

MINUTES OF COUNCIL

A regular session of Troy City Council was held on Monday, January 3, 2022 at 7:00 p.m. in Council Chambers, City Hall.

(Note: On December 29, 2022, the Oath of Office was administered by Director of Law Grant Kerber to the following elected officials for terms commencing January 1, 2022:

William Lutz	President of Council
Jeffrey G. Whidden	Council Member, 1 st Ward
Kristie Marshall	Council Member, 2 nd Ward
Bobby W. Phillips	Council Member, 4 th Ward
Jeffrey A. Schilling	Council Member, 6 th Ward
William G. Rozell	Council Member at Large
Todd D. Severt	Council Member at Large
Lynne B. Snee	Council Member at Large
Melvin Shane	City Treasurer

On January 3, 2022, prior to the Council Meeting, the Oath of Office was administered by Director of Law Grant Kerber to the following elected officials for terms commencing January 1, 2022:

Samuel J. Pierce Council Member, 3rd Ward
William C. Twiss Council Member, 5th Ward)

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

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

Upon motion of Mr. Schilling, seconded 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.

ORDINANCE NO. O-1-2022

ORDINANCE EMPLOYING CLERK OF COUNCIL AND FIXING COMPENSATION

This Ordinance was given first title reading.

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

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

No: None.

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

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

No: None.

ORDINANCE ADOPTED

The Oath of Office then was administered to the Clerk.

ELECTION OF PRESIDENT OF COUNCIL PRO TEM. A motion was made by Mr. Twiss, seconded by Mrs. Snee, to elect Mr. Phillips as President of Council Pro Tem. Motion approved by unanimous roll call vote. Mr. Phillips elected President of Council Pro Tem.

ELECTION OF CLERK OF COUNCIL PRO TEM. A motion was made by Mr. Phillips, seconded by Mr. Twiss, to elect Mrs. Snee as Clerk of Council Pro Tem. Motion approved by unanimous roll call vote. Mrs. Snee elected Clerk of Council Pro Tem.

RULES OF COUNCIL. A motion was made by Mr. Phillips, seconded by Mr. Rozell, to approve the Rules of Council. Motion passed by unanimous roll call vote. (Copy of Rules attached to original minutes.)

INTRODUCTION: Mark T. Wendling, appointed as Assistant Director of Public Service and Safety effective January 3, 2022 was introduced. It was noted that Thomas Funderburg, Assistant Director of Public Service and Safety, will be retiring effective January 7, 2022.

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

COMMITTEE REPORTS:

Personnel Committee: Mr. Pierce, Chairman, gave an oral report that the Mayor requested approval of the appointment of Kenny Block to the Human Relations Commission. A motion was made by Mr. Pierce, seconded by Mr. Rozell, to approve the appointment of Kenny Block to the Human Relations Commission, with a term that would commence immediately and run through Dec. 31, 2024. Motion passed by unanimous roll call vote.

COMMENTS ON AGENDA ITEMS: None.

RESOLUTION NO. R-1-2022

RESOLUTION AUTHORIZING THE SALE DURING CALENDAR YEAR 2022 OF MUNICIPALLY-OWNED PERSONAL PROPERTY WHICH IS NOT NEEDED FOR PUBLIC USE, OR WHICH IS OBSOLETE OR UNFIT FOR THE USE FOR WHICH IT WAS ACQUIRED, BY INTERNET AUCTION PURSUANT TO OHIO REVISED CODE SECTION 721.15 (D)

This Resolution was given first title reading.

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

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

No: None.

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

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

No: None.

RESOLUTION ADOPTED

ORDINANCE NO. O-72-2021

AN ORDINANCE REPEALING TITLE THREE, PART ELEVEN, SUBDIVISION REGULATIONS, OF THE CODIFIED ORDINANCES OF THE CITY OF TROY, OHIO, AND ENACTING NEW TITLE THREE, PART ELEVEN, SUBDIVISION REGULATIONS, OF THE CODIFIED ORDINANCES OF THE CITY OF TROY, OHIO

This Ordinance was given first title reading on December 20, 2022 (and failed suspension of the rules and failed a motion to amend).

Given second title reading.

DISCUSSION. Mr. Schilling provided a statement concerning the word "morals" that is contained in the proposed Ordinance, commenting that the word is not defined by the Ohio Revised Code or Troy's Codified Ordinances, that he has not found the word used in the Subdivision Regulations of any nearby community, and suggested "prosperity" be used in the Subdivision Regulations instead as he does not believe Council should be addressing the morals of the residents of a subdivision and does not believe the citizens believe that is the responsibility of Council.

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

Yes: Phillips, Marshall, Twiss, Snee and Rozell.

No: Pierce and Schilling.

MOTION FAILED FOR SUSPENSION OF RULES

ORDINANCE NO. O-2-2022

AN ORDINANCE CHANGING THE ZONING OF PARCEL NUMBER D08-099763, INLOT 7392, IN THE CITY OF TROY, OHIO FROM M-2, LIGHT INDUSTRIAL DISTRICT, TO B-1, LOCAL RETAIL DISTRICT

This Ordinance was given first title reading.

COMMENTS OF THE MAYOR: Mayor Oda provided New Year's greetings. The Mayor's Annual Report was distributed (copy attached to original minutes).

COMMENTS OF THE DIRECTOR OF PUBLIC SERVICE AND SAFETY:

-Mr. Titterington commented that refuse collection will be on schedule the week of the January 16 when offices are closed for the Dr. Martin Luther King Holiday.

-Mr. Titterington thanked Mr. Funderburg for his 15 years of service to the City, and wished him the best in retirement.

COMMENTS OF THE DIRECTOR OF LAW: Mr. Kerber commended Mr. Funderburg for his service to the City. The Director of Law's Annual Report was distributed (copy attached to original minutes).

COMMENTS OF MEMBERS OF COUNCIL: Members of Council thanked Mr. Funderburg for his service to the City.

COMMENTS OF THE PRESIDENT OF COUNCIL: Council President Lutz announced the following Committees/members for 2022-2023:

Committee	Chair	Member	Member
Buildings & Utilities Committee	Mrs. Marshall	Mr. Twiss	Mr. Whidden
Community & Economic Development Committee	Mr. Schilling	Mr. Pierce	Mrs. Snee
Community Partnerships Committee	Mr. Rozell	Mr. Schilling	Mr. Severt
Finance Committee	Mr. Severt	Mr. Phillips	Mr. Rozell
Law & Ordinance Committee	Mrs. Snee	Mr. Phillips	Mr. Severt
Personnel Committee	Mr. Pierce	Mrs. Marshall	Mr. Twiss
Recreation & Parks Committee	Mr. Whidden	Mr. Rozell	Mr. Schilling
Safety & Health Committee	Mr. Twiss	Mrs. Marshall	Mr. Whidden
Streets & Sidewalks Committee	Mr. Phillips	Mr. Pierce	Mrs. Snee

COMMENTS OF AUDIENCE MEMBERS:

-Brad Boehringer, 180 Crestwood Drive, asked about the demolition moratorium status and if the City had ever considered a Comprehensive Plan. Mr. Titterington advised that staff is working on the moratorium, any public comment would be at a public hearing if held, and the City has approved Comprehensive Plans for years with the most recent update within the last few years.

There being no further business, Council adjourned at 7:30 p.m.

Clerk of Council

President of Council