

A Regular Meeting of the Troy City Council was held Monday, April 7, 2008, at City Hall, 500 W. Big Beaver Road. Mayor Schilling called the Meeting to order at 7:30 PM.

Brother Calvin Modawell of The Church of Jesus Christ of Latter-Day Saints gave the Invocation and the Pledge of Allegiance to the Flag was given.

ROLL CALL

- Mayor Louise E. Schilling
- Robin Beltramini
- Cristina Broomfield
- David Eisenbacher
- Wade Fleming
- Mayor Pro Tem Martin Howrylak
- Mary Kerwin

CERTIFICATES OF RECOGNITION:

A-1 Presentations:

- a) A presentation was given by student Zach Kilgore and other student members from the Smith Middle School Student Ecology Club on the topic of *Green Space in Troy*.
- b) On behalf of the City of Troy, Mayor Schilling presented a proclamation to Chuck Ludwig, Director of Advocacy and Prevention at CARE House recognizing April 2008 as *National Child Abuse Prevention and Awareness Month*.
- c) On behalf of the City of Troy, Mayor Schilling presented a proclamation to Richard Spitzer, representing the congregation of Shir Tikvah, in recognition and celebration of Congregation Shir Tikvah's 25th Anniversary.

CARRYOVER ITEMS:

B-1 No Carryover Items

PUBLIC HEARINGS:

C-1 Establishment of an Industrial Development District (IDD) – Republic/APT, 1889 Larchwood

The Mayor opened the Public Hearing for public comment.
The Mayor closed the Public Hearing after receiving comment from the petitioner and no comment from the public.

Resolution #2008-04-109
Moved by Kerwin
Seconded by Beltramini

RESOLVED, That Troy City Council hereby **ESTABLISHES** an Industrial Development District (IDD) for Republic/APT, for property known as 1889 Larchwood, Troy, MI 48083-2226, Parcel # 88-20-26-430-035, 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: Schilling, Beltramini, Broomfield, Fleming, Kerwin

No: Eisenbacher, Howrylak

MOTION CARRIED

C-2 Granting of an Industrial Facilities Exemption Certificate (IFEC) to Republic/APT, 1889 Larchwood

The Mayor opened the Public Hearing for public comment.

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

Resolution #2008-04-110

Moved by Fleming

Seconded by Beltramini

WHEREAS, After due notice and proper hearing, the Troy City Council on April 7, 2008, established an Industrial Development District (IDD) for property known as 1889 Larchwood, Troy, MI 48083-2226, Parcel # 88-20-26-430-035;

WHEREAS, An Application has been submitted by Republic/APT, for an Industrial Facilities Exemption Certificate (IFEC) for personal property at 1889 Larchwood, Troy, MI 48083-2226, for twelve (12) years; and

WHEREAS, After due and proper notice by the City Clerk, the Troy City Council, on April 7, 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 Republic/APT, at 1889 Larchwood, Troy, MI 48083-2226 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 Republic/APT, at 1889 Larchwood, Troy, MI 48083-2226 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 Republic/APT, at 1889 Larchwood, Troy, MI 48083-2226, Parcel # 88-20-26-430-035, for personal property for a term of twelve (12) years, **CONTINGENT** upon the execution of a Letter of Agreement between the City of Troy and Republic/APT, 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 Republic/APT, 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: Beltramini, Broomfield, Fleming, Kerwin, Schilling

No: Eisenbacher, Howrylak

MOTION CARRIED

POSTPONED ITEMS:

D-1 Standard Purchasing Resolution 8: Best Value Award – Sale of Real Estate – John R Garden Subdivision

Resolution #2008-04-111

Moved by Eisenbacher

Seconded by Howrylak

RESOLVED, That Troy City Council hereby **AWARDS** a contract to sell surplus real estate parcel #88-20-26-429-045 located in Section 26, John R Garden Subdivision to the highest bidder, Orfeo Guerrier & Antonia Melaragni of Shelby Township, MI, at a total cost of \$30,000.00, as listed on the bid tabulation opened February 29, 2008; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **DIRECTS** the Real Estate and Development department to complete the sale of the City-owned parcel and **AUTHORIZES** the Real Estate and Development department to expend the necessary closing costs to complete this purchase according to the bid proposal instructions, terms and conditions of sale; and

BE IT FINALLY RESOLVED, That Troy City Council hereby **AUTHORIZES** the Mayor and City Clerk to sign a warranty deed to be delivered at closing.

Yes: All-7

PUBLIC COMMENT: Limited to Items Not on the Agenda

REGULAR BUSINESS:

E-1 Nominations for Appointments to Boards and Committees: (a) Mayoral Nominations: None (b) City Council Nominations: Cable Advisory Committee

(a) Mayoral Nominations - None

(b) City Council Nominations

Resolution #2008-04-112
 Moved by Howrylak
 Seconded by Beltramini

RESOLVED, That Troy City Council hereby **FORWARDS** the following nominated person(s) to serve on the Boards and Committees as indicated to the next Regular City Council Meeting for action:

Cable Advisory Committee

Appointed by Council (7-Regular) – 3 Year Terms

Mark Gunn / Padma Kuppa

Term Expires 02/28/11

Yes: All-7

E-2 Appointments to Boards and Committees: a) Mayoral Appointments: Planning Commission b) City Council Appointments: Historic District Commission; Library Advisory Board; and Parks & Recreation Board

(a) Mayoral Appointments

Resolution
 Moved by Schilling
 Seconded by Kerwin

RESOLVED, That the Mayor of the City of Troy hereby **APPOINTS** the following persons to serve on the Boards and Committees as indicated:

Planning Commission

Appointed by Mayor (9-Regular) – 3-Year Terms

Lon M. Ullmann

Unexpired Term 12/31/08

Philip Sanzica

Unexpired Term 12/31/09

Vote on Resolution to Separate the Vote

Resolution #2008-04-113
 Moved by Eisenbacher
 Seconded by Broomfield

RESOLVED, That Troy City Council hereby **SEPARATES** the vote for Mayoral Appointments to the Planning Commission.

Yes: All-7

Vote on Resolution as Separated

Resolution #2008-04-114
Moved by Schilling
Seconded by Kerwin

RESOLVED, That the Mayor of the City of Troy hereby **APPOINTS** the following person to serve on the Boards and Committees as indicated:

Planning Commission

Appointed by Mayor (9-Regular) – 3-Year Terms

Lon M. Ullmann

Unexpired Term 12/31/08

Yes: Howrylak, Kerwin, Schilling, Beltramini
No: Broomfield, Eisenbacher, Fleming

MOTION CARRIED

Vote on Resolution as Separated

Resolution #2008-04-115
Moved by Schilling
Seconded by Kerwin

RESOLVED, That the Mayor of the City of Troy hereby **APPOINTS** the following person to serve on the Boards and Committees as indicated:

Planning Commission

Appointed by Mayor (9-Regular) – 3-Year Terms

Philip Sanzica

Unexpired Term 12/31/09

Yes: Kerwin, Schilling, Beltramini, Broomfield, Eisenbacher, Fleming
No: Howrylak

MOTION CARRIED

(b) City Council Appointments

Resolution #2008-04-116
Moved by Howrylak
Seconded by Kerwin

RESOLVED, That Troy City Council hereby **APPOINTS** the following persons to serve on the Boards and Committees as indicated:

Historic District Commission

Appointed by Council (7-Regular) – 3 Year Terms

Barbara Chambers	Term Expires 03/01/11
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Sabah Jihad	Historical Society Recommendation	Term Expires 03/01/11
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Ann Partlan	Historical Society Recommendation	Term Expires 03/01/11
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Parks & Recreation Board**Appointed by Council (7-Regular: 3-Year Term; 1-Troy School Board: 1-Year Term; 1-Troy Daze Committee: 1-Year Term; 1-Advisory Committee for Senior Citizens: 1-Year Term)**

Pauline Noce	Advisory Committee for Sr. Citizens Rep.	Term Expires 04/30/09
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Yes: All-7

(b) City Council Appointments

Resolution #2008-04-117

Moved by Howrylak

Seconded by Beltramini

RESOLVED, That Troy City Council hereby **APPOINTS** the following person to serve on the Boards and Committees after receiving the greater number of votes as indicated:**Library Advisory Board**

Appointed by Council (5-Regular) –3 Year Terms

Belinda Sheltan Duggan	Term Expires 04/30/11
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Belinda Sheltan Duggan: Beltramini, Eisenbacher, Fleming, Kerwin, SchillingJulie A. Sigler: NoneSusan Werpetinski: Broomfield, Howrylak**E-3 Scheduling Special Meetings for Budget Discussion**

Resolution #2008-04-118

Moved by Kerwin

Seconded by Howrylak

RESOLVED, That Troy City Council hereby **SCHEDULES** special meetings for the purpose of budget discussion on Monday, April 28, 2008 and Monday, May 5, 2008 at 7:30 PM in the Council Board Room of Troy City Hall, 500 W. Big Beaver, Troy, Michigan.

Yes: All-7

E-4 Addendum to Sylvan Glen Lease Agreement

Resolution #2008-04-119
Moved by Beltramini
Seconded by Eisenbacher

RESOLVED, That Troy City Council hereby **APPROVES** the Third Addendum to the Lease Agreement, by and between, Gallatin, Inc. and the City of Troy, and **AUTHORIZES** the Mayor and City Clerk to execute the addendum, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

Yes: Broomfield, Eisenbacher, Fleming, Kerwin, Schilling, Beltramini
No: Howrylak

MOTION CARRIED**CONSENT AGENDA:**

F-1a Approval of "F" Items NOT Removed for Discussion

Resolution #2008-04-120
Moved by Eisenbacher
Seconded by Beltramini

RESOLVED, That all items as presented on the Consent Agenda are hereby **APPROVED** as presented with the exception of Items F-5 and F-7, which **SHALL BE CONSIDERED** after Consent Agenda (F) items, as printed.

Yes: All-7

MOTION CARRIED

F-1b Address of "F" Items Removed for Discussion by City Council and/or the Public

F-2 Approval of City Council Minutes

Resolution #2008-04-120-F-2

RESOLVED, That the Minutes of the 7:30 PM Regular City Council Meeting of March 17, 2008 be **APPROVED** as amended.

F-3 City of Troy Proclamations:

Resolution #2008-04-120-F-3

RESOLVED, That Troy City Council hereby **APPROVES** the following City of Troy Proclamations:

- a) National Child Abuse Prevention and Awareness Month – April, 2008
- b) Congregation Shir Tikvah – Celebrating 25 Years

F-4 Standard Purchasing Resolutions**a) Standard Purchasing Resolution 5: Approval to Amend Agreement – Avondale Youth Assistance**

Resolution #2008-04-120-F-4a

RESOLVED, That Troy City Council hereby **GRANTS** approval to amend the agreement between the City of Troy and Avondale Youth Assistance to expend an additional \$3,790.00 of budgeted funds in the 2007/2008 fiscal year to provide counseling and community services to prevent youth offender recidivism to the residents of Troy who reside in the Avondale School District; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** the Mayor and City Clerk to execute the agreement to fund these services.

b) Standard Purchasing Resolution 2: Bid Award – Lowest Bidder Meeting Specifications – Asphalt Patching Material

Resolution #2008-04-120-F-4b

RESOLVED, That Troy City Council hereby **AWARDS** a one-year contract for asphalt patching material to the lowest bidder meeting specifications, Saginaw Asphalt Paving Company of Saginaw, MI, at unit prices contained in the bid tabulation opened March 6, 2008, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, with the contract expiring April 30, 2009; and

BE IT FURTHER RESOLVED, That the award is **CONTINGENT** upon contractor submission of properly executed bid and proposal documents, including insurance certificates and all other specified requirements; and

BE IT FINALLY RESOLVED, That Troy City Council hereby **REJECTS** bids for Item 2, QPR/UPM Picked-up.

c) Standard Purchasing Resolution 3: Exercise Renewal Option – Transit Mixed Concrete

Resolution #2008-04-120-F-4c

WHEREAS, On April 16, 2007, one-year contracts for transit mixed concrete were awarded to the low bidders, Superior Materials, LLC of Farmington Hills, MI as the primary supplier and Van Horn Concrete of Waterford, MI as the secondary supplier (Res #2007-04-122-E4c); and

WHEREAS, The contracts contain an option to renew for one additional year and primary supplier Superior Materials, LLC has agreed to exercise the renewal under the same prices, terms, and conditions; THEREFORE, BE IT RESOLVED, That Troy City Council hereby

EXERCISES the option to renew the contract with Superior Materials, LLC of Farmington Hills, MI, to provide one-year requirements of transit mixed concrete under the same prices, terms, and conditions as the original contract expiring April 30, 2009.

d) **Standard Purchasing Resolution 1: Award to Low Bidder – Police Carports**

Resolution #2008-04-120-F-4d

RESOLVED, That Troy City Council hereby **AWARDS** a contract to furnish all labor, materials and equipment to install carports for the City of Troy Police Department to the low bidder, Ross & Barr, Inc. of Warren, MI, for an estimated total cost of \$66,430.00, at prices contained in the bid tabulation opened March 5, 2008, a copy of which shall be **ATTACHED** to the original Minutes of this meeting; and

BE IT FURTHER RESOLVED, That the award is **CONTINGENT** upon contractor submission of properly executed bid and contract documents, including insurance certificates, bonds and all other specified requirements; and

BE IT FINALLY RESOLVED, That Troy City Council hereby **REJECTS** bids for the option to install a rainwater collection system.

e) **Standard Purchasing Resolution 2: Award to Lowest Acceptable Bidders – Liquid Calcium Chloride**

Resolution #2008-04-120-F-4e **Rescinded Option B: May 12, 2008 (Res #2008-05-154-F-8)**

RESOLVED, That Troy City Council hereby **AWARDS** one-year contracts to provide Liquid Calcium Chloride with an option to renew for one (1) additional year on a option by option basis to the lowest acceptable bidders: South Huron Industrial, Inc., of Flat Rock, MI, Options A and C and **Suburban Oil Company, of Taylor, MI, Option B**, at unit prices contained in the bid tabulation opened March 5, 2008, copy of which shall be **ATTACHED** to the original Minutes of this meeting, with contracts expiring March 31, 2009; and

BE IT FURTHER RESOLVED, That the awards are **CONTINGENT** upon contractor submission of properly executed bid and contract documents, including insurance certificates and all other specified requirements.

f) **Standard Purchasing Resolution 1: Award to Low Bidders – Aggregates**

Resolution #2008-04-120-F-4f

RESOLVED, That Troy City Council hereby **AWARDS** one-year contracts to provide aggregates with an option to renew for one (1) additional year on an item by item basis to the low bidders as follows:

Recommended Vendors	Item / Description	Price/Ton
B&W Landscape – Clinton Twp	6) Crushed Concrete 1”-3”	\$10.44
Richmond Transport - Lenox	5) Fill Sand	\$5.85
	11) Limestone 1”-3”	\$12.35
	12) Limestone 3”-6”	\$17.10
Novak Construction Inc - Almont	2) 22A Gravel	\$8.25
	4) 60/40 Gravel	\$12.00
	New-Limestone 4”-8”	\$15.00
Edw C Levy Company - Detroit	1) 6A Slag	\$12.69
Lukes Trucking / Excavating - Holly	3) Pea Gravel	\$11.55
	9) 2NS Sand	\$8.45
	10) Mason Sand	\$9.89
Ellsworth Industries Inc - Northville	8) Chloride Sand	\$17.50

at unit prices confirmed in the bid tabulation opened March 10, 2008, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, with contracts expiring April 30, 2009; and

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

g) Standard Purchasing Resolution 1: Award to Low Bidder – Parking Lot Maintenance

Resolution #2008-04-120-F-4g

RESOLVED, That Troy City Council hereby **AWARDS** a contract to complete the City of Troy Parking Lot Maintenance Program for 2007/08 to the low total bidder, Midwest Pavement Contracting Inc. of Milford, MI, for the Aquatic Center, Troy Library, Police East, West and South Parking Lot, 52-4 District Court, City Hall East and West Parking Lot, Troy Museum, Nature Center, Fire Station # 4, Boulan Park 2nd Parking Lot, and the Engineering Field office at unit prices contained in the bid tabulation opened February 26, 2008, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, with the contract not to exceed budgetary limitations; and

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

h) Standard Purchasing Resolution 2: Award to Sole Bidder – Troy Daze Amusement Rides

Resolution #2008-04-120-F-4h **Rescinded April 19, 2010 (Resolution #2010-04-089-I-6)**

RESOLVED, That Troy City Council hereby **AWARDS** a contract to provide three (3) year requirements of amusement rides for the Troy Daze/Magic of Fall Festival for the years 2008, 2009, and 2010 to the sole bidder, Arnold Amusements, Inc. of Traverse City, MI, at a 40% rate of return on gross ride receipts; and pricing, terms, and conditions as detailed in the bid

proposal opened February 25, 2008 and summarized on the bid tabulation, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

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

i) **Standard Purchasing Resolution 2: Bid Award – Lowest Bidders Meeting Specifications – Turfgrass Chemical Products for Sylvan Glen and Sanctuary Lake Golf Courses**

Resolution #2008-04-120-F-4i

RESOLVED, That Troy City Council hereby **AWARDS** contracts to purchase seasonal requirements of chemicals for Sylvan Glen and Sanctuary Lake Golf Courses to the lowest bidders meeting specifications as follows:

<u>Bidders</u>	<u>Items</u>
Turfgrass Inc of South Lyon, MI	1,4,7,10,11,12,16,17,19,28,32
Tri-Turf Inc of Farmington Hills, MI	2,6,21
UAP Professional Products of Linden, MI	3,26,27,39
Helena Chemical Co. of Zeeland, MI	5,9,23,30,33,38
Great Lakes Turf LLC of Grand Rapids, MI	8,13,14,15,22,24,25,31,34,35
Harrell's Inc. of New Hudson, MI	18, 20, 29
Lesco Inc. of Cleveland, OH	36, 37

for an estimated total cost of \$172,876.93, at unit prices contained in the bid tabulation opened February 28, 2008, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, with a contract expiration of December 31, 2008.

j) **Standard Purchasing Resolution 10: Travel Authorization and Approval to Expend Funds on Council Member Robin Beltramini's Travel Expenses – National League of Cities (NLC) Finance, Administration, and Intergovernmental Relations (FAIR) Steering Committee's Spring Conference**

Resolution #2008-04-120-F-4j

RESOLVED, That Troy City Council hereby **AUTHORIZES** Council Member Robin Beltramini to attend the NLC FAIR Steering Committee spring conference from May 8-10, 2008 in Brevard, North Carolina in accordance with accounting procedures of the City of Troy.

k) **Standard Purchasing Resolution 4: Award – Oakland County Cooperative Purchasing Agreement – Fleet Vehicles**

Resolution #2008-04-120-F-4k

RESOLVED, That Troy City Council hereby **APPROVES** a contract to purchase four (4) 2008 FLHTP Harley Davidson motorcycles from Motor City Harley Davidson, Farmington Hills, MI,

through the Oakland County Cooperative Purchasing Agreement at an estimated total cost of \$61,744.00.

I) Standard Purchasing Resolution 1: Award to Low Bidders – Hauling/Disposal of Dirt and Debris

Resolution #2008-04-120-F-4I

RESOLVED, That Troy City Council hereby **AWARDS** one-year contracts to provide Hauling/Disposal of Dirt and Debris with an option to renew for one (1) additional year on an item by item basis to the low bidders as follows:

Recommended Vendors	Item / Description	Price/Ton
Anglin Civil - Novi	a) Disposal of Broken Concrete with & without wire, possibly mixed w/fill dirt	\$3.75
Bedrock Express LTD - Ortonville	b) Broken Asphalt possibly mixed with fill dirt	\$4.24
	c) Fill Dirt, material excavated from water and sewer repairs, as well as ditching operations. Material may include culverts, large stumps, logs and wood materials	\$4.24
Osburn Industries - Taylor	d) Catch basin sludge and street sweepings Saulk Trails Landfill (Canton)	\$14.00

at unit prices confirmed in the bid tabulation opened March 17, 2008, copy of which shall be **ATTACHED** to the original Minutes of this meeting, with contracts expiring March 31, 2009; and

BE IT FURTHER RESOLVED, That the awards are contingent upon contractors' submission of properly executed bid and contract documents, including insurance certificates and all other specified requirements.

m) Standard Purchasing Resolution 4: Regional Educational Media Center – REMC Cooperative Program – Purchase of Storage Area Network (SAN)

Resolution #2008-04-120-F-4m

WHEREAS, The Police and Fire Departments' utilization of digital technology in day-to-day operations continues to grow; and

WHEREAS, Additional storage is needed for documents and evidence;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **APPROVES** a contract to purchase a storage solution from Hewlett Packard through the Regional Educational Media Center (REMC) Cooperative Program for an estimated cost of \$46,878.00; and installation, configuration, and training be provided by Dyntek Services at an estimated cost of \$1,500.00.

F-5 Contract with Greenstar & Associates, LLC for Right-of-Way Services – Item removed at the request of City Management

F-6 City of Troy Precinct Boundary Alterations and Relocations

Resolution #2008-04-120-F-6

RESOLVED, That Troy City Council hereby **APPROVES** the City of Troy alterations of precinct 24 and 25 divisional boundary, effective May 7, 2008, as follows:

Divisional boundary between Precinct 24 and 25: The portion of Section 26 within the Warren Consolidated School District and the portion of Section 25 south of Garry Street and west of Milverton Street to be appended to Precinct 25 and the remainder of Section 25 in the Warren Consolidated School District to comprise Precinct 24.

F-7 Application for Transfer of Class C License to AMC Troy, Inc. - Item removed at the request of City Management

F-8 Clinton River Watershed Council Membership Dues 2007 and 2008

Resolution #2008-04-120-F-8

WHEREAS, The City of Troy is an active member of the Clinton River Watershed Council and annual membership dues are \$5000.00; and

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **CONTINUES** the membership in the Clinton River Watershed Council with the payment of 2007 and 2008 dues.

F-9 Contract Addendum No. 1 – 07-6 – Northfield Parkway Mill and Overlay

Resolution #2008-04-120-F-9

RESOLVED, That Troy City Council hereby **APPROVES** Addendum No. 1 to Contract No. 07-6, Northfield Parkway Mill and Overlay Project, in the amount of \$49,381.56 for work performed by Ajax Paving Industries, Inc., 830 Kirks Blvd., Suite 100, Troy, MI 48084, and the revised total contract amount authorization is \$662,823.25 including the 10% overall contingency as per the original contract award resolution, and the \$49,381.56 amount for which Addendum No. 1 exceeds the 10% contingency.

F-10 Allocation of 2008 Tri-Party Funds and Cost Participation Agreement for 2008 Concrete Program

Resolution #2008-04-120-F-10

RESOLVED, That Troy City Council hereby **APPROVES** the Cost Participation Agreement and 2008 Tri-Party Program funding allocation between the City of Troy and the Board of Road Commissioners for Oakland County for the 2008 Concrete Program at an estimated cost to the City of Troy not to exceed \$63,000.00, and **AUTHORIZES** the Mayor and City Clerk to execute the agreement, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

F-11 Private Agreement for Binson's Medical Equipment – Project No. 07.917.3

Resolution #2008-04-120-F-11

RESOLVED, That Troy City Council hereby **APPROVES** the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and 6475 Rochester Road, LLC, for the installation of sanitary and storm sewer, water main, underground detention, and concrete pavement on the site and in the adjacent right of way, 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.

F-12 Support of Project Safe Passage – Detroit Audubon Society

Resolution #2008-04-120-F-12

WHEREAS, The Mayor and Council of the City of Troy have consistently demonstrated a high level of commitment to quality of life issues in the community, which includes a healthy respect for nature and the environment;

WHEREAS, More than 250 species of birds, including warblers, thrushes and tanagers, some declining steeply in numbers, fly over Michigan cities, including the City of Troy, during their migration seasons;

WHEREAS, The lights of tall buildings often confuse the birds flying nearby and birds die from exhaustion or by colliding with buildings;

WHEREAS, Scientists estimate that nearly one billion birds are killed every year because of lighted buildings; and

WHEREAS, By turning lights off at night in tall structures would save money, reduce pollution, save energy, and save the lives of many birds that fly over our skies at night; and

WHEREAS, The City of Troy does hereby encourage business owners, building organizations and property owners to cooperate with the Project Safe Passage program;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **OFFERS** support to the Audubon Society in its furtherance of the Safe Passage Great Lakes Days, which cover the periods annually of March 15th through May 31st and August 15th through October 31st.

F-13 Contract Extension – Concrete Pavement Repair

Resolution #2008-04-120-F-13

WHEREAS, On October 23, 2006, Troy City Council awarded contracts to complete the concrete pavement repair program with an option to renew for one (1) additional year to the low bidders: Hard Rock Concrete, Inc. of Westland for proposal A, A-1 – Local Roads, Six-S, Inc. of Waterford for proposal B – Major Roads, and Major Cement Company of Detroit for proposal C – Industrial Roads at unit prices contained in the bid tabulation opened October 10, 2006 (Resolution # 2006-10-320-E4e);

WHEREAS, The options to renew were exercised and approved by Troy City Council in June 2007, under the same prices, terms and conditions as the original contract (Resolution #2007-06-172-E4d); and

WHEREAS, All three contractors have agreed to keep costs for the 2008/09 program at original bid prices from 2006;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **WAIVES** formal bidding procedures and hereby **EXTENDS** contracts to provide concrete pavement repair to Hard Rock Concrete, Inc. of Westland for proposal A, A-1 – Local Roads, Six-S, Inc. of Waterford for proposal B- Major Roads, and Major Cement Company of Detroit for proposal C – Industrial Roads under the same terms and conditions at unit prices contained in the bid tabulation for ITB-COT 06-42 not to exceed budgetary limitations to expire June 30, 2009, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

F-14 Approval of Purchase Agreement, John R Road Improvements, Square Lake Road to South Boulevard – Project No. 02.204.5 – Parcel #51 Sidwell #88-20-02-228-039 – Bill and Minerva Dumiter

Resolution #2008-04-120-F-14

RESOLVED, That Troy City Council hereby **APPROVES** the Agreement to Purchase Realty for Public Purposes between Bill and Minerva Dumiter, owners of property having Sidwell #88-20-02-228-039, and the City of Troy, for the acquisition of right-of-way for John R Road Improvements, Square Lake Road to South Boulevard in the amount of \$37,610.00, plus closing costs; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** the Real Estate and Development Department to expend the necessary closing costs to complete this purchase according to the agreement; and

BE IT FINALLY RESOLVED, That Troy City Council hereby **DIRECTS** the City Clerk to record the Warranty Deed with the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

F-15 Approval to Waive Permit Fees, Christmas in Action Projects

Resolution #2008-04-120-F-15

That Troy City Council hereby **WAIVES** permit fees for the work that is proposed to be performed by the Christmas in Action Troy group for their 2008 projects in the City of Troy.

F-16 Private Agreement for Grand Troy Villas Condominiums

Resolution #2008-04-120-F-16

RESOLVED, That Troy City Council hereby **APPROVES** the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and Mr. Sridhar Rajagopalan & R. Rajaraman, for the installation of water main, sanitary and storm sewer,

paving, sidewalks, detention ponds, and soil erosion control measures on the site and in the adjacent right of way, 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.

F-17 Traffic Committee Recommendations – March 19, 2008**Establishment of Fire Lanes – 1785 East Maple**

Resolution #2008-04-120-F-17

RESOLVED, That Traffic Control Order No. 08-02-MR be **ISSUED** for the establishment of fire lanes at 1785 East Maple as recommended by the Fire Department.

MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:

G-1 Announcement of Public Hearings:

- a) Brownfield Redevelopment Plan #5 – Pavilions of Troy – NW Corner of Big Beaver and Coolidge – Section 19 (Former Kmart Site) – April 21, 2008
Noted and Filed

G-2 Memorandums:

- a) Amendment to Chapter 3, Section 1.78 – Unclaimed Property
Noted and Filed

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

H-1 No Council Referrals Advanced**COUNCIL COMMENTS:**

Council Member Broomfield announced that she was asked to participate in the newly formed *Oakland County Women's Board of Commissioners*. She continued by stating that the first public forum is scheduled for Wednesday, May 7th from 4:00 PM until 7:00 PM in the Board of Commissioner's auditorium in Pontiac. She added that the purpose of the forum is to invite the public, individuals or groups, to discuss issues related to women of Oakland County and identify women's most pressing issues for the commission to address. Council Member Broomfield indicated that they have already established areas of emphasis such as: health, safety, leadership, and economic autonomy. She continued by stating that the May forum will focus on women's empowerment. She asked that anyone interested in speaking will be given five minutes and should contact Johnnie Hubbard Golden at 248-568-0581 to schedule a time.

Council Member Kerwin suggested that the *Rules of Procedure for the City Council* be amended so that board and committee appointments are placed before nominations. City Council members concurred and City Clerk Bartholomew advised that an amendment to *Rules of Procedure for the City Council* will appear as an agenda item at the next Regular City Council meeting.

Council Member Kerwin advised that she had the opportunity to observe Council Member Beltramini in Lansing first hand as she represented the City on a SEMCOG forum for cities of larger sizes. Council Member Kerwin praised Council Member Beltramini on her hard work and for the time she puts into representing the City.

Council Member Kerwin added that she also attended a session at the conference on roads and has materials that outline transportation costs. Council Member Kerwin looks forward to City Council having a policy discussion in regard to what they can do as a City in regard to road issues.

Council Member Fleming has raffle tickets on hand for the Rotary fundraiser that benefits the Boys & Girls Club of Troy, Troy People Concerned, Troy Foundation for Educational Excellence, Troy Rotary Foundation and Christmas in Action.

Council Member Beltramini commented on the SEMCOG forum she attended and recalled that the good news was brought forward a year ago when SEMCOG announced their 2035 statistics the first time. She continued by stating that cities have been given the last year or so to indicate why those predictions now are not accurate. She continued by stating that SEMCOG members voted at the General Assembly last week on the final forecasts based upon doing nothing. Council Member Beltramini reported that if Troy does nothing from their peak of 130,000 jobs, the City will be down to slightly over 119,000. She continued by stating that if they add the 21,000 people and the jobs along Big Beaver with full implementation of the Big Beaver Corridor Study, the predictions will disappear. Council Member Beltramini added that other issues were brought forward at the forum. She explained that issues associated with population as it ages are not just about fixed incomes. She explained that cities must consider many other issues such as how fast snow is plowed in that the blades emit snow onto the sidewalks if it plowed to fast.

Council Member Beltramini announced that *SEMCOG OUTREACH* is scheduled for Tuesday, April 8th at 7:00 PM at the Embassy Suites in Detroit.

Council Member Beltramini announced that the next SEMCOG University on *Green* is scheduled for Thursday, April 24th at 9:00 AM at Detroit's historic Buhl Building. She reminded Council that free admission and parking is available for members.

Council Member Beltramini further announced that the Michigan Municipal League is a major sponsor and SEMCOG is a minor sponsor for DEQ's *Brownfields 2008 Conference* to be held May 5-7 at Cobo Center in Detroit. Council Member Beltramini would like a staff member to attend this conference.

Council Member Beltramini advised that she will prepare a written report for City Council about what she learned in regard to transportation, public finance and other topics at the Michigan Municipal League forum last week.

Council Member Beltramini announced that the topic for Region I's Outreach Meeting scheduled for Friday, April 18th in Wixom is *Economic Development*. She added that there will also be an opportunity to find out what other communities are doing in the region that might be award worthy. She noted that the City Manager's office has registration materials for this meeting for anyone who may like to attend.

Council Member Howrylak asked that materials for the upcoming Pavilion public hearing scheduled for City Council's April 21st meeting be submitted to City Council via e-mail prior to the packet delivery to give Council more opportunity to view the large amount of materials associated with the project. City Manager Nelson responded that he will see that the materials are forwarded as requested.

REPORTS:

J-1 Minutes – Boards and Committees:

- a) Advisory Committee for Senior Citizens/Final – December 6, 2007
- b) Election Commission/Final – December 7, 2007
- c) Advisory Committee for Senior Citizens/Final – January 3, 2008
- d) Parks and Recreation Advisory Board/Final – January 17, 2008
- e) Historic District Study Committee/Final – February 5, 2008
- f) Employees' Retirement System Board of Trustees/Final – February 13, 2008
- g) Board of Zoning Appeals/Final – February 19, 2008
- h) Downtown Development Authority/Final – February 20, 2008
- i) Historic District Study Committee/Final – March 4, 2008
- j) Planning Commission Special/Study/Final – March 4, 2008
- k) Building Code Board of Appeals/Final – March 5, 2008
- l) Advisory Committee for Senior Citizens/Draft – March 6, 2008
- m) Planning Commission/Draft – March 11, 2008
- n) Planning Commission/Final – March 11, 2008
- o) Board of Zoning Appeals/Draft – March 18, 2008
- p) Planning Commission Special/Study/Draft – March 25, 2008
- q) Planning Commission Special/Study/Final – March 25, 2008
- r) Election Commission/Draft – March 27, 2008
- s) Personnel Board/Draft – April 3, 2008

Noted and Filed

J-2 Department Reports:

- a) Purchasing Department – Final Reporting – BidNet On-Line Auction Services – January and February 2008
- b) City Council Expense Report – March, 2008
- c) City Attorney's Office – 2008 First Quarter Litigation Report
- d) City Manager's Office – Zucker Report Implementation Plan

Noted and Filed

J-3 Letters of Appreciation:

- a) Letter of Thanks to Chief Craft from Westland Mayor William Wild in Appreciation of the Participation and Support during Funeral Procession
- b) Letter of Thanks to Carol Anderson representing TEAM Troy from Steve Toth, Boys & Girls Club Executive Director for the City of Troy's Casual for a Cause Contribution
- c) Letter of Thanks to Barb Myhal representing TEAM Troy from Patricia Rosen, CARE House Executive Director for the City of Troy's Casual for a Cause Contribution
- d) Letter to Lt. Frye from Virginia Bertram Commending Sgt. Barry Whiteside for his Professionalism and Dedication
- e) Letter of Thanks to Officers Brazel and Quaiatto from Troy Residents James and Paula Young

Noted and Filed

J-4 Proposed Proclamations/Resolutions from Other Organizations:

- a) State of Michigan Senate Resolution No. 148 – Commemorating March 2008 as Ethnic and Cultural Heritage Month in the State of Michigan
Noted and Filed

J-5 Calendar

Noted and Filed

J-6 Troy Youth Assistance Board Meeting Draft Minutes from February 21, 2008

Noted and Filed

J-7 Communication from the State of Michigan Public Service Commission Regarding Notice of Hearing for the Natural Gas Customers of Consumers Energy Company – Case No. U-15506

Noted and Filed

J-8 Communication from Chief Craft Regarding Skunk Removal Services

Noted and Filed

STUDY ITEMS:

K-1 No Study Items Submitted

PUBLIC COMMENT: Address of “K” Items

CLOSED SESSION:

L-1 Closed Session: No Closed Session Requested

ADJOURNMENT

The meeting **ADJOURNED** at 8:58 PM.

Louise E. Schilling, Mayor

Tonni L. Bartholomew, MMC
City Clerk