

MINUTES OF COUNCIL

A regular session of Troy City Council was held on Monday, March 15, 2021, at 7:00 p.m. at the Bravo Room of Hobart Arena.

Members Attending: Allen, Phillips, Rozell, Schilling, Schweser, Severt, Snee, Terwilliger and Twiss.

Presiding Officer: William Lutz, President of Council

Also Attending: Robin I. Oda Mayor
Patrick E. J. Titterington Director of Public Service and Safety
Grant D. Kerber Director of Law
John E. Frigge City Auditor

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

MINUTES: The Clerk gave a summary of the minutes of the March 1, 2021 meeting of Troy City Council. There were no corrections or additions to these minutes. Upon motion of Mr. Rozell, seconded by Mr. Schilling, these minutes were approved by unanimous roll call vote.

COMMITTEE REPORTS:

Community & Economic Development Committee: Mrs. Snee, Chairman, reported as follows:

- 1) Committee recommends legislation be prepared accepting the recommendations of the Enterprise Zone Tax Incentive Review Council that the five enterprise zones in place as of December 31, 2020 be continued and that the Troy Towne Park TIF be continued. Committee supports emergency legislation as the City must file reports with the State by the end of March related to the Enterprise Zone agreements and the TIF.
- 2) Committee recommends legislation be prepared authorizing the Director of Public Service and Safety to advertise for bids and enter into a contract for a farming lease for part of Duke Park.

Reports submitted by Rozell, Twiss and Snee.

Recreation & Parks Committee: Mr. Schilling, 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 Marina Building Loading Dock Support Project at a cost not to exceed \$70,000, noting that the project will address some deterioration of the structural steel under the loading dock area.

Report submitted by Phillips, Terwilliger and Schilling.

Safety & Health Committee: Mr. Terwilliger, Chairman, reported that Committee recommends legislation be prepared approving the 2021 Emergency Operations Plan (EOP), which plan has been updated to reflect items such as current staff and contractor contact information. Committee supports emergency legislation so that the most recent EOP is in place.

Report submitted by Rozell, Schilling and Terwilliger.

Streets & Sidewalks Committee: Mr. Phillips, Chairman, reported that Committee recommends legislation be prepared increasing the authorization for the State Route 41 Traffic Signal Interconnect Project Phase 2 from \$361,107 to \$375,000. Committee noted that bids received for the project exceeded the authorization of \$361,107, and a review had indicated that rebidding would not provide lower bids. Committee supports emergency legislation so that a contract can be issued to the lowest and best bidder without delay and to stay on schedule to receive ODOT funding for part of the project.

Report submitted by Schilling, Snee and Phillips.

COMMENTS ON AGENDA ITEMS: Regarding Ordinance No. O-11-2021, the Designated Outdoor Refreshment Area (DORA), the following commented:

- Andrea Keller, Executive Director of Troy Main Street (TMS), stated the support of TMS for Council considering establishing a DORA. She read a list of businesses that support establishing a DORA, and indicated that TMS believes a DORA would encourage businesses to extend open hours, allow for cross collaboration opportunities, and increase foot traffic and sales for small businesses.
- Chris Heckaman, Pastor of the First United Methodist Church, 110 W. Franklin Street, Troy, Ohio - thanked Council for the work of the members on behalf of the City, and commented that the legal counsel for the Methodist Church District and Bishop do not believe the application process has been completed as required, the church would like to see the boundary better defined as it relates to including locations of non-profit

organizations that serve persons going through recovery from addictions, and as a life-long resident of Miami County he is concerned that a DORA may not work with the quality of events for families Troy is known for.

- Joyce Newnam, 557 SR 202, Troy, Ohio – commented that she does not know if a DORA is a bad idea, but does not see it as a good idea for Troy. She commented that she does not support youth being able to see people walk around downtown holding an alcoholic beverage.
- Elaine Newman, 2507 St. Andrews Drive, Troy, Ohio - stated her understanding that some downtown businesses do not support the DORA, she believes some families will avoid the downtown area, if the DORA is approved she would like it to be suspending during events such as the Strawberry Festival, July 4th celebrations and parades, and would like to see the citizens vote on establishing a DORA.
- John Henry, owner of Trojan City Music at 101 E. Main Street, Troy, Ohio - stated he supports the establishment of a DORA and will have his business open later. He suggested considering of using DORA cups that can be washed and reused.
- Pastor Tim Krug, 819 Claymore Court, Tipp City, Ohio - commented that he is a pastor in Troy and advised that 10 meetings are held over a seven day period for persons recovering from addictions, and he is concerned with persons leaving those meetings facing persons carrying alcoholic beverages adjacent to the parking lots where the meetings are held.
- Steve Staton, 1201 Charleston Court, Troy, Ohio - commented that he and his wife do not support establishing a DORA and, as members of the First United Methodist Church, do not want the DORA location near the church property.

RESOLUTION NO. R-8-2021

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 MARINA BUILDING LOADING DOCK SUPPORT PROJECT

This Resolution was given first title reading.

Mr. Schweser moved for suspension of three readings. Motion seconded by Mr. Twiss.

Yes: Allen, Schweser, Rozell, Phillips, Severt, Twiss, Schilling, Terwilliger and Snee.

No: None.

Mr. Terwilliger moved for adoption. Motion seconded by Mr. Allen.

Yes: Schweser, Rozell, Phillips, Severt, Twiss, Schilling, Terwilliger, Snee and Allen.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-9-2021

RESOLUTION AMENDING RESOLUTION NO. R-69-2020, 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 STATE ROUTE 41 (WEST MAIN STREET) TRAFFIC SIGNAL INTERCONNECT PROJECT PHASE 2; INCREASING THE AUTHORIZED AMOUNT, AND DECLARING AN EMERGENCY

This Resolution was given first title reading.

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

Yes: Rozell, Phillips, Severt, Twiss, Schilling, Terwilliger, Snee, Allen, and Schweser.

No: None.

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

Yes: Phillips, Severt, Twiss, Schilling, Terwilliger, Snee, Allen, Schweser and Rozell.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-10-2021

RESOLUTION ACCEPTING THE RECOMMENDATIONS OF THE TAX INCENTIVE REVIEW COUNCIL AND DECLARING AN EMERGENCY

This Resolution was given first title reading.

Mr. Rozell moved for suspension of three readings. Motion seconded by Mrs. Snee.

Yes: Severt, Twiss, Schilling, Terwilliger, Snee, Allen, Schweser, Rozell and Phillips.

No: None.

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

Yes: Twiss, Schilling, Terwilliger, Snee, Allen, Schweser, Rozell, Phillips and Severt.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-11-2021

RESOLUTION ACCEPTING THE RECOMMENDATION OF THE TAX INCENTIVE REVIEW COUNCIL FOR THE TROY TOWNE PARK TIF AND DECLARING AN EMERGENCY

This Resolution was given first title reading.

Mr. Rozell moved for suspension of three readings. Motion seconded by Mr. Schweser.

Yes: Schilling, Terwilliger, Snee, Allen, Schweser, Rozell, Phillips, Severt and Twiss.

No: None.

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

Yes: Terwilliger, Snee, Allen, Schweser, Rozell, Phillips, Severt, Twiss and Schilling.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-12-2021

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

Yes: Snee, Allen, Schweser, Rozell, Phillips, Severt, Twiss, Schilling and Terwilliger.

No: None.

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

Yes: Allen, Schweser, Rozell, Phillips, Severt, Twiss, Schilling, Terwilliger and Snee.

No: None.

RESOLUTION ADOPTED

ORDINANCE NO. O-11-2021

AN ORDINANCE CREATING A DESIGNATED OUTDOOR REFRESHMENT AREA KNOWN AS THE DOWNTOWN TROY DESIGNATED OUTDOOR REFRESHMENT AREA, AND ENACTING REGULATIONS

This Ordinance was given first title reading on March 1, 2021.

Given second title reading.

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

Yes: Schweser, Phillips, Severt, Twiss, Terwilliger, Snee and Allen.

No: Rozell and Schilling.

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

Yes: Phillips, Severt, Schilling, Terwilliger, Snee, Allen and Schweser.

No: Rozell and Twiss.

ORDINANCE ADOPTED

ORDINANCE NO. O-13-2021

ORDINANCE ADOPTING THE CITY OF TROY, OHIO EMERGENCY OPERATIONS PLAN, AND DECLARING AN EMERGENCY

This Ordinance was given first title reading.

Mr. Rozell moved for suspension of three readings. Motion seconded by Mr. Severt.

Yes: Phillips, Severt, Twiss, Schilling, Terwilliger, Snee, Allen, Schweser and Rozell.

No: None.

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

Yes: Severt, Twiss, Schilling, Terwilliger, Snee, Allen, Schweser, Rozell and Phillips.

No: None.

ORDINANCE ADOPTED

COMMENTS OF THE DIRECTOR OF PUBLIC SERVICE AND SAFETY:

Mr. Titterington advised that the City-wide Spring Cleanup has been scheduled for April 12-17. This is when residents can place additional household refuse out for collection by using trash bags in addition to the trash tote.

There being no further business, the meeting adjourned at 7:34 p.m.

Clerk of Council

President of Council