held in the evening; and he believes the Mayor should apologize and explain about comments made at a Planning Commission meeting related to the history of a building being lost with prior renovations to that building.

There being no further business, the meeting adjourned at 7:22 p.m.

Clerk of Council

President of Council

