

City of Trotwood

3035 Olive Road
Trotwood, Ohio 45426
937.837.7771
www.trotwood.org



Meeting Agenda - Final

Monday, October 1, 2018

6:30 PM

**Trotwood Community & Cultural Arts Center
4000 Lake Center Drive, Trotwood, Ohio 45426**

City Council

Mayor Mary A. McDonald
Vice Mayor Bettye L. Gales
Council Member Charles Ron Vaughn
Council Member Rhonda C. Finley
Council Member Robert L. Kelley, Jr.
Council Member Tyna R. Brown
Council Member Yvette Page
Sandy Riege Fuller, Deputy Clerk of Council

- I. **Call to Order: Mayor Mary A. McDonald**
- II. **Invocation: Reverend Normal Searce**
- III. **Pledge of Allegiance**
- IV. **Roll Call: Clerk of Council**
- V. **Motion to Approve the Regular Meeting Agenda**
- VI. **VISITORS AND COMMUNICATIONS: To comment on any topic NOT on the agenda, please fill out a Speaker Form and return it to the Clerk of Council BEFORE the start of the meeting. Proceed to the microphone, state your name and address, proceed with your comments. You will have three (3) minutes to speak.**
Citizen comments on the 'Public Hearing' portion of the meeting will be accepted at the appropriate time during the meeting.
- VII. **Special Presentations and Recognitions**
 - A. [PR30-18](#) HIDDEN HEROES PROCLAMATION IN SUPPORT OF CITY OF TROTWOOD'S MILITARY AND VETERAN CAREGIVERS
Attachments: [Proclamation Elizabeth Dole Foundation 2018](#)
- VIII. **Motion to Approve the Consent Agenda**
 - A. [R18-60](#) A RESOLUTION BY TROTWOOD CITY COUNCIL AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE PUBLIC ENTITIES POLL OF OHIO FOR THE PURPOSE OF PROVIDING INSURANCE FOR THE CONTRACT YEAR OF 2018/2019.
Attachments: [R18-60 PUBLIC ENTITIES POOL 10-1-2018](#)
[R18-60 PUBLIC ENTITIES POOL 10-1-2018](#)
 - B. [R18-61](#) A RESOLUTION BY THE TROTWOOD CITY COUNCIL AUTHORIZING THE TROTWOOD COMMUNITY IMPROVEMENT CORPORATION TO INITIATE A PROPERTY TAX FORECLOSURE ACTION ON THE TAX-DELINQUENT LAND KNOWN AS 1345 MAROT DR (PARCEL ID H33 01223 0057) IN ACCORDANCE WITH CHAPTER 5722 OF THE OHIO REVISED CODE.
Attachments: [R18-61 RESOLUTION](#)
[1345 MAROT DR- OVERVIEW](#)

- C. [R18-62](#) A RESOLUTION BY THE TROTWOOD CITY COUNCIL AUTHORIZING THE TROTWOOD COMMUNITY IMPROVEMENT CORPORATION TO INITIATE A PROPERTY TAX FORECLOSURE ACTION ON THE TAX-DELINQUENT LAND KNOWN AS 1374 HONEYBEE DR (PARCEL ID H33 01208 0008) IN ACCORDANCE WITH CHAPTER 5722 OF THE OHIO REVISED CODE.
Attachments: [R18-62 RESOLUTION 1374 HONEYBEE](#)
[1374 HONEYBEE DR- OVERVIEW](#)
- D. [R18-63](#) A RESOLUTION BY THE TROTWOOD CITY COUNCIL AUTHORIZING THE TROTWOOD COMMUNITY IMPROVEMENT CORPORATION TO INITIATE A PROPERTY TAX FORECLOSURE ACTION ON THE TAX-DELINQUENT LAND KNOWN AS 1536 COURTER ST (PARCEL ID H33 01212 0042) IN ACCORDANCE WITH CHAPTER 5722 OF THE OHIO REVISED CODE.
Attachments: [R18-63 RESOLUTION 1536 COURTER](#)
[1536 COURTER ST- OVERVIEW](#)
- E. [R18-64](#) A RESOLUTION BY THE TROTWOOD CITY COUNCIL AUTHORIZING THE TROTWOOD COMMUNITY IMPROVEMENT CORPORATION TO INITIATE A PROPERTY TAX FORECLOSURE ACTION ON THE TAX-DELINQUENT LAND KNOWN AS 1621 AZALEA DR (PARCEL ID H33 01211 0039) IN ACCORDANCE WITH CHAPTER 5722 OF THE OHIO REVISED CODE.
Attachments: [R18-64 RESOLUTION 16231 AZELA](#)
[1621 AZALEA DR- OVERVIEW](#)
- F. [R18-65](#) A RESOLUTION BY THE TROTWOOD CITY COUNCIL AUTHORIZING THE TROTWOOD COMMUNITY IMPROVEMENT CORPORATION TO INITIATE A PROPERTY TAX FORECLOSURE ACTION ON THE TAX-DELINQUENT LAND KNOWN AS 3553 GEIS RD (PARCEL ID H33301009 0005) IN ACCORDANCE WITH CHAPTER 5722 OF THE OHIO REVISED CODE.
Attachments: [R18-65 RESOLUTION 3553 GEIS](#)
[3553 Geis- Overview](#)
- G. [R18-66](#) A RESOLUTION BY THE TROTWOOD CITY COUNCIL AUTHORIZING THE TROTWOOD COMMUNITY IMPROVEMENT CORPORATION TO INITIATE A PROPERTY TAX FORECLOSURE ACTION ON THE TAX-DELINQUENT LAND KNOWN AS 4485 REDONDA LN (PARCEL ID H33301010 0077) IN ACCORDANCE WITH CHAPTER 5722 OF THE OHIO REVISED CODE.
Attachments: [R18-66 RESOLUTION 4485 REDONDA](#)
[4485 Redonda- Overview](#)

- H. [R18-67](#) A RESOLUTION BY THE TROTWOOD CITY COUNCIL AUTHORIZING THE TROTWOOD COMMUNITY IMPROVEMENT CORPORATION TO INITIATE A PROPERTY TAX FORECLOSURE ACTION ON THE TAX-DELINQUENT LAND KNOWN AS 4632 COVE CT (PARCEL ID H33301009 0099) IN ACCORDANCE WITH CHAPTER 5722 OF THE OHIO REVISED CODE.
Attachments: [R18-67 RESOLUTION 4632 COVE](#)
[4632 Cove- Overview](#)
- I. [R18-68](#) A RESOLUTION BY THE TROTWOOD CITY COUNCIL AUTHORIZING THE TROTWOOD COMMUNITY IMPROVEMENT CORPORATION TO INITIATE A PROPERTY TAX FORECLOSURE ACTION ON THE TAX-DELINQUENT LAND KNOWN AS 4780 KIRBY LANE (PARCEL ID H33 01209 0006) IN ACCORDANCE WITH CHAPTER 5722 OF THE OHIO REVISED CODE.
Attachments: [R18-68 RESOLUTION 4780 KIRBY](#)
[4780 KIRBY LANE- OVERVIEW](#)
- J. [R18-69](#) A RESOLUTION BY THE TROTWOOD CITY COUNCIL AUTHORIZING THE TROTWOOD COMMUNITY IMPROVEMENT CORPORATION TO INITIATE A PROPERTY TAX FORECLOSURE ACTION ON THE TAX-DELINQUENT LAND KNOWN AS 4867 GOODYEAR DR (PARCEL ID H33300820 0007) IN ACCORDANCE WITH CHAPTER 5722 OF THE OHIO REVISED CODE.
Attachments: [R18-69 RESOLUTION 4867 GOODYEAR](#)
[4867 Goodyear- Overview](#)
- K. [R18-70](#) A RESOLUTION BY THE TROTWOOD CITY COUNCIL AUTHORIZING THE TROTWOOD COMMUNITY IMPROVEMENT CORPORATION TO INITIATE A PROPERTY TAX FORECLOSURE ACTION ON THE TAX-DELINQUENT LAND KNOWN AS 5201 OSCEOLA DR (PARCEL ID H33 01222 0009) IN ACCORDANCE WITH CHAPTER 5722 OF THE OHIO REVISED CODE.
Attachments: [R18-70 RESOLUTION 5201 OSCEOLA](#)
[5201 OSCEOLA DR- Overview](#)
- L. [R18-71](#) A RESOLUTION BY THE TROTWOOD CITY COUNCIL AUTHORIZING THE TROTWOOD COMMUNITY IMPROVEMENT CORPORATION TO INITIATE A PROPERTY TAX FORECLOSURE ACTION ON THE TAX-DELINQUENT LAND KNOWN AS 5372 GARDENDALE AVE (PARCEL ID H33 01223 0022) IN ACCORDANCE WITH CHAPTER 5722 OF THE OHIO REVISED CODE.
Attachments: [R18-71 RESOLUTION 5372 GARDENDALE](#)
[5372 GARDENDALE AVE- OVERVIEW](#)

- M. [R18-72](#) A RESOLUTION BY THE TROTWOOD CITY COUNCIL AUTHORIZING THE PLACEMENT OF 415.631 ACRES OF LAND OWNED BY STEVEN M BELVO, IN THE AGRICULTURAL TAX DISTRICT SAID PROPERTY ADDRESSES BEING 9770 LITTLE RICHMOND ROAD AND 2351 N SNYDER ROAD, BROOKVILLE, OHIO 45309 (PARCEL NO H33 02306 0002, H33 02209 0004, H33 02209 0010, H33 02306 0015) IN ACCORDANCE WITH O.R.C. CHAPTER 929, THE FARMLAND PRESERVATION ACT.

Attachments: [R18-72 RESOLUTION 9770 LITTLE RICHMOND FARMLAND](#)
[R18-72 9770 LITTLE RICHMOND FARMLAND](#)

- N. [R18-73](#) A RESOLUTION BY THE TROTWOOD CITY COUNCIL AUTHORIZING THE PLACEMENT OF 31.943 ACRES OF LAND OWNED BY KENNETH E ULLERY, IN THE AGRICULTURAL TAX DISTRICT SAID PROPERTY ADDRESS 8150 SNAKE ROAD, DAYTON, OHIO 45426 (PARCEL NO H33 02108 0009) IN ACCORDANCE WITH O.R.C. CHAPTER 929, THE FARMLAND PRESERVATION ACT.

Attachments: [R18-73 RESOLUTION 8150 SNAKE RD FARMLAND](#)
[R18-73 APPLICATION 8150 SNAKE RD FARMLAND](#)

- O. [R18-76](#) A RESOLUTION BY THE TROTWOOD CITY COUNCIL AUTHORIZING THE PLACEMENT OF 49.059 ACRES OF LAND OWNED BY THOMAS L AND DONNA F BROOKS, IN THE AGRICULTURAL TAX DISTRICT SAID PROPERTY ADDRESS 430 NORTH SNYDER ROAD, DAYTON, OHIO 45427 (PARCEL NO H33 02309 0006) IN ACCORDANCE WITH O.R.C. CHAPTER 929, THE FARMLAND PRESERVATION ACT.

Attachments: [R18-76 RESOLUTION 430 N. SNYDER RD FARMLAND](#)
[R18-76 APPLICATION 430 N. SNYDER RD FARMLAND](#)

- P. [R18-77](#) A RESOLUTION BY THE TROTWOOD CITY COUNCIL AUTHORIZING THE PLACEMENT OF 70.778 ACRES OF LAND OWNED BY TERRY C AND DEBORAH K HOHENBRINK, IN THE AGRICULTURAL TAX DISTRICT SAID PROPERTY ADDRESS 720 N SNYDER, DAYTON, OHIO 45427 (PARCEL NO H33 02309 0004 AND H33 02309 0005) IN ACCORDANCE WITH O.R.C. CHAPTER 929, THE FARMLAND PRESERVATION ACT.

Attachments: [R18-77 RESOLUTION 720 N. SNYDER RD FARMLAND](#)
[R18-77 APPLICATION 720 N. SNYDER RD FARMLAND](#)

- Q. [R18-78](#) A RESOLUTION BY THE TROTWOOD CITY COUNCIL AUTHORIZING THE PLACEMENT OF 96.920 ACRES OF LAND OWNED BY HERBERT LEE LENK, IN THE AGRICULTURAL TAX DISTRICT SAID PROPERTY ADDRESS 9445 OLD DAYTON ROAD, DAYTON, OHIO 45427 (PARCEL NO H33 02306 0009) IN ACCORDANCE WITH O.R.C. CHAPTER 929, THE FARMLAND PRESERVATION ACT.

Attachments: [R18-78 RESOLUTION 9445 OLD DAYTON RD FARMLAND](#)
[R18-78 APPLICATION 9445 OLD DAYTON RD FARMLAND](#)

- R. [R18-79](#) A RESOLUTION BY THE TROTWOOD CITY COUNCIL AUTHORIZING THE PLACEMENT OF 14.316 ACRES OF LAND OWNED BY RALPH E AND PHYLLIS L GOINS TRS, IN THE AGRICULTURAL TAX DISTRICT SAID PROPERTY ADDRESS 9255 MILLARD ROAD, DAYTON, OHIO 45426 (PARCEL NO H33 02207 0029 & H33 02207 0030) IN ACCORDANCE WITH O.R.C. CHAPTER 929, THE FARMLAND PRESERVATION ACT.

Attachments: [R18-79 APPLICATION 9255 MILLARD FARMLAND](#)
[R18-79 APPLICATION 9255 MILLARD FARMLAND](#)

- S. [18-49](#) A MOTION TO SCHEDULE A PUBLIC HEARING AND REQUEST THE LAW DIRECTOR TO DRAFT LEGISLATION TO AMEND THE OFFICIAL ZONING MAP FROM AN "L-I LIGHT INDUSTRIAL" ZONING DISTRICT TO AN "R-PUD RESIDENTIAL" PLANNED UNIT DEVELOPMENT ZONING DISTRICT FOR A 7,500 S.F. SITE LOCATED ON TOUCHSTONE AVENUE (PARCEL ID#H33-00919-00236).

- T. [18-50](#) A MOTION TO SCHEDULE A PUBLIC HEARING AND REQUEST THE LAW DIRECTOR TO DRAFT LEGISLATION TO APPROVE A SPECIFIC SITE PLAN OF AN R-PUD RESIDENTIAL PLANNED UNIT DEVELOPMENT FOR A 7,500 S.F. SITE LOCATED ON TOUCHSTONE AVENUE (PARCEL #H33-0919-0026).

IX. **Motion to Open the Public Hearing**

If you wish to make a comment on the Public Hearing portion of the meeting, please stand and be sworn-in. Proceed to the microphone, state your Name & Address, proceed with your comments. You will have three (3) minutes to speak.

- A. [OR22-18](#) An Ordinance Adopting New Chapter 931 "Small Cell Facilities & Wireless Support Structures" of the City of Trotwood Code of Ordinances

Attachments: [OR22-18 Trotwood. Small Cell Legislation](#)
[OR22-18 Notice of Public Hearing Wireless Structures 10-1-2018](#)

- B.** [OR19-18](#) AN ORDINANCE BY THE TROTWOOD CITY COUNCIL REPEALING OLD SECTION 1123.02 "DEFINITIONS" AND ENACTING NEW SECTION 1123.02 "DEFINITIONS" TO UPDATE DEFINITIONS REGARDING FOOD TRUCKS.
- Attachments:** [OR 19-18 Ord amending 1123.02 Food trucks](#)
 [OR 19-18 Exhibit A Ch 1123 Strikethrough Food Trucks](#)
 [OR19-18 Notice of Public Hearing 10-1-2018](#)
- C.** [OR20-18](#) AN ORDINANCE BY THE TROTWOOD CITY COUNCIL REPEALING OLD SECTION 1189 "SUPPLEMENTAL REGULATIONS" AND ENACTING NEW SECTION 1189.20 "SUPPLEMENTAL REGULATIONS, MOBILE VENDORS" TO UPDATE REGULATIONS REGARDING FOOD TRUCKS
- Attachments:** [OR 20-18 Ord amending Chapter 1189 Zoning Text Food Trucks](#)
 [OR 20-18 Exhibit A Ch 1189 Strikethrough Food Trucks](#)
 [OR20-18 Notice of Public Hearing 10-1-2018](#)
- D.** [OR21-18](#) AN ORDINANCEN BY THE TROTWOOD CITY COUNCIL REPLEAING OLD APPRENDIX B"SCHEDULE OF PERMITTED AND CONTIONAL USES BY DISTRICT" AND ENACTING NEW APPENDIX 'B" SCHEDULE OF PERMITTED AND CONDITIONAL USES BY DISTRICT" TO UPDATE REGULATIONS REGARIDNG FOOD TRUCKS
- Attachments:** [OR 21-19 Ord amending Appendix B](#)
 [OR 21-18 Exhibit A Appendix B Strikethrough Food Trucks](#)
 [OR21-18 Notice of Public Hearing Schedule B Mobile Food Trucks 10-1-201](#)
- E.** [OR13-18](#) AN ORDINANCE BY TROTWOOD CITY COUNCIL REPEALING OLD SECTION 1189 "SUPPLEMENTAL REGULATIONS" AND ENACTING NEW SECTION 1189 "SUPPLEMENTAL REGULATIONS" ADDRESSING AGRICULTURAL USES IN RESIDENTIAL DISTRICTS (Farm Animals)
- Attachments:** [OR13-18 Ord amending 1189 SUPPLEMENTAL REGULATIONS AGRICULTU](#)
 [OR13-18 SUPPLEMENTAL AGR. USES Ch 1189 Strikethrough JULY 16,2018](#)
 [OR13-18 Notice of Public Hearing Wireless Structures 10-1-2018](#)
- F.** [OR18-18](#) AN ORDINANCE BY THE TROTWOOD CITY COUNCIL REPEALING OLD APPENDIX B "SCHEDULE OF PERMITTED AND CONDITIONAL USES BY DISTRICT" AND ENACTING NEW APPENDIX B "SCHEDULE OF PERMITTED AND CONDITIONAL USES BY DISTRICT" TO REGULATE FARM ANIMALS IN RESIDENTIAL DISTRICTS.
- Attachments:** [OR 18-18 Ord amending Appendix B](#)
 [OR 18-18 Exhibit A Appendix B Strikethrough Farm Animals](#)
 [Farm Animals Staff Report Final for Council 09042018](#)
 [OR18-18 Notice of Public Hearing Farm Animals conditional use zoning 10-](#)

X. Motion to Close the Public Hearing**XI. Resolutions**

- G.** [R18-74](#) A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH _____ FOR THE PURCHASE OF 27 SELF CONTAINED BREATHING APPARATUS AND 34 ADDITIONAL FACE PIECES FOR THE TOTAL SUM OF \$_____ WITH A TOTAL CITY CONTRIBUTION OF 10% OR \$_____ AND THE REMAINDER TO BE PAID FROM FEDERAL EMERGENCY MANAGEMENT AGENCY FIREFIGHTING ASSISTANCE GRANT.

- H.** [R18-75](#) A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH _____ FOR THE PURCHASE OF 7 CARDIAC MONITORS AND 2 AUTOMATED EXTERNAL DEFIBRILLATORS FOR THE TOTAL SUM OF \$_____ WITH A TOTAL CITY CONTRIBUTION OF 10% OR \$_____ AND THE REMAINDER TO BE PAID FROM FEDERAL EMERGENCY MANAGEMENT AGENCY FIREFIGHTING ASSISTANCE GRANT.

- I.** [R18-80](#) AN RESOLUTION APPROVING THE SOLID WASTE MANAGEMENT PLAN OF THE MONTGOMERY COUNTY SOLID WASTE MANAGEMENT DISTRICT

Attachments: [R18-80 Solid Waste Resolution \(00971316xA06A8\)](#)

[R18-80 Plan Ratification Process to Communities 9-12-18 vr 2.0 10-1-2018](#)

- [R18-59](#) A RESOLUTION BY THE TROTWOOD CITY COUNCIL TO ACCEPT THE RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE MONTGOMERY COUNTY AUDITOR.

Attachments: [R18-56 Tax Year 2018 Amounts & Rates Resolution.pdf](#)

XII. Old & New Business

- a.** **Mayor:** To schedule an appointment with the Mayor, contact David Young, 937.854.7212 between the hours of 8 am - 5 p.m.
- b.** **Council Members**
- c.** **City Manager:** Reminder to visit the City of Trotwood web site at www.trotwood.org for updated information and events in our city. Go to "Notify Me" icon to sign up to receive information by utilizing your email address or mobile phone.

d. Staff Reports**A. [18-48](#) Leaf Pickup Program for 2018**

Attachments: [2018 - Leaf Pickup Schedule](#)
[Streets Routes a-z](#)
[Leaf Zone Maps 2018](#)

B. [18-51](#) A Motion to Enter into an Executive Session according to Section 121.22 of the O.R.C.- Meeting Exceptions for a personnel related matter.

Attachments: [EXECUTIVE SESSION_FOR IMMEDIATE RELEASE_v.2](#)

C. [18-52](#) A motion to Adjourn the Executive Session and return to the Regular Agenda**XIII. Motion to Adjourn**