

April 1, 2024

MINUTES OF COUNCIL

A regular session of Troy City Council was held on Monday, April 1, 2024 at 7:00 p.m. in Council Chambers, City Hall.

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

Presiding Officer: William G. Rozell 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 Member Snee followed by the Pledge of Allegiance, which was led by two members of Boy Scout Troop 365.

MINUTES: The Clerk gave a summary of the minutes of the March 18, 2024, meeting of Troy City Council. There were no corrections or additions to these minutes. Upon motion of Mr. Phillips, seconded by Mr. Twiss, these minutes were approved by unanimous roll call vote.

-The Clerk gave a summary of the minutes of the March 25, 2024, special meeting of Troy City Council. There were no corrections or additions to these minutes. Upon motion of Mr. Phillips, seconded by Mr. Schilling, these minutes were approved by unanimous roll call vote.

COMMITTEE REPORTS:

Buildings & Utilities Committee: Mr. Pierce, Chairman, reported that 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 Roof Recoating Project at a cost not to exceed \$100,000 and for the repairs to the coping and metal edging of the roof of the Central Service and Maintenance Facility at a cost not to exceed \$90,000.
Report submitted by Phillips, Snee and Pierce.

Community Partnerships Committee: Mrs. Marshall, Chairman, reported that Committee recommends legislation be prepared authorizing the Director of Public Service and Safety to enter into an agreement with the Troy Strawberry Festival, Inc., for the 2024 Troy Strawberry Festival (May 31 – June 2, 2024); provide for the standard notwithstanding legislation; and authorize activation of a portion of the DORA Temporary Activation Boundary.
Report submitted by Severt, Twiss and Marshall.

Personnel: Mrs. Snee, Chairman, reported that Committee supports the recommendation of the Council President for the appointments of Richard L. Cultice and Thomas M. Kendall to the Income Tax Board of Review.

-A motion was made by Mrs. Snee, seconded by Mr. Phillips, to approve the appointment of Richard L. Cultice to the Income Tax Board of Review for an appointment commencing immediately through December 31, 2025. Motion adopted by unanimous roll call vote.

-A motion was made by Mrs. Snee, seconded by Mr. Schilling, to approve the appointment of Thomas M. Kendall to the Income Tax Board of Review for an appointment commencing immediately through December 31, 2025. Motion adopted by unanimous roll call vote.

CITIZEN COMMENT ON AGENDA ITEMS: None.

RESOLUTION NO. R-15-2024

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 ROOF RECOATING PROJECT

This Resolution was given first title reading.

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

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

No: None.

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

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

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-16-2024

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 CENTRAL SERVICE AND MAINTENANCE FACILITY ROOF COPING REPAIR PROJECT

This Resolution was given first title reading.

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

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

No: None.

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

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

No: None.

RESOLUTION ADOPTED

RESOLUTION IN MEMORIAM – ROBERT A. McCARTHY 1931-2024

Mr. McCarthy served as Director of Law from July 17, 1971 through December 31, 1979.

Upon motion of Mr. Schilling, seconded by Mr. Twiss, the Resolution in Memoriam was approved by unanimous roll call vote.

ORDINANCE NO. O-12-2024

ORDINANCE AUTHORIZING THE USE OF PUBLIC AREAS FOR THE 2024 TROY STRAWBERRY FESTIVAL; NOTWITHSTANDING CONFLICTING PROVISIONS OF THE TROY CODIFIED ORDINANCES; FURTHER APPROVING THE USE OF AN AREA FOR THE SALE OF BEER SUBJECT TO THE ISSUANCE OF PROPER PERMITS BY THE STATE OF OHIO AND PROCUREMENT OF LIQUOR LIABILITY INSURANCE; AND AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ENTER INTO AN AGREEMENT WITH THE TROY AREA CHAMBER OF COMMERCE THEREFOR AND DECLARING AN EMERGENCY

This Ordinance was given first title reading.

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

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

No: None.

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

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

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-13-2024

ORDINANCE PERMITTING USE OF CERTAIN REAL PROPERTY IN THE DESIGNATED OUTDOOR REFRESHMENT AREA FOR USE AS A DESIGNATED OUTDOOR REFRESHMENT AREA FOR THE TROY STRAWBERRY FESTIVAL ON MAY 31, 2024 THROUGH JUNE 2, 2024 AND DECLARING AN EMERGENCY

This Ordinance was given first title reading.

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

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

No: None.

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

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

No: Twiss.

ORDINANCE ADOPTED

COMMENTS OF THE MAYOR: Mayor Oda congratulated the Troy Strawberry Festival Queen and Court.

COUNCIL PRESIDENT COMMENTS: Council President Rozell commented that as Troy is a Statutory City, Council's role is legislative; and that the Director of Public Service and Safety reports to the Mayor and not Council.

COUNCIL MEMBER COMMENTS:

-Mrs. Westfall stated her concerns and clarification regarding the administration hiring outside counsel related to the IOOF Building settlement agreement, and stated that she is supportive of the work being done on the IOOF Building by the current owner.

-Mr. Whidden noted that the week of April 1-5 is the City's Annual Spring Clean-up Week when residents may place additional refuse out for collection.

CITIZEN COMMENTS:

-Brad Boehringer, 105 Crestwood Drive, stated he sent an email to Council to which he has received one response; it is opinion that Council should hold the administration accountable; and he hopes everyone is prepared for predicted bad storms on April 2.

-Ben Sutherly, President of the Troy Historic Preservation Alliance (THPA), 110 ½ W. Main Street, thanked Mrs. Westfall for her comments, and provided a status update on the stabilization of the IOOF Building (112-118 W. Main Street). He commented that THPA is 29 days from the deadline for the stabilization; continues to be on schedule with most of the roofing and parapet repaired; exterior repairs will start soon so the scaffolding can be removed; \$807,783 has been pledged and \$50,000 in loan is available if needed; fundraising continues; there is a hearing scheduled for April 5 regarding a load test; the THPA asks that questions be answered regarding what provisions of the settlement agreement the City Administration believes has been violated, what communication has the Director of Public Service and Safety had with the County Building Department in recent months regarding the building and to influence the Building Department.

There being no further business, Council adjourned at 7:33 p.m.

Clerk of Council

President of Council