

# **City of Trotwood**

*3035 Olive Road  
Trotwood, Ohio 45426  
937.837.7771  
[www.trotwood.org](http://www.trotwood.org)*



## **Meeting Minutes**

**Monday, November 6, 2017**

**6:30 PM**

**T-M Schools Board of Education Meeting Chambers  
3594 N. Snyder Road, Trotwood, Ohio**

### **City Council**

*Mayor Mary A. McDonald  
Vice Mayor Bettye L. Gales  
Councilmember Rap Hankins  
Councilmember Charles Ron Vaughn  
Councilmember Rhonda C. Finley  
Councilmember Robert L. Kelley, Jr.  
Councilmember James D. Williams II  
David Young, Deputy Clerk of Council*

**I. Call to Order: Mayor Mary A. McDonald**

Mayor McDonald called the meeting to order at 6:30pm.

Guests Present: Sister Mary Garke, Sandra Johnson, Lateah Johnson, Tom Grady, Ernest Curry, Dave Norvell, Angela Battle, Paula Lauder, Arthur Lawson, John Fecke, John & Pat Jenkins, Mattie Clay, Bob Anders, Luellen Wilson, James Wright, William Richardson, Boyd & Jeri Hastings, Benette DeCoux, Bonnie Smith, Sister Joan DeChristopher, Barbara Higgins

Staff Present: City Manager Quincy Pope, Deputy Clerk of Council David Young, Law Director Steve McHugh, Cheryl Wheeler, Chris Peeples, Donna Bowman, Chief Erik Wilson, Chief Richard Haacke, Jeannie Peyton, Fred Burkhardt, Brenda Blauser, Stephanie Kellum

**II. Invocation: Matthew Kuntz****III. Pledge of Allegiance****IV. Moment of Silence**

For those who lost their lives in the recent attacks in NYC and Texas.

**V. Roll Call: Deputy Clerk of Council**

**Present:** 7 - Mayor Mary A. McDonald, Vice Mayor Bettye L. Gales, Councilmember Rap Hankins, Councilmember Charles Ron Vaughn, Councilmember Rhonda C. Finley, Councilmember Robert L. Kelley Jr. and Councilmember James D. Williams II

**Present:** 7 - Mayor Mary A. McDonald, Vice Mayor Bettye L. Gales, Councilmember Rap Hankins, Councilmember Charles Ron Vaughn, Councilmember Rhonda C. Finley, Councilmember Robert L. Kelley Jr. and Councilmember James D. Williams II

**VI. Motion to Approve the Agenda**

Mayor McDonald requests a motion on this item. A motion was made by Councilmember Hankins, seconded by Vice Mayor Gales, that this be approve the agenda as submitted. The motion carried by the following vote:

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**VII. Motion to Enter into an Executive Session in Accordance with City charter Section 121.22 meeting exceptions to discuss collective bargaining.**

Mayor McDonald requests a motion on this item. A motion was made by

**Councilmember Williams II, seconded by Councilmember Hankins, that this be adjourn into Executive Session. The motion carried by the following vote:**

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

#### **VIII. Motion to Adjourn the Executive Session**

**Mayor McDonald requests a motion on this item. A motion was made by Councilmember Hankins, seconded by Councilmember Williams II, that this be return to Regular Meeting Agenda. The motion carried by the following vote:**

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

#### **IX. Visitors & Communications:**

**To make a comment to City Council, 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.**

#### **X. Presentations**

- A.** A PRESENTATION REGARDING THE OPTIONS FOR MEDICAL MARIJUANA IN THE CITY OF TROTWOOD - STEPHANIE KELLUM (10 MIN)

**Attachments:** [PR46-17](#)

#### **XI. Motion to Approve the Consent Agenda**

**Mayor McDonald requests a motion on this item. A motion was made by Councilmember Williams II, seconded by Vice Mayor Gales, that this be approved on the Consent Agenda. The motion carried by the following vote:**

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

- A.** A MOTION TO APPROVE THE MEETING MINUTES OF OCTOBER 2,

2017.

**Attachments:**     [10.02.2017 Minutes](#)

**Mayor McDonald requests a motion on this item. A motion was made by Councilmember Williams II, seconded by Vice Mayor Gales, that this Staff Report be read and filed. The motion carried by the following vote:**

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**B.**

A MOTION TO APPROVE THE MEETING MINUTES OF OCTOBER 16, 2017.

**Attachments:**     [10.16.2017 Minutes](#)

**Mayor McDonald requests a motion on this item. A motion was made by Councilmember Williams II, seconded by Vice Mayor Gales, that this Staff Report be read and filed. The motion carried by the following vote:**

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**C.**

A MOTION TO APPROVE THE MEETING MINUTES OF OCTOBER 25, 2017.

**Attachments:**     [10.25.2017 Minutes](#)

**Mayor McDonald requests a motion on this item. A motion was made by Councilmember Williams II, seconded by Vice Mayor Gales, that this Staff Report be read and filed. The motion carried by the following vote:**

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**D.**

A MOTION TO SCHEDULE A PUBLIC HEARING AND DRAFT LEGISLATION ON PLANNING COMMISSION CASE 17-10 FOR THE REZONING OF A 16 ACRE SITE LOCATED AT 701 W MAIN STREET (H33 00609 0013, H33 00609 0042 AND H33 00308 0044 FROM "R-PUD" RESIDENTIAL PLANNED UNIT DEVELOPMENT TO "B-PUD" BUSINESS PLANNED UNIT DEVELOPMENT.

**Mayor McDonald requests a motion on this item. A motion was made by Councilmember Williams II, seconded by Vice Mayor Gales, that this Staff Report be read and filed. The motion carried by the following vote:**

- Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II
- Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**E.**

A MOTION TO SCHEDULE A PUBLIC HEARING AND DRAFT LEGISLATION ON PLANNING COMMISSION CASE 17-11 FOR THE PUD SPECIFIC SITE PLAN FOR A 8,000 SF BUILDING AT 701 W MAIN STREET (H33 00609 0013, H33 00609 0042 AND H33 00308 0044.

**Mayor McDonald requests a motion on this item. A motion was made by Councilmember Williams II, seconded by Vice Mayor Gales, that this Staff Report be read and filed. The motion carried by the following vote:**

- Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II
- Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**F.**

A RESOLUTION BY TROTWOOD CITY COUNCIL AUTHORIZING THE TROTWOOD COMMUNITY IMPROVEMENT CORPORATION TO INITIATE A PROPERTY TAX FORECLOSURE ACTION ON THE TAX-DELINQUENT LAND KNOWN AS 1511 AZALEA DR (PARCEL ID H33 01213 0044) IN ACCORDANCE WITH CHAPTER 5722 OF THE OHIO REVISED CODE.

**Attachments:**     [R17-113](#)  
                                 [R17-113 Attachment](#)

**Mayor McDonald requests a motion on this item. A motion was made by Councilmember Williams II, seconded by Vice Mayor Gales, that this Resolution be approved. The motion carried by the following vote:**

- Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II
- Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**G.**

A RESOLUTION BY TROTWOOD CITY COUNCIL AUTHORIZING THE TROTWOOD COMMUNITY IMPROVEMENT CORPORATION TO

INITIATE A PROPERTY TAX FORECLOSURE ACTION UPON THE TAX- DELINQUENT LAND KNOWN AS 1512 COURTER ST (PARCEL ID H33 01212 0044) LOCATED IN TROTWOOD, OHIO, IN ACCORDANCE WITH CHAPTER 5722 OF THE OHIO REVISED CODE.

**Attachments:**     [R17-114](#)  
                                 [R17-114 Attachment](#)

**Mayor McDonald requests a motion on this item. A motion was made by Councilmember Williams II, seconded by Vice Mayor Gales, that this Resolution be approved. The motion carried by the following vote:**

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**H.**

A RESOLUTION BY TROTWOOD CITY COUNCIL AUTHORIZING THE TROTWOOD COMMUNITY IMPROVEMENT CORPORATION TO INITIATE A PROPERTY TAX FORECLOSURE ACTION UPON THE TAX- DELINQUENT LAND KNOWN AS 4819 LIVE OAK DR (PARCEL ID H33 01211 0001) LOCATED IN TROTWOOD, OHIO, IN ACCORDANCE WITH CHAPTER 5722 OF THE OHIO REVISED CODE.

**Attachments:**     [R17-118](#)  
                                 [R17-118 Attachment](#)

**Mayor McDonald requests a motion on this item. A motion was made by Councilmember Williams II, seconded by Vice Mayor Gales, that this Resolution be approved. The motion carried by the following vote:**

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

## **XII. 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 and address, proceed with your comments. You will have three (3) minutes to speak.**

**Mayor McDonald requests a motion on this item. A motion was made by Councilmember Vaughn, seconded by Councilmember Finley, that this be open the public portion of this meeting. The motion carried by the following**

**vote:**

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**A.**

AN ORDINANCE BY TROTWOOD CITY COUNCIL REPEALING OLD SECTION 105.01 "PURCHASING; CONTRACTS" AND ENACTING NEW SECTION 105.01 "PURCHASING; CONTRACTS.

**Attachments:** [OR31-17](#)

**Mayor McDonald requests a motion on this item. A motion was made by Councilmember Hankins, seconded by Councilmember Williams II, that this Ordinance be adopted as amended. The motion carried by the following vote:**

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**B.**

AN ORDINANCE BY TROTWOOD CITY COUNCIL TRANSFERRING PROPERTY ON UNION ROAD, TROTWOOD, OHIO (H33 01014 0004) FROM THE CITY OF TROTWOOD TO THOMAS J. WILZ, JR.

**Attachments:** [OR32-17](#)

**Mayor McDonald requests a motion on this item. A motion was made by Councilmember Vaughn, seconded by Councilmember Williams II, that this Ordinance be adopted. The motion carried by the following vote:**

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

### **XIII. Motion to Close the Public Hearing**

**Mayor McDonald requests a motion on this item. A motion was made by Vice Mayor Gales, seconded by Councilmember Finley, that this be close the public portion of this meeting. The motion carried by the following vote:**

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

#### **XIV. Resolutions**

- A.** A RESOLUTION BY TROTWOOD CITY COUNCIL AUTHORIZING THE CITY MANAGER TO EXECUTE A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF TROTWOOD, OHIO AND THE TROTWOOD PROFESSIONAL FIREFIGHTERS IAFF LOCAL 4024 FOR THE PERIOD OF JANUARY 5, 2017 THROUGH DECEMBER 31, 2018.

**Attachments:** [R17-124](#)  
[R17-124 Attachment](#)

**Mayor McDonald requests a motion on this item. A motion was made by Councilmember Hankins, seconded by Councilmember Finley, that this Resolution be approved. The motion carried by the following vote:**

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

- B.** A RESOLUTION BY TROTWOOD CITY COUNCIL AUTHORIZING THE CITY MANAGER TO EXECUTE A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF TROTWOOD, OHIO AND THE TEAMSTERS LOCAL UNION NO. 957 (PUBLIC WORKS) FOR THE PERIOD OF JANUARY 1, 2017 THROUGH DECEMBER 31, 2018.

**Attachments:** [R17-125](#)  
[R17-125 Attachment](#)

**Mayor McDonald requests a motion on this item. A motion was made by Councilmember Hankins, seconded by Councilmember Finley, that this Resolution be approved. The motion carried by the following vote:**

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

- C.** A RESOLUTION BY TROTWOOD CITY COUNCIL AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE PUBLIC ENTITIES POOL OF OHIO FOR THE PURPOSE OF



PROVIDING INSURANCE FOR THE CONTRACT YEAR OF 2017/2018.

**Attachments:**     [R17-126](#)  
                                 [R17-126 Attachment](#)

**Mayor McDonald requests a motion on this item. A motion was made by Vice Mayor Gales, seconded by Councilmember Finley, that this Resolution be approved. The motion carried by the following vote:**

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**D.**

A RESOLUTION BY TROTWOOD CITY COUNCIL AUTHORIZING THE CITY MANAGER TO DECLARE CERTAIN OBSOLETE AND/OR SURPLUS FIRE & RESCUE EQUIPMENT AS NO LONGER NEEDED FOR A PUBLIC PURPOSE AND AUTHORIZING SAID PROPERTY FROM THE TROTWOOD FIRE & RESCUE DEPARTMENT TO BE SOLD ON GOVDEALS.COM

**Attachments:**     [R17-127](#)  
                                 [R17-127 Attachment](#)

**Mayor McDonald requests a motion on this item. A motion was made by Councilmember Hankins, seconded by Councilmember Williams II, that this Resolution be approved. The motion carried by the following vote:**

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**E.**

A RESOLUTION BY TROTWOOD CITY COUNCIL APPOINTING FOUR (4) MEMBERS TO THE PLANNING COMMISSION OF THE CITY OF TROTWOOD, OHIO FOR A SHORT TERM ENDING ON JANUARY 31, 2018.

**Attachments:**     [R17-128](#)

**Mayor McDonald requests a motion on this item. A motion was made by Vice Mayor Gales, seconded by Councilmember Finley, that this Resolution be approved. The motion carried by the following vote:**

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**XV. Old & New Business**

- a. **Mayor:** To schedule an appointment with the Mayor, contact David Young at 937.854.7212 between the hours of 8am - 5pm.
- c. **Council Members**
- b. **City Manager:** Reminder to visit the City of Trotwood web site at [www.trotwood.org](http://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.

**XVI. Motion to Adjourn**

**Mayor McDonald requests a motion on this item. A motion was made by Councilmember Vaughn, seconded by Councilmember Williams II, that this be adjourned. The motion carried by the following vote:**

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II

**Aye:** 7 - Mayor McDonald, Vice Mayor Gales, Councilmember Hankins, Councilmember Vaughn, Councilmember Finley, Councilmember Kelley Jr. and Councilmember Williams II