

**TROTWOOD CITY COUNCIL
MEETING MINUTES
JANUARY 19, 2010**

The Trotwood City Council met in their Regular Scheduled Meeting on Monday, January 10, 2010 at 7:30 p.m. in the Trotwood Community Center, 4000 Lake Center Drive, Trotwood, Ohio. Mayor Darreyl D. Davis asked everyone to join in the Pledge of Allegiance followed by a moment of silence.

ROLL CALL

Council Members present: Council Member Bettye L. Gales, Council Member Rap Hankins, Council Member Mary A. McDonald, Council Member Barbara J. Staggs, Council Member Ronald Vaughn, Vice-Mayor Joyce Sutton Cameron, and Mayor Darreyl D. Davis.

Staff Members present: City Manager Michael J. Lucking, Law Director Dalma Grandjean, Chief of Police Quincy E. Pope; Acting Fire Chief Rich Wagner; Acting Finance Director Patricia Shively; Public Works Director Thomas Odenigbo; Planning and Zoning Administrator Carl Daugherty; Barbara Brooks Human Resource Manager; Clerk of Council Lois M. Singleton (absent), and Secretary to City Manager/Deputy Clerk of Council Sandy Riege.

VISITORS

Walter Pendleton, Debi Hull, William, Ptl. Henry Crist, Mattie Clay, George Riber, Ellsworth Szkudlarek, Joanne Kuesters, David Szkudlarek, Tayna Jackson, Helen Sarsgard, Mike Vickers, Trotwood P.D., John T. Fecke, Oscar & Totsie Holiday (former Council Member), Bruce Kettelle (former Council Member, Totally Trotwood), Janice Chinn, Thomas Clay, Tom Brandkamp, Dan Whited, Octavia Clay, Theodore Fowler, Duane Plessinger, Joseph McDonald, Homer Williams, Ronald Kuesters, Beverly Tomlinson, George Weitendorf, Virginia Litchfield, Janet Foote, Toni Coleman (Dayton Daily News), Harry Patton, Gene Moore, William Benson, Kenny Ullery, Wm. Richardson, James Williams and Michael Gibson, Battalion Fire Chief.

PRESENTATIONS AND RECOGNITIONS

- A). AmeriCorps Member Debi Hull - Trotwood Leadership Academy Coordinator 2009-2010.
City Manager Lucking introduced Debi Hull who's organizing the next leadership program. She's currently recruiting volunteers in all wards to apply. The 2010 kickoff celebration reception is scheduled for March 24, 2010, at Maria Joseph Living Care Center for this 11 week program. Graduation will be at the St. Margaret's Episcopal Church last week in June. Please contact her by e-mail bhull@trotwood.org / 854-7226 or at 3035 Olive Road in the Human Resource Office.
- B). Americorp Member Walter Pendleton
Working with City Manager on several projects, one is the Foreclosure Task Force Group to develop an educational program for our citizens facing home foreclosures on their properties. Another project is to form a Neighborhood Walk Program to hear the concerns of citizens in every ward sometime in the spring.
- C). Presentation by Woolpert to discuss MS4 Storm Water Requirements for the City.
City Manager introduced Public Works Director Thomas Odenigbo. Since 2003 we have had an EPA permit that was re-issued in 2008 that expired in 2014. Six minimum control measures have been met up to 2009 that Dan Whited from Woolpert will update the council on the MS4 Phase II process that applies to our Municipal Stormwater Sewer System Program.

Mr. Whited explained the MS4 Phase II Municipal Separate Storm sewer systems are publically owned by state, city, and town's for the collection of stormwater in drains, pipes, ditches throughout our city that is not part of sewage treatment plant. Community's are required to develop a stormwater program that prevents pollutants from entering water bodies and obtain a NPDES permit to develop a stormwater program.

This SWMP (Storm Water Management Program) will reduce the contamination of stormwater runoff and prohibit illicit discharges that is regulated by the Ohio EPA that requires six minimum control measures: 1). Public Education and Outreach through web site, newsletters, and other publications; 2). Public Participation & Involvement to identify the storm water pollution; 3). Illicit Discharge Detection & Elimination to inventory home sewage treatment system, identify non storm wastes entering into the current system, prepare city ordinance, regulate and enforce; 4). Construction site runoff control, post construction runoff control, 5). Post-Construction Control; and 6). Pollution Prevention and Good Housekeeping that includes policies, training staff, system maintenance of our pipes, structures, ditches, salt storage, recordkeeping, pollution prevention plan at all our municipal facilities. Goal # 1, 2, 4, 5 and 6 we have until November 2010 to plan. Goal number 3 is the first annual report due to Ohio EPA that is the expensive part of this permit due on April 1, 2010. Included in this goal is the data collection to map out our water aquifers located at Wolf Creek. A RFP has been sent for a consultant to assist with this requirement. Mr. Hankins asked if we have the funds for the consultant, which public works director Thomas Odenigbo responded , it's already been collected by the property owners to date. Vice Mayor Cameron asked once this gets to a certain level will the citizens still have to pay the stormwater fee? Thomas explained this is a 5 year program covering period starting in 2008 through 2014 and could last a very long time. Mrs. McDonald asked if we are current with our legislation - yes according to City Manager Lucking.

CONSENT AGENDA

This agenda is reserved for routine items requiring a vote of Council. Rather than vote individually on these items, they have been placed on the consent agenda allowing the Council to approve all of the items through one motion. The items on the consent agenda are as follows:

Motion to Approve the Consent Agenda.

- 1). Council Meeting Minutes – Regular Scheduled Meeting – Monday, December 21, 2009
- 2). Council Meeting Minutes – Organizational Meeting - Monday, January 4, 2010
- 3). Council Emergency Meeting Minutes - Wednesday, January 6, 2010.
- 4). Terms to expire on January 31, 2010 Civil Service Commission – Gayle Johnson and Nancy Mario.
- 5). Resolution 10-03: A Resolution authorizing the assessment of delinquent charges for nuisance abatement of property in the city of Trotwood to be placed on the Montgomery County Property Tax Duplicate.

- 6). Resolution 10-04: A resolution authorizing the assessment of delinquent charges for cutting and removal of weeds, vegetation and/or grass to be placed on the Montgomery council property tax duplicate
- 7). Resolution 10-05: A resolution appointing a member to the parks and recreation board of the city of Trotwood, Ohio (David Szkudlarek)

Mayor Davis requested a Motion to approve the Consent Agenda. Mr. Hankins moved to approve the Consent Agenda, and it was seconded by Mrs. Gales. Roll Call resulted in 7 yes votes, and the Motion was approved unanimously.

VII. Resolutions

A). RESOLUTION 10-02: A RESOLUTION BY THE TROTWOOD CITY COUNCIL ESTABLISHING THE RATIONAL FOR AND AUTHORIZING CITY EMPLOYEE FURLOUGHES, CITY EMPLOYEE WAGE REDUCTIONS, LAYOFF OF CITY EMPLOYEES OR ALL OTHER MEANS AVAILABLE TO ADDRESS THE CITY'S LACK OF FUNDS. TABLED IN THE JANUARY 4, 2010 ORGANIZATIONAL MEETING. MOTION TO CONTINUE ON THE TABLE OR REMOVE FROM THE AGENDA.

Mayor Davis requested a Motion to remove Resolution 10-02. A Motion was made by Mrs. McDonald to remove from the agenda and it was seconded by Vice Mayor Cameron. Roll call resulted in 7 yes votes.

New Business.

- A). Mayor
 - 1) Mayor Darreyl D. Davis Office Hours – please call the Clerk of Council at 854-7212 or e-mail Mrs. Singleton at lsingleton@trotwood.org to schedule a meeting at any time that is convenient.
 - 2) Mayor Davis read a letter from Kettering Medical Center Foundation and the Kettering Breast Evaluation Center for Woman Wellness Fund. They provide free screenings, breast ultrasounds and other health care needs to uninsured women and men in our community. They want to invite everyone to attend their Wellness Walk for the 2010 event to be held Sunday, May 2, 2010 at Carillon Historical Park located in Dayton with the Sharon Howard Executive Director of Public Relations from Channel 2 WDTN as Grand Marshall of the event. Prior to the walk an informational breakfast will be held on Thursday, Feb 11th 7:30 at the Sinclair Community College for community and corporate team groups participating in this event. Contact www.kncfoundation.org or call for Teresa Geisterfer at 937-295-8607.
- B). City Manager Michael J. Lucking
Reminder for citizens to use the Trotwood Website www.trotwood.org

C). Comments from City Council

Councilmember Mary McDonald asked everyone to remember the people of Haiti and asked for this community to do what they can to contribute to earthquake disaster.

Councilmember Hankins reminded everyone that we have prescription card for all citizens in Trotwood to use that would give a 15 to 20% discount to lower their costs. This past weekend Hara Arena held their annual Home Show that had a good turn out even in these difficult economic times.

D). Staff Report - Police Chief Quincy Pope, Sr.

New Liquor Agency Contract and New Liquor Permit (carryout) for DASAR, INC. DBA A BEE WINE & SPIRITS, 5513 Salem Avenue, Trotwood, Ohio 45426

The permit is divided into two components the first being the liquor permits for a class 1 & 2 license and they have no objection.

Carl Daugherty Planning & Zoning Administrator concluded that the local zoning occupancy law would require a conditional use approval. Liquor establishments located on Salem Avenue must obtain approval or objection would have to be heard by the Board of Zoning Appeals based on land use principals. Contract will be made with the proposed operator about this process.

Mrs. McDonald moved to approve the liquor permit and was seconded by Mr. Vaughn. Roll Call resulted in 7 yes votes, and the Motion was approved unanimously.

VISITORS AND COMMUNICATIONS

James Williams, 4538 Fredenberger Avenue, Ward 4 wanted to discuss Resolution 10-03 about the nuisance fees abated to the properties in his ward. The properties had assessment charges on their county tax bills was told last year there would be no charges incurred and he doesn't understand why. City Manager Lucking said he'd look into the matter and get back with him.

Helen Sarsgard, 5879 Horrell Road, Ward 1 is disappointed when she saw the concept plans for the vacant Salem Mall site. She would like to see another mall constructed at the site. We need more eating establishments and retail stores.

Mayor Davis thanked everyone for attending this meeting.

Motion to Adjourn

Mrs. Staggs moved to adjourn the meeting at 8:27 p.m. and was seconded by Vice-Mayor Cameron. Roll Call resulted in 7 yes votes, and the Motion was approved unanimously.

ATTEST:

APPROVED:

Sandra L. Riege, Deputy Clerk of Council

Darreyl D. Davis, Mayor