

MINUTES OF COUNCIL

A regular session of Troy City Council was held on Monday, October 7, 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
 John E. Frigge Auditor

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

MINUTES: The Clerk gave a summary of the minutes of the September 16, 2024, meeting of Troy City Council. There were no corrections or additions to these minutes. Upon motion of Mr. Pierce, seconded by Mr. Schilling, the minutes were approved by unanimous roll call vote.

COMMITTEE REPORTS:

Committee of the Whole: Council President Rozell reported:

The majority of Council support legislation being prepared to provide for the following future compensation increases:

- For the elected positions of Member of Council and President of Council, increase the compensation by 2% annually for years 2026 – 2029, and thereafter based on the annual percent increase established by OPERS to retain OPERS eligibility.
- For the elected positions of Mayor, Auditor and Director of Law, increase the compensation by 3% annually for years 2028 – 2031, and thereafter based on the annual percent increase established by OPERS to retain OPERS eligibility.
- For the elected position of Treasurer, increase the compensation by 3% annually for years 2026 – 2029, and thereafter based on the annual percent increase established by OPERS to retain OPERS eligibility.

Report submitted by Marshall, Phillips, Schilling, Severt, Snee, Twiss, Westfall and Whidden.

The recommendation was not supported by Council Member Pierce.

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

1. Committee supports the recommendation of the Troy Planning Commission and recommends that legislation be prepared to approve the Final Record Plan of Phase 1 of the Somerset Reserve Planned Development – Residential (PD-R) and the dedication of Right-of-Way as the Final Record Plan conforms to the approved General Plan and Final Development Plan. This PD is located at the southwest corner of Nashville Road and W. Market Street.
2. Committee provided a status report regarding requiring recreational trails in all subdivisions, as requested by Committee Chair. Mr. Schilling's comments in this regard will be provided to the Comprehensive Plan consultant with the consultant asked to provide responses.

Reports submitted by Pierce, Snee and Schilling.

Finance Committee: Mr. Severt, Chairman, reported that Committee recommends legislation be prepared amending Resolution No. R-77-2022 to increase the authorization for water meters and appurtenances for 2024 from \$297,000 to \$448,000. This will permit the City to purchase additional water meters and a supply of radio transmitters to assure a supply of both items to efficiently process meter replacements and replace radio transmitters related to water and sewer billing. Committee supports emergency legislation so that the additional purchases can be processed without delay.

Report submitted by Schilling, Westfall and Severt.

Recreation & Parks Committee: Mrs. Westfall, Chairman, reported that Committee recommends legislation be prepared authorizing the Director of Public Service and Safety to advertise for bids and enter into a new Farm Lease Agreement for a portion of the Paul G. Duke Park (approximately 37.5 acres).

Report submitted by Marshall, Whidden and Westfall.

Streets & Sidewalks Committee: Mr. Phillips, Chairman, reported that Committee recommends legislation be prepared increasing the authorization provided by Resolution No. R-16-2022 to \$1,100,000 and authorizing the Director of Public Service and Safety to enter into an amendment to the professional services agreement with Prime Construction Management Survey of Cincinnati, Ohio in the amount of \$250,000. This company is providing the construction administration services for all construction related to the West Main Street Corridor Improvements Project for an additional amount of \$250,000. The initial authorization was \$850,000. With the estimated date of the completion of

Phase 2 and with the weather allowing construction to take place during the winter months the last couple of years, the period for construction management services will be approximately eight months longer than the basis of the initial authorization, which has resulted in the need to increase the authorization.
Report submitted by Schilling, Westfall and Phillips.

Council President Rozell reported that the City has received the following notices of liquor permit applications from the Ohio Division of Liquor Control:

- Peytons Place LLC, 9-11 E. Main Street. This is the transfer of D1, D2, D3 permits that had been in safekeeping under the ownership of the Railroad Restaurant.
- Family Dollar Stores of Ohio LLC, 924 N. Market for a new C2 permit.
- Walts Works, LLC, Arthur Road, for the TREX D1, D2, that was approved by Council.
- Bottle No. 121 LLC, 1600 W. Main Street, for a new D1 permit.
- Troy Historic Preservation Alliance, 116-118 W. Main Street, 1st Floor and Patio, D1, D2, D3 permits that had been in safekeeping owned by 116 W. Main LLC.

CITIZEN COMMENTS ON AGENDA ITEMS: None.

RESOLUTION NO. R-50-2024

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ADVERTISE FOR BIDS FOR A FARM LEASE AGREEMENT FOR UNDEVELOPED LAND LOCATED AT PAUL G. DUKE PARK

This Resolution was given first title reading.

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

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

No: None.

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

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

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-51-2024

RESOLUTION AMENDING RESOLUTION NO. R-77-2022, INCREASING THE AUTHORIZATION FOR THE SUPPLY OF WATER METERS AND APPURTENANCES FOR CALENDAR YEAR 2024, AND DECLARING AN EMERGENCY

This Resolution was given first title reading.

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

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

No: None.

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

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

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-52-2024

RESOLUTION AMENDING RESOLUTION NO. R-16-2022, INCREASING THE AUTHORIZATION FOR THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ENTER INTO AN AGREEMENT FOR PROFESSIONAL SERVICES WITH PRIME CONSTRUCTION MANAGEMENT AND SURVEY, INC. OF CINCINNATI, OHIO FOR CONSTRUCTION ADMINISTRATION SERVICES FOR THE WEST MAIN STREET CORRIDOR IMPROVEMENT PROJECT

This Resolution was given first title reading.

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

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

No: None.

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

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

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-53-2024

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO, TO ENTER INTO AN AGREEMENT WITH F.O.P., OHIO LABOR COUNCIL, INC. – TROY POLICE OFFICERS ASSOCIATION

This Resolution was given first title reading.

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

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

Abstain: Marshall (to avoid a conflict of interest as her son is covered by the bargaining agreement).

No: None.

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

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

Abstain: Marshall (to avoid a conflict of interest as her son is covered by the bargaining agreement).

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-54-2024

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO, TO ENTER INTO AN AGREEMENT WITH F.O.P., OHIO LABOR COUNCIL, INC. – TROY POLICE SERGEANTS ASSOCIATION

This Resolution was given first title reading.

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

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

Abstain: Marshall (to avoid a conflict of interest as her husband is covered by the bargaining agreement).

No: None.

Mrs. Westfall moved for adoption. Motion seconded by Mr. Severt.

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

Abstain: Marshall (to avoid a conflict of interest as her husband is covered by the bargaining agreement).

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-55-2024

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO, TO ENTER INTO AN AGREEMENT WITH OHIO COUNCIL 8, AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, AND LOCAL 1342

This Resolution was given first title reading.

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

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

No: None.

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

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

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-56-2024

RESOLUTION AUTHORIZING THE BOARD OF PARK COMMISSIONERS OF THE CITY OF TROY, OHIO, TO ENTER INTO AN AGREEMENT WITH OHIO COUNCIL 8, AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, AND LOCAL 1342-P

This Resolution was given first title reading.

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

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

No: None.

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

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

No: None.

RESOLUTION ADOPTED

ORDINANCE NO. O-35-2024

ORDINANCE ACCEPTING THE FINAL RECORD PLAN OF THE SOMERSET RESERVE PLANNED DEVELOPMENT – RESIDENTIAL PHASE 1 AND THE DEDICATION OF RIGHT-OF-WAY

This Ordinance was given first title reading.

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

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

No: None.

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

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

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-36-2024

ORDINANCE AMENDING ORDINANCE NO. O-53-2023 APPROPRIATING FUNDS NECESSARY FOR THE VARIOUS DEPARTMENTS AND OFFICES OF THE CITY OF TROY, OHIO, FOR THE YEAR 2024

This Ordinance was given first title reading.

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

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

No: None.

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

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

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-37-2024

ORDINANCE AMENDING ORDINANCE NO. O-66-2021, AS AMENDED BY ORDINANCE NO. O-35-2022, FIXING SALARIES AND WAGES OF POLICE OFFICER, POLICE SERGEANT, AND POLICE RECRUIT OF THE CITY OF TROY, OHIO, AND DECLARING AN EMERGENCY

This Ordinance was given first title reading.

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

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

Abstain: Marshall (to avoid the appearance of a conflict of interest as her husband and son are covered by the Ordinance).

No: None.

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

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

Abstain: Marshall (to avoid the appearance of a conflict of interest as her husband and son are covered by the Ordinance).

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-38-2024

ORDINANCE AMENDING ORDINANCE NO. O-13-2022, AS AMENDED BY ORDINANCE NO. O-9-2023, FIXING SALARIES AND WAGES OF CERTAIN EMPLOYEES OF 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. Schilling.

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

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

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

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-39-2024

ORDINANCE FIXING SALARIES AND WAGES OF CERTAIN EMPLOYEES OF 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. Pierce.

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

Abstain: Marshall (to avoid a conflict of interest as her husband and son are covered by the Ordinance).

No: None.

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

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

Abstain: Marshall (to avoid a conflict of interest as her husband and son are covered by the Ordinance).

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-40-2024

ORDINANCE FIXING SALARIES AND WAGES OF CERTAIN EMPLOYEES OF 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. Pierce.

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

No: None.

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

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

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-41-2024

ORDINANCE FIXING SALARIES AND WAGES OF CERTAIN EMPLOYEES OF 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. Schilling.

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

No: None.

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

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

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-42-2024

ORDINANCE ESTABLISHING SALARIES FOR CERTAIN ELECTED OFFICIALS

This Ordinance was given first title reading.

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

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

No: Pierce.

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

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

No: Pierce.

ORDINANCE ADOPTED

COMMENTS OF THE DIRECTOR OF PUBLIC SERVICE AND SAFETY: Mr. Titterington commented:

-October 14, scheduled date for first round of leaf pickup

-October 31, Trick or Treat.

-Regarding Ordinance No. O-36-2024, the Reappropriation, that is to replace a dumper in the Cemetery Department that is in bad condition and could be replaced now at a lesser cost than in 2025, and for additional event costs at the Hobart Arena (that have a revenue offset).

COMMENTS OF MEMBERS OF COUNCIL:

-Mrs. Westfall noted that the at-Large members of Council will host a "Ask A Council Member" discussion group on November 2 at the St. Patrick Soup Kitchen, 25 N. Mulberry Street

-Mr. Severt commented that the November 2 discussion group noted by Mrs. Westfall is being held in the east end of the City because of possible interest in projects scheduled for the area of the City.

-Mr. Pierce thanked all who have involved in the recent contract negotiations.

There being no further business, Council adjourned at 7:45 p.m.

Clerk of Council

President of Council

