



# TROY CITY COUNCIL

## REGULAR MEETING AGENDA

DECEMBER 19, 2011  
CONVENING AT 7:30 P.M.

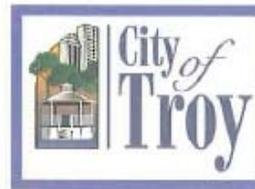
Submitted By  
The City Manager

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***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](mailto:clerk@troymi.gov) at least two working days in advance of the meeting. An attempt will be made to make reasonable accommodations.***

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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 written in a cursive, flowing style.

John Szerlag, City Manager



# TROY CITY COUNCIL

## VISION STATEMENT AND GOALS

Adopted: Monday, February 7, 2011

### **VISION:**

To honor the legacy of the past and build a strong, vibrant future and be an attractive place to live, work, and grow a business.

### **GOALS:**

#### **Provide a safe, clean, and livable city**

- Practice good stewardship of infrastructure
- Maintain high quality professional community oriented police and fire protection
- Conserve resources in an environmentally responsible manner
- Encourage development toward a walkable, livable community

#### **Provide effective and efficient local government**

- Demonstrate excellence in community services
- Maintain fiscally sustainable government
- Attract and support a committed and innovative workforce
- Develop and maintain efficiencies with internal and external partners
- Conduct city business and engage in public policy formation in a clear and transparent manner

#### **Build a sense of community**

- Communicate internally and externally in a timely and accurate manner
- Develop platforms for transparent, deliberative and meaningful community conversations
- Involve all stakeholders in communication and engagement activities
- Encourage volunteerism and new methods for community involvement
- Implement the connectedness of community outlines in the Master Plan 2008

#### **Attract and retain business investment**

- Clearly articulate an economic development plan
  - Create an inclusive, entrepreneurial culture internally and externally
  - Clarify, reduce and streamline investment hurdles
  - Consistently enhance the synergy between existing businesses and growing economic sectors
  - Market the advantages of living and working in Troy through partnerships
-



# CITY COUNCIL AGENDA

December 19, 2011 – 7:30 PM  
Council Chambers  
City Hall - 500 West Big Beaver  
Troy, Michigan 48084  
(248) 524-3317

**INVOCATION: Pastor Dan Lewis – Troy Christian Chapel** **1**

**PLEDGE OF ALLEGIANCE:** **1**

**A. CALL TO ORDER:** **1**

**B. ROLL CALL:** **1**

**C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:** **1**

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Executive Director of the Traffic Improvement Association ..... 1

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D-1 No Carryover Items 1

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E-1 No Public Hearings 1

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	Monday, October 22, 2012 Regular Meeting.....	11
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Monday, April 23, 2012 Special Budget Study Session.....	11
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**INVOCATION: Pastor Dan Lewis – Troy Christian Chapel**

**PLEDGE OF ALLEGIANCE:**

**A. CALL TO ORDER:**

**B. ROLL CALL:**

- a) Mayor Janice Daniels  
Jim Campbell  
Wade Fleming  
Dave Henderson  
Maureen McGinnis  
Dane Slater  
Doug Tietz

- b) Excuse Absent Council Members:

Suggested Resolution

Resolution #2011-12-

Moved by

Seconded by

RESOLVED, That Troy City Council hereby **EXCUSES** the absence of \_\_\_\_\_ at the Regular City Council Meeting of December 19, 2011 due to \_\_\_\_\_

Yes:

No:

**C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:**

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**C-1 Certificates of Recognition and Special Presentations**

- a) Continued Commitment to Traffic Safety Award Presented by Jim Santilli, Executive Director of the Traffic Improvement Association

**D. CARRYOVER ITEMS:**

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**D-1 No Carryover Items**

**E. PUBLIC HEARINGS:**

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**E-1 No Public Hearings**

**F. 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.

## **G. RESPONSE / REPLY TO PUBLIC COMMENT**

## **H. POSTPONED ITEMS:**

**H-1 Resolution to Revoke an Industrial Facilities Exemption Certificate (IFEC) and Vacate an Industrial Development District (IDD) Previously Granted and Established: Faurecia Automotive Seating, Inc. – 2350 Meijer – Postponed from November 21, 2011**

### Suggested Resolution

Resolution #2011-12-

Moved by

Seconded by

WHEREAS, After due notice and proper hearing, the City Council of the City of Troy on September 22, 2008, established an Industrial Development District (IDD) for property known as 2350 Meijer, Troy, MI 48084, Parcel #; 88-20-32-200-018, in the name of Faurecia Automotive Seating, Inc.; and

WHEREAS, Per the Letter of Agreement, between Faurecia Automotive Seating, Inc. and the City of Troy, and per Public Act 198 of 1974, as amended, Faurecia Automotive Seating, Inc. was allowed until December 31, 2010 to purchase and install all of the personal property to be abated, as reported on their application for exemption; and

WHEREAS, Faurecia Automotive Seating, Inc. has not purchased and installed all of the personal property that was to be abated, contrary to the terms of the Letter of Agreement

between Faurecia Automotive Seating, Inc. and the City of Troy, and in violation of Public Act 198 of 1974, as amended;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **REVOKES** the Industrial Facilities Exemption Certificate (IFEC), Certificate # 2008-507, and hereby **VACATES** the Industrial Development District (IDD) previously granted to Faurecia Automotive Seating, Inc., for property located at 2350 Meijer, Troy, MI 48084, Parcel # 88-20-32-200-018, effective December 31, 2011; and

BE IT ALSO RESOLVED, That Troy City Council hereby **DIRECTS** the City Treasurer to invoice Faurecia Automotive Seating, Inc. for the amount of the abated taxes as calculated by the City Assessor’s spreadsheet, which shall be **ATTACHED** and become a part of the Regular Minutes of this meeting; and

BE IT FINALLY RESOLVED, That Troy City Council hereby **DIRECTS** the City Clerk to forward, by certified mail, a copy of this Resolution to the State Tax Commission (STC), Treasury Building, P.O. Box 30471, Lansing, MI 48909-7971, and to Faurecia Automotive Seating, Inc. at 2350 Meijer, Troy, MI 48084.

Yes:  
No:

**I. REGULAR BUSINESS:**

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**I-1 Board and Committee Appointments: None Scheduled**

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**I-2 Board and Committee Nominations: None Scheduled**

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**I-3 No Closed Session Requested**

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**I-4 Agreement to Provide Fleet Maintenance Services – City of Center Line**

Suggested Resolution  
Resolution #2011-12-  
Moved by  
Seconded by

RESOLVED, That Troy City Council hereby **APPROVES** the Interlocal Service Agreement for the City of Troy to provide fleet maintenance services to the City of Center Line; the City Clerk and Mayor are **AUTHORIZED** to execute the agreements.

Yes:  
No:

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**I-5 Resolution to Schedule a Public Hearing for City of Royal Oak Hospital Finance Authority – William Beaumont Hospital**

Suggested Resolution

Resolution #2011-12-

Moved by

Seconded by

WHEREAS, William Beaumont Hospital is anticipating a financing through the City of Royal Oak Hospital Financing Authority utilizing tax-exempt bonds; and

WHEREAS, The Internal Revenue Code of 1986, as amended (the "Code"), requires a public hearing before authorizing the issuance of bonds by a hospital authority in all jurisdictions benefitting from the issuance; and

WHEREAS, A portion of the proceeds of the bonds will be used to construct, acquire, renovate, equip, rehabilitate and/or improve hospital facilities in the City of Troy as well as to refund bonds, the proceeds of which were used to construct an addition to William Beaumont Hospital – Troy.

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **SCHEDULES** a public hearing for Monday, January 9, 2012 at 7:30 PM in Council Chambers of Troy City Hall, 500 W. Big Beaver, Troy, MI 48084 for the purpose of receiving public input on the City of Royal Oak Hospital Financing Authority issuing tax-exempt bonds for William Beaumont Hospital.

Yes:

No:

**I-6 Executive Summary – Transit Center****a) Approval of MDOT Sub-Contract with Hubbell, Roth & Clark, Inc. for Architect Engineering Services for the Final Design of the Troy Multi-Modal Transit Facility**Suggested Resolution

Resolution #2011-12-

Moved by

Seconded by

WHEREAS, A 2.41 acre site was deeded to the City of Troy as part of a Consent Judgment, with the condition that it be developed as a transit facility.

WHEREAS, The City of Troy received a \$8,485,212 federal grant for the final design and construction of the Troy Multi-Modal Transit Facility through the American Recovery and Reinvestment Act (ARRA) High-Speed Intercity Passenger Rail (HSIPR) Program, Federal Rail Administration (FRA), as secured through a TIGER grant; and

WHEREAS, The facility will be served by AMTRAK and the Suburban Mobility Authority for Regional Transportation (SMART), which will utilize the Troy Multi-Modal Transit Facility as a central hub for their bus network; and

WHEREAS, The Troy Multi-Modal Transit Facility complements transit oriented initiatives throughout southeast Michigan, including the Detroit Region Aerotropolis projects; and

WHEREAS, The purpose of the project is to benefit intercity passenger rail service, and the City is committed to helping achieve, the extent to which it is capable, the anticipated project benefits; and

WHEREAS, The highest rated bidder, Hubbell, Roth & Clark, Inc. of Pontiac, MI was selected using a Qualifications Based Selection process;

THEREFORE BE IT RESOLVED, That Troy City Council hereby **AWARDS** the MDOT sub-contract between the City of Troy and Hubbell, Roth & Clark, Inc. to provide architectural and engineering services for the final design of the Troy Multi-Modal Transit Facility at an estimated cost not to exceed \$904,489.03.

BE IT FURTHER RESOLVED, That the awards are **CONTINGENT UPON** consultants' submission of properly executed proposal and contract documents, including agreements, insurance certificates and all other specified requirements.

BE IT FINALLY RESOLVED, The Mayor and City Clerk are **AUTHORIZED** to **EXECUTE** the agreements once in acceptable form and upon approval from the Michigan Department of Transportation.

Yes:

No:

- b) **Rejection of All Proposals for RFP-COT ENG 10-44, Architect and Engineering Services for the Final Design of the Troy Multi-Modal Transit Facility. Advise MDOT That City Council Rejects the \$8,485,212 Grant from the Federal Rail Administration and Forward This Resolution to the State of Michigan Department of Transportation and Federal Rail Administration.**

Suggested Resolution

Resolution #2011-12-

Moved by

Seconded by

WHEREAS, On September 12, 2011, the Troy City Council passed the following Resolution (2011-09-210):

Resolution #2011-09-210:

*WHEREAS, A 2.41 acre site was deeded to the City of Troy as part of a Consent Judgment, with the condition that it be developed as a transit facility.*

*WHEREAS, The City of Troy received a \$8,485,212 federal grant to fund the transit facility project through the American Recovery and Reinvestment Act (ARRA) High-Speed Intercity Passenger Rail (HSIPR) Program, Federal Rail Administration (FRA), secured through a TIGER grant; and,*

*WHEREAS, The City of Troy received a \$1,300,000 Federal Congressional Bus & Bus Facilities earmark to fund the project, through the Federal Transit Administration (FTA), secured by Congressman Gary Peters; and,*

*WHEREAS, The facility will be served by AMTRAK and the Suburban Mobility Authority for Regional Transportation (SMART), which will utilize the Troy Multi-Modal Transit Facility as a central hub for their bus network; and,*

*WHEREAS, The Troy Multi-Modal Transit Facility complements transit oriented initiatives throughout southeast Michigan, including the Woodward Light Rail and Detroit Region Aerotropolis projects.*

*WHEREAS, Studies show that investment in public transit yields economic benefit to the surrounding area;*

*WHEREAS, Public transportation provides transportation options, allows for mobility for underserved populations, provides congestion mitigation, creates jobs, assists in retaining young talent and helps regions to be competitive in the global economy.*

*THEREFORE BE IT RESOLVED, That Troy City Council hereby APPROVES MDOT Capital Contract No. 2011-0231 between the City of Troy and the Michigan Department of Transportation for the final design and construction of the Troy Multi-Modal Transit Facility at an estimated cost to the City of Troy of \$0.00, and AUTHORIZES the Mayor and City Clerk to execute the documents, a copy of which shall be ATTACHED to the original Minutes of this meeting.*

WHEREAS, The Troy City Council has decided that it is not going to hire the highest rated firm as a result of a qualification based selection process, as directed by MDOT or any other architect to complete the final design for the Troy Multi-Modal Transit Facility, which is a tacit abandonment of the Project.

THEREFORE BE IT RESOLVED, The Troy City Council hereby **REJECTS ALL** proposals for RFP-COT ENG 10-44, Architect and Engineering Services, opened November 2, 2011, for the Final Design of the Troy Multi-Modal Transit Facility.

BE IT FURTHER RESOLVED, The City Council of the City of Troy **ADVISES** MDOT that City Council rejects the \$8,485,212 grant from the Federal Rail Administration and **FORWARDS** this resolution to the State of Michigan Department of Transportation and the Federal Rail Administration, as administrator of the \$8,485,212 ARRA grant funds.

Yes:

No:

## **J. CONSENT AGENDA:**

### **J-1a Approval of "J" Items NOT Removed for Discussion**

Suggested Resolution

Resolution #2011-12-

Moved by

RESOLVED, That Troy City Council hereby **APPROVES** all items on the Consent Agenda as presented with the exception of Item(s) \_\_\_\_\_, which **SHALL BE CONSIDERED** after Consent Agenda (I) items, as printed.

Yes:

No:

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**J-1b Address of “J” Items Removed for Discussion by City Council**

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**J-2 Approval of City Council Minutes**

Suggested Resolution

Resolution #2011-12-

RESOLVED, That Troy City Council hereby **APPROVES** the following Minutes as submitted:

- a. Regular City Council Meeting of December 5, 2011

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**J-3 Proposed City of Troy Proclamations: None Submitted**

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**J-4 Standard Purchasing Resolutions:**

- a) **Standard Purchasing Resolution 1: Award to Low Bidder – Asphalt Paving Materials – Hot Patch**

Suggested Resolution

Resolution #2011-12-

RESOLVED, That Troy City Council hereby **AWARDS** a one-year contract to provide asphalt paving materials hot patch to the lowest total bidder, Barrett Paving Materials, Inc. of Troy, for an estimated total cost of \$91,500.00 at unit prices contained in the bid tabulation opened November 23, 2011, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, with contract expiring December 31, 2012.

BE IT FURTHER RESOLVED, That the award is **CONTINGENT UPON** contractors' submission of properly executed bid and contract documents, including insurance certificates and all other specified requirements.

- b) **Standard Purchasing Resolution 2: Bid Award: Sole Bidder – Fuel Pump Replacement - DPW**

Suggested Resolution

Resolution #2011-12-

RESOLVED, That Troy City Council hereby **AWARDS** a contract for fuel pump replacements at the DPW facility to the sole bidder, Oscar W Larson Company of Clarkston, MI, for an estimated total cost of \$31,780.00.

BE IT FURTHER RESOLVED, That the award is **CONTINGENT UPON** contractors' submission of properly executed bid and proposal documents including insurance certificates, permits and all other specified requirements.

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**J-5 Traffic Committee Recommendations and Minutes – November 16, 2011**

Suggested Resolution  
Resolution #2011-12-

**Item 3: Barclay at Holly – Speed Study**

RESOLVED, That the Traffic Committee **RECOMMENDS** no changes at the intersection of Barclay at Holly.

Yes:

No:

**K. MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:**

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**K-1 Announcement of Public Hearings: None Submitted**

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**K-2 Memorandums (Items submitted to City Council that may require consideration at some future point in time): None Submitted**

**L. COUNCIL REFERRALS:**

Items Advanced to the City Manager by Individual City Council Members for Placement on the Agenda

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**L-1 Council Referrals:**

- a) **Mayor Pro Tem McGinnis Submitted Proposed Resolution and Revised Troy City Council Code of Ethics**

Suggested Resolution  
Resolution #2011-12-  
Moved by  
Seconded by

WHEREAS, The Troy City Council believes that all public officials need to be exemplary representatives of their community; and

WHEREAS, Guidelines for expected conduct clarify expectations; and

WHEREAS, On October 18, 2010, the Troy City Council adopted a Code of Ethics; and

WHEREAS, There is now an opportunity for the current City Council to again express its commitment to adhere to a revised Code of Ethics.

NOW THEREFORE, BE IT RESOLVED, That the Troy City Council **ADOPTS** the following Code of Ethics as the guideline for expected conduct of all Troy City Council Members:

TROY CITY COUNCIL  
CODE OF ETHICS

The Troy City Council shall:

- Respect the confidentiality of privileged information;
- Recognize that an individual council member has no authority to speak or act for council;
- Work with other council members to establish effective policies;
- Delegate authority for the running of the city to the manager and staff;
- Encourage the free expression of opinion by all council members;
- Seek systematic communications between council, staff, and all elements of the community;
- Render all decisions based on the available facts and independent judgment rather than succumbing to the influence of individuals or special interest groups;
- Make every effort to attend all meetings;
- Become informed concerning the issues to be considered at each meeting;
- Avoid conflicts of interest or the appearance thereof;
- Refrain from using this position for personal benefit, nor for the benefit of family members or business associates;
- Use the same care and caution when using electronic media as would be exercised when speaking face-to-face or through written memoranda;
- Avoid use of derogatory or denigrating language.

Yes:

No:

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**M. COUNCIL COMMENTS**

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**M-1 No Council Comments Advanced**

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**N. REPORTS**

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**N-1 Minutes – Boards and Committees:**

- a) Civil Service Commission (Act 78)-Final-October 14, 2010
- b) Civil Service Commission (Act 78)-Final-September 22, 2011
- c) Planning Commission-Special/Study-Draft-October 25, 2011
- d) Planning Commission-Special/Study-Final-October 25, 2011
- e) Civil Service Commission (Act 78)-Draft-December 8, 2011

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**N-2 Department Reports:**

- a) Building Department Report – November 2011
- b) 2011 City, Village and Township Millage Rates

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**N-3 Letters of Appreciation:**

- a) Letter of Appreciation to Chief Mayer from Nancy Morrison – Troy Community Coalition Thanking Officer Feld for a Presentation
- b) Letter of Appreciation to Chief Mayer from Agent Jeffrey Frost – United States Secret Service Thanking Lieutenant Gordon, Officer Stopcynski, Officer Minton, Officer Raczka, Officer Breidenich, and Officer Julian for Assistance

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**N-4 Proposed Proclamations/Resolutions from Other Organizations: None Proposed**

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**N-5 Publically Funded Health Insurance Contributions Act (“Public Act 152 of 2011”)**

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**O. STUDY ITEMS**

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**O-1 No Study Items Submitted**

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**P. CLOSED SESSION:**

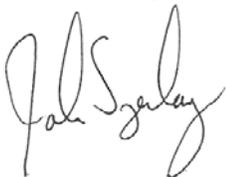
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**P-1 No Closed Session Requested**

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**Q. ADJOURNMENT**

Respectfully submitted,



John Szerlag, City Manager

**FUTURE CITY COUNCIL PUBLIC HEARINGS:****SCHEDULED REGULAR CITY COUNCIL MEETINGS:**

Monday, January 9, 2012 .....	Regular Meeting
Monday, January 23, 2012.....	Regular Meeting
Monday, February 6, 2012.....	Regular Meeting
Monday, February 20, 2012.....	Regular Meeting
Monday, March 5, 2012 .....	Regular Meeting
Monday, March 19, 2012 .....	Regular Meeting
Monday, April 2, 2012 .....	Regular Meeting
Monday, April 16, 2012 .....	Regular Meeting
Monday, May 7, 2012.....	Regular Meeting
Monday, May 14, 2012.....	Regular Meeting
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Monday, June 18, 2012 .....	Regular Meeting
Monday, July 9, 2012.....	Regular Meeting
Monday, July 23, 2012.....	Regular Meeting
Monday, August 13, 2012 .....	Regular Meeting
Monday, August 27, 2012 .....	Regular Meeting
Monday, September 10, 2012.....	Regular Meeting
Monday, September 24, 2012.....	Regular Meeting
Monday, October 8, 2012 .....	Regular Meeting
Monday, October 22, 2012 .....	Regular Meeting
Monday, November 12, 2012.....	Regular Meeting
Monday, November 26, 2012.....	Regular Meeting
Monday, December 3, 2012.....	Regular Meeting
Monday, December 17, 2012.....	Regular Meeting

**SCHEDULED SPECIAL CITY COUNCIL MEETINGS:**

Monday, April 23, 2012 .....	Special Budget Study Session
Monday, April 30, 2012 .....	Special Budget Study Session

**From:** [Cynthia A Stewart](#)  
**To:** [Beth L Tashnick](#); [Aileen Bittner](#)  
**Subject:** council presentation 12/19  
**Date:** Wednesday, December 07, 2011 2:54:11 PM  
**Attachments:** [image001.png](#)

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HI

Presentation for Dec. 19 (JS said okay)

Jim Santilli, Executive Director from the Traffic Improvement Association

Will present an award to the City of Troy for Continued Commitment to Traffic Safety

I did not want to forget since I am gone next week!





## CITY COUNCIL AGENDA ITEM

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Date: October 20, 2011

To: John Szerlag, City Manager

From: Nino Licari, City Assessor

Subject: Resolution to Revoke an Industrial Facilities Exemption Certificate (IFEC) and Vacate an Industrial Development District (IDD) previously Granted and Established; Faurecia Automotive Seating, Inc. – 2350 Meijer

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### Background:

On September 22, 2008, City Council established and Industrial Development District (IDD) and granted an Industrial Facilities Exemption Certificate (IFEC) for Faurecia Automotive Seating, inc. at 2350 Meijer (parcel # 88-20-32-200-018).

Per the application, and the Letter of Agreement Faurecia Automotive Seating, Inc. was to spend \$1,145,000 on the project, and add 47 jobs to this location in Troy.

Per Resolution, and State law, they had until December 31, 2010 to complete the project.

As of today's date, they have spent \$253,219 (22% of their stated costs). They have saved \$3,790.94 in abated taxes.

Per the terms of the Letter of Agreement, and State law, the City Council may vacate the District, revoke the Exemption Certificate, and bill the company for any tax savings they have realized while not meeting the terms of the Letter of Agreement and their application.

Council may choose to allow the exemption to continue, with the existing purchases by taking "No Action" on the Resolution presented with this item.

It is staff's recommendation to vacate the district and revoke the exemption.

NI/nl H:IFT\Faurecia\Memo Revoke Vacate 10.20.11

## Nino A Licari

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**From:** BORYSIK Dave [dave.borysiak@faurecia.com]  
**Sent:** Thursday, December 15, 2011 7:50 AM  
**To:** Nino A Licari  
**Subject:** RE: Revocation of IFEC and Vacation of IDD

Nino:

I agree that Faurecia has not met the capex investment requirements.

Dave

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**From:** Nino A Licari [<mailto:LicariLA@troymi.gov>]  
**Sent:** Tuesday, December 13, 2011 9:26 AM  
**To:** BORYSIK Dave  
**Subject:** Revocation of IFEC and Vacation of IDD

Dave,

This item will be going to Council on December 19, 2011. I have until noon tomorrow to submit my final documents. Do you intend to appear, to protest or accept the action, or will you be doing either in writing (also due by noon tomorrow)?

Thank you!

Nino

Leger A. (Nino) Licari | MMAO(4) PPE | City Assessor | City of Troy | 500 W. Big Beaver Troy MI 48084-5254 | [ph 248 524-3305](tel:2485243305) | [fax 248 524-3310](tel:2485243310) |

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## Nino A Licari

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**To:** dave.borysiak@faurecia.com  
**Cc:** william.gleeson@faurecia.com  
**Subject:** FW: Revocation of Tax Abatement at 2350 Meijer  
**Attachments:** Letter 2 Revoke 11.22.11.pdf

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**From:** Nino A Licari  
**Sent:** Tuesday, November 22, 2011 8:02 AM  
**To:** 'mike.kamsickas@faurecia.com'  
**Subject:** Revocation of Tax Abatement at 2350 Meijer

Mr. Kamsickas,

Attached is a copy of a letter I tried to send to Faurecia regarding the Revocation of the Industrial Facilities Exemption Certificate (IFEC) and vacate the Industrial Development District (IDD) that were approved on September 22, 2008.

As you recall, the company was to invest \$1,145,000, and add 47 jobs at the location by December 31, 2010. As of December 31, 2010 the investment totaled \$253,219 (22% of the projected amount). This is in violation of the Letter of Agreement between Faurecia and the City of Troy.

As such, I am required to bring this matter before City Council (now scheduled for December 19, 2011, 7:30 PM). We will be requesting the Revocation of the IFEC and the Vacation of the IDD at that time. This action will also require billing Faurecia for \$3,790.94, the amount of abated taxes the company has been granted while not meeting the terms of the Letter of Agreement.

You, or an agent of the company may appear in person to explain the lack of compliance (or this can be done in writing), or you may accept the consequences of the non compliance by either, not appearing at the meeting, appearing, acknowledging and accepting the non-compliance and penalty, or acknowledging and accepting the non-compliance and penalty in writing.

Please acknowledge the receipt of the email by "Reply", including the text of this email.

When you have decided how you wish to handle this matter, please let me know, preferably in writing (either by 1<sup>st</sup> class mail, or email.

Thank you!

Nino

Leger A. (Nino) Licari | MMAO(4) PPE | City Assessor | City of Troy | 500 W. Big Beaver Troy MI 48084-5254 | [ph 248 524-3305](tel:2485243305) | [fax 248 524-3310](tel:2485243310) |

October 25, 2011

Faurecia Automotive Seating, Inc.  
Attn: Dave Borysiak  
2050 Auburn  
Auburn Heights, MI 48326

Re: Tax Abatement Revocation

Mr. Borysiak,

On August 25, 2008, the City Council of the City of Troy established an Industrial Development District (IDD) at 2350 Meijer, and granted an Industrial Facilities Exemption Certificate (IFEC) to Faurecia Automotive Seating, Inc.

Per the Letter of Agreement between Faurecia Automotive Seating, Inc. and the City, Faurecia Automotive Seating, Inc. was to occupy the building, and spend \$1,145,000 for personal property no later than December 31, 2010.

As of this date, the company has spent \$253,219 (22% of the agreed to amount).

I will be presenting a Resolution to City Council on November 21, 2011 to vacate the IDD, and rescind the IFEC.

Faurecia has saved \$3,832.82 in abated taxes through the December 2011 billing. Should the Resolution pass, Faurecia will be billed for these abated taxes, per the terms of the Letter of Agreement.

You are allowed to present your rationale for not meeting the terms of the agreement, at this meeting. Council will then decide to vacate and rescind, or take no action.

Please feel free to contact me at 248-524-3305, or by email at [licarila@troymi.gov](mailto:licarila@troymi.gov), if you have any questions.

Sincerely,

Leger A. (Nino) Licari  
City Assessor



# C-04 CITY COUNCIL ACTION REPORT

August 18, 2008

TO: Phillip L. Nelson, City Manager

FROM: John M. Lamerato, Assistant City Manager-Finance/Administration  
Brian Murphy, Assistant City Manager – Economic Development Services  
Nino Licari, City Assessor

SUBJECT: Public Hearing for Establishment of an Industrial Development District (IDD) for Faurecia Automotive Seating, Inc., 2350 Meijer, Troy MI. 48084

## Background:

- Faurecia Automotive Seating, Inc., is requesting the creation of an Industrial Development District (IDD) at 2350 Meijer, Troy, MI. 48084, in order to apply for an Industrial Facilities Exemption Certificate (IFEC), for tax abatement at the same location.

The exemption is for new equipment to handle increased business. They are receiving MEDC incentives, and a tax abatement form Auburn Hills for the expansion there and in Troy.

They currently have 339 employees in Troy. They plan to add up to 47 new jobs to Troy with this project.

The abatement requested is for eight (8) years, to match the abatement received from Auburn Hills.

The IDD and the IFEC do require separate Public Hearings, unless the local unit has delineated all areas where IDD's may locate, in advance. Council's policy is to set the district as each application is received. For this reason, the bulk of the information for this application is presented with the District public hearing.

## Financial Considerations:

- The estimated amount of investment in personal property is \$1,145,000 for the project. Over an eight (8) year life, the estimated total taxes are \$50,818.91, of which \$16,110.28 would be City taxes.

A 50% abatement amounts to a savings of \$25,409.45 in total taxes, of which \$8,055.14 would be saved on City taxes. This is the financial cost to all taxing authorities.

### Legal Considerations:

- The application meets all requirements of Public Act 198 of 1974 (as amended), the Plant Rehabilitation and Industrial Development Districts legislation.

### Policy Considerations:

- The application is in compliance with the amended tax abatement policy of the City Council of the City of Troy (Resolution #2006-06-238, attached).

City Council Outcome III, "Troy is rebuilding for a healthy economy reflecting the values of a unique community in a changing and interconnected world." "Retain and attract investment while encouraging redevelopment" is met with this expansion.

Since both legal and policy considerations are met, staff would recommend establishing the District.

### Options:

- City Council has the option to establish an Industrial Development district, or not. If Council does not establish a District, then no Exemption can be granted. A public hearing is still necessary to deny the exemption.

## Application for Industrial Facilities Tax Exemption Certificate

Issued under authority of Public Act 198 of 1974, as amended. Filing is mandatory.

**INSTRUCTIONS:** File the original and two copies of this form and the required attachments (three complete sets) with the clerk of the local government unit. The State Tax Commission (STC) requires two complete sets (one original and one copy). One copy is retained by the clerk. If you have any questions regarding the completion of this form or would like to request an informational packet, call (517) 373-3272.

To be completed by Clerk of Local Government Unit	
Signature of Clerk	Date received by Local Unit <b>8/18/08</b>
STC Use Only	
Application Number	Date Received by STC

### APPLICANT INFORMATION

All boxes must be completed.

▶ 1a. Company Name (Applicant must be the occupant/operator of the facility) <b>Faurecia Automotive Seating, Inc.</b>	▶ 1b. Standard Industrial Classification (SIC) Code - Sec. 2(10) (4 or 6 Digit Code) <b>3363</b>	
▶ 1c. Facility Address (City, State, ZIP Code) (real and/or personal property location) <b>2350 Meijer Dr., Troy, Michigan 48084</b>	▶ 1d. City/Township/Village (indicate which) <b>Troy</b>	▶ 1e. County <b>Oakland</b>
▶ 2. Type of Approval Requested <input checked="" type="checkbox"/> New (Sec. 2(4)) <input type="checkbox"/> Transfer (1 copy only) <input type="checkbox"/> Speculative Building (Sec. 3(8)) <input type="checkbox"/> Rehabilitation (Sec. 3(1)) <input type="checkbox"/> Research and Development (Sec. 2(9))	▶ 3a. School District where facility is located <b>Troy</b>	▶ 3b. School Code <b>63150</b>
	4. Amount of years requested for exemption (1-12 Years) <b>8</b>	

5. Per section 5, the application shall contain or be accompanied by a general description of the facility and a general description of the proposed use of the facility, the general nature and extent of the restoration, replacement, or construction to be undertaken, a descriptive list of the equipment that will be part of the facility. Attach additional page(s) if more room is needed.

See attached.

6a. Cost of land and building improvements (excluding cost of land) ..... * Attach list of improvements and associated costs. * Also attach a copy of building permit if project has already begun.	▶ _____ Real Property Costs
6b. Cost of machinery, equipment, furniture and fixtures ..... * Attach itemized listing with month, day and year of beginning of installation, plus total	▶ <b>\$1,145,000.00</b> Personal Property Costs
6c. Total Project Costs ..... * Round Costs to Nearest Dollar	▶ <b>\$1,145,000.00</b> Total of Real & Personal Costs

7. Indicate the time schedule for start and finish of construction and equipment installation. Projects must be completed within a two year period of the effective date of the certificate unless otherwise approved by the STC.

	<u>Begin Date (M/D/Y)</u>	<u>End Date (M/D/Y)</u>	
Real Property Improvements ▶	_____	_____	▶ <input type="checkbox"/> Owned <input type="checkbox"/> Leased
Personal Property Improvements ▶	<b>1/1/09</b>	<b>12/31/10</b>	▶ <input checked="" type="checkbox"/> Owned <input type="checkbox"/> Leased

▶ 8. Are State Education Taxes reduced or abated by the Michigan Economic Development Corporation (MEDC)? If yes, applicant must attach a signed MEDC Letter of Commitment to receive this exemption.  Yes  No

▶ 9. No. of existing jobs at this facility that will be retained as a result of this project. **339**      ▶ 10. No. of new jobs at this facility expected to create within 2 years of completion. **47**

11. Rehabilitation applications only: Complete a, b and c of this section. You must attach the assessor's statement of SEV for the entire plant rehabilitation district and obsolescence statement for property. The Taxable Value (TV) data below must be as of December 31 of the year prior to the rehabilitation.

a. TV of Real Property (excluding land) .....	_____
b. TV of Personal Property (excluding inventory) .....	_____
c. Total TV .....	_____

▶ 12a. Check the type of District the facility is located in:  
 Industrial Development District       Plant Rehabilitation District

▶ 12b. Date district was established by local government unit (contact local unit)      ▶ 12c. Is this application for a speculative building (Sec. 3(8))?  
 Yes       No

**APPLICANT CERTIFICATION - complete all boxes.**

The undersigned, authorized officer of the company making this application certifies that, to the best of his/her knowledge, no information contained herein or in the attachments hereto is false in any way and that all are truly descriptive of the industrial property for which this application is being submitted.

It is further certified that the undersigned is familiar with the provisions of P.A. 198 of 1974, as amended, being Sections 207.551 to 207.572, inclusive, of the Michigan Compiled Laws; and to the best of his/her knowledge and belief, (s)he has complied or will be able to comply with all of the requirements thereof which are prerequisite to the approval of the application by the local unit of government and the issuance of an Industrial Facilities Exemption Certificate by the State Tax Commission.

13a. Preparer Name <b>Dave Borysiak</b>	13b. Telephone Number <b>(419) 727-5442</b>	13c. Fax Number <b>(419) 727-5350</b>	13d. E-mail Address <b>dave.borysiak@faurecia.com</b>
14a. Name of Contact Person <b>Mike Kamsickas</b>	14b. Telephone Number <b>(248) 409-3932</b>	14c. Fax Number <b>(248) 409-3519</b>	14d. E-mail Address <b>mike.kamsickas@faurecia.com</b>
▶ 15a. Name of Company Officer (No Authorized Agents) <b>Bill Gleeson</b>			
15b. Signature of Company Officer (No Authorized Agents) <i>William B. Gleeson</i>		15c. Fax Number <b>(248) 409-3519</b>	15d. Date <b>8/15/08</b>
▶ 15e. Mailing Address (Street, City, State, ZIP Code) <b>2050 Auburn Road, Auburn Hills, MI 48326</b>		15f. Telephone Number <b>(248) 409-3921</b>	15g. E-mail Address <b>william.gleeson@faurecia.com</b>

**LOCAL GOVERNMENT ACTION & CERTIFICATION - complete all boxes.**

This section must be completed by the clerk of the local governing unit before submitting application to the State Tax Commission. Check items on file at the Local Unit and those included with the submittal.

▶ 16. Action taken by local government unit <input type="checkbox"/> Abatement Approved for _____ Yrs Real (1-12), _____ Yrs Pers (1-12) After Completion <input type="checkbox"/> Yes <input type="checkbox"/> No  <input type="checkbox"/> Denied (Include Resolution Denying)	16b. The State Tax Commission Requires the following documents be filed for an administratively complete application: <b>Check or Indicate N/A if Not Applicable</b> <input checked="" type="checkbox"/> 1. Original Application plus attachments, and one complete copy <input checked="" type="checkbox"/> 2. Resolution establishing district <input checked="" type="checkbox"/> 3. Resolution approving/denying application. <input checked="" type="checkbox"/> 4. Letter of Agreement (Signed by local unit and applicant) <input checked="" type="checkbox"/> 5. Affidavit of Fees (Signed by local unit and applicant) <input checked="" type="checkbox"/> 6. Building Permit for real improvements if project has already begun <input checked="" type="checkbox"/> 7. Equipment List with dates of beginning of installation <input checked="" type="checkbox"/> 8. Form 3222 (if applicable) <input checked="" type="checkbox"/> 9. Speculative building resolution and affidavits (if applicable)
16a. Documents Required to be on file with the Local Unit <b>Check or Indicate N/A if Not Applicable</b> <input checked="" type="checkbox"/> 1. Notice to the public prior to hearing establishing a district. <input checked="" type="checkbox"/> 2. Notice to taxing authorities of opportunity for a hearing. <input checked="" type="checkbox"/> 3. List of taxing authorities notified for district and application action. <input checked="" type="checkbox"/> 4. Lease Agreement showing applicants tax liability.	
16c. LUCI Code <b>3363</b>	16d. School Code <b>63150</b>
17. Name of Local Government Body <b>CITY OF TROY</b>	▶ 18. Date of Resolution Approving/Denying this Application

Attached hereto is an original and one copy of the application and all documents listed in 16b. I also certify that all documents listed in 16a are on file at the local unit for inspection at any time.

19a. Signature of Clerk <i>TOMMI BARTHOLOMEW</i>	19b. Name of Clerk <b>TOMMI BARTHOLOMEW</b>	19c. E-mail Address <b>T.BARTHOLOMEW@TROYMI.GOV</b>
19d. Clerk's Mailing Address (Street, City, State, ZIP Code) <b>500 W BIG BEAVER TROY MI 48064-5254</b>		
19e. Telephone Number <b>248 524 3316</b>	19f. Fax Number <b>248 524 1770</b>	

State Tax Commission Rule Number 57: Complete applications approved by the local unit and received by the State Tax Commission by October 31 each year will be acted upon by December 31. Applications received after October 31 may be acted upon in the following year.

Local Unit: Mail one original and one copy of the completed application and all required attachments to:

**State Tax Commission  
Michigan Department of Treasury  
P.O. Box 30471  
Lansing, MI 48909-7971**

(For guaranteed receipt by the STC, it is recommended that applications are sent by certified mail.)

STC USE ONLY				
▶ LUCI Code	▶ Begin Date Real	▶ Begin Date Personal	▶ End Date Real	▶ End Date Personal

**FAURECIA AUTOMOTIVE SEATING, INC**  
**APPLICATION FOR INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE**  
**LINE 5, PROJECT DESCRIPTION**

Faurecia Automotive Seating, Inc. ("Faurecia") currently has 339 employees located at 2350, 2370, 2380, 2400 and 2500 Meijer Drive in Troy. These employees consist of professional, managerial, engineering, technical and clerical support, who together manage Faurecia's North American Region (US, Canada and Mexico) automotive seating business, and provide technical support to twelve seating plants located across the region. Faurecia's North American customers include GM, Ford, Chrysler, BMW and Honda, and its annual sales of automotive seating systems exceed \$1 billion. Faurecia has three other divisions located in North America: exhaust systems, interior systems and front end modules, so that its combined sales across all divisions is about \$3 billion annually.

During the five year period 2009 - 2013, Faurecia forecasts further expansion of its North American operations. This is based on acquisition of new supplier contracts, additional product validation requirements, transfer of white collar functions from Canada to the US, and design and development of new automotive component platform systems which will be manufactured and sold in North America, Europe and Asia.

This business expansion will entail roughly \$3 million of new capital spending during 2009 - 2013 for computer, CAD, and testing & validation equipment, along with the hiring of 77 new white collar employees representing over \$5 million of additional annual compensation including salary and benefits.

For purposes of defining a two-year project per line 7 of the application, Faurecia expects to hire 47 new employees during the 2009 - 2010 "project period" and the 30 remaining during 2011 - 2013. New capital spending is forecast at \$1.145 million during 2009 - 2010, and \$1.855 million during 2011 - 2013.

Faurecia operates three technical centers in the US: Meijer Drive in Troy; Auburn Hills, Michigan and Toledo, Ohio. Faurecia is currently reviewing the cost feasibility of locating the new employees at each of these three technical center facilities. Because the State of Ohio does not tax personal property used in a business, Faurecia requests partial tax equalization from the City of Troy via 50% IFT treatment for forecasted new capital spending.

**FAURECIA AUTOMOTIVE SEATING, INC**  
**APPLICATION FOR INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE**  
**LINE 6b. DETAIL OF FORECASTED NEW CAPITAL SPENDING**

**I. OFFICE FURNITURE**

2009:	\$25,000
2010:	<u>\$25,000</u>
Total	\$50,000

**II. PERSONAL COMPUTER HARDWARE AND SOFTWARE  
INCLUDING SPECIALIZED ENGINEERING (CAD) EQUIPMENT**

2009:	\$360,000
2010:	<u>\$370,000</u>
Total	\$730,000

**III. ENGINEERING TESTING AND VALIDATION EQUIPMENT**

2009:	\$180,000
2010:	<u>\$185,000</u>
Total	\$365,000

Applicant Name Faurecia Automotive Seating Inc
---

## Fiscal Statement (to be completed by local unit)

- |  | <u>YES</u>                          | <u>NO</u>                           |
|--|-------------------------------------|-------------------------------------|
| Is this project:   |                                     |                                     |
| Real Property?   | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| Personal Property?   | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| Both Real and Personal Property - New Facility?            | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| Both Real and Personal Property - Rehabilitation Facility? | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| Both New and Replacement Facility?                         | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |

Estimated Project Investment (not assessed value):

Real Property \$0.00	Personal Property \$1,145,000.00	Total \$1,145,000.00
-------------------------	-------------------------------------	-------------------------

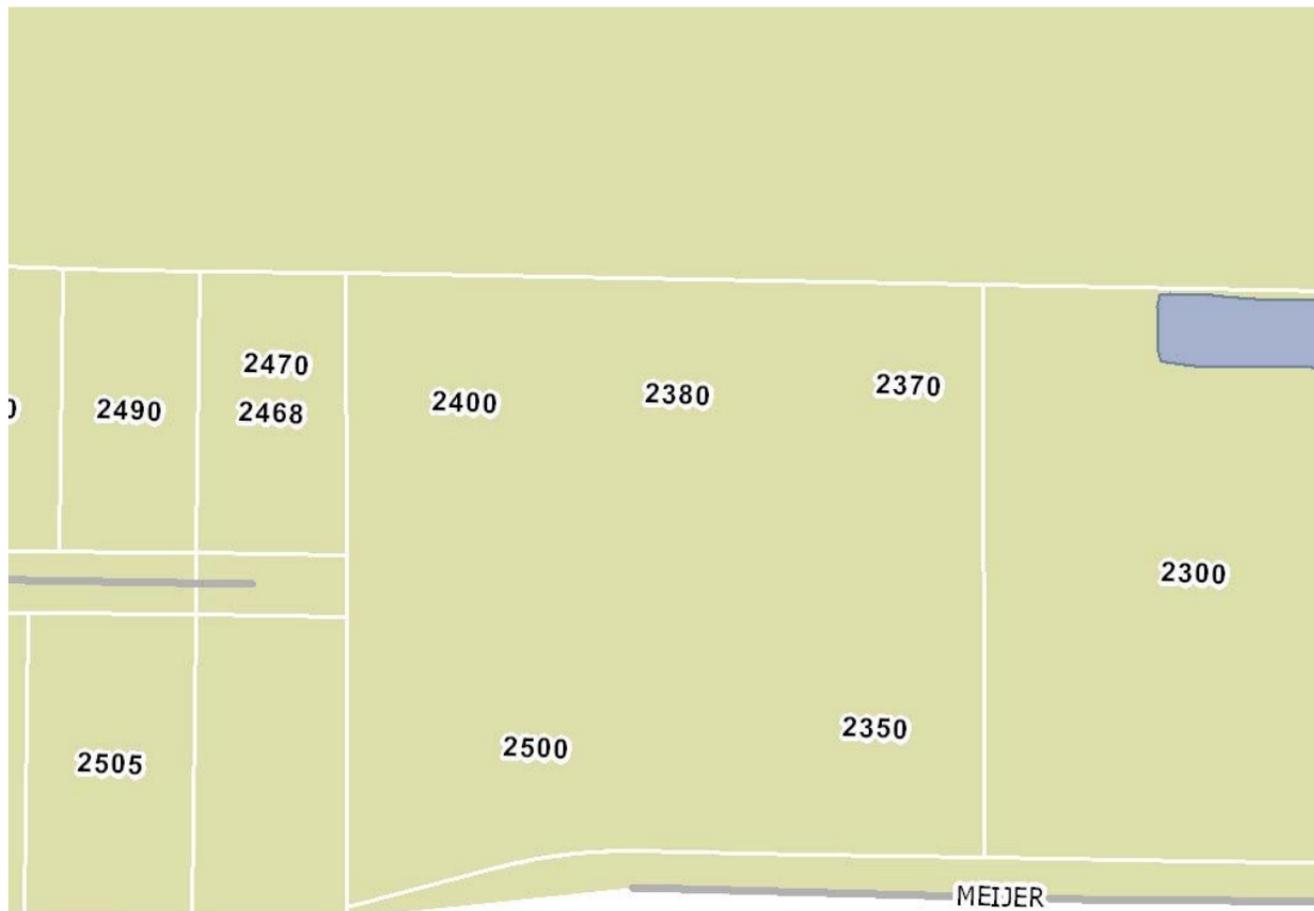
	<u>YES</u>	<u>NO</u>	<u>REMARKS</u>
1. A. Has the proper local authority reviewed the plan?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____
B. Is the project located in a certified industrial park?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	_____
C. Is this a renovation or expansion of an existing building?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	_____
2. Will this project require improvement of your road service?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	_____
3. Will this project require improvement of your sanitary sewer services?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	_____
4. Will this project require improvement of your storm sewer services?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	_____
5. Will this project require improvement of your water services?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	_____
6. Will this project require additional police personnel, police equipment or a need for new police building expansion?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	_____
7. Will this project require the need for additional fire personnel, additional or specialized fire equipment or the need for a new fire building?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	_____
8. Will this project require other costs?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	_____
9. Are costs of infrastructure elements to be provided through Local Development Finance Authority or Tax Increment Finance Authority Bonds?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	_____

If you answered yes to any of questions 2 through 8, the appropriate sections of the Supplement to Fiscal Statement form must be completed and accompany the IFT application. Call (517) 373-3272 to obtain that form.

### LOCAL UNIT CERTIFICATION

This is to certify that the following has been provided as accurately as possible.

Signature	Name and Title of Local Governmental Unit Official Leger A. (Nino) Licari
-----------	--





2470

2468

2490

2400

2380

2370

2300

2505

2500

2350

MEIJER

**Legal Description for IDD & IFEC**

**Faurecia  
2350 Meijer  
Troy MI 48084**

**88-20-32-200-018**

**T2N, R11E, SEC 32  
PART OF SW 1/4 OF NE 1/4  
BEG AT PT DIST  
S 89-53-40 E 1333.55 FT &  
S 00-11-30 W 2274.16 FT &  
N 88-10-50 W 714.54 FT  
FROM N 1/4 COR,  
TH S 00-11-30 W 555.88 FT,  
TH N 88-20-19 W 351.36 FT,  
TH ALG CURVE TO LEFT,  
RAD 500 FT, CHORD BEARS  
S 84-09-40 W 130.53 FT,  
DIST OF 130.90 FT,  
TH S 76-39-41 W 158.10 FT,  
TH N 00-32-00 E 615.41 FT,  
TH S 88-10-50 E 631.26 FT  
TO BEG 8.24 A**

**City of Troy - Assessing Department  
Faurecia Automotive Seating, Inc.  
Estimate of Total Taxes and Tax Savings for IFEC Application**

<b>Market Value</b>	1,145,000	1,049,622	874,755	656,153	437,523	255,295	127,698	53,237	17,760	0	0	0	0
<b>50% of Value</b>	572,500	524,811	437,377	328,077	218,762	127,647	63,849	26,619	8,880	0	0	0	0
<b>Year</b>		<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>	<b>7</b>	<b>8</b>	<b>9</b>	<b>10</b>	<b>11</b>	<b>12</b>
<b>Depreciation</b>		0.9167	0.8334	0.7501	0.6668	0.5835	0.5002	0.4169	0.3336	0.2503	0.1670	0.0837	0.0004
<b>Taxable Value</b>		524,811	437,377	328,077	218,762	127,647	63,849	26,619	8,880	0	0	0	0
<b>Taxes</b>		<b>Taxes</b>	<b>Taxes</b>	<b>Taxes</b>	<b>Taxes</b>	<b>Taxes</b>	<b>Taxes</b>	<b>Taxes</b>	<b>Taxes</b>	<b>Taxes</b>	<b>Taxes</b>	<b>Taxes</b>	<b>Taxes</b>
	<b>100% of Millage</b>												
<b>Trans</b>	0.59500	\$312.26	\$260.24	\$195.21	\$130.16	\$75.95	\$37.99	\$15.84	\$5.28	\$0.00	\$0.00	\$0.00	\$0.00
<b>County</b>	4.64610	\$2,438.32	\$2,032.10	\$1,524.28	\$1,016.39	\$593.06	\$296.65	\$123.67	\$41.26	\$0.00	\$0.00	\$0.00	\$0.00
<b>Int Schools</b>	3.36900	\$1,768.09	\$1,473.52	\$1,105.29	\$737.01	\$430.04	\$215.11	\$89.68	\$29.92	\$0.00	\$0.00	\$0.00	\$0.00
<b>Comm Coll</b>	1.58440	\$831.51	\$692.98	\$519.80	\$346.61	\$202.24	\$101.16	\$42.17	\$14.07	\$0.00	\$0.00	\$0.00	\$0.00
<b>State Ed</b>	0.00000	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<b>School Op</b>	5.28560	\$2,773.94	\$2,311.80	\$1,734.08	\$1,156.29	\$674.69	\$337.48	\$140.70	\$46.94	\$0.00	\$0.00	\$0.00	\$0.00
<b>Sch Debt</b>	4.13000	\$2,167.47	\$1,806.37	\$1,354.96	\$903.49	\$527.18	\$263.70	\$109.94	\$36.67	\$0.00	\$0.00	\$0.00	\$0.00
<b>Admin</b>	0.38310	\$201.05	\$167.56	\$125.69	\$83.81	\$48.90	\$24.46	\$10.20	\$3.40	\$0.00	\$0.00	\$0.00	\$0.00
<b>City</b>	9.28000	\$4,870.24	\$4,058.86	\$3,044.55	\$2,030.11	\$1,184.57	\$592.52	\$247.02	\$82.41	\$0.00	\$0.00	\$0.00	\$0.00
<b>Total</b>	29.27320	\$15,362.89	\$12,803.43	\$9,603.85	\$6,403.85	\$3,736.65	\$1,869.07	\$779.22	\$259.95	\$0.00	\$0.00	\$0.00	\$0.00
<b>Total 8 Years</b>		\$50,818.91											
<b>Total City 8 Yr</b>		\$16,110.28											
<b>50% Total 8 Yr</b>		\$25,409.45	<b>Net Total Taxes Abated</b>										
<b>50% Total City 8 Yr</b>		\$8,055.14	<b>Net Total City Taxes Abated</b>										

## Industrial Facilities Tax Abatement Policy Resolution 06/05/06

### F-5 Amending the Personal Property Tax Abatement for Manufacturing and Headquarters Companies

Resolution #2006-06-238

Moved by Beltramini

Seconded by Fleming

WHEREAS, the City of Troy has the economic objective of (a) increasing employment opportunities, (b) diversifying and stabilizing the industrial base of the community, (c) reducing economic obsolescence of the industrial base, (d) providing homogenous industrial areas, (e) encouraging industrial expansion, (f) providing for improved public facilities in industrial areas, and (g) encouraging attractive, viable industrial sites, and

WHEREAS, the Industrial Facilities Tax Act (P.A. 1974 No. 198), as amended, empowers cities to establish Industrial Development Districts (IDD) and to grant tax exemptions for certain industrial properties which meet certain criteria established by the Act, and

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Troy, that the following criteria are to be met, applied or measured by the City Manager or his designees in the review of areas and locations to be considered for designation as Industrial Development Districts (IDD) by the City Council:

- (1) That the tax exemption shall not apply to real property except those building improvements which are uniquely required to support the personal property to be abated; and
- (2) That the tax exemption shall not apply to leasehold improvements or building improvements except those uniquely required to support personal property to be abated; and
- (3) That said abatement of taxes shall cease at such time as applicant fails to prove by factual evidence that such personal property is being used in compliance with the basic guidelines established above.
- (4) That the company provide documentation that they are Michigan Economic Growth Authority (MEGA) eligible, or are moving into existing vacant buildings, or are retaining or expanding their job base in Troy.

BE IT FINALLY RESOLVED, That the term of abatement for any and all property meeting the aforementioned criteria **SHALL NOT** exceed 12 years, it being the **INTENT OF THE CITY COUNCIL TO APPROVE** various lengths of abatements to the extent provided by laws of the State of Michigan.

Yes: Fleming, Lambert, Schilling, Beltramini

No: Howrylak

Absent: Broomfield, Stine

08/18/08

To: State Tax Commission  
P.O. Box 30471  
Lansing, MI 48909-7971

From: Leger (Nino) Licari, Assessor

Re: Affidavit of Application Fees For IFEC

This affidavit attests that no payment of any kind has been made or promised in exchange for favorable consideration of an exemption certificate application by the City of Troy, in regards to the application of Faurecia Automotive Seating, Inc., 2350 Meijer, Troy, Michigan.

\_\_\_\_\_  
Signed, Leger (Nino) Licari, City Assessor

\_\_\_\_\_  
Dated

\_\_\_\_\_  
Signed,

\_\_\_\_\_  
Dated

**CITY OF TROY  
INDUSTRIAL FACILITIES EXEMPTION  
CERTIFICATE LETTER OF AGREEMENT**

This agreement between **Faurecia Automotive Seating, Inc**, (“Company”) and the **City of Troy**, is for the purpose of fulfilling the requirements of Public Act 198, as amended in Public Act 334, Section 22.

In consideration of approval of an Industrial Facilities Exemption Certificate (IFEC), **Faurecia Automotive Seating, Inc**, understands that through its investment of \$1,145,000 and its qualification for Michigan Economic Growth Authority incentives, and the **City of Troy**, by its investment of the Industrial Facilities Exemption Certificate, are mutually investing in and benefiting from this economic development project, and furthermore, agree to the following:

- 1.) The length of time for which the abatement is approved is **8** years after either completion of construction of the facilities, or December 31, 2018, whichever is sooner.
- 2.) At the end of two (2) years or no later than December 31, 2010, **Faurecia Automotive Seating, Inc** will report to the Assessing Department of the City of Troy the actual cost of this project and indicate any differences and the reason for any differences in the cost or scope of the project as compared to the IFEC application submitted by the Company.
- 3.) **Faurecia Automotive Seating, Inc**, agrees to remain within the City of Troy for the period of the Industrial Facilities Tax (IFT) abatement in order to retain the benefits of the IFT, unless permission for relocation is granted by the **City Council of the City of Troy**.

**Faurecia Automotive Seating, Inc**, further understands that if it chooses to leave the City of Troy without permission for relocation prior to the end of the term of the IFT, the **City Council of the City of Troy** has the right to recapture from the Company the total amount of taxes abated by the IFT.

- 4.) **Faurecia Automotive Seating, Inc**, understands that the City of Troy may reduce the term of the IFEC, revoke the IFEC and/or recover from the Company, the amount of taxes which were abated if the project has not been completed, expenditures made, as represented by the Company, in Section 12’C of its application, by sending a copy of this Agreement along with a copy of the City Council Resolution authorizing such action to the State Tax Commission.

- 5.) **Faurecia Automotive Seating, Inc**, agrees that it will operate the Project in accordance with all applicable Federal, State and Local laws or regulations, including but not limited to zoning, outside storage, industrial waste disposal, air and water quality, noise control, other environmental regulations, and all of the terms and conditions of any Consent Judgment governing the parcel.
- 6.) By execution of the Agreement, it is understood that the Company's investment in the Project, and the City of Troy's investment in the granting of the IFEC is to encourage economic growth within the City of Troy.

The City of Troy acknowledges that in some instances economic conditions may prevent the Company from complying fully with this Agreement, and the terms of the Application. The City of Troy will give the Company an opportunity to explain the reasons for any variations from the representations contained in the Application and will evaluate the Company's situation prior to taking any action authorized by Paragraph 4 and 5 of this Letter of Agreement.

- 7.) This Agreement constitutes the entire Agreement between the parties and there are no other remedies for breach of this Agreement other than as specified in this Agreement or as provided for in Public Act 198.

This agreement may only be altered upon mutual consent of both parties.

**CITY OF TROY**  
**INDUSTRIAL FACILITIES EXEMPTION**  
**CERTIFICATE LETTER OF AGREEMENT**  
(Signature page)

Signed: \_\_\_\_\_ (date) \_\_\_\_\_

Name:

Title:

Signed: \_\_\_\_\_ (date) \_\_\_\_\_  
Louise E. Schilling , Mayor  
City of Troy  
500 W Big Beaver  
Troy, MI 48084-5285

Signed: \_\_\_\_\_ (date) \_\_\_\_\_  
Tonni L. Bartholomew  
City Clerk

**CITY OF TROY**  
**PUBLIC HEARING**

A Public Hearing will be held by and before the City Council of the City of Troy at City Hall, 500 W. Big Beaver, Troy, Michigan on Monday, September 22, 2008 at 7:30 P.M. to consider the request from Faurecia Automotive Seating, Inc., for the establishment of an Industrial Development District (IDD) at the following location:

88-20-32-200-018 2350 Meijer, Troy, MI. 48084  
T2N, R11E, Section 32

You may express your comments regarding this matter by writing to this office, or by attending the Public Hearing.

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Tonni Bartholomew, MMC  
City Clerk

***NOTICE:*** *People with disabilities needing accommodations for effective participation in this meeting should contact the City Clerk by e-mail at [clerk@ci.troy.mi.us](mailto:clerk@ci.troy.mi.us) or by calling (248) 524-3317 at least two working days in advance of the meeting. An attempt will be made to make reasonable accommodations.*

**C- ## Resolution for Establishment of an Industrial Development District (IDD) for Faurecia Automotive Seating, Inc. – 2350 Meijer**

Suggested Resolution

Resolution # 2008-

Moved by:

Seconded by:

RESOLVED, That Troy City Council hereby **ESTABLISHES** an Industrial Development District (IDD) for Faurecia Automotive Seating, Inc., 2350 Meijer, Troy, MI. 48084, Parcel # 88-20-32-200-018, in accordance with City Council Policy Resolution #2006-06-238; and

BE IT FURTHER RESOLVED, That the City Clerk shall **FORWARD** a copy of this resolution to the State Tax Commission, Treasury Building, P.O. Box 30471, Lansing, MI. 48909-7971.

Yes:

No:

**C-4 Establishment of an Industrial Development District (IDD) – Faurecia Automotive Seating, 2350 Meijer**

The Mayor opened the Public Hearing for public comment.  
The Mayor closed the Public Hearing after receiving comment from the petitioner, Mike Kamsickas. There was no public comment.

**Vote on Resolution to Excuse Council Member Eisenbacher from Participating in the Vote**

Resolution #2008-09-288  
Moved by Beltramini  
Seconded by Broomfield

RESOLVED, That Troy City Council hereby **EXCUSES** Council Member Eisenbacher from participating in the vote for the *Establishment of an Industrial Development District (IDD) – Faurecia Automotive Seating, 2350 Meijer* in accordance with Section 4.7 – Organization and Rules of the Council (c) of the Troy City Charter.

Yes: All-7

### MOTION CARRIED

#### Vote on Resolution to Establish an Industrial Development District (IDD) for Faurecia Automotive Seating

Resolution #2008-09-289

Moved by Beltramini

Seconded by Kerwin

RESOLVED, That Troy City Council hereby **ESTABLISHES** an Industrial Development District (IDD) for Faurecia Automotive Seating, Inc., 2350 Meijer, Troy, MI 48084, Parcel # 88-20-32-200-018, in accordance with City Council Policy Resolution #2006-06-238; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **DIRECTS** the City Clerk to forward a copy of this resolution to the State Tax Commission, Treasury Building, P.O. Box 30471, Lansing, MI 48909-7971.

Yes: Fleming, Kerwin, Schilling, Beltramini, Broomfield

No: Howrylak

Abstain: Eisenbacher

### MOTION CARRIED

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#### **C-5 Granting of an Industrial Facilities Exemption Certificate (IFEC) to Faurecia Automotive Seating, 2350 Meijer**

The Mayor opened the Public Hearing for public comment.

The Mayor closed the Public Hearing after receiving no comment from the public.

#### Vote on Resolution to Excuse Council Member Eisenbacher from Participating in the Vote

Resolution #2008-09-290

Moved by Beltramini

Seconded by Broomfield

RESOLVED, That Troy City Council hereby **EXCUSES** Council Member Eisenbacher from participating in the vote for the *Granting of an Industrial Facilities Exemption Certificate (IFEC) – Faurecia Automotive Seating, 2350 Meijer* in accordance with Section 4.7 – Organization and Rules of the Council (c) of the Troy City Charter.

Yes: All-7

### MOTION CARRIED

#### Vote on Resolution to Excuse Council Member Fleming from Participating in the Vote

Resolution #2008-09-291

Moved by Howrylak  
Seconded by Broomfield

RESOLVED, That Troy City Council hereby **EXCUSES** Council Member Fleming from participating in the vote for the *Granting of an Industrial Facilities Exemption Certificate (IFEC) – Faurecia Automotive Seating, 2350 Meijer* in accordance with Section 4.7 – Organization and Rules of the Council (c) of the Troy City Charter.

Yes: Kerwin, Schilling, Beltramini, Broomfield, Fleming, Howrylak  
No: None  
Absent: Eisenbacher

### **MOTION CARRIED**

#### **Vote on Resolution to Grant an Industrial Facilities Exemption Certificate (IFEC) for Faurecia Automotive Seating**

Resolution #2008-09-292  
Moved by Kerwin  
Seconded by Broomfield

WHEREAS, After due notice and proper hearing, the City Council of the City of Troy on September 22, 2008, established an Industrial Development District (IDD) for property known as 2350 Meijer, Troy, MI 48084, Parcel # 88-20-32-200-018;

WHEREAS, An Application has been submitted by Faurecia Automotive Seating, Inc., an Industrial Facilities Exemption Certificate (IFEC) for personal property at 2350 Meijer, Troy, MI 48084, for eight (8) years; and

WHEREAS, After due and proper notice by the City Clerk, the City Council, on September 22, 2008, held a Public Hearing giving opportunity for comment by all taxing units as to the possibility that the granting of an Industrial Facilities Exemption Certificate (IFEC) for Faurecia Automotive Seating, Inc., at 2350 Meijer, Troy, MI 48084 may have the effect of substantially impeding the operation of the taxing unit, or impairing the financial soundness of the taxing unit;

THEREFORE, BE IT RESOLVED, That Troy City Council has **FOUND THAT THE GRANTING** of an Industrial Facilities Exemption Certificate (IFEC) for Faurecia Automotive Seating, Inc., at 2350 Meijer, Troy, MI 48084 shall not substantially impede the operation of the City of Troy or the other taxing units, **NOR HAS IT BEEN FOUND THAT THE GRANTING** of the Industrial Facilities Exemption Certificate (IFEC) will impair the financial soundness of the City of Troy, or the other taxing units which levy taxes on said property; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **APPROVES** the application for an Industrial Facilities Exemption Certificate (IFEC) for Faurecia Automotive Seating, Inc., at 2350 Meijer, Troy, MI 48084, Parcel #88-20-32-200-018, for personal property for a term of eight (8) years, **CONTINGENT** upon the execution of a Letter of Agreement between the City of Troy and Faurecia Automotive Seating, Inc., in accordance with Public Act 198 of 1974, as amended; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** the Mayor and City Clerk to execute the Letter of Agreement between the City of Troy and Faurecia Automotive Seating, Inc., a copy of which shall be **ATTACHED** to the original Minutes of this meeting; and

BE IT FINALLY RESOLVED, That Troy City Council hereby **AUTHORIZES** the City Clerk to complete the Application and transmit same to the State Tax Commission, Treasury Building, P.O. Box 30471, Lansing, MI 48909-7971.

Yes: Schilling, Beltramini, Broomfield, Kerwin

No: Howrylak

Abstain: Eisenbacher, Fleming

**MOTION CARRIED**

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Bought	Machinery & Office, Elec.
During	Equipment Video & Test
2009	176,043*89%      72,802*84%
Prior	
Total	176,043      72,802
TCV->	156,678      61,154

Pages 3 to 4. Other Personal Property	Claimed Value	Depr	Depr.Value
Section G. Other Assessable Personal Property		100	
Section H. Assessable Tools		100	
Section I. Qualified Personal Property		100	
Section M. Leasehold Improvements		TBL	
Section N. Buildings on Leased Land		TBL	
Section O. Rental Information		100	
13. Idle Equipment		TBL	
14. Construction in Progress		50	
15 & 16. Cable, Utility & Cellular Assets		TBL	

Total Cost New=      248,845      TCV=      217,832      Assessed Value=      108,920

2010 Est. T.C.V. 88-IP-08-100-507				=	217,832
Est. TCV/Total Floor Area = 0.00					
2009 Assessed	MBOR	S.E.V.	Base for Cap	C.P.I.	
61,060	61,060	61,060	61,060	-0.30	
2010 New Eq. Adjustment		Loss	Additions	Tax Adjustment	Losses
47,860			108,920		61,060
2010 Assessed	MBOR	S.E.V.	Capped	->Taxable<-	PRE/MBT
108,920	108,920	108,920	108,920	108,920	108,920

Bought	Machinery & Office, Elec.
During	Equipment Video & Test
2010	4,374*84%
2009	176,043*76%      72,802*64%
Prior	
Total	176,043      77,176
TCV->	133,793      50,267

Pages 3 to 4. Other Personal Property	Claimed Value	Depr	Depr.Value
Section G. Other Assessable Personal Property		100	
Section H. Assessable Tools		100	
Section I. Qualified Personal Property		100	
Section M. Leasehold Improvements		TBL	
Section N. Buildings on Leased Land		TBL	
Section O. Rental Information		100	
13. Idle Equipment		TBL	
14. Construction in Progress		50	
15 & 16. Cable, Utility & Cellular Assets		TBL	

Total Cost New=      253,219      TCV=      184,060      Assessed Value=      92,030

2011 Est. T.C.V. 88-IP-08-100-507				=	184,060
Est. TCV/Total Floor Area =	0.00				
2010 Assessed	MBOR	S.E.V.	Base for Cap	C.P.I.	
108,920	108,920	108,920	108,920	1.70	
2011 New Eq. Adjustment		Loss	Additions	Tax Adjustment	Losses
		16,890	1,840	-18,730	
2011 Assessed	MBOR	S.E.V.	Capped	->Taxable<-	PRE/MBT
92,030	92,030	92,030	92,030	92,030	92,030

**City of Troy - Assessing Department**  
**Faurecia Automotive Seating, Inc.**  
**Estimate of Total Taxes, Tax Savings and Taxes Owed from Unfulfilled IFEC Abatement**

<b>Value Contracted</b>	\$1,145,000	\$1,145,000	\$1,145,000
<b>Actual Value</b>	\$244,255	\$248,845	\$253,219

Year	2009	2010	2011
<b>Taxable Value</b>	\$61,060	\$108,920	\$92,030

Taxes	2009 100% of Millage	2009 Taxes	2010 100% of Millage	2010 Taxes	2011 100% of Millage	2011 Taxes
Trans	0.59000	\$36.03	0.59000	\$64.26	0.59000	\$54.30
County	4.64610	\$283.69	4.64610	\$506.05	4.64610	\$427.58
Zoo	0.10000	\$6.11	0.10000	\$10.89	0.10000	\$9.20
Int Schools	3.36900	\$205.71	3.36900	\$366.95	3.36900	\$310.05
Comm Coll	1.58440	\$96.74	1.58440	\$172.57	1.58440	\$145.81
State Ed	0.00000	\$0.00	0.00000	\$0.00	0.00000	\$0.00
School Op	0.00000	\$0.00	0.00000	\$0.00	0.00000	\$0.00
Sch Debt	4.10000	\$250.35	4.70000	\$511.92	4.10000	\$377.32
Hold Harmless	4.66860	\$285.06	5.03810	\$548.75	4.66860	\$429.65
Admin	0.14390	\$8.79	0.14990	\$16.33	0.14390	\$13.24
City	9.28000	\$566.64	9.40000	\$1,023.85	10.19000	\$937.79
<b>Total</b>	<b>28.48200</b>	<b>\$1,739.11</b>	<b>29.57750</b>	<b>\$3,221.58</b>	<b>29.39200</b>	<b>\$2,704.95</b>

<b>Tax Savings (50% of Total)</b>	\$869.56	\$1,610.79	\$1,352.47
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<b>Total Taxes Owed</b>	<b>\$3,832.82</b>
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## CITY COUNCIL AGENDA ITEM

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Date: December 7, 2011

To: John Szerlag, City Manager

From: Timothy L. Richnak, Public Works Director  
Samuel P. Lamerato, Superintendent of Fleet Maintenance

Subject: Agreement to Provide Fleet Maintenance Services – City of Center Line

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### **Background**

Attached is a copy of the proposed Interlocal Service Agreement between the City of Troy and the City of Center Line where the City of Troy will provide fleet maintenance services to the City of Center Line vehicles and equipment on an as needed basis.

The agreement was presented to the Center Line City Council and approved unanimously.

### **Recommendation**

City management and the Fleet Division of Public Works recommend entering into the Interlocal Service Agreement with the City of Center Line for fleet maintenance services.

### **Fund Availability**

The agreement generates outside revenue and maximizes the use of our facility and staffing. At this time no additional staffing is required. There is capacity in the facility to take on the additional work. The hourly repair cost charged to Center Line is the fully burdened shop rate charged by the Internal Service Fund. The Superintendent of Fleet Maintenance reviews the fully burdened shop rates on an annual basis, and will adjust the agreement(s) as needed.

### **City Attorney's Review as to Form and Legality**

Legal counsel has reviewed the contract for form and legality.

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Lori Grigg Bluhm, City Attorney

## **INTERLOCAL SERVICE AGREEMENT FOR FLEET SERVICES**

This Interlocal Service Agreement dated, this 13 day of Sept. 2011, is made by and between:

City of Center Line  
7070 E. 10 Mile Road  
Center Line, Michigan 48015

-And-

City of Troy  
500 W. Big Beaver Road  
Troy, Michigan 48084

### **RECITALS**

WHEREAS , the City of Troy, a Michigan Municipal Corporation, 500 W. Big Beaver Road, Troy, Michigan 48084 (hereinafter "TROY"), and City of Center Line, 7070 E. 10 Mile Road, Center Line, Michigan 48015 (hereinafter "CENTER LINE"), together referred to as the "Parties" or the "Party" are authorized separately by law to provide for the repair and maintenance of public works vehicles for their respective public entities;

WHEREAS, the Michigan Constitution of 1963, Article 7, § 28, and the Urban Cooperation Act of 1967, Act No. 7 of the Public Acts of 1967, Ex. Sess., being MCL 124.501, et. seq. (the "Act"), permit a political subdivision to exercise jointly with any other political subdivision any power, privilege or authority which such political subdivisions share in common with which each might exercise separately;

WHEREAS, due to the fact that public work vehicles have specific performance requirements which require specialized service and maintenance work, it is difficult for public entities to locate service facilities that are able to perform those specialized services, properly and timely;

WHEREAS, TROY has a facility at its Department of Public Works building located at 4693 Rochester Road, Troy, Michigan 48085 that contains the Troy Fleet Division. The Troy Fleet Division maintains a vehicle repair facility and personnel capable of repairing and maintaining public works vehicles for TROY and, by this and other interlocal agreements, other public entities;

WHEREAS, the Parties have mutually agreed that this Agreement be entered into to allow TROY to repair or maintain Center Line's public works vehicles on an as requested basis and under the terms set forth below.

WHEREAS, pursuant to resolution of its governing bodies, the Parties each have the authority to execute this Interlocal Service Agreement ("Agreement") to allow TROY to repair or maintain Center Line's public works vehicles at costs on an as requested basis and under the terms set forth below.

Based upon the foregoing statements, the Parties agree to the following terms, conditions, representations, consideration and acknowledgements and mutually agree as follows:

1. TROY represents and CENTER LINE acknowledges that TROY has the necessary facility, tools and equipment and its employees have the qualifications, experience and abilities to provide services in connection with the business of maintaining and repairing public works vehicles owned by CENTER LINE. Public works vehicles shall mean loaders, dozers, cars and trucks, whether marked or unmarked, used for public purposes of CENTER LINE.
2. TROY is agreeable to providing such services through TROY'S Fleet Division to CENTER LINE, on the terms and conditions as set forth in this Agreement and upon the request of CENTER LINE.
3. CENTER LINE, at its own discretion and based on Center Line's decisions, hereby agrees to engage Troy's Fleet Division to provide repair and maintenance services during regular business hours consisting of the following work: service and/or maintenance on Center Line's loaders, dozers, cars and trucks as requested by CENTER LINE. TROY will also provide a technician on call if needed 24 hours a day, 7 days per week. The technician on-call can be reached at cell # 248 885-1847. After hours, weekends and holidays will be billed at premium rate with a minimum billing of three hours of service. CENTER LINE understands and acknowledges that TROY'S personnel will first service TROY vehicles. However, TROY will make every reasonable effort to timely complete work for CENTER LINE under the terms and conditions of this Agreement.
4. CENTER LINE understands, acknowledges and relies on the representation that TROY will use the highest standards which control the repair and maintenance of loaders, dozers, cars and trucks. TROY will not deviate from these standards even at the request of CENTER LINE.
5. Subject to an annual adjustment of rates as provided in Paragraph 7, CENTER LINE shall pay compensation for the maintenance and repair services of TROY'S Fleet Division employees provided by TROY'S Fleet Division at the following rates:

Technician's time: \$77.00 per hour or fraction thereof.

Technician's premium time: Minimum amount of 3 hours plus \$92.00 per hour or fraction thereof.

6. CENTER LINE shall also pay the costs for all necessary parts and necessary supplies used in the repair and/or maintenance of the vehicles.
7. Before June 1<sup>st</sup> of each year, TROY shall review its personnel costs, including technician's time and technician's premium time, and any costs directly related to the ability of TROY to provide services under this Agreement. If those costs have increased, TROY shall notify CENTER LINE in writing of the amount of, and the reason for, the increased costs for services under the Agreement. Those increased costs will be effective on July 1<sup>st</sup> of each year. This increase in costs shall be effective even if the Agreement was executed within less than a year period of the cost increase.
8. CENTER LINE will be invoiced on a monthly basis. Payment for all costs must be paid within thirty (30) days of the invoice date. Payments shall be mailed to: Superintendent of Fleet Maintenance, City of Troy, 4693 Rochester Road, Troy, MI 48085.
9. TROY shall have absolute discretion to refuse to repair and/or maintain any loader, dozer, car or truck under this Agreement. CENTER LINE is not obligated under this Agreement to use the services of Troy exclusively and CENTER LINE is expressly allowed to seek other similar services on an as needed basis without violating this Agreement.
10. THIS AGREEMENT DOES NOT, AND IS NOT INTENDED TO INCLUDE OR CONNOTE ANY WARRANTIES, PROMISES OR GUARANTIES BY TROY OF ANY NATURE WHATSOEVER, CONCERNING THE TECHNICAL SERVICING AND/OR REPAIR OF ANY LOADER, DOZER, CAR, TRUCK OR OTHER VEHICLE. SPECIFICALLY, NO WARRANTY OR MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE OR ANY OTHER WARRANTY IS MADE OR TO BE IMPLIED BY TROY WITH RESPECT TO SERVICES OR PARTS PROVIDED UNDER THIS AGREEMENT. IN NO EVENT SHALL TROY BE LIABLE FOR ANY INDIRECT, INCIDENTAL, PUNITIVE, EXEMPLARY OR CONSEQUENTIAL DAMAGES WHATSOEVER UNDER CONTRACT, TORT OR OTHERWISE.
11. The Agreement shall remain in effect until terminated by either Party. Either Party may terminate this Agreement, for any reason (including the convenience of any Party), and without penalty but shall comply with Paragraph 12. Either Party may deliver a written notice of termination of the Agreement to the names and address set out in the notice provision of Paragraph 21. Termination shall become effective thirty (30) days from the date of the notice unless TROY or CENTER LINE has indicated a different termination date beyond the thirty (30) days on the notice supplied to the other party.

If TROY has vehicles belonging to CENTER LINE on its site, CENTER LINE shall state in its termination notice that it authorizes TROY to complete work on those vehicles or that TROY is to discontinue work on those vehicles. If TROY is to discontinue work on the vehicles, CENTER LINE shall pick up the vehicles within five (5) days of the notice of termination. If TROY completes work on the vehicles based on instructions from CENTER LINE after termination of the Agreement, all terms and conditions of this Agreement shall apply as to those vehicles.

12. Upon receipt of notice of termination of the Agreement by CENTER LINE, TROY shall have thirty (30) days to fully invoice CENTER LINE for any outstanding balances that have not previously been invoiced. CENTER LINE shall continue to be responsible for payment for the cost of services, parts and supplies either invoiced prior to termination or performed or purchased by TROY before the notice of termination. TROY will attempt to return any unused parts and supplies to suppliers that it is unable to use on non-CENTER LINE vehicles being serviced by TROY. If TROY is unable to obtain full refunds or only obtains partial refunds, CENTER LINE will be invoiced for those non-refundable and/or partially refundable parts and supplies. The invoice shall be paid within 30 days from the date of the invoice. TROY will hold those parts and supplies for 30 days from the date of the invoice for pick up by CENTER LINE. CENTER LINE shall be responsible for payment for the non-refundable and/or partially refundable parts and supplies whether or not picked up by CENTER LINE.
13. The Parties agree that at all times and for all purposes under the terms of this Agreement each Party's relationship to the other Party is that of an independent contractor. No liability, right or benefit arising out of any employer/employee relationship, either express or implied, shall arise or accrue to any party as a result of this Agreement.
14. All of the privileges and immunities from liability, and exemptions from laws, ordinances and rules, and all pensions, relief, disability, worker's compensation and other benefits which apply to the activity of officers, agency, or employees of any public agency or employees of any public agency when performing their respective functions within the territorial limits of their respective agencies shall apply to the same degree and extent to the performance of such functions and duties of such officers, agents or employees extraterritorially under the provisions of this agreement. Furthermore, the Parties believe that their performance of services and duties pursuant to this Agreement will be in the exercise or discharge of a governmental function.
15. CENTER LINE agrees to defend, pay on behalf of, indemnify, and hold harmless TROY, its elected and appointed officials, employees and volunteers and others working on behalf of TROY against any and all claims, demands, suits, or loss, including any damages which may be asserted, claimed or recovered against or from TROY, its elected and appointed officials,

employees, volunteers or others working on behalf of TROY by reason of personal injury, including bodily injury or death and/or property damage, including loss of use thereof, which arises out of or is in any way connected or associated with services, maintenance and/or repair performed for CENTER LINE in accordance with this Agreement. This duty to indemnify, defend and hold harmless shall include all costs of litigation or defense of claims including attorney fees, costs and expert fees.

16. TROY acknowledges that it is currently issued with proper coverage and limits. TROY agrees to keep its current insurance, or insurance of a similar nature, in effect during all dates of service of maintenance to CENTER LINE vehicles. Upon requested by CENTER LINE, TROY shall provide a Certificate of Insurance as evidence of it coverage.
17. TROY represents and agrees that all work for CENTER LINE under the terms of this Agreement shall be performed in accordance with all appropriate and applicable industry standards.
18. Within ten (10) days from the execution of this Agreement, CENTER LINE shall provide a Certificate of Insurance acceptable to the City demonstrating that general liability coverage is available for any and all claims for personal injury or property damage which are or might be caused by maintenance and repairs done by Troy and the use of the vehicles by CENTER LINE. CENTER LINE agrees to keep said insurance coverage in effect for the term of this Agreement or any renewals thereof (Sample Certificate attached as Exhibit A). CENTER LINE shall submit to the City of Troy Risk Manager prior to the expiration of any insurance coverage the new Certificate(s) of Insurance acceptable to the City. Any Certificate(s) of Insurance shall name the City of Troy as an additional insured and contain the following cancellation notice:

"Should any of the above described policies be cancelled before the expiration date thereof, the issuing insurer will mail 30 days written notice to the certificate holder named to the left."

CENTER LINE acknowledges that, once accepted by the Troy Risk Manager, the specified insurance for the Agreement shall remain in full force and effect during the life of the Agreement.

Additionally, TROY may request a copy of said insurance certificate at any time during this Agreement. Failure to produce a certificate of insurance within twenty (20) days of a request by the City, shall allow the City to terminate the Agreement with forty-five (45) days written notice.

It shall be the responsibility of CENTER LINE to ensure that the City is provided with a new Certificate of Insurance acceptable to the City before a Certificate of Insurance on file with the City's Risk Manager expires. A lapse in the insurance coverage required under the Agreement shall be considered a

material breach of this Agreement and the Agreement shall become null and void automatically at any time such a lapse in coverage exists.

19. The Parties agree that they shall promptly deliver to the other Party written notice and copies of any claims, complaints, charges, or any other accusations or allegations of negligence or other wrongdoing, whether civil or criminal in nature, that the other Party becomes aware of which involves, in any way the facility, equipment, personnel and/or services under this Agreement. Unless otherwise provided by law and/or the Michigan Court Rules, the parties agree to cooperate with one another in any investigation conducted by the other party of any acts or performances of any services under this Agreement.
20. The Parties agree that all indemnification and hold harmless promises, waivers of liability, representations, insurance coverage obligations, liabilities, payment obligations and/or any other related obligations provided for in this Agreement with regard to any acts, occurrences, events, transactions, or claims, either occurring or having their basis in any events or transaction that occurred before termination of this Agreement, shall survive the termination.
21. Any written notice required or permitted under the Agreement shall be considered delivered to a party as of the date that such notice is deposited, with sufficient postage, with the U.S. Postal Service. Unless specifically otherwise set out in the Agreement, all writing sent to TROY shall be sent to: City of Troy – Fleet Division, 4693 Rochester Road, Troy, Michigan 48085. All writing sent to CENTER LINE shall be sent to: 7070 E. 10 Mile Road, Center Line, Michigan 48015.
22. This Agreement sets forth the entire Agreement between the Parties. The language of this Agreement shall be construed as a whole according to its fair meaning and not constructed strictly for or against any party. The Parties have taken all actions and secured all approvals necessary to authorize and complete this Agreement.
23. If a Court of competent jurisdiction finds any provision of this Agreement invalid or unenforceable, then that provision shall be deemed severed from the Agreement. The remainder of this Agreement shall remain in full force.
24. This Agreement is made and entered into in the State of Michigan and shall in all respects be interpreted, enforced and governed under the laws of the State of Michigan. Except as otherwise required by law or court rule, any action brought to enforce, interpret or decide any claim arising under this Agreement shall be brought in the 6<sup>th</sup> Judicial Circuit Court of the State of Michigan or the United States District Court for the Eastern District of Michigan, Southern Division as dictated by the applicable jurisdiction of the court. Except as otherwise required by law or court rule, venue is proper in the courts set forth above.
25. The Recitals shall be considered an integral part of this Agreement.

26. The Agreement may be amended or an alternative form of the Agreement adopted only upon written agreement of the Parties.
27. Except as expressly provided herein, this Agreement does not create, by implication or otherwise, any direct or indirect obligation, duty, promise, benefit, right of indemnification (i.e., contractual, legal, equitable, or by implication) right of subrogation as to any Party's rights in this Agreement, or any other right of any kind in favor of any individual or legal entity.
28. Each Party shall be responsible for obtaining and maintaining, throughout the term of this Agreement, all licenses, permits, certificates, and governmental authorizations for its employees and/or agents necessary to perform all of its obligations under this Agreement. Upon request, a Party shall furnish copies of any permit, license, certificate or governmental authorization to the requested party.
29. Absent a written waiver, no fact, failure or delay by a Party to pursue or enforce any rights or remedies under this Agreement shall constitute a waiver of those rights with regard to any existing or subsequent breach of this Agreement. No waiver of any term, condition, or provision of this Agreement, whether by conduct or otherwise, in one of more instances shall be deemed or construed as a continuing waiver of any term, condition, or provision of this Agreement. No waiver by either Party shall subsequently affect its right to require strict performance of this Agreement.

IN WITNESS WHEREOF, this Agreement is executed by the Parties on the date hereafter set forth.

WITNESSES:

CITY OF TROY, a Michigan  
Municipal Corporation,

\_\_\_\_\_

By: \_\_\_\_\_  
Janice Daniels, Mayor

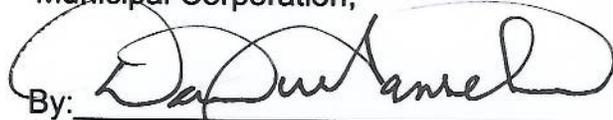
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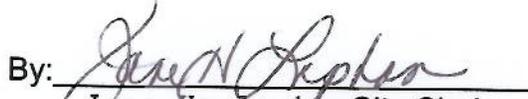
By: \_\_\_\_\_  
Aileen Bittner, City Clerk

\_\_\_\_\_

CITY OF CENTER LINE, a Michigan  
Municipal Corporation,

By:   
David W. Hanselman, Mayor

Julie C. Heldhof  
Jennifer Miller  
James R. ...  
Kimberly ...

By:   
Jane H. Lapham City Clerk

Founded in 1852  
by Sidney Davy Miller

# MILLER CANFIELD

Kristin E. Nied  
(734) 668-7705  
nied@millercanfield.com

**Miller, Canfield, Paddock and Stone, P.L.C.**  
150 West Jefferson, Suite 2500  
Detroit, Michigan 48226  
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POLAND: Gdynia  
Warsaw • Wrocław

December 12, 2011

John Szerlag, City Manager  
City of Troy  
500 West Big Beaver  
Troy, Michigan 48084

via e-mail to: [j.szerlag@troymi.gov](mailto:j.szerlag@troymi.gov)

RE: City of Royal Oak Hospital Finance Authority – William Beaumont Hospital

Dear Mr. Szerlag:

William Beaumont Hospital is anticipating a financing through the City of Royal Oak Hospital Finance Authority utilizing tax-exempt bonds. Miller Canfield is acting as bond counsel with respect to the bonds. Although all of the bonds will be issued by the City of Royal Oak Hospital Finance Authority, as permitted by State law, a portion of the proceeds of the bonds will be used to refund bonds the proceeds of which were used to construct, acquire, renovate, equip, rehabilitate and/or improve the hospital facility of William Beaumont Hospital in the City of Troy.

As required by the Internal Revenue Code of 1986, as amended (the “Code”), the City of Royal Oak must hold a public hearing and permit the issuance of the bonds. In addition, the Code requires, when proceeds of the bonds will be used outside of the jurisdiction issuing the bonds, that such other jurisdiction also hold a public hearing and authorize the issuance of the bonds.

To meet the requirements of the Code, we would like to request being placed on your City Council agenda for your January 9, 2012 meeting for the purpose of conducting a public hearing and approving the issuance of the bonds by the City of Royal Oak Hospital Finance Authority. I am attaching a draft of the notice that will be released for publication later this week. I am also attaching a draft of the proposed resolution that the City Council will consider. The format of the resolution is identical to ones that the City Council passed in 2009 and in other past years for financings of William Beaumont Hospital through the City of Royal Oak Hospital Finance Authority.

The approval of the bonds by the City Council of the City of Troy is solely for the purpose of meeting the public approval requirements of the Code. Such approval will not have any effect on the ability of the City of Troy (or affiliates) to issue bonds and will not involve any liability to the City of Troy (or affiliates).

**MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.**

Mr. John Szerlag

-2-

December 12, 2011

Please confirm that we can be placed on your agenda for your January 9, 2012, City Council meeting.

Very truly yours,

Miller, Canfield, Paddock and Stone, P.L.C.

By: /s/ Kristin E Nied  
Kristin E. Nied

Enclosure

19,591,275.1\006839-00008  
11/18/11 3:34 PM

NOTICE OF PUBLIC HEARING  
ON THE ISSUANCE BY THE  
CITY OF ROYAL OAK HOSPITAL FINANCE AUTHORITY OF  
HOSPITAL REVENUE REFUNDING BONDS FOR THE BENEFIT OF  
WILLIAM BEAUMONT HOSPITAL

NOTICE IS GIVEN that the City Commission of the City of Royal Oak will hold a public hearing at 7:30 p.m., in the Commission Chambers of City Hall, 211 Williams Street, Royal Oak, Michigan on the 19th day of December, 2011 and that the City Council of the City of Troy will hold a public hearing at 7:30 p.m. in the City Council Chambers, City Hall, 500 W. Big Beaver, Troy, Michigan on the 9th day of January, 2012, each on the proposed issuance of hospital revenue refunding bonds (the "Bonds") in one or more series in the maximum aggregate principal amount of \$120,000,000 by the City of Royal Oak Hospital Finance Authority to provide funds to loan to William Beaumont Hospital (the "Hospital") to be used by the Hospital, together with other available funds, (a) to refund all or a portion of the \$167,755,000 City of Royal Oak Hospital Finance Authority Hospital Revenue Bonds (William Beaumont Hospital Obligated Group) Series 2001M (the "Prior Bonds") and (b) to pay the costs of issuing the Bonds.

The Hospital used the proceeds of the Prior Bonds to: (a) finance the acquisition, construction, remodeling, renovation, installation and equipping of the south tower of the facilities on the main campus of the Hospital located at 3601 West Thirteen Mile Road, Royal Oak, Michigan (the "Main Hospital Campus"), including (i) the acquisition, construction, installation and equipping of a neonatal intensive care unit, operating rooms, patient care rooms, minor surgery and procedure rooms, general radiographic/fluoroscopic rooms, ultrasound rooms and storage, (ii) the renovation, remodeling, installation and equipping of angiovascular procedure rooms, the family birth center, air handling units, the anesthesia delivery system and patient care rooms, and (iii) the construction of an emergency center entrance; (b) finance the renovation, remodeling, installation and equipping of the west tower of the Hospital's facilities located at 44201 Dequindre Road, Troy, Michigan (the "Troy Hospital Facility"), including the renovation, remodeling, installation and equipping of the anesthesia delivery system, a non-special MRT unit, the obstetrical unit and patient care rooms; (c) pay a portion of the interest on the Prior Bonds; and (d) pay costs of issuing the Prior Bonds.

The owner and operator of the hospital facilities refinanced with the proceeds of the Bonds at the Main Hospital Campus and the Troy Hospital Facility is the Hospital, a nonprofit corporation.

The public hearing will provide an opportunity for interested persons to be heard and communications in writing will be received and considered. The hearing will provide the fullest opportunity for expression of opinion, for argument on the merits, and for introduction of documentary evidence pertinent to the proposed bond issue.

Dated: December 2, 2011

/s/ Don Johnson

Don Johnson  
Chairperson, City of Royal Oak  
Hospital Finance Authority  
211 Williams Street  
Royal Oak, Michigan 48068  
(248) 246-3030



## CITY COUNCIL REPORT

December 14, 2011

TO: The Honorable Mayor and City Council

FROM: John Szerlag, City Manager  
Lori Grigg Bluhm, City Attorney  
Mark Miller, Director of Economic and Community Development  
Gary Mayer, Chief of Police  
Gerard Scherlinck, Captain Operations Division  
Steven Vandette, City Engineer  
Bill Huotari, Deputy City Engineer

SUBJECT: Executive Summary – Transit Center

There have been many discussions for and against the proposed Transit Center. Current information on transit and transit related projects is positive and has shown a positive impact on communities. Transit ridership is up, with over 30 million riders using Amtrak nationwide during 2011. Comparable communities to Troy have received federal funds to plan, design, renovate or construct new transit facilities in Battle Creek, Dearborn, Grand Rapids, Ann Arbor and Jackson. The State of Michigan has received over \$400 million in federal funds over the past two (2) years for high speed rail related projects. The City of Troy is a recipient of nearly \$8.5 million of these federal funds for the purposes of building a new multi-modal transit facility at no capital cost to Troy.

To this end, it is now up to City Council to either approve or reject the Architect & Engineering services agreement. Should Council reject the A/E services agreement, a resolution abandoning the transit center project and rejecting the \$8.5 million grant from the Federal Rail Administration is also required. Related information is included as attachments to this item to provide further clarification or information to assist the Mayor and Council in their decision.

### **1. Architect & Engineering Services**

Staff has completed its review of the Architectural/Engineering (A/E) proposals for the Troy Multi-Modal Transit Facility in accordance with the required Qualifications Based Selection process for this service. The team of Hubbell, Roth and Clark (HRC) consulting engineers and Neumann/Smith (N/S) architects, along with other sub consultants, has been determined by the Purchasing Department to be the highest rated A/E team for the project, as a result of the qualifications based selection process.

Attached for City Council consideration is a Michigan Department of Transportation (MDOT) subcontract with Hubbell, Roth & Clark, Inc., who is the primary consultant for A/E services for the Troy Multi-Modal Transit Facility at a cost not to exceed \$904,489.03. This cost is \$74,542.97 or 7.6% below the estimated cost of \$979,002.

Resolution "A" approves the selection of the consultant and awards the subcontract for A/E services to HRC.

Resolution "B" rejects all bids for A/E services and advises MDOT that City Council rejects the \$8,485,212 grant from the Federal Rail Administration as detailed in the Troy Multi-Modal Transit Facility Capital Contract #2011-023 with MDOT.

## **2. Transit Center Property**

The City acquired the Transit Center parcel through a Consent Judgment with Grand Sakwa (GS). The attached memo from the City Attorney dated November 17, 2011 details the progress of this case. After being unsuccessful at the trial court, GS has now filed an application for Leave to Appeal with the Michigan Court of Appeals. Even if GS were to ultimately prevail in overturning the circuit court decision, the consent judgment provides the City an option to purchase the property at a price to be set by a mutually agreeable independent fee appraiser. The funding for any such purchase could come from the \$1.3M in Federal Transit Authority (FTA) funds (FY 2010 earmark). These FTA funds must be obligated prior to October 1, 2012.

## **3. Project/Operations & Maintenance Costs**

Project costs have been detailed extensively in past submittals. Specific questions were asked of Neumann/Smith Architecture related to the cost of the building and elements, cost saving measures, method of design and construction, cost containment, soft costs and operations and maintenance costs. These items and others are included in the correspondence from Neumann/Smith, dated December 14, 2011 as well as the memo from staff dated November 18, 2011. In addition, attached is a letter from the Troy Chamber of Commerce indicating an interest in locating the Troy Chamber Headquarters at the Transit Center.

## **4. Revenue Sources**

It is anticipated that the operation and maintenance costs will be offset by lease agreements with Amtrak, potential vendors interested in locating at the site (concessions, rental agencies, etc.) as well as the possibility of the Troy Chamber of Commerce relocating their headquarters to the Transit Center. These offsetting costs will not be known until the final design of the facility is near completion and these lease agreements can be negotiated. Amtrak has provided documentation indicating payments would be their pro rata share of operating expenses and the Chamber has indicated their commitment to consider the site as the future location of its headquarter office, both are included as attachments. FRA has provided an email in agreement with potential changes related to relocation of the Chamber to the Transit Center.

## **5. Economic Development Benefits of Transit Centers**

The objective of the Michigan Passenger Rail Station Community Benefits Study, by Grand Valley State University, dated June 2009 was to perform a broad based assessment of the community level benefits of passenger rail service. The main objective of the research project was to estimate the full range of these benefits at the community level. The total community benefits attributed to the existing Birmingham station is \$1,299,139. The study is provided as an attachment in its entirety.

## **6. Factual Analysis and Other Considerations about Transit**

These points have been raised by citizens and other persons, and are addressed by City Administration in the attached memo dated December 14, 2011, which uses current information as well as supplementary information based on more recent data and trends. Succinctly, accurate data indicates that ridership is on the incline and all modes of public transit are subsidized including air, rail and roads.

## **7. “Requiem for a Train” (Slate Magazine)**

The attached article from Slate Magazine was provided. Contrary to the conclusions in this article, a hearing was held by the House of Representatives on December 15, 2011 to discuss the California High Speed Rail project specifically. The US High Speed Rail Association (USHSR) provides an open letter to Congress and Members of the House Transportation Committee detailing the benefits of High Speed Rail and the need for it in the nation in the press release, which is attached.

## **8. Impact on Crime of Intermodal Transit Centers in Michigan**

In accordance with Council’s request to have the Police Department provide data on crime at Inter-Modal Transit Centers, City Administration found that the prevailing theme was that Transit Centers were not conduits for criminals to access the community, nor were they a locus for crime. Where crime problems were reported, they were more related to a stand alone “main bus terminal” rather than a Transit Center that also provided bus service. See the attached memorandum from the Troy Police Department.

## **9. Woodward Light Rail**

Recent news indicates that the Woodward Light Rail project is planned to be replaced by Bus Rapid Transit (BRT), which is significantly less expensive to build and operate. BRT is an innovative, high capacity, lower cost public transit solution that can significantly improve urban mobility. This permanent, integrated system uses buses or specialized vehicles on roadways or dedicated lanes to quickly and efficiently transport passengers to their destinations, while offering the flexibility to meet transit demand.

The Woodward project and Troy Transit Center project are and have always been independent projects. They complement each other, but one does not rely on the other. Functionally, BRT will be a dramatic improvement to what is in place today. The change from light rail to BRT still complements the Troy Multi Modal Facility, but the primary purpose and need of the Transit Center remains as an upgrade to an existing facility that is inadequate. The Transit Center will also improve access to the service and strengthen connections to other existing services such as Oakland/Troy Airport and SMART. A copy of a recent Free Press article concerning the Woodward Light Rail project is attached.

**10. Planning Commission Support**

The Planning Commission recommended, in a 9-0 vote, that City Council approve the contract for Architectural and Engineering services so that the Troy Intermodal Transit Center can be designed and constructed. A copy of the resolution is attached.

**11. Communications of Support**

Correspondence in support of the Transit Center are attached.

**12. Communications of Opposition**

Correspondence in opposition to the Transit Center are attached.

**13. Honorable Governor Rick Snyder Support**

Attached please find a letter of support of the Transit Center from the Honorable Governor Rick Snyder.

Pastor A.C. Phipps from Evanswood Church of God performed the Invocation. The Pledge of Allegiance to the Flag was given.

## A. CALL TO ORDER:

A Regular Meeting of the Troy City Council was held Monday, December 5, 2011, at City Hall, 500 W. Big Beaver Road. Mayor Daniels called the meeting to order at 7:30 PM.

## B. ROLL CALL:

Mayor Janice Daniels  
 Jim Campbell  
 Wade Fleming  
 Dave Henderson  
 Maureen McGinnis  
 Dane Slater  
 Doug Tietz

## C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:

### C-1 Certificates of Recognition and Special Presentations

- a) The Smith Middle School Sylvan Glen Green Team did not appear to receive their Service Commendation.
- b) Tom Darling presented the 2011 Comprehensive Annual Financial Report (CAFR). Randy Dzuibek from Rehman Robson gave a brief explanation of the results of the City of Troy audit.

## D. CARRYOVER ITEMS:

### D-1 No Carryover Items

## E. PUBLIC HEARINGS:

### E-1 No Public Hearings

## F. PUBLIC COMMENT:

Kajma, Linda	Spoke in regards to a comment made by Mayor Daniels.
Touchette, Audrey	Spoke in regards to a comment made by Mayor Daniels.
Fair, Daniel G.,	Spoke about various topics.
Keyt, Ellen	Spoke in regards to a comment made by Mayor Daniels.
Peters, Richard	Spoke in support of the transit facility.
Gross, Joe	Spoke about the condition of the streets and in opposition of the transit facility.
Thilman, Joe	Spoke in regards to a comment made by Mayor Daniels.
Kilgore, Zach	Spoke in regards to a comment made by Mayor Daniels.
Curtis, Skye	Spoke in regards to a comment made by Mayor Daniels.
Lee, Sabrina	Spoke in regards to a comment made by Mayor Daniels.
Dennis, Bridget	Spoke in regards to a comment made by Mayor Daniels.
Breitner, Amanda	Spoke in regards to a comment made by Mayor Daniels.

Webster-Miller, Cheryl	Spoke in regards to a comment made by Mayor Daniels.
Williams, Jeff	Spoke in regards to a comment made by Mayor Daniels.
Taylor, Adam	Spoke in regards to a comment made by Mayor Daniels.
Nelson, Robert	Spoke in regards to a comment made by Mayor Daniels.
Matico, Brian	Spoke in regards to a comment made by Mayor Daniels.
Fry, John	Spoke in regards to a comment made by Mayor Daniels.
Hanner, Joseph	Spoke in regards to a comment made by Mayor Daniels.
Wilsher, Cynthia	Spoke in regards to a comment made by Mayor Daniels.
Tokarski, Elainee	Spoke in regards to a comment made by Mayor Daniels and also commented in support of the transit facility.
Wochoski, Kendall	Spoke in support of the transit facility and spoke in regards to a comment made by Mayor Daniels.
Wisiz, David	Presented a power point presentation and spoke in opposition of the transit facility.
DeBacker, Deborah	Spoke in opposition of the transit facility.
MacLeish, Dan	Spoke in opposition of the transit facility.
Baxi, Minesh	Spoke in opposition of the transit facility.
Monte Verde, Charles	Spoke on behalf of Amtrak in support of the transit facility.
Geiger, M.L.	Expressed that City Council make the best interest of Troy their priority.

The meeting **RECESSED** at 9:31 PM.

The meeting **RECONVENED** at 9:40 PM.

Brogan-Kator, Denise	Spoke in regards to a comment made by Mayor Daniels.
Schirle, Joshua	Spoke about public transit and different community groups.
Schepke, Gordon	Spoke in opposition of the transit facility.
Weber, Amy	Spoke in regards to a comment made by Mayor Daniels.
Lyons-Eddy, Jamie	Read a letter from her son in regards to a comment made by Mayor Daniels.
Fox, Michelle	Spoke in regards to a comment made by Mayor Daniels.
Gosselin, Toby	Spoke in regards to a comment made by Mayor Daniels.
Yagley, Barbara	Spoke in regards to a comment made by Mayor Daniels.
Johnson, Ivan	Spoke in opposition of the transit facility.
Martin, Kathleen	Spoke in support of the transit facility.
Kulesz, John	Spoke in regards to a comment made by Mayor Daniels.
Zerafa, Thomas	Spoke in regards to a comment made by Mayor Daniels.
Graczyk, Ed	Spoke in regards to a comment made by Mayor Daniels and in opposition of the transit facility.
Thompson, Leslie	Spoke in regards to a comment made by Mayor Daniels.
Puscas, Gerald	Spoke in regards to a comment made by Mayor Daniels.
Hodges, Michele	Spoke on behalf of the Troy Chamber of Commerce in regards to the comment made by Mayor Daniels and in support of the transit facility.
Bhatt, Kumar	Spoke in support of the transit facility.
Bondy, Edward	Spoke in regards to a comment made by Mayor Daniels.
Naimy, Mark	Spoke in regards to a comment made by Mayor Daniels.

Howrylak, Martin	Spoke about the City Council Rules of Procedure.
Bernardi, Mary	Spoke in opposition of the transit facility and spoke in regards to the comment made by Mayor Daniels.
Tatangelo, Laura	Expressed gratitude to City Council for opening the Library on Saturday's and spoke in regards to the comment made by Mayor Daniels.
Worth, Kym	Spoke in regards to a comment made by Mayor Daniels.
Staeger, Gerard	Spoke in opposition of the transit facility.
Zygmontowicz, Diane	Spoke in support of the transit facility and spoke in regards to a comment made by Mayor Daniels.
DeLora, John	Spoke in support of the transit facility.
Konnors, Michael	Spoke in regards to a comment made by Mayor Daniels.
Hendrickson, Rob	Spoke in regards to a comment made by Mayor Daniels and spoke in support of the transit facility.
Krent, Tom	Spoke in support of the transit facility.
Scharfenkamp, Laura	Spoke in regards to a comment made by Mayor Daniels and spoke about fiscal responsibility.
Cruz, Anthony P.,	Spoke in opposition of the transit facility and in regards to a comment made by Mayor Daniels.
Cowger, William	Spoke in support of the transit facility.

**Vote on Resolution to Suspend Rules of Procedure for the City Council, Rule #26 – Continued Agenda Items Not Considered Before 12:00 AM**

Resolution #2011-12-276

Moved by Daniels

Seconded by Slater

RESOLVED, That City Council hereby **SUSPENDS** Rules of Procedure for the City Council, Rule #26 - *Continued Agenda Items Not Considered Before 12:00 AM* and **AUTHORIZE** City Council to **EXTEND** the adjournment time to complete the items on the Agenda.

Yes: All-7

No: None

**MOTION CARRIED**

Haddad, Tony	Spoke in regards to a comment made by Mayor Daniels.
Porter, Lawrence	Spoke in opposition of the transit facility.
DeChellis, Jack	Spoke in regards to a comment made by Mayor Daniels.
Sandy Forest	Spoke in regards to a comment made by Mayor Daniels.
Keyt, Ellen	Spoke in regards to a comment made by Mayor Daniels.
Mueller, Jack	Spoke in regards to a comment made by Mayor Daniels.
Grix, James E.	Spoke in opposition of the transit facility.
Win, Hugh	Spoke in regards to a comment made by Mayor Daniels.
Azat, Omar	Spoke in regards to a comment made by Mayor Daniels.
Cardone, Zack	Spoke in regards to a comment made by Mayor Daniels.
Wixom resident	Spoke in regards to a comment made by Mayor Daniels and spoke

	in opposition of the transit facility.
Cherasaro, Nicholas	Spoke in opposition of the transit facility.
Bolohan, Mark	Spoke in regards to a comment made by Mayor Daniels.

**G. RESPONSE / REPLY TO PUBLIC COMMENT**

**H. POSTPONED ITEMS:**

**H-1 No Postponed Items**

**I. REGULAR BUSINESS:**

**I-1 Board and Committee Appointments: None Scheduled**

**I-2 Board and Committee Nominations: None Scheduled**

**I-3 Request for Closed Session**

Resolution #2011-12-277  
 Moved by McGinnis  
 Seconded by Fleming

BE IT RESOLVED, That Troy City Council **SHALL MEET** in Closed Session, as permitted by MCL15.268 (e) Pending Litigation – *T.R. Pieprzak v. Troy*.

Yes: All-7  
 No: None

**MOTION CARRIED**

**I-4 Application for Transfer of SDD License to Rite Aid of Michigan**

Resolution #2011-12-278  
 Moved by Fleming  
 Seconded by McGinnis

**(a) Transfer SDD License**

RESOLVED, That Troy City Council hereby **CONSIDERS** for **APPROVAL** a liquor license request as indicated below, and hereby **AUTHORIZES** the Mayor and City Clerk to **EXECUTE** the document, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

<b>Liquor License Applicant :</b>	<b>Rite Aid of Michigan, Inc.</b>
<b>Type of License Requested :</b>	<b>Transfer escrowed SDD License from Perry Drug Stores, Inc; Transfer location from 805 E. Big Beaver, Troy, MI 48084 to 1981 W. South Blvd., Troy, MI 48098, to be held in conjunction with existing SDM license.</b>

<b>Located at :</b>	<b>1981 W. South Blvd., Troy, MI 48098</b>
<b>MLCC Request # :</b>	<b>625424</b>

and

**(b) Agreement**

WHEREAS, The Troy City Council deems it necessary to enter into agreements with applicants for liquor licenses for the purpose of providing civil remedies to the City of Troy in the event licensees fail to adhere to Troy Codes and Ordinances;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **APPROVES** an agreement with the liquor license applicant named in the approved resolution above, and hereby **AUTHORIZES** the Mayor and City Clerk to **EXECUTE** the document, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

Yes: All-7  
No: None

**MOTION CARRIED**

**I-5 City of Troy Investment Policy and Establishment of Investment Accounts**

Resolution #2011-12-279  
Moved by McGinnis  
Seconded by Slater

RESOLVED, That Troy City Council hereby **APPROVES** the *Investment Policy and Establishment of Investment Accounts* as outlined in the memorandum and revised from Interim Director of Finance and Administrative Services, Tom Darling dated November 22, 2011; a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

Yes: All-7  
No: None

**MOTION CARRIED**

**I-6 Resolution Recommending That the State of Michigan Require Michigan Municipalities to Adopt the City of Troy's Template for Transparency in Government**

Moved by Fleming  
Seconded by Slater

WHEREAS, The City believes an open government facilitates communication and collaboration, both internally with employees and externally with residents and the businesses, leading to a more responsive, efficient government; and

WHEREAS, The State of Michigan has declared on its website that government transparency and fiscal accountability are defining principles of Michigan state government; and

WHEREAS, The State of Michigan strives to meet a high standard for financial transparency online; and

WHEREAS, Other Michigan communities can help support the State of Michigan goal of financial transparency by creating local government transparency sites;

THEREFORE, BE IT RESOLVED, That Troy City Council **ENCOURAGES** other Michigan communities to support a similar template for Transparency in Government; and

BE IT FURTHER RESOLVED, That Troy City Council **REQUESTS** that the State of Michigan mandate a similar Transparency in Government template to be used by all Michigan communities to ensure a more responsive, efficient government, as well as create a data base so as to make a comprehensive analysis.

BE IT FINALLY RESOLVED, That Troy City Council hereby **DIRECTS** the City Clerk to forward a copy of this resolution to Governor Rick Snyder, Secretary of State Ruth Johnson, Senator John Pappageorge, and State Representative Marty Knollenberg.

**Vote on Resolution to Amend Item I-6 Resolution Recommending That the State of Michigan Require Michigan Municipalities to Adopt the City of Troy's Template for Transparency in Government by Substitution**

Resolution #2011-12-280

Moved by Tietz

Seconded by Fleming

RESOLVED, That City Council **AMENDS** *Item I-6 Resolution Recommending That the State of Michigan Require Michigan Municipalities to Adopt the City of Troy's Template for Transparency in Government* to **STRIKE** the word "comprehensive" and **SUBSTITUTE** it with "comparative" in the "BE IT FURTHER RESOLVED" paragraph so that it reads as follows:

*BE IT FURTHER RESOLVED, That Troy City Council **REQUESTS** that the State of Michigan mandate a similar Transparency in Government template to be used by all Michigan communities to ensure a more responsive, efficient government, as well as create a data base so as to make a comparative analysis.*

All-7

None

**MOTION CARRIED**

**Vote on Resolution as Amended by Substitution**

Resolution #2011-12-281

Moved by Tietz

Seconded by Fleming

WHEREAS, The City believes an open government facilitates communication and collaboration, both internally with employees and externally with residents and the businesses, leading to a more responsive, efficient government; and

WHEREAS, The State of Michigan has declared on its website that government transparency and fiscal accountability are defining principles of Michigan state government; and

WHEREAS, The State of Michigan strives to meet a high standard for financial transparency online; and

WHEREAS, Other Michigan communities can help support the State of Michigan goal of financial transparency by creating local government transparency sites;

THEREFORE, BE IT RESOLVED, That Troy City Council **ENCOURAGES** other Michigan communities to support a similar template for Transparency in Government; and

BE IT FURTHER RESOLVED, That Troy City Council **REQUESTS** that the State of Michigan mandate a similar Transparency in Government template to be used by all Michigan communities to ensure a more responsive, efficient government, as well as create a data base so as to make a comparative analysis.

BE IT FINALLY RESOLVED, That Troy City Council hereby **DIRECTS** the City Clerk to forward a copy of this resolution to Governor Rick Snyder, Secretary of State Ruth Johnson, Senator John Pappageorge, and State Representative Marty Knollenberg.

Yes: All-7  
No: None

#### **MOTION CARRIED**

#### **J. CONSENT AGENDA:**

---

##### **J-1a Approval of "J" Items NOT Removed for Discussion**

Resolution #2011-12-282  
Moved by Fleming  
Seconded by McGinnis

RESOLVED, That Troy City Council hereby **APPROVES** all items on the Consent Agenda as presented with revised *Item J-02a Regular City Council Meeting of November 28, 2011*.

Yes: All-7  
No: None

#### **MOTION CARRIED**

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##### **J-1b Address of "J" Items Removed for Discussion by City Council**

**J-2 Approval of City Council Minutes**

Resolution #2011-12-282-J-2a

RESOLVED, That Troy City Council hereby **APPROVES** the revised Minutes as submitted:

- a. Regular City Council Meeting of November 28, 2011 - Revised
- 

**J-3 Proposed City of Troy Proclamations: None Submitted**

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**J-4 Standard Purchasing Resolutions: None Submitted**

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**J-5 Request to Abandon a Portion of an Existing Water Main Easement and Acceptance of a Permanent Water Main Easement – Sidwell #88-20-10-351-018, Sunset Plaza Shopping Center, LLC**

Resolution #2011-12-282-J-5

WHEREAS, The City of Troy has received a request from Sunset Plaza Shopping Center, LLC, owner of the property having Sidwell #88-20-10-351-018, to abandon a portion of a permanent water main easement as recorded in Liber 15191, Pages 262 with Oakland County Register of Deeds; and

WHEREAS, The City of Troy has received in its place a permanent easement for water main from the property owner of Sidwell #88-20-10-351-018, Sunset Plaza Shopping Center, LLC;

THEREFORE, BE IT RESOLVED, That the portion of the permanent water main easement as recorded in Liber 15191, Page 262 is hereby **ABANDONED**, and that City Council **AUTHORIZES** the Mayor and City Clerk to **EXECUTE** a Quit Claim deed to the property owners Sunset Plaza Shopping Center, LLC for that portion of the abandoned water main easement; and

BE IT FURTHER RESOLVED, That the permanent easement for water main from Sunset Plaza Shopping Center, LLC, owners of the property having Sidwell #88-20-10-351-018 is hereby **ACCEPTED**; and

BE IT FINALLY RESOLVED, That the City Clerk shall **RECORD** both the Quit Claim Deed and permanent easement with the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

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**J-6 Request for Acceptance of Two Warranty Deeds, Three Easements and Declaration of a Non-Access Greenbelt Easement from CP Ventures Limited Partnership, Sidwell #88-20-14-226-026, 027, 028, 029, 030 and 046**

Resolution #2011-12-282-J-6

RESOLVED, That Troy City Council hereby **ACCEPTS** two warranty deeds for a detention pond and road right-of-way, three easements for water mains, sanitary sewers and storm, and the

---

declaration of a non-access greenbelt easement from CP Ventures Limited Partnership, owners of the properties having Sidwell #88-20-14-226-026, 027, 028, 029, 030 and 046; and

BE IT FURTHER RESOLVED, That the City Clerk is hereby **DIRECTED** to record the warranty deeds, easements and declaration with the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

## **K. MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:**

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**K-1 Announcement of Public Hearings: None Submitted**

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**K-2 Memorandums (Items submitted to City Council that may require consideration at some future point in time): None Submitted**

## **L. COUNCIL REFERRALS:**

**Items Advanced to the City Manager by Individual City Council Members for Placement on the Agenda**

---

### **L-1 Council Referrals:**

- a) Mayor Daniels Submitted a PowerPoint Presentation by David Wisz
- b) Mayor Daniels Submitted Proposed Amendments to the City Council Rules of Procedure

### **Vote on Resolution to Postpone *Item O-1 City Council Rules of Procedure* to the January 9, 2012 Regular City Council Meeting**

Resolution #2011-12-283  
 Moved by Slater  
 Seconded by Tietz

RESOLVED, That *Item O-1 City Council Rules of Procedure* be **POSTPONED** until the January 9, 2012 Regular City Council Meeting.

Yes: All-7  
 No: None

## **MOTION CARRIED**

## **M. COUNCIL COMMENTS**

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**M-1 No Council Comments Advanced**

## **N. REPORTS**

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### **N-1 Minutes – Boards and Committees:**

- a) Parks and Recreation Advisory Board-Final – September 15, 2011  
 Noted and Filed

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### **N-2 Department Reports: None Submitted**

Noted and Filed

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**N-3** Letters of Appreciation: None Submitted  
Noted and Filed

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**N-4** Proposed Proclamations/Resolutions from Other Organizations: None Proposed  
Noted and Filed

**O. STUDY ITEMS**

- 
- O-1** City Council Rules of Procedure – Postponed to January 9, 2012 Regular City Council Meeting
- a) 2010-2011 City Council Rules of Procedure
  - b) City Council Rules of Procedure with Tracked Changes Proposed by Mayor Daniels

The meeting **RECESSED** at 1:07 AM.

The meeting **RECONVENED** at 1:12 AM.

**P. CLOSED SESSION:**

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**P-1** T.R. Pieprzak v. Troy

**Q. ADJOURNMENT**

The meeting **ADJOURNED** at 1:25 AM.

---

Mayor Janice Daniels

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M. Aileen Bittner, CMC  
City Clerk



## CITY COUNCIL AGENDA ITEM

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December 6, 2011

TO: John Szerlag, City Manager

FROM: Susan A. Leirstein, Purchasing Director  
Timothy L. Richnak, Public Works Director

RE: Standard Purchasing Resolution 1: Award To Low Bidder – Asphalt  
Paving Materials- Hot Patch

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### **Background**

On November 23, 2011, proposals were competitively bid and electronically received as required by City Charter and Code for one-year requirements of asphalt paving materials- hot patch. Fifty-two vendors were notified of the bid opportunity via the MITN website with two (2) bid responses received.

After reviewing these proposals, Barrett Paving Materials, Inc was selected because of their plant proximity to the City of Troy. Asphalt paving materials- hot patch are purchased on an as needed basis throughout the year.

### **Recommendation**

City management recommends awarding a contract to the lowest total bidder, Barrett Paving Materials, Inc at an estimated total cost of \$91,500.00 at unit prices listed in the attached bid tabulation. Award is contingent upon contractor submission of properly executed bid documents including insurance certificates and all other specified requirements.

### **Fund Availability**

Funds for these materials are available through the Public Works operating budgets.

Opening Date -- 11/23/11  
 Date REVIEWED - 12/05/11

CITY OF TROY  
 BID TABULATION  
 ASPHALT PAVING MATERIALS - HOT PATCH

VENDOR NAME: jh

		<b>** Barrett Paving</b>	Ajax Materials	
		<b>Materials, Inc.</b>	Corporation	
ITEM #	EST QTY (TONS)	DESCRIPTION	Unit Price	Unit Price
1	200	1100T 36A Wearing	\$ 54.00	\$ 55.00
2	300	1100T 20AA Wearing	\$ 49.00	\$ 51.75
3	200	1100L 20AA Leveling	\$ 49.00	\$ 50.75
4	800	Commercial Top	\$ 49.00	\$ 53.00
5	250	Commercial Base	\$ 48.00	\$ 48.00
6	100 pails	Tack Coat - 5 gal	\$ 50.00	\$ 60.00
<b>ESTIMATED TOTAL COST:</b>			<b>\$ 91,500.00</b>	<b>\$ 97,075.00</b>
<b>PROXIMITY:</b>		Hrs of Operation	<b>Summer 7AM-5PM</b> (Call for weekend Hrs)	
		Notice of Pick up M-F	<b>8AM-5PM M-F</b>	7:30AM-4:30PM M-F
		Saturday	<b>Call ahead</b>	24 Hours
			<b>24 Hour Notice</b>	Call for Availability
	Location		<b>2040 Barrett Drive</b>	Ajax Plant #3 2240 Avon Industrial Dr
			<b>Troy, MI</b>	Rochester Hills, MI
	Miles		<b>5.1</b>	6
<b>PAYMENT TERMS:</b>			<b>Net 30</b>	Net 30 Days, upon receipt of invoice
<b>MINIMUM ORDER:</b>			<b>None</b>	Yes - Qty of 1
<b>EXCEPTIONS:</b>			<b>None at Bid Time</b>	Blank
<b>ALL OR NONE AWARD:</b>		Y or N	<b>N</b>	Y

PROPOSAL: One-Year Requirements of Asphalt Paving Materials - Hot Patch

ATTEST:  
 Susan K. Riesterer  
 Julie Hamilton  
 Marina Basta-Farouk

**\*\*BOLDFACE TYPE DENOTES LOWEST TOTAL BIDDER**

Susan Leirstein CPPO CPPB  
 Purchasing Director



## CITY COUNCIL AGENDA ITEM

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December 13, 2011

To: John Szerlag, City Manager

From: Susan A. Leirstein, Purchasing Director  
Timothy L. Richnak, Public Works Director  
Samuel P. Lamerato, Superintendent of Fleet Maintenance

Subject: Standard Purchasing Resolution 2 – Bid Award: Sole Bidder – Fuel Pump Replacement - DPW

---

### **Background**

On December 7, 2011, a bid proposal was opened for the replacement of six (6) fuel pumps (four – 4 gasoline and two- 2 diesel) at the DPW yard. 35 companies were notified of the solicitation via the Michigan Intergovernmental Trade Network (MITN) website. Two (2) companies attended the mandatory pre-bid meeting held on November 29, 2011, Oscar W. Larson and United Petroleum Equipment. The pumps are being replaced due to age -twenty (20) years, unreliable and inaccurate meters, and limited availability of replacement parts. The new pumps have stainless steel cabinetry and frame to prolong their useful life, and used by many municipalities and commercial fleet companies. Parts are readily available through local distribution.

Vehicles and equipment are fueled on an as needed basis at the DPW yard. The fuel pumps are used by all City departments and are backed up by an emergency generator in case of a power outage. Last year, the DPW fuel pumps dispensed 114,200 gallons of fuel.

### **Recommendation**

After reviewing the proposal, references were checked of the sole bidder to verify that the company's bid price matched or was less than what other clients were charged for the same equipment. When questioned about overall workmanship, responding references were all satisfied. The Fleet Maintenance Division recommends awarding the contract for fuel pump replacements at the DPW Facility to the sole bidder, Oscar W. Larson Company of Clarkston, MI, for an estimated total cost of \$31,780.00.

### **Fund Availability**

Funds for fuel pump replacements are available in Public Works capital budget.

sl

VENDOR NAME:

<b>Oscar W Larson</b>		
<b>Company</b>		
<b>9065705647</b>		
<b>\$1,589.00</b>		

Check #  
 Amount

**PROPOSAL: FUEL PUMP REPLACEMENTS AT THE TROY DPW YARD**

Total Equipment Cost:	<b>\$ 27,680.00</b>	
Total Installation Cost:	<b>\$ 4,100.00</b>	

**COMPLETE FOR THE SUM OF:**

<b>\$ 31,780.00</b>		
---------------------	--	--

Product Manufacturer:  
 Product Model #:

Wayne		
G6201P		

**COMPLETION DATE:**

**30 DAYS FROM DELIVERY OF MATERIALS TO SITE**

CAN MEET  
 CANNOT MEET

XX

**CONTACT INFORMATION:**

Hours of Operation  
 24 Hr Phone #

7:00AM-5:00PM		
(248) 620-0070		

**INSURANCE**

CAN MEET  
 CANNOT MEET

XX

**THREE FORMS COMPLETED:**

Legal Status Y or N  
 Non-Collusion Y or N  
 Indemnification Clause Y or N

Y		
Y		
Y		

**PAYMENT TERMS:**

Net 30

**WARRANTY:**

As Specified

**EXCEPTIONS:**

None

**ACKNOWLEDGEMENT: Signed** Y or N

Y

**VENDOR QUESTIONNAIRE:**

Attached: Y or N

Y

**ADDENDUM #1:** Y or N

N

ATTEST:  
Emily Frontera  
Susan Riesterer  
Julie Hamilton

**BOLDFACE TYPE DENOTES SOLE BIDDER**

\_\_\_\_\_  
 Susan Leirstein CPPO, CPPB  
 Purchasing Director



## CITY COUNCIL AGENDA ITEM

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Date: December 13, 2011

To: John Szerlag, City Manager

From: Mark F. Miller, Director of Economic & Community Development  
Steven J. Vandette, City Engineer  
William J. Huotari, Deputy City Engineer/Traffic Engineer

Subject: Traffic Committee Recommendation and Minutes  
November 16, 2011

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### Background

The Traffic Committee considered a request for 4-way Stop control at the Barclay and Holly intersection at the November 16, 2011 meeting. The minutes of the meeting are attached.

### Recommendations

The Traffic Committee recommends no changes at the intersection of Barclay at Holly **(Item 3)**

Staff concurs with the recommendation that no changes be made at the intersection.

A regular meeting of the Troy Traffic Committee was held Wednesday, November 16, 2011 in the Lower Level Conference Room at Troy City Hall. Pete Ziegenfelder called the meeting to order at 7:30 p.m.

**1. Roll Call**

PRESENT: Sarah Binkowski  
Ted Halsey  
Richard Kilmer  
Al Petrulis  
Gordon Schepke  
Pete Ziegenfelder

ABSENT: John Diefenbaker

Also present: Bill Huotari, Deputy City Engineer/Traffic Engineer  
Lt. Robert Redmond, Troy Police Dept.

**2. Minutes – October 19, 2011**

RESOLUTION # 2011-11-17

Moved by Kilmer  
Seconded by Schepke

To approve the October 19, 2011 minutes as printed.

YES: All-6  
NO: None  
ABSENT: 1 (Diefenbaker)  
MOTION CARRIED

**REGULAR BUSINESS**

**3. Barclay at Holly – Speed Study**

A request for 4-way Stop control at the Barclay and Holly intersection was made by Cindy Kaiser of 692 Barclay at the September 21, 2011 Traffic Committee meeting. Loraine Whitfield of 691 Barclay also spoke at the same meeting regarding the topic. Khair Assaf of 4414 Holly submitted an email on November 12, 2011 stating that in his experience there are motorists speeding and lack of compliance at the existing Stop signs on Holly.

The Traffic Committee tabled the item at the September 21<sup>st</sup> meeting to allow Traffic Engineering to perform a speed study on Barclay, between Randall and Holly. The results of the speed study show that there is neither a speeding issue nor a cut through issue during the times of the study.

Counts were taken on two separate occasions and each count lasted four days. The first set was taken from Thursday, September 29 through Monday, October 3 (6:00 am to 6:00 pm). The second set of counts was taken starting Thursday, October 13 through Monday, October 17 for the same time frame.

Data from the study is summarized below:

	<b>9/29 - 10/3</b>	<b>10/13 - 10/17</b>
85 <sup>th</sup> percentile speed	27.2 – 28.3 mph	27.2 – 28.5 mph
Average speed	21.4 – 22.3 mph	21.9 – 22.9 mph
Volume Weekday (24 hour average)	407 vpd	378 vpd
Volume Weekend (24 hour average)	360 vpd	361 vpd
Weekday AM Peak Hour (Volume & Time)	26 vehicles at 9:00 am	37 vehicles at 9:00 am
Weekend AM Peak Hour (Volume & Time)	18 vehicles at 10:00 & 11:00 am	29 vehicles at 11:00 am
Weekday PM Peak Hour (Volume & Time)	48 vehicles at 6:00 pm	39 vehicles at 6:00 pm
Weekend PM Peak Hour (Volume & Time)	46 vehicles at 6:00 pm	34 vehicles at 5:00 & 6:00 pm

There were no members of the public at the November 16<sup>th</sup> meeting to address this item.

Discussion ensued among Traffic Committee members, Lt. Redmond and the Traffic Engineer.

**RESOLUTION # 2011-11-18**

Moved by Halsey  
Seconded by Binkowski

RESOLVED, that the Traffic Committee recommends no changes at the intersection of Barclay at Holly.

YES: All-6  
NO: None  
ABSENT: 1 (Diefenbaker)  
MOTION CARRIED

**4. Public Comment**

There were no members of the public in attendance.

**5. Other Business**

Mr. Kilmer requested that Troy Police place a radar trailer on northbound Kirkton. Lt. Redmond will address this request.

Ms. Binkowski requested that the Traffic Engineer investigate the flash operation at the Livernois/Town Center traffic signal in the evening. She reports that the northbound and southbound flash operations are not in sync. The Traffic Engineer will address this request with the Road Commission for Oakland County (RCOC).

Mr. Halsey requested that additional green time be added to the left turn phase for Maple Road to southbound Coolidge movement. The Traffic Engineer will address this request with the RCOC.

**6. Adjourn**

The meeting adjourned at 8:15 p.m.

\_\_\_\_\_  
Pete Ziegenfelder, Chairperson

\_\_\_\_\_  
Bill Huotari, Recording Secretary

A Meeting of the Civil Service Commission (Act 78) was held Thursday, October 14, 2010, at Troy City Hall, 500 W. Big Beaver Road in the Lower Level Conference Room. Chairman/President McGinnis called the meeting to order at 7:32 AM.

**A. ROLL CALL:**

**PRESENT:** Chairman/President Donald E. McGinnis, Jr.  
Commissioner David Cannon  
Commissioner Andrew R. Percy

**ALSO PRESENT:** Lori Grigg Bluhm, City Attorney  
Peggy Sears, Human Resources Director  
Gary Mayer, Police Chief  
Gerard Scherlinck, Police Captain  
Colleen Mott, Police Captain  
Barbara A. Pallotta, Deputy City Clerk  
Jeanette Menig, Human Resources Specialist  
John J. Higgins, President - EMPCO

**B. APPROVAL OF MINUTES:**

**1. Approval of Minutes of Tuesday, August 25, 2009**

Resolution #CSC-2010-10-001  
Moved by Cannon  
Seconded by Percy

RESOLVED, That the Troy Civil Service Commission (Act 78) hereby **APPROVES** the Minutes of the Tuesday, August 25, 2009 meeting as presented.

Yes: Cannon, McGinnis, Percy  
No: None

**MOTION CARRIED**

**C. PETITIONS AND COMMUNICATIONS: None**

**D. REPORTS: None**

**E. OLD BUSINESS: None**

**F. NEW BUSINESS:**

**1. Vote on Resolution to Elect President/Chair**

Resolution #CSC-2010-10-002  
Moved by Cannon  
Seconded by Percy

RESOLVED, That the Troy Civil Service Commission (Act 78) hereby **APPOINTS** Donald E. McGinnis, Jr. as President/Chair of the Civil Service Commission (Act 78) for a period of one year.

Yes: Cannon, McGinnis, Percy

No: None

## **MOTION CARRIED**

### **2. Vote on Resolution to Change the Written Test Used in the Law Enforcement Hiring Consortium**

Commissioner Cannon stated he assumes the tests are validation tests.

John Higgins, President of EMPCO agreed. He explained because the testing company does not get named in court and the city does, validation is a process to make the test more defensible. Mr. Higgins reported that the old test is from the 60's and that the current science of validation has improved considerably. He added that the proposed test is used throughout the state with the exception of the consortium.

President/Chair McGinnis asked whether there has been any feedback.

Police Chief Mayer responded that there has been none. However, he added that this process will open up the candidate pool and cut costs for entry level testing.

Mr. Higgins added that counties in the western portion of the state have requested EMPCO to conduct their testing process. He reported that they are currently building a separate consortium and will provide on-line testing at their academies. He noted that all departments will have access to test scores and resumes at no cost. Mr. Higgins assured the Commission that EMPCO will continue to conduct oral boards with the City of Troy and that fees may even be lowered depending upon how the boards are organized.

Discussion took place regarding when the effective date for the change in testing should begin.

City Attorney Bluhm added that notification regarding the testing change is required as part of the process.

Resolution #CSC-2010-10-003

Moved by McGinnis

Seconded by Cannon

RESOLVED, That the Troy Civil Service Commission (Act 78) hereby **APPROVES** the request to change the written test used in the Law Enforcement Hiring Consortium from the *Law Enforcement Candidate Record (LECR)* to the *National Criminal Justice Officer Selection Inventory (NCJOSI)* effective immediately.

Yes: Cannon, McGinnis, Percy

No: None

**MOTION CARRIED**

**PUBLIC COMMENT:** None

**G. ADJOURNMENT:**

Resolution #CSC-2010-10-004

Moved by Cannon

Seconded by McGinnis

RESOLVED, That the Troy Civil Service Commission (Act 78) hereby **ADJOURNS** the Thursday, October 14, 2010 meeting at 7:45 AM.

Yes: Cannon, McGinnis, Percy

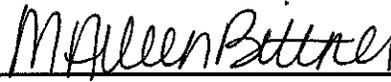
No: None

**MOTION CARRIED**



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Donald E. McGinnis, Jr., Chairman



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Aileen Bittner, City Clerk for  
Barbara A. Pallotta, Deputy City Clerk

A Meeting of the Civil Service Commission (Act 78) was held Thursday, September 22, 2011, at Troy City Hall, 500 W. Big Beaver Road in the Lower Level Conference Room. Chairman/President McGinnis called the meeting to order at 7:30 AM.

**A. ROLL CALL:**

**PRESENT:** Chairman/President Donald E. McGinnis, Jr.  
Commissioner David Cannon

**ALSO PRESENT:** Lori Grigg Bluhm, City Attorney  
Peggy Sears, Human Resources Director  
Bill Nelson, Fire Chief  
M. Aileen Bittner, City Clerk  
Jeanette Menig, Human Resources Specialist

**B. APPROVAL OF MINUTES:**

**1. Approval of Minutes of Thursday, October 14, 2010**

Resolution #CSC-2011-09-001  
Moved by McGinnis  
Seconded by Cannon

RESOLVED, That the Troy Civil Service Commission (Act 78) hereby **APPROVES** the Minutes of the Thursday, October 14, 2010 meeting as presented.

Yes: Cannon, McGinnis  
No: None

**MOTION CARRIED**

**C. PETITIONS AND COMMUNICATIONS:**

**1. Review of Test Battery for Recruitment of Fire Staff Technician**

Resolution #CSC-2011-09-002  
Moved by McGinnis  
Seconded by Cannon

RESOLVED, That the Civil Service Commission (Act 78) hereby **APPROVES** the job qualifications, the posting, and the test battery for the recruitment of Fire Staff Technician as **PRESENTED**, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

Yes: Cannon, McGinnis  
No: None

**MOTION CARRIED**

D. **REPORTS:** None

E. **OLD BUSINESS:** None

F. **NEW BUSINESS:**

Chairman McGinnis and Commissioner Cannon discussed the current vacancy, which is the neutral Commissioner position that they are required to appoint. There was a consensus to discuss the applications at the next meeting. Human Resources Director Sears indicated that a meeting will likely be scheduled in the next couple of months for the police department, and the Commissioners agreed that a special meeting would not be required. Absent further direction from the Commissioners, city administration will not need to notify the applicants to be present at the next scheduled meeting.

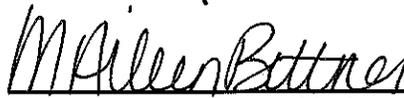
**PUBLIC COMMENT:** None

G. **ADJOURNMENT:**



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Donald E. McGinnis, Jr., Chairman



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Aileen Bittner, City Clerk

Vice Chair Maxwell called the Special/Study Meeting of the Troy City Planning Commission to order at 7:30 p.m. on October 25, 2011 in the Council Board Room of the Troy City Hall.

1. ROLL CALL

Present:

Donald Edmunds  
Tom Krent  
Mark Maxwell  
Philip Sanzica  
Robert M. Schultz  
Thomas Strat  
John J. Tagle  
Lon M. Ullmann

Absent:

Michael W. Hutson

Also Present:

John Szerlag, City Manager  
Steven Vandette, City Engineer  
William Huotari, Deputy City Engineer  
R. Brent Savidant, Planning Director  
Allan Motzny, Assistant City Attorney  
Zachary Branigan, Carlisle/Wortman Associates, Inc.  
Kathy Czarnecki, Recording Secretary

2. APPROVAL OF AGENDA

**Resolution # PC-2011-10-061**

Moved by: Schultz  
Seconded by: Edmunds

**RESOLVED**, To approve the Agenda as prepared.

Yes: All present (8)  
Absent: Hutson

**MOTION CARRIED**

3. APPROVAL OF MINUTES

**Resolution # PC-2011-10-062**

Moved by: Sanzica  
Seconded by: Schultz

**RESOLVED**, To approve the minutes of the October 11, 2011 Regular meeting as submitted.

Yes: All present (8)  
Absent: Hutson

**MOTION CARRIED**

4. PUBLIC COMMENT

There was no one present who wished to speak.

5. ZONING BOARD OF APPEALS (ZBA) REPORT

Mr. Strat gave a summary of the October 18, 2011 Zoning Board of Appeals meeting.

6. DOWNTOWN DEVELOPMENT AUTHORITY (DDA) REPORT

There was no DDA meeting in October.

7. PLANNING AND ZONING REPORT

Mr. Savidant gave a report on current planning and zoning matters.

**OTHER ITEMS**

8. PRESENTATION BY CITY MANAGER – Organizational Evolution to Achieve Economic Sustainability

City Manager John Szerlag gave a PowerPoint presentation on the organizational restructuring of the City.

*Following a 5-minute recess, Vice Chair Maxwell reconvened the meeting and announced that Agenda items #9 and #10 would be discussed in reverse order.*

10. POTENTIAL REZONING APPLICATION – South side of Wattles, East of Rochester Road (1100-1200 Wattles), Section 23, Approximately 2 acres in size, presently zoned R-1C (One Family Residential)

Mr. Joel Garrett of Ladd's Inc. presented a potential rezoning of 1100-1200 Wattles from R-1C (One Family Residential) to RT (One Family Attached).

A short discussion followed.

9. TRANSIT CENTER "PRE-WORKSHOP" DISCUSSION

City Engineer Steven Vandette gave an update on the Transit Center project and discussed forward movement on the project to achieve site plan approval.

11. PUBLIC COMMENT – Items on Current Agenda

There was no one present who wished to speak.

12. PLANNING COMMISSION COMMENT

There was general Planning Commission discussion.

ADJOURN

The Special/Study Meeting of the Planning Commission adjourned at 9:15 p.m.

Respectfully submitted,

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Mark Maxwell, Vice Chair

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Kathy L. Czarnecki, Recording Secretary

G:\Planning Commission Minutes\2011 PC Minutes\Draft\10-25-11 Special Study Meeting\_Draft.doc

Vice Chair Maxwell called the Special/Study Meeting of the Troy City Planning Commission to order at 7:30 p.m. on October 25, 2011 in the Council Board Room of the Troy City Hall.

1. ROLL CALL

Present:

Donald Edmunds  
Tom Krent  
Mark Maxwell  
Philip Sanzica  
Robert M. Schultz  
Thomas Strat  
John J. Tagle  
Lon M. Ullmann

Absent:

Michael W. Hutson

Also Present:

John Szerlag, City Manager  
Steven Vandette, City Engineer  
William Huotari, Deputy City Engineer  
R. Brent Savidant, Planning Director  
Allan Motzny, Assistant City Attorney  
Zachary Branigan, Carlisle/Wortman Associates, Inc.  
Kathy Czarnecki, Recording Secretary

2. APPROVAL OF AGENDA

**Resolution # PC-2011-10-061**

Moved by: Schultz  
Seconded by: Edmunds

**RESOLVED**, To approve the Agenda as prepared.

Yes: All present (8)  
Absent: Hutson

**MOTION CARRIED**

3. APPROVAL OF MINUTES

**Resolution # PC-2011-10-062**

Moved by: Sanzica  
Seconded by: Schultz

**RESOLVED**, To approve the minutes of the October 11, 2011 Regular meeting as submitted.

Yes: All present (8)  
Absent: Hutson

**MOTION CARRIED**

4. PUBLIC COMMENT

There was no one present who wished to speak.

5. ZONING BOARD OF APPEALS (ZBA) REPORT

Mr. Strat gave a summary of the October 18, 2011 Zoning Board of Appeals meeting.

6. DOWNTOWN DEVELOPMENT AUTHORITY (DDA) REPORT

There was no DDA meeting in October.

7. PLANNING AND ZONING REPORT

Mr. Savidant gave a report on current planning and zoning matters.

**OTHER ITEMS**

8. PRESENTATION BY CITY MANAGER – Organizational Evolution to Achieve Economic Sustainability

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*Following a 5-minute recess, Vice Chair Maxwell reconvened the meeting and announced that Agenda items #9 and #10 would be discussed in reverse order.*

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Mr. Joel Garrett of Ladd's Inc. presented a potential rezoning of 1100-1200 Wattles from R-1C (One Family Residential) to RT (One Family Attached).

A short discussion followed.

9. TRANSIT CENTER "PRE-WORKSHOP" DISCUSSION

City Engineer Steven Vandette gave an update on the Transit Center project and discussed forward movement on the project to achieve site plan approval.

11. PUBLIC COMMENT – Items on Current Agenda

There was no one present who wished to speak.

12. PLANNING COMMISSION COMMENT

There was general Planning Commission discussion.

ADJOURN

The Special/Study Meeting of the Planning Commission adjourned at 9:15 p.m.

Respectfully submitted,

Handwritten signature of Mark Maxwell in blue ink, with the initials 'jplc' written at the end of the signature.

Mark Maxwell, Vice Chair

Handwritten signature of Kathy L. Czarnecki in blue ink.

Kathy L. Czarnecki, Recording Secretary

A Meeting of the Civil Service Commission (Act 78) was held Thursday, December 8, 2011, at Troy City Hall, 500 W. Big Beaver Road in the Lower Level Conference Room. Chairman/President McGinnis called the meeting to order at 7:34 AM.

#### **A. ROLL CALL:**

**PRESENT:** Chairman/President Donald E. McGinnis, Jr.  
Commissioner David Cannon

**ALSO PRESENT:** Lori Grigg Bluhm, City Attorney  
Peggy Sears, Human Resources Director  
M. Aileen Bittner, City Clerk  
Gary Mayer, Police Chief  
Gerard Scherlinck, Police Captain  
Keith Frye, Police Captain  
George Zielinski, Police Sergeant  
Robert Wolfe, Police Sergeant/TCOA President  
Michael Geise, Police Officer/TPOA President  
Jeanette Menig, Human Resources Specialist  
John J. Higgins, President – EMPCO  
Tony Haddad

#### **B. APPROVAL OF MINUTES:**

##### **1. Approval of Minutes of Thursday, September 22, 2011**

Resolution #CSC-2011-12-003  
Moved by Cannon  
Seconded by McGinnis

RESOLVED, That the Troy Civil Service Commission (Act 78) hereby **APPROVES** the Minutes of the Thursday, September 22, 2011 meeting as presented.

Yes: Cannon, McGinnis  
No: None

#### **MOTION CARRIED**

#### **C. PETITIONS AND COMMUNICATIONS:**

#### **D. REPORTS:**

The Commission received an attorney's letter requesting a hearing on behalf of Police Officer Todd Michael. Human Resource Director Sears promptly responded to this letter, highlighting the limited jurisdiction of the Act 78 Civil Service Commission. Under Article X of the Rules and Regulations of the Troy Civil Service Commission, jurisdiction is limited to the application of the merit principle or disciplinary actions resulting in discharge, suspension or

demotion, as set forth in Article X of the Rules and Regulations of the Troy Civil Service Commission. Although Officer Michael's attorney did not respond to Ms. Sears' letter or otherwise challenge the fact that the Act 78 Civil Service Commission did not have jurisdiction over the requested appeal, the information was included in the agenda packet to document the receipt of the correspondence. The report was NOTED AND FILED.

1. Letter to Civil Service Commission from Human Resources Director Sears Regarding Request for Appeal Hearing of Grievance Involving Officer Todd Michael

**Noted and Filed**

**E. OLD BUSINESS:** None

**F. NEW BUSINESS:**

In the agenda packet, the Act 78 Civil Service Commission received a letter from Sergeant Joseph Haddad, requesting a disqualification of EMPCO for the proposed Police Sergeant and Lieutenant evaluation process. Mr. Tony Haddad was present in the audience, as a representative of Troy Sergeant Joseph Haddad, who was out of the State. Prior to taking any action on this item, Chairman McGinnis inquired about a past guarantee from EMPCO that none of the evaluators would be associated or affiliated with the City of Troy or any of the candidates. EMPCO President John Higgins confirmed that any EMPCO evaluator would have "no previous prejudicial contact with any of the candidates from the Police Department." He explained that he could not guarantee that there was never any contact between evaluators and the candidates, since the law enforcement community is small, but that the evaluators would be independent and impartial. The Commission then invited Mr. Tony Haddad to speak on this item, on behalf of his son and also as a resident of the City. Mr. Haddad was concerned that the evaluators would not be impartial, based on past complaints made by his son against one of his former supervisors who also served as an evaluator for EMPCO. Mr. Haddad was also concerned about EMPCO being hired by the City. Mr. Haddad based this concern on his previous contact with the President of EMPCO, which was made in response to a letter that Mr. Haddad sent to several area police chiefs criticizing EMPCO for hiring this former Troy supervisor as an evaluator. Member Cannon disclosed prior military service with Sergeant Joseph Haddad, Mr. Tony Haddad's son, and asked all present if there were any objections to his voting on items F-1 and F-2. There were no objections to Member Cannon's participation on this item. Member Cannon then stated his position that the concerns brought forward at this meeting did not disqualify EMPCO from completing the assessment process. Under the Rules, there is an avenue for redress if a candidate feels that there was bias in the evaluation process, and this happens only after the assessment has been done. Chairman McGinnis agreed, and added that the assurances EMPCO has offered for non-biased testing are sufficient. Mr. Higgins of EMPCO also offered to meet with Mr. Haddad privately after the meeting adjourned to discuss his concerns.

1. **Approval of Qualifications, Posting and Test Battery for Police Sergeant and Police Lieutenant**

Resolution #CSC-2011-12-004  
Moved by Cannon  
Seconded by McGinnis

RESOLVED, That the Civil Service Commission (Act 78) hereby **APPROVES** the job qualifications, the posting, and the test battery for the recruitment of Police Sergeant and Police Lieutenant as **PRESENTED**.

Yes: McGinnis, Cannon

No: None

**MOTION CARRIED**

**2. Appointment of Civil Service Commission (Act 78) Member**

Member Cannon nominated John Steele for the neutral position currently vacant on the Commission. Member Cannon applauded Mr. Steele’s non-political community involvement, and believed that he was an impartial candidate that had no prior affiliation or prejudice. Chairman McGinnis seconded the nomination and reiterated that Mr. Steele fits all the criteria for the neutral position. The Commission members also concluded that all other requirements, including diverse membership in political parties, was also satisfied.

Resolution #CSC-2011-12-005

Moved by Cannon

Seconded by McGinnis

RESOLVED, That the Troy Civil Service Commission (Act 78) hereby **APPOINTS John Steele** to complete the unexpired term of the Civil Service Commission (Act 78) member ending on April 30, 2014.

Yes: Cannon, McGinnis

No: None

**MOTION CARRIED**

**PUBLIC COMMENT:**

Mr. Tony Haddad thanked the Commission for their service and for hearing his concerns.

Chief Mayer thanked the Commission for moving forward with the approval of the two items on the Agenda so the Police Department can begin rebuilding its command staff that was recently reduced. Chief Mayer applauded the past work done by EMPCO and praised Mr. Higgins for his work on behalf of the City of Troy.

**G. ADJOURNMENT:**

The Civil Service Commission (Act 78) meeting **ADJOURNED** at 8:10 AM.

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Donald E. McGinnis, Jr., Chairman

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Aileen Bittner, City Clerk



## CITY COUNCIL AGENDA ITEM

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Date: December 5, 2011

To: John Szerlag, City Manager

From: Mark F. Miller, Director of Economic and Community Development  
Steve Burns, SAFEbuilt, Building Official  
Mitch Grusnick, City Building Official

Subject: Building Department Report – November, 2011

**RECEIVED**  
DEC 12 2011  
CITY OF TROY  
CITY MANAGER'S OFFICE

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The following attachment contains a summary of permit activity, project valuation and inspection counts for the Building Inspection Department from July 2010 to November 2011.

Attachments:

1. Building Department report, July thru November 2011.







**CITY OF TROY - 2011**

**February**

	Residential		Commercial		New	Misc.	Locked Out	Not Ready	Partial Approved	Misc.	One-Stop	Other	MTD Totals	YTD Totals	Prev. Year
	New	Alt.	Alt.	Misc.											
<b>Permit Activity</b>															
Count	3	9	1	0	28	1	0	214	46	302	775	768			
Valuation	\$ 638,800.00	\$ 169,821.00	\$ 125,000.00	\$ 3,200.00	\$ 1,805,444.00	\$ 3,200.00	\$ -	\$ -	\$ -	\$ 2,742,265.00	\$ 8,360,995.00	\$ 8,905,362.00			
<b>Plan Reviews</b>															
Received	3	8	2	28	1	0	42	86							
<b>Inspections</b>															
Approved	465	30	104	20	15	119	753	1640							
<b>Inspections by Trade</b>															
Count	159	266	2	229	86	9	753	1640							

**March**

	Residential		Commercial		New	Misc.	Locked Out	Not Ready	Partial Approved	Misc.	One-Stop	Other	MTD Totals	YTD Totals	Prev. Year
	New	Alt.	Alt.	Misc.											
<b>Permit Activity</b>															
Count	2	26	5	0	28	0	4	308	63	436	1211	1197			
Valuation	\$ 404,400.00	\$ 507,485.00	\$ 334,965.00	\$ 3,694,381.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 4,941,231.00	\$ 13,302,226.00	\$ 13,517,366.00			
<b>Plan Reviews</b>															
Received	2	23	8	28	0	0	61	147							
<b>Inspections</b>															
Approved	571	29	117	23	9	122	871	2511							
<b>Inspections by Trade</b>															
Count	205	320	1	239	97	8	871	2511							

**April**

	Residential		Commercial		New	Misc.	Locked Out	Not Ready	Partial Approved	Misc.	One-Stop	Other	MTD Totals	YTD Totals	Prev. Year
	New	Alt.	Alt.	Misc.											
<b>Permit Activity</b>															
Count	9	45	9	0	32	1	0	301	78	475	1686	1652			
Valuation	\$ 1,924,032.00	\$ 615,613.00	\$ 35,269.00	\$ -	\$ 5,920,146.00	\$ 12,000.00	\$ -	\$ -	\$ -	\$ 8,507,060.00	\$ 21,809,286.00	\$ 21,237,928.00			
<b>Plan Reviews</b>															
Received	12	43	8	29	1	21	114	261							
<b>Inspections</b>															
Approved	571	25	126	17	29	83	851	3362							
<b>Inspections by Trade</b>															
Count	204	293	2	225	101	22	852	3363							

**May**

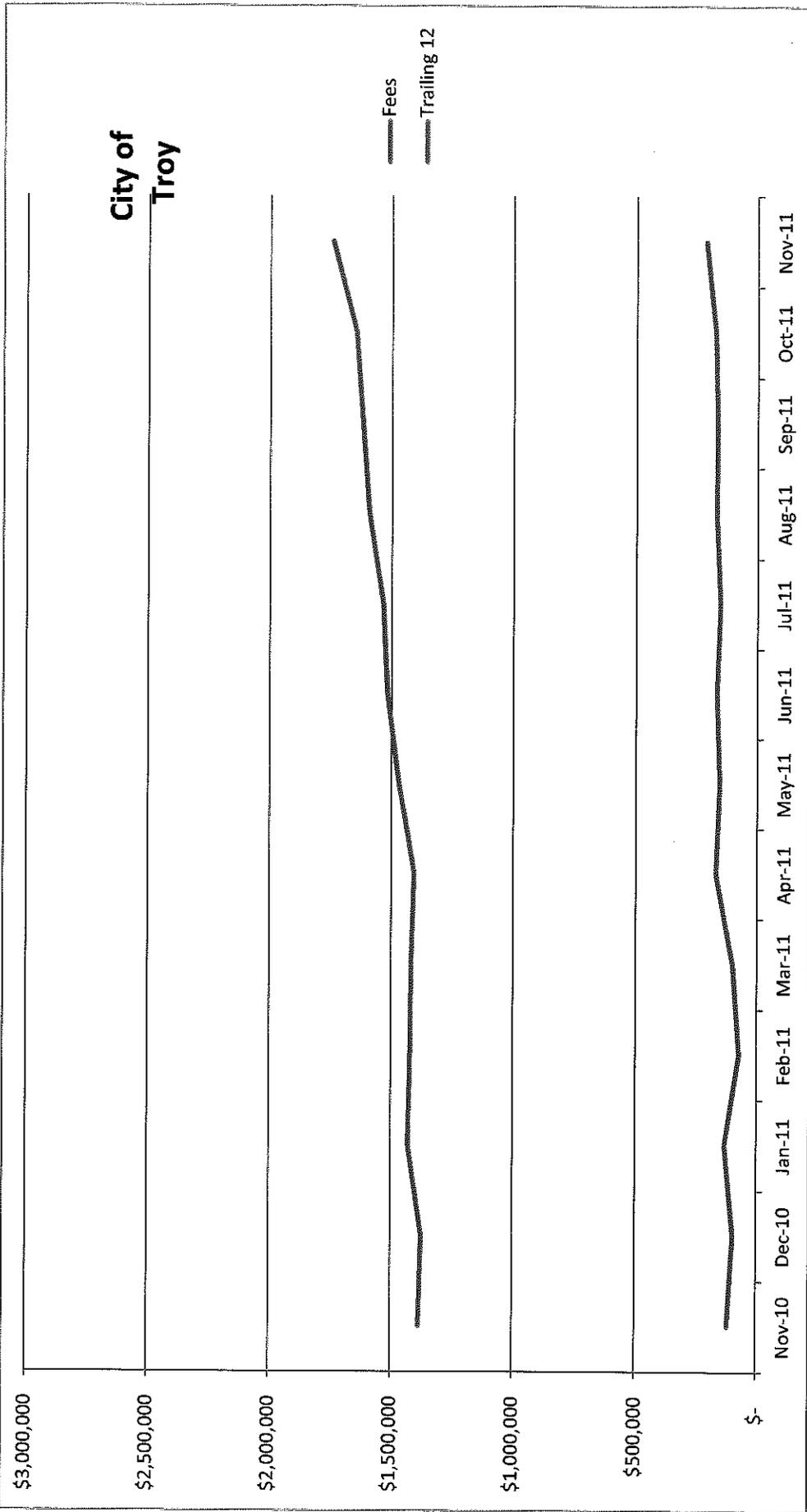
	Residential		Commercial		New	Misc.	Locked Out	Not Ready	Partial Approved	Misc.	One-Stop	Other	MTD Totals	YTD Totals	Prev. Year
	New	Alt.	Alt.	Misc.											
<b>Permit Activity</b>															
Count	3	87	11	0	40	3	2	388	113	647	2333	2132			







# City of Troy



	December 2010	January 2011	February 2011	March 2011	April 2011	May 2011	June 2011	July 2011	August 2011	September 2011	October 2011	November 2011	December 2011
<b>RES: New</b>	4	2	3	2	9	3	7	6	8	3	1	12	0
<b>RES: Alt</b>	14	16	9	26	45	87	69	79	77	84	91	60	0
<b>RES: Msc</b>	6	1	1	5	9	11	17	18	28	24	19	18	0
<b>COM: New</b>	0	0	0	0	0	0	0	0	0	0	3	1	0
<b>COM: Alt</b>	25	23	28	28	32	40	33	24	33	33	30	23	0
<b>COM: Rep</b>	2	0	1	0	1	2	0	2	3	1	0	0	0
<b>COM: Msc</b>	1	0	0	0	0	1	0	0	2	0	2	0	0
<b>MISC</b>	0	0	0	4	0	2	3	2	4	0	0	5	0
<b>ONESTOP</b>	371	361	214	308	301	388	419	397	420	375	446	381	0
<b>OTHER</b>	61	70	46	63	78	113	132	77	106	95	98	96	0
<b>TOTAL</b>	484	473	302	436	475	647	680	605	681	615	690	596	0

	January 2011	February 2011	March 2011	April 2011	May 2011	June 2011	July 2011
RES: New	\$ 435,319.00	\$ 638,800.00	\$ 404,400.00	\$ 1,924,032.00	\$ 645,800.00	\$ 1,598,385.00	\$ 1,354,468.00
RES: Ait	\$ 300,211.00	\$ 169,821.00	\$ 507,485.00	\$ 615,613.00	\$ 1,077,858.00	\$ 17,706,086.00	\$ 2,518,399.00
RES: Misc	\$ 200,000.00	\$ 125,000.00	\$ 334,965.00	\$ 35,269.00	\$ 18,863.00	\$ 384,739.00	\$ 167,819.00
COM: New	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
COM: Ait	\$ 4,683,200.00	\$ 1,805,444.00	\$ 3,694,381.00	\$ 5,920,146.00	\$ 2,368,879.00	\$ 4,355,448.00	\$ 4,046,173.00
COM: Repair	\$ -	\$ 3,200.00	\$ -	\$ 12,000.00	\$ 255,000.00	\$ -	\$ 276,293.00
COM: Misc	\$ -	\$ -	\$ -	\$ -	\$ 9,860.00	\$ -	\$ -
MISC	\$ -	\$ -	\$ -	\$ -	\$ 40,000.00	\$ 60,000.00	\$ 50,000.00
ONESTOP	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
OTHER	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
<b>TOTAL</b>	\$ 5,618,730.00	\$ 2,742,265.00	\$ 4,941,231.00	\$ 8,507,060.00	\$ 4,416,260.00	\$ 24,104,658.00	\$ 8,413,152.00

	August 2011	September 2011	October 2011	November 2011	December 2011
RES: New	\$ 1,850,844.00	\$ 717,935.00	\$ 193,000.00	\$ 3,052,209.00	\$ -
RES: Alt	\$ 765,630.00	\$ 1,179,523.00	\$ 2,520,394.00	\$ 505,266.00	\$ -
RES: Misc	\$ 386,186.00	\$ 124,265.00	\$ 116,030.00	\$ 128,436.00	\$ -
COM: New	\$ -	\$ -	\$ 1,850,000.00	\$ 300.00	\$ -
COM: Alt	\$ 2,776,958.00	\$ 6,038,861.00	\$ 3,383,737.00	\$ 5,675,200.00	\$ -
COM: Repair	\$ 115,000.00	\$ 120,000.00	\$ -	\$ -	\$ -
COM: Misc	\$ 12,500.00	\$ -	\$ 323,000.00	\$ -	\$ -
MISC	\$ 20,000.00	\$ -	\$ -	\$ 111,815.00	\$ -
ONESTOP	\$ -	\$ -	\$ -	\$ -	\$ -
OTHER	\$ -	\$ -	\$ -	\$ -	\$ -
<b>TOTAL</b>	<b>\$ 5,927,118.00</b>	<b>\$ 8,180,584.00</b>	<b>\$ 8,386,161.00</b>	<b>\$ 9,473,226.00</b>	<b>\$ -</b>



## CITY COUNCIL REPORT & COMMUNICATION

---

Date: December 2, 2011  
To: John Szerlag, City Manager  
From: Nino Licari, City Assessor  
Subject: 2011 City, Village and Township Millage Rates

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Attached are the 2011 Millage Rates for each City, Village and Township in Oakland County, as taken from the Oakland County 2011 Apportionment Report.

On the left side of the spreadsheet the Millage Rates are listed alphabetically.

On the right side of the spreadsheet the Millage Rates are listed from lowest to highest.

Additionally, this year I have also included the Millage Rates from Macomb and Wayne County, as taken from their individual 2011 Apportionment Reports.

**City Of TROY - Assessing Department**  
**Comparison of Local Millage Rates**  
**Oakland County**

2011 Oakland Co Certified Millage Rates for Cities, Villages, & Townships (alphabetically)				2011 Oakland Co Certified Millage Rates for Cities, Villages, & Townships (by Millage Rate, without Transportation mills)			
City Village or Township	Total Mills	Transportation Mills	Net Yearly Mills	City Village or Township	Total Mills	Transportation Mills	Net Yearly Mills
Addison Twp	8.1311	0.00	8.1311	Southfield Twp	0.6000	0.00	0.6000
Auburn Hills	11.1502	0.59	10.5602	Holly Twp	2.4360	0.00	2.4360
Berkley	14.8890	0.59	14.2990	Novi Twp	2.9777	0.00	2.9777
Beverly Hills Village	14.4073	0.59	13.8173	Rose Twp	3.1233	0.00	3.1233
Bingham Farms Village	8.5900	0.59	8.0000	Commerce Twp	4.5306	0.00	4.5306
Birmingham	16.1905	0.59	15.6005	Lyon Twp	4.7466	0.00	4.7466
Bloomfield Hills	9.8500	0.00	9.8500	Groveland Twp	4.9400	0.00	4.9400
Bloomfield Twp	13.3577	0.59	12.7677	Orion Twp	5.5641	0.00	5.5641
Brandon Twp	6.7639	0.00	6.7639	Springfield Twp	6.5186	0.00	6.5186
Clarkston	17.9013	0.00	17.9013	Oakland Twp	6.6000	0.00	6.6000
Clawson	23.6292	0.59	23.0392	Highland Twp	6.7444	0.00	6.7444
Commerce Twp	4.5306	0.00	4.5306	Brandon Twp	6.7639	0.00	6.7639
Farmington	17.1756	0.59	16.5856	Bingham Farms Village	8.5900	0.59	8.0000
Farmington Hills	12.7936	0.59	12.2036	Independence Twp	8.0134	0.00	8.0134
Fenton	10.6226	0.00	10.6226	Addison Twp	8.1311	0.00	8.1311
Ferndale	29.1461	0.59	28.5561	Milford Twp	8.3367	0.00	8.3367
Franklin Village	10.4994	0.59	9.9094	White Lake Twp	8.8116	0.00	8.8116
Groveland Twp	4.9400	0.00	4.9400	Rochester Hills	9.7060	0.00	9.7060
Hazel Park	24.0784	0.59	23.4884	Bloomfield Hills	9.8500	0.00	9.8500
Highland Twp	6.7444	0.00	6.7444	Franklin Village	10.4994	0.59	9.9094
Holly Twp	2.4360	0.00	2.4360	Lake Angelus	9.9571	0.00	9.9571
Holly Village (Ind Twp)	15.9604	0.00	15.9604	Troy	10.7800	0.59	10.1900
Holly Village (Rose Twp)	16.6477	0.00	16.6477	Oxford Twp	10.2072	0.00	10.2072
Huntington Woods	26.3249	0.59	25.7349	Orchard Lake Village (City)	10.2300	0.00	10.2300
Independence Twp	8.0134	0.00	8.0134	Novi	10.5416	0.00	10.5416
Keego Harbor	13.3492	0.00	13.3492	Auburn Hills	11.1502	0.59	10.5602
Lake Angelus	9.9571	0.00	9.9571	Fenton	10.6226	0.00	10.6226
Lake Orion Village	18.3610	0.00	18.3610	Waterford Twp	10.8896	0.00	10.8896
Lathrup Village (City)	20.3185	0.00	20.3185	Royal Oak	12.3150	0.59	11.7250
Leonard Village	14.1311	0.00	14.1311	West Bloomfield Twp	12.5247	0.59	11.9347
Lyon Twp	4.7466	0.00	4.7466	Farmington Hills	12.7936	0.59	12.2036
Madison Heights	22.4554	0.59	21.8654	Rochester	12.4304	0.00	12.4304
Milford Twp	8.3367	0.00	8.3367	Wixom	12.7423	0.00	12.7423
Milford Village	14.6508	0.00	14.6508	Bloomfield Twp	13.3577	0.59	12.7677
Northville	16.7469	0.00	16.7469	Royal Oak Twp	13.8002	0.59	13.2102
Novi	10.5416	0.00	10.5416	Keego Harbor	13.3492	0.00	13.3492
Novi Twp	2.9777	0.00	2.9777	Beverly Hills Village	14.4073	0.59	13.8173
Oak Park	27.8286	0.59	27.2386	Wolverine Lake Village	14.1036	0.00	14.1036
Oakland Twp	6.6000	0.00	6.6000	Leonard Village	14.1311	0.00	14.1311
Orchard Lake Village (City)	10.2300	0.00	10.2300	Berkley	14.8890	0.59	14.2990
Orion Twp	5.5641	0.00	5.5641	Milford Village	14.6508	0.00	14.6508
Ortonville Village	14.7639	0.00	14.7639	Ortonville Village	14.7639	0.00	14.7639
Oxford Twp	10.2072	0.00	10.2072	South Lyon	15.2502	0.00	15.2502
Oxford Village	17.9120	0.00	17.9120	Birmingham	16.1905	0.59	15.6005
Pleasant Ridge	18.7828	0.59	18.1928	Holly Village (Ind Twp)	15.9604	0.00	15.9604
Pontiac	23.0661	0.59	22.4761	Farmington	17.1756	0.59	16.5856
Rochester	12.4304	0.00	12.4304	Holly Village (Rose Twp)	16.6477	0.00	16.6477

**City Of TROY - Assessing Department  
Comparison of Local Millage Rates  
Oakland County**

<b>2011 Oakland Co Certified Millage Rates for Cities, Villages, &amp; Townships (alphabetically)</b>				<b>2011 Oakland Co Certified Millage Rates for Cities, Villages, &amp; Townships (by Millage Rate, without Transportation mills)</b>			
<b>City Village or Township</b>	<b>Total Mills</b>	<b>Transportation Mills</b>	<b>Net Yearly Mills</b>	<b>City Village or Township</b>	<b>Total Mills</b>	<b>Transportation Mills</b>	<b>Net Yearly Mills</b>
Rochester Hills	9.7060	0.00	<b>9.7060</b>	Northville	16.7469	0.00	<b>16.7469</b>
Rose Twp	3.1233	0.00	<b>3.1233</b>	Walled Lake	18.3247	0.59	<b>17.7347</b>
Royal Oak	12.3150	0.59	<b>11.7250</b>	Clarkston	17.9013	0.00	<b>17.9013</b>
Royal Oak Twp	13.8002	0.59	<b>13.2102</b>	Oxford Village	17.9120	0.00	<b>17.9120</b>
South Lyon	15.2502	0.00	<b>15.2502</b>	Pleasant Ridge	18.7828	0.59	<b>18.1928</b>
Southfield	23.2202	0.59	<b>22.6302</b>	Lake Orion Village	18.3610	0.00	<b>18.3610</b>
Southfield Twp	0.6000	0.00	<b>0.6000</b>	Sylvan Lake	18.3779	0.00	<b>18.3779</b>
Springfield Twp	6.5186	0.00	<b>6.5186</b>	Lathrup Village (City)	20.3185	0.00	<b>20.3185</b>
Sylvan Lake	18.3779	0.00	<b>18.3779</b>	Madison Heights	22.4554	0.59	<b>21.8654</b>
Troy	10.7800	0.59	<b>10.1900</b>	Pontiac	23.0661	0.59	<b>22.4761</b>
Walled Lake	18.3247	0.59	<b>17.7347</b>	Southfield	23.2202	0.59	<b>22.6302</b>
Waterford Twp	10.8896	0.00	<b>10.8896</b>	Clawson	23.6292	0.59	<b>23.0392</b>
West Bloomfield Twp	12.5247	0.59	<b>11.9347</b>	Hazel Park	24.0784	0.59	<b>23.4884</b>
White Lake Twp	8.8116	0.00	<b>8.8116</b>	Huntington Woods	26.3249	0.59	<b>25.7349</b>
Wixom	12.7423	0.00	<b>12.7423</b>	Oak Park	27.8286	0.59	<b>27.2386</b>
Wolverine Lake Village	14.1036	0.00	<b>14.1036</b>	Ferndale	29.1461	0.59	<b>28.5561</b>

**City Of TROY - Assessing Department  
Comparison of Local Millage Rates  
Macomb County**

<b>2011 Macomb Co. Certified Millage Rates for Cities, Villages, &amp; Townships (alphabetically)</b>				<b>2011 Macomb Co. Certified Millage Rates for Cities, Villages, &amp; Townships (by Millage Rate, without Transportation mills)</b>			
<b>City Village or Township</b>	<b>Total Mills</b>	<b>Transportation Mills</b>	<b>Net Yearly Mills</b>	<b>City Village or Township</b>	<b>Total Mills</b>	<b>Transportation Mills</b>	<b>Net Yearly Mills</b>
Armada Twp	3.8712	0.59	<b>3.2812</b>	Armada Twp	3.8712	0.59	<b>3.2812</b>
Armada Village	17.1254	0.59	<b>16.5354</b>	Richmond Twp	4.0708	0.59	<b>3.4808</b>
Bruce Twp	9.0696	0.59	<b>8.4796</b>	Ray Twp	4.1473	0.59	<b>3.5573</b>
Center Line	32.2922	0.59	<b>31.7022</b>	Macomb Twp	5.1786	0.59	<b>4.5886</b>
Chestefield Twp	9.3901	0.59	<b>8.8001</b>	Lenox Twp	6.8286	0.59	<b>6.2386</b>
Clinton Twp	14.1889	0.59	<b>13.5989</b>	Harrison Twp	7.3744	0.59	<b>6.7844</b>
Eastpointe	25.8013	0.59	<b>25.2113</b>	Washington Twp	8.1165	0.59	<b>7.5265</b>
Fraser	19.3559	0.59	<b>18.7659</b>	Bruce Twp	9.0696	0.59	<b>8.4796</b>
Grosse Pointe Shores	17.7300	0.59	<b>17.1400</b>	Chestefield Twp	9.3901	0.59	<b>8.8001</b>
Harrison Twp	7.3744	0.59	<b>6.7844</b>	Shelby Twp	9.8899	0.59	<b>9.2999</b>
Lenox Twp	6.8286	0.59	<b>6.2386</b>	Sterling Heights	13.2758	0.59	<b>12.6858</b>
Macomb Twp	5.1786	0.59	<b>4.5886</b>	Clinton Twp	14.1889	0.59	<b>13.5989</b>
Memphis	14.8853	0.59	<b>14.2953</b>	Memphis	14.8853	0.59	<b>14.2953</b>
Mount Clemens	18.9411	0.59	<b>18.3511</b>	New Baltimore	15.5305	0.59	<b>14.9405</b>
New Baltimore	15.5305	0.59	<b>14.9405</b>	Armada Village	17.1254	0.59	<b>16.5354</b>
New Haven Village	19.4336	0.59	<b>18.8436</b>	Romeo Village (Bruce)	17.2106	0.59	<b>16.6206</b>
Ray Twp	4.1473	0.59	<b>3.5573</b>	Richmond	17.2426	0.59	<b>16.6526</b>
Richmond	17.2426	0.59	<b>16.6526</b>	Grosse Pointe Shores	17.7300	0.59	<b>17.1400</b>
Richmond Twp	4.0708	0.59	<b>3.4808</b>	Romeo Village (Wash'ton)	18.0390	0.59	<b>17.4490</b>
Romeo Village (Bruce)	17.2106	0.59	<b>16.6206</b>	Warren	18.3824	0.59	<b>17.7924</b>
Romeo Village (Wash'ton)	18.0390	0.59	<b>17.4490</b>	Mount Clemens	18.9411	0.59	<b>18.3511</b>
Roseville	21.9700	0.59	<b>21.3800</b>	Fraser	19.3559	0.59	<b>18.7659</b>
Shelby Twp	9.8899	0.59	<b>9.2999</b>	New Haven Village	19.4336	0.59	<b>18.8436</b>
St Clair Shores	19.9462	0.59	<b>19.3562</b>	St Clair Shores	19.9462	0.59	<b>19.3562</b>
Sterling Heights	13.2758	0.59	<b>12.6858</b>	Roseville	21.9700	0.59	<b>21.3800</b>
Utica	22.2898	0.59	<b>21.6998</b>	Utica	22.2898	0.59	<b>21.6998</b>
Warren	18.3824	0.59	<b>17.7924</b>	Eastpointe	25.8013	0.59	<b>25.2113</b>
Washington Twp	8.1165	0.59	<b>7.5265</b>	Center Line	32.2922	0.59	<b>31.7022</b>

**City Of TROY - Assessing Department  
Comparison of Local Millage Rates  
Wayne County**

2011 Wayne Co. Certified Millage Rates for Cities, Villages, & Townships (alphabetically)				2011 Wayne Co. Certified Millage Rates for Cities, Villages, & Townships (by Millage Rate, without Transportation mills)			
City Village or Township	Total Mills	Transportation Mills	Net Yearly Mills	City Village or Township	Total Mills	Transportation Mills	Net Yearly Mills
Allen Park	21.5800	0.59	20.9900	Plymouth Twp	4.0000	0.00	4.0000
Belleville	18.1260	0.00	18.1260	Sumpter Twp	4.7904	0.00	4.7904
Brownstown Twp	13.1486	0.00	13.1486	Van Buren Twp	4.9144	0.00	4.9144
Canton Twp	10.4000	0.00	10.4000	Northville Twp	7.1574	0.00	7.1574
Dearborn	22.4900	0.59	21.9000	Huron Twp	7.7430	0.00	7.7430
Dearborn Heights	21.2231	0.59	20.6331	Canton Twp	10.4000	0.00	10.4000
Detroit	34.1385	0.00	34.1385	Romulus	12.7437	0.59	12.1537
Ecorse	45.9200	0.59	45.3300	Brownstown Twp	13.1486	0.00	13.1486
Flat Rock	17.2497	0.00	17.2497	Livonia	13.3872	0.00	13.3872
Garden City	17.4899	0.59	16.8999	Westland	14.5482	0.59	13.9582
Gibraltar	19.1800	0.00	19.1800	Grosse Pointe Farms	14.5900	0.59	14.0000
Grosse Isle Twp	14.7107	0.00	14.7107	Grosse Pointe Park	14.6980	0.59	14.1080
Grosse Pointe	14.8390	0.59	14.2490	Grosse Pointe	14.8390	0.59	14.2490
Grosse Pointe Farms	14.5900	0.59	14.0000	Grosse Isle Twp	14.7107	0.00	14.7107
Grosse Pointe Park	14.6980	0.59	14.1080	Northville	15.3534	0.00	15.3534
Grosse Pointe Shores	17.7300	0.59	17.1400	Plymouth	16.0134	0.00	16.0134
Grosse Pointe Woods	20.2982	0.59	19.7082	Garden City	17.4899	0.59	16.8999
Hamtramck	29.7032	0.59	29.1132	Grosse Pointe Shores	17.7300	0.59	17.1400
Harper Woods	29.0068	0.59	28.4168	Flat Rock	17.2497	0.00	17.2497
Highland Park	49.3158	0.59	48.7258	Redford Twp	18.2979	0.59	17.7079
Huron Twp	7.7430	0.00	7.7430	Riverview	18.5500	0.59	17.9600
Inkster	36.5194	0.59	35.9294	Belleville	18.1260	0.00	18.1260
Lincoln Park	24.0585	0.00	24.0585	Woodhaven	18.3300	0.00	18.3300
Livonia	13.3872	0.00	13.3872	Gibraltar	19.1800	0.00	19.1800
Melvindale	33.8792	0.59	33.2892	Grosse Pointe Woods	20.2982	0.59	19.7082
Northville	15.3534	0.00	15.3534	Dearborn Heights	21.2231	0.59	20.6331
Northville Twp	7.1574	0.00	7.1574	Allen Park	21.5800	0.59	20.9900
Plymouth	16.0134	0.00	16.0134	Southgate	21.9616	0.59	21.3716
Plymouth Twp	4.0000	0.00	4.0000	Trenton	22.3399	0.59	21.7499
Redford Twp	18.2979	0.59	17.7079	Dearborn	22.4900	0.59	21.9000
River Rouge	47.0357	0.59	46.4457	Wyandotte	22.8400	0.59	22.2500
Riverview	18.5500	0.59	17.9600	Wayne	23.5518	0.59	22.9618
Rockwood	24.0325	0.00	24.0325	Rockwood	24.0325	0.00	24.0325
Romulus	12.7437	0.59	12.1537	Lincoln Park	24.0585	0.00	24.0585
Southgate	21.9616	0.59	21.3716	Taylor	26.8175	0.59	26.2275
Sumpter Twp	4.7904	0.00	4.7904	Harper Woods	29.0068	0.59	28.4168
Taylor	26.8175	0.59	26.2275	Hamtramck	29.7032	0.59	29.1132
Trenton	22.3399	0.59	21.7499	Melvindale	33.8792	0.59	33.2892
Van Buren Twp	4.9144	0.00	4.9144	Detroit	34.1385	0.00	34.1385
Wayne	23.5518	0.59	22.9618	Inkster	36.5194	0.59	35.9294
Westland	14.5482	0.59	13.9582	Ecorse	45.9200	0.59	45.3300
Woodhaven	18.3300	0.00	18.3300	River Rouge	47.0357	0.59	46.4457
Wyandotte	22.8400	0.59	22.2500	Highland Park	49.3158	0.59	48.7258

**Gary G Mayer**

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**From:** Morrison, Nancy [NMorrison2@troy.k12.mi.us]  
**Sent:** Thursday, November 17, 2011 2:06 PM  
**To:** Gary G Mayer  
**Subject:** Choose Wisely

Hi Gary,  
I wanted to inform you that Officer Jim Feld and the Troy Coalition's Youth Coordinator, Amy LaPerre presented Choose Wisely at Wass Elementary School on Wednesday. They received positive feedback from the teachers and students about this prevention program. This is such a worthwhile program. We need to continue this program in our schools as a prevention strategy. Thanks for partnering and collaborating with the Troy Community Coalition on this effort.

Sincerely,  
Nancy

Nancy Morrison, MA, LLP, CPS  
Executive Director  
Troy Community Coalition  
4420 Livernois  
Troy, MI 48098  
248-823-5055  
[nmorrison2@troy.k12.mi.us](mailto:nmorrison2@troy.k12.mi.us)

POLICE OFFICER JIM FELD.  
THANKS FOR YOUR WORK ON THE "CHOOSE WISELY"  
PROGRAM. I APPRECIATE YOU TAKING THIS OVER  
FOR THE OFFICER WHO RETIRED.  


**RECEIVED**  
**CHIEF OF POLICE**  
 11-17-11



U.S. Department of Homeland Security  
 UNITED STATES SECRET SERVICE

1000 Patrick V. McNamara Building  
 477 Michigan Avenue  
 Detroit, Michigan 48226

Date: 11/21/11

Chief Gary G. Mayer  
 Troy Police Department  
 500 West Big Beaver  
 Troy, MI 48084

Dear Chief Mayer:

Please let me extend my gratitude to the officers of the Troy Police Department for their assistance during William Clinton's recent visit to Troy, Michigan. They did an excellent job. As you know, without the assistance of local law enforcement, the Secret Service's task of protecting William Clinton would have been much more difficult.

Additionally, I would like to thank in particular Lieutenant Tom Gordon, as his assistance at the event site was invaluable.

The Secret Service appreciates your expertise and service in helping make this visit a success. Your participation and continued support are always greatly appreciated.

We look forward to working with you and other members of your agency in the future.

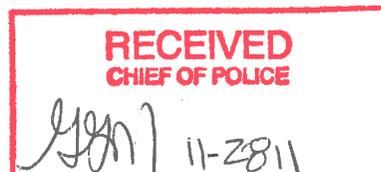
Sincerely,

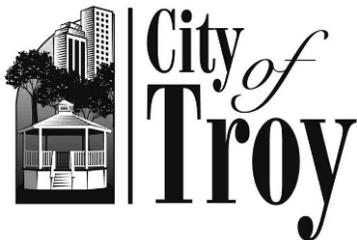
  
 Jeffrey Frost  
 Special Agent in Charge

L.T. GORDON  
 P.O. STOPCZYNSKI  
 P.O. MINTON  
 P.O. RACZKA  
 P.O. BREIDENICH  
 P.O. JULIAN

THANKS TO ALL OF YOU FOR MAKING SUCH A  
 GOOD IMPRESSION ON THE SECRET SERVICE.







## Human Resources Department

Date: December 14, 2011

TO: The Honorable Mayor and City Council Members

FROM: John Szerlag, City Manager  
Tom Darling, Interim Director of Financial and Administrative Services  
Monica Ireland, Asst to the City Manager/Coord of Continuous Improvement  
Stephen Cooperrider, Risk Manager  
Peggy Sears, Human Resources Director

SUBJECT: Publically Funded Health Insurance Contributions Act  
("Public Act 152 of 2011")

### BACKGROUND

On September 28, 2011, Public Act 152 (PA 152), became law and applies to medical benefit plan coverage years beginning on or after January 1, 2012. PA 152 prohibits the state, local governments, public schools, colleges and universities from paying more for employee health insurance benefits than the total cost of \$5,500 for a single person, \$11,000 for a couple and \$15,000 for a family plan. This is referred to as the "Hard-cap". With the concessions that employees have already given, the City is currently in compliance with PA 152's Hard Cap option. Alternatively, the public employer could elect annually the 80/20 Option to require employees to contribute at least 20 percent of the total cost of healthcare. Local governments can elect the third option, called the Local Unit Opt-Out, to waive the requirements annually with a two-thirds vote of their governing body. The decision to elect any option must be made annually.

Failure to comply with the Act will result in the State Treasurer reducing each Economic Vitality Incentive Program (EVIP) payment by 10% for the period of non-compliance.

### CITY OF TROY EMPLOYEE GROUPS

Collective bargaining agreements in effect prior to September 15, 2011 (as with all City of Troy union contracts) are not affected by the Act until they expire. However, with respect to collective bargaining obligations, whether the allocation, or the adoption of the 80/20 option, is a mandatory subject of bargaining under the Public Employment Relations Act is unresolved in Michigan and will likely end up before the Michigan Employment Relations Commission (MERC).

Seventy-three percent (73%) of Troy employees are represented by one of six unions. This equates to 225 employees. Those contracts expire on June 30<sup>th</sup> in 2013 (AFSCME, MAP and TCSA); 2014 (TCOA and TFSOA); and 2015 (TPOA). Therefore, the earliest that the Act would apply to these employees would be the expiration date of their respective contract.

Non-union employees (who comprise the Classified and Exempt employee groups) represent twenty-seven percent (27%) of the full-time City workforce. It is this employee group, consisting of 83 employees, who would be immediately affected by the Act.

### IMPACT

Attached is a comparison of the aggregate cost to the City, based on the current hard-cap rates referenced above, and our current insurance carrier premiums (for HMO coverage) and illustrative rates (for Blue Cross Blue Shield coverage). Because the Act would not apply to collective bargaining groups until their contracts expire, only the rates for the Classified and Exempt (C/E) employee group are shown.

Under the Hard-Cap option, we are in compliance with the Act. No changes to the current C/E medical benefit plan contributions would be necessary as of January 1, 2012. However, this could change when new premium rates are provided by the carriers for the April 1, 2012 renewals.

The C/E employees have already saved the city \$223,993/ year in medical costs with the concessions taken in 2011. The City's medical benefit strategy was to increase deductibles and co-pays so as to put the cost on employees at the time of service. These changes included replacing the PPO plan with the Community Blue PPO; increasing employee premium contributions to 5%; increasing the prescription drug plan to \$10/\$40 with mandatory generic, prior authorization and step therapy; increased co-pays for office visits (\$30) and emergency room visits (\$50); increasing the basic deductible to \$250/\$500; reducing the frequency of covered vision exams to once every two years, and reducing the cost of mail order prescription drugs. These changes resulted in 23.5% reduction in C/E medical benefit costs.

Under the 80/20 Option, the C/E employees would be required to contribute another 15% of the premium or illustrative rate.

If City Council elected the Local Unit Opt-Out, the City would be able to make their own decision as it relates to medical benefits for C/E employees, as they do now, in conjunction with the annual budget process.

### RECOMMENDATION

Due to the partnership that has been achieved with the Classified and Exempt employee group that has resulted in significant concessions, city management recommends the Hard-Cap option. Under this option we are in compliance with PA 152 and there would be no adverse effect on the EVIP. There is no resolution required by City council. If the insurance costs increase above the hard cap, employees will have to pay the difference between the hard-cap and the increased cost.

Should City Council wish to discuss this matter further, a study session can be scheduled before April 1, 2012. Otherwise, management will advise the state that we are in compliance with PA 152.

Public Act 152  
 Classified/ Exempt Employees

<u>"Hard Cap"</u>	<u>Current Enrolled Employees</u>		
1- person \$5,500	x	16	= \$ 88,000.00
2- person \$11,000	x	15	= \$ 165,000.00
Family \$15,000	x	30	= \$ 450,000.00
<b>Total Aggregate:</b>			<b>\$ 703,000.00</b>

City of Troy's Current Rates*	<u>Current Enrolled Employees</u>		
<b>BCN</b>			
1- person \$5,745.96	x	6	= \$ 34,475.76
2- person \$13,215.72	x	2	= \$ 26,431.44
Family \$14,939.52	x	11	= \$ 164,334.72
<b>HAP</b>			
1- person \$5,595.60	x	5	= \$ 27,978.00
2- person \$12,870.00	x	7	= \$ 90,090.00
Family \$14,548.68	x	11	= \$ 160,035.48
<b>CB PPO</b>			
1- person \$5,153.88	x	5	= \$ 25,769.40
2- person \$12,369.36	x	6	= \$ 74,216.16
Family \$14,946.12	x	8	= \$ 119,568.96
<b>Total:</b>			<b>= \$ 722,899.92</b>
<b>Employee Contribution- 5%</b>			<b>= \$ 36,145.00</b>
<b>Total City Contribution</b>			<b>\$ 686,754.92</b>

**The current cost for C/E health insurance is 2.3% below the aggregate which makes the City in compliance with the Hard Cap option of PA 152.**

<u>"80/20 "</u>	
City would pay:	\$578,319.94
C/E employees would pay:	\$144,579.98

<u>Impact on Current Employees</u>	<u>Current Annual Contribution</u>		
	5%	Extra 15%	Total 20%
<b>BCN</b>			
1- person \$5,745.96	\$287.30	\$861.89	\$1,149.19
2- person \$13,215.72	\$660.79	\$1,982.36	\$2,643.14
Family \$14,939.52	\$746.98	\$2,240.93	\$2,987.90
<b>HAP</b>			
1- person \$5,595.60	\$279.78	\$839.34	\$1,119.12
2- person \$12,870.00	\$643.50	\$1,930.50	\$2,574.00
Family \$14,548.68	\$727.43	\$2,182.30	\$2,909.74
<b>CB PPO</b>			
1- person \$5,153.88	\$257.69	\$773.08	\$1,030.78
2- person \$12,369.36	\$618.47	\$1,855.40	\$2,473.87
Family \$14,946.12	\$747.31	\$2,241.92	\$2,989.22

**"Local Unit Opt-Out"**

With a 2/3 vote of the governing body, the Council may exempt the City of Troy from PA 152. This will allow for local control over employee medical benefits.

\*rates as of 12/6/2011