

MINUTES OF COUNCIL

A regular session of Troy City Council was held on Monday, August 19, 2024, at 7:00 p.m. in Council Chambers, City Hall.

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

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

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.

MINUTES: The Clerk gave a summary of the minutes of the August 5, 2024, meeting of Troy City Council. There were no corrections or additions to these minutes. Upon motion of Mr. Twiss, seconded by Mr. Phillips, the minutes were approved by unanimous roll call vote.

COMMITTEE REPORTS:

Finance Committee: Mr. Severt, Chairman, reported that Committee recommends legislation be prepared authorizing the Director of Public Service and Safety to amend the Construction Management at Risk (CMAR) Pre-construction and Construction Services Agreement with Peterson Construction Company of Wapakoneta, Ohio to perform construction services for the Valve Replacement Project at the Water Treatment Plant (WTP) at a cost not to exceed \$1,357,151. Report submitted by Schilling, Westfall and Severt.

Law & Ordinance Committee: Mr. Whidden, Chairman, reported that regarding Ordinance No. O-28-2024 Committee supports the recommendation of the Troy Planning Commission and recommends that Parcel Numbers D08-101816 and D08-006000, located at or near 518 E. Water Street, from M-2, Light Industrial District, to OR-1, Office-Residence District. Report submitted by Marshall, Twiss and Whidden.

CITIZEN COMMENTS ON AGENDA ITEMS: None.

Prior to the reading of Resolution R-45-2024, Council President Rozell stated he had a conflict of interest as he is currently the President of the Public Defender Commission and the Director of Law had suggested that the President of Council Pro Tem preside over the agenda portion related to the Resolution authorizing the 2025 agreement with the Public Defender's Commission. Council President Rozell turned over the presiding of the meeting to Mr. Phillips, Council President Pro Tem.

RESOLUTION NO. R-45-2024

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ENTER INTO AN AGREEMENT WITH THE MIAMI COUNTY PUBLIC DEFENDER'S COMMISSION FOR 2025

This Resolution was given first title reading.

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

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

No: None.

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

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

No: None.

RESOLUTION ADOPTED

Council President Rozell took back over the responsibility of presiding over the meeting.

RESOLUTION NO. R-46-2024

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ENTER INTO A CONSTRUCTION MANAGEMENT AT RISK (CMAR) CONTRACT WITH PETERSON CONSTRUCTION COMPANY OF WAPAKONETA, OHIO FOR THE WATER TREATMENT PLANT VALVE REPLACEMENT PROJECT

This Resolution was given first title reading.

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

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

No: None.

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

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

No: None.

RESOLUTION ADOPTED

ORDINANCE NO. O-28-2024

AN ORDINANCE CHANGING THE ZONING OF PARCEL NUMBERS D08-101816 AND D08-006000, LOCATED AT OR NEAR 518 E. WATER STREET, IN THE CITY OF TROY, OHIO, FROM M-2, LIGHT INDUSTRIAL DISTRICT, TO OR-1, OFFICE-RESIDENCE DISTRICT

This Ordinance was given first title reading on July 15, 2024.

Given public hearing and second title reading on August 5, 2024.

Given third title reading.

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

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

No: None.

ORDINANCE ADOPTED

COMMENTS OF THE MAYOR:

Mayor Oda commented that the August 18 Mayor's Concert had to be moved indoors, and was well attended. She also noted that the Donut Jam downtown concert will be held August 23 and the Tour De Donut bike ride on August 24.

COMMENTS OF THE DIRECTOR OF PUBLIC SERVICE AND SAFETY:

Mr. Titterington noted that the next meeting will be held Tuesday, September 3 due to the Labor Day Holiday, and that refuse collections will be on schedule.

COMMENTS OF THE PRESIDENT OF COUNCIL:

Mr. Rozell commented that there have been some excellent free concerts for the enjoyment of citizens, and he asked for drivers to be patient with extra traffic with school starting and the road closures for the Tour De Donut events on August 23 and 24.

COMMENTS OF MEMBERS OF COUNCIL:

-Mr. Phillips and Mrs. Westfall commented that the Miami County Fair was well attended and complimented the students who are involved in fair activities.

-Mrs. Marshall and Mrs. Snee wished the students and school staff a very good school year.

-In response to Mr. Schilling, Mr. Titterington advised that the City has been successful in receive many of the grants related to the low dam removal/improvements to Crawford Street and Herrlinger Park, but noted that the CDBG funding (specifically related to the Crawford Street/Herrlinger Park improvements of the project) will not be announced for about a month.

-Mr. Severt congratulated Brett Harshbarger on his retirement from the Fire Department.

COMMENTS OF MEMBERS OF THE AUDIENCE:

-Steve Henriksen, 975 Dickerson Drive, stated his disappointment regarding the Comprehensive Plan Town Hall meeting on August 15. He stated there were posters to look at, but no presentation or discussion regarding the plan; he believes there should have been more discussion about a plan that is supposed to be used for 20 years; and he hopes there will be another meeting with discussion and dialogue.

-Mr. Severt stated he concurs with Mr. Henriksen's assessment of the Town Hall meeting, and stated he was not impressed with the presentation. Mr. Severt also commented that the report is now available on the City's website. He also commented that he was disappointed with the level of participation as there were only 12-15 persons present who were not elected officials, City staff, or the consultant.

-Mr. Rozell stated that he believes most of the Council members who attended the Town Hall shared the opinion of Mr. Hendriksen.

There being no further business, Council adjourned at 7:24 p.m.

Clerk of Council

President of Council

