

## MINUTES OF COUNCIL

A regular session of Troy City Council was held on Monday, June 6, 2022 at 7:00 p.m. in Council Chambers, City Hall.

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

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

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

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|--------------------|-----------------|----------------------|
| Presiding Officer: | William Lutz    | President of Council |
| Others Present:    | Robin I. Oda    | Mayor                |
|                    | John E. Frigge  | Auditor              |
|                    | 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 16, 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: Mr. Whidden 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 City Hall HVAC Upgrade Project at a cost not to exceed \$430,000.
- 2) Committee reported that bids for the Hobart Arena Roof Replacement Project exceeded the authorization and recommends legislation be prepared increasing the authorization for the Hobart Arena Roof Replacement Project from \$670,000 to \$800,000. So that a contract can be awarded without delay, Committee supports emergency legislation.

Reports submitted by Twiss, Whidden and Marshall.

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

- 1) Committee recommends that legislation be prepared approving the Replat of Part of Inlot 8267 and the acceptance of the utility easements therein, and authorizing the Director of Public Service and Safety to execute any documents related to the easements. Committee supports emergency legislation to not delay recording of the plat and any property closings.
- 2) Committee recommends that legislation be prepared approving the Replat of Part of Inlot 8205 and Inlots 10290 and 10291 and the acceptance of the utility easements therein within the Legacy Meadows Subdivision, and authorizing the Director of Public Service and Safety to execute any documents related to the easements. Committee supports emergency legislation to not delay recording of the plat and any property closings.
- 3) Committee recommends that legislation be prepared authorizing the Director of Public Service and Safety to submit applications to the Ohio Department of Development (ODOD) for \$150,000 of PY 2022 CDBG Community Allocation Program funds for the projects of \$75,000 for the Troy Recreation Association, Inc. – Front Entrance/Roof Masonry Improvements for the REC; \$55,000 for the Troy Senior Citizens Center – Installation of ADA Handicap Ramp/Automatic Door; \$3,000 for the Fair Housing Program; and \$17,000 for program administration. Committee supports emergency legislation based on the ODOD June 15 application date.

Reports submitted by Pierce, Snee and Schilling.

Community Partnerships Committee: Mr. Rozell, Chairman, reported that Committee recommends legislation be prepared authorizing the Director of Public Service and Safety of the City of Troy, Ohio to enter into the PY 2022 Chip Program Partnership Agreement between the Miami County Board of Commissioners, the City of Piqua, Ohio, and the City of Troy, Ohio. Committee noted that only by being a party to the Partnership Agreement, can rehabilitation or repair projects in Troy be included for any CHIP funds awarded. As the County must finalize and file the application by June 22, the Committee supports emergency legislation.

Report submitted by Schilling, Severt and Rozell.

Finance Committee: Mr. Severt, Chairman, reported that Committee recommends legislation be prepared authorizing the Director of Public Service and Safety to submit an application to the OEPA, DEFA Office of Financial Assistance to request a construction loan up to \$16,100,000 for the Wastewater Treatment Plant Blower Replacement and Treatment Capacity Upgrade Project, and to execute any necessary documents if the application is approved. Committee

noted that the total cost of this project, including design fees is estimated at \$16,100,000; grant applications have been submitted, but have not yet been determined if the grants will be approved; and to fund the project cost, net of any grants, the City can submit a loan application for a term of 20-30 years with a 0.65%. Committee supports emergency legislation so that the application can be submitted without delay once the amount and timing are determined.  
Report submitted by Phillips, Rozell and Severt.

Recreation & Parks Committee: Mr. Whidden, Chairman, reported that bids for the equipment shed structure for the Miami Shores Golf Course exceeded the authorization, and Committee recommends legislation be prepared to increase the authorization for the equipment shed structure for the Miami Shores Golf Course from \$100,000 to \$112,000.  
Report submitted by Rozell, Schilling and Whidden.

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.

RESOLUTION NO. R-42-2022

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 CITY HALL HVAC REPLACEMENT PROJECT

This Resolution was given first title reading.

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

Yes: Rozell, Schilling, Pierce, Severt, Whidden, Twiss and Snee.

No: None.

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

Yes: Schilling, Pierce, Severt, Whidden, Twiss, Snee and Rozell.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-43-2022

RESOLUTION AMENDING RESOLUTION NO. R-10-2022, AUTHORIZING THE RECREATION BOARD OF THE CITY OF TROY, OHIO TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR THE HOBART ARENA ROOF REPLACEMENT PROJECT AND DECLARING AN EMERGENCY

This Resolution was given first title reading.

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

Yes: Pierce, Severt, Whidden, Twiss, Snee, Rozell and Schilling.

No: None.

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

Yes: Severt, Whidden, Twiss, Snee, Rozell, Schilling and Pierce.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-44-2022

RESOLUTION AMENDING RESOLUTION NO. R-31-2021, AUTHORIZING THE BOARD OF PARK COMMISSIONERS OF THE CITY OF TROY, OHIO TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR AN EQUIPMENT SHED STRUCTURE FOR THE MIAMI SHORES GOLF COURSE

This Resolution was given first title reading.

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

Yes: Whidden, Twiss, Snee, Rozell, Schilling, Pierce and Severt.

No: None.

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

Yes: Twiss, Snee, Rozell, Schilling, Pierce, Severt and Whidden.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-45-2022

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO FILE AN APPLICATION FOR THE USE OF PY 2022 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS AND DECLARING AN EMERGENCY

This Resolution was given first title reading.

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

Yes: Snee, Rozell, Schilling, Pierce, Severt, Whidden and Twiss.

No: None.

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

Yes: Rozell, Schilling, Pierce, Severt, Whidden, Twiss and Snee.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-46-2022

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ENTER INTO THE PY 2022 CHIP PROGRAM PARTNERSHIP AGREEMENT BY AND BETWEEN THE MIAMI COUNTY BOARD OF COMMISSIONERS, THE CITY OF PIQUA, OHIO, AND THE CITY OF TROY, OHIO FOR THE OHIO DEPARTMENT OF DEVELOPMENT (ODOD) COMMUNITY HOUSING IMPACT AND PRESERVATION (CHIP) PROGRAM, AND DECLARING AN EMERGENCY

This Resolution was given first title reading.

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

Yes: Schilling, Pierce, Severt, Whidden, Twiss, Snee and Rozell.

No: None.

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

Yes: Pierce, Severt, Whidden, Twiss, Snee, Rozell and Schilling.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-47-2022

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO APPLY FOR, ACCEPT, AND ENTER INTO A WATER POLLUTION CONTROL LOAN FUND (PCFL) AGREEMENT ON BEHALF OF THE CITY OF TROY, OHIO FOR THE PLANNING, DESIGN AND/OR CONSTRUCTION OF WASTEWATER FACILITIES; AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN; AND DECLARING AN EMERGENCY

This Resolution was given first title reading.

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

Yes: Severt, Whidden, Twiss, Snee, Rozell, Schilling and Pierce.

No: None.

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

Yes: Whidden, Twiss, Snee, Rozell, Schilling, Pierce and Severt.

No: None.

RESOLUTION ADOPTED

ORDINANCE NO. O-28-2022

ORDINANCE APPROVING REPLAT OF PART OF INLOT 8267 AND THE ACCEPTANCE OF UTILITY EASEMENTS IN THE CITY OF TROY, OHIO, AND DECLARING AN EMERGENCY

This Ordinance was given first title reading.

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

Yes: Twiss, Snee, Rozell, Schilling, Pierce, Severt and Whidden.

No: None.

Mr. Twiss moved for adoption. Motion seconded by Mrs. Snee.

Yes: Snee, Rozell, Schilling, Pierce, Severt, Whidden and Twiss.

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-29-2022

ORDINANCE APPROVING THE REPLAT OF PART OF INLOT 8205 AND INLOTS 10290 AND 10291 IN THE LEGACY MEADOWS SUBDIVISION AND ACCEPTING AND DEDICATING UTILITY EASEMENTS IN THE CITY OF TROY, OHIO, AND DECLARING AN EMERGENCY

This Ordinance was given first title reading.

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

Yes: Rozell, Schilling, Pierce, Severt, Whidden, Twiss and Snee.

No: None.

Mr. Twiss moved for adoption. Motion seconded by Mrs. Snee.

Yes: Schilling, Pierce, Severt, Whidden, Twiss, Snee and Rozell.

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-30-2022

ORDINANCE AMENDING ORDINANCE NO. O-65-2021 APPROPRIATING FUNDS NECESSARY FOR THE VARIOUS DEPARTMENTS AND OFFICES OF THE CITY OF TROY, OHIO, FOR THE YEAR 2022

This Ordinance was given first title reading.

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

Yes: Pierce, Severt, Whidden, Twiss, Snee, Rozell and Schilling.

No: None.

Mrs. Snee moved for adoption. Motion seconded by Mr. Schilling.

Yes: Severt, Whidden, Twiss, Snee, Rozell, Schilling and Pierce.

No: None.

ORDINANCE 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.

PRESENTATION:

Nikki Sherck, Executive Director of CASA/GAL of Miami County provided an update. Ms. Sherck commented that every abused or neglected child involved with Miami County Juvenile Court is appointed a trained CASA volunteer who is to make recommendations to the court as to what is in the best interest of the child and speaks for the child. She stated that 50 volunteers serve in Miami County; 198 children were served during 2021, and the organization has served 167 children so far this year, with some of the cases lasting multiple years.

COMMENTS OF THE MAYOR: Mayor Oda thanked the Troy Strawberry Festival volunteers and board on a very successful 2022 festival, and also thanked City staff who were involved in assisting with the festival.

COMMENTS OF COUNCIL MEMBERS:

Mr. Severt commented that the Juneteenth weekend will include a virtual presentation by Ruby Bridges on June 17 and the second Juneteenth Celebration will take place at McKaig and Race Park on June 18, with the public invited to both events.

CITIZEN COMMENTS:

-Stephen Henriksen, 975 Dickerson Drive, commented regarding two officers recently suspended, stating he did not feel others should be not be embarrassed by those with whom they work. Mr. Lutz noted the employee discipline is handled by the City's administration.

-Kathleen Luring 478 Robinhood Lane, provided an invitation to a June 21 community conversation of a "Gathering FOR Kids and AGAINST Violence".

-Kathi Roetter, on behalf of the Troy Strawberry Festival Board, thanked the Mayor and Council for the partnership and support of the Troy Strawberry Festival, and thanked staff for all the assistance with the 2022 festival. In response to Mr. Severt regarding the concern that had been expressed about the DORA being in place during two days of the festival, Chief McKinney commented that there were no incidents related to the DORA during the festival hours. Mr. Rozell asked if the Festival Board would have the same reservations about the DORA in the future, with Ms. Roetter commenting that has not been discussed with the Board.

There being no further business, the meeting adjourned at 7:48 p.m.

