



City of Troy

AGENDA, TROY CITY COUNCIL
MONDAY, SEPTEMBER 21, 2009, 7:00 P.M.
COUNCIL CHAMBERS, CITY HALL

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL

(Excuse Mr. Douglas - motion/second, roll call vote)

SUMMARY OF MINUTES:

September 8, 2009 meeting (motion, second, roll call vote)

September 15, 2009 special meeting (motion, second, roll call)

COMMITTEE REPORTS

Citizen comments on committee reports or agenda items – two minute limit

RESOLUTIONS:

R-53-2009 Application for OPWC Funds, Experiment Farm Rd. Extension Project EMERGENCY 1st reading

ORDINANCES:

O-25-2009 Adopt 2007 Fire Code 1st reading

O-26-2009 Water & Sewer Rates 2010-2019 1st reading

COMMUNICATIONS/ANNOUNCEMENTS

PRESENTATION: Executive Director, Lincoln Community Center update

COMMENTS: Mayor, Director of Public Service and Safety, Director of Law, Auditor, Council President

COMMENTS: Council

COMMENTS: Staff

COMMENTS: Audience

ADJOURN

NOTE: Committee meetings may take place prior to or following Council meeting

CITY OF TROY MISSION STATEMENT:

Through sound and prudent leadership, the City of Troy is committed to sustaining its continued prominence as a regional hub by providing a well-balanced community for its residents, businesses and visitors, consisting of a vibrant downtown, growing economic base, strong educational environment, and plentiful recreational opportunities strengthened by public/private cooperation and grounded in financial stability.

MINUTES OF COUNCIL

A regular session of Troy City Council was held Tuesday, September 8, 2009, at 7:00 p.m. in Council Chambers.

Members Present: Clark, Douglas, Harrah, Hutchinson, Kendall and Schweser.

Upon motion of Mr. Harrah, seconded by Mr. Kendall, Mr. Kirkham was excused from this meeting by unanimous roll call vote.

Presiding Officer: Martha A. Baker, President of Council

Others Present: Michael L. Beamish, Mayor
Patrick E. J. Titterington, Director of Public Service and Safety
Grant D. Kerber, Director of Law
Richard L. Cultice, City Auditor

INVOCATION: An invocation was given by Mayor Beamish.

PRESENTATION: Rachele Miller, Executive Director of the Troy-Miami County Public Library, explained that the Library will have on the November ballot a levy to help provide the funding to restore hours and customer service, and she asked for support of the levy.

MINUTES: The Clerk of Council gave a summary of the minutes of the August 17, 2009 meeting of Troy City Council. There were no corrections or additions to these minutes. A motion was made by Mr. Harrah, seconded by Mr. Clark, to approve these minutes. Motion passed by unanimous roll call vote.

COMMITTEE REPORTS:

Buildings, Streets & Sidewalks Committee:

Mr. Harrah, Chairman, reported that Committee recommends legislation be prepared authorizing the Director of Public Service and Safety to advertise for bids and enter into a contract for Phase 6B of the Sidewalk Improvement Program at a cost not to exceed \$250,000.

Report signed by Douglas and Harrah.

Finance Committee:

Mr. Douglas, Chairman, reported as follows:

- 1) Committee recommends legislation be prepared to accept the tax levies, as certified by the Miami County Budget Commission, for the Troy School District and the Miami East School District. As the forms must be returned to the County by October 1, Committee supports emergency legislation.
- 2) Committee recommends legislation be prepared adjusting various fees charged by the City to reflect material and labor costs associated with providing the services for which there are fees, with the adjustments to be effective January 1, 2010. Committee noted that the schedule of fees has been expanded to include fees for Fire Department inspections and water and sewer tap-in fees.

Reports signed by Kendall, Schweser and Douglas.

Law & Ordinance Committee:

Mr. Kendall, Chairman, gave an oral report that notice of transfer of D5 and D6 liquor permits has been received for Kents Troy Restaurant, Inc., dba Kents Wood Fired Steaks, 1750 W. Main Street, from High Marks, Inc.

Utilities Committee:

Mr. Schweser, Chairman, reported as follows:

- 1) Committee recommends legislation be prepared authorizing the Director of Public Service and Safety to advertise for bids and enter into a contract for the replacement of a portion of water line on Crawford Street, from Franklin Street to East Main Street, at a cost not to exceed \$52,000.
- 2) Committee recommends legislation be prepared amending Chapter 915, Sewer Use Ordinance, related to the MIPP Enforcement Response Plan, Industry Monitoring Schedule, and Industrial User Discharge Permits for compliance with various State and Federal requirements.

Reports signed by Kendall, Hutchinson and Schweser.

COMMENTS REGARDING COMMITTEE REPORTS OR AGENDA ITEMS: none

RESOLUTION NO. R-47-2009

RESOLUTION ADJUSTING FEES RELATED TO VARIOUS SERVICES OF THE CITY OF TROY, OHIO

This Resolution was given first title reading.

Mr. Douglas moved for suspension of rules requiring three readings. Motion seconded by Mr. Hutchinson.

Yes: Clark, Douglas, Schweser, Harrah, Hutchinson and Kendall.

No: None.

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

Yes: Douglas, Schweser, Harrah, Hutchinson, Kendall and Clark.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-48-2009

RESOLUTION AUTHORIZING TAX LEVIES FOR THE CITY OF TROY, OHIO FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2010 AS DETERMINED BY THE BUDGET COMMISSION AND CERTIFYING SUCH LEVIES TO THE COUNTY AUDITOR AND DECLARING AN EMERGENCY

This Resolution was given first title reading.

Mr. Harrah moved for suspension of rules requiring three readings. Motion seconded by Mr. Schweser.

Yes: Schweser, Harrah, Hutchinson, Kendall, Clark and Douglas.

No: None.

Mr. Clark moved for adoption. Motion seconded by Mr. Hutchinson.

Yes: Harrah, Hutchinson, Kendall, Clark, Douglas and Schweser.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-49-2009

RESOLUTION AUTHORIZING TAX LEVIES FOR THE CITY OF TROY, OHIO FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2010 AS DETERMINED BY THE BUDGET COMMISSION AND CERTIFYING SUCH LEVIES TO THE COUNTY AUDITOR AND DECLARING AN EMERGENCY

This Resolution was given first title reading.

Mr. Clark moved for suspension of rules requiring three readings. Motion seconded by Mr. Harrah.

Yes: Hutchinson, Kendall, Clark, Douglas, Schweser and Harrah.

No: None.

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

Yes: Kendall, Clark, Douglas, Schweser, Harrah and Hutchinson.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-50-2009

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR PHASE 6B OF THE SIDEWALK REPAIR PROGRAM

This Resolution was given first title reading.

Mr. Harrah moved for suspension of rules requiring three readings. Motion seconded by Mr. Schweser.

Yes: Clark, Douglas, Schweser, Harrah, Hutchinson and Kendall.

No: None.

Mr. Harrah moved for adoption. Motion seconded by Mr. Hutchinson.

Yes: Douglas, Schweser, Harrah, Hutchinson, Kendall and Clark.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-51-2009

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR THE CRAWFORD STREET WATER LINE REPLACEMENT PROJECT

This Resolution was given first title reading.

Mr. Schweser moved for suspension of rules requiring three readings. Motion seconded by Mr. Hutchinson.
 Yes: Schweser, Harrah, Hutchinson, Kendall, Clark and Douglas.
 No: None.
 Mr. Kendall moved for adoption. Motion seconded by Mr. Douglas.
 Yes: Harrah, Hutchinson, Kendall, Clark, Douglas and Schweser.
 No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-52-2009
 RESOLUTION ENDORSING THE LIBRARY LEVY

This Resolution was given first title reading.

Mr. Clark moved for suspension of rules requiring three readings. Motion seconded by Mr. Kendall.
 Yes: Hutchinson, Kendall, Clark, Douglas, Schweser and Harrah.
 No: None.
 Mr. Schweser moved for adoption. Motion seconded by Mr. Kendall.
 Yes: Kendall, Clark, Douglas, Schweser, Harrah and Hutchinson.
 No: None.

RESOLUTION ADOPTED

ORDINANCE NO. O-22-2009
 ORDINANCE AMENDING ORDINANCE NO. O-28-2008, AS AMENDED BY ORDINANCE NO. O-16-2009,
 APPROPRIATING FUNDS NECESSARY FOR THE VARIOUS DEPARTMENTS AND OFFICES OF THE CITY OF
 TROY, OHIO, FOR THE YEAR 2009 AND DECLARING AN EMERGENCY

This Ordinance was given first title reading.

Mr. Harrah moved for suspension of rules requiring three readings. Motion seconded by Mr. Schweser.
 Yes: Clark, Douglas, Schweser, Harrah, Hutchinson and Kendall.
 No: None.
 Mr. Clark moved for adoption. Motion seconded by Mr. Schweser.
 Yes: Douglas, Schweser, Harrah, Hutchinson, Kendall and Clark.
 No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-23-2009
 AN ORDINANCE TO APPROVE CURRENT REPLACEMENT PAGES TO THE TROY CODIFIED ORDINANCES,
 AND DECLARING AN EMERGENCY

This Ordinance was given first title reading.

Mr. Douglas moved for suspension of rules requiring three readings. Motion seconded by Mr. Clark.
 Yes: Schweser, Harrah, Hutchinson, Kendall, Clark and Douglas.
 No: None.
 Mr. Kendall moved for adoption. Motion seconded by Mr. Harrah.
 Yes: Harrah, Hutchinson, Kendall, Clark, Douglas and Schweser.
 No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-24-2009
 AN ORDINANCE AMENDING CHAPTER 915 OF THE CODIFIED ORDINANCES OF THE CITY OF TROY, OHIO

This Ordinance was given first title reading.

Mr. Schweser moved for suspension of rules requiring three readings. Motion seconded by Mr. Hutchinson.
 Yes: Hutchinson, Kendall, Clark, Douglas, Schweser and Harrah.
 No: None.
 Mr. Clark moved for adoption. Motion seconded by Mr. Harrah.
 Yes: Kendall, Clark, Douglas, Schweser, Harrah and Hutchinson.
 No: None.

ORDINANCE ADOPTED

COMMENTS OF THE DIRECTOR OF PUBLIC SERVICE AND SAFETY:

Mr. Titterington commented the bidding of the three roadway projects to be funded by stimulus dollars resulted in savings of about \$100,000 from that authorized. He also noted that the bids for the CDBG project of repairs to the alleyway by the Troy REC are considerably under that authorized and other projects may be considered for the balance of the CDBG funding. Mr. Titterington provided some examples of the Automated Meter Reading system's ability to discover water leaks and other issues quickly and provides a greater level of customer service.

COMMENTS OF MEMBERS OF COUNCIL:

-Mr. Clark asked about the price of salt for the coming winter. Mr. Titterington advised that prices are less than last year, Troy has a good supply, and an additional supply has been ordered.

-Mr. Harrah asked that the City look at the old grain elevator property on S. Mulberry for a variety of possible code violations.

AUDIENCE COMMENTS:

Brian Nixon, 3 Hauenstine Court, discussed the necessity of an improved skateboard park. A number of youth were present in support of Mr. Nixon's comments. Mr. Nixon also commented that: the current skate park is overcrowded; a newer park would keep youth off the streets, provide a central location and activity area, generate more revenue for the City with competitions, give kids sense of pride and ownership; and skateboarding is a good team building sport. He stated he understands the cons of drugs and alcohol usage at the park, but feels the youth will police themselves. He stated the City of Philadelphia had \$40 Million in revenue by hosting a competition; locally parents take youth to Urbana and Kettering, and money leaves the city. He indicated that adults will work in designing and preparing a new skate plaza. Mr. Harrah asked for estimates and was told Urbana built a skateboard park for \$250,000, all privately donated; and that Kettering's park cost \$850,000, most of which was donated by one individual. Mr. Nixon advised that he had a group that would work to try to raise the funding. Mr. Clark stated he would like to know more about funding sources and see the proposal. It was stated that someone would get back with Mr. Nixon.

Patricia Davis, 605 Indiana Avenue, stated her property has been victimized several times by vandals. She stated part of the issue is that the curb has been reduced to stone and youth throw the stones at houses and cars. She also stated that some of the garages in the area have been painted as "murals" and this does not seem to be acceptable. She asked that curbs be required and would like to have response on some complaints filed. It was stated that someone would get back with Mrs. Davis.

Dave Magato, 2310 Cara Drive, stated his property abuts Andy's Garden, and he has had a noise problem for over nine years. He stated that a City staff person took a decibel reading that exceeded that allowed at one point in his yard, but did nothing about it. It was stated that someone would get back with Mr. Magato.

Dawn Oates, 1227 S. Mulberry Street, states she lives on an access road not served with City sewer, her septic system is failing, it does not meet the requirements for the County to allow a new septic system, she has been told that extending the sewer to her property is her responsibility, it will be costly, a contractor told her the City should provide a closer connection, and she would like some help with the situation. It was stated that someone would get back with Mrs. Oates.

Lester Conard, 1210 S. Clay Street, asked if the work taking place on 25A would help Mrs. Oates. He was advised that that project is a water line, not a sewer line.

There being no further business, the meeting adjourned at 8:12 p.m.

September 15, 2009

MINUTES OF COUNCIL

A special session of Troy City Council was held Tuesday, September 15, 2009, at 6:30 p.m. in Council Chambers.

Members Present: Clark, Douglas, Harrah, Hutchinson, Kendall, Kirkham and Schweser.

Presiding Officer: Martha A. Baker, President of Council

Others Present: Michael L. Beamish, Mayor
Patrick E. J. Titterington, Director of Public Service and Safety
Grant D. Kerber, Director of Law
Richard L. Cultice, City Auditor

NOTICE OF SPECIAL MEETING, STATING THAT THE PURPOSE OF THE MEETING WAS TO RECESS INTO EXECUTIVE SESSION TO DISCUSS PREPARATION FOR NEGOTIATIONS WITH OUR PUBLIC EMPLOYEES CONCERNING THEIR COMPENSATION AND TERMS AND CONDITIONS OF EMPLOYMENT, WAS READ AND SIGNED. (Original signed notice is attached to original minutes.)

A motion was made by Mr. Clark, seconded by Mr. Harrah, that Council recess into executive session to discuss preparation for negotiations with our public employees concerning their compensation and terms and conditions of employment. Motion passed by unanimous roll call vote.

At 6:34 p.m. Council recessed into Executive Session.

At 7:15 p.m. Council returned from Executive Session, made no further comment and adjourned.

Clerk of Council

President of Council

COMMITTEE REPORT
TROY CITY COUNCIL

TO: Mrs. Baker, President of Council

DATE: September 15, 2009

FROM: Buildings, Streets & Sidewalks Committee

SUBJECT: 2009 OPWC APPLICATION – EXPERIMENT FARM ROAD EXTENSION

SUMMARY REPORT: *(To be read at Council meeting)*

This Committee met on September 15 regarding the application to the Ohio Public Works Commission (OPWC) for funding the Experiment Farm Road Extension project. This project would provide access and utilities for the largest area of vacant industrially zoned land in the City. The project is estimated at \$1,194,350. A grant of \$550,000 is being requested of OPWC. The balance of the cost (\$644,350) would come from City funds.

RECOMMENDATION: *(To be read at Council meeting)*

It is the recommendation of this Committee that legislation be prepared authorizing the Director of Public Service and Safety to submit a grant application to OPWC in the amount of \$550,000 associated with the Experiment Farm Road Extension project. As the OPWC timeline requires final submittals by September 28, emergency legislation is supported.

Respectfully submitted,

Mark A. Douglas

Thomas H. Kirkham

Jarrod W. Harrah, Chairman
Buildings, Streets & Sidewalks Committee

DETAILED REPORT:

This Committee met on September 15, 2009 to review authorizing the application to the Ohio Public Works Commission (OPWC) for funding the Experiment Farm Road Extension project. Also attending the meeting were Mayor Beamish, Council President Baker, Council Members Clark, Kendall and Hutchinson, the City Auditor, the Director of Law, the Director of Public Service and Safety, members of the City staff, and citizens.

The Experiment Farm Road improvement project has been in the OPWC pipeline as Troy's project for application in 2009 and construction in 2010. The road would be extended to the north, with the project including utilities so that the new three-lane road would also have water and sewer available for all properties. This would provide access and utilities for the largest area of vacant industrially zoned land in the City. The project is estimated at \$1,194,350. A grant of \$550,000 is being requested of OPWC. The balance of the cost (\$644,350) would come from City funds. The project is expected to be designed and ready for construction about July 1, 2010. This project will be included in the 2010 budget, and at a later time, Council would be asked to authorize bidding this project.

RECOMMENDATION:

It is the recommendation of this Committee that legislation be prepared authorizing the Director of Public Service and Safety to submit a grant application to OPWC in the amount of \$550,000 associated with the Experiment Farm Road Extension project. As the OPWC timeline requires final submittals by September 28, emergency legislation is supported.

Cc: Council, Mayor, Mr. Kerber, Mr. Cultice, Mr. Titterington, Clerk, staff, media

COMMITTEE REPORT
TROY CITY COUNCIL

TO: Mrs. Baker, President of Council DATE: September 16, 2009
FROM: Finance Committee
SUBJECT: WATER AND SEWER RATE ADJUSTMENTS – BILLS DUE ON AND AFTER JAN. 1, 2010

SUMMARY REPORT: *(to be read at Council meeting)*

This Committee, along with all members of Council, met on September 8 and 15 to review a ten-year plan for proposed adjustments to the water and sewer rates, commencing with bills due on and after January 1 each of the ten years. We also received a great deal of data to review prior to the meetings, which we discussed. We note that rates have not been adjusted since September 1, 2005, and that rates need to be established to meet the operating expenses of each fund, provide for minimal capital improvements and meeting unfunded EPA mandates, and to maintain fund balances that assure the City would be able to keep the current Aa2 bond rating and be able to issue bonds at an affordable interest rate. The rates proposed would not have an increase for minimum users. The average utility user in Troy would see a monthly increase of \$4.53 for the first year.

MAJORITY RECOMMENDATION: *(to be read at Council meeting)*

It is the recommendation of Committee Chairman Douglas and Committee Member Schweser that in order to be fiscally responsible, Council should approve water and sewer rates for a ten-year period, commencing with bills due on and after January 1, 2010, as outlined in this report, with the legislation to include the requirement for a rate review prior to the sixth year of the rate plan, or by October 15, 2014.

Respectfully submitted,

John W. Schweser

Mark A. Douglas, Chairman, Finance Committee

MINORITY RECOMMENDATION: *(to be read at Council meeting)*

Council member Kendall stated that he could not support the proposed rate plan at this time. He indicated he preferred a plan that would provide zero or lesser rate increases in the first year or two of the 10-year plan, with higher rates established during the last years of the plan. Mr. Kendall also indicated that he would like to review the rates further with the Auditor and Director of Public Service and Safety, and could amend his recommendation as a result of that meeting.

Thomas M. Kendall, Member, Finance Committee

DETAILED REPORT:

This Committee met on September 8 and 15 to review water and sewer rate adjustments recommended for bills due on and after January 1, 2010. Meetings were attended by all members of Council, Mayor Beamish, Council President Baker, the Director of Law, the City Auditor, the Director of Public Service and Safety, members of the City staff, and citizens. Prior to the meeting, we had received an analysis that included recommended rates for ten years (2010 through 2019) based on meeting operating and minimal capital needs over that time period, including meeting many known EPA mandates, funding debt service, and maintaining fund balances recommended by bond counsel to insure maintaining the City's present very favorable bond rating and keeping interest rates as low as possible.

COMMITTEE REPORT
PAGE TWO

The following are the adjustments proposed to be effective for bills due on an after January 1 of each year.

	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019
Water:	10%	10%	8%	8%	6%	6%	4%	4%	2%	2%
Sewer:	7%	7%	7%	7%	7%	7%	7%	7%	2%	2%

The adjustments would be on the water and sewer commodity rates except for the minimum user, and on bulk water sales rates. No increase is proposed for the minimum user. In fact, the rates for minimum users were last adjusted 14 years ago, in 2003. Of the City's approximate 10,500 utility customers, approximately 2,800 are minimum users. We also point out that:

- o Water and sewer rates were last adjusted effective September 1, 2005.
- o To protect the City's bond rating, which impacts all interest rates paid by the City, bond counsel has strongly recommended that each fund carry a balance equal to 125% of the annual operating expenses. The fund balances have been steadily declining. Without adjustments, the fund balance of the Water Fund would be depleted by the end of 2012, and the fund balance of the Sewer Fund would be depleted by the end of 2014.
- o Before proposing the adjustments, Council had approved other cost savings measures proposed by the City Administration, particularly re-organizations and technology improvements that have resulted in a lesser impact on needed rate adjustments. The City administration has advised that without further cost savings measures available to reduce costs, or the availability of growth to increase revenues, it is not possible to delay or reduce rate increases.
- o With the current economy, ten-year rate plans have been recommended to spread the rates as flat as possible.
- o Even with the proposed increases, Troy's rates will be among the lower one-third of 63 Southwest Ohio communities. Thus, Troy's water customers will be assured that the City will be providing a continuing supply of high-quality water at a lesser cost than experienced in many other communities. Likewise, Troy's sewer customers will be assured of a quality service at a lesser cost than experienced in many other communities.
- o The average utility user in Troy would see a monthly increase of \$4.53 for the first year. This follows no rate increases for the past 52 months.
- o The average increase is 6% over the 10-year period.
- o We recognize that the Committee and Council have been provided with a great deal of data to be reviewed and considered. A copy of the report of the City Auditor and Director of Public Service and Safety and a copy of the power point presentation of September 8, 2009, will be attached to the original Committee Report.

During the two meetings, we reviewed the impact of lesser rate increases, or deferring the increases for a year or two. That would result in depleting fund balances sooner, as well as the need for considerably larger increases in a very short while. The City Auditor advised that the long-range impact on the City's bond rating could be disastrous, making it virtually impossible to issue bonds for any capital projects that may be essential in the coming ten years.

Council Member Harrah suggested that any rate legislation include a requirement that there be a five-year administrative review of the rates to determine the continued advisability of the rates for years 2015 through 2019 and that the administration provide such review to Council along with a recommendation to either raise, lower or continue these rates through 2019.

We recognize that raising utility rates is never an easy or popular decision. However, the matter of the utility rates needs to be addressed.

MAJORITY RECOMMENDATION:

It is the recommendation of Committee Chairman Douglas and Committee Member Schweser that in order to be fiscally responsible, Council should approve water and sewer rates for a ten-year period, commencing with bills due on and after January 1, 2010, as outlined in this report, with the legislation to include the requirement for a rate review prior to the sixth year of the rate plan, or by October 15, 2014.

MINORITY RECOMMENDATION:

Council member Kendall stated that he could not support the proposed rate plan at this time. He indicated he preferred a plan that would provide zero or lesser rate increases in the first year or two of the 10-year plan, with higher rates established during the last years of the plan. Mr. Kendall also indicated that he would like to review the rates further with the Auditor and Director of Public Service and Safety, and could amend his recommendation as a result of that meeting.

Cc: Mayor
Council
Mr. Kerber, Mr. Cultice, Mr. Titterington, Clerk
staff
media

COMMITTEE REPORT
TROY CITY COUNCIL

TO: Mrs. Baker, President of Council
FROM: Safety & Health Committee
SUBJECT: ADOPTING FIRE CODE

DATE: September 15, 2009

SUMMARY REPORT: *(To be read at Council meeting)*

This Committee met on September 15 to consider adopting the 2007 edition of the State Fire Code for code enforcement and fire prevention. Currently, the 2005 Fire Code is the edition referenced by Ordinance.

RECOMMENDATION: *(To be read at Council meeting)*

It is the recommendation of this Committee that legislation be prepared adopting the 2007 edition of the State Fire Code and that the legislation provide for the most recent State Fire Code being that used by the Troy Fire Department.

Respectfully submitted,

Jarrold W. Harrah

Frank L. Hutchinson

Thomas H. Kirkham, Chairman
Safety & Health Committee

DETAILED REPORT:

This Committee met on September 15, 2009 to consider adopting the 2007 edition of the State Fire Code. Also attending the meeting were: Mayor Beamish, Council President Baker, Council Members Clark, Douglas and Kendall, the City Auditor, the Director of Law, the Director of Public Service and Safety, members of the City staff, and citizens.

Currently, the 2005 Fire Code is the edition referenced by Ordinance. The Fire Chief has asked that this be updated to the 2007 Ohio Fire Code for code enforcement and fire prevention. It was also suggested that any legislation reference automatically updating to the most recent Fire Code.

RECOMMENDATION:

It is the recommendation of this Committee that legislation be prepared adopting the 2007 edition of the State Fire Code and that the legislation provide for the most recent State Fire Code being that used by the Troy Fire Department.

Cc: Council, Mayor, Mr. Kerber, Mr. Cultice, Mr. Titterington, Clerk, staff, media

RESOLUTION No. R-53-2009

Dayton Legal Blank, Inc

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO MAKE APPLICATION FOR OHIO PUBLIC WORKS COMMISSION (OPWC) FUNDS FOR THE EXPERIMENT FARM ROAD EXTENSION PROJECT (NORTH TO THE CITY LIMITS) AND DECLARING AN EMERGENCY

WHEREAS, the City has determined to make the Experiment Farm Road Extension Project a 2010 OPWC project; and

WHEREAS, the total project construction estimate is One Million One Hundred Ninety-four Thousand Three Hundred Fifty and 00/100 Dollars (\$1,194,350.00); and

WHEREAS, the OPWC grant will be in the amount of Five Hundred Fifty Thousand and 00/100 Dollars (\$550,000.00);

WHEREAS, the balance of Six Hundred Forty-four Thousand Three Hundred Fifty and 00/100 Dollars (\$644,350.00) would come from City funds;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Troy, Ohio, as follows:

SECTION I: That the Director of Public Service and Safety of the City of Troy, Ohio is hereby authorized to file all necessary applications and documents with the State of Ohio concerning the OPWC project involving the Experiment Farm Road Extension Project.

SECTION II: That this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City of Troy, Ohio, and for the further reason that the application is required to be filed by September 28, 2009, **NOW, WHEREFORE**, this Resolution shall be effective immediately upon its adoption by this Council and approval by the Mayor.

Adopted: _____

President of Council

Approved: _____

Attest: _____
Clerk of Council

Mayor

ORDINANCE No. 0-25-2009

Dayton Legal Blank, Inc

AN ORDINANCE ADOPTING THE INTERNATIONAL CODE COUNCIL 2007 FIRE CODE AND AMENDING CERTAIN SECTIONS OF CHAPTER 1501 OF THE CODIFIED ORDINANCES OF THE CITY OF TROY, OHIO

WHEREAS, the International Code Council revised its Fire Code and it is appropriate to update the City of Troy's Fire Code.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Troy, Ohio, as follows:

SECTION I: That Sections 1501.01, 1501.02, 1501.03, 1501.04 and 1501.05 of the Codified Ordinances of the City of Troy, Ohio, are hereby repealed.

SECTION II: That the following sections of Chapter 1501 of the Codified Ordinances of the City of Troy, Ohio, are hereby enacted:

"1501.01 CODE ADOPTED; IDENTITY AND PURPOSE.

Pursuant to the provisions of Ohio R.C. 731.231, the International Code Council (ICC) Fire Code 2007 edition, as amended from time to time, is hereby adopted by the City, and incorporated by reference as if fully set out herein.

1501.02 FILE AND DISTRIBUTION COPIES.

A complete copy of the international Fire Code Council (ICC) Fire Code 2007 edition, as adopted herein, is on file with the Clerk of Council, the Law Director, and the Chief of the Fire Department and in the Miami County Law Library for inspection by the public. Copies shall be made available for distribution to the public at cost.

1501.03 ESTABLISHMENT AND DUTIES OF BUREAU OF FIRE PREVENTION.

(a) The Fire Prevention Code shall be enforced by the Bureau of Fire Prevention in the Fire Department of the City which is hereby established and shall be operated under the supervision of the Chief of the Fire Department.

(b) The Chief of the Fire Department may appoint any State certified member from the Fire Department, as Chief in charge of the Bureau of Fire Prevention. In the event the chief of the Fire Department does not appoint a Chief in charge of the Bureau of Fire Prevention, the Chief of the Fire Department shall be considered the Chief of the Bureau of Fire Prevention. Any member of the Fire Department appointed by the Chief of the Fire Department as Chief in charge of the Bureau of Fire Prevention shall continue in office during good behavior and satisfactory service and may be removed, with cause, from such office by the Chief of the Fire Department at any time.

(c) A report of the Bureau of Fire Prevention shall be made annually and transmitted to the Mayor. Such report shall contain all proceedings under this Code, with such statistics as the Chief of the Fire Department may wish to include therein. The Chief of the Fire Department shall also recommend any amendments to the Code which, in his judgment, shall be desirable."

SECTION III: That this Ordinance shall be effective at the earliest date allowed by law.

Adopted: _____

President of Council

Approved: _____

Attest: _____
Clerk of Council

Mayor

ORDINANCE No. 0-26-2009

Dayton Legal Blank, Inc

AN ORDINANCE AMENDING SECTIONS 913.01(a), 913.07, 913.08, 913.09, 915.10(c), AND 915.10(f)(1) OF THE CODIFIED ORDINANCES OF THE CITY OF TROY, OHIO RELATING TO WATER AND SEWER RATES

WHEREAS, Council has conducted its review of water and sewer rates and determined that adjustments are necessary to reflect operating expenses and anticipated capital improvements;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Troy, Ohio, as follows:

SECTION I: That Section 913.01(a) of the Codified Ordinances of the City of Troy, Ohio attached hereto and marked Exhibit "A" is hereby repealed in its entirety effective until the last bill due in 2009.

SECTION II: That Section 913.01(a) of the Codified Ordinances of the City of Troy, Ohio is enacted to read as follows:

"913.01 RATES

The following rates shall be charged consumers for water supplied by the Water Department of the City for all bills due after January 1, 2010 and until the last bill first due in year 2010.

(a) General Rates

<u>Monthly Use (cubic feet)</u>	<u>City Rate per 1000 cu. ft.</u>	<u>Rural Rate per 1000 cu. ft.</u>
0-200	minimum based on water meter size	minimum based on water meter size
201-5000	\$31.24	\$43.74
5,001-166,000	21.12	29.57
166,001-333,000	19.37	27.10
Over 333,001	14.92	20.86

**Minimum Bill – Monthly
Meter Size (inches)**

<u>Meter Size (inches)</u>	<u>City Rate</u>	<u>Rural Rate</u>
5/8	\$ 6.50	\$ 9.10
3/4	12.80	17.92
1	17.00	23.80
1 1/2	28.00	39.20
2	39.00	54.60
3	70.00	98.00
4	104.00	145.60
6	205.00	287.00
8	300.00	420.00
10	440.00	616.00
12	800.00	1,120.00

Note: Rural Rate equals City Rate plus 40% surcharge."

The following rates shall be charged consumers for water supplied by the Water Department of the City for all bills due after January 1, 2011 and until the last bill first due in year 2011.

General Rates

<u>Monthly Use (cubic feet)</u>	<u>City Rate per 1000 cu. ft.</u>	<u>Rural Rate per 1000 cu. ft.</u>
0-200	minimum based on water meter size	minimum based on water meter size
201-5000	\$34.36	\$48.11
5,001-166,000	23.23	32.52
166,001-333,000	21.31	29.81
Over 333,001	16.41	22.94

Minimum Bill – Monthly

<u>Meter Size (Inches)</u>	<u>City Rate</u>	<u>Rural Rate</u>
5/8	\$ 6.50	\$ 9.10
3/4	12.80	17.92
1	17.00	23.80
1 1/2	28.00	39.20
2	39.00	54.60
3	70.00	98.00
4	104.00	145.60
6	205.00	287.00
8	300.00	420.00
10	440.00	616.00
12	800.00	1,120.00

Note: Rural Rate equals City Rate plus 40% surcharge."

The following rates shall be charged consumers for water supplied by the Water Department of the City for all bills due after January 1, 2012 and until the last bill first due in year 2012.

General Rates

<u>Monthly Use (cubic feet)</u>	<u>City Rate per 1000 cu. ft. minimum based on water meter size</u>	<u>Rural Rate per 1000 cu. ft. minimum based on water meter size</u>
0-200		
201-5000	\$37.11	\$51.96
5,001-166,000	25.09	35.13
166,001-333,000	23.01	32.20
Over 333,001	17.72	24.78

Minimum Bill – Monthly

<u>Meter Size (Inches)</u>	<u>City Rate</u>	<u>Rural Rate</u>
5/8	\$ 6.50	\$ 9.10
3/4	12.80	17.92
1	17.00	23.80
1 1/2	28.00	39.20
2	39.00	54.60
3	70.00	98.00
4	104.00	145.60
6	205.00	287.00
8	300.00	420.00
10	440.00	616.00
12	800.00	1,120.00

Note: Rural Rate equals City Rate plus 40% surcharge."

The following rates shall be charged consumers for water supplied by the Water Department of the City for all bills due after January 1, 2013 and until the last bill first due in year 2013.

General Rates

<u>Monthly Use (cubic feet)</u>	<u>City Rate per 1000 cu. ft. minimum based on water meter size</u>	<u>Rural Rate per 1000 cu. ft. minimum based on water meter size</u>
0-200		
201-5000	\$40.08	\$56.12
5,001-166,000	27.10	37.94
166,001-333,000	24.85	34.78
Over 333,001	19.14	26.76

Minimum Bill – Monthly

<u>Meter Size (inches)</u>	<u>City Rate</u>	<u>Rural Rate</u>
5/8	\$ 6.50	\$ 9.10
3/4	12.80	17.92
1	17.00	23.80
1 1/2	28.00	39.20
2	39.00	54.60
3	70.00	98.00
4	104.00	145.60
6	205.00	287.00
8	300.00	420.00
10	440.00	616.00
12	800.00	1,120.00

Note: Rural Rate equals City Rate plus 40% surcharge."

The following rates shall be charged consumers for water supplied by the Water Department of the City for all bills due after January 1, 2014 and until the last bill first due in year 2014.

General Rates

<u>Monthly Use (cubic feet)</u>	<u>City Rate</u> <u>per 1000 cu. ft.</u>	<u>Rural Rate</u> <u>per 1000 cu. ft.</u>
0-200	minimum based on water meter size	minimum based on water meter size
201-5000	\$42.49	\$59.48
5,001-166,000	28.72	40.21
166,001-333,000	26.34	36.86
Over 333,001	20.29	28.36

Minimum Bill – Monthly

<u>Meter Size (inches)</u>	<u>City Rate</u>	<u>Rural Rate</u>
5/8	\$ 6.50	\$ 9.10
3/4	12.80	17.92
1	17.00	23.80
1 1/2	28.00	39.20
2	39.00	54.60
3	70.00	98.00
4	104.00	145.60
6	205.00	287.00
8	300.00	420.00
10	440.00	616.00
12	800.00	1,120.00

Note: Rural Rate equals City Rate plus 40% surcharge."

The following rates shall be charged consumers for water supplied by the Water Department of the City for all bills due after January 1, 2015 and until the last bill first due in year 2015.

General Rates

<u>Monthly Use (cubic feet)</u>	<u>City Rate</u> <u>per 1000 cu. ft.</u>	<u>Rural Rate</u> <u>per 1000 cu. ft.</u>
0-200	minimum based on water meter size	minimum based on water meter size
201-5000	\$45.04	\$63.05
5,001-166,000	30.45	42.63
166,001-333,000	27.93	39.07
Over 333,001	21.50	30.07

Minimum Bill – Monthly

<u>Meter Size (inches)</u>	<u>City Rate</u>	<u>Rural Rate</u>
5/8	\$ 6.50	\$ 9.10
3/4	12.80	17.92
1	17.00	23.80
1 1/2	28.00	39.20
2	39.00	54.60
3	70.00	98.00
4	104.00	145.60
6	205.00	287.00
8	300.00	420.00
10	440.00	616.00
12	800.00	1,120.00

Note: Rural Rate equals City Rate plus 40% surcharge."

The following rates shall be charged consumers for water supplied by the Water Department of the City for all bills due after January 1, 2016 and until the last bill first due in year 2016.

General Rates

<u>Monthly Use (cubic feet)</u>	<u>City Rate</u> <u>per 1000 cu. ft.</u> minimum based on water meter size	<u>Rural Rate</u> <u>per 1000 cu. ft.</u> minimum based on water meter size
0-200		
201-5000	\$46.84	\$65.57
5,001-166,000	31.66	44.33
166,001-333,000	29.04	40.64
Over 333,001	22.36	31.27

Minimum Bill – Monthly

<u>Meter Size (inches)</u>	<u>City Rate</u>	<u>Rural Rate</u>
5/8	\$ 6.50	\$ 9.10
3/4	12.80	17.92
1	17.00	23.80
1 1/2	28.00	39.20
2	39.00	54.60
3	70.00	98.00
4	104.00	145.60
6	205.00	287.00
8	300.00	420.00
10	440.00	616.00
12	800.00	1,120.00

Note: Rural Rate equals City Rate plus 40% surcharge."

The following rates shall be charged consumers for water supplied by the Water Department of the City for all bills due after January 1, 2017 and until the last bill first due in year 2017.

General Rates

<u>Monthly Use (cubic feet)</u>	<u>City Rate</u> <u>per 1000 cu. ft.</u> minimum based on water meter size	<u>Rural Rate</u> <u>per 1000 cu. ft.</u> minimum based on water meter size
0-200		
201-5000	\$48.71	\$68.20
5,001-166,000	32.93	46.10
166,001-333,000	30.20	42.26
Over 333,001	23.26	32.52

Minimum Bill – Monthly

<u>Meter Size (inches)</u>	<u>City Rate</u>	<u>Rural Rate</u>
5/8	\$ 6.50	\$ 9.10
3/4	12.80	17.92
1	17.00	23.80
1 1/2	28.00	39.20
2	39.00	54.60
3	70.00	98.00
4	104.00	145.60
6	205.00	287.00
8	300.00	420.00
10	440.00	616.00
12	800.00	1,120.00

Note: Rural Rate equals City Rate plus 40% surcharge."

The following rates shall be charged consumers for water supplied by the Water Department of the City for all bills due after January 1, 2018 and until the last bill first due in year 2018.

General Rates

<u>Monthly Use (cubic feet)</u>	<u>City Rate</u> <u>per 1000 cu. ft.</u> minimum based on water meter size	<u>Rural Rate</u> <u>per 1000 cu. ft.</u> minimum based on water meter size
0-200		
201-5000	\$49.69	\$69.56
5,001-166,000	33.59	47.03
166,001-333,000	30.81	43.11
Over 333,001	23.72	33.17

<u>Minimum Bill – Monthly Meter Size (inches)</u>	<u>City Rate</u>	<u>Rural Rate</u>
5/8	\$ 6.50	\$ 9.10
3/4	12.80	17.92
1	17.00	23.80
1 1/2	28.00	39.20
2	39.00	54.60
3	70.00	98.00
4	104.00	145.60
6	205.00	287.00
8	300.00	420.00
10	440.00	616.00
12	800.00	1,120.00

Note: Rural Rate equals City Rate plus 40% surcharge."

The following rates shall be charged consumers for water supplied by the Water Department of the City for all bills due after January 1, 2019.

General Rates

<u>Monthly Use (cubic feet)</u>	<u>City Rate per 1000 cu. ft. minimum based on water meter size</u>	<u>Rural Rate per 1000 cu. ft. minimum based on water meter size</u>
0-200	\$50.68	\$70.95
201-5000	34.26	47.97
5,001-166,000	31.42	43.97
166,001-333,000	24.20	33.83
Over 333,001		

<u>Minimum Bill – Monthly Meter Size (inches)</u>	<u>City Rate</u>	<u>Rural Rate</u>
5/8	\$ 6.50	\$ 9.10
3/4	12.80	17.92
1	17.00	23.80
1 1/2	28.00	39.20
2	39.00	54.60
3	70.00	98.00
4	104.00	145.60
6	205.00	287.00
8	300.00	420.00
10	440.00	616.00
12	800.00	1,120.00

Note: Rural Rate equals City Rate plus 40% surcharge."

SECTION III: That Section 913.07 of the Codified Ordinances of the City of Troy, Ohio attached hereto and marked Exhibit "B" is hereby repealed in its entirety, effective January 1, 2010.

SECTION IV: That Section 913.07 of the Codified Ordinances of the City of Troy, Ohio is enacted to read as follows:

"913.07 WATER TAP SERVICE COSTS AND CHARGES.
The tap-in charge shall be based on the size of the meter used to serve the premises. The tap-in charge shall be provided by resolution from time to time.

SECTION V: That Section 913.08 of the Codified Ordinances of the City of Troy, Ohio attached hereto and marked Exhibit "C" is hereby repealed in its entirety, effective January 1, 2010.

SECTION VI: That Section 913.08 of the Codified Ordinances of the City of Troy, Ohio is enacted to read as follows:

"913.08 BULK WATER SALES.
The charges for bulk water purchases for all bills due after January 1, 2010 and until the last bill first due in year 2010 shall be as follows:

Charge per 1000 cubic feet: \$ 43.76

The charges for bulk water purchases for all bills due after January 1, 2011 and until the last bill first due in year 2011 shall be as follows:

Charge per 1000 cubic feet: \$ 48.14

The charges for bulk water purchases for all bills due after January 1, 2012 and until the last bill first due in year 2012 shall be as follows:

Charge per 1000 cubic feet: \$ 51.99

The charges for bulk water purchases for all bills due after January 1, 2013 and until the last bill first due in year 2013 shall be as follows:

Charge per 1000 cubic feet: \$ 56.15

The charges for bulk water purchases for all bills due after January 1, 2014 and until the last bill first due in year 2014 shall be as follows:

Charge per 1000 cubic feet: \$ 59.52

The charges for bulk water purchases for all bills due after January 1, 2015 and until the last bill first due in year 2015 shall be as follows:

Charge per 1000 cubic feet: \$ 63.09

The charges for bulk water purchases for all bills due after January 1, 2016 and until the last bill first due in year 2016 shall be as follows:

Charge per 1000 cubic feet: \$ 65.61

The charges for bulk water purchases for all bills due after January 1, 2017 and until the last bill first due in year 2017 shall be as follows:

Charge per 1000 cubic feet: \$ 68.23

The charges for bulk water purchases for all bills due after January 1, 2018 and until the last bill first due in year 2018 shall be as follows:

Charge per 1000 cubic feet: \$ 69.59

The charges for bulk water purchases for all bills due after January 1, 2019 shall be as follows:

Charge per 1000 cubic feet: \$ 70.98

SECTION VII: That Section 913.09 of the Codified Ordinances of the City of Troy, Ohio, attached hereto and marked Exhibit "D" is hereby repealed in its entirety, effective January 1, 2010.

SECTION VIII: That Section 915.10(c) of the Codified Ordinances of the City of Troy, Ohio, attached hereto and marked Exhibit "E" is hereby repealed in its entirety effective until the last bill due in 2009.

SECTION IX: That Section 915.10(c) of the Codified Ordinances of the City of Troy, Ohio, is enacted to read as follows:

"(c) The commodity charge shall be based on the quantity of water used on the premises served, as measured by water metering therein used, which metering shall be acceptable to the city, subject to Section 915.08.

The commodity charges shall be as follows for all bills due after January 1, 2010 and until the last bill first due in 2010:

Monthly Use (cubic feet)	City Rate per 1000 cu. ft. minimum based on water meter size	Rural Rate per 1000 cu. ft. minimum based on water meter size
0-200		
201-5000	\$26.00	\$32.51
5,001-166,000	24.72	30.90
166,001-333,000	20.07	25.09
Over 333,001	15.38	19.22

Note: Rural Rate equals City Rate plus 25% surcharge."

The commodity charges shall be as follows for all bills due after January 1, 2011 and until the last bill first due in 2011:

<u>Monthly Use (cubic feet)</u>	<u>City Rate</u> <u>per 1000 cu. ft.</u>	<u>Rural Rate</u> <u>per 1000 cu. ft.</u>
0-200	minimum based on water meter size	minimum based on water meter size
201-5000	\$27.82	\$34.78
5,001-166,000	26.45	33.06
166,001-333,000	21.48	26.85
Over 333,001	16.45	20.56

Note: Rural Rate equals City Rate plus 25% surcharge."

The commodity charges shall be as follows for all bills due after January 1, 2012 and until the last bill first due in 2012:

<u>Monthly Use (cubic feet)</u>	<u>City Rate</u> <u>per 1000 cu. ft.</u>	<u>Rural Rate</u> <u>per 1000 cu. ft.</u>
0-200	minimum based on water meter size	minimum based on water meter size
201-5000	\$29.77	\$37.22
5,001-166,000	28.30	35.38
166,001-333,000	22.98	28.73
Over 333,001	17.60	22.00

Note: Rural Rate equals City Rate plus 25% surcharge."

The commodity charges shall be as follows for all bills due after January 1, 2013 and until the last bill first due in 2013:

<u>Monthly Use (cubic feet)</u>	<u>City Rate</u> <u>per 1000 cu. ft.</u>	<u>Rural Rate</u> <u>per 1000 cu. ft.</u>
0-200	minimum based on water meter size	minimum based on water meter size
201-5000	\$31.85	\$39.82
5,001-166,000	30.28	37.86
166,001-333,000	24.59	30.74
Over 333,001	18.84	23.54

Note: Rural Rate equals City Rate plus 25% surcharge."

The commodity charges shall be as follows for all bills due after January 1, 2014 and until the last bill first due in 2014:

<u>Monthly Use (cubic feet)</u>	<u>City Rate</u> <u>per 1000 cu. ft.</u>	<u>Rural Rate</u> <u>per 1000 cu. ft.</u>
0-200	minimum based on water meter size	minimum based on water meter size
201-5000	\$34.08	\$42.61
5,001-166,000	32.40	40.51
166,001-333,000	26.31	32.89
Over 333,001	20.15	25.19

Note: Rural Rate equals City Rate plus 25% surcharge."

The commodity charges shall be as follows for all bills due after January 1, 2015 and until the last bill first due in 2015:

<u>Monthly Use (cubic feet)</u>	<u>City Rate</u> <u>per 1000 cu. ft.</u>	<u>Rural Rate</u> <u>per 1000 cu. ft.</u>
0-200	minimum based on water meter size	minimum based on water meter size
201-5000	\$36.47	\$45.59
5,001-166,000	34.67	43.34
166,001-333,000	28.15	35.19
Over 333,001	21.57	26.95

Note: Rural Rate equals City Rate plus 25% surcharge."

The commodity charges shall be as follows for all bills due after January 1, 2016 and until the last bill first due in 2016:

<u>Monthly Use (cubic feet)</u>	<u>City Rate</u> <u>per 1000 cu. ft.</u>	<u>Rural Rate</u> <u>per 1000 cu. ft.</u>
0-200	minimum based on water meter size	minimum based on water meter size
201-5000	\$39.02	\$48.78
5,001-166,000	37.09	46.37
166,001-333,000	30.12	37.66
Over 333,001	23.08	28.84

Note: Rural Rate equals City Rate plus 25% surcharge."

The commodity charges shall be as follows for all bills due after January 1, 2017 and until the last bill first due in 2017:

<u>Monthly Use (cubic feet)</u>	<u>City Rate</u> <u>per 1000 cu. ft.</u>	<u>Rural Rate</u> <u>per 1000 cu. ft.</u>
0-200	minimum based on water meter size	minimum based on water meter size
201-5000	\$41.75	\$52.20
5,001-166,000	39.69	49.62
166,001-333,000	32.23	40.29
Over 333,001	24.69	30.86

Note: Rural Rate equals City Rate plus 25% surcharge."

The commodity charges shall be as follows for all bills due after January 1, 2018 and until the last bill first due in 2018:

<u>Monthly Use (cubic feet)</u>	<u>City Rate</u> <u>per 1000 cu. ft.</u>	<u>Rural Rate</u> <u>per 1000 cu. ft.</u>
0-200	minimum based on water meter size	minimum based on water meter size
201-5000	\$42.59	\$53.24
5,001-166,000	40.48	50.61
166,001-333,000	32.88	41.10
Over 333,001	25.18	31.48

Note: Rural Rate equals City Rate plus 25% surcharge."

The commodity charges shall be as follows for all bills due after January 1, 2019:

<u>Monthly Use (cubic feet)</u>	<u>City Rate</u> <u>per 1000 cu. ft.</u>	<u>Rural Rate</u> <u>per 1000 cu. ft.</u>
0-200	minimum based on water meter size	minimum based on water meter size
201-5000	\$43.44	\$54.31
5,001-166,000	41.29	51.63
166,001-333,000	33.54	41.92
Over 333,001	25.69	32.11

Note: Rural Rate equals City Rate plus 25% surcharge."

SECTION X: That Section 915.10(l)(1) of the Codified Ordinances of the City of Troy, Ohio, attached hereto and marked Exhibit "F" is hereby repealed in its entirety, effective January 1, 2010.

SECTION XI: That Section 915.10(l)(1) of the Codified Ordinances of the City of Troy, Ohio, is enacted to read as follows:

"(1) Each applicant for sanitary sewer service, other than an applicant for a replacement connection or tap, shall pay the City a sewer tap-in charge as provided by resolution from time to time.

SECTION XII: That no later than October 15, 2014, the Director of Public Service and Safety of the City of Troy, Ohio shall perform an administrative review of the water and sewer rates, as set forth herein, to determine the continued advisability of the rates for years 2015, 2016, 2017, 2018 and 2019 and shall submit said administrative review for a recommendation to either raise, lower or continue the rate plan as approved to the City Council of Troy, Ohio.

SECTION XIII: That this Ordinance shall be effective at the earliest date allowed by law.

Adopted: _____

President of Council

Approved: _____

Attest: _____
Clerk of Council

Mayor

EXHIBIT "A"

913.01 RATES.

The following rates shall be charged consumers for water supplied by the Water Department of the City:

(a) General Rates.

Monthly Use (cubic feet)	City Rate per 1000 cu.ft.	Rural Rate per 1000 cu.ft.
0 - 200	Minimum based on water meter size	Minimum based on water meter size
201 - 5000	\$ 28.41	\$ 39.76
5001 - 166,000	19.20	26.88
166,001 - 333,000	17.61	24.64
Over 333,001	13.56	18.96

Minimum bill - Monthly

Meter Size (inches)	City Rate	Rural Rate
5/8	\$ 6.50	\$ 9.10
3/4	12.80	17.92
1	17.00	23.80
1 ½	28.00	39.20
2	39.00	54.60
3	70.00	98.00
4	104.00	145.60
6	205.00	287.00
8	300.00	420.00
10	440.00	616.00
12	800.00	1120.00

Note: Rural Rate equals City Rate plus 40% surcharge.

EXHIBIT "B"

913.07 WATER TAP SERVICE COSTS AND CHARGES.

The tap-in charge shall be based on the size of service used to serve the premises. The tap-in charge shall be as follows:

Water Tap Size (Inches)	Tap-in Charge
¾	\$615
1	770
1 ½	2,253
2	2,673
4	6,129
6	10,445
8	5,474 plus meter cost
10	6,822 plus meter cost
12	8,164 plus meter cost
16	10,774 plus meter cost

EXHIBIT "C"

913.08 BULK WATER SALES.

The charges for bulk water purchases shall be as follows:

Monthly account fee:	\$ 17.85
Charge per 1000 cubic feet:	39.78

EXHIBIT "D"

913.09 FIRE TAP FEES.

The tap-in charge for fire services shall be based on the size of the service used to serve the premises. The tap-in charge shall be as follows:

Water Tap Size (Inches)	Tap-in Charge
3	\$ 2,519
4	2,868
6	4,216
8	5,474
10	6,822
12	8,063
16	10,774

EXHIBIT "E"

915.10 SCHEDULE OF RATES AND CHARGES.

(c) The commodity charge shall be based on the quantity of water used on the premises served, as measured by water metering therein used, which metering shall be acceptable to the City, subject to Section 915.08. The commodity charges shall be as follow:

Monthly Use (cubic feet)	City Rate per 1000 cu.ft.	Rural Rate per 1000 cu.ft.
0 - 200	Minimum bill based on water meter size	Minimum bill based on water meter size
201 - 5000	\$ 24.30	\$ 30.38
5001 - 166,000	23.10	28.88
166,001 - 333,000	18.76	23.45
Over 333,001	14.37	17.96

Note: Rural rate equals City rate plus 25% surcharge.

EXHIBIT "F"

915.10 SCHEDULE OF RATES AND CHARGES.

(c) The commodity charge shall be based on the quantity of water used on the premises served, as measured by water metering therein used, which metering shall be acceptable to the City, subject to Section 915.08. The commodity charges shall be as follow:

Monthly Use (cubic feet)	City Rate per 1000 cu.ft.	Rural Rate per 1000 cu.ft.
0 - 200	Minimum bill based on water meter size	Minimum bill based on water meter size
201 - 5000	\$ 24.30	\$ 30.38
5001 - 166,000	23.10	28.88
166,001 - 333,000	18.76	23.45
Over 333,001	14.37	17.96

Note: Rural rate equals City rate plus 25% surcharge.



City of Troy

ITEMS OF INTEREST

TO: Mayor Beamish
Mrs. Baker, President of Council
Council Members

FROM: Patrick E. J. Titterington, Director of Public Service and Safety

A handwritten signature in black ink, appearing to read "Patrick E. J. Titterington".

DATE: September 18, 2009

We are providing the following for your information:

- Bid and Contract updates:
 - The contract for the Downtown Alleyway Construction by the Troy REC has been awarded to Double Jay Construction, Inc. of Englewood, Ohio, the lowest and best bid received, in the amount of \$39,073.16, which includes the alternate. With this very good bid, we will be able to issue a change order to the contractor to complete the alleyway and approach, utilizing nearly all of the \$78,500 authorized for this project.
 - The bid opening for the following projects took place on September 9 with the following results:
 - * 2009 Catch Basin Replacement Project - 6 bids received that ranged from \$50,100 to \$59,700. Council authorized \$71,600 for this project. Staff is reviewing the bids and will make a recommendation to the Board of Control.
 - * Westbrook Sanitary Sewer Relining and Replacement Project - 2 bids were received in the amount of \$1,382,270 to \$2,180,973. Council authorized \$1,500,000 for this project. This project is funded 100% by stimulus funds, 50% of which is a loan and 50% is a grant. Staff has submitted the bid packet to OEPA and is awaiting approval in order to recommend award of the contract.
 - * Westbrook and Southbrook Ditch Stabilization Project - 5 bids received that ranged from \$69,843.00 to \$175,489.40. Council authorized \$88,000 for this project. Staff is reviewing these bids and will make a recommendation to the Board of Control.

- Bid Openings have been set for the following for September 30:
 - * Sidewalk Program Phase 6 – Council authorized \$250,000 for this project.
 - * Wastewater Lift Station SCADA Upgrade – Council authorized \$75,000 for this upgrade.
 - * Crawford Street Water Line Replacement – Council authorized \$52,000 for this project.
- The Taste of Troy will take place this weekend in the downtown area of Troy. The event will run from 10:00 a.m. until 4:00 p.m. and consist of food from area restaurants, artist demonstrations, a car show, children’s activities, and entertainment on Prouty Plaza. The entire Public Square will be closed for this event.
- Other information provided by City departments is attached.

Upcoming Events at Hobart Arena

November 7, 2009	Mardi Gras Spirit Events Cheer Competition
December 4, 2009	Skillet Awake and Alive Tour
December 10, 2009	The Temptations Concert
January 29, 2010	Motorcycle Ice Racing

Calendar of Meetings

September 21, 2009	7:00 p.m. Council	City Hall Council Chambers
September 22, 2009	3:30 p.m. BZA	City Hall
September 23, 2009	3:30 p.m. Planning Commission	City Hall
October 5, 2009	7:00 p.m. Council	City Hall Council Chambers

If you have any questions, please do not hesitate to contact this office.

Enclosure

cc: Department Heads



Operations
Items of Interest
September 18, 2009

Street – Including Solid Waste – Jerry Mullins, Foreman

- Collected and transported 241 tons of residential waste for disposal since the last report of 233 tons
- Picked up special trash, brush and T-bags
- Cleaned up delinquent properties designated by Property Maintenance
- Repaired 2 catch basins
- Cleaned the Public Square for upcoming weekend events
- Mowed and weed-whipped right-of-ways and ditches
- Repaired 13 street openings
- Provided assistance to the Refuse Department
- Prepared alley approaches for concrete repair
- Replaced 2 alley approaches on Simpson Street
- Repaired 49 manholes
- Weed-whipped and spraying weeds around the square
- Set up the square for the annual Taste of Troy event
- Repaired 36 asphalt patches and close to 150 Dura-patcher repairs
- Started preparing leaf collection equipment for the upcoming fall season

Electrical – Brian Ferree, Foreman

- We completed Ohio Utilities Protection Services requests as needed
- A list of 10 streetlights needing repairs was faxed to Miami Valley Lighting
- New PED signals and electronic push buttons were installed at Main and Elm, Market and Canal, and Market and Simpson intersections
- Installed new energy efficient traffic signals at the West Market, Dorset and Archer intersections
- Assisted Mid-West Switchgear Company in repairing an electrical problem in the sub-station switchgear at the Water Treatment Plant
- Made preparations for electric services downtown for the Taste of Troy event
- Several lights were repaired at the Maintenance Facility

Scott Walter's quote: "The senseless man does not know and fools do not understand, that though the wicked spring up like grass, and evildoers flourish, this is all temporary."

Maintenance Shop – Jeff Sweigart

- Repaired and maintained city vehicles and equipment
- Daily police vehicle safety inspection
- Reviewed the quotes submitted for outfitting the new 1-ton truck
- Fuel delivery and waste oil tank emptied
- Street Department Dump Truck repairs completed at Ohio Cat
- Fall equipment preparation underway

Water Distribution / Sewer Maintenance – Tom Parsons, Utilities Foreman

- Investigated a sewer call on Covent Road
- Repaired a hydrant hit by a vehicle auto at the Troy Towne Plaza
- Repaired a curb stop on South Market Street
- Repaired a sewer lateral on West Main Street that was hit by DP&L
- Root cut the line on Summit
- Pulled the meter and disconnected service on West Water Street
- Replaced a bad angle valve on East Water Street
- Repaired a leaking service on Grant Street
- Cleaned and TV'd the line behind on Garfield Avenue
- Shut water off at a residence on Locust Lane due to a leak inside
- Replaced a bad curb stop on South Clay Street with a meter box
- Investigated sewer breakdown at a residence on Surrey Road. We removed evergreens from backyard, replaced 20' of 8" line, replaced two sewer lateral connections, and repaired the soil from sewer line repair
- Flushed lines on Carriage Crossing due to customer complaint of air in line
- Made 27, 1" taps in Edgewater subdivision
- Marked numerous Ohio Utilities Protection Service tickets
- Cleaned the fountain on the Public Square
- Repaired several main breaks: Switzer Drive, Fleet Road, intersection of Williams Street and Long Street, and Arlington Avenue

Water Treatment Plant – Tim Ray

- The Stanfield and Barnhart Tanks have been returned to service following disinfection and verification of chlorine residual
- Pressure washing of the both clarifier basins of Train #2 continues. Once finished, areas needing attention for corrosion control will be addressed
- Cleaning of the East Lime Sludge Lagoon, applying the slurried lime onto soybean stubble fields of area farmers, is due to commence the week of Sept. 21 by contractor Burch Hydro, Inc., and it is still anticipated this work will be completed by mid to late-October
- Water Treatment Plant 2010 budget has been submitted for review

Waste Water Treatment Plant – Tim Snider

- Maintenance staff rebuilt the Kirk Lane lift station pump
- HD Supply Waterworks Ltd. removed the #1 vertical turbine pump from the Race Drive storm water pump station so that it can be rebuilt
- Staff is finalizing OEPA Streamlining Rules
- Conducted plant tours to approximately 150 3rd, 4th and 5th graders from Hook Elementary School
- Staff completed the handrail painting project at the aeration tanks
- Maintenance staff completed the required preventive maintenance work orders

Items of Interest

Engineering Department and Planning Department

September 17, 2009

Project **Status**

ACTIVE PROJECTS

2009 Catch Basin Project	Bid Opening was held on September 9, 2009. There was a total of 6 bids received. Low bidder was Coate Construction at \$50,100; below the estimate of \$71,600.
2010 Budget	Staff has been working on submittals for the 2010 budget.
Automatic Meter Reading	All transmitters have been installed and billing is being done from the new system. Final costs are being calculated.
Crawford Water Line	Bid Opening is set for September 30, 2009.
Ditch Stabilization Project	Bid Opening was held on September 9, 2009. There was a total of 5 bids received. Low bidder was Coate Construction at \$69,843; below the estimate of \$88,000.
FEMA	All required information has been submitted to FEMA.
Madison Street Storm Pump Station	Pump arrival is not expected until the fall.
OPWC Applications	Staff has been informed that the pre-application for Experiment Farm Road has qualified for funding. Final Applications are due September 28, 2009. A grant for \$550,000 is being requested for this project estimated at \$1,194,350.
OWDA Grants	Staff has submitted two (2) grant applications for sewer un-sewered areas adjacent to the City of Troy. We are expecting notification in October.
Pump Station SCADA	The bid opening is scheduled for September 30, 2009.
Rules and Regulations	Staff continues to review modifications to the Rules and Regulations for the Water and Sewer utilities.
Safe Routes to School	Staff is working with ODOT to submit forms to get started on a construction grant that was received in the amount of \$40,500 to upgrade pedestrian crossings and other improvements at the Junior High.
Safety Study Projects	Staff is exploring the submission of grants for safety studies at various intersections.
Sanitary Stimulus Funds -Westbrook Sidewalk Program 5	Bids were received on September 9, 2009. There were only 2 bids received and one exceeded the authorization. Staff has submitted the bid packet to OEPA and is awaiting approval in order to recommend award of the contract and execute the loan and grant agreements for this project. Assessment cards have been submitted to Miami County.

Items of Interest	
Engineering Department and Planning Department	
September 17, 2009	
Project	Status
Sidewalk Program 6	The bid opening is scheduled for September 30, 2009.
Sidewalk Program 6A	Work is complete. The next step will be bringing forward action for the Ordinance of Assessment.
Sidewalk, Sewer, and Sump Inspections	Inspections are continuing to be completed when requested.
Stanfield and Barnhart Tower Painting	Work is complete on the both towers.
Transportation Stimulus Funds	The contracts have been awarded to John R. Jurgensen. Staff is awaiting scheduling information from the contractor.
Water Models	Staff is working with Miami County and Black & Veatch to review future needs of the City's water infrastructure.
OTHER PROJECTS	
Adams Street Bridge	Stage two drawings are now completed.
Earmark Applications	The application filed for Treasure Island ranked as the No. 3 project in MVRPC's recommended list of bikeway projects. Staff is working to find additional support for the project. At this point we are waiting for the Dayton Development Coalition to move forward with recommendations to Washington. A revised application is being considered for a State Earmark process.
General Specifications and Information	A draft of the revision has been submitted to the Service Director's Office.
GPS Data Collection	This outdoor work continues as time and weather permit.
Intersection Upgrades	The condition of the signal poles at the South Market and Race intersection are being evaluated. The foundations appear to be failing and staff will be inspecting this intersection along with others built at the same time. Staff is obtaining prices to replace one pole in 2009 in front of Giacomos on South Market.
ODOT Paving SR41	Preliminary legislation was passed by Council on this 2011 paving project.

Items of Interest

Engineering Department and Planning Department

September 17, 2009

Project	Status
Plan Review Process	With recent staff changes, we are reviewing the process to make necessary improvements.
PUCO & CSX	Staff is working with CSX and PUCO on the possible design of a new railroad crossing at Union Street. The City has been talking with both entities for months, however, they now are requesting that the City provide a design and possibly an agreement. Staff has forwarded information to CXS and PUCO and is awaiting comments.
RECREATIONAL TRAILS AND ACTIVITIES	
Bicycle Friendly Community	Staff has been working with MVRPC to investigate the steps necessary for Troy to receive this designation.
Regional Bikeway Planning	New maps are available.
Treasure Island River Adventure Series	Activities for the year are complete.
SUBDIVISION STATUS	
Edgewater Section 6	Construction activities are underway.
Hawk's Nest Section 2	The plat has been approved. Construction has not yet begun.
Pleasantview Estates Section 4	This plat has been approved. Construction has not yet begun.
Nottingham Section 5	Plans have been submitted for review.
COUNTY / ODOT PROJECTS	
Farrington Road Plans	Construction is substantially completed.
SR 41/Washington Road Realignment	Construction is substantially completed.

MEMO

To: Patrick Titterington, Director of Public Service and Safety

From: Tim Davis, Planning & Zoning Manager

Date: September 15, 2009

Subject: Planning Division Update

I have attached two reports which summarize concerns that are being addressed by the Planning Division from September 2, 2009 to September 15, 2009. The first report shows all permits that were issued by the Planning Division. The report contains the address and type of permit and separates the information by each ward. There were 25 permits issued during this time period.

The second report contains the address, type of concern, and a summary of the current status of on-going issues. Both open and closed concerns are listed and are separated by each ward.

As in the past, all costs associated with the removal of trash and elimination of noxious weeds will be passed on to the property owner. If the property owner does not pay the bill, the cost will be assessed to the property taxes.

CITY OF TROY
 PERMIT WORK TYPE STATISTICS REPORT
 09/02/2009 TO 09/16/2009

PRNTWKTP
 09/16/2009
 08:43:41

SUBTOTALS	PERMITS	FEES	EST. COST
D DEMOLITION-COMMERCIAL	1	24.00	0
F FENCE	5	50.00	0
OC OCCUPANCY-COMMERCIAL	2	250.00	0
S BANNER	1	25.00	0
S FREESTANDING SIGN	2	50.00	0
S REFACE	2	75.00	0
S WALL SIGN	1	40.00	0
T COMMERCIAL	2	100.00	0
T RELIGIOUS	1	50.00	0
Z ADDITION COMMERCIAL	1	360.66	0
Z CELL TOWER	1	102.28	0
Z PATIO	1	25.00	0
Z PATIO COVER	1	25.00	0
Z SHED	2	50.00	0
Z SINGLE FAMILY W/BASMNT	2	166.47	0
GRAND TOTAL	25	\$1,393.41	

CITY OF TROY - Ward 1
 PERMIT REPORT
 09/02/2009 TO 09/16/2009

PRNTPRMT
 09/16/2009
 08:28:20

2009122Z	9/8/2009	1700 HUNTERS RIDGE DR NA 10027 SGL FAM W/BASEMENT HUNTERS RIDGE THREE	INVERNESS GROUP 11305 REED HARTMANN HWY #21 CINCINNATI, OH 45241- 0/ 0.00/	0 INVERNESS GROUP 83.40 11305 REEDHARTMAN HIGHWAY 1524 CINCINNATI, OH 45241- 1812 513-530-5400
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2009010T	9/14/2009	691 STAUNTON RD E D08250465 N/A TENT 9/14-9/19/09	TROY BAPTIST TEMPLE 691 E STAUNTON RD TROY, OH 45373- 0/ 0.00/	0 50.00 LV 0 NL 0
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2009088S	9/15/2009	691 STAUNTON RD E D08250465 N/A SIGN - 9/11-9/20/09	TROY BAPTIST TEMPLE 691 E STAUNTON RD TROY, OH 45373- 0/ 0.00/	0 25.00 LV 0 NL 0
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CITY OF TROY - Ward 2
 PERMIT REPORT
 09/02/2009 TO 09/16/2009

PRNTPRMT
 09/16/2009
 08:28:20

2009087F	9/10/2009	1315 BROOKSIDE DR D08037440 N/A FENCE - 9/9/09 BROOKSIDE	SUBER, CHRIS 1315 BROOKSIDE DR TROY, OH 45373- 0/ 0.00/	0 10.00 LV 0 NL 0
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2009119Z	9/3/2009	125 FINSBURY LN N/A N/A SHED - 9/3/09 N/A	MEEK, ADAM 125 FINSBURY LN TROY, OH 45373- 10/ 0.00/	0 25.00 LV 0 NL 100
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2009086F	9/9/2009	101 LITTLEJOHN RD N/A N/A FENCE - 9/8/09	SHELLHAAS, JOHN 101 LITTLEJOHN RD TROY, OH 45373-	0 QUALITY LAWN, LANDSCAPE & 10.00 1565 HUFFORD RD S 0 CASSTOWN, OH 45312- 0 937-339-0269
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N/A

0/ 0.00/

/

2009004D	9/14/2009	19 WATER ST W	KASTER, JIM & JUDY	0
DEMOLITION-COMMERCIAL	N/A	N/A	1175 JANI CT	24.00
	N/A			LV 0
	DEMOLITION - 9/4/09		TROY, OH 45373-	NL 0
			0/ 0.00/	

/

2009121Z	9/8/2009	270 WESTON RD N	DUNN, TOM & CINDA	0
PATIO COVER		D08035460	270 WESTON RD N	25.00
	N/A			LV 0
	PATIO COVER		TROY, OH 45373-	NL 0
	WESTBROOK 3		0/ 0.00/	

/

CITY OF TROY - Ward 3
 PERMIT REPORT
 09/02/2009 TO 09/16/2009

PRNTPRMT
 09/16/2009
 08:28:20

2009125Z	9/14/2009	2635 ALEXANDER CT	HARRY & AMY KNEISLEY, JR	0
PATIO		D08101892	2635 ALEXANDER CT	25.00
	N/A			LV 0
	PATIO - 9/14/09		TROY, OH 45373-	NL 0
	WILLOWCREEK1		0/ 0.00/	0 TIPPECANOE CONSTRUCTION 885 SCENIC KNOLL TIPP CITY, OH 45371- 937-669-3909

/

2009085F	9/2/2009	80 FOX HARBOR DR	EARHART, SCOTT	0
FENCE		N/A	80 FOX HARBOR DR	10.00
	N/A			LV 0
	FENCE - 8/14/09		5496, OH 45373-	NL 0
	N/A		0/ 0.00/	

/

2009120Z	9/3/2009	2360 GIRARD LN W	DION, PIERRE	0
SHED		D08104066	2360 GIRARD LN W	25.00
	N/A			LV 0
	SHED - 9/2/09		TROY, OH 45373-	NL 64
	STANFIELD PLACE 1		0/ 0.00/	

/

2009038OC	9/10/2009	721 LINCOLN AVE	COLE, ROBERT	0
OCCUPANCY-COMMERCIAL		N/A	1100 WAYNE ST	200.00
	10246			LV 0
	COLE RENTAL OCC 6/9/09		TROY, OH 45373-	NL 15000
	N/A		0/ 0.00/	

/

2009084S	9/10/2009	1408 MAIN ST W	DENOVO PROPERTIES	0
REFACE		N/A	124 MAIN ST W	50.00
				0 TRI-STATE SIGNS 9077 SUTTON PLACE

N/A
 LITTLE CAESARS (SIGN REFACE) 9/9/09 TROY, OH 45373-0/ 0.00/ LV 0 HAMILTON, OH 45011-
 NL 0 513-942-7446

 2009087S 9/15/2009 1750 MAIN ST W TROY TOWN LLC 0
 WALL SIGN N/A PO BOX 13536 40.00
 N/A DAYTON, OH - LV 0
 WALL SIGN - 9/15/09 0/ 0.00/ NL 0
 /

 2009083S 9/10/2009 1750 MAIN ST W TROY TOWN LLC 0
 REFACE N/A PO BOX 13536 25.00
 N/A DAYTON, OH - LV 0
 SIGN REFACE - 9/8/09 0/ 0.00/ NL 0
 /

 2009085S 9/11/2009 1780 MAIN ST W RUBY TUESDAY 0
 BANNER N/A 1780 MAIN ST W 25.00
 N/A RUBY TUESDAY-TEMP SIGN-9/10/09 TROY, OH 45373- LV 0
 0/ 0.00/ NL 0
 /

 2009084F 9/2/2009 2401 NEW CASTLE DR SEITZ, DAVID & APRIL 0
 FENCE N/A 2401 NEW CASTLE DR 10.00
 N/A TROY, OH 45373- LV 0
 FENCE - 9/1/09 0/ 0.00/ NL 0
 N/A /

 2009008T 9/3/2009 701 RIDGE AVE S HOBART CORP 0
 COMMERCIAL N/A 701 RIDGE AVE S 50.00
 N/A TROY, OH 45373- LV 0
 TENT - 9/17-9/20/2009 0/ 0.00/ NL 0
 /

 2009037OC 9/8/2009 1100 WAYNE ST COLE, ROBERT K 0
 OCCUPANCY-COMMERCIAL D08041705 1100 WAYNE ST 50.00
 N/A PAT SKINNER MUSIC MINISTRY (OC) 9/1/09 TROY, OH 45373- LV 0
 NL 0
 /

CITY OF TROY - Ward 4
 PERMIT REPORT
 09/02/2009 TO 09/16/2009

PRNTPRMT
 09/16/2009
 08:28:20

 2009009T 9/11/2009 1865 CO RD 25A S WACO HISTORICAL SOCIETY 0
 COMMERCIAL D08-250400 1865 CO RD 25A S 50.00
 N/A LV 0

		TENTS FOR WACO WAG-IN, ENDING 9/13/09 N/A	TROY, OH 45373- 0/ 0.00/	NL	0

2009086S	9/14/2009	1021 DORSET RD S N/A N/A	SHOCK, DREW A. 4949 CO RD 25A S		0 25.00
		EARLY BEGINNINGS - TEMP SIGN - 9/10/09	TIPP CITY, OH 45373- 0/ 0.00/	LV NL	0 0

2009123Z	9/10/2009	1768 JILLANE DR NA 9999 SGL FAM W/BASEMENT - 9/3/09 HAWKS NEST ONE	RYAN HOMES 884 PLEASANT VALLEY DRIVE SPRINGBORO, OH 45066- 0/ 0.00/		0 RYAN HOMES 83.07 884 PLEASANT VALLEY LV 2072 SPRINGBORO, OH 45066- NL 1235 937-521-3306

2009088F	9/10/2009	411 MARKET ST S N/A N/A FENCE - 9/10/09	FAMILY ABUSE SHELTER 16 FRANKLIN ST E TROY, OH 45373- 0/ 0.00/		0 P.S. CONSTRUCTION 10.00 311 LINCOLN AVE LV 0 TROY, OH 45373- NL 0 937-232-9762

2009118Z	9/3/2009	1400 MARKET ST W N/A N/A METAL BLDG (CLOPAY CORP) - 8/27/09	CLOPAY CORPORATION 1400 MARKET ST W TROY, OH 45373- 0/ 0.00/		0 FERGUSON CONSTRUCTION 360.66 400 CANAL ST LV 0 SIDNEY, OH 45365- NL 26066 937-498-2381

2009124Z	9/14/2009	2310 ST RT 55 W N/A N/A CELL TOWER - 9/8/09	GERHART GREENHOUSES, INC 1020 SCUDDER ST PIQUA, OH 45356- 0/ 0.00/		0 102.28 LV 0 NL 228

CITY OF TROY - Ward 1
VIOLATIONS BY REASON CODE
09/02/2009 TO 09/16/2009

09/16/2009
08:50:30

20091406 9/2/2009
JUNK VEHICLE

1234 MAIN ST W
COMPLETED

9-2-09 sb Car for sale on grass. Certified, follow up 9-14-09
9-8-09 sb Green card signed 9-5-09. Follow up 9-14-09
9-11-09 sb Car gone. Close.

20091407 9/2/2009
TRASH & DEBRIS
N/A

452 MAPLECREST DR

9-2-09 sb Clean out on curb. Certified, follow up 9-9-09
9-9-09 sb Check back, special trash this week. Follow up 9-17-09

20091409 9/2/2009
JUNK VEHICLE
N/A

1169 BUNKER HILL RD
COMPLETED

9-2-09 sb Boat on grass. Certified, follow up 9-14-09
9-8-09 sb Green card dated 9-5-09
9-14-09 sb Boat gone. Close.

20091415 9/2/2009
TALL WEEDS/GRASS

1241 MARKET ST N

9-2-09 sb Tall weeds. Certificate, follow up 9-9-09
9-9-09 sb Grass still tall. Send to OZscapes. Follow up 9-16-09

20091414 9/2/2009
JUNK VEHICLE
HERITAGE HILL 10

1263 GETTYSBURG DR
COMPLETED

9-2-09 sb Jet-Skis on trailer in grass. Certified, follow up
9-14-09
9-8-09 sb Green card dated 9-4-09. Follow up 9-14-09
9-14-09 sb Ski doos moved. Close.

20091412 9/2/2009
TRASH & DEBRIS
N/A

1665 SARATOGA DR
COMPLETED

9-2-09 sb Trash, carpet, boxes in ROW. Certified, follow up
9-9-09
9-9-09 sb Special trash this week. Follow up 9-17-09
9-9-09 sb Green card dated 9-8-09
9-15-09 Trash removed. Close.

20091410 9/2/2009
TRASH & DEBRIS
N/A

1395 LEE RD
COMPLETED

9-2-09 sb Clean out, chair, table, trash. Certificate, follow up
9-8-09
9-8-09 sb Special trash this week. Close.

20091408 9/2/2009
TALL WEEDS/GRASS
MEADOWLAWN 4

877 MAYFIELD DR

9-2-09 sb Tall weeds, certificate, follow up 9-9-09
9-9-09 sb Grass cut, follow up 9-23-09

20091429 9/3/2009 611 VIRGINIA AVE
TRASH & DEBRIS COMPLETED
N/A
9-3-09 sb Trash in rear around back porch. Certificate, follow up
9-8-09
9-9-09 sb Trash removed. Close.

20091427 9/3/2009 1242 GETTYSBURG DR
TALL WEEDS/GRASS
HERITAGE HILL 8
9-8-09 sb Tall weeds along back fence butting up to Hilltop.
Certificate. Follow up 9-17-09

20091431 9/3/2009 410 BROWN ST
JUNK VEHICLE COMPLETED
CULBERTSON HEIGHTS
9-3-09 sb Race car skeleton behind house in alley. Certified,
follow up 9-14-09
9-8-09 sb Green card dated 9-5-09. Follow up 9-14-09
9-14-09 sb Frame still there, towed by Saunders with Officer Steffano.
Close.

20091432 9/3/2009 511 VIRGINIA AVE
JUNK VEHICLE COMPLETED
N/A
9-3-09 sb Black Honda parked on grass. Certified, follow up
9-14-09
9-14-09 sb Green card dated 9-5-09. Follow up 9-14-09
9-14-09 sb Honda still there. Owner is going to contact Poling's
to get towed out there. Gave until 9-15-09
9-15-09 sb Car gone. close.

20091433 9/3/2009 501 VIRGINIA AVE
JUNK VEHICLE COMPLETED
N/A
9-3-09 sb Nice bass boat sitting on grass. Certified, follow up
9-14-09
9-8-09 sb Mr. Clark came in. Showed me other pictures of the boat
on gravel, does have grass growing up thru gravel. Said he would
kill the grass. Showed me registration and insurance. Very nice
guy. Close.

20091434 9/3/2009 412 OHIO AVE
JUNK VEHICLE
CULBERTSON HEIGHTS
9-3-09 sb Gray mustang, expired tag, certified, follow up
9-14-09
9-10-09 sb Green card signed 9-9-09. Follow up 9-16-09
9-16-09 sb Rhonda Bergman called. Has a buy for the car but the
carburetor is out being fixed. Asked for additional week. Will
follow up 9-23-09

20091435 9/3/2009 410 OHIO AVE
JUNK VEHICLE
N/A
9-3-09 sb Boat on grass with tarp over it. Certified, follow up
9-14-09
9-10-09 sb Checked USPS, attempted delivery. Sending certificate.
Follow up 9-17-09
9-17-09 sb Green card returned unclaimed. Already sent

certificate.

20091436 9/3/2009 401 STAUNTON RD E
JUNK VEHICLE COMPLETED

N/A
9-3-09 sb Pop up camper w/expired tag 2-09. Certified, follow up
9-14-09
9-8-09 sb Green card signed 9-5-09. Follow up 9-14-09
9-14-09 sb Camper gone. Close.

20091430 9/3/2009 604 OHIO AVE
JUNK VEHICLE COMPLETED

CULBERTSON HEIGHTS
9-3-09 sb Blue van missing wheel, up on chocks. Certified, follow
up 9-14-09
9-8-09 Darryl Williams, our electrician tel. This van belongs to
him at 608, not 604. Does run, put new tire on and has
insurance. Close.
9-8-09 sb Green card dated 9-5-09

20091426 9/3/2009 1250 GETTYSBURG DR
TALL WEEDS/GRASS

HERITAGE HILL 8
9-8-09 sb Tall weeds. Certificate, follow up 9-17-09

20091453 9/8/2009 1058 STONYRIDGE AVE
JUNK VEHICLE COMPLETED

HERITAGE HILL 8
9-8-09 sb Green GMC pickup on grass. Certified, follow up
9-21-09
9-11-09 sb Owner tel. Truck to be moved.
9-11-09 sb Green card signed 9-10-09. Follow up 9-17-09
9-15-09 sb Green truck moved. Close.

20091456 9/8/2009 615 VIRGINIA AVE
JUNK VEHICLE

CULBERTSON HEIGHTS
9-8-09 sb Boat on grass by alley. Certified, follow up 9-21-09
9-11-09 sb Green card dated 9-10-09. Follow up 9-17-09
9-11-09 sb Sandra tel. explained why she got letter, not on hard
surface. Asked about hard surface, and I told her that boat has to be
removed or put in garage until hard surface can be put in place.

20091465 9/10/2009 559 STONYRIDGE AVE
JUNK VEHICLE

N/A
9-10-09 sb Red mustang with no tags. Certified, follow up 9-21-09

20091466 9/10/2009 676 STONYRIDGE AVE
JUNK VEHICLE

HERITAGE HILL 5
9-10-09 sb White van in driveway that never moves. Certified,
follow up 9-21-09

20091472 9/10/2009 645 GLENDALE DR
ZONING PROBLEMS NO VIOLATION

MEADOWLAWN 1
9-10-09 sb Received complaint about a possible auto repair shop
at this location. There are several cars at this property,
mostly Saabs. Everything is licensed and looks to be operable.

Do not find any violation. Close.

20091469 9/10/2009 975 LINWOOD DR
TALL WEEDS/GRASS
MEADOWLAWN 4
9-16-09 sb Tall weeds along right side of fence. Certificate,
follow up 9-23-09

20091488 9/15/2009 818 MARKET ST N
SIGN VIOLATIONS COMPLETED

temp sign in front yard without permit. Spoke with manager and
sign was removed.

CITY OF TROY - Ward 2
VIOLATIONS BY REASON CODE 09/16/2009
09/02/2009 TO 09/16/2009 08:50:30

20091418 9/2/2009 0 CORPORATE DR
TALL WEEDS/GRASS
N/A
Vacant industrial property, grass not mowed

20091480 9/10/2009 1300 EXPERIMENT FARM RD
TALL WEEDS/GRASS

Rear of property fronting Marybill Dr. not mowed

20091478 9/10/2009 1404 FLEET RD
TRASH & DEBRIS
WESTBROOK 3
Complaint that clear bushes left on curb side for several weeks

20091479 9/10/2009 190 MARYBILL
TALL WEEDS/GRASS
N/A
Grass in rear of property not mowed

CITY OF TROY - Ward 3
VIOLATIONS BY REASON CODE 09/16/2009
09/02/2009 TO 09/16/2009 08:50:30

20091403 9/2/2009 116 MAIN ST W
SIGN VIOLATIONS
9-1-09 sb. Business closed as of today. Follow up 30 days for
sign removal or turn around.

20091449 9/8/2009 1023 RACE ST W
JUNK VEHICLE
N/A
9-8-09 sb Truck on grass in rear. Certified, follow up 9-21-09
9-15-09 sb Green card dated 9-14-09. Follow up 9-21-09

20091451 9/8/2009 26 HOBART DR
JUNK VEHICLE
9-8-09 sb Green van with grass growing up around it. Certified,
follow up 9-21-09
9-14-09 sb Green card signed 9-12-09. Follow up 9-21-09
9-14-09 sb Nelson tel. He says runs, has tags and insurance. He
will drive up here and show me.

20091452 9/8/2009 533 FRANKLIN ST W
JUNK VEHICLE
N/A
9-08-09 sb White handicap van with exp tags on grass, 4/08.
Certified, follow up 9-21-09
9-11-09 sb Green card signed 9-10-09. Follow up 9-17-09

20091454 9/8/2009 1225 RACE ST W
JUNK VEHICLE
9-8-09 sb Red truck parked in grass by alley. Certified, follow
up 9-21-09
9-10-09 sb Mr. Hyde tel. today. Very upset, feels I am picking on
him. Explained to him, once again, that vehicles cannot be
parked on the grass. He told me that he would park the truck in
the grass in the evenings and weekends. Told him that we do
work weekends and it could be in danger of being towed if left
in the grass. Doesn't want to park it on street. Very upset.
9-11-09 sb Green card dated 9-10-09. Follow up 9-17-09

20091455 9/8/2009 1317 MC KAIG AVE
JUNK VEHICLE

9-8-09 sb Trailer on grass behind garage with exp tags.
Certified, follow up 9-21-09
9-21-09 sb Green card signed for 9-12-09, follow up 9-21-09

20091450 9/8/2009 28 HOBART DR
JUNK VEHICLE

9-8-09 sb Blue van with expired tags, 7/09. Certified, follow up
9-21-09
9-15-09 sb Certified coming back. Send certificate. Follow up
9-23-09

20091448 9/8/2009 802 MC KAIG AVE
TALL WEEDS/GRASS

9-8-09 sb Tall weeds. Certified, follow up 9-15-09
9-15-09 sb Check back 9-22-09

20091447 9/8/2009 327 LINCOLN AVE
TRASH & DEBRIS COMPLETED
N/A

9-8-09 sb Trash behind shed. Certified, follow up 9-17-09
9-17-09 sb Green card dated 9-10-09.
9-15-09 sb Trash removed. Close.

20091467 9/10/2009 1462 MC KAIG AVE
TRASH & DEBRIS

9-10-09 sb Trash bags up by garage. Certificate, follow up
9-16-09

20091468 9/10/2009 55 INDUSTRY CT
TALL WEEDS/GRASS
WEST STANFIELD IND 2
9-16-09 sb Tall weeds and bushes to the right of the building.
Certificate, follow up 9-23-09

20091470 9/10/2009 30 FOX HARBOR DR
TRASH & DEBRIS
FOX HARBOR 1
9-10-09 sb Trash bags up by front door. Lots of them.
Certificate, follow up 9-16-09

CITY OF TROY - Ward 4
VIOLATIONS BY REASON CODE 09/16/2009
09/02/2009 TO 09/16/2009 08:50:30

20091419 9/2/2009 1 CORPORATE DR
TALL WEEDS/GRASS
N/A
Vacant industrial property, grass not mowed

20091404 9/2/2009 223 ENYEART ST.
FENCE PROBLEMS NO VIOLATION
N/A
Privacy fence erected around house, no permit.
Owner contacted on 09/09/09 to inform this fence, although
appears to be on their property is actually on their neighbors
at 1017 Mulberry St. Checked our records and 1017 Mulberry has
a fence permit. Close

20091405 9/2/2009 1280 AMELIA AVE
FENCE PROBLEMS
SOUTHVIEW ESTATES 2B
Roger Argrabright complained about new fence at this address too
high and too close to property line. No permit in record sent
notice 9/2/09

20091417 9/2/2009 0 KINGS CHAPEL
TALL WEEDS/GRASS GRASS HAS BEEN CUT
N/A
Vacant property behind drive thru has tall grass

20091416 9/2/2009 907 CLAY ST S
JUNK VEHICLE COMPLETED

9-2-09 sb Camper on grass. Boat on grass with expired tags from 1-24-08. Certified, follow up 9-14-09
9-8-09 sb Green card signed 9-4-09. Follow up 9-14-09
9-11-09 sb Towed boat and camper to Jim's with Hohenstein, Stutz and Hubbard. Close.

20091459 9/9/2009 1017 MULBERRY ST S
FENCE PROBLEMS

Privacy fence erected without permit. Notice sent to 223 enyeart St, corner lot on 9/2/09. Owner called 9/8/09 to notify the fence is actually the neighbors at 1017 Mulberry St.

20091477 9/10/2009 1131 PATTON ST
TRASH & DEBRIS
N/A
TRASH ON CRB SIDE INCLUDING WINDOW PANE

20091476 9/10/2009 1111 PATTON ST
TRASH & DEBRIS

Window pane etc. on curb side

20091475 9/10/2009 111 SIMPSON ST E
TALL WEEDS/GRASS
N/A
Lots of weed all around property

20091474 9/10/2009 1865 NASHVILLE RD
TALL WEEDS/GRASS
N/A
House for sale, grass tall.

20091473 9/10/2009 1172 POND VIEW DR
TALL WEEDS/GRASS
EDGEWATER
Grass not mowed

20091481 9/11/2009 8 CANAL ST
JUNK VEHICLE COMPLETED
N/A
Red van with temporary tag #R113295 was parked in the parking lot at the corner of Race St E and Mulberry St. Received repeat complaint. Car was removed with verbal notification

20091489 9/15/2009 1133 MAIN ST W
SHRUBBERY-OVERGROWN

Complaint received 9/11/09 that overgrown trees and bushes blocking sidewalk making it difficult for children to walk to school. Inspected 9/14 and found complaint to be valid. Notified property owner & East of Chicago as the trees appear to be on the edge of their parking lot.

20091485 9/15/2009 20 MARKET ST W
SIGN VIOLATIONS COMPLETED

Flue shot temp sign posted in yard without permit. Called manager and the sign was removed

20091486 9/15/2009
SIGN VIOLATIONS

825 MAIN ST W
COMPLETED

Temp sign in front yard without permit. Went on site to talk with store manager & sign was removed.

20091487 9/15/2009
PARKING PROBLEMS

850 MARKET ST S

Two cars parked at street end with for sale sign. Went in and talked with manager Debbie, one was removed but the second one was to be removed once they contact the owner. Reinspect 9/16/09.
