

MINUTES OF COUNCIL

A regular session of Troy City Council was held on Monday, April 17, 2023 at 7:00 p.m. in Council Chambers, City Hall.

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

Upon motion of Mr. Severt, seconded by Mr. Pierce, Mrs. Snee 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
	John E. Frigge	Auditor

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

PRESENTATION: Mayor Oda, on behalf of Rumpke of Ohio, Inc., made a presentation to the recipient of the Rumpke "Look Who Is Recycling" quarterly reward program for 1st Quarter 2023. The recipient was Cindy Ryman of Keller Drive.

MINUTES: The Clerk gave a summary of the minutes of the April 3, 2023, meeting of Troy City Council. There were no corrections or additions to these minutes. Upon motion of Mr. Twiss, seconded by Mr. Rozell, these minutes were approved by unanimous roll call vote.

COMMITTEE REPORTS:

Community & Economic Development: Mr. Schilling reported as follows:

1. Committee supports the recommendation of the Troy Planning Commission and the findings of staff, and recommends that Ordinance No. O-10-2023 be adopted to rezone a 5.25 acre parcel, Parcel No. D08-101788, at 1271 Brukner Drive from the zoning classification of M-2, Light Industrial District, to a Planned Development – Industrial (PD-I) and that the General Plan of the Troy Storage Inns of American Planned Development-Industrial be approved.
2. Committee recommends legislation be prepared to accept the Final Plat Approval of Halifax Estates Subdivision Section 6 and the dedication of right-of-way, as recommended by the Troy Planning Commission.

Reports submitted by Pierce, Snee and Schilling.

Finance Committee: Mr. Severt, Chairman, reported that Committee recommend legislation be prepared authorizing the Director of Public Service and Safety to enter into an agreement with the Miami Valley Communications Council (MVCC) to include Troy in the current quotes being obtained by MVCC on behalf of political subdivisions for the aggregation of an electric supply for the Opt-Out Electric Aggregation Program. Consideration of emergency legislation requested as MVCC's bidding process in commencing. It is noted that Troy would not actually connect to a contract with the selected company until later in the year when the contract with the current electric aggregation contractor expires.

Report submitted by Phillips, Rozell and Severt.

Personnel Committee: Mr. Pierce, Chairman, gave an oral report that Mayor Oda has requested Council concurrence of the appointments of Donna Rowan and Susan Barhorst to the City Beautification Committee. Both would be new appointments to fill unfilled terms. A motion was made by Mr. Pierce, seconded by Mr. Twiss that Council concurs with the new appointments of Donna Rowan and Susan Barhorst to the City Beautification Committee (to fill unfulfilled terms) for terms that would commence immediately and end June 30, 2024. Motion adopted by unanimous roll call vote.

Law & Ordinance Committee: Mr. Severt provided an oral report that the Ohio Division of Liquor Control has transmitted the notice of the application for a new D1 permit for Craft Event Bar Collective LLC, 12 N. Cherry Street.

COMMENTS ON COMMITTEE REPORTS OR AGENDA ITEMS: None.

RESOLUTION NO. R-28-2023

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ENTER INTO A GOVERNMENT AGENCY AGREEMENT WITH FLOCK GROUP INC., A SOLE-SOURCE VENDOR, FOR AN AUTOMATIC LICENSE PLATE READING SYSTEM

This Resolution was given first title reading at the Special Meeting of Council on March 31, 2023.
Given second title reading on April 3, 2023.
Given third title reading.

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

Discussion. Mr. Pierce stated his concern of there being a national security issue with the information that could be shared from the reading of license plates as the parent owner of Flock is an owner in China, the City would pay for this service, the contract allows the owner the exclusive right to the information read, it is not known what information Chinese businesses share with the Chinese government, and he questions why Council should allow the potential of information shared about the traffic movements of people in Troy.

-Mr. Whidden stated he had similar thoughts when the subject was first brought up and he saw the ownership ties to China, but after seeing research he thought some of the concerns a little overblown.

-Mr. Schilling asked what information would be in the system if a police officer stops a car.

-Chief McKinney commented that this system will not cause the Police Department to enforce license violations, the system will read license plates to check against items such as amber alerts or missing person, most communities use this tool, when there is a description of a vehicle, for police functions such as helping to find shop lifters or drivers involved in hit-skips; the City will not distribute the data; and this service is currently being used by a number of neighboring police departments. The Chief stated that it is rare that warrants are tied to license plate information.

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

No: Pierce.

RESOLUTION ADOPTED

RESOLUTION NO. R-29-2023

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ENTER INTO AN AGREEMENT WITH THE MIAMI VALLEY COMMUNICATIONS COUNCIL TO BID AN ELECTRIC AGGREGATION PROGRAM ON BEHALF OF THE CITY OF TROY, OHIO AND DECLARING AN EMERGENCY

This Resolution was given first title reading.

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

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

No: None.

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

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

No: None.

RESOLUTION ADOPTED

ORDINANCE NO. O-16-2023

AN ORDINANCE CHANGING THE ZONING OF PARCEL NO. D08-101788, IN THE CITY OF TROY, OHIO FROM M-2, LIGHT INDUSTRIAL DISTRICT, TO A PLANNED DEVELOPMENT – INDUSTRIAL (PD-I) AND APPROVING THE GENERAL PLAN OF THE TROY STORAGE INNS OF AMERICAN PLANNED DEVELOPMENT – INDUSTRIAL

This Ordinance was given first title reading on March 20, 2023.

Given Public Hearing and second title reading on April 3, 2023.

Given third title reading.

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

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

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-20-2023

ORDINANCE ACCEPTING THE FINAL PLAT OF HALIFAX ESTATES, SECTION 6 SUBDIVISION IN THE CITY OF TROY, OHIO AND DEDICATING RIGHT-OF-WAY

This Ordinance was given first title reading.

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

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

No: None.

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

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

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-21-2023

AN ORDINANCE CHANGING THE ZONING OF PARCEL NUMBER D08-001120 IN THE CITY OF TROY, OHIO FROM B-2, GENERAL BUSINESS DISTRICT, TO OR-1, OFFICE RESIDENTIAL DISTRICT

This Ordinance was given first title reading.

COMMENTS OF THE DIRECTOR OF PUBLIC SERVICE AND SAFETY:

Mr. Titterington commented:

-Staff analyzed the residential refuse and recycling rates and it has been determined that no increase from the current \$17.50 per month is needed for 2023 or the foreseeable future, pending any unanticipated costs or mandates that would cause this to be reconsidered.

-Paving bids have been received, and it was necessary to slightly reduce the list of streets to be paved to be within the amount authorized.

COMMENTS OF MEMBERS OF COUNCIL:

Mrs. Marshall noted that two long-term police officers, Scott Gates and James Short, recently retired and she wished them well.

There being no further business, the meeting adjourned at 7:37 p.m.

Clerk of Council

President of Council