

MINUTES OF COUNCIL

A regular session of Troy City Council was held on Monday, June 20, 2022 at 7:00 p.m. in Council Chambers, City Hall.

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

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

Presiding Officer:	Bobby W. Phillips	President of Council, Pro Tem
Others Present:	William Lutz	Acting Mayor
	Patrick E. J. Titterington	Director of Public Service and Safety
	John E. Frigge	Auditor
	Grant D. Kerber	Director of Law

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

PUBLIC HEARING: At 7:02 p.m., Council President Pro Tem Phillips declared open a public hearing on Ordinance No. O-31-2022, Rezoning of 408 & 410 N Elm Street (Parcels D08-250712 & D08-250710) from R-6, Two-Family Residential District, to OR-1, Office Residential District. There were no comments in this regard, and at 7:04 p.m., Mr. Phillips declared this public hearing closed.

EXECUTIVE SESSION: A motion was made by Mr. Rozell, seconded by Mr. Severt, that Council recess into Executive Session for discussion of preparing for, conducting or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment. Motion passed by unanimous roll call vote.

At 7:05 p.m., Council recessed into Executive Session.

A motion was made by Mr. Schilling, seconded by Mr. Rozell, that Council return to regular session. Motion passed by unanimous roll call vote.

At 7:44 p.m., Council returned to regular session.

MINUTES: The Clerk gave a summary of the minutes of the June 6, 2022, meeting of Troy City Council. There were no corrections or additions to these minutes. Upon motion of Mr. Rozell, seconded by Mr. Twiss, these minutes were approved by unanimous roll call vote.

COMMITTEE REPORTS:

Buildings & Utilities Committee: Mrs. Marshall, 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 Wastewater Treatment Plant Sludge Thickening Tanks Sandblasting and Painting Project at a cost not to exceed \$125,000.
- 2) Committee recommends legislation be prepared authorizing the Director of Public Service and Safety to enter into the Casstown Water Extension Project Engineering Funding Agreement with the Board of Miami County Commissioners for this waterline extension project, with the cost to the City of Troy not to exceed \$204,800.

Reports submitted by Twiss, Whidden and Marshall.

Community Partnerships Committee: Mr. Rozell, Chairman, reported as follows:

- 1) Committee recommends legislation be prepared authorizing the Director of Public Service and Safety to transfer the title of the surplus 2013 Navistar/Horton Ambulance to Edison State Community College in exchange for in-kind EMT or Paramedic training for those in the apprentice program.
- 2) Committee recommends legislation be prepared authorizing the Director of Public Service and Safety to enter into a Housing Revolving Fund Administration Agreement with the Ohio Development Services Agency regarding the City administering a CHIP Program for the current State term of 2022 – 2026 related to default of an owner-rehabilitation project. Consideration of emergency legislation is supported as the current State term has commenced.

Reports submitted by Schilling, Severt and Rozell.

Streets & Sidewalks Committee: Mr. Phillips, Chairman, reported that Committee recommends legislation be prepared accepting the dedication of 0.330 acres of right-of-way of Inlot 7392, along Arthur Road at S. Dorset Road, as recommended by the Troy Planning Commission.

Report submitted by Pierce, Snee and Phillips.

Personnel Committee: Mr. Pierce, Chairman, gave an oral report that Mayor Oda has requested approval of four re-appointments to the City Beautification Committee. This committee supports the request. A motion was made by Mr. Pierce, seconded by Mr. Twiss, to approve the re-appointments of Gareth Johnston, Karol McCarthy, Bill Miller, and Pam Dalton to the City Beautification Committee for new terms commencing July 1, 2022 through June 20, 2024. Motion approved by unanimous roll call vote.

COMMENTS ON AGENDA ITEMS: NONE.

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 on May 16, 2022.

Given second title reading on June 6, 2022.

Given third title reading.

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

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

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-48-2022

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 WASTEWATER TREATMENT PLANT SLUDGE THICKENING TANKS SANDBLASTING AND PAINTING PROJECT

This Resolution was given first title reading.

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

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

No: None.

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

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

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-49-2022

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ENTER INTO A HOUSING REVOLVING LOAN FUND ADMINISTRATION AGREEMENT WITH THE STATE OF OHIO DEVELOPMENT SERVICES AGENCY REGARDING COMMUNITY HOUSING IMPACT AND PRESERVATION (CHIP) PROGRAM, AND DECLARING AN EMERGENCY

This Resolution was given first title reading.

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

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

No: None.

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

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

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-50-2022

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ENTER INTO THE CASSTOWN WATER EXTENSION PROJECT ENGINEERING FUNDING AGREEMENT WITH THE BOARD OF MIAMI COUNTY COMMISSIONERS

This Resolution was given first title reading.

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

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

No: None.

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

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

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-51-2022

RESOLUTION REJECTING THE REPORT OF THE FACT FINDER CONCERNING THE CITY OF TROY, OHIO AND THE INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, LOCAL 1638, AND DECLARING AN EMERGENCY

This Resolution was given first title reading.

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

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

No: None.

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

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

No: None.

RESOLUTION ADOPTED

ORDINANCE NO. O-31-2022

AN ORDINANCE CHANGING THE ZONING OF PARCEL NUMBERS D08-250712 AND D08-250710 IN THE CITY OF TROY, OHIO FROM R-6, TWO-FAMILY RESIDENTIAL DISTRICT, TO OR-1, OFFICE RESIDENTIAL DISTRICT

This Ordinance was given first title reading on June 6, 2022.

Given public hearing and second title reading.

ORDINANCE NO. O-32-2022

ORDINANCE ACCEPTING THE DEDICATION OF RIGHT-OF-WAY ASSOCIATED WITH THE REPLAT OF INLOT 7392 ALONG ARTHUR ROAD IN THE CITY OF TROY, OHIO

This Ordinance was given first title reading.

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

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

No: None.

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

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

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-33-2022

ORDINANCE DECLARING MUNICIPALLY OWNED PERSONAL PROPERTY AS NO LONGER NEEDED FOR MUNICIPAL PURPOSES AND AUTHORIZING THE TRANSFER OF SAID SURPLUS PROPERTY TO EDISON STATE COMMUNITY COLLEGE

This Ordinance was given first title reading.

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

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

No: None.

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

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

No: None.

ORDINANCE ADOPTED

COMMENTS OF ACTING MAYOR: Mr. Lutz thanked those involved in the Juneteenth Celebration, held on June 18, noting that about 350 persons were in attendance.

COMMENTS OF COUNCIL MEMBERS:

-Mr. Severt thanked those who attended the Juneteenth Celebration.

-Mr. Pierce thanked Mr. Severt for his efforts on behalf of the Juneteenth Celebration.

-Mr. Rozell asked about the DORA report that was in the Council packet. Mr. Titterington commented that the report is based on a survey and it is not known if the business commenting about not being able to track DORA sales is a retail or alcohol sales business; the establishment commenting that DORA cups from one business are being brought into his business must also help with enforcement; the comment about "to go" drinks being consumed outdoors has been an issue state-wide since the State Legislature enacted a law permitting the sale of "to go" drinks; and the Police Department is trying to monitor those situations.

There being no further business, the meeting adjourned at 8:13 p.m.

