

MINUTES OF COUNCIL

A regular session of Troy City Council was held on Monday, September 19, 2022 at 7:00 p.m. in Council Chambers, City Hall.

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

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 Member Snee, followed by the Pledge of Allegiance.

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

COMMITTEE REPORTS:

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

1. Committee recommends legislation be prepared to adopt the latest edition of the International Property Maintenance Code (IPMC) as published by the International Code Council as the Property Maintenance and Housing Code of the City of Troy, and enact a penalty for subsequent property maintenance violations in a 24-month period at the same address.
2. Committee recommends legislation be prepared accepting the final plat of the Fox Harbor Subdivision, Section 9 and the dedication of right-of-way, as recommended by the Troy Planning Commission. Committee noted that legislation will not be presented for Council's agenda until the developer has completed an escrow agreement.

Reports submitted by Pierce, Snee and Schilling.

Finance Committee: Mr. Severt, Chairman, reported that Committee recommends legislation be prepared to approve Sewer Rate Adjustments of 5% per year for 2023-2027, with no increase in water rates, with Committee noting that the increase is required to maintain a sufficient Sewer Fund balance while funding projects, including the expansion of the plant.

Report submitted by Phillips, Rozell and Severt.

Safety & Health Committee: Mr. Twiss, Chairman, reported that Committee recommends legislation be prepared for new Fire & EMS Services Contracts with Concord Township and Staunton Township for 2023-2027, and a new EMS Services Contract with Lostcreek Township for 2023-2027. Committee noted that the rates for each year of each agreement have been reviewed with and accepted by the respective Township Trustees.

Report submitted by Marshall, Whidden and Twiss.

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

1. Committee recommends legislation be prepared authorization participation in the ODOT Bridge Inspection Program for 2023, and for years 2024-2027 if extended by ODOT, with the program at no cost to the City. Based on ODOT format, consideration of emergency legislation is requested.
2. Committee recommends legislation be prepared to approve the vacation of an unimproved alley between 725 and 735 W. Franklin Street, as recommended by the Troy Planning Commission.

Reports submitted by Pierce, Snee and Phillips.

COMMENTS ON AGENDA ITEMS: NONE

RESOLUTION NO. R-60-2022

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ENTER INTO AN AGREEMENT WITH THE CONCORD TOWNSHIP BOARD OF TRUSTEES

This Resolution was given first title reading.

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

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

No: None.

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

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

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-61-2022

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ENTER INTO AN AGREEMENT WITH THE STAUNTON TOWNSHIP BOARD OF TRUSTEES

This Resolution was given first title reading.

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

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

No: None.

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

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

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-62-2022

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ENTER INTO AN AGREEMENT WITH THE LOSTCREEK TOWNSHIP BOARD OF TRUSTEES

This Resolution was given first title reading.

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

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

No: None.

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

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

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-63-2022

A RESOLUTION AUTHORIZING CONSENT AND COOPERATION WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE BRIDGE INSPECTION 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. Twiss.

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

No: None.

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

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

No: None.

RESOLUTION ADOPTED

ORDINANCE NO. O-49-2022

AN ORDINANCE VACATING A FOURTEEN FOOT WIDE UNIMPROVED ALLEY BETWEEN INLOT 826 AND PART OF OUTLOT 91 IN THE CITY OF TROY, OHIO

This Ordinance was given first title reading.

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

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

No: None

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

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

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-50-2022

AN ORDINANCE AMENDING SECTION 915.10(c) OF THE CODIFIED ORDINANCES OF THE CITY OF TROY, OHIO RELATING TO SEWER RATES

This Ordinance was given first title reading.

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

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

No: Pierce.

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

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

No: Pierce.

ORDINANCE ADOPTED

ORDINANCE NO. O-51-2022

ORDINANCE REPEALING CHAPTER 1307 OF THE CODIFIED ORDINANCES OF THE CITY OF TROY, OHIO AND ENACTING NEW CHAPTER 1307 OF THE CODIFIED ORDINANCES OF THE CITY OF TROY, OHIO REGARDING THE INTERNATIONAL PROPERTY MAINTENANCE CODE

This Ordinance was given first title reading.

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

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

No: None

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

Discussion. Mr. Schilling noted that the Committee had discussed that future editions of the code would be automatically accepted, with Mr. Kerber advising that as the code editions are published as a model, there could be sections that would not be considered a fit for Troy, especially as there are penalties for non-compliance. Mr. Schilling noted that the current legislation includes sections of the code that are being changed to particularly fit Troy.

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

No: None.

ORDINANCE ADOPTED

COMMENTS OF THE MAYOR:

Mayor Oda congratulated Jason Stormer on being promoted to Operations Manager at the Hobart Arena; noted that scheduled work by CSX has been delayed; and commented that Mayor Bogdan Kelichaviy of Kopychyntsi Municipality, Ukraine visited Troy on September 19.

COMMENTS OF THE PRESIDENT OF COUNCIL:

Mr. Lutz noted that the first round of leaf collection has been scheduled, and that Trick or Treat will be October 27, 6-8 PM.

AUDIENCE COMMENTS:

-Chris Hick, 444 Woodwick Court, Cincinnati, Ohio, spoke regarding the baby box that has been installed in Fire Station 11.

-Council President Lutz advised Mr. Hicks that as the subject of the baby box is under investigation by the Ohio Department of Health, members of Council would not be responding to any comments.

-Mr. Hicks stated his concerns that the baby box does not meet some ORC or OAC requirement; the baby box does not provide the anonymity it should for a mother, the best safety for a baby, or educational materials; and the seller of the equipment benefits from the proceeds. He asked that the baby box be re-evaluated. He commented that educational materials should be at all fire stations, police departments and particularly hospitals, and encouraged the City to provide signage at fire and police facilities, other City facilities, hospitals, and to have educational materials readily available.

-Brad Boehringer, 105 Crestwood Drive, Troy, spoke supporting the baby box.

-Chris Daum, 1140 Hillcrest Drive, Troy, Pastor of True Life Community Church, spoke supporting the baby box.

-Tracy Trim, 119 W. Market Street, West Milton, Ohio, a volunteer for Miami County Right to Life, spoke supporting the baby box.

-Josh Blue, 1520 Brookfield Lane, Troy, spoke supporting the baby box.

-Lindsay Brookhart, 7405 Pisgah Road, Bethel Township, a firefighter/paramedic, spoke supporting the baby box

-Dale Christian, 1375 Farnham Road, Troy, Pastor of the First Baptist Church, spoke supporting the baby box.

-Jennifer Myers, 2265 S. Greenlee Road, Troy, spoke supporting the baby box.

There being no further business, the meeting adjourned at 8:10 p.m.

