

MINUTES OF COUNCIL

A regular session of Troy City Council was held Monday, July 2, 2018, at 7:00 p.m. in Council Chambers.

Members Present: Heath, Kendall, Lutz, Phillips, Schweser, Severt, Terwilliger and Twiss.

Upon motion of Mr. Heath, seconded by Mr. Twiss, Mrs. Oda was excused from this meeting by unanimous roll call vote.

Presiding Officer: Martha A. Baker President of Council

Others Present: Michael L. Beamish Mayor  
Patrick E. J. Titterington Director of Public Service and Safety  
John E. Frigge Auditor  
Grant D. Kerber Director of Law

INVOCATION & PLEDGE OF ALLEGIANCE: An invocation was given by Mr. Lutz, followed by the Pledge of Allegiance.

PRESENTATION: Nicole Loy, Executive Director of Troy Main Street, Inc. (TMS) provided an update and commented: thanked Council and the City for the support of TMS, TMS met the requirements for re-accreditation; a TMS mission is to continue to make downtown Troy a destination; established the Green Team to help keep the downtown clean and have partnered with other groups including youth organizations for the Green Team; Bonus Wednesdays is a new program for the summer, offering physical fitness opportunities on Wednesdays that feature applicable businesses; they are providing a variety of training opportunities for merchants to help them be successful; volunteers actually planted the planters that are outside of businesses this year; TMS is working with the schools including offering booth space at the Farmers Market and other opportunities; working with the City on a wayfinding program; working with City for safe and successful events; of the 127 business spaces downtown, 108 are occupied and a number of others are being renovated or are tentatively rented; TMS depends on proceeds of events such as the Donut Jam to fund programs and projects; and TMS will continue to work towards having Troy as the most desirable location in the Midwest.

-Mrs. Baker asked if TMS seeks other sponsors for events. Ms. Loy stated sponsors are sought and recognized on event banners and promotional information.

-In response to Mr. Severt, it was stated the City's financial support for 2018 is \$55,000.

-Mr. Terwilliger complimented Ms. Loy for her efforts as the TMS Executive Director and particularly for her assistance with the programs of the Mayor's Cycling Committee.

PUBLIC HEARING ON TAX BUDGET. At 7:12 pm, Mrs. Baker declared open a public hearing on Resolution No. R-24-2018, the annual tax budget. There were no comments in this regard, and at 7:13 p.m., Mrs. Baker declared this public hearing closed.

MINUTES: The Clerk gave a summary of the minutes of the June 18, 2018, meeting of Troy City Council. It was noted that there was a typo regarding a legislation number. A motion was made by Mr. Phillips seconded by Mr. Kendall, to approve these minutes as corrected. Motion passed by unanimous roll call vote.

COMMITTEE REPORTS:

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

1. Committee recommends Ordinance No. O-26-2018 be adopted to provide for the rezoning of part of IL 9891 from R-3-B to A-R, Agricultural-Residential and to repeal Ordinance No. O-9-2018.
2. Committee recommends that legislation be prepared to provide for the three legislative items required by state law related to the Delcamp Annexation of 10.284 acres from Concord Township. To meet the timeline of the state law for an expedited annexation, committee supports emergency legislation.

Reports signed by Kendall, Schweser and Twiss.

Finance Committee: Mr. Kendall, Chairman, reported that Committee supports the recommendation of the Loan Review Committee and recommends that legislation be prepared approving the loan application of ADM Real Estate Holdings, LLC in the amount of \$50,000 from the Small Business Development Revolving Loan Fund for exterior repairs to the Wasserman Building (9-11 E. Main St.). Committee supports emergency legislation so that the loan can be processed and the business can order equipment and make the repairs.

Report signed by Schweser, Severt and Kendall.

Streets & Sidewalks Committee: Mr. Phillips, Chairman, reported as follows:

1. Committee recommends legislation be prepared authorizing the final assessment for Phase 9 of the Sidewalk Repair Program.
2. Committee recommends legislation be prepared authorizing the final assessment for Phase 10 of the Sidewalk Repair Program.
3. Committee recommends legislation be prepared authorizing the Director of Public Service and Safety to advertise for bids and enter into a contract for the Fire Station #3 Concrete Drive Replacement Project at a total cost not to exceed \$135,000.
4. Committee recommends legislation be prepared authorizing the Resolution of Necessity for the 2018 Sidewalk Replacement Program (Phase 11).

Reports signed by Heath, Lutz and Phillips.

Law & Ordinance Committee: Mr. Schweser, Chairman, gave the oral report of receipt of notice from the Ohio Division of Liquor Control of transfer of the existing C1 and C2 liquor permits from UDF Limited Partnership II, dba United Dairy Farmers 234, 10 Race Street, to Varahi 10, Inc., dba Quick Mart, 10 Race Street.

Citizen Comments- None

RESOLUTION NO. R-24-2018

RESOLUTION ADOPTING THE BUDGET OF THE CITY OF TROY, OHIO FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2019 AND DECLARING AN EMERGENCY

This Resolution was given first title reading.

Mr. Kendall moved for suspension of rules requiring three readings. Motion seconded by Mr. Schweser.

Yes: Kendall, Heath, Phillips, Lutz, Twiss, Terwilliger, Severt and Schweser.

No: None.

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

Yes: Heath, Phillips, Lutz, Twiss, Terwilliger, Severt, Schweser and Kendall.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-25-2018

RESOLUTION APPROVING THE APPLICATION OF ADM REAL ESTATE HOLDINGS, LLC FOR LOAN ASSISTANCE FROM THE SMALL BUSINESS DEVELOPMENT REVOLVING LOAN FUND 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. Twiss.

Yes: Phillips, Lutz, Twiss, Terwilliger, Severt, Schweser, Kendall and Heath.

No: None.

Mr. Kendall moved for adoption. Motion seconded by Mr. Heath.

Yes: Lutz, Twiss, Terwilliger, Severt, Schweser, Kendall, Heath and Phillips.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-26-2018

RESOLUTION ESTABLISHING MUNICIPAL SERVICES FOR CERTAIN TERRITORY CONTAINING 10.284 ACRES, MORE OR LESS, IN CONCORD TOWNSHIP, PROPOSED TO BE ANNEXED TO THE CITY OF TROY, OHIO, AND DECLARING AN EMERGENCY

This Resolution was given first title reading.

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

Yes: Twiss, Terwilliger, Severt, Schweser, Kendall, Heath, Phillips and Lutz.

No: None.

Mr. Schweser moved for adoption. Motion seconded by Mr. Heath.

Yes: Terwilliger, Severt, Schweser, Kendall, Heath, Phillips, Lutz and Twiss.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-27-2018

RESOLUTION ESTABLISHING BUFFER REQUIREMENTS FOR CERTAIN TERRITORY CONTAINING 10.284 ACRES, MORE OR LESS, IN CONCORD TOWNSHIP, PROPOSED TO BE ANNEXED TO THE CITY OF TROY, OHIO, AND DECLARING AN EMERGENCY

This Resolution was given first title reading.

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

Yes: Severt, Schweser, Kendall, Heath, Phillips, Lutz, Twiss and Terwilliger.

No: None.

Mr. Schweser moved for adoption. Motion seconded by Mr. Kendall.

Yes: Schweser, Kendall, Heath, Phillips, Lutz, Twiss, Terwilliger and Severt.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-28-2018

RESOLUTION CONSENTING TO THE ANNEXATION OF CERTAIN TERRITORY CONTAINING 10.284 ACRES, MORE OR LESS, IN CONCORD TOWNSHIP, TO 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. Twiss.

Yes: Kendall, Heath, Phillips, Lutz, Twiss, Terwilliger, Severt and Schweser.

No: None.

Mr. Kendall moved for adoption. Motion seconded by Mr. Heath.

Yes: Heath, Phillips, Lutz, Twiss, Terwilliger, Severt, Schweser and Kendall.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-29-2018

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 FIRE STATION NO. 3 CONCRETE DRIVE REPLACEMENT PROJECT

This Resolution was given first title reading.

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

Yes: Heath, Phillips, Lutz, Twiss, Terwilliger, Severt, Schweser and Kendall.

No: None.

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

Yes: Lutz, Twiss, Terwilliger, Severt, Schweser, Kendall, Heath and Phillips.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-30-2018

RESOLUTION DECLARING THE NECESSITY OF PHASE 11 OF THE SIDEWALK REPLACEMENT PROGRAM IN THE CITY OF TROY, OHIO

This Resolution was given first title reading.

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

Yes: Twiss, Terwilliger, Severt, Schweser, Kendall, Heath, Phillips and Lutz.

No: None.

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

Yes: Terwilliger, Severt, Schweser, Kendall, Heath, Phillips, Lutz and Twiss.

No: None.

RESOLUTION ADOPTED

ORDINANCE NO. O-26-2018

ORDINANCE CHANGING THE ZONING OF 8.015 ACRES, PART OF INLOT 9891 IN THE CITY OF TROY, OHIO, FROM THE ZONING OF TO R-3-B, SINGLE-FAMILY RESIDENTIAL DISTRICT, TO THE ZONING OF A-R, AGRICULTURAL-RESIDENTIAL DISTRICT AND REPEALING ORDINANCE NO. O-9-2018

This Ordinance was given first title reading on June 4, 2018.

Given Public Hearing and second title reading on June 18, 2018.

Given third title reading.

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

Yes: Severt, Schweser, Kendall, Heath, Phillips, Lutz, Twiss and Terwilliger.

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-30-2018

ORDINANCE LEVYING ASSESSMENTS FOR PHASE 9 OF THE SIDEWALK IMPROVEMENT PROGRAM

This Ordinance was given first title reading.

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

Yes: Schweser, Kendall, Heath, Phillips, Lutz, Twiss, Terwilliger and Severt.

No: None.

Mr. Kendall moved for adoption. Motion seconded by Mr. Schweser.

Yes: Kendall, Heath, Phillips, Lutz, Twiss, Terwilliger, Severt and Schweser.

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-31-2018

ORDINANCE LEVYING ASSESSMENTS FOR PHASE 10 OF THE SIDEWALK IMPROVEMENT PROGRAM

This Ordinance was given first title reading.

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

Yes: Heath, Phillips, Lutz, Twiss, Terwilliger, Severt, Schweser and Kendall.

No: None.

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

Yes: Phillips, Lutz, Twiss, Terwilliger, Severt, Schweser, Kendall and Heath.

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-32-2018

ORDINANCE CHANGING THE ZONING OF PARCEL NO. D08-104502 AT 1823 PETERS ROAD IN THE CITY OF TROY, OHIO, FROM THE ZONING OF R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT, TO THE ZONING OF R-3, SINGLE-FAMILY RESIDENTIAL DISTRICT

This Ordinance was given first title reading.

ORDINANCE NO. O-33-2018

ORDINANCE CHANGING THE ZONING OF INLOT 10797 ON WASHINGTON ROAD, A PARCEL OF 33.3712 ACRES IN THE CITY OF TROY, OHIO, FROM THE COUNTY ZONING OF A-2, GENERAL AGRICULTURE DISTRICT, TO THE CITY ZONING OF R-3, SINGLE-FAMILY RESIDENTIAL DISTRICT

This Ordinance was given first title reading.

PRESENTATION: Kathi Roetter, a member of the Activate Troy Partnership (ATP), and representing the Troy Area Chamber of Commerce, provided a powerpoint presentation regarding the branding initiative of the ATP. Ms. Roetter commented: the ATP grew out of the American's Best Community competition of a few years ago (in which Troy reached quarter-finalist); from that competition there was an indication that there was not a cohesive Troy brand to tell the Troy story; rather different organizations are telling the story; in working with a number of companies that have a lack of a workforce issue, it was indicated the companies cannot recruit unless the community story can be told in a cohesive manner; the member partners of the ATP (Chamber of Commerce, Troy Development Council, The Troy Foundation, Troy Main Street, City of Troy, Duke Foundation) worked with community members and organizations (including Troy Community Works and the Troy schools) worked with the company, BLG, to help determine a community brand position that could be used by the partners and the community; through the process more than 400 people have been involved; and from that has come the new brand which is starting to appear. Ms. Roetter commented that Troy is a community where everyone may not agree but the community comes together.

COMMENTS OF THE MAYOR:

Mayor Beamish commented that one of the things that makes Troy so special is the partnerships such as those involved in the Activate Troy Partnership, and he thanked them for moving the community forward.

COMMENTS OF THE DIRECTOR OF PUBLIC SERVICE AND SAFETY:

Mr. Titterington noted that City offices will be closed July 4.

COMMENTS OF THE PRESIDENT OF COUNCIL:

Mrs. Baker asked that the ATP presentation on branding be available on the City's website and the websites of the ATP partners, and that the information include the ATP partners.

COMMENTS OF MEMBERS OF COUNCIL:

-Mr. Severt commented that the Troy Rotary Club, in celebration of the club's 100<sup>th</sup> anniversary, is providing the community a free concert on July 4 at Treasure Island Park prior to the fireworks.

-Mr. Schweser commented that volunteers of the Miami Valley Veterans Museum are sponsoring a July 4<sup>th</sup> parade.

There being no further business, Council adjourned 8:03 pm.

---

Clerk of Council

---

President of Council