

July 6, 2021

MINUTES OF COUNCIL

A regular session of Troy City Council was held on Tuesday, July 6, 2021, at 7:00 p.m. in Council Chambers, City Hall.

Members Attending: Rozell, Schilling, Schweser, Severt, Snee, Terwilliger and Whidden.

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

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

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 Frigge	Auditor

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

PUBLIC HEARINGS:

- 1) At 7:02 p.m., Council President Lutz declared open a public hearing on Resolution No. R-28-2021, the 2022 Tax Budget. There were no comments in this regard and at 7:03 p.m. Mr. Lutz declared this public hearing closed.
- 2) At 7:03 p.m., Council President Lutz declared open a public hearing on Ordinance No. O-43-2021, an amendment to the Amended General Plan of the Troy Christian Schools Education and Performing Arts Facility Planned Development – Residential. There were no comments in this regard and at 7:04 p.m. Mr. Lutz declared this public hearing closed.

MINUTES: The Clerk gave a summary of the minutes of the June 21, 2021 meeting of Troy City Council. There were no corrections or additions to these minutes. Upon motion of Mr. Whidden, seconded by Mrs. Snee, these minutes were approved by unanimous roll call vote.

COMMITTEE REPORTS:

Buildings & Utilities Committee: Mr. Whidden, Chairman, reported that Committee recommends legislation be prepared authorizing payment not to exceed \$80,000 to AES Ohio related to moving utility lines and extending electric for the new Fire Station 1 construction. So that there is no delay in the project, Committee supports emergency legislation.

Report submitted by Terwilliger, Twiss and Whidden.

Community Partnerships Committee: Mr. Rozell, Chairman, reported that Committee recommends legislation be prepared amending and re-stating the 2005 purchase agreement with the Staunton Grange that would permit the Grange to enter into a sub-lease based on the sub-lease only being to a non-profit 501 (3)(c) organization, that the sub-lease not exceed seven days per month and be between the hours of 6:00 p.m. to midnight each of those days, the Fire Chief receive a quarterly calendar of the sub-lessee uses, and parking along the side of the Fire Station not be used.

Report submitted by Schweser, Whidden and Rozell.

COMMENTS ON AGENDA ITEMS: NONE

RESOLUTION NO. R-26-2021

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO MAKE PAYMENT TO AES OHIO RELATED TO PROVIDING POWER FOR THE NEW FIRE DEPARTMENT CONSTRUCTION PROJECT, AND DECLARING AN EMERGENCY

This Resolution was given first title reading.

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

Yes: Schweser, Rozell, Schilling, Snee, Whidden, Severt and Terwilliger.

No: None.

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

Yes: Rozell, Schilling, Snee, Whidden, Severt, Terwilliger and Schweser.
No: None.

RESOLUTION ADOPTED

July 6, 2021 Page Two

RESOLUTION NO. R-27-2021

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ENTER INTO AN AMENDED AND RE-STATED PURCHASE AGREEMENT WITH THE STAUNTON GRANGE

This Resolution was given first title reading.

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

Yes: Schilling, Snee, Whidden, Severt, Terwilliger, Schweser and Rozell.

No: None.

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

Yes: Snee, Whidden, Severt, Terwilliger, Schweser, Rozell and Schilling.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-28-2021

RESOLUTION ADOPTING THE BUDGET OF THE CITY OF TROY, OHIO FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2022 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: Whidden, Severt, Terwilliger, Schweser, Rozell, Schilling and Snee.

No: None.

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

Yes: Severt, Terwilliger, Schweser, Rozell, Schilling, Snee and Whidden.

No: None.

RESOLUTION ADOPTED

ORDINANCE NO. O-43-2021

ORDINANCE AMENDING THE AMENDED GENERAL PLAN OF THE TROY CHRISTIAN SCHOOLS EDUCATION AND PERFORMING ARTS FACILITY PLANNED DEVELOPMENT (PD-R) IN THE CITY OF TROY, OHIO AND REZONING A 0.764 ACRE AREA ADDED TO THIS PLANNED DEVELOPMENT AS A PART OF THE AMENDED GENERAL PLAN, FROM R-5, SINGLE FAMILY RESIDENTIAL ZONING DISTRICT, TO A RESIDENTIAL PLANNED DEVELOPMENT (PD-R)

This Ordinance was given first title reading on June 21, 2021.

Given Public Hearing and second title reading.

COMMENTS OF THE MAYOR: Mayor Oda noted that there were a number of activities over the July 4th weekend for citizens.

COUNCIL MEMBER COMMENTS:

Mr. Severt noted that statue to former Mayor Peter E. Jenkins, which is located in Mayors' Park and was privately funded, was dedicated on July 2.

AUDIENCE COMMENTS:

Christopher Harshbarger, 2717 Southside Drive, asked about Council enacting legislation to name the City as a Sanctuary City for the unborn, commenting that abortion is the number one killer of members of the black and brown community. Mr. Kerber responded that the Ordinance enacted by the City of Lebanon has been reviewed, which Ordinance makes it a criminal offense to be involved in any manner with an abortion, and it is his opinion that such legislation is not constitutional, and would serve to invite litigation and create liability for the City.

There being no further business, the meeting adjourned at 7:31 p.m.

Clerk of Council

President of Council