

MINUTES OF COUNCIL

A regular session of Troy Council was held on Monday, January 6, 2025, at 7:00 p.m. in Council Chambers, City Hall.

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

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

Upon motion of Mrs. Snee, seconded by Mr. Pierce, Mrs. Westfall 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 President Rozell, followed by the Pledge of Allegiance.

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

COMMITTEE REPORTS: Council President Rozell reported that on December 18, 2024, Council met as a Committee of the Whole regarding Ordinance Numbers O-59-2024 and O-60-2024, regulating adult use cannabis operators. Council President Rozell chaired that meeting.

Majority Recommendation: The undersigned recommend that legislation be prepared in support of the recommendation of the Troy Planning Commission, to prohibit Adult Use Cannabis Operators from being established in Troy, Ohio; that the definition of Adult Use Cannabis Operator conforms to the definition in the Ohio Revised Code; and that the prohibition of Medical Marijuana is unchanged. The undersigned also support Ordinance Numbers O-59-2024 and O-60-2024 being postponed indefinitely.

Submitted by Marshall, Pierce, Severt, Snee, Westfall, Twiss and Phillips.

Minority Recommendation: The undersigned do not support the recommendation of the Troy Planning Commission and recommend that legislation be prepared to permit only one Adult Use Cannabis Operator in the City of Troy, Ohio and only in the B-4 Zoning District, and that one operator be defined as dispensary only, with cultivator and processor prohibited. The undersigned also support Ordinance Numbers O-59-2024 and O-60-2024 being postponed indefinitely.

Submitted by Schilling and Whidden. (Copy of entire report attached to original Council minutes.)

CITIZEN COMMENTS ON AGENDA ITEMS: None.

RESOLUTION NO. R-1-2025

RESOLUTION AUTHORIZING THE SALE DURING CALENDAR YEAR 2025 OF MUNICIPALLY-OWNED PERSONAL PROPERTY WHICH IS NOT NEEDED FOR PUBLIC USE, OR WHICH IS OBSOLETE OR UNFIT FOR THE USE FOR WHICH IT WAS ACQUIRED, BY INTERNET AUCTION PURSUANT TO OHIO REVISED CODE SECTION 721.15 (D)

This Resolution was given first title reading.

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

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

No: None.

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

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

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-2-2025

A FINAL RESOLUTION AUTHORIZING CONSENT AND COOPERATION WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE URBAN PAVING PROGRAM PROJECT FOR THE PAVING OF A PORTION OF WEST MARKET STREET WITHIN THE RIGHT-OF-WAY 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: Whidden, Marshall, Phillips, Pierce, Schilling, Snee and Twiss.

No: None.

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

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

No: None.

RESOLUTION ADOPTED

ORDINANCE NO. O-59-2024

AN ORDINANCE AMENDING SECTIONS 1143.16 AND 1149.14 OF THE ZONING CODE OF THE CITY OF TROY, OHIO AND ENACTING SECTION 1149.15 OF THE ZONING CODE OF THE CITY OF TROY, OHIO

This Ordinance was given first title reading on December 16, 2024.

Given second title reading.

(note- permit one Medical Marijuana facility in B-4 Dist.)

Discussion. Mr. Phillips commented that he could have supported one medical marijuana facility but will support postponing the legislation indefinitely due to the Federal stance on marijuana.

A motion was made by Mr. Phillips, seconded by Mr. Pierce, that Ordinance No. O-59-2024 be postponed indefinitely.

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

No: None.

MOTION ADOPTED TO POSTPONE O-59-2024 INDEFINITELY.

ORDINANCE NO. O-60-2024

AN ORDINANCE AMENDING SECTION 1143.16 OF THE ZONING CODE OF THE CITY OF TROY, OHIO AND ENACTING SECTIONS 1149.16 AND 1149.17 OF THE ZONING CODE OF THE CITY OF TROY, OHIO.

This Ordinance was given first title reading on December 16, 2024.

Given second title reading.

(note- permit one Adult Use Cannabis Operator (recreational) in B-4 Dist.)

A motion was made by Mr. Pierce, seconded by Mrs. Snee, that Ordinance No. O-60-2024 be postponed indefinitely.

Yes: Pierce, Schilling, Snee, Twiss, Whidden, Marshall and Phillips

MOTION ADOPTED TO POSTPONE O-60-2024 INDEFINITELY.

ORDINANCE NO. O-1-2025

AN ORDINANCE AMENDING SECTION 1143.17 OF THE ZONING CODE OF THE CITY OF TROY, OHIO

This Ordinance was given first title reading.

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

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

No: None.

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

Yes: Snee, Twiss, Marshall, Phillips and Pierce.

No: Whidden and Schilling.

ORDINANCE ADOPTED

COMMUNICATIONS: The Clerk noted that members of Council had been provided with the Annual Reports of Mayor Oda, Law Director Kerber and the Human Relations Commission. (Copies attached to original minutes.)

COMMENTS OF THE MAYOR: Mayor Oda offered New Years's greetings.

COMMENTS OF THE DIRECTOR OF PUBLIC SERVICE AND SAFETY: Mr. Titterington noted that City offices will be closed on January 20 for the Dr. Martin Luther King Holiday, Council will meet on January 21 and refuse collections will be on schedule that week. Regarding the annual community recognition for Dr. Kring, Mr. Titterington stated that a walk has been scheduled to commence at the Senior Citizens Center at 9:15 a.m. on January 20, proceed to St. Patrick Catholic Church on East Main Street for a community service, followed by a luncheon.

COMMENTS OF MEMBERS OF COUNCIL:

-New Year's greetings were offered by Mr. Phillips and Mrs. Marshall.

-Mr. Pierce commended City employees for responding to a snowstorm that started January 5.

-Mr. Whidden commended Mr. Titterington for responding to citizen questions on various social media platforms.

-In response to Mrs. Snee, Mr. Titterington stated that City refuse is on schedule this week (with the heavy snow), the recycling contractor did not work on January 6 but intends to collect the January 6 recycling through the week.

COMMENTS OF THE PRESIDENT OF COUNCIL: Mr. Rozell stated he appreciated the efforts of employees in clearing the snow.

CITIZEN COMMENTS:

-Brad Boehringer, 105 Crestwood Drive, (regarding O-1-2025) commented that the moralizers got their way and Council told citizens their voted did not count (regarding legalizing recreational marijuana in Ohio), and he intended to initiate a referendum on the Ordinance.

There being no further business, Council adjourned at 7:23 p.m.

Clerk of Council

President of Council