

**TROTWOOD CITY COUNCIL
MEETING MINUTES
OCTOBER 19, 2009**

The Trotwood City Council met in their Regular Scheduled Meeting on Monday, October 19, 2009 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: Vice-Mayor Joyce Sutton Cameron, Council Member Bettye L. Gales, Council Member Rap Hankins, Council Member Mary A. McDonald, Council Member Barbara J. Staggs, Council Member Ronald Vaughn, and Mayor Darreyl D. Davis.

Staff Members present: City Manager Michael J. Lucking; Law Director Steve McHugh, Public Works Director Thomas Odenigbo, Acting Finance Director Patricia Shively, Fire & Rescue Chief Eugene Lutz, Police Chief Quincy E. Pope, Sr., Police Captain Erik Wilson, Planning & Zoning Administrator Carl Daugherty, Building Program Manager/Code Enforcement Scott Adams, Human Resources Manager Barbara Brooks, and Secretary to City Manager/Deputy Clerk Sandy Riege, and Clerk of Council Lois M. Singleton.

VISITORS:

Virginia Litchfield, William Krest, James D. Williams, II, Wesley L. Willis (VFW Post 4270), Homer Williams (VFW Post 4270), Jackie Schroeder, William Richardson, Brendalee Roseman, George Riber, Kenny Goodpasture, George Weitendorf, Theodore C. Fowler, Ralph & Phyllis Goins, Tim Kambitsch (Executive Director Dayton Metro Library), Virginia & Loren Gross, Ralph Heist, Jack Lewis, Pat Lewis, Barbara Higgins, Thomas Clay, Mattie M. Clay, John T. Fecke, Cozy Smith, Jesse Smith, Ronald Koesters, Anita Schmaltz, Marvalene Raglin, Dora Garner, Raymond Garner (President Trotwood Chamber), Hence C. Coats (Pastor Pleasant Green M.B. Church/Road Levy Committee), Joanne Koesters, Shirley B. Barber, Joseph McDonald, Willie Marvin, Richard Farncomb, Janet Foote, Raymond Birdsong, Jon Stoops (Chair Road Levy Committee), George Tyler, Ellsworth Szkudlarek, Helen Sarsgard, Patricia B. King, Harry Patton, Gene B. Moore, Jr., Tamera Moore, Marjorie Townes, Janice Chinn, Toni Coleman (Dayton Daily News), K. Walker, Gayle Gibbons, Waverly Warden, Dave Norvell, Octavia Clay, Pete & Bonnie Cummings, and Bruce Kettelle (Totally Trotwood).

PRESENTATIONS AND RECOGNITIONS:

PRESENTATION – TROTWOOD ROAD LEVY COMMITTEE- REVEREND HENCE C. COATS-COMMITTEE MEMBER: Reverend Hence C. Coats talked about Issues 16 and 17 which are levies on the upcoming November 3, 2009 Ballot. These levies are each 1 mil and will bring badly needed dollars into our Public Works Department for roads and operations. Of those dollars paid by Trotwood residents, 3% is earmarked for the City, and 90% are other levies and go to other entities. Please vote for Issues 16 and 17 on November 3rd.

PRESENTATION – TROTWOOD FIRE & EMS LEVY COMMITTEE – THEODORE C. FOWLER, COMMITTEE MEMBER: Ted Fowler, Chairman Committee to Preserve Trotwood Fire & Rescue talked about Issues 18 and 19 on the upcoming November 3, 2009 Ballot. Issue 18 is a Five-Year 2 – mill Capital Improvement levy - additional, and Issue 19 is a Five-Year 2-Mill EMS Renewal levy. Issue 18 would replace antiquated, high mileage, high maintenance fire engines/medics and equipment on a five year replacement plan. Issue 19 is a renewal, no additional cost, will help pay for day to day operations, personnel cost, training, equipment, and facilities. This levy is mission critical for division to provide quality fire and emergency services to the citizens. Issue 18 would cost citizens 61.25 or 16 cents a day for a \$100,000.00 home; \$48.00 a year or 13cents a day for an \$80,000.00 home, and

\$30.62 or 8 cents a day for a \$50,000.00 home. Please vote yes for Issues 18 and 19 on November 3rd.

PRESENTATION – CITIZENS FOR GOOD LIBRARIES AND ISSUE 40 – EXECUTIVE DIRECTOR TIM KAMBITSCH – DAYTON METRO LIBRARY: Executive Director Tim Kambitsch talked about Issue 40 on the November 3, 2009 Ballot. The Dayton Metro Library had 3.7 million visitors last year. With Issue 40 we keep the basics: current books and research materials; Library programs for children, students and young adults; Computer access many people need for job searches, homework. Without Issue 40 services would suffer: Programs for children, families and seniors will be cut; many branches will close and hours will be drastically reduced; and we won't have enough books, magazines and technology to meet the needs of residents. The library is a real asset to families. Issue 40 is the library's only local support – State funding has been cut drastically. The current levy expires at the end of the year. Issue 40 will replace the library's current 1.25 mill levy and add 0.5 mills. This adds \$1.55 per month on a \$100,000.00 property. This is less than the cost of one book per year. The state funding is 5 million dollars less. The Dayton Metro Library has instituted pay freezes, and furloughs to cut expenses. Please approve the Resolution on the agenda for the Dayton Metro Library Issue 40. Thank you for allowing me to come out this evening and talk to you.

PRESENTATION – TROTWOOD POLICE DEPARTMENT ANNUAL REPORT – POLICE CHIEF QUINCY POPE, SR.: Trotwood Police Captain Erik Wilson is making the presentation this evening. Captain Erik Wilson acknowledged the support of Police Chief Quincy Pope during the development of the report, Karen Crist of AthēnX Corporation for helping with the research, data collection and preparation for the report, and thanked Tiffany Warner, the Business Manager/Accreditation Manager, and Lynda Minniefield, Senior Records Clerk, and Beverly Sturm, Records Clerk for their invaluable support and help in providing information for the report. Also thanked Sergeant Mike Vickers for his assistance with information on traffic enforcement and traffic crash data, and Sergeant Fred Beck for his support in providing photos of department personnel, and finally, the men and women of the Trotwood Police Department who go out everyday to protect and serve the community. Captain Wilson gave a breakdown of the department personnel, administration and specialized training. 2008 Crime Trends – the City realized an 8% reduction in Part I crimes from the previous year – crimes as defined by the Federal Bureau of Investigations include: homicide, rape, robbery, felonious assault, burglary/breaking and entering, theft, auto theft, and arson. The decrease driven by the significant reductions in five of the eight Part 1 categories, namely; rape (-25%), felonious assault (-14%), theft (-16%), auto theft (-27%) and arson (-36%). The remaining three Part 1 categories experienced increases as follows: homicide (400%), robbery (45%), and burglary/breaking and entering (17%). There were four homicides in 2008 vs. 0 in 2007. All homicides were known to the suspected assailants, and were not random acts of violence. During times of economic downturns communities across the country realize an increase in robberies and theft. Robberies increased from 51 in 2007 to 74 in 2008, 45%. Trotwood also experienced an increase in Part 1 Property Crimes, burglary/breaking and entering. This is attributed to the economic health of the country and region as these are crimes of opportunity in which the criminal element is committing crimes for personal gain. The overall picture of crime in Trotwood continues to be good. We must continue to utilize proactive strategies like the Trotwood Anti-Crime Unit and directed patrol by Road Patrol to reduce crime. The department is greatly concerned with continuing to reduce crime and building relationships with the community. We will continue to reduce crime by attacking street -level and mid -level drug trafficking within the City, as well as work with our community to eliminate neighborhood nuisances like loud noise, speeding loitering, and littering. These petty type crimes plaque communities. 2008 Arrest Statistics: several changes were instituted in 2008 which had an impact on overall statistics. Captain Wilson instituted a

change to the formula for compiling statistics related to arrests made. Arrest statistics are now based on the individual, and not the total number of counts with which the suspect is charged. Additionally, three detectives retired in the second half of 2008. An important element of crime reporting is how a law enforcement agency clears or "closes" an offense. They are cleared by arrest, inactive, unfounded, and exceptionally cleared. S.A.R.A Community Policing Anti-Crime Unit has and is very effective. This unit is supervised by the Detective Sergeant and comprised of a full time detective, and 8 officers are part of the team on a part time basis. The unit targets neighborhood/community hot spots in order to be proactive. The result of the collaborative effort between the A.T.F. and Trotwood Police have netted over \$10,000,000.00 in U.S. currency and one vehicle (a 1999 Infiniti Q45). The vehicle was subsequently seized by the U.S. Justice Dept. and turned over to the City of Trotwood for use in the continuing fight against crime. In 2008, Trotwood implemented the AthēnX solution to better serve its record management area, case assignment in the detective section, and support the reporting of crime trends by analyzing the stored crime data. Police Recruitment – recruiting of the most qualified applicants that reflect the diversity of the community. A Civil Service Entrance Examination was given on October 25, 2008, once completing the process, an eligibility list was established, and future hires will be drawn from this list. There were five retirements in 2008, three were for medical reasons and two were time-service retirements. Two new officers were hired in 2008. Traffic Enforcement – Automated Photo Enforcement used at three intersections and five cameras monitor the intersections. The cameras record speeding and red light violations, and have been in place since 12/12/05. SR49 & Free Pike – southbound, SR49/Wolf Creek Pike – northbound and Free Pike/SR49 – Eastbound. There has been a decrease in the number of violation notices issued in 2008, 15%. Sergeant Mike Vickers is assigned to coordinate with the Governor's Highway Safety Office on traffic crashes, and organizes the Law Enforcement Activity Report, which is a state funded program that allows the Department to target specific roadways to areas where accidents frequently occur. There were 406 traffic crash reports completed in 2008, two fatalities, 124 injury accidents which resulted in 190 injuries, and 278 property damage only traffic accidents, 56 hit and run accidents, and 24 were solved; and 25 alcohol related which resulted in 16 injuries, and 16 deer strike accidents. Agency Highlights: Retirement of Police Chief Michael E. Etter who is a hometown boy made good. Police Chief Etter progressed through the ranks and became a Public Safety Director after 29 years with the City. Police Chief Quincy E. Pope, started his career as a reserve patrol officer in Madison Township in 1995, promoted to Major in June 2005, commanding the Administrative Division in 2007, and sworn in as Chief in September 2008. Chief Pope is a graduate of Wright State University where he received a Master of Public Administration Degree, a graduate of Park University and Sinclair Community College, receiving a Bachelor of Science Degree in Criminal Justice Administration and Associate Degree in Police Science. Chief Pope is also a graduate of the Police Executive Leadership College, and the Law Enforcement Executive program held by the Law Enforcement Foundation, and is a Certified Law Enforcement Executive and a graduate of the State of Ohio's 2 year Certified Public Manager Program, and is a Certified Public Manager. Tiffany Warner was hired as the Administrative Assistant to the Police Chief in April 2006, and has now become the Business/Accreditation Manager. Tiffany attended her first CALEA conference in 2007, and completed very intensive training sessions for new accreditation managers. She was a valuable asset during the re-accreditation process. CALEA Inspection – the third re-accreditation assessment was completed in November 2008. The purpose is to improve delivery of public safety services, primarily by: maintaining a body of standards, developed by public safety practitioners, covering a wide range of up-to-date public safety initiatives; establishing and administering an accreditation process; and recognizing professional excellence. The accreditation program provides law enforcement agencies an opportunity to voluntarily demonstrate that they meet an established set of professional standards. SAFY Award – presented to the Trotwood Police Dept.

on Monday, June 16, 2008 by Mrs. Marion Bernard, Regional Director for SAFY. The department works closely with SAFY on several cases. Ohio Police and Fire Games 2008: Sergeant Jon Moeggenberg participated in Ohio Police and Fire Games hosted by the Columbus, Ohio Police Department. Sergeant Moeggenberg competed in several firearms events along with approximately 65 other competitors from depts. across the state. Sergeant Moeggenberg – Semi-Auto Combat Pistol – Gold Medal, Steel Challenge – Gold Medal, PPC 4 Person High Master –Gold Medal, PPC 2 Person Open – Bronze Medal. Officer Brent Raser and K9 Bruno competed also. K9 Bruno’s results are: Apprehension Scenario #1 – Gold Medal, Apprehension Scenario #2 – Silver Medal, Vehicle Narcotics – Bronze Medal, and Apartment Narcotics – Bronze Medal. Congratulations to both officers for representing the department in this statewide event. Community Service Highlights: National Night Out Event in Trotwood – Sept. 27, 2008, 25th Annual event; Canine Community Involvement; Neighborhood Watch Groups; and Special Community Involvement. Use of Force reports – 115 calls where an RTR Report was generated. Taser Usage Review – 59 taser usages were reported. This usage was down in 2008. Internal Affairs Analysis – 11 investigations conducted, and is a decrease of 15 or 58%. False Alarm Prevention – Beverly Sturm, Records Clerk, is aggressively billing alarm companies for the false alarms. Ms. Sturm is responsible for developing and implementation of the alarm program. Ms. Sturm has communicated with the alarm companies to educate them on the City’s alarm ordinance, and our intention to collect false alarm fees. In addition, Ms. Sturm collects the parking ticket and alarm company permit fees. Parking ticket fees collected in 2008 - \$2,490.00 and Alarm Company Operation Permits - \$2,490.00. Copies - \$464.40, Miscellaneous - \$905.50, and False Alarm Fees - \$905.50. School Resource Officer Trotwood Schools – Officer Patrick Craun is trained to perform three roles: law enforcement officer; law related counselor, and law related education teacher. Other jurisdictions want to emulate the same type of program. Agency Awards – Officers Tyrone Derrick, Officer Ron Smith and Officer Dorian Ringer were recognized for Outstanding Job Performance; Offense Reports, Arrests – Supplements, Traffic Citations; and Warnings. Ron Smith led the way in each group of listed categories. Community Volunteers Citizens on Preventative Patrol – instituted in 1987 as a volunteer group of private citizens to assist officers in the Trotwood Police Dept. The volunteers are trained in police procedures via classes taught by police personnel. C.O.P.P. members provided the City of Trotwood with 1,916 total volunteer hours for fiscal year 2008. The members save the City around \$31,614.00 in man hours as they free up police officers to respond to citizens needs. Mayor and Council and City Manager Lucking thanked Captain Wilson for his presentation and the information.

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:

- 1). Council Meeting Minutes – Regular Scheduled Meeting – Monday, October 5, 2009.
- 2). Council Meeting Minutes – Council Workshop – Wednesday, September 23, 2009.
- 3). Council Meeting Minutes – Special Scheduled Meeting – Monday, September 28, 2009.
- 4). RESOLUTION 09-89: A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR.
- 5). RESOLUTION 09-90: A RESOLUTION BY THE TROTWOOD CITY COUNCIL IN

SUPPORT OF THE NOVEMBER 3, 2009 DAYTON METRO LIBRARY LEVY.

- 6). Motion of the Trotwood City Council to request the Law Director schedule a public Hearing and to draft legislation to sell the Old Madison Township Hall at 2383 N. Union Road to VFW Post 4270.

Mr. Vaughn asked that a correction be made to the October 5, 2009 Council Meeting Minutes. The new Liquor Permit for Walgreens on Salem Avenue. Mr. Vaughn commented that he had telephoned four (4) different Walgreens and found that this is a statewide process adding liquor permits. The Clerk of Council will make the correction.

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

PUBLIC HEARINGS:

Mayor Davis requested a Motion to adjourn into the Public Hearing portion of the agenda. Vice-Mayor Cameron moved to approve the Motion to adjourn into the Public Hearing portion of the agenda at 8:10 p.m. and seconded by Mrs. McDonald. Roll call resulted in 7 yes votes, and the Motion was approved unanimously.

Mayor Davis administered the Oath to one resident who would speak for or against one of the public hearings.

ORDINANCE 20-09: AN ORDINANCE AMENDING ORDINANCE 01-09 (THE ANNUAL APPROPRIATION ORDINANCE FOR THE CITY OF TROTWOOD, OHIO AS ADOPTED JANUARY 5, 2009) AND AUTHORIZING THE ADJUSTMENT OF VARIOUS EXPENDITURES OF THE CITY OF TROTWOOD FOR FISCAL YEAR BEGINNING JANUARY 1, 2009: The Clerk of Council read the caption. City Manager Michael J. Lucking said the adjustment recommended are as follows: 1) Increase the Grants Fund by \$2,747,000 for costs associated with various aspects of Salem Avenue road construction projects. The source of funds is previously awarded ODOT and OPWCD grant funds. 2). Increase the appropriation to the City's Government Equity grant fund by \$90,000 for the purpose of recognizing the cost of the Phase 1 Salem Mall Planning and Design contract with the Stonehenge Company and the contemplated contract award of Phase 2 contract to Stonehenge Company. In the original appropriation ordinance, only \$10,000 had been appropriated from the Government Equity grant account. The Phase 1 agreement was for \$50,000 therefore, \$40,000 of the \$90,000 appropriation is to recognize the total Phase 1 contract cost with the Stonehenge Company. The remaining \$50,000 is for the anticipated Phase 2 contract with Stonehenge Company which Council has authorized City Manager Lucking to negotiate. 3). Increase the Fire Fund contract by \$15,000 for emergency repairs to the City's fire apparatus. 4). Increase the EMS Fund by \$15,000 for emergency repairs to the City's ambulances. Mayor Davis requested a motion to approve Ordinance 20-09. Mrs. Staggs moved to approve Ordinance 20-09, and seconded by Mr. Hankins. Roll call resulted in 7 yes votes, and Ordinance 20-09 was approved unanimously.

Public Hearing on Planning Commission Case #09-06- Zoning Text Amendments within the following sections of the City of Trotwood Zoning Ordinance:

- 1) Section 1123.02 [DEFINITIONS].

- 2) Section 1159.04 [CONDITIONALLY PERMITTED USES IN “OT-B” ZONING DISTRICT].
- 3) Section 1161.04 [CONDITIONALLY PERMITTED USES IN THE “G-B” ZONING DISTRICT].
- 4) Section 1163.04 [CONDITIONALLY PERMITTED USES IN THE “R-B” ZONING DISTRICT].
- 5) Appendix A [SCHEDULE OF PERMITTED AND CONDITIONAL USES BY DISTRICT]:

The Clerk of Council read the caption for the public hearing. Mayor Davis asked the resident to come forward and give her name and address, and state her feelings regarding the Public Hearing on PC Case #09-06. Mrs. Janice Chinn, 5213 Weigold Ct., Trotwood, OH 45426. Mrs. Chinn is against the legislation. Section 1161.04 – General Business, Section 1159.04, Section 1163.04 – Regional Business.

City Manager Michael Lucking asked Planning and Zoning Administrator Carl Daugherty to make his presentation on the proposed recommendations. The rationale for the amendments is changing trends driven by the economy, and housekeeping items following the adoption of the new code. Section 1123.02 [Definitions]: delete the definition Educational Institution; replace the definition by adding the following definitions: Educational Institution (Elementary), and Education Institution (Secondary). Section 1159.04 [Conditionally permitted uses in the OT-B District]: Delete the use automotive filling station from the list of conditionally permitted uses within the OT-B Zoning District within Appendix B (Schedule of Uses). Amend Appendix B to allow Automotive Repair, Automotive Services (tire and muffler shops), and Paint and Body shops as conditionally permitted uses within the OT-B Zoning District, with the following condition: Such uses will only be conditionally permitted within existing buildings/facilities within the OT-B District which were specifically designed and constructed for automotive repair, servicing, and /or paint and body work. Section 1161.04 [Conditionally permitted uses in the G-B General Business Zoning District]: Amend Appendix B to allow Private schools as conditionally permitted uses in the G-B District; Amend Appendix B to allow for Educational Institutions (Secondary) as conditionally permitted uses within the G-B General Business District; and Delete the use Auto and truck sales, rental and lease from the list of conditionally permitted uses with the G-B Zoning District. Section 1163.04 [Conditionally permitted uses in the R-B Regional Business Zoning District]: Amend Appendix B to allow Private Schools as conditionally permitted uses in the R-B Regional Business Zoning District; and Amend Appendix B to allow for Educational Institutions (Secondary) as conditionally permitted uses within the R-B Regional Business Zoning District.

The Planning Commission recommended approval to Council at the September 22, 2009 Council Meeting, voting unanimously for the text amendments. Mrs. Chinn is not in favor of 1159.04, 1161.04 and 1163.04. Mrs. Chinn said RTA – the Greyhound Hub was not zoned correctly. Planning and Zoning Administrator Carl Daugherty also recommends approval of the text amendments.

Mr. Vaughn said Appendix B and not Appendix A is being amended. What is the purpose of the change? City Manager Michael Lucking said it is the difference between younger children educational institutions and secondary education. Law Director Steve McHugh said the definition of elementary and secondary. The amendment would allow additional places for secondary educational schools in the District. We can expand Secondary into commercial as the students are older. Mr. Vaughn asked for an example of elementary and secondary schools. Planning and Zoning Administrator Carl Daugherty said Miami Jacobs – a private but secondary school. Mr. Vaughn said he is kind of concerned. Mr. Daugherty said he is recommending the amendment for the General Business and Regional Business Districts. Mrs.

McDonald asked if the amendments affect the Greyhound or Transit Hub. Mr. Daugherty said not at all. Mayor Davis said the next Planning Commission Meeting is the 4th Tuesday, October 27th at 7:00 p.m.

Mayor Davis requested a motion to approve PC Case 09-06, and to request the Law Director draft legislation. Mrs. Staggs moved to approve the zoning text amendments with Sections 1123.02; 1159.04; 1161.04, 1163.04; and appendix B as presented, and seconded by Vice-Mayor Cameron. Roll call resulted in 7 yes votes, and the Motion was approved unanimously.

Mayor Davis requested a motion to close the public hearing and return to the regular agenda. Mrs. McDonald moved to close public hearing at 8:30 p.m., and return to the regular agenda, and seconded by Mr. Hankins. Roll call resulted in 7 yes votes, and the Motion was approved unanimously.

OLD AND NEW BUSINESS:

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) Dayton Gems Season Opener – Friday, October 16th 7:00 p.m. at Hara Arena. Residence in Praise youth sang the National Anthem, and did a great job. There was a great turn out.
- 3) Trotwood Harvest Family Fun Walk – Saturday, October 24th 4-6:00 p.m. Prizes for Best Decorated Booths and Trunks. Bring the kids and come out.
- 4) Breast Cancer Awareness – Mayor Davis asked Mrs. McDonald to speak to the event. Mrs. McDonald asked that we take care of our loved ones and take them for screening, etc.

CITY MANAGER:

- 1) Reminder for citizens to use the Trotwood Website - www.trotwood.org
- 2) Thank you to the individuals who helped with the Adopt a Road Program on Saturday, picking up litter. There were some very good volunteers.

COUNCIL MEMBERS COMMENTS:

Council Member Rap Hankins:

There were 3200 at Hara Arena on Friday night for the Dayton Gems. There is a Game next Saturday at 5:00 p.m.

Council Member Ron Vaughn:

I attended the Pioneer Harvest Fest at the Iams Property on Saturday with two of my grandchildren. The event was fun, Hayrides for the children by Farmer Bruce. It is a great event.

Council Member Mary A. McDonald:

Home Depot and Lowe's were selling Everyday Batteries: If you purchased the batteries, a donation will be given to Breast Cancer Awareness.

Farm Tour: Thank you to Duane Plessinger and his family who gave us a tour of a farm and made me realize how hard farming is. There was a great tour on Lutheran Church Road.

STAFF:

TRANSFER OF LIQUOR PERMIT TO: OHIO CVS STORES LLC DBA CVS PHARMACY 6141, 1001 E. MAIN STREET, TROTWOOD, OHIO 45426 FROM HOOK SUPERX LLC DBA CVS PHARMACY 6141, 1001 E. MAIN STREET, TROTWOOD, OHIO 45426: Police Chief Quincy Pope said the Police Department does not have any reason to request a hearing on the request to transfer the permit. Mayor Davis requested a motion to accept without comment. Mrs. Staggs moved to accept the Motion without comment, and seconded by Mrs. Gales. Roll call resulted in 7 yes votes, and the motion was approved unanimously.

VISITORS AND COMMUNICATIONS:

James D. Williams, II – 4538 Freudenberger Avenue, 45417 - Ward 4: Thanks to Scott Adams for the clean up and boarding up of the last houses on our list in Townview. We would like to expand to the Drexel area next year.

Jessica McGrew, Amy Whetstone and Jackie Schroeder – 2080 Zink Road, Apt. 3A, Fairborn, OH 45324: Anti-Tethering Laws – Advocates for animal rights. Tethering by definition refers to the practices of fastening a dog to a stationary object or stake as the means of keeping the dog under control. This does not refer to walking a dog on a leash. Placing an animal on restraint to get fresh air for a short period of time is acceptable. If an animal is tethered, it should be done humanely, and should be properly attached and fitted in order to allow the animal to move comfortably and lie down. Animals should never be tethered during natural disasters. Dogs are social creatures that suffer psychologically when tethered because they are kept from interacting with others. The U.S. Dept. of Agriculture issued a statement on July 2, 1996 against tethering as inhumane because it restricts the dog's movement and can potentially harm or cause injury to the dog. Dogs can develop neck sores from poorly fitted collars and the struggle against the chain. Tethering can harm the dog and cause harm to the people in the community. A study by the U.D. Centers for Disease Control and Prevention found that a tethered dog is 2.8 more likely to bite a person than a non-tethered dog. We are recommending a new anti-tethering law for Trotwood, Ohio to combat animal neglect, and its subsequent problems. 1) An animal not to be tethered for a period of time longer than three hours in a twelve hour period. 2) An animal that is tethered should be provided with adequate food, water and shelter. 3) The length of the tether should be at least five times the length of the dog, from nose to tail, to ensure appropriate space for exercise. 4) The owner ought to ensure that there are no objects upon which the chain might become entangled. 5) The collar ought to be fitted properly for the animal (an inch of space between the neck of the dog and the collar). 6) A dog ought to not be tethered in extreme weather conditions, including temperatures below 32 degrees Fahrenheit or exceeding 100 degrees, as well as during blizzards, tornados, floods, or other natural disasters. These suggestions are general and should be adjusted according to community needs. Two examples of anti-tethering laws are attached. Thank you for your time and consideration on this subject. Please inform us if you take action on the issue.

George Riber – 8 Caisson Street 45426 - Ward 3: Save Our Streets – do not approve the levies. These levies were passed last year and we should have leaf pickup.

Brendalee Roseman – 609 Vaniman Avenue 45426 – Ward 1: The signs for the electorate – should have more information. I can't determine who to vote for with so little information. We can't afford more tax levies. I agree with Mr. Riber on the levies.

Ralph Heist – 5293 Oakes Road, Clayton, OH 45315 – Ward 1: Sign knocked down at Moss Creek Blvd. and Breckenridge Avenue – I have reported this and received no return calls from Public Works. I did receive a call from Gene Lutz, Fire Chief, but to date, the sign has been replaced.

Public Works Director Thomas Odenigbo is hearing this for the first time, and will take care of it as soon as possible.

MOTION TO ADJOURN:

Mrs. Gales moved to adjourn the meeting at 8:55 p.m., and seconded by Mrs. Staggs. The Motion was approved unanimously.

ATTEST:

APPROVED:

Lois M. Singleton, Clerk of Council

Darreyl D. Davis, Mayor