



AGENDA

Special Meeting of the

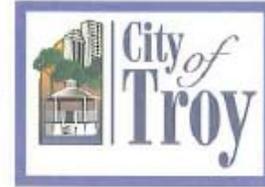
CITY COUNCIL

**OCTOBER 24, 2011
CONVENING AT 10:00 A.M.**

AS SET BY CALL OF MEETING POSTED ON OCTOBER 21, 2011 AT 2:00 PM

**Submitted By
The City Manager**

NOTICE: Persons with disabilities needing accommodations for effective participation in this meeting should contact the City Clerk at (248) 524-3316 or via e-mail at clerk@troymi.gov at least two working days in advance of the meeting. An attempt will be made to make reasonable accommodations.



TO: The Honorable Mayor and City Council
Troy, Michigan

FROM: John Szerlag, City Manager

SUBJECT: Background Information and Reports

Ladies and Gentlemen:

This booklet provides a summary of the many reports, communications and recommendations that accompany your Agenda. Also included are suggested or requested resolutions and/or ordinances for your consideration and possible amendment and adoption.

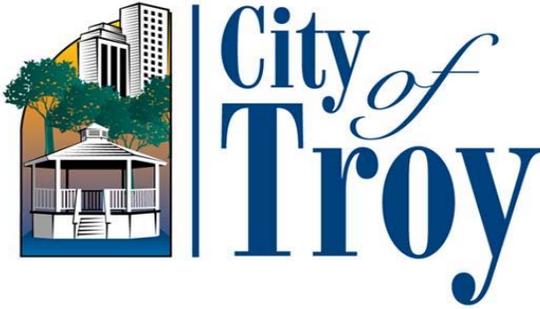
Supporting materials transmitted with this Agenda have been prepared by department directors and staff members. I am indebted to them for their efforts to provide insight and professional advice for your consideration.

As always, we are happy to provide such added information as your deliberations may require.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John Szerlag". The signature is fluid and cursive.

John Szerlag, City Manager



**CITY COUNCIL
SPECIAL MEETING
AGENDA
October 24, 2011 – 10:00 AM
Council Boardroom
City Hall - 500 West Big Beaver
Troy, Michigan 48084
(248) 524-3317**

<u>A.</u>	<u>CALL TO ORDER:</u>	<u>1</u>
<u>B.</u>	<u>ROLL CALL:</u>	<u>1</u>
	<u>City Council:</u>	<u>1</u>
	Resolution to Excuse Absent Council Members:	1
<u>C.</u>	<u>ITEM AS INDICATED IN THE CALL OF THE MEETING</u>	<u>1</u>
	Request from Macy's Department Store to Conduct a Fireworks Display	1
<u>D.</u>	<u>PUBLIC COMMENT:</u>	<u>2</u>
<u>E.</u>	<u>ADJOURNMENT</u>	<u>2</u>

A. CALL TO ORDER:

B. ROLL CALL:

City Council:

Mayor Louise E. Schilling
Robin Beltramini
Wade Fleming
Martin Howrylak
Mayor Pro Tem Mary Kerwin
Maureen McGinnis
Dane Slater

Resolution to Excuse Absent Council Members:

Suggested Resolution

Resolution #2011-10-

Moved by

Seconded by

RESOLVED, That Troy City Council hereby **EXCUSES** the absence of _____ at the City Council Special Meeting of Monday, October 24, 2011 due to _____.

Yes:

No:

C. ITEM AS INDICATED IN THE CALL OF THE MEETING

Request from Macy's Department Store to Conduct a Fireworks Display

Suggested Resolution

Resolution #2011-10-

Moved by

Seconded by

RESOLVED, That Troy City Council hereby **ISSUES** a fireworks permit to Zambelli Fireworks, Inc. of New Castle, PA for Macy's Department Store, located at Oakland Mall – 500 West Fourteen Mile Road – Troy, Michigan to conduct a fireworks display on Friday, November 4, 2011; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **DIRECTS** the Troy Fire Department to inspect the fireworks to be used along with the site to assure compliance with applicable codes and standards for such a fireworks display, and take the necessary precautions to ensure safety.

Yes:

No:

D. PUBLIC COMMENT:

In accordance with the Rules of Procedure of the City Council, Article 16 –
Members of the Public and Visitors

PUBLIC COMMENT:

In accordance with the Rules of Procedure of the City Council, Article 16 – Members of
the Public and Visitors

Any person not a member of the City Council may address the Council with recognition of the Chair, after clearly stating the nature of his/her inquiry or comment. *City Council requests that if you do have a question or concern, to bring it to the attention of the appropriate department(s) whenever possible. If you feel that the matter has not been resolved satisfactorily, you are encouraged to bring it to the attention of the City Manager, and if still not resolved satisfactorily, to the Mayor and Council.*

- Petitioners shall be given a fifteen (15) minute presentation time that may be extended with the majority consent of City Council.
- Any member of the public, not a petitioner of an item, shall be allowed to speak for up to five (5) minutes to address any Public Hearing item.
- Any member of the public, not a petitioner of an item, shall be allowed to speak for up to five minutes to address Postponed, Regular Business or Consent Agenda items or any other item as permitted under the Open Meetings Act during the Public Comment portion of the agenda.
- City Council may waive the requirements of this section by a majority of the City Council members.
- City Council may wish to schedule a Special Meeting for Agenda items that are related to topics where there is significant public input anticipated.
- Through a request of the Chair and a majority vote of City Council, public Comment may be limited when there are fifteen (15) or more people signed up to speak either on a Public Hearing item or for the Public Comment period of the agenda.

E. ADJOURNMENT

Respectfully submitted,



John Szerlag, City Manager



CITY COUNCIL ACTION REPORT

October 18, 2011

TO: John Szerlag, City Manager

FROM: William S. Nelson, Fire Chief
David J. Roberts, Assistant Fire Chief

SUBJECT: Macy's Fireworks Display

Background:

Macy's at Oakland Mall along with Zambelli Fireworks, Inc., of New Castle, Pennsylvania, have submitted a permit application for a public fireworks display to celebrate the beginning of their holiday shopping season. Macy's and Zambelli are requesting the Troy City Council grant a permit for an approximate fifteen-minute public fireworks display to occur on Friday, November 4, 2011, at 7:00 PM in their west parking lot. Macy's west parking lot will accommodate the necessary distances required for the display.

Legal Considerations:

Michigan's Fireworks Law requires that any person or group that would like to conduct a fireworks display must apply to the local unit of government for a permit. The law defines local unit of government as the council or commission of a city or village, or the township board of a township. City Council has previously granted permission for a fireworks display for previous years' events at Oakland Mall. Furthermore, Troy City Code Chapter 93, Section 105.6.15.1, requires an operational permit for the public display (and retail display and sale) of fireworks, to be issued by the Fire Department.

Financial Considerations:

The Fire Department will arrange to have Fire Station #4 on standby at the event along with the necessary fire staff member(s) to help ensure fire safety. Some Fire Department costs will be off-set by the \$125.00 Fireworks permit fee as required by ordinance.

City Council Action Report

Page 2

Policy Considerations:

The permitting process and inspection, and subsequent fire department standby during the event are consistent with City Council's goal of enhancing the safety of the community.

Options:

Staff recommends that City Council issue a fireworks permit to Zambelli Fireworks, Inc., for a public fireworks display. Enclosed for Council's review are the permit application and permit to be signed and issued and a certificate of insurance.

Prepared by David Roberts, Assistant Fire Chief / Fire Marshal
G:\Data\11-803\My Documents\Word\Macy's Fireworks Agenda Item.docx