



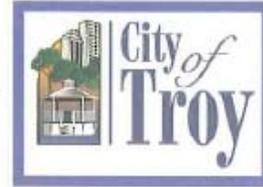
TROY CITY COUNCIL

REGULAR MEETING AGENDA

OCTOBER 22, 2012
CONVENING AT 7:30 P.M.

Submitted By
The City Manager

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



TO: The Honorable Mayor and City Council
Troy, Michigan

FROM: Michael W. Culpepper, Acting 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 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 cursive script that reads "Michael W. Culpepper".

Michael W. Culpepper, Acting 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

October 22, 2012 – 7:30 PM
Council Chambers
City Hall - 500 West Big Beaver
Troy, Michigan 48084
(248) 524-3317

INVOCATION: Pastor Stephen Husava – Northfield Hills Baptist Church **1**

PLEDGE OF ALLEGIANCE: **1**

A. CALL TO ORDER: **1**

B. ROLL CALL: **1**

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

C-1 Presentation of Additional Tri-Party Funds Check by Oakland County Commissioners **1**

C-2 Proclamation from Oakland County Board of Commissioners Honoring the City of Troy for Being Recognized by Money Magazine **1**

C-3 Domestic Violence Awareness Month **1**

C-4 Presentation by Nicole Johnson of HAVEN **1**

C-5 Proclamation In Recognition of Mary Kerwin, Leadership Troy's Distinguished Citizen for 2012 **1**

C-6 Presentation of Michigan Police Shoot Governor's Cup for Class A to the Troy Police Department Pistol Team **1**

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INVOCATION: Pastor Stephen Husava – Northfield Hills Baptist Church

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 #2012-10-

Moved by

Seconded by

RESOLVED, That Troy City Council hereby **EXCUSES** the absence of _____ at the Regular City Council Meeting of October 22, 2012, due to _____.

Yes:

No:

C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:

C-1 Presentation of Additional Tri-Party Funds Check by Oakland County Commissioners

C-2 Proclamation from Oakland County Board of Commissioners Honoring the City of Troy for Being Recognized by Money Magazine

C-3 Domestic Violence Awareness Month

C-4 Presentation by Nicole Johnson of HAVEN

C-5 Proclamation In Recognition of Mary Kerwin, Leadership Troy’s Distinguished Citizen for 2012

C-6 Presentation of Michigan Police Shoot Governor’s Cup for Class A to the Troy Police Department Pistol Team

D. CARRYOVER ITEMS:**D-1 No Carryover Items****E. PUBLIC HEARINGS:****E-1 Community Development Block Grant (CDBG) 2013 Application**Suggested Resolution

Resolution #2012-10-

Moved by

Seconded by

WHEREAS, Oakland County is preparing an Annual Action Plan to meet application requirements for the Community Development Block Grant (CDBG) program, and other Community Planning and Development (CPD) programs; and

WHEREAS, Oakland County has requested CDBG-eligible projects from participating communities for inclusion in the Action Plan; and

WHEREAS, The City of Troy has duly advertised and conducted a public hearing on October 22, 2012 for the purpose of receiving public comments regarding the proposed use of PY 2013 Community Development Block Grant funds (CDBG) in the approximate amount of \$145,204.00; and

WHEREAS, The City of Troy found that the following projects meet the federal objectives of the CDBG program and are prioritized by the community as high priority need.

Account Number	Project Name	Amount
172160-732170	Public Services (Yard Services)	\$43,561.00
172170-731864	Street Improvements	\$101,643.00

THEREFORE, BE IT RESOLVED, That the City of Troy CDBG application is hereby **AUTHORIZED** to be submitted to Oakland County for inclusion in Oakland County's Annual Action Plan to the U.S. Department of Housing and Urban Development, and that the Mayor is hereby **AUTHORIZED TO EXECUTE** all documents, agreements, or contracts which result from this application to Oakland County.

Yes:

No:

F. PUBLIC COMMENT FOR ITEMS ON THE AGENDA:

In accordance with the Rules of Procedure for the City Council, Article 17 – 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 three (3) 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 three (3) minutes total to address Postponed, Regular Business, Consent Agenda or Study items or any other item on the Agenda as permitted under the Open Meetings Act during the *Public Comment for Items On the Agenda* portion of the Agenda.
- Any member of the public, not a petitioner of an item, shall be allowed to speak for up to three (3) minutes to address any topic not on the Agenda as permitted under the Open Meetings Act during the *Public Comment for Items Not on the Agenda* portion of the Agenda.
- All members of the public who wish to address the Council at a meeting shall be allowed to speak only if they have signed up to speak within thirty minutes before or within fifteen minutes after the meeting's start time. Signing up to speak requires each speaker provide his or her name and residency status (Troy resident, non-resident, or Troy business owner). If the speaker is addressing an Item (or Items) that appear on the pre-printed agenda, then the speaker shall also identify each such agenda item number(s) to be addressed.
- City Council may waive the requirements of this section by a majority vote of the City Council members.
- Agenda items that are related to topics where there is significant public input anticipated should initiate the scheduling of a Special meeting for that specific purpose.

The following has been approved by Troy City Council as a statement of the rules of decorum for City Council meetings. The Mayor will also provide a verbal notification of these rules prior to Public Comment:

The audience should be aware that all comments are to be directed to the Council rather than to City Administration or the audience. Anyone who wishes to address the Council is required to sign up to speak within thirty minutes before or within fifteen minutes of the start of the meeting. There are two Public Comment portions of the Agenda. For Items On the Agenda, speakers can sign up to address Postponed, Regular Business, Consent Agenda, or Study items or any other item on the Agenda. Speakers can sign up to address all other topics under Items Not on the Agenda. Also, there is a timer on the City Council table in front of the Mayor that turns yellow when there is one minute of speaker time remaining, and turns red when the speaker's time is up.

In order to make the meeting more orderly and out of respect, please do not clap during the meeting, and please do not use expletives or make derogatory or disparaging comments about any one person or group. If you do so, then there may be immediate consequences, including having the microphone turned off, being asked to leave the meeting, and/or the deletion of speaker comments for any re-broadcast of the meeting. Speakers should also be careful to avoid saying anything that would subject them to civil liability, such as slander and defamation.

Please avoid these consequences and voluntarily assist us in maintaining the decorum befitting this great City.

G. CITY COUNCIL/CITY ADMINISTRATION RESPONSE/REPLY TO PUBLIC COMMENT:

H. POSTPONED ITEMS:

H-1 No Postponed Items

I. REGULAR BUSINESS:

I-1 Board and Committee Appointments: a) Mayoral Appointments – None; b) City Council Appointments – None

a) Mayoral Appointments - None

b) City Council Appointments - None

I-2 Board and Committee Nominations: a) Mayoral Nominations – Downtown Development Authority; b) City Council Nominations – None

a) Mayoral Nominations

Suggested Resolution

Resolution #2012-10-

Moved by

Seconded by

RESOLVED, That the Mayor of the City of Troy 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:

Downtown Development Authority

Appointed by Mayor

13 Regular Members

4 Year Term

Current Members:

Last Name	First Name	App Resume Expire	Appointment Expire	Notes 1	Notes 3
Carnago	Gregory	2/1/2014	9/30/2012	In District	Requests Reappointment
Daniels	Janice		11/03/2015	Mayor	
Hay	David R.	11/16/2013	9/30/2015	In District	
Hodges	Michele	6/14/2014	9/30/2013	In District	Requests Reappointment
Keisling	Laurence	5/25/2014	9/30/2012	At large	Requests Reappointment

Kiriluk	Alan M.	10/12/2014	9/30/2012	In District	Requests Reappointment
Knight	P. Terry	1/4/2014	9/30/2015	At Large	Personnel Bd exp 4/30/2015
MacLeish	Daniel	5/26/2014	9/30/2012	In District	Requests Reappointment
Randol	Ward Jr.	10/12/2013	9/30/2014	In District	
Reschke	Ernest C.	9/21/2012	9/30/2014	At large	
Schroeder	Douglas J.	9/30/2012	9/30/2014	At large	
Van Dyke	Earle	1/31/2014	9/30/2015	In District	
Weiss	Harvey	8/6/2011	9/30/2012	In district	

Nominations to the Downtown Development Authority:

Term Expires: 9/30/2016 **(In District)**

Term currently held by: Gregory Carnago

Term Expires: 9/30/2016 **(At Large)**

Term currently held by: Laurence Keisling

Term Expires: 9/30/2016 **(In District)**

Term currently held by: Alan Kiriluk

Term Expires: 9/30/2016 **(In District)**

Term currently held by: Daniel MacLeish

Term Expires: 9/30/2016 **(In District)**

Term currently held by: Harvey Weiss

Interested Applicants:

Last Name	First Name	App Resume Expire	Notes 2
Chambers	Barbara A.	2/9/2013	
Hoef	Paul V.	11/21/2013	EDC exp. 4/30/2015
Howrylak	Frank	2/1/2014	
Kempen	Edward	2/1/2014	Planning Commission
Knight	Barbara	1/4/2014	EDC exp. 4/30/2015
Kornacki	Rosemary	11/15/2013	Brownfield Redev Authority exp 4/30/2014
Mallin	Aaron	10/10/2013	
Sawyer Jr.	Thomas G.	2/3/2014	Municipal Bldg. Authority exp. 01/31/2013
Schultz	Robert M.	11/11/2013	
Swartz	Robert D.	7/25/2013	Brownfield exp 4/30/2014; EDC exp 4/30/2018
Vassallo	Joseph J.	12/6/2013	Brownfield Redev. Auth. exp 4/30/2015
Wilberding	Bruce J.	2/8/2014	Brownfield Redev. Auth. exp 4/30/2013

Yes:

No:

b) City Council Nominations - None**I-3 No Request for Closed Session****I-4 Approval of Guaranteed Maximum Price and Amendment to the Tooles/Clark Contract for the Troy Multi-Modal Transit Facility**Suggested Resolution

Resolution #2012-10-

Moved by

Seconded by

WHEREAS, The City of Troy received a federal grant for the 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, On January 17, 2012, City Council resolved that the total cost of the Troy Multi-Modal Transit Facility shall not exceed \$6,272,500; and

WHEREAS, Tooles/Clark LLC, the City's Construction Manager at Risk (CMR), has submitted a Guaranteed Maximum Price for Construction of the Troy Multi-Modal Transit Facility, as required by the CMR contract approved by City Council on February 20, 2012; and

WHEREAS, The Guaranteed Maximum Price for Construction in the amount of \$5,104,872 and owner costs of \$1,167,628, primarily for Architectural/ Engineering services and utility relocations, totals \$6,272,500, which does not exceed the amount set by City Council and is fully funded, 100% with federal ARRA funds.

THEREFORE BE IT RESOLVED, That Troy City Council hereby **APPROVES** the \$5,104,872 Guaranteed Maximum Price submitted by Tooles/Clark for Construction of the Troy Multi-Modal Transit Facility, which includes \$648,731 previously approved for construction manager services; and

BE IT FINALLY RESOLVED, That the contract for construction manager services in the amount of \$648,731 with Tooles/Clark, approved February 20, 2012, Resolution No. 2012-02-051 is **AMENDED** by the addition of \$4,456,141 for construction of the Troy Multi-Modal Transit Facility, for a total contract amount with Tooles/Clark of \$5,104,872.

Yes:
No:

J. CONSENT AGENDA:

J-1a Approval of “J” Items NOT Removed for Discussion

Suggested Resolution
Resolution #2012-10-
Moved by
Seconded 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 (J) items, as printed.

Yes:
No:

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

J-2 Approval of City Council Minutes

Suggested Resolution
Resolution #2012-10-

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

- a) Regular City Council Meeting – October 8, 2012

J-3 Proposed City of Troy Proclamations:

- a) Proclamation In Recognition of Mary Kerwin, Leadership Troy’s Distinguished Citizen for 2012

J-4 Standard Purchasing Resolutions: None Submitted

J-5 Winter Maintenance Agreement – Road Commission for Oakland CountySuggested Resolution

Resolution #2012-10-

RESOLVED, That the 2012-2013 Winter Maintenance Agreement between the Road Commission for Oakland County and the City of Troy for Snow and Ice Control of county roads, which are described and outlined in Exhibit A, is hereby **APPROVED** and the Mayor and City Clerk are **AUTHORIZED TO EXECUTE** the necessary documents. A copy of this agreement, which is authorized by the provisions of 1951 PA 51 (MCL 247.651 et seq.), shall be **ATTACHED** to the original Minutes of this meeting.

J-6 Private Agreement – Tuscany Estates Site Condominium – Project No. 06.913.3Suggested Resolution

Resolution #2012-10-

RESOLVED, That the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and Tuscany Estates, LLC, is hereby **APPROVED** for the installation of a public water main, sanitary sewer, storm sewer, detention pond, concrete sidewalk, and concrete pavement, and the Mayor and City Clerk are **AUTHORIZED TO EXECUTE** the documents, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

J-7 Sole Source – Lifeguard and CPR Supplies for the Troy Family Aquatic Center and Troy Community CenterSuggested Resolution

Resolution #2012-10-

WHEREAS, The American Red Cross is the sole known provider of Red Cross training supplies in Michigan; and

WHEREAS, The American Red Cross has been providing training supplies for Lifeguard, CPR, and Youth Swim Lesson programs and classes at the Troy Family Aquatic Center and Troy Community Center since 2005;

NOW, THEREFORE, BE IT RESOLVED, That Troy City Council hereby **WAIVES** formal bidding procedures and **AUTHORIZES** the City of Troy to purchase American Red Cross training supplies for the Troy Family Aquatic Center, Troy Community Center, and Troy Recreation staff from the sole known provider in Michigan, the American Red Cross at an estimated total cost of \$18,000.00, to commence January 1, 2013, expiring December 31, 2013.

K. MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:

K-1 Announcement of Public Hearings: None Submitted

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

L. PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA:**M. COUNCIL REFERRALS:**

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

M-1 Council Member Jim Campbell Referral Regarding the Recall Process

N. COUNCIL COMMENTS:

N-1 No Council Comments Advanced

O. REPORTS:

O-1 Minutes – Boards and Committees:

- a) Employees' Retirement System Board of Trustees-Final-May 11, 2011
 - b) Retiree Health Care Benefits Plan & Trust-Final-April 11, 2012
 - c) Employees' Retirement System Board of Trustees-Final-May 9, 2012
 - d) Employees' Retirement System Board of Trustees-Final-June 13, 2012
 - e) Employees' Retirement System Board of Trustees-Final-July 11, 2012
 - f) Retiree Health Care Benefits Plan & Trust-Final-July 11, 2012
 - g) Employees' Retirement System Board of Trustees-Final-August 8, 2012
 - h) Retiree Health Care Benefits Plan & Trust-Special-Final-August 22, 2012
 - i) Employees' Retirement System Board of Trustees-Final-September 12, 2012
 - j) Planning Commission-Special/Study-Draft-September 25, 2012
 - k) Planning Commission-Special/Study-Final-September 25, 2012
-

O-2 Department Reports:

- a) Vacant Commercial and Industrial Buildings
 - b) Insurance Benefits Consultant/Broker and Agent of Record
 - c) Troy Transit Center Status Report – October 2012
-

O-3 Letters of Appreciation:

- a) Letter of Appreciation to Mitch Grusnick from Joe Gutowski Thanking Him for Assistance
-

O-4 Proposed Proclamations/Resolutions from Other Organizations: None Submitted

O-5 Notice of Hearing – Detroit Edison Company Case No. U-16952

O-6 Letter to James Savage Regarding Traffic Situations

O-7 Additional Tri-Party Funds – City Acquires More Funds

O-8 Michigan Municipal League Annual Meeting Update from Council Member McGinnis

O-9 Employee Retirements – A Five Year History

P. STUDY ITEMS:

P-1 No Study Items

Q. CLOSED SESSION:

Q-1 No Closed Session

R. ADJOURNMENT:

Respectfully submitted,



Michael W. Culpepper, Acting City Manager

FUTURE CITY COUNCIL PUBLIC HEARINGS:

SCHEDULED REGULAR CITY COUNCIL MEETINGS:

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:

Oakland County Board of Commissioners

Proclamation

HONORING

THE CITY OF TROY

WHEREAS, the qualities of life upon which we pride ourselves in Oakland County are, in part, the result of the commitment and dedication of the leadership and the citizens in the City of Troy, who have made the city an exemplary community to live; and

WHEREAS, Troy has been selected as one of the 100 Best Small Cities for 2012, in the United States and ranked as the top city in Michigan, rated 26th nationally by Money Magazine. The city was recognized because of its exceptional employment, leisure, schools, safety, cost of living and quality of life; and

WHEREAS, the City of Troy is one of Oakland County's premier communities, incorporated as a township on May 28, 1827, before becoming a city in 1955. Its' history and longstanding community ties have made it one of Oakland County's oldest communities; and

WHEREAS, the City of Troy boasts a population of more than 81,000 people and is known as an outstanding business and technology center. Troy has managed to successfully create a family-friendly environment while attracting businesses to establish a vibrant community; and

WHEREAS, we proudly join with the City of Troy's leaders and residents to recognize its national honor ranking the city as the 26th Best Small City in the country for 2012 by Money Magazine.

NOW THEREFORE I, Michael J. Gingell, Chairperson of the Oakland County Board of Commissioners, together with Commissioners Michael Bosnic, Robert Gosselin, Gary McGillivray and David W. Potts, do hereby proclaim commendation to the City of Troy on its national achievement.

Attested to this 18th day of October 2012, at Pontiac, Michigan.

 Michael J. Gingell, Chairperson
 Oakland County Board of Commissioners

 Michael Bosnic
 County Commissioner, District #19

 Robert Gosselin
 County Commissioner, District #13

 Gary McGillivray
 County Commissioner, District #24

 David W. Potts
 County Commissioner, District #20

**PROCLAMATION IN RECOGNITION OF
MARY KERWIN
TROY'S DISTINGUISHED CITIZEN FOR 2012**

WHEREAS, Mary Kerwin has built a solid reputation as being a committed volunteer, serving many organizations with an enthusiasm and dedication that is respected by all who know her; and

WHEREAS, Mary has been a Troy resident for 24 years. She and **Stormy Beyer**, her husband of 32 years, have raised two wonderful children, **Rory and Katie** who learned from their parents the true meaning of volunteering and giving back to one's community; and

WHEREAS, Mary's volunteer efforts through St. Elizabeth Ann Seton Church include: Lector, Eucharistic Minister, Women's Fellowship, Funeral Luncheons and she has worked in RC1A and Catechetical programs; and

WHEREAS, Mary's dedicated efforts on behalf of the Troy School District include working on many Troy Board committees, volunteering as HOSTS mentor, chairing and serving on many committees at local schools, serving as PTA President at Hamilton and PTO President at Smith and Parliamentarian for the PTA/PTO Presidents' Council.

WHEREAS, Mary organized the first Family Fun Night at Smith Middle School. She served on the THS Booster Board, and the District School Improvement Team. Mary also served eight years on the Troy Board of Education, holding all offices, and she was recognized for outstanding leadership by county, state and national organizations; and

WHEREAS, Mary has been very committed to her community as well. She serves as President for the Women Officials Network, MSU Extension Leadership Council Chair and on the State Council. She is a longtime member of Leadership Troy, League of Women Voters, Troy Community Coalition, Friends of the Troy Public Library, and Troy Historical Society, donating her time and making monetary donations to the organizations; and

WHEREAS, Mary's dedicated commitment to the City includes being an Alumna of the Troy Citizens Academy, serving on Troy Futures Task Force *Image and Feel* and *Lifestyle* committees, serving two years on Troy Planning Commission - one year as Vice-Chair, serving four years on Troy City Council - one year as Mayor Pro Tem. **Mary** also was President of the MML Elected Officials Academy; and

NOW, THEREFORE, BE IT RESOLVED, That the Troy City Council extends special recognition to **Mary Kerwin**, for her selfless and tireless service and dedication to this community; and

BE IT FURTHER RESOLVED, That the Troy City Council and all of Troy's residents congratulate **Mary Kerwin** for being named **Troy's Distinguished Citizen for 2012** and wish her continued success in all future endeavors.

Presented this 17th day of October 2012.

From: [Cynthia A Stewart](#)
To: [Aileen Bittner](#)
Subject: Pistol Team
Date: Thursday, October 18, 2012 11:30:17 AM
Attachments: [image001.png](#)

On September 12, the Troy Police Department Pistol Team won the Class A competition at the annual Michigan Police Shoot in Jackson. The team was awarded the Governor's Cup for Class A, which includes police departments with 100-499 employees.

The annual event is sponsored by the Michigan Association of Chiefs of Police (MACP). The tradition dates back to its inception in 1928 which began at the Michigan State Police Headquarters in East Lansing. The purpose of this event is to encourage marksmanship by Michigan peace officers.

The 2012 Troy Pistol Team consisted of Sgt Robert Wolfe, Sgt Joseph Haddad, and Officers Craig Fitzpatrick, Milt Stansbury, and Patrick McWilliams.





CITY COUNCIL AGENDA ITEM

Date: October 17, 2012

To: Mike Culpepper, City Manager

From: Mark F. Miller, Director of Economic & Community Development Services
Cindy Stewart, Community Affairs Director

Subject: Community Development Block Grant (CDBG) 2013 Application and Public Hearing

Background

Oakland County has advised the City of Troy to use \$145,204.00 as our planning estimate for the program year 2013.

The following projects are being recommended for the 2013 CDBG program:

Home Chore Program:	43,561.00
Street Improvements	<u>101,643.00</u>
Total:	\$145,204.00

Federal regulations require Oakland County as an “urban county” grantee to execute an annual Subrecipient Agreement with each participating community. We submit the signed Agreement with our application.

Recommendation

It is recommended that Council approve the Community Development Block Grant (CDBG) 2013 application.

Fund Availability

Oakland County will allow participating communities to spend a maximum of 30% of their annual allocation on public services. We are currently at 30%.



CITY COUNCIL MEMO

October 9, 2012

To: Mike Culpepper, City Manager

From: Mark F. Miller, Director of Economic & Community Development
Cindy Stewart, Community Affairs Director

Subject: Community Development Block Grant (CDBG) Information

The City of Troy receives Community Development Block Grant (CDBG) funding each year. CDBG is a U.S. Department of Housing and Urban Development (HUD) Program that provides funds annually to entitlement jurisdictions. CDBG funds housing, public facility and public service activities that benefit low-income households and persons with special needs. Oakland County received CDBG funds as an “urban county.” Participating communities have a population below the threshold for entitlement status and must join with the County to receive CDBG.

Projects must be eligible, in conformance with activities to be funded and meet at least one of the following CDBG national objectives:

- Limited clientele activities, i.e., those which benefit a specific sector of the community must benefit a minimum of 51% low/moderate income persons.
- Activities, that benefit all residents within a defined geographic area, can meet the low/moderate income benefit requirement if the area meets the urban county exception criteria of a minimum of 43.59% low/moderate income residents, as calculated from census data provided by HUD.
- Direct benefit activities are those such as Minor Home Repair and Public Services that directly benefit income qualified low/moderate income households.

Based on our population, there has only been one section of the City in which we have been allowed to use part of the CDBG funds for Street Improvements and Flood Drain Improvements. This is Section 36 in the southeast portion of the City.

There is a cap at 30% of the total CDBG funds we receive that can be used for Public Services/Yard Services for low income senior citizens and persons with disabilities. Currently we service 82 extremely low to very low income seniors and seven persons with disabilities. The criteria for a person to be considered in the extremely low category is a one person household with income of \$13,750, and very low income category is a one person household with an income of \$22,900.



CITY COUNCIL MEMO

The average age of the senior citizens we serve through the Home Chore Program is 80, yet we serve 35 people over the age of 81 and 8 are over the age of 90.

The program enables us to hire contractors for lawn services in the Spring-Summer-Fall and snow removal services in the winter. The people serviced with the CDBG funds would have a very difficult time remaining in their homes without these services.

The improvement projects we have completed with CDBG funds have all been concentrated within Section 36. To date, we have completed construction of a walking path, restroom shelter and placed various exercise equipment in Milverton Park.

Currently we are working on flood drain improvements in the area. The flood drain project is a continuation of an overall project to construct large 48" diameter concrete storm sewers in this area of Section 36 which has been prone to flooding prior to construction of these enclosed drainage systems. The project on Lovington will complete the overall storm sewer in this area as past projects have been completed on Iowa, Wisconsin, Minnesota and Dashwood using CDBG funding.



CITY COUNCIL ACTION REPORT

October 15, 2012

TO: The Honorable Mayor and City Council

FROM: Michael W. Culpepper, Acting City Manager
Mark Miller, Director of Economic & Community Development
Steven J. Vandette, City Engineer

SUBJECT: Agenda Item – Approval of Guaranteed Maximum Price and Amendment to the Tooles/Clark Contract for the Troy Multi-Modal Transit Facility

Recommendation:

Staff recommends approval of the \$5,104,872 Guaranteed Maximum Price (GMP) submitted by Tooles/Clark for construction of the Troy Multi-Modal Transit Facility. This Guaranteed Maximum Price, added to owner costs of \$1,167,628 (see attachment), primarily for Architectural/ Engineering services and utility relocations, totals \$6,272,500, which does not exceed the project amount set by City Council on January 17, 2012, and is fully funded, 100% with federal ARRA funds.

Furthermore, staff recommends that the current contract for Construction Manager at Risk (CMR) services in the amount of \$648,731 with Tooles/Clark, approved February 20, 2012 be amended by the addition of \$4,456,141 for construction of the Troy Multi-Modal Transit Facility. The total contract amount with Tooles/Clark will be \$5,104,872.

Background:

The City of Troy received a federal grant through MDOT in the amount of \$8,485,212 for the 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). On September 12, 2011 City Council approved Capital Contract No. 2011-0231 with MDOT (Resolution No. 2011-09-210) for usage of the federal grant for the final design and construction of the Troy Multi-Modal Transit Facility.

On January 17, 2012 City Council approved a contract for Architectural/Engineering services, Resolution No. 2012-01-008 and resolved that the total cost of the Troy Multi-Modal Transit Facility shall not exceed \$6,272,500. Pursuant to the A/E contract, the final design and bid documents were completed in August, 2012.

On February 20, 2012 City Council approved a contract for CMR services, Resolution No. 2012-02-051, in the amount of \$648,731 with Tooles/Clark. Pursuant to that contract, Tooles/Clark has assisted the A/E team and the City with value engineering during the design process and

development of the final bid documents. Construction bids were received by Tooles/Clark on September 18, 2012 and were used to develop their Guaranteed Maximum Price for the project.

Tooles Clark has submitted a Guaranteed Maximum Price of \$5,104,872 for construction of the Transit Center, which includes \$648,731 previously approved for CMR services, therefore; the amount to be added to the Tooles/Clark contract is \$4,456,141 for construction of the Transit Center.

Financial Considerations:

The total project cost of \$6,272,500 continues to be fully funded, 100% with federal ARRA funds. No city funding is needed for the Transit Center.

development of the final bid documents. Construction bids were received by Tooles/Clark on September 18, 2012 and were used to develop their Guaranteed Maximum Price for the project.

Tooles Clark has submitted a Guaranteed Maximum Price of \$5,104,872 for construction of the Transit Center, which includes \$648,731 previously approved for CMR services, therefore; the amount to be added to the Tooles/Clark contract is \$4,456,141 for construction of the Transit Center.

Financial Considerations:

The total project cost of \$6,272,500 continues to be fully funded, 100% with federal ARRA funds. No city funding is needed for the Transit Center.



www.clarkcc.com

Headquarters

3535 Moores River Dr., PO Box 40087
Lansing, MI 48901
517.372.0940 phone 517.372.0668 fax

S. E. Michigan Office

1000 Town Center, Suite 2450
Southfield, MI 48075
248.286.1000 phone 248.286.1010 fax

Detroit Office

500 Griswold Street, Suite 1620
Detroit, MI 48226
313.221.8500 phone 313.221.8501 fax

October 12, 2012

Mr. Steven Vandette, City Engineer

City of Troy
500 West Big Beaver
Troy, MI 48084

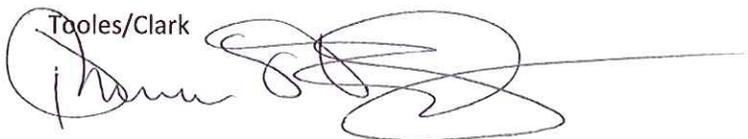
Re: **Troy Multi-Modal Transit Facility
GMP Proposal**

Dear Mr. Vandette:

The Tooles/Clark Team is pleased to provide the following Guaranteed Maximum Price proposal for your approval. This proposal represents a total GMP of \$5,104,872 and a contract amendment of \$4,456,141.

If you have any questions, please contact me.

Sincerely,

Tooles/Clark


Damon Tooles
President

cc: Mike Kirk - Neumann Smith
Steve Gedert - Neumann Smith
Mike MacDonald - HRC
Jeff Kuhn - Tooles/Clark
Allen Blower – Tooles/Clark
Glenn Jones – Tooles/Clark
Donald Rogers – Tooles/Clark
Andy Burch – Tooles/Clark

TROY INTERMODAL TRANSIT FACILITY

**SUMMARY OF
GUARANTEED MAXIMUM PRICE (GMP) FOR CONSTRUCTION
AND
OWNER COSTS FOR DESIGN, UTILITY RELOCATIONS, PERMITS, TESTING AND SECURITY SYSTEM**

CONSTRUCTION COSTS (GMP)

BUILDING, PLATFORM, BRIDGE AND SITE WORK	\$ 4,156,141	
TOOLES/CLARK CONSTRUCTION MANAGER SERVICES	\$ 648,731	(1)
CONSTRUCTION CONTINGENCY	\$ 300,000	

SUBTOTAL CONSTRUCTION COSTS (GMP) \$ 5,104,872

OWNER COSTS

UTILITY RELOCATIONS, PERMITS & TESTING	\$ 338,878	
SECURITY SYSTEM	\$ 93,000	
DESIGN - ARCHITECTURAL/ ENGINEERIN SERVICES	\$ 648,750	(2)
CONTINGENCY	\$ 87,000	

SUBTOTAL OWNER COSTS \$ 1,167,628

TOTAL PROJECT COST \$ 6,272,500

TOTAL NOT TO EXCEED BUDGET - COUNCIL APPROVED \$ 6,272,500 (2)

(1) Council Resolution No. 2012-02-051 - CMR Services

(2) Council Resolution No. 2012-01-008 - A/E Services & Project Budget Not To Exceed



Pastor David Lomasney from Zion Christian Church 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, October 8, 2012, at City Hall, 500 W. Big Beaver Road. Mayor Daniels called the meeting to order at 7:33 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 No Certificates of Recognition and Special Presentations

D. CARRYOVER ITEMS:

D-1 No Carryover Items

E. PUBLIC HEARINGS:

E-1 Public Hearing - Conditional Rezoning Application (File Number CR 006) – Proposed Troy Plaza Development, West Side of Crooks, North Side of New King (5550 New King), Section 8, From PUD (Planned Unit Development) to OM (Office Mixed Use) and CB (Community Business) Districts

The Mayor **OPENED** the Public Hearing. The Mayor **CLOSED** the Public Hearing after hearing public comment from Tom Gergich.

Resolution #2012-10-188
 Moved by Fleming
 Seconded by McGinnis

WHEREAS, The City is in receipt of a proposed rezoning request from PUD (Planned Unit Development) to OM (Office Mixed Use) and CB (Community Business) Districts; and

WHEREAS, The applicant voluntarily offered a number of conditions, as described in the Conditional Rezoning Agreement and related attachments, as per Section 16.04 of the City of Troy Zoning Ordinance; and

WHEREAS, The subject property, located on the west side of Crooks, north side of New King (5500 New King), parcel 88-20-08-276-002, being approximately 6 acres in size, is described and illustrated on the attached legal description drawing; and

WHEREAS, The conditional rezoning was recommended for approval by the Planning Commission; and

WHEREAS, The proposed rezoning is supported by the Master Plan and advances the general and specific development policies of the Master Plan; and

WHEREAS, The proposed rezoning would be consistent and non-disruptive to the surrounding land use pattern; and

WHEREAS, The proposed rezoning will facilitate redevelopment of the site.

THEREFORE BE IT RESOLVED, City Council hereby **RESCINDS** and **ABANDONS** the Troy Plaza Planned Unit Development and related plans and agreements.

BE IT FURTHER RESOLVED, City Council hereby **APPROVES** the PUD to OM and CB Rezoning, including the Conditional Rezoning Agreement and related attachments.

BE IT FURTHER RESOLVED, City Council hereby **APPROVES** the Preliminary Site Plan and **GRANTS** Special Use Approval for the two proposed drive-throughs.

BE IT FURTHER RESOLVED, City Council **AUTHORIZES** the Mayor and City Clerk to sign the Conditional Rezoning Agreement on behalf of the City of Troy.

BE IT FINALLY RESOLVED, The City of Troy Zoning District Map is hereby **AMENDED**.

Yes: All-7

No: None

MOTION CARRIED

Vote on Resolution to Suspend Rules of Procedure for the City Council, Rule #7 – Order of Business

Resolution #2012-10-189

Moved by Tietz

Seconded by Campbell

RESOLVED, That Troy City Council hereby **SUSPENDS** Rules of Procedure for the City Council, Rule #7 *Order of Business* to take items out-of-order on the Agenda.

Yes: All-7

No: None

MOTION CARRIED

Vote on Resolution to Postpone Item P-1 Distracted Driving Ordinance

Resolution #2012-10-190
 Moved by Tietz
 Seconded by Campbell

RESOLVED, That Troy City Council hereby **POSTPONES** Item P-1 Distracted Driving Ordinance to the November 12, 2012 Regular City Council Meeting.

Yes: All-7
 No: None

MOTION CARRIED**F. PUBLIC COMMENT FOR ITEMS ON THE AGENDA:****G. CITY COUNCIL/CITY ADMINISTRATION RESPONSE/REPLY TO PUBLIC COMMENT:****H. POSTPONED ITEMS:**

H-1 No Postponed Items

I. REGULAR BUSINESS:

I-1 Board and Committee Appointments: a) Mayoral Appointments – None; b) City Council Appointments – None

a) Mayoral Appointments - None

b) City Council Appointments - None

I-2 Board and Committee Nominations: a) Mayoral Nominations – Downtown Development Authority; b) City Council Nominations – None

a) Mayoral Nominations

The Mayor took no action on this Item.

b) City Council Nominations - None

I-3 No Request for Closed Session

J. CONSENT AGENDA:

J-1a Approval of “J” Items NOT Removed for Discussion

Resolution #2012-10-191

Moved by McGinnis
Seconded by Fleming

RESOLVED, That Troy City Council hereby **APPROVES** all items on the Consent Agenda as as printed.

Yes: All-7
No: None

MOTION CARRIED

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

J-2 Approval of City Council Minutes

Resolution #2012-10-191-J-2

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

- a) Regular City Council Meeting – September 24, 2012
-

J-3 Proposed City of Troy Proclamations: None Proposed

J-4 Standard Purchasing Resolutions:

- a) **Standard Purchasing Resolution 4: US Communities Government Purchasing Alliance Program – Empire Today, LLC**

Resolution #2012-10-191-J-4a

RESOLVED, That Troy City Council hereby **APPROVES** a contract to purchase carpet tiles for the 52-4 District Court under the US Communities Government Purchasing Alliance Program competitively bid by the City of Seattle, Washington through Contract #0000002865 with Empire Today LLC for an estimated total cost of \$12,226.00, as detailed in the estimate dated 9/19/2012, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

- b) **Standard Purchasing Resolution 3: Exercise Renewal Option – Snow Removal Services, Home Chore Program and Public Sidewalks**

Resolution #2012-10-191-J-4b

WHEREAS, On November 21, 2011, Troy City Council awarded contracts to provide seasonal requirements of snow removal services for the City’s municipal sidewalks, code enforcement tasks, and Home Chore Program with an option to renew for one (1) additional season to the low total bidder, MVP Environmental, LLC of Troy as the primary contractor for all three (3) proposals; and Brantley Development LLC of Westland, as secondary contractor for code enforcement and the Home Chore Program, to be used in the event the primary contractor is unable to provide the services as needed, all at unit prices contained in the bid tabulation opened November 11, 2011 (Resolution #2011-11-267-J4b); and

WHEREAS, Both vendors have agreed to exercise their option to renew for one additional season under the same pricing, terms and conditions as their original contracts;

NOW, THEREFORE, BE IT RESOLVED, That Troy City Council hereby determines it to be in the City's best interest to **EXERCISE** the option to renew the contracts to provide seasonal requirements of snow removal services with MVP Environmental LLC as the primary contractor for municipal sidewalks, code enforcement tasks, and Home Chore Program; and Brantley Development LLC as secondary contractor for code enforcement and the Home Chore Program under the same pricing, terms and conditions expiring April 30, 2013, **CONTINGENT** upon contractors' submission of properly executed insurance certificates and all other specified requirements.

c) Standard Purchasing Resolution 2: Bid Award – Sole Bidder – Bare Root Street Tree Planting

Resolution #2012-10-191-J-4c

RESOLVED, That Troy City Council hereby **AWARDS** a contract to provide and install bare root ROW trees for the 2012 Fall planting season to the sole bidder, Marine City Nursery of Marine City, MI, at \$120.00 per tree installation for an estimated total cost not to exceed budgetary limitations, in accordance with the bid tabulation opened September 26, 2012, 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's submission of properly executed bid and contract documents, including insurance certificates and all other specified requirements.

J-5 Request for Acceptance of Two Permanent Easements – Old Dominion Freight Line, Inc. – Sidwell #88-20-26-126-012 & 018

Resolution #2012-10-191-J-5

RESOLVED, That City Council hereby **ACCEPTS** two permanent easements for water main from Old Dominion Freight Line, Inc., owners of the properties having Sidwell #88-20-26-126-012 & 018, and

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

J-6 Request for Acceptance of a Warranty Deed – Hidden Forest Site Condominium – Sidwell #88-20-22-101-030

Resolution #2012-10-191-J-6

RESOLVED, That City Council hereby **ACCEPTS** a warranty deed for detention purposes from Hidden Development, LLC, owner of the property having Sidwell #88-20-22-101-030, and

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

J-7 Traffic Committee Recommendations and Minutes – September 19, 2012

Resolution #2012-10-191-J-7

Item #3 – Request for Traffic Control – Columbia at Rhode Island

RESOLVED, That the intersection control at Columbia and Rhode Island be **MODIFIED** from “no traffic control” to a YIELD sign on the Rhode Island northbound approach to the intersection.

Item #4 – Request to Revise No Stopping, Standing, Parking Zone Hours – Barnard Elementary

RESOLVED, That the No Stopping, Standing, Parking signs on Anvil and Forge, near Barnard Elementary, be **REVISED** to prohibit stopping, standing, parking between the hours of 7:30 a.m. to 8:30 a.m. and 3:30 p.m. to 4:30 p.m. SCHOOL DAYS ONLY.

Item #5 – Request to Revise No Stopping, Standing, Parking Zone Hours – Hill Elementary

RESOLVED, That the No Stopping, Standing, Parking signs on Quincy and Mill Pond, near Hill Elementary, be **REVISED** to prohibit stopping, standing, parking between the hours of 8:00 a.m. to 9:00 a.m. and 3:00 p.m. to 4:00 p.m. SCHOOL DAYS ONLY.

Item #6 – Establish Fire Lanes at 550 Oliver

RESOLVED, That fire lanes be **ESTABLISHED** at 550 Oliver.

Item #7 – Establish Fire Lanes at 2873 – 2897 W. Maple

RESOLVED, That fire lanes be **ESTABLISHED** at 2873 – 2897 W. Maple.

Item #8 – Request for No Parking Zone – Kenyon at Jamaica

RESOLVED, That a NO PARKING zone be **ESTABLISHED** between Kenyon and the start of the cul-de-sac to the east.

J-8 Private Agreement – Oak Forest Site Condominiums Phase I Project No. 04.943.3

Resolution #2012-10-191-J-8

RESOLVED, That the Contract for the installation of Municipal Improvements (Private Agreement) between the City of Troy and Ladd’s Inc., is hereby **APPROVED** for the installation

of sanitary sewer, storm sewer, detention, water main, paving, sidewalks, wetland mitigation, landscaping, and soil erosion on the site and in the adjacent right-of-way, and the Mayor and City Clerk are **AUTHORIZED** to execute the documents, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

J-9 Interlocal Agreement for the Major Case Assistance Team

Resolution #2012-10-191-J-9

WHEREAS, The Major Case Assistance Team (MCAT) is a collaborative initiative aimed at resolving complex criminal cases through the provision of additional trained personnel and equipment to member agencies involved in major criminal investigations; and

WHEREAS, In order to participate in MCAT, approval of the Interlocal agreement between the City of Troy and Oakland County is required.

NOW THEREFORE, BE IT RESOLVED, That the attached Interlocal Agreement for the Major Case Assistance Team between the City of Troy and Oakland County is hereby **APPROVED**.

BE IT FURTHER RESOLVED, That the Chief of Police is **AUTHORIZED** to sign the Interlocal Agreement on behalf of the City of Troy.

J-10 Contract Extension – Uniform Rental Services

Resolution #2012-10-191-J-10

WHEREAS, On November 24, 2008, Troy City Council approved a two-year contract to provide uniform rental services for various City of Troy union employees with an option to renew for two additional years to Unifirst Corporation of Auburn Hills, MI, the highest rated respondent as a result of a best value process in cooperation with Oakland County {Resolution #2008-11-351-F-4c}; and

WHEREAS, The option to renew was exercised and approved by Troy City Council on August 9, 2010 {Resolution #2010-08-168-J-4c}; and

WHEREAS, Unifirst Corporation has agreed to extend the contract for two-years under the same pricing, terms and conditions as the original contract;

NOW, THEREFORE, BE IT RESOLVED, That Troy City Council hereby **WAIVES** formal bidding procedures and **EXTENDS** the cooperatively bid contract with Oakland County to Unifirst Corporation of Auburn Hills, MI, for uniform rental services at unit prices as contained in the bid tabulation opened September 3, 2008, with the contract expiring October 31, 2014.

K. MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:

K-1 Announcement of Public Hearings:

- a) Announcement of Public Hearing for October 22, 2012 – Community Development Block Grant (CDBG) 2013 Application

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

L. PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA:

Munro, Wanda	Spoke about individuals supporting the recall efforts of the Mayor.
Butterbaugh, Ron	Spoke in favor of the recall efforts of the Mayor.
Wilsher, Cynthia	Spoke about consequences relating to public comment
Savage, James	Spoke in opposition of the recall efforts of the Mayor.
Peters, Richard	Spoke about national politics and local zoning/businesses.
Martin, Sue	Spoke about political literature in opposition of the recall of the Mayor.
Cherasaro, Nick	Read an email written by a Troy resident.
Schepke, Gordon	Spoke in opposition of the recall efforts of Mayor Daniels and about DDA Bonds.
Graczyk, Ed	Spoke in opposition of the recall efforts of Mayor Daniels.
Brake, Dan	Spoke about former Council Member Howrylak.
Kajma, Linda	Spoke in favor of the recall efforts of Mayor Daniels.

M. COUNCIL REFERRALS:

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

M-1 No Council Referrals Advanced

N. COUNCIL COMMENTS:

N-1 No Council Comments Advanced

Vote on Resolution to Remove Public Comment from Future Rebroadcasts of this City Council Meeting

Resolution #2012-10-192

Moved by Slater

Seconded by Campbell

RESOLVED, That Troy City Council hereby **REMOVES** the portion of the public comment of Wanda Munro that mentions Troy residents by name from future rebroadcasts of this City Council Meeting.

Yes: All-7

No: None

MOTION CARRIED

Mayor Daniels announced that residents can watch the State of the City Address on her website at www.janiceformayor.com.

Mayor Daniels requested Staff prepare a list of distressed buildings in the City of Troy.

O. REPORTS:

O-1 Minutes – Boards and Committees:

- a) Animal Control Appeal Board-Final-February 22, 2012
- b) Parks and Recreation Advisory Board-Final-April 19, 2012
- c) Traffic Committee-Final-May 16, 2012
- d) Election Commission-Final-June 28, 2012
- e) Building Code Board of Appeals-Final-September 5, 2012
- f) Planning Commission-Draft-September 11, 2012
- g) Planning Commission-Final-September 11, 2012
- h) Election Commission-Draft-September 27, 2012

Noted and Filed

O-2 Department Reports:

- a) Final Reporting – Chuck Cryderman & Associates – Auction Services – July, 2012
- b) Building Department Activity Report – August, 2012
- c) Final Reporting – Online Surplus Auction Sales – Police Department
- d) Additional Tri-Party Funds – City to Schedule More Work on County Roads
- e) 2012 Third Quarter Litigation Report

Noted and Filed

O-3 Letters of Appreciation:

- a) Letter of Appreciation to Brent Savidant and Gary Bowers from Angela Keto Thanking Them for Assistance With a Safety Concern
- b) Letter of Appreciation to Mayor Daniels from Stephanie Holland of The Leukemia & Lymphoma Society Thanking Her and the Troy Police Department for Support During the Light the Night Walk
- c) Letter of Appreciation to Aileen Bittner and Cheryl Stewart from Pam Brady of the League of Women Voters Thanking Them for Assistance During National Voter Registration Day
- d) Letter of Appreciation to Mayor Daniels from Doug Ruffley Regarding the State of the City Address
- e) Letter of Appreciation to Mike Culpepper from Dan and Mary Ann Bernardi Thanking the Police Department and Fire Department for Assistance
- f) Certificate of Appreciation to Mayor Daniels from Faith Apostolic Church of Troy
- g) Certificate of Appreciation to the Troy Police Department from Faith Apostolic Church of Troy
- h) Certificate of Appreciation to the Troy Fire Department from Faith Apostolic Church of Troy

Noted and Filed

O-4 Proposed Proclamations/Resolutions from Other Organizations: None Proposed

Noted and Filed

O-5 Notice of Hearing for the Customers of the Detroit Edison Company Case No. U-16964

Noted and Filed

O-6 Letter to State Treasurer Andy Dillon Regarding the Troy Downtown Development Authority

Noted and Filed

O-7 SEMCOG Regional Update – September 24, 2012

Noted and Filed

O-8 Letter from Lawrence and Carole Carey Regarding Proposed 7-Eleven at Crooks and Wattles

Noted and Filed

O-9 Update on Library Strategic Planning Process – Community Survey

Noted and Filed

P. STUDY ITEMS:

P-1 Distracted Driving Ordinance - Postponed

Q. CLOSED SESSION:

Q-1 Closed Session

R. ADJOURNMENT:

The Meeting **ADJOURNED** at 8:43 PM.

Mayor Janice Daniels

M. Aileen Bittner, CMC
City Clerk



CITY COUNCIL AGENDA ITEM

Date: October 15, 2012
To: Michael W. Culpepper, Interim City Manager
From: Timothy L. Richnak, Public Works Director
Subject: Winter Maintenance Agreement, Road Commission for Oakland County

Background

Since 2001 the City of Troy has serviced all county roads in Troy for snow and ice control. The amount of compensation to the City has not increased since the 2007/2008 Winter Maintenance Contract, which does not cover costs but does provide for a higher level of service by the City of Troy.

Attached are copies of the proposed 2012/2013 Winter Maintenance Agreement between the Road Commission for Oakland County and the City of Troy.

It is evident that this agreement is beneficial to all parties with regards to the level and timeliness of service. The City is able to administer Snow & Ice Control in a more timely and uniform manner to its high priority roads, while allowing the County to concentrate on its highest priority roads, I-75 and M-59.

Recommendation

City Management is in agreement with the measured lane mile figures as presented, and with the calculations used to determine the level of compensation for each road configuration; therefore we recommend that the proposed maintenance agreement be approved with funding that is attached to the road segment selected by City Council.

Fund Availability

Funds shall be made available in the operating budgets of the Streets Division for snow and ice control for county roads.

City Attorney's Review as to Form and Legality

Approved as to Form and Legality:

Lori Grigg Bluhm, City Attorney



QUALITY LIFE THROUGH GOOD ROADS:
ROAD COMMISSION FOR OAKLAND COUNTY
"WE CARE."

Board of Road Commissioners

*Ronald J. Fowkes
Commissioner*

*Gregory C. Jamian
Commissioner*

*Eric S. Wilson
Commissioner*

*Dennis G. Kolar, P.E.
Managing Director*

*Gary Piotrowicz, P.E., P.T.O.E.
Deputy Managing Director
County Highway Engineer*

**Highway Maintenance
Department
Office of the Director**

2420 Pontiac Lake Road
Waterford, MI
48328

248-858-4881

FAX
248-858-7607

TDD
248-858-8005

www.rcocweb.org

September 19, 2012

Mr. Timothy Richnak
Director of Public Works
City of Troy
500 West Big Beaver Road
Troy, Michigan 48084-5285

RE: 2012-2013 Winter Maintenance Agreement

Dear Mr. Richnak:

Attached are two copies of a Winter Maintenance Agreement between the Road Commission for Oakland County and the City of Troy.

If this agreement is satisfactory, please return the two-signed copies and the resolution of approval by your City Council. One fully signed copy will be returned to you upon approval by the Board of Road Commissioners.

Please furnish proof that your liability insurance covers this agreement, and particularly covers your personnel and equipment working on county roads under the jurisdiction of the Board of Road Commissioners. If there are any changes in this coverage during the term of this agreement, we must be notified of these changes. We will also need a current certificate of membership in the Michigan Municipal Workers Compensation Fund.

The Board of Road Commissioners and I extend our appreciation to you, the City Council, and your personnel for the fine work that has been done. We will continue to cooperate in any way to provide our citizens with the best road system possible.

Sincerely,

Darryl M. Heid, P.E.
Director of Highway Maintenance

/sll
Attachment

2012-2013 WINTER MAINTENANCE AGREEMENT
CITY OF TROY

Under 1951 PA 51, As Amended

This Winter Maintenance Agreement ("Agreement") is made this ____ day of _____, 2012, between the Board of County Road Commissioners of the County of Oakland, State of Michigan, a public body corporate, hereinafter referred to as the "Board," and the City of Troy, Oakland County Michigan, a Michigan municipal corporation hereinafter referred to as the "City."

WHEREAS, certain county primary and local roads more specifically set forth in Exhibit A, attached hereto, are under the jurisdiction and control of the Board and are located within or adjacent to the City; and

WHEREAS, The City desires to be responsible for certain winter maintenance of said roads under the terms of this Agreement, and the Board is willing to participate in the cost thereof as provided in Section III of this Agreement;

NOW, THEREFORE, in consideration of the mutual covenants set forth herein as provided, it is hereby agreed as follows:

I

The City will perform Winter Maintenance of certain roads under the terms of this Agreement, and the Board will participate in the cost thereof as provided in Section III of this Agreement. "Winter Maintenance," herein required to be performed by the City, shall mean snow removal and ice control, on all roads listed in Exhibit A, as follows: Snow removal by blading, plowing and other methods necessary to make the roads reasonably safe for public travel, and ice control by salting, sanding, scraping and other methods necessary to make the roads reasonably safe for public travel, together with such other work and services, such as recordkeeping and insurance, required by this Agreement. All Winter Maintenance work and services performed by the City shall be in accordance with the Board's maintenance guidelines, including the Board adopted Winter Maintenance Guidelines, the Board's standard practices and this Agreement.

II

The City shall keep accurate and uniform records of all Winter Maintenance work performed pursuant to this Agreement. The Board shall have the right to audit City accounts and records insofar as such documents concern this Agreement and the work and services performed and to be performed hereunder.

III

In consideration of the assumption of Winter Maintenance by the City, the Board hereby agrees to pay to the City the sum of \$249,691.36, as set forth in Exhibit A, attached hereto and made a part hereof. Such amounts are to be used by the City for Winter Maintenance. Payments are to be made by the Board to the City as follows:

35% in December, 2012
65% in March, 2013

The making of said payments shall constitute the Board's entire obligation in reference to Winter Maintenance.

IV

The City hereby agrees to hold harmless, represent, defend and indemnify the Board, the Road Commission for Oakland County, its officers, and employees the County of Oakland; the Office of the Oakland County Water Resources Commissioner and applicable drainage districts(s); the Michigan State Department of Transportation and the Transportation Commission; and any and all local units(s) of government within which the roads subject to this Agreement are located, against any and all claims, charges, complaints, damages, or causes of action for (a) public or private property damage, (b) injuries to persons (including death), or (c) other claims, charges, complaints, damages or causes of action arising out of the performance or non-performance of the activities which are the subject matter of this Agreement, specifically those activities set out in Section I, both known and unknown, whether during the progress or after the completion thereof. However, this hold harmless provision does not apply in so far as any claim or suit is alleged to be, or demonstrated to be, the result of a defect in highway design or condition and not related to the Winter Maintenance activities set out in Section I. Further, since the Board has the statutory responsibility for maintenance of the roads under this Agreement, it is the intent of the parties that the delegation by this Agreement of those maintenance responsibilities to the City provide immunity to the City as an agent of the County. Therefore, the City falls within the governmental immunity protection of the County.

During that part of the year that the City is providing Winter Maintenance under Section I, the City agrees to promptly notify the Board as soon as possible, but not longer than 10 days, should it become aware of defects or maintenance requirements in the roads set forth in Exhibit A, if said defects or maintenance requirements are not Winter Maintenance subject to this Agreement.

V

The City shall acquire and maintain, during the term of the Agreement, statutory worker's compensation insurance, employer's liability insurance, automobile and comprehensive general liability insurance coverages, as more fully described in Exhibit B attached hereto, covering the Board's liability for any and all claims arising out of the City's performance or non-performance of the activities which are the subject matter of this Agreement.

VI

The City further agrees to comply with all applicable laws and regulations, including laws and regulations of the State of Michigan for safeguarding the air and waters of the State. In particular, City facilities and operations must meet the provisions of Part 5 (Spillage of Oil and Polluting Materials) rules promulgated pursuant to Part 31, Water Resources Protection, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended. (Rules R324.2001 through R324.2009 address release prevention planning, secondary containment, surveillance, and release reporting requirements).

VII

In accordance with Michigan 1976 Public Acts No. 220 and 453, being MCLA §§37.1209 and 37.2209, as the same may be amended, the City and its subcontractors shall not discriminate against an employee or applicant for employment with respect to hire, tenure, terms, conditions, or privileges of employment, or matter directly or indirectly related to employment, because of race, color, religion, national origin, age, sex, height, weight, or marital status; or because of a disability that is unrelated to the

individual's ability to perform the duties of a particular job or position.. A breach of this covenant may be regarded as a material breach of this Agreement.

VIII

It is the intention of the parties hereto that this Agreement is not made for the benefit of any third party.

It is anticipated that subsequent agreements regarding Winter Maintenance activities will be executed annually by the Parties hereto.

The terms and conditions of this Agreement shall become effective on October 1, 2012, and shall continue in full force and effect until a subsequent Winter Maintenance agreement has been executed by the parties hereto or until this Agreement is terminated, as set forth below.

In the event that a subsequent Winter Maintenance agreement has not been executed by the parties hereto on or before September 1, 2013, either party may terminate this Agreement by providing the other party hereto with written notice of intent to terminate, at least thirty (30) days prior to the date of termination.

This Agreement is executed by the Board at its meeting of _____, and by the City by authority of a resolution of its governing body, adopted _____, (copy attached as Exhibit C).

Witnesses:

CITY OF TROY
A Municipal Corporation

By: _____

Its: _____

By: _____

Its: _____

Witnesses:

BOARD OF COUNTY ROAD COMMISSIONERS
OF THE COUNTY OF OAKLAND,
A Public Body Corporate

By: _____

Its: _____

By: _____

Its: _____

EXHIBIT A
WINTER MAINTENANCE
2012-2013
CITY OF TROY

EXHIBIT A

Long Lake Road

Extending from Adams to Dequindre	
1.54 miles at \$3,252.78 per mile	\$ 5,009.28
0.16 miles at \$4,615.14 per mile	\$ 738.42
3.47 miles at \$5,692.38 per mile	\$ 19,752.56
0.86 miles at \$7,020.96 per mile	\$ 6,038.03
TOTAL	\$ 31,538.29

John R Road

Extending from Fourteen Mile Road to South Boulevard	
1.15 miles at \$3,252.78.00 per mile	\$ 3,740.70
0.32 miles at \$4,615.14 per mile	\$ 1,476.84
4.37 miles at \$5,692.38 per mile	\$ 24,875.70
0.38 miles at \$7,020.96 per mile	\$ 2,667.96
TOTAL	\$ 32,761.20

Big Beaver

Extending from Adams to Dequindre	
3.40 miles at \$5,692.38 per mile	\$ 19,354.09
2.61 miles at \$7,020.96 per mile	\$ 18,324.71
TOTAL	\$ 37,678.80

Crooks Road

Extending from Maple Road to South Boulevard	
0.38 miles at \$3,252.78 per mile	\$ 1,236.06
0.26 miles at \$4,615.14 per mile	\$ 1,199.94
3.08 miles at \$5,692.38 per mile	\$ 17,532.53
1.40 miles at \$7,020.96 per mile	\$ 9,829.34
TOTAL	\$ 29,797.87

Livernois Road

Extending from Maple Road to South Boulevard	
1.31 miles at \$3,252.78 per mile	\$ 4,261.14
0.34 miles at \$4,615.14 per mile	\$ 1,569.15
3.05 miles at \$5,692.38 per mile	\$ 17,361.76
0.43 miles at \$7,020.96 per mile	\$ 3,019.01
TOTAL	\$ 26,211.06

CITY OF TROY
EXHIBIT A
(Continued)

Maple Road

Extending from Dequindre to Coolidge
5.01 Miles at \$5,692.38 per mile \$ 28,518.83

South Boulevard

Extending from Dequindre to Adams
5.96 Miles at \$3,252.78 per mile \$ 19,386.57

Dequindre Road

Extending from Fourteen Mile to South Boulevard
2.16 Miles at \$3,252.78 per mile \$ 7,026.00
3.98 Miles at \$5,692.38 per mile \$ 22,655.67
TOTAL \$ 29,681.67

Adams Road

Extending from South Troy City Limits to South Boulevard
4.34 Miles at \$3,252.78 per mile \$ 14,117.07

TOTAL \$249,691.36

CITY OF TROY
 EXHIBIT A
 (Continued)

TWO LANES
 (\$3,252.78 per mile)

1.54 miles	\$ 5,009.28
1.15 miles	\$ 3,740.70
0.38 miles	\$ 1,236.06
1.31 miles	\$ 4,261.14
5.96 miles	\$ 19,386.57
2.16 miles	\$ 7,026.00
<u>4.34 miles</u>	<u>\$ 14,117.07</u>
16.84 miles	\$ 54,776.82

THREE LANES
 (\$4,615.14 per mile)

0.16 miles	\$ 738.42
0.32 miles	\$ 1,476.84
0.26 miles	\$ 1,199.94
<u>0.34 miles</u>	<u>\$ 1,569.15</u>
1.08 miles	\$ 4,984.35

FOUR OR FIVE LANES
 (\$5,692.38 per mile)

3.47 miles	\$ 19,752.56
4.37 miles	\$ 24,875.70
3.40 miles	\$ 19,354.09
3.08 miles	\$ 17,532.53
3.05 miles	\$ 17,361.76
5.01 miles	\$ 28,518.83
<u>3.98 miles</u>	<u>\$ 22,655.67</u>
26.36 miles	\$150,051.14

SIX OR MORE LANES
 (\$7,020.96 per mile)

0.86 miles	\$ 6,038.03
0.38 miles	\$ 2,667.96
2.61 miles	\$ 18,324.71
1.40 miles	\$ 9,829.34
<u>0.43 miles</u>	<u>\$ 3,019.01</u>
5.68 miles	\$ 39,879.05

TOTAL 49.96 miles \$249,691.36

35% in December, 2012	\$ 87,391.98
65% in March, 2013	<u>\$162,299.38</u>
	<u>\$249,691.36</u>

EXHIBIT B

2012-2013 WINTER MAINTENANCE AGREEMENT

ROAD COMMISSION FOR OAKLAND COUNTY

**INSURANCE PROVISION
(CITY)**

Insurance Coverage:

The City, prior to execution of the maintenance agreement, shall file with the Road Commission for Oakland County, copies of completed certificates of insurance as evidence that he carries adequate insurance satisfactory to the Board. Insurance coverage shall be provided in accordance with the following:

- a. **Worker's Compensation and Employer's Liability Insurance:** The insurance shall provide worker's compensation protection for the City's employees, to the statutory limits of the State of Michigan, and provide Part B Employers Liability as follows:

Each Accident	\$500,000
Disease – Each Employee	\$500,000
Disease – Policy Limit	\$500,000

The indemnification obligation under this section shall not be limited in any way by any limitation on the amount or type of damages, compensation or benefits payable by or for the City under worker's disability compensation coverage established by law.

- b. **Bodily Injury and Property Damage:** The insurance shall provide protection against all claims for damages to public or private property, and injuries to persons arising out of and during the progress and to the completion of the work, and with respect to product and completed operation for one year, after completion of the work.

- 1. **Bodily Injury and Property Damage Other Than Automobile:** The minimum limits of property damage and bodily injury liability covering each contract shall be:

Bodily Injury and Property Damage Liability:	or: Combined Single Limit:
Each Person \$1,000,000	Aggregate \$2,000,000
Each Occurrence \$1,000,000	
Aggregate \$2,000,000	

Such insurance shall include: 1) explosion, collapse, and underground damage hazards (x,c,u), which shall include, but not be limited to coverage for (a) underground damage to facilities due to drilling and excavating with mechanical equipment; and (b) collapse or structural injury to structures due to blasting or explosion, excavation, tunneling, pile driving, cofferdam work, or building moving or demolition; (2) products and completed operations; (3) contractual liability; and (4) independent contractors coverages.

2. Bodily Injury Liability and Property Damage Automobiles: The minimum limits of bodily injury liability and property damage liability shall be:

Bodily Injury and Property Damage Liability: Each Person \$1,000,000 Each Occurrence \$1,000,000	or: Combined Single Limit: Each Occurrence: \$1,000,000
---	---

Such insurance shall include coverage for all owned, hired, and non-owned vehicles.

- c. Excess and Umbrellas Insurance – The City may substitute corresponding excess and/or umbrella liability insurance for a portion of the above listed requirements in order to meet the specified minimum limits of liability.
- d. The City shall provide for and in behalf of the Road Commission for Oakland County and all agencies specified by the Road Commission, as their interest may appear, Owner’s Protective Public Liability Insurance. Such insurance shall provide coverage and limits the same as the City’s General Liability Insurance.
- e. Notice – The City shall not cancel, renew, or non-renew the coverage of any insurance required by this Section without providing 30 day prior written notice to the Road Commission for Oakland County. All such insurance shall include an endorsement whereby the insurer shall agree to notify the Road Commission for Oakland County 30 days in advance of any reduction by the City. The City shall cease operations on the occurrence of any such cancellation or reduction, and shall not resume operations until new insurance is in force. If the City cannot secure the required insurance within 30 days, the Board reserves the right to terminate the Contract.
- f. Reports: Within thirty (30) days of receipt of each claim, the City or its insurance carrier shall report to the Road Commission a description of the claim received, the claim investigations made, and the disposition of claim.

See provisions of the maintenance agreement to which this Exhibit B is attached.



CITY COUNCIL AGENDA ITEM

Date: October 15, 2012

To: Michael W. Culpepper, Interim City Manager

From: Mark F. Miller, Director of Economic and Community Development
Steven Vandette, City Engineer

Subject: Private Agreement – Tuscany Estates Site Condominiums
Project No. 06.913.3

Background

The Planning Commission granted preliminary site plan approval for the above referenced project on 4/17/2012. The Engineering Department has reviewed the plans for this project and recommends approval. The plans include Water Main, Sanitary Sewer, Storm Sewer, Detention Pond, Concrete Sidewalk, and Concrete Pavement.

The Owner has provided a performance bond and 10% cash for escrow and cash fees in the amount of the estimated cost of public improvements, as required.

Recommendation

Approval is recommended

cc: Aileen Bittner, City Clerk (Original Agreement)
Financial Department

City Of Troy

Contract for Installation of Municipal Improvements (Private Agreement)

Project No.: **06.913.3**

Project Location: **NE 1/4 Section 24**

Resolution No:

Date of Council Approval:

This Contract, made and entered into this _____ day of _____, 2012 by and between the City of Troy, a Michigan Municipal Corporation of the County of Oakland, Michigan, hereinafter referred to as "City" and ^{MONORIAN PROPERTIES} Tuscany Estates, LLC whose address is 50215 Schoenherr Road, Shelby Twp, MI 48315 and whose telephone number is 586-726-7340 hereinafter referred to as "Owners", provides as follows:

FIRST: That the City agrees to permit the installation of Water Main, Sanitary Sewer, Storm Sewer, Detention Pond, Concrete Sidewalk, and Concrete Pavement in accordance with plans prepared by Fazal Khan & Associates, Inc. whose address is 43279 Schoenherr Road, Sterling Heights, MI 48313 and whose telephone number is 586-739-8007 and approved prior to construction by the City in accordance with City of Troy specifications.

SECOND: That the Owners agree to provide the following securities to the City prior to the start of construction, in accordance with the Detailed Summary of Required Deposits & Fees (attached hereto and incorporated herein):

Refundable escrow deposit equal to the estimated construction cost of \$ 387,411.00. This amount will be deposited with the City in the form of (check one):

Cash	<input type="checkbox"/>
Certificate of Deposit & 10% Cash	<input type="checkbox"/>
Irrevocable Bank Letter of Credit & 10% Cash	<input type="checkbox"/>
Check	<input type="checkbox"/>
Performance Bond & 10% Cash	<input checked="" type="checkbox"/>

Refundable cash deposit in the amount of \$ 58,378.00. This amount will be deposited with the City in the form of (check one):

Cash	<input type="checkbox"/>	Check	<input checked="" type="checkbox"/>
------	--------------------------	-------	-------------------------------------

Non-refundable cash fees in the amount of \$ 50,209.00. This amount will be paid to the City in the form of (check one):

Cash	<input type="checkbox"/>	Check	<input checked="" type="checkbox"/>
------	--------------------------	-------	-------------------------------------

Said refundable escrow deposits shall be disbursed to the Owners after approval by the City. The City reserves the right to retain a minimum of ten (10) percent for each escrowed item until the entire site/development has received final inspection and final approval by all City departments. Refundable cash deposits shall be held until final approval has been issued. Disbursements shall be made by the City within a reasonable time, after request for refund of deposits is made by the Owners.

City Of Troy
Contract for Installation of Municipal Improvements
(Private Agreement)

THIRD: The owners shall contract for construction of said improvement with a qualified contractor. Owners, or their agents, and contractor(s) agree to arrange for a pre-construction meeting with the City Engineer prior to start of work. All municipal improvements must be completely staked in the field under the direct supervision of a registered civil engineer or registered land surveyor, in accordance with the approved plans. Revisions to approved plans required by unexpected or unknown conflicts in the field shall be made as directed by the City.

FOURTH: Owners agree that if, for any reason, the total cost of completion of such improvements shall exceed the sums detailed in Paragraph SECOND hereof, that Owners will immediately, upon notification by the City, remit such additional amounts in accordance with Paragraph SECOND hereof. In the event the total cost of completion shall be less than the sums as detailed in Paragraph SECOND hereof, City will refund to the Owners the excess funds remaining after disbursement of funds.

FIFTH: Owners agree to indemnify and save harmless City, their agents and employees, from and against all loss or expense (including costs and attorneys' fees) by reason of liability imposed by law upon the City, its agents and employees for damages because of bodily injury, including death, at any time resulting therefrom sustained by any person or persons or on account of damage to property, including work, provided such injury to persons or damage to property is due or claimed to be due to negligence of the Owner, his contractor, or subcontractors, employees or agents, Owner further agrees to obtain and convey to the City all necessary easements and/or right-of-way for such public utilities as required by the City Engineer.

City Of Troy
Contract for Installation of Municipal Improvements
(Private Agreement)

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed in duplicate on this 9 day of OCT, 2012.

OWNERS

CITY OF TROY

By:

By:



JOSEPH MANIAKI MANAGER
Please Print or Type MP TUSKANY ESTATES LLC

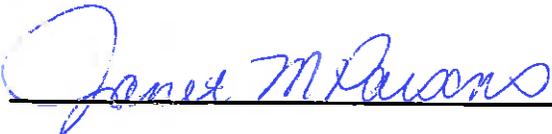
Janice Daniels, Mayor

Please Print or Type

M. Aileen Bittner, City Clerk

STATE OF MICHIGAN, COUNTY OF OAKLAND

On this 9th day of October, A.D. 2012, before me personally appeared Joseph MANIAKI known by me to be the same person(s) who executed this instrument and who acknowledged this to be his/her/their free act and deed.



NOTARY PUBLIC, Oakland County, Michigan

My commission expires: 10-14-16

JANET M PARSONS
Notary Public, State of Michigan
County of Oakland
My Commission Expires 10-14-2016
Noting in the County of Oakland

Detailed Summary of Required Deposits & Fees
 Tuscany Estates Site Condominiums - 06.913.3
 11 Units - Section 24

ESCROW DEPOSITS or PERFORMANCE BOND:

Sanitary Sewers	\$52,326
Water Mains	<u>\$39,880</u>
Storm Sewers	<u>\$102,850</u>
Rear Yard Drains	<u>\$23,984</u>
Pavement - CONCRETE	<u>\$82,050</u>
Grading	<u>\$12,500</u>
Detention Basin	<u>\$41,392</u>
Monuments and Lot Corner Irons	<u>\$535</u>
Temporary Access Road	<u>\$888</u>
Deceleration and/or Passing Lane - MAJOR ROAD	<u>\$16,158</u>
Sidewalks - ON SITE	<u>\$1,248</u>
Street Light	<u>\$7,000</u>
Deposit for the Repair of Damage to Existing Public Streets Used for Access	<u>\$6,600</u>

TOTAL ESCROW DEPOSITS or PERFORMANCE BOND (REFUNDABLE): \$387,444

(Circle One) 387,410.00
AAC 10/9/12

CASH FEES (NON-REFUNDABLE):

Water Main Testing and Chlorination (PA2)	\$650
Street Name and Traffic Signs (SUB 4)	<u>\$825</u>
Maintenance of Detention Basin (20 year)	<u>\$15,174</u>
Soil Erosion and Sedimentation Control Permits (SUB 10)	<u>\$2,900</u>
Testing Services (SUB 11)	<u>\$5,811</u>
Engineering Review and Inspection (PA 1)	<u>\$28,087</u>
Less Initial Engineering Review Fee (Public & Private)(1.1%)	<u>-\$3,238</u>

(PA 3) TOTAL CASH FEES (NON-REFUNDABLE): \$50,209

CASH DEPOSITS (REFUNDABLE):

Sidewalk Closures	\$648
Deposit for Maintenance & Cleaning of Ex. Public Streets Used for Access	<u>\$2,200</u>
Landscape Deposit	<u>\$13,368</u>
Punchlist & Restoration Deposit	<u>\$40,787</u>
Deposit for Repair, Replacement or Maintenance of SESC	<u>\$1,375</u>

(PA 3) TOTAL CASH DEPOSITS (REFUNDABLE): \$58,378



CITY COUNCIL AGENDA ITEM

October 3, 2012

To: Michael W. Culpepper, Acting City Manager

From: Mark F. Miller, Director of Economic and Community Development
Susan A. Leirstein, Purchasing Director
Jeffrey J. Biegler, Recreation Director

Subject: Sole Source – Lifeguard and CPR Supplies for the Troy Family Aquatic Center and Troy Community Center

Background

American Red Cross acts as a resource for all training supplies needed for staff and classes to the outside public. No actual service is required from the Red Cross as our staff teaches the classes and programs for our facilities. American Red Cross is the only agency that offers American Red Cross training supplies such as books, certifications, and training packets. These supplies are used in the training of Community Center, Troy Family Aquatic Center, and Recreation staff as well as American Red Cross programs offered to the public.

The American Red Cross has been the sole provider of training supplies to the City for the last seven years. The City uses the American Red Cross Lifeguarding, CPR, and Youth Swim Lesson Programs at the aquatic facilities. The American Red Cross increased their fees last year, and all increases were incorporated into the fee structure for the aquatic classes.

Recommendation

City management and the Recreation department recommend approval for the continued purchase of supplies from the American Red Cross, the sole provider of American Red Cross Lifeguard, CPR, and Youth Swim Lesson training supplies for recreation programs and classes for the Troy Family Aquatic Center and Troy Community Center at an estimated cost of \$18,000.00 to commence January 1, 2013 and expire December 31, 2013.

Fund Availability

The funds for these purchases are available in the Recreation, Aquatic Center, and Community Center operating budgets.

Beth L Tashnick

Subject: FW: Recall Process - Monday meeting

Importance: High

From: Jim Campbell

Sent: Thursday, October 18, 2012 7:48 AM

Subject: Re: Recall Process - Monday meeting

Importance: High

Several citizens have asked questions regarding the Charter Rules of Procedure governing the filling of a vacancy should the recall of the Mayor be successful.

The sentiment expressed was that when the report was originally presented, at a September Council meeting, the report and its explanation were intentionally swift and did not allow time for public comment. In order to demonstrate openness and clarity I request the original report be brought forward again to enable citizen discourse.

James K. Campbell
Troy City Councilman



MEMORANDUM

TO: Members of the Troy City Council
 FROM: Michael W. Culpepper, Acting City Manager
 Lori Grigg Bluhm, City Attorney
 M. Aileen Bittner, City Clerk
 DATE: September 5, 2012
 SUBJECT: Procedure In Event of Successful Recall

As requested at the August 27, 2012 City Council meeting, we reviewed the State Statutes concerning recall elections, as well as City Charter provisions and the City Council Rules of Procedure. The following procedure is based on this research.

- **November 6, 2012:** City Election with Recall Question
- **November 7-11, 2012:** County Board of Canvassers certifies results and notifies City Clerk
 - If more persons voted No than Yes- no change
 - If more persons voted Yes than No- current Mayor Pro Tem is sworn in immediately as Acting Mayor to serve until new Mayor Pro Tem appointed
- **November 12, 2012:** Official Declaration of Vacancy & Annual Election of Mayor Pro Tem
 - Office of Mayor declared vacant by City Council
 - Council Rules of Procedure call for election of Mayor Pro Tem annually on specific rotating basis
 - New Mayor Pro Tem sworn in as Mayor Pro Tem and Acting Mayor
 - Acting Mayor serves until City Council appoints a new Mayor
- **On or before December 11, 2012:** City Council is required to appoint a Mayor within 30 days of the County Board of Canvassers certification. Appointed Mayor serves until 7:30 pm on November 11, 2013.
 - If a City Council member wishes to be appointed as Mayor, the Member must submit a letter of resignation of the City Council position to the City Clerk. City Council acts upon letters of resignation at the next City Council meeting. There are two meetings in the 30-day period: November 26 and December 3. Resigning will shorten the term of office if that Member's term expires later than November 11, 2013.
 - City Council declares a seat vacant upon acceptance of a letter of resignation (as set forth above). This vacancy is required to be filled by City Council appointment within 30 days of the vacancy.
 - Since no process for appointment is specified, there could be an application/interview process or any other process decided on by City Council. The only restrictions have to do with term limits and eligibility requirements.
 - Failure to appoint a Mayor within 30 days could be official misconduct
- **November 5, 2013:** Regular City Election for City Council and unexpired Mayor's term
- **November 11, 2013:** Newly elected Mayor and City Council are sworn in to office

A meeting of the Employees' Retirement System Board of Trustees was held on Wednesday, May 11, 2011, at Troy City Hall, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting was called to order at 1:00 p.m.

Trustees Present: Thomas J. Gordon, II
John M. Lamerato
William R. Need (Ex-Officio)
Steve Pallotta
Mary Kerwin
John Szerlag (Departed at 1:35 pm)
Mitchell Lenczewski

Trustees Absent: Mark Calice

Also Present: Tim McLean
Monica Irelan
John Grant, UBS
Rebecca Sorensen, UBS

Minutes

Resolution # ER – 2011-5-19

Moved by Pallotta

Seconded by Lamerato

RESOLVED, That the Minutes of the April 13, 2011 meeting be approved.

Yeas: All –6

Absent: Mark Calice

Other Business – Retirement Request

Resolution # ER – 2011-5-20

Moved by Szerlag

Seconded by Pallotta

RESOLVED, That the following retirement requests be approved:

Name	Kim Antoine	Loraine M. Campbell	Barbara G. Rupas	Suzanne Stroinski
Pension Program	DB	DC	DC	DC
Retirement Date	July 1, 2011	July 1, 2011	July 1, 2011	July 1, 2011
Department	Building Operations	Museum	Parks & Recreation	Police
Service Time	22 years, 6 months	15 years	18 years, 2 months	11 years, 6 months
Yeas:	All –6			
Absent:	Mark Calice			

Other Business – Election Results

The Board received and filed the election results for the new board trustee. The board welcomed Mitchell Lenczewski to the board.

Other Business – March 31, 2011 Investment Report

Rebecca Sorensen, UBS went over the investment report with the board.

Investments

Resolution # ER – 2011-5-21

Moved by Pallotta
Seconded by Kerwin

RESOLVED, That the board buy and sell the following:

Sell: Brown & Brown
Logitech
Sears Holdings

Yeas: All –5

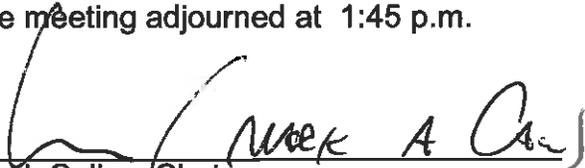
Absent: Mark Calice, John Szerlag

Public Comment

Martin Howrylak was present. None.

The next meeting is June 8, 2011 at 12:00 p.m. at Troy City Hall, Conference Room C, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting adjourned at 1:45 p.m.



Mark Calice, Chairman



John M. Lamerato, Secretary
(Thomas Darling, Pension Administrator)

A meeting of the Retiree Health Care Benefits Plan & Trust Board of Trustees was held on Wednesday, April 11, 2012, at Troy City Hall, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting was called to order at 3:04 p.m.

Trustees Present:

- Mark Calice
- Wade Fleming
- Thomas J. Gordon, II
- William R. Need (Ex-Officio)
- Steve Pallotta
- Milton Stansbury
- John Szerlag

Trustees Absent:

Also Present:

- Justin Breyer
- Monica Irelan

Investments- April Performance Report from Waddell & Reed

The board reviewed the performance report. It was received and filed.

Investments- investment of \$4.0 Million

The board reviewed the recommendations by Waddell & Reed. No action was taken.

Other Business- Approval of Meeting Dates

Resolution # RH – 2011 – 4- 1

Moved by Gordon
Seconded by Pallotta

RESOLVED, That the board approve the 2012 calendar as follows:

July 11 and October 10, meetings will be at 1:00pm or immediately following the Employees' Retirement System board meeting in conference room C of City Hall.

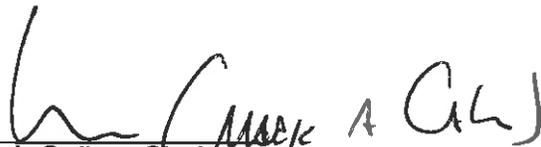
Yeas: All – 6

Public Comment

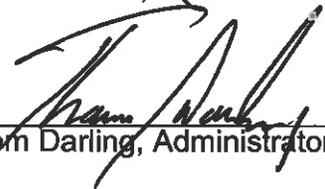
None

The next meeting is July 11, 2012 at 1:00 p.m. at Troy City Hall, Conference Room C, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting adjourned at 3:45 p.m.



Mark Calice, Chairman



Tom Darling, Administrator

A meeting of the Employees' Retirement System Board of Trustees was held on Wednesday, May 9, 2012 at Troy City Hall, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting was called to order at 1:30 p.m.

Trustees Present: Mark Calice
Thomas J. Gordon, II
Steve Pallotta
Milton Stansbury
John Szerlag
William R. Need (Ex-Officio)

Trustees Absent: Wade Fleming

Also Present: Thomas Darling, CPA (left at 2:57pm)
Justin Breyer
Monica Irelan

Minutes

Resolution # ER – 2012-05-10

Moved by Pallotta

Seconded by Szerlag

RESOLVED, That the Amended Minutes of the April 11, 2012 meeting be approved.

Yeas: All-5

Absent: Fleming

Other Business – Quarterly Report – UBS Presentation

Rebecca Sorrenson and John Grant presented the quarterly UBS Report

Investments-

Resolution # ER – 2012-05-11

Moved by Pallotta

Seconded by Gordon

RESOLVED, That the board sell the following:

Sell: 2900 shares of Apple
1750 shares of Yum!
5,000 shares of Waste Management
5,000 shares of ARES (after 6/30/12)
Buy: 5,000 shares of Starbucks
5,000 shares of Costco
5,000 shares of Bank of Nova Scotia

Yeas: All- 5

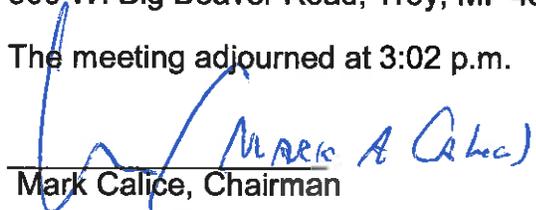
Absent: Fleming

Public Comment

None.

The next meeting is June 13, 2012 at 12:00 p.m. at Troy City Hall, Conference Room C, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting adjourned at 3:02 p.m.


Mark Calice, Chairman


Monica Ireland, Secretary

A meeting of the Employees' Retirement System Board of Trustees was held on Wednesday, June 13, 2012 at Troy City Hall, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting was called to order at 12:08 p.m.

Trustees Present: Thomas J. Gordon, II
Steve Pallotta
Milton Stansbury
Michael Culpepper
Dave Henderson
Thomas Darling, CPA
William R. Need (Ex-Officio)

Trustees Absent: Mark Calice

Also Present: Justin Breyer

Minutes

Resolution # ER – 2012-06-12

Moved by Pallotta

Seconded by Darling

RESOLVED, That the Minutes of the May 9, 2012 meeting be approved.

Yeas: All-6

Absent: Calice

Other Business – Investment Fiduciary

Thomas Darling presented information regarding investment fiduciary responsibility, including the definition, discharge of trustee responsibilities solely in the interest of the participants and beneficiaries, delegation of responsibility and balancing of professionals, fiduciary standards, conflict of interest and fiduciary liability.

Other Business – Administrator and Broker Guidelines

Thomas Darling discussed the information provided in the Administrator and Broker Guidelines handout.

Other Business – Broker Relationship and Fee Schedule

Thomas Darling presented information relating to broker relationship and fee schedule.

Other Business – Administrator and Secretary Resolution

Thomas Darling, CPA, distributed a hard copy of Resolution # ER-2012-06 for the Board's review.

Michael Culpepper, Interim City Manager, recommended that Thomas Darling be appointed to the position of Employees' Retirement System Administrator.

Resolution # ER – 2012-06-13

Moved by: Pallotta

Seconded by: Stansbury

RESOLVED, That Thomas Darling, Administrative Officer of this Board be, and hereby is, fully authorized and empowered, for the Employees' Retirement System, to transmit, convert, endorse, sell, assign, set over and deliver any and all shares of stock, bonds, debentures, notes, subscription warrants, stock purchase warrants, evidences of indebtedness, or other securities now or hereafter standing in the name of or owned by this Corporation, and to make, execute and deliver, under the corporate seal of this Corporation, or otherwise, any and all written instruments of assignment and transfer necessary or proper to effectuate the authority hereby conferred, and he is empowered to buy, sell, trade and deal in puts and calls, straddles, and other options of every kind and nature;

FURTHER BE IT RESOLVED, That whenever there shall be annexed to any instrument of assignment and transfer, executed pursuant to and in accordance with the foregoing resolution, certificate of the Secretary or an Assistant Secretary of this Board in office at the date of such certificate, and such certificate shall set forth these resolutions and shall state that these resolutions are in full force and effect, and shall also set forth the names of the persons who are then officers of this Corporation, then all persons to whom such instrument with the annexed certificate shall thereafter come, shall be entitled, without further inquiry or investigation and regardless of the date of such certificate, to assume and to act in reliance upon the assumption that the shares of stock or other securities named in such instrument were therefore duly and properly transferred, endorsed, sold, assigned, set over and delivered by this Board, and that with respect to such securities the authority of these resolutions and of such officers is still in full force and effect.

Yeas: All-6

Absent: Calice

Investments-

Resolution # ER – 2012-06-14

Moved by Pallotta

Seconded by Stansbury

RESOLVED, That the board sell the following:

- Sell: 5,000 (all) shares of Avon
- 2,000 shares of American Science and Engineering
- 3,500 shares of Bed, Bath and Beyond
- 10,000 shares of Deckers Outdoor
- 4,000 shares of Scana
- 4,000 shares of Fastenal
- 5,000 shares of Hartford Financial
- 5,000 shares of Renesola
- 5,000 shares of Rio Tinto
- 5,000 shares of Stryker
- 4,000 shares of Broadridge Financial (after 6/18/12)
- 10,000 shares of Sysco (after 7/6/12)
- All shares of Research in Motion

Yeas: All- 6

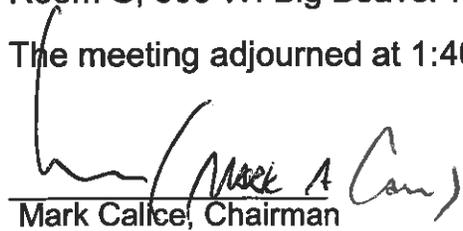
Absent: Calice

Public Comment

None.

The next meeting is July 11, 2012 at 12:00 p.m. at Troy City Hall, Conference Room C, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting adjourned at 1:40 p.m.



Mark Calice, Chairman



Thomas Darling, Pension Administrator

A meeting of the Employees' Retirement System Board of Trustees was held on Wednesday, July 11, 2012 at Troy City Hall, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting was called to order at 12:04 p.m.

Trustees Present: Mark Calice
 Thomas J. Gordon, II
 Steve Pallotta
 Milton Stansbury
 Michael Culpepper
 Dave Henderson
 Thomas Darling, CPA
 William R. Need (Ex-Officio, left at 1:48 p.m.)

Trustees Absent: None

Also Present: Justin Breyer
 Lori Bluhm, City Attorney

Minutes

Resolution # ER – 2012-07-15

Moved by Pallotta
 Seconded by Gordon

RESOLVED, That the Minutes of the June 13, 2012 meeting be approved.

Yeas: All-7
 Absent: None

Retirement Request

Resolution # ER – 2012-07-16

Moved by Gordon
 Seconded by Pallotta

RESOLVED, That the following retirement requests be approved:

Name	Gerald S. Sherlinck
Pension Program	DB
Retirement Date	7-14-12
Department	Police
Service Time	

Yeas: All-7
 Absent: None

Other Business – Investment Fiduciary

Thomas Darling, CPA, gave a presentation to the board regarding fiduciary structure and asset allocation.

Other Business – Fiduciary Responsibility and Liability

City Attorney Lori Bluhm discussed the legal responsibilities of the board in relation to the Open Meetings Act and Freedom of Information Act. She also answered questions related to personal liability of board members.

Investments-

Resolution # ER – 2012-07-17

Moved by Stansbury

Seconded by Pallotta

RESOLVED, That the board authorizes the Pension Administrator to execute the following:

Sell: 5,000 (All) shares of Cullen Frost Bankers

Buy: 5,000 shares of Jos A. Bank Clothiers Inc.
5,000 shares of PVH Corporation

Yeas: All- 7

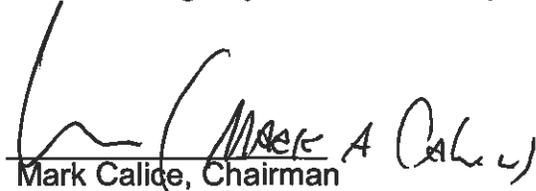
Absent: None

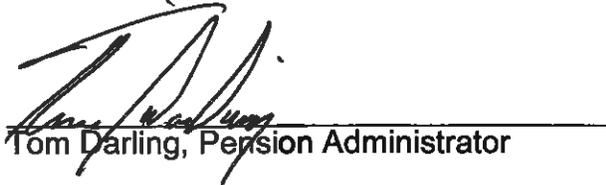
Public Comment

None.

The next meeting is August 8, 2012 at 12:00 p.m. at Troy City Hall, Conference Room C, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting adjourned at 2:28 p.m.


Mark Calice, Chairman


Tom Darling, Pension Administrator

A meeting of the Retiree Health Care Benefits Plan & Trust Board of Trustees was held on Wednesday, July 11, 2012, at Troy City Hall, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting was called to order at 2:30 p.m.

Trustees Present: Mark Calice
Milton Stansbury
Michael Culpepper
Dave Henderson
Thomas J. Gordon, II
Thomas Darling, CPA

Trustees Absent: William R. Need (Ex-Officio)
Steve Pallotta

Also Present: Justin Breyer

Other Business- Waddell & Reed- Account Management

Bryan Wieferich, CFP, discussed options for fund profiles for diversification of the Board's investments. The Board requested that Bryan return to discuss managed funds at a later date.

Other Business- Special Meeting

Resolution # ER – 2012-7-2

Moved by Gordon

Seconded by Stansbury

RESOLVED, That the board calls a special meeting for Wednesday, August 22, 2012 at 12:00 p.m.

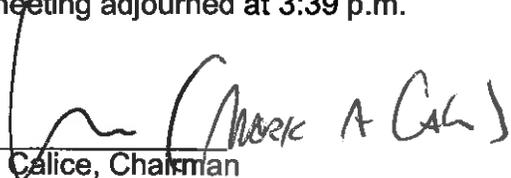
Yeas: All- 6

Absent: William R. Need (Ex-Officio)
Steve Pallotta

Public Comment

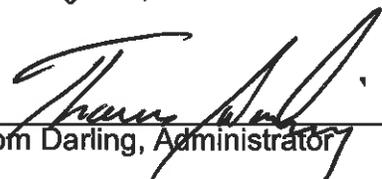
The next meeting is August 22, 2012 at 12:00 p.m. at Troy City Hall, Conference Room C, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting adjourned at 3:39 p.m.



Handwritten signature of Mark Calice in black ink, written over a horizontal line.

Mark Calice, Chairman



Handwritten signature of Tom Darling in black ink, written over a horizontal line.

Tom Darling, Administrator

A meeting of the Employees' Retirement System Board of Trustees was held on Wednesday, August 8, 2012 at Troy City Hall, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting was called to order at 12:04 p.m.

Trustees Present: Mark Calice
Steve Pallotta
Milton Stansbury
Michael Culpepper
Dave Henderson
Thomas Darling, CPA
William R. Need (Ex-Officio)

Trustees Absent: Thomas J. Gordon, II

Also Present: Justin Breyer
Rebecca Sorrenson
Aaron Piccone, CFA
M.C. "Mollie" Proctor

Minutes

Resolution # ER – 2012-08-18

Moved by Pallotta

Seconded by Culpepper

RESOLVED, That the Minutes of the July 11, 2012 meeting be approved.

Yeas: All-6

Absent: None

Other Business – UBS Quarterly Report

Rebecca Sorrenson, Aaron Piccone, and Mollie Proctor reviewed the UBS Quarterly Report and discussed their evaluation of Troy's investment portfolio allocation. They distributed three handouts and reviewed investment holdings from March 2012.

Other Business – Financial Advisor Request For Information

Tom Darling discussed a handout relating to a Request for Information for an investment advisor for the Employees' Retirement System. He discussed and sought input from the board related to the criteria for rating managers.

Other Business- Paperless Agenda Packets

Tom Darling and Justin Breyer discussed transitioning the Employees' Retirement System to a paperless agenda packet.

INVESTMENTS

The board discussed items on the watch list, namely IGT Gaming Technology.

Public Comment

None.

The next meeting is September 12, 2012 at 12:00 p.m. at Troy City Hall, Conference Room C, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting adjourned at 2:30 p.m.


Mark Calice, Chairman


Tom Darling, Administrator

A special meeting of the Retiree Health Care Benefits Plan & Trust Board of Trustees was held on Wednesday, August 22, 2012, at Troy City Hall, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting was called to order at 12:02 p.m.

Trustees Present: Mark Calice
Milton Stansbury
Michael Culpepper
Dave Henderson
Thomas J. Gordon, II
Thomas Darling, CPA
Steve Pallotta

Trustees Absent: William R. Need (Ex-Officio)

Also Present: Justin Breyer
Brian Wieferich

Other Business- Waddell & Reed- Account Management

Bryan Wieferich, CFP, presented options for brokerage accounts for diversification of the Board's investments. The board also presented Mr. Wieferich with questions related to past performance and investment advising.

Other Business- Discussion of Board Structure

Tom Darling presented information related to a Request for Information for an investment advisor to the Retiree Health Care Benefits Plan & Trust.

Investments

Resolution # ER – 2012-8-3

Moved by Darling

Seconded by Stansbury

Whereas, the City of Troy Retiree Health Care Benefits Plan and Trust desires to earn a rate of return on money not currently invested, which is due from the City of Troy;

Resolved, that the City of Troy Retiree Health Care Benefits Plan and Trust Board hereby directs the Pension Administrator to invest this money in a certificate of deposit or a certificate of deposit-like product that will mature in no more than six months.

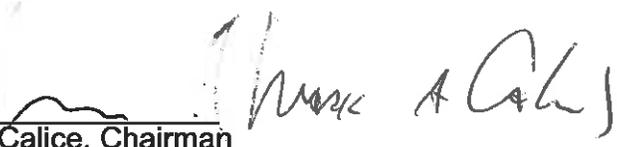
Yeas: All- 7

Absent:

Public Comment

The next meeting is October 10, 2012 at 1:00 p.m. at Troy City Hall, Conference Room C, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting adjourned at 1:52 p.m.



Mark Calice, Chairman



Tom Darling, Administrator

A meeting of the Employees' Retirement System Board of Trustees was held on Wednesday September, 2012 at Troy City Hall, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting was called to order at 12:07 p.m.

Trustees Present: Mark Calice
Thomas J. Gordon, II
Steve Pallotta
Michael Culpepper
Dave Henderson

Trustees Absent: Milton Stansbury
Thomas Darling, CPA
William R. Need (Ex-Officio)

Also Present: Justin Breyer
Monica Irelan
Brian Kishnick

Minutes

Resolution # ER – 2012-09-19

Moved by Pallotta
Seconded by Gordon

RESOLVED, That the Minutes of the August 8, 2012 meeting be approved.

Yeas: All-5

Absent: Milton Stansbury
Thomas Darling, CPA

Retirement Request

Resolution # ER – 2012-09-20

Moved by Gordon
Seconded by Pallotta

RESOLVED, That the following retirement requests be approved:

Name	John R Ulinski
Pension Program	DB
Retirement Date	9/12/12- (deferred)
Department	Police
Service Time	17 years, 11 months

Yeas: All-5

Absent: Milton Stansbury
Thomas Darling, CPA

Other Business – Draft RFI for Investment Consultant

The Board reviewed the Request for Information for the Investment Consultant, but decided to postpone deliberation until October.

Investments – Royal Bank of Scotland

Resolution # ER – 2012-09-21

Moved by Culpepper

Seconded by Pallotta

RESOLVED, That the board authorizes the Pension administrator to immediately tender Royal Bank of Scotland Bonds as per John C. Grant and Rebecca S. Sorensen's recommendation.

Yeas: All-5

Absent: Milton Stansbury

Thomas Darling, CPA

Resolution # ER – 2012-09-22

Moved by Gordon

Seconded by Pallotta

RESOLVED, That the board authorizes the Pension administrator to transfer all revenue from the sales of Royal Bank of Scotland Bonds into the MFS Diversified Income Fund

Yeas: All-5

Absent: Milton Stansbury

Thomas Darling, CPA

INVESTMENTS

Resolution # ER – 2012-09-23

Moved by Stansbury

Seconded by Pallotta

RESOLVED, That the board authorizes the Pension Administrator to execute the following:

Sell: 5,000 shares of Rio Tinto

Yeas: All-5

Absent: Milton Stansbury

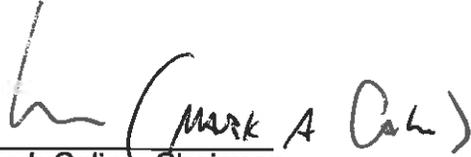
Thomas Darling, CPA

Public Comment

None.

The next meeting is October 10, 2012 at 12:00 p.m. at Troy City Hall, Conference Room C, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting adjourned at 12:59 p.m.



Mark Calice, Chairman



Tom Darling, Administrator

Chair Tagle called the Special/Study meeting of the Troy City Planning Commission to order at 7:00 p.m. on September 25, 2012 in the Council Board Room of the Troy City Hall.

1. ROLL CALL

Present:

Donald Edmunds
Michael W. Hutson
Edward Kempen
Tom Krent
Philip Sanzica
Gordon Schepke
Robert Schultz
Thomas Strat
John J. Tagle

Also Present:

R. Brent Savidant, Planning Director
Susan Lancaster, Assistant City Attorney
Ben Carlisle, Carlisle/Wortman Associates, Inc.
Eric Huang, Student Representative

2. APPROVAL OF AGENDA

Resolution # PC-2012-09-065

Moved by: Schultz
Seconded by: Edmunds

RESOLVED, To approve the agenda as printed.

Yes: All present (9)

MOTION CARRIED

3. APPROVAL OF MINUTES

Resolution # PC-2012-09-066

Moved by: Edmunds
Seconded by: Krent

RESOLVED, To approve the minutes of the September 11, 2012 Regular meeting as published.

Yes: All present (9)

MOTION CARRIED

4. PUBLIC COMMENT – Items not on the Agenda

There was no one present who wished to speak.

5. ZONING BOARD OF APPEALS (ZBA) REPORT

Mr. Strat presented the ZBA report. There were two items approved by the ZBA at the September meeting.

6. DOWNTOWN DEVELOPMENT AUTHORITY (DDA) REPORT

Mr. Savidant reported the Downtown Development Authority (DDA) met in a closed session on September 19, 2012.

7. PLANNING AND ZONING REPORT

Mr. Savidant reported on the approval of Big Beaver Center Planned Unit Development by City Council on September 24, 2012.

ZONING ORDINANCE TEXT AMENDMENT

8. ZONING ORDINANCE TEXT AMENDMENT (File Number ZOTA 244) – Miscellaneous Zoning Ordinance Revisions

Mr. Savidant and Mr. Carlisle dually presented the report prepared by Carlisle/Wortman Associates, Inc. The report explained that the City of Troy Zoning Ordinance was adopted in April 2011. It is common that a year or so after the adoption of a new zoning ordinance, staff, planning commissioners, and outside interests identify specific language and other clarifications that need further discussion and potential amendments. Many of the proposed amendments are minor (capitalization, consistency in labeling, etc); however, some considerations for amendments are substantive.

The non-substantive amendments listed in the report were not discussed. The Planning Commission members were asked to review those items on their own. Any suggestions would be shared with the Planning Commission at a later meeting.

The Planning Commission discussed the twelve substantive items proposed in the report. They reached consensus on all items.

Mr. Savidant stated the Planning Department would revise the proposed language as agreed upon by the Planning Commission and return with revised language at a future date.

OTHER BUSINESS

9. **PUBLIC COMMENT** – Items on Current Agenda

There was no one present who wished to speak.

10. **PLANNING COMMISSION COMMENTS**

There was general Planning Commission discussion.

The Special/Study meeting of the Planning Commission adjourned at 8:50 p.m.

Respectfully submitted,

John Tagle, Chair

R. Brent Savidant, Planning Director

G:\Planning Commission Minutes\2012 PC Minutes\Draft\2012 09 25 Special Study Meeting_Draft.doc

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1. ROLL CALL

Present:

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Michael W. Hutson
Edward Kempen
Tom Krent
Philip Sanzica
Gordon Schepke
Robert Schultz
Thomas Strat
John J. Tagle

Also Present:

R. Brent Savidant, Planning Director
Susan Lancaster, Assistant City Attorney
Ben Carlisle, Carlisle/Wortman Associates, Inc.
Eric Huang, Student Representative

2. APPROVAL OF AGENDA

Resolution # PC-2012-09-065

Moved by: Schultz
Seconded by: Edmunds

RESOLVED, To approve the agenda as printed.

Yes: All present (9)

MOTION CARRIED

3. APPROVAL OF MINUTES

Resolution # PC-2012-09-066

Moved by: Edmunds
Seconded by: Krent

RESOLVED, To approve the minutes of the September 11, 2012 Regular meeting as published.

Yes: All present (9)

MOTION CARRIED

4. PUBLIC COMMENT – Items not on the Agenda

There was no one present who wished to speak.

5. ZONING BOARD OF APPEALS (ZBA) REPORT

Mr. Strat presented the ZBA report. There were two items approved by the ZBA at the September meeting.

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The non-substantive amendments listed in the report were not discussed. The Planning Commission members were asked to review those items on their own. Any suggestions would be shared with the Planning Commission at a later meeting.

The Planning Commission discussed the twelve substantive items proposed in the report. They reached consensus on all items.

Mr. Savidant stated the Planning Department would revise the proposed language as agreed upon by the Planning Commission and return with revised language at a future date.

OTHER BUSINESS

9. **PUBLIC COMMENT** – Items on Current Agenda

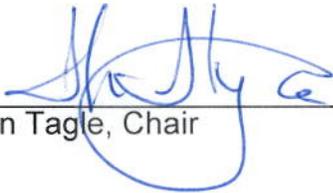
There was no one present who wished to speak.

10. **PLANNING COMMISSION COMMENTS**

There was general Planning Commission discussion.

The Special/Study meeting of the Planning Commission adjourned at 8:50 p.m.

Respectfully submitted,



John Tagle, Chair



R. Brent Savidant, Planning Director



CITY COUNCIL AGENDA ITEM

Date: October 11, 2012
To: The Honorable Mayor and City Council Members
From: Michael W. Culpepper, Acting City Manager *MWC*
Subject: Vacant Commercial and Industrial Buildings

Per your request, attached please find a report prepared by Nino Licari, City Assessor listing vacant commercial and industrial buildings in Troy.

This report contains commercial/industrial buildings within the City of Troy that are 100% vacant. Each address includes the parcel ID number, the use (LM = Light Manufacturing, SR = Service and Repair), as well as the square footage.

Please feel free to contact me should you have any questions.



CITY COUNCIL REPORT & COMMUNICATION

Date: October 22, 2012

To: Michael Culpepper, Acting City Manager *MC*

From: Tom Darling, Director Finance/Administration *TD*
Nino Licari, City Assessor *NL*

Subject: Vacant Commercial and Industrial Buildings

Attached to this memo is a spreadsheet that details any commercial or industrial building in the City of Troy that is 100% vacant.

It is sorted in street address order.

LM = Light Manufacturing
 SR = Service and Repair

**City of Troy - Assessing Department
 Vacant Commercial/Industrial Buildings as of 05/01/12**

Parcel ID	Class	#	Dir	Street	Use	Sq Ft	Vac Sq Ft
88-20-26-200-060	301	2341		Alger	Industrial LM	19,646	19,646
88-20-35-101-026	301	1101		Allen	Industrial LM	24,754	24,754
88-20-35-102-044	301	1150		Allen	Industrial LM	29,251	29,251
88-20-35-102-042	301	1410		Allen	Industrial LM	53,915	53,915
88-20-36-426-094	301	2661		American	Industrial LM	10,560	10,560
88-20-36-426-095	301	2673		American	Industrial LM	10,560	10,560
88-20-26-401-054	301	1705		Austin	Industrial LM	6,020	6,020
88-20-26-401-012	301	2011		Austin	Industrial LM	14,095	14,095
88-20-26-401-011	301	2033		Austin	Industrial LM	11,050	11,050
88-20-26-401-053	301	2045		Austin	Industrial LM	24,776	24,776
88-20-32-126-017	301	1400		Axtell	Industrial LM	71,054	71,054
88-20-32-101-018	301	1401		Axtell	Industrial LM	31,549	31,549
88-20-32-101-015	301	1515		Axtell	Industrial LM	12,000	12,000
88-20-34-277-015	301	975		Badder	Industrial LM	2,592	2,592
88-20-34-277-016	301	979		Badder	Industrial LM	2,400	2,400
88-20-34-279-003	301	1035		Badder	Industrial LM	1,871	1,871
88-20-34-279-004	301	1061		Badder	Industrial LM	1,896	1,896
88-20-34-279-001	301	1097		Badder	Industrial LM	3,518	3,518
88-20-34-279-002	301	1097		Badder	Industrial LM	3,511	3,511
88-20-34-278-034	301	1117		Badder	Industrial LM	2,000	2,000
88-20-28-304-006	301	1896		Barrett	Industrial LM	7,600	7,600
88-20-28-303-039	301	1903		Barrett	Industrial LM	22,784	22,784
88-20-28-303-022	301	1937		Barrett	Industrial LM	21,408	21,408
88-20-28-303-038	301	1945		Barrett	Industrial LM	31,589	31,589
88-20-26-401-046	301	2241		Bellingham	Industrial LM	6,700	6,700
88-20-26-200-032	301	2354		Bellingham	Industrial LM	39,352	39,352
88-20-26-103-014	301	1100	E	Big Beaver	Loft LM	60,850	60,850
88-20-26-103-005	301	1180	E	Big Beaver	Engineering	6,660	6,660
88-20-26-126-024	301	1280	E	Big Beaver	Industrial LM	29,518	29,518
88-20-26-126-025	301	1300	E	Big Beaver	Whse Transit	24,120	24,120
88-20-26-126-012	301	1310	E	Big Beaver	Whse Transit	42,280	42,280
88-20-26-200-055	301	1522	E	Big Beaver	Engineering	37,520	37,520
88-20-26-200-089	301	1600	E	Big Beaver	Whse Dist	88,866	88,866
88-20-26-200-078	301	1820	E	Big Beaver	Engineering	116,310	116,310
88-20-25-229-028	201	2966	E	Big Beaver	Store Retail	6,498	6,498
88-20-19-476-001	201	3100	W	Big Beaver	Office	932,772	932,772
88-20-26-478-035	301	1825		Birchwood	Industrial LM	14,054	14,054
88-20-26-478-036	301	1871		Birchwood	Industrial LM	2,640	2,640
88-20-26-480-033	301	1880		Birchwood	Industrial LM	13,107	13,107
88-20-26-479-036	301	1893		Birchwood	Industrial LM	4,853	4,853
88-20-29-476-021	301	1700		Blaney	Industrial LM	17,158	17,158
88-20-29-477-020	301	1705		Blaney	Garage SR	9,600	9,600
88-20-29-476-005	301	1750		Blaney	Industrial LM	5,616	5,616
88-20-26-426-008	301	1805		Brinston	Industrial LM	14,872	14,872
88-20-26-426-009	301	1825		Brinston	Industrial LM	6,400	6,400
88-20-26-428-030	301	1840		Brinston	Industrial LM	6,464	6,464
88-20-26-426-010	301	1841		Brinston	Industrial LM	5,499	5,499
88-20-26-428-027	301	1850		Brinston	Industrial LM	17,345	17,345
88-20-26-429-042	301	1920		Brinston	Industrial LM	26,322	26,322
88-20-26-427-013	301	1951		Brinston	Industrial LM	3,024	3,024

LM = Light Manufacturing
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**City of Troy - Assessing Department
 Vacant Commercial/Industrial Buildings as of 05/01/12**

Parcel ID	Class	#	Dir	Street	Use	Sq Ft	Vac Sq Ft
88-20-26-429-033	301	1970		Brinston	Industrial LM	3,967	3,967
88-20-35-276-004	301	750		Chicago	Industrial LM	26,940	26,940
88-20-35-201-066	201	769		Chicago	Engineering	125,903	125,903
88-20-35-276-002	301	850		Chicago	Industrial LM	16,088	16,088
88-20-35-276-001	301	900		Chicago	Industrial LM	12,155	12,155
88-20-35-201-069	301	989		Chicago	Engineering	49,402	49,402
88-20-35-226-057	301	1000		Chicago	Industrial LM	11,750	11,750
88-20-35-226-054	301	1064		Chicago	Industrial LM	14,130	14,130
88-20-35-226-079	301	1190		Chicago	Industrial LM	26,212	26,212
88-20-35-226-005	301	1230		Chicago	Industrial LM	30,264	30,264
88-20-34-177-040	301	1100		Combermere	Industrial LM	9,500	9,500
88-20-32-101-014	301	1330		Coolidge	Industrial LM	5,532	5,532
88-20-08-476-011	201	5505		Corporate	Office	142,582	142,582
88-20-09-151-003	201	5600		Crooks	Office	95,616	95,616
88-20-09-128-008	201	5820		Delphi	Office	240,750	240,750
88-20-36-476-067	301	33611		Dequindre	Industrial LM	14,857	14,857
88-20-36-426-082	301	33917		Dequindre	Industrial LM	2,450	2,450
88-20-36-426-081	301	33925		Dequindre	Industrial LM	5,820	5,820
88-20-24-476-008	201	37373		Dequindre	Day Care Center	4,351	4,351
88-20-36-326-040	301	2451		Elliott	Industrial LM	24,603	24,603
88-20-36-426-122	301	2591		Elliott	Industrial LM	15,600	15,600
88-20-36-476-055	301	2722		Elliott	Engineering	11,680	11,680
88-20-36-426-054	301	2807		Elliott	Industrial LM	11,200	11,200
88-20-34-277-007	301	970		Elmsford	Industrial LM	2,490	2,490
88-20-34-276-016	301	985		Elmsford	Industrial LM	4,649	4,649
88-20-34-277-009	301	996		Elmsford	Industrial LM	750	750
88-20-34-153-036	301	225		Elmwood	Industrial LM	2,000	2,000
88-20-34-178-008	301	447		Elmwood	Industrial LM	4,616	4,616
88-20-34-178-014	301	629		Elmwood	Whse Strge	13,956	13,956
88-20-34-201-051	301	647		Elmwood	Engineering	6,874	6,874
88-20-34-201-042	301	677		Elmwood	Industrial LM	6,000	6,000
88-20-36-377-012	301	256		Executive	Industrial LM	11,240	11,240
88-20-36-377-025	301	286		Executive	Industrial LM	18,700	18,700
88-20-36-376-030	301	351		EXECUTIVE	Industrial LM	18,232	18,232
88-20-36-376-040	301	449		Executive	Industrial LM	33,001	33,001
88-20-36-326-017	301	527		Executive	Industrial LM	10,780	10,780
88-20-36-326-037	301	600		Executive	Industrial LM	44,165	44,165
88-20-36-326-006	301	627		Executive	Engineering	7,497	7,497
88-20-36-326-036	301	636		Executive	Industrial LM	34,251	34,251
88-20-36-326-008	301	645		Executive	Industrial LM	32,401	32,401
88-20-36-376-049	301	977	E	Fourteen MI	Whse Strge	156,391	156,391
88-20-36-376-048	301	1027	E	Fourteen MI	Loft LM	40,200	40,200
88-20-36-401-046	301	1125	E	Fourteen MI	Garage SR	9,600	9,600
88-20-36-451-018	301	1221	E	Fourteen MI	Industrial LM	5,034	5,034
88-20-36-451-019	301	1237	E	Fourteen MI	Garage SR	8,870	8,870
88-20-36-451-028	301	1241	E	Fourteen MI	Industrial LM	17,276	17,276
88-20-28-451-004	301	1900		Heide	Industrial LM	18,191	18,191
88-20-28-451-003	301	1934		Heide	Industrial LM	13,890	13,890
88-20-28-304-015	301	1945		Helde	Industrial LM	17,825	17,825
88-20-28-451-001	301	1990		Heide	Industrial LM	15,330	15,330

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**City of Troy - Assessing Department
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Parcel ID	Class	#	Dir	Street	Use	Sq Ft	Vac Sq Ft
88-20-28-402-008	301	2000		Heide	Industrial LM	15,500	15,500
88-20-28-304-026	301	2135		Heide	Industrial LM	18,700	18,700
88-20-36-451-026	301	143		Indusco	Industrial LM	27,797	27,797
88-20-36-451-025	301	217		Indusco	Industrial LM	6,000	6,000
88-20-36-451-023	301	261		Indusco	Industrial LM	10,860	10,860
88-20-36-451-022	301	315		Indusco	Industrial LM	20,700	20,700
88-20-36-451-021	301	353		Indusco	Industrial LM	10,000	10,000
88-20-32-152-022	301	2565		Industrial Row	Industrial LM	18,420	18,420
88-20-32-152-011	301	2613		Industrial Row	Industrial LM	21,448	21,448
88-20-32-152-010	301	2653		industrial Row	Engineering	12,000	12,000
88-20-32-151-013	301	2684		Industrial Row	Industrial LM	9,124	9,124
88-20-32-151-018	301	2718		Industrial Row	Industrial LM	15,600	15,600
88-20-32-151-005	301	2854		Industrial Row	Industrial LM	12,172	12,172
88-20-32-152-005	301	2857		Industrial Row	Industrial LM	14,125	14,125
88-20-32-151-004	301	2870		Industrial Row	Industrial LM	14,480	14,480
88-20-36-303-001	201	500		John R	Store Discount	204,166	204,166
88-20-35-400-025	201	637		John R	Store Discount	25,396	25,396
88-20-35-400-027	201	735		John R	Store Discount	25,978	25,978
88-20-36-100-066	201	1250		John R	Office	74,918	74,918
88-20-26-200-068	301	2321		John R	Industrial LM	24,250	24,250
88-20-26-200-067	301	2427		John R	Industrial LM	16,000	16,000
88-20-24-100-003	201	3940		John R	Medical Office	2,614	2,614
88-20-26-401-042	301	1757		Larchwood	Whse Strge	44,855	44,855
88-20-26-430-036	301	1849		Larchwood	Industrial LM	5,760	5,760
88-20-26-430-035	301	1889		Larchwood	Industrial LM	7,192	7,192
88-20-26-430-031	301	1901		Larchwood	Industrial LM	5,687	5,687
88-20-26-431-042	301	1985		Larchwood	Industrial LM	9,724	9,724
88-20-34-153-043	301	930		Livernois	Industrial LM	19,212	19,212
88-20-34-152-010	301	984		Livernois	Industrial LM	14,827	14,827
88-20-34-101-017	201	1290		Livernois	Market	14,960	14,960
88-20-34-101-028	201	1300		Livernois	Store Retail	38,520	38,520
88-20-27-357-002	201	1654		Livernois	Garage SR	1,665	1,665
88-20-27-355-005	201	1710		Livernois	Restaurant	1,165	1,165
88-20-28-432-014	201	2115		Livernois	Office	3,840	3,840
88-20-11-351-010	201	1047	E	Long Lake	Veterinary	3,432	3,432
88-20-34-101-023	201	100	E	Maple	Store Discount	118,201	118,201
88-20-27-358-021	201	179	E	Maple	Office	924	924
88-20-34-101-030	301	214	E	Maple	Whse Strge	30,047	30,047
88-20-34-127-025	301	530	E	Maple	Industrial LM	11,272	11,272
88-20-34-226-040	301	1040	E	Maple	Industrial LM	4,928	4,928
88-20-27-482-030	201	1095	E	Maple	Office	1,680	1,680
88-20-34-227-019	301	1212	E	Maple	Industrial LM	13,366	13,366
88-20-26-451-014	301	1775	E	Maple	Industrial LM	7,300	7,300
88-20-26-451-028	301	1785	E	Maple	Industrial LM	10,200	10,200
88-20-26-483-055	201	1915	E	Maple	Restaurant	3,699	3,699
88-20-26-483-047	201	1975	E	Maple	Office	6,000	6,000
88-20-28-303-029	301	900	W	Maple	Industrial LM	45,893	45,893
88-20-28-303-034	301	950	W	Maple	Engineering	39,058	39,058
88-20-32-226-029	301	1675	W	Maple	Engineering	29,026	29,026
88-20-31-226-009	301	3507	W	Maple	Whse Strge	91,604	91,604

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**City of Troy - Assessing Department
 Vacant Commercial/Industrial Buildings as of 05/01/12**

Parcel ID	Class	#	Dir	Street	Use	Sq Ft	Vac Sq Ft
88-20-31-226-010	301	1495		Mapleway	Loft LM	32,000	32,000
88-20-28-301-010	301	1026		Maplelawn	Industrial LM	14,377	14,377
88-20-28-301-009	301	1070		Maplelawn	Industrial LM	15,469	15,469
88-20-28-301-016	301	1154		Maplelawn	Industrial LM	22,034	22,034
88-20-28-302-015	301	1311		Maplelawn	Industrial LM	27,610	27,610
88-20-29-401-016	301	1754		Maplelawn	Industrial LM	19,795	19,795
88-20-29-401-021	301	1760		Maplelawn	Industrial LM	14,400	14,400
88-20-29-426-026	301	1785		Maplelawn	Industrial LM	16,000	16,000
88-20-32-226-018	301	1416		Meijer	Industrial LM	17,998	17,998
88-20-32-226-020	301	2112		Meijer	Industrial LM	34,525	34,525
88-20-36-451-031	301	122		Minnesota	Industrial LM	8,000	8,000
88-20-36-401-019	301	151		Minnesota	Industrial LM	3,613	3,613
88-20-36-401-026	301	251		Minnesota	Industrial LM	9,500	9,500
88-20-36-451-036	301	272		Minnesota	Industrial LM	8,000	8,000
88-20-36-451-046	301	300		Minnesota	Industrial LM	43,652	43,652
88-20-36-401-047	301	327		Minnesota	Industrial LM	41,539	41,539
88-20-36-451-010	301	336		Minnesota	Industrial LM	6,950	6,950
88-20-36-451-009	301	342		Minnesota	Industrial LM	9,000	9,000
88-20-36-401-039	301	373		Minnesota	Industrial LM	8,200	8,200
88-20-36-426-097	301	600		Minnesota	Industrial LM	29,351	29,351
88-20-36-426-093	301	640		Minnesota	Industrial LM	14,948	14,948
88-20-36-401-035	301	645		Minnesota	Industrial LM	13,419	13,419
88-20-36-426-079	301	686		Minnesota	Industrial LM	7,520	7,520
88-20-36-426-087	301	700		Minnesota	Industrial LM	5,800	5,800
88-20-27-278-016	301	1010		Naughton	Engineering	15,000	15,000
88-20-26-152-011	301	1087		Naughton	Industrial LM	5,300	5,300
88-20-26-153-027	301	1094		Naughton	Industrial LM	20,108	20,108
88-20-26-152-005	301	1125		Naughton	Industrial LM	4,000	4,000
88-20-26-153-024	301	1150		Naughton	Industrial LM	8,411	8,411
88-20-08-276-002	201	5500		New King	Engineering	37,388	37,388
88-20-08-227-004	201	5755		New King	Office	58,476	58,476
88-20-08-227-007	301	5850		New King	Engineering	44,154	44,154
88-20-08-227-002	301	5875		New King	Engineering	79,288	79,288
88-20-28-302-021	301	1635		Northwood	Industrial LM	18,750	18,750
88-20-28-303-009	301	1864		Northwood	Industrial LM	12,768	12,768
88-20-28-401-025	301	350		Oliver	Industrial LM	14,295	14,295
88-20-28-401-066	301	374		Oliver	Industrial LM	5,050	5,050
88-20-28-401-022	301	408		Oliver	Industrial LM	6,400	6,400
88-20-28-401-077	301	456		Oliver	Industrial LM	11,539	11,539
88-20-28-401-063	301	468		Oliver	Industrial LM	9,450	9,450
88-20-28-402-003	301	495		Oliver	Industrial LM	13,640	13,640
88-20-26-102-013	201	1059		Owendale	Office	11,642	11,642
88-20-26-103-015	301	1100		Owendale	Loft LM	42,450	42,450
88-20-34-151-014	301	237		Park	Industrial LM	21,760	21,760
88-20-34-177-001	301	240		Park	Industrial LM	8,586	8,586
88-20-34-177-044	301	312		Park	Industrial LM	20,699	20,699
88-20-34-177-039	301	384		Park	Industrial LM	7,600	7,600
88-20-34-177-042	301	448		Park	Industrial LM	23,430	23,430
88-20-26-155-011	301	1200		Piedmont	Industrial LM	21,228	21,228
88-20-26-155-010	301	1350		Piedmont	Industrial LM	15,040	15,040

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City of Troy - Assessing Department
Vacant Commercial/Industrial Buildings as of 05/01/12

Parcel ID	Class	#	Dir	Street	Use	Sq Ft	Vac Sq Ft
88-20-26-176-010	301	1387		Piedmont	Industrial LM	33,315	33,315
88-20-34-276-007	301	972		Rankin	Industrial LM	5,400	5,400
88-20-34-278-002	301	1044		Rankin	Industrial LM	1,800	1,800
88-20-34-226-061	301	1075		Rankin	Loft LM	11,159	11,159
88-20-34-278-025	301	1146		Rankin	Industrial LM	10,122	10,122
88-20-34-227-043	301	1161		Rankin	Industrial LM	10,193	10,193
88-20-34-227-044	301	1201		Rankin	Industrial LM	7,152	7,152
88-20-34-227-028	301	1271		Rankin	Industrial LM	7,922	7,922
88-20-35-101-030	301	1301		Rankin	Industrial LM	28,000	28,000
88-20-35-151-018	301	1402		rankin	Industrial LM	38,491	38,491
88-20-35-226-097	301	1848		Ring	Whse Dist	133,724	133,724
88-20-35-226-099	301	1911		Ring	Industrial LM	32,641	32,641
88-20-35-226-088	301	1935		Ring	Loft LM	12,000	12,000
88-20-35-226-092	301	1960		Ring	Engineering	43,418	43,418
88-20-36-376-037	301	288		Robbins	Industrial LM	17,832	17,832
88-20-36-376-035	301	388		Robbins	Industrial LM	10,820	10,820
88-20-36-326-033	301	574		Robbins	Industrial LM	11,805	11,805
88-20-36-302-009	301	575		Robbins	Industrial LM	18,700	18,700
88-20-36-302-008	301	651		Robbins	Industrial LM	43,101	43,101
88-20-36-326-019	301	684		Robbins	Whse Strge	44,617	44,617
88-20-34-201-080	301	999		Rochester	Garage SR	6,916	6,916
88-20-34-226-049	301	1258		Rochester	Industrial LM	41,750	41,750
88-20-27-451-091	201	1647		Rochester	Store Retail	3,894	3,894
88-20-27-451-088	301	1655		Rochester	Loft LM	6,690	6,690
88-20-27-451-087	301	1659		Rochester	Loft LM	12,984	12,984
88-20-27-480-023	301	1692		Rochester	Industrial LM	8,088	8,088
88-20-27-279-025	201	2360		Rochester	Restaurant	8,662	8,662
88-20-27-276-004	201	2461		Rochester	Office	6,304	6,304
88-20-27-279-023	201	2500		Rochester	Office	5,816	5,816
88-20-27-228-018	201	2840		Rochester	Store Retail	10,631	10,631
88-20-22-401-067	201	3385		Rochester	Fast Food Rest	1,588	1,588
88-20-22-226-044	301	3903		Rochester	Industrial LM	5,225	5,225
88-20-22-226-042	201	3921		Rochester	Office	4,800	4,800
88-20-11-351-008	201	5016		Rochester	Shop'g Cntr Nghd	1,920	1,920
88-20-10-477-049	201	5027		Rochester	Shop'g Cntr Nghd	57,872	57,872
88-20-34-226-052	301	1187		Souter	Whse Strge	25,505	25,505
88-20-34-226-018	301	1219		Souter	Industrial LM	6,912	6,912
88-20-34-227-006	301	1340		Souter	Industrial LM	8,640	8,640
88-20-10-101-003	201	54	E	Square Lake	Store Retail	1,298	1,298
88-20-08-226-002	301	1055	W	Square Lake	Engineering	30,120	30,120
88-20-35-327-025	201	250		Stephenson	Office	104,240	104,240
88-20-35-327-026	201	350		Stephenson	Office	76,427	76,427
88-20-35-326-006	301	465		Stephenson	Industrial LM	17,297	17,297
88-20-35-326-003	301	601		Stephenson	Industrial LM	13,464	13,464
88-20-35-327-021	201	650		Stephenson	Office	22,396	22,396
88-20-35-326-001	301	755		Stephenson	Garage SR	9,674	9,674
88-20-35-151-016	301	835		Stephenson	Industrial LM	43,026	43,026
88-20-29-326-020	301	1700		Stutz	Loft LM	43,973	43,973
88-20-29-326-029	301	1700		Stutz	Loft LM	86,582	86,582
88-20-29-476-023	301	1485		Temple City	Industrial LM	20,040	20,040

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**City of Troy - Assessing Department
 Vacant Commercial/Industrial Buildings as of 05/01/12**

Parcel ID	Class	#	Dir	Street	Use	Sq Ft	Vac Sq Ft
88-20-29-476-002	301	1501		Temple City	Whse Strge	11,340	11,340
88-20-29-426-011	301	1520		Temple City	Industrial LM	43,640	43,640
88-20-29-477-017	301	1630		Thorncroft	Industrial LM	9,400	9,400
88-20-29-477-004	301	1650		Thorncroft	Industrial LM	5,880	5,880
88-20-28-451-011	301	1693		Thunderbird	Industrial LM	18,875	18,875
88-20-28-451-010	301	1711		Thunderbird	Engineering	21,760	21,760
88-20-28-401-107	301	1712		Thunderbird	Industrial LM	32,700	32,700
88-20-28-401-083	301	1746		Thunderbird	Industrial LM	24,400	24,400
88-20-28-401-092	301	1780		Thunderbird	Industrial LM	20,160	20,160
88-20-28-451-014	301	1819		Thunderbird	Industrial LM	15,750	15,750
88-20-28-402-011	301	1845		Thunderbird	Industrial LM	15,750	15,750
88-20-21-426-019	201	210		Town Center	Office	11,469	11,469
88-20-34-152-026	301	985		Troy Ct	Industrial LM	19,044	19,044
88-20-34-152-017	301	1016		Troy Ct	Industrial LM	13,600	13,600
88-20-34-155-001	301	1025		Troy Ct	Industrial LM	11,140	11,140
88-20-34-155-002	301	1027		Troy Ct	Industrial LM	5,016	5,016
88-20-27-278-017	301	1035		Wheaton	Industrial LM	5,344	5,344
88-20-26-153-017	301	1071		Wheaton	Industrial LM	3,200	3,200
88-20-26-153-009	301	1107		Wheaton	Industrial LM	3,600	3,600
88-20-26-153-014	301	1215		Wheaton	Industrial LM	6,400	6,400
88-20-26-153-015	301	1261		Wheaton	Industrial LM	3,200	3,200

Count 271



CITY COUNCIL REPORT

September 27, 2012

TO: Michael Culpepper, Interim City Manager

FROM: Tom Darling, Director Finance & Administrative Services
 Peggy Sears, Human Resources Director
 Susan Leirstein, Purchasing Director
 Stephen Cooperrider, Risk Manager

SUBJECT: Agenda Item – Insurance Benefits Consultant /Broker, and Agent of Record

As you know, City Departments are currently going through some functional restructuring. As part of the ICMA report it was indicated that there would be a need for a Benefits Consultant/Broker. As part of this process a Request for Proposal (RFP) was marketed for a Benefits Consultant/Broker. We received six proposals. One of the proposals did not meet the qualifications specified in the RFP. We interviewed the other five, they are; McGraw-Wentworth, Ralph C. Wilson Agency, Willis of Michigan, Cornerstone Municipal Advisory Group, and Gallagher Benefit Services. The interview panel included the City Human Resources Director, Risk Manager, Controller, and the Purchasing Director/Risk Manager from the City of Sterling Heights.

The scope of work they would provide includes services to assist in the management, administration, and consultation of the City's employee and retiree benefit programs, including the following:

- Medical
- Prescription Drug
- Dental
- Vision
- Life Insurance/AD&D
- Short-Term Disability
- Long-Term Disability
- Benefit plan design and vendor management
- Vendor bidding for insurance / administration services, including PA 106
- Compliance assistance in all areas of benefit administration
- Financial analysis and self-insured rate development
- Union negotiation support

- Drafting of employee/retiree communication materials
- Conducting employee/retiree meetings and presentations
- Employee and retiree wellness programs and communication
- Open enrollment coordination and participation
- Health Care Reform Act, PA 54, PA 63, PA 152, FMLA, ADA, COBRA, HIPAA, etc.

The Qualifications of the Consultant/Broker include:

- Licensing by and in good standing with the State of Michigan Department of Insurance and will provide a statement that neither the firm nor any individual(s) assigned to this engagement are suspended, or otherwise prohibited from professional practice by any federal, state or local agency.
- They are to be sufficiently experienced in employee benefit programs, including public sector with a minimum of ten (10) years experience within the industry in the State of Michigan.
- They will provide a continuity of services by assigning a primary consultant with: Thorough knowledge of principals, practices and regulatory environment of the insurance industry, experience with municipal benefits, and a thorough knowledge of insurance alternatives and industry best practices.
- They will maintain the highest integrity in business relationships and practices, and comply with applicable regulations, laws, ordinances and legal requirements.
- They will represent that all tasks will be performed in accordance with generally acceptable professional standards and further represent that the advice and consultation provided will be within its authority and capacity as a professional.
- They will comply with administrative procedures of the City and will attend meetings with or on behalf of the City, as requested.
- All required insurances shall be maintained by the Consultant /Broker during the course of the contract.

The interview panel selected Gallagher Benefit Services as the Benefit Consultant/Broker, and to be appointed by the City Manager as Agent of Record for the listed services. References were checked by the City Purchasing Director and were found to be outstanding. Remuneration for these services will be in the form of commissions they will receive from the insurance carriers.

SC/



EXECUTIVE SUMMARY

Employee Benefits Consultant and Broker/Agent Services

STATISTICS:

- ◆ **Two hundred eighty-two (282) firms were notified via the MITN e-procurement website**
- ◆ **Six (6) proposals were received**
- ◆ **One (1) firm did not meet the pass/fail criteria**
- ◆ **Five (5) firms were invited to Interviews**
- ◆ **Gallagher Benefit Services received the highest scores as a result of a best value process and are being appointed Agent of Record**

The five (5) firms received the indicated final scores as a result of the proposal evaluations and interview.

Firm	SCORE
Gallagher	96.429
Cornerstone	94.803
McGraw-Wentworth	92.561
Willis	84.381
Ralph C Wilson Agency	73.368

Attachments:

- ✓ Weighted Final Scoring Including Detailed Proposal and Pricing Scores
- ✓ Evaluation Process



WEIGHTED FINAL SCORING
Employee Benefits Consultant and Broker/Agent Services

Final Score Calculation:

$$\frac{65\% \times \text{Detailed Proposal Score} + 35\% \times \text{Interview Score}}{100\%} = \text{Final Weighted Score}$$

Each City Committee member independently used a weighted score sheet to evaluate the Request for Proposal documents; and each Committee Member calculated a weighted score. The scores of the Committee Members were averaged into one score for each firm for this phase of the process.

Weighted Average Score for Evaluation of Proposals: 65%

Raters:	1	2	3	4	Average	Final Weighted Score (x.65)
Vendors:						
Cornerstone	93.5	96.5	92	103	96.25	62.563
Gallagher	98	100.5	90	103	97.875	63.619
McGraw-Wentworth	90	105	98.5	103	99.125	64.431
Ralph Wilson Agency	55	82.5	65.5	84	71.75	46.638
Willis	95.5	73.5	76.5	95	85.125	55.331

Weighted Average Score for Interview: 35%

Raters:	1	2	3	4	Average	Final Weighted Score (x.35)
Vendors:						
Cornerstone	87	90.5	91	100	92.125	32.24
Gallagher	94	88	93	100	93.75	32.81
McGraw-Wentworth	78.5	66	86.5	90.5	80.375	28.13
Ralph Wilson Agency	67.5	74	82.5	81.5	76.375	26.73
Willis	88.5	64	86.5	93	83	29.05



FINAL SCORE:

VENDORS:	Detailed Proposal Score (65%)	Interview Score (35%)	Final Score
Cornerstone	62.563	32.24	94.803
Gallagher	63.619	32.81	96.429
McGraw-Wentworth	64.431	28.13	92.561
Ralph Wilson Agency	46.638	26.73	73.368
Willis	55.331	29.05	84.381

**HIGHEST RATED VENDORS - RECOMMENDED AWARD



SELECTION PROCESS

Employee Benefits Consultant

SECTION 3: CRITERIA FOR SELECTION

The Evaluation Committee will independently review the proposals. The City of Troy reserves the right to award this proposal to the consulting firm considered the most qualified based upon a combination of factors including but not limited to the following:

- A. Compliance with qualifications criteria
- B. Completeness of the proposal
- C. Financial strength and capacity of the company
- D. Correlation of the proposals submitted to the needs of the City of Troy
- E. Any other factors which may be deemed to be in the City's best interest
- F. Evaluation Process

Phase 1: Minimum Qualifications Evaluation

Firms will be required to meet minimum established criteria in order to go to the second phase of the process.

Phase 2: Evaluation of Proposals

Each Committee member will independently use a weighted score sheet to evaluate the proposals; each Committee Member will calculate a weighted score. The scores of the Committee Members will be averaged into one score for each firm for this phase of the process.

Phase 3: Interview Score

The City will invite the top rated firms to participate in an interview. Each Committee Member will independently use a weighted score sheet to evaluate the Interview; each Committee Member will calculate a weighted score. The scores of the Committee Members will be averaged into one score for each firm for this phase of the process. Those being interviewed may be supplied with further instructions and requests prior to the interview. Persons representing the firm at the interview must be the personnel who will be assigned to the Troy account.

Phase 4: Final Scoring and Selection

The firm with the highest final weighted score will be appointed agent of record.

65% Proposal Score (100 point base)
35% Interview Score (100 point base)
100%

Note: The City of Troy reserves the right to change the order or eliminate an evaluation phase if deemed in the City's best interest to do so.



COUNCIL REPORT

October 15, 2012

TO: Michael Culpepper, Acting City Manager

FROM: Mark Miller, Director of Economic and Community Development
Steven J. Vandette, City Engineer

SUBJECT: Troy Transit Center Status Report - October 2012

Final project plans and specifications were completed in late August. Construction bids were received by Tooles/Clark, our Construction Manager (CMR), on September 18, 2012. These bids were used to develop their Guaranteed Maximum Price for construction, which is scheduled for approval at the October 22, 2012 City Council meeting.

The \$5,104,872 Guaranteed Maximum Price (GMP) submitted by Tooles/Clark for construction of the Transit Center, added to owner costs of \$1,167,628 for Architectural/ Engineering, utility relocations and other services, totals \$6,272,500. This cost does not exceed the project limit set by City Council on January 17, 2012, and is fully funded, 100% with federal ARRA funds

Relocation of Detroit Edison's and AT&T's overhead lines to underground was completed in September. ITC Transmission Co. is on schedule to de-energize their overhead high voltage lines in October as soon as they are notified to do so. This shutdown provides a very narrow window of time to construct the elevator/stair towers and bridge. During this critical first stage of construction, the schedule is very tight as the ITC lines must be re-energized by May.

Work coming up in next 30 days includes:

- CMR to execute construction contracts with subcontractors
- ITC Transmission Company shutdown of overhead high voltage lines
- Mobilization of equipment and materials to the site
- Foundation construction for elevator towers within CN rail right-of-way and near ITC lines
- Amendment to MDOT Capital Contract to include the GMP amount

A summary of Transit Center costs is attached for the Preliminary Design Phase that ended December 15, 2011, and the Final Design and Construction Phase, which will last until the project is completed next year.

Please let me know if you have any questions or would like information on any particular aspect of the project.

Invoice Number	Professional Services:							Construction:				Grand Total	% Comp.	
	Construction Manager at Risk (CMR):						Total Professional Services	% Comp.	Total	% Comp.				
	Architectural and Engineering	Pre Construction	General Conditions	Management Services	Consultant Fee	Total CMR					General Conditions			Sub Contractors
MDOT Contract Award							1,958,404.00			6,527,208.00		8,485,612.00		
City of Troy Project Reduction ¹							(661,024.24)			(1,552,087.76)		(2,213,112.00)		
City of Troy Contract Award ²	648,648.76	34,563.00	148,290.00	290,878.00	175,000.00	648,731.00	1,297,379.76			4,975,120.24		6,272,500.00		
Prior Costs Incurred	167,490.30	10,131.37	2,562.50	-	-	12,693.87	180,184.17			170,402.84		350,587.01		
Current Costs:														
Hubbell Roth & Clark	119496	282,451.34	-	-	-	-	282,451.34			-		282,451.34		
DTE Energy ³		-	-	-	-	-	-			-		-		
Tooles-Clark	3	-	5,483.39	2,888.93	-	-	8,372.32	8,372.32		-		8,372.32		
AT&T ³		-	-	-	-	-	-			-		-		
Ground Penetrating Radar Systems ⁴		-	-	-	-	-	-			-		-		
Level 3 Communications, LLC ⁵	7/6/12 Ltr. Agmt.	-	-	-	-	-	-			3,250.00	3,250.00	3,250.00		
ITC Transmission ⁶	8/16/12 Ltr. Agmt.	-	-	-	-	-	-			9,725.05	9,725.05	9,725.05		
Total Current Costs		282,451.34	5,483.39	2,888.93	-	-	8,372.32	290,823.66		-	12,975.05	12,975.05	303,798.71	
Total Project Costs Incurred to Date		449,941.64	15,614.76	5,451.43	-	-	21,066.19	471,007.83	36.3%	-	183,377.89	183,377.89	654,385.72	10.4%
Remaining Balance		198,707.12	18,948.24	142,838.57	290,878.00	175,000.00	627,664.81	826,371.93		-	(183,377.89)	4,791,742.35	5,618,114.28	
Current Reimbursement Requested													303,798.71	

¹Per Council Resolution #2012-01-009, total cost not to exceed \$6,272,500

²Not to exceed contracts

³Relocation of overhead utilities to underground

⁴GPR search for underground utilities

⁵Telecommunications facility inspection

⁶De-energize Troy-Wheeler 120kV transmission circuit

**Multi-Modal Transit Facility
Preliminary Site Design Phase**

**Final City of Troy Costs
August 2007 to December 15, 2011**

Professional Services:							
Professional Service Provider	Preliminary Site Design	Preliminary Engineering	Lobbyist	MDOT Grant	Environmental Assessment Assistance	RFP Assistance	Total Professional Services
Wendel Dechscherer Assoc.	429,442.00						429,442.00
Hubbell, Roth & Clark, Inc. (to April, 2011)		222,573.00					222,573.00
Clark Hill - Lobbyist			63,750.00				63,750.00
MDOT Grant - Prelim Design				(350,000.00)			(350,000.00)
Hubbell, Roth & Clark					31,278.90		31,278.90
Hubbell, Roth & Clark						9,148.22	9,148.22
Final City of Troy Costs (non-reimbursable)	429,442.00	222,573.00	63,750.00	(350,000.00)	31,278.90	9,148.22	406,192.12

Beth L Tashnick

Subject: FW: Thank You Very Much

From: Joe Gutowski
Sent: Tuesday, October 16, 2012 1:21 PM
To: Mark F Miller
Subject: Thank You Very Much

Hello Mark,

I wanted to take this opportunity to thank you, Glenn, Steve, Paul, Brent, Mitch, Chuck and everyone else behind the scenes at the City of Troy for all your support.

You have taken time from your busy days to help me better understand what is expected of me and of the City of Troy and all of you who spend your days trying to move the city forward.

Do I believe there will be challenges in the future, yes; however I also believe I now know better how to deal with these challenges and truly believe that there is a team in place at the City of Troy who will be there to make sure I can continue to work to grow the business where I have worked for more than 28 years.

Thank you again and have a very nice day.

Joe Gutowski
ND Industries, Inc.
Director
Information Technology
Project Management

**STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION**

**NOTICE OF HEARING
FOR THE ELECTRIC CUSTOMERS OF
THE DETROIT EDISON COMPANY**

CASE NO. U-16952

- The Detroit Edison Company requests Michigan Public Service Commission approval to reconcile its Choice Incentive Mechanism for the 12 month period ending December 31, 2011.
- The information below describes how a person may participate in this case.
- You may call or write The Detroit Edison Company, One Energy Plaza, Detroit, Michigan 48226, (800) 477-4747, for a free copy of its application. Any person may review the application at the offices of The Detroit Edison Company.
- A public hearing in this matter will be held:

DATE/TIME: November 1, 2012, at 9:00 a.m.

This will be a prehearing conference to determine future hearing dates and other procedural matters.

BEFORE: Administrative Law Judge Sharon L. Feldman

LOCATION: Constitution Hall
525 West Allegan
Lansing, Michigan

PARTICIPATION: Any interested person may attend and participate. The hearing site is accessible, including handicapped parking. Persons needing any accommodation to participate should contact the Commission's Executive Secretary at (517) 241-6160 in advance to request mobility, visual, hearing or other assistance.

The Michigan Public Service Commission (Commission) will hold a public hearing to consider The Detroit Edison Company's (Detroit Edison) January 17, 2012 application, which seeks the Commission's approval to reconcile its Choice Incentive Mechanism (CIM) for the 12 month period ending December 31, 2011. Based on October 20, 2011 and August 14, 2012 Commission Orders in Case No. U-16472 and the termination of the CIM during this 12 month period, the reconciliation will reflect the fact that the CIM operated from the period January 1, 2011 through October 28, 2011. Detroit Edison is also seeking approval of its proposed Tariff Sheets with applicable surcharges described in its filing.

All documents filed in this case shall be submitted electronically through the Commission's E-Dockets website at: michigan.gov/mpscdockets. Requirements and instructions for filing can

0-5

be found in the User Manual on the E-Dockets help page. Documents may also be submitted, in Word or PDF format, as an attachment to an email sent to mpscedockets@michigan.gov. If you require assistance prior to e-filing, contact Commission staff at (517) 241-6180 or by email at mpscedockets@michigan.gov.

Any person wishing to intervene and become a party to the case shall electronically file a petition to intervene with this Commission by October 25, 2012. (Petitions to intervene may also be filed using the traditional paper format.) The proof of service shall indicate service upon Detroit Edison's attorney, Michael J. Solo, One Energy Plaza, Detroit, Michigan 48226.

Any person wishing to appear at the hearing to make a statement of position without becoming a party to the case may participate by filing an appearance. To file an appearance, the individual must attend the hearing and advise the presiding administrative law judge of his/her wish to make a statement of position. All information submitted to the Commission in this matter becomes public information: posted on the Michigan Public Service Commission's website, and subject to disclosure.

Requests for adjournment must be made pursuant to the Commission's Rules of Practice and Procedure R 460.17315 and R 460.17335. Requests for further information on adjournment should be directed to (517) 241-6060.

A copy of Detroit Edison's request may be reviewed on the Commission's website at michigan.gov/mpscedockets, and at the office of The Detroit Edison Company, One Energy Plaza, Detroit, MI. For more information on how to participate in a case, you may contact the Commission at the above address or by telephone at (517) 241-6180.

Jurisdiction is pursuant to 1909 PA 106, as amended, MCL 460.551 et seq.; 1919 PA 419, as amended, MCL 460.54 et seq.; 1939 PA 3, as amended, MCL 460.1 et seq.; 1982 PA 304, as amended, MCL 460.6h et seq.; 1969 PA 306, as amended, MCL 24.201 et seq.; and the Commission's Rules of Practice and Procedure, as amended, 1999 AC, R 460.17101 et seq.

October 2, 2012



October 8, 2012

Mr. James Savage,

The Road Commission for Oakland County (RCOC) was asked to examine a combination of traffic situations on South Bound Rochester Road from an area near Trombley Street to the I-75 entrance ramp. Particularly, they were asked to examine the following:

- Traffic backups during morning rush hours
- Traffic blocking access from side streets onto Rochester Road
- Turning movements approaching Big Beaver Road
- Turing movements at Big Beaver Road
- Turning movements onto the I-75 South Bound entrance ramp
- Signalization timing at cross-overs on Rochester Road

The RCOC reported their examination was greater than theoretical. They placed a field crew at the site to make numerous trial adjustments of signals and their timing during real time traffic situations. The goal was to alter traffic and eliminate or reduce the current problem. Subsequently, they have set the signalization in a manner that maximizes traffic movement using available resources. They realize the results appear to be unnoticeable and the problem persists.

It is my opinion; the RCOC is unable to significantly change the traffic conditions in this area. Until the I-75 entrance ramp and the freeway itself can more quickly accept the traffic volume, it appears that the surface street will continue to act as a holding lane area. Likewise, there are several other areas in the city where traffic exceeds the roadway's and signalization's design capabilities. Apparently this will remain a dilemma until the causes are addressed.

I know this is not a satisfactory answer since it does not resolve the problems, but this is the best that I was able to provide at this time.

Sincerely,

Michael W. Culpepper,
City Manager



CITY COUNCIL REPORT

October 16, 2012

TO: Mike Culpepper, Acting City Manager

FROM: Mark F. Miller, Director of Economic and Community Development
Steven J. Vandette, City Engineer

SUBJECT: Additional Tri-Party Funds – City Acquires More Funds

The City received notice and reported to the Mayor and Council that we would be receiving \$363,550 in additional Tri-Party funds for work on County Roads. This amount has subsequently been increased to \$372,330 due to other communities not claiming additional Tri-Party funds.

Staff had indicated to the Road Commission for Oakland County (RCOC) our desire that if any additional unclaimed funds became available that Troy would accept these funds and use them for work on County Roads. We had originally submitted a list of eleven projects totaling \$2.9 million. The RCOC received over \$21 million in project requests from all communities, including Troy.

Troy's share of the \$372,330 in Tri-Party funds is one-third or \$124,110 of the total amount. The remaining two-thirds or \$248,220 comes from the Board of Road Commissioners (Board) and the Oakland County Board of Commissioners (County). The City's share will come from the Major Road Fund.

Engineering is proposing that approximately \$140,000 of the additional funds be used for concrete slab replacement at the following locations.

1. Crossovers on Long Lake (full replacement), east and west of Livernois
2. Big Beaver westbound in front of Troy Sports Complex (spot replacement)
3. Westbound Long Lake, west of Falmouth (340 feet of curb lane)

The remainder of the additional Tri-Party funds, combined with 2013 Tri-Party funds expected next spring, will be used to replace the badly deteriorated I75/Crooks intersection and all lanes of northbound Livernois, south of Long Lake.

TO: TROY CITY COUNCIL MEMBERS

FROM: MAUREEN McGINNIS, Mayor Pro Tem

DATE: OCTOBER 17, 2012

RE: MICHIGAN MUNICIPAL LEAGUE ANNUAL MEETING

As a follow up to my attendance at the 2012 Michigan Municipal League Annual Meeting on Mackinac Island from October 3rd to the 5th, I wanted to provide the following highlights to the entire council to share some of the information and resources I received as an attendee at the meeting. As most of you are already aware, the Michigan Municipal League website is a wealth of information and for those that are interested, there is an in-depth recap of the annual meeting available now on the site (www.mml.org). In addition, I would be more than happy to provide additional information to any council member or city staff member that is looking for more details about the meeting activities and discussions.

THE HIGHLIGHTS:

- 1.) Linden Mayor David Lossing was unanimously selected as the 2012-13 President of the Michigan Municipal League Board of Trustees. Utica Mayor Jacqueline Noonan was selected as 2012-13 board Vice President.
- 2.) The majority of programming was scheduled for Thursday, October 4th and began with a general session in the Theatre room at 8:00 a.m. The general session highlighted four topics that would be further explored in break-out sessions later in the morning. Topics included "Leading Local, Thinking Global", "Community Design and Sustainability", "Creative State MI: The Arts and Creativity as a Strategy for Michigan Communities", and "Civic Engagement".
- 3.) The "Civic Engagement" topic piqued my interest most and I attended this breakout session from 10:45 a.m. until noon. The two speakers were fantastic and very inspiring as they shared their individual experiences about attracting and retaining young people and creating positive buzz in their communities (Chattanooga, Detroit, Muskegon). The key-note speaker, Josh McManus, of Little Things Labs, provided a case study of several projects he has been involved in relative to attracting and retaining talent and additional information can be found in his PowerPoint presentation:
http://www.mml.org/events/annual_convention/cv12/ppts/mcmanus.pdf
- 4.) As a member of the Elected Officials Academy Board, I participated in one of our quarterly board meetings beginning at 12:15 p.m. on October 4th. The Elected Officials Academy is primarily responsible for enhancing the education and training of local elected officials and carrying out this specific goal of the MML by providing a wide range

of education opportunities to MML member communities. The Academy's Mission Statement clearly identifies the purpose of the Academy and the Board that oversees the program:

The League's Elected Officials Academy is a voluntary continuing Education program established to encourage and recognize the efforts of local elected officials to become effective leaders.

During our board meeting, we addressed the criteria for reaching a Level 4 qualification, receiving credit for participating in a Town/Gown certification program, current training programs available and future training topics that would be beneficial to our membership.

5.) Several breakout sessions were available for attendees in the afternoon, including "State and Federal Affairs Update", "New Drug Update and How Local Officials Can Help", "Creative MI", and the "MI-Place Partnership Initiative". After a networking break, the entire conference reconvened together to listen to lively debates on many of the upcoming ballot issues.

6.) Thursday night, everyone gathered for the Annual Awards Banquet and speeches from the incoming and outgoing League Presidents. Elected Officials Academy awards were handed out to individuals achieving successful completion of Levels One through Three and the first two Level Four awards were given. This category was recently established for those that have exceeded all of the requirements previously set for Level Three with many additional requirements needed to achieve this new "Ambassador" status.

7.) Friday morning, it was announced that the City of Grandville is the 2012 Community Excellence Award Winner. Grandville was selected in a vote by municipal leaders from throughout the state during the convention on Mackinac Island. You can watch videos for each region's finalist here: <http://vimeo.com/channels/2012cea>

8.) The Legislative Governance meeting was also held Friday morning and additional post-conference sessions were available for those who signed up to stay on Friday afternoon.

The conference truly had something for everyone and it provided many great opportunities to learn, network and spread good news about things that are happening in the City of Troy. I am thankful for the opportunity to attend on behalf of the City! Please feel free to contact me if anyone has additional questions.



CITY COUNCIL AGENDA ITEM

Date: October 18, 2012
To: Honorable Mayor and City Council Members
From: Michael W. Culpepper, Acting City Manager
Subject: Employee Retirements – A Five Year History

The attached report is in response to a request from City Council to produce information pertaining to employee retirements that have taken place in the last five years.

This report hopes to address Council's requirements. A spreadsheet format was chosen since this is the common method produced by our computer system. However, in reviewing the report, I found the data can be confusing due to the columnar format, abbreviations and cumbersome nature of numbers used without a context. The data tends to lead one to numerous follow-up questions that raw data does not address.

Council's further assistance would be appreciated to determine your concerns so that a well thought out course of action can be pursued. For these reasons, I would offer meeting with a few Council members in small groups with key staff members to examine the information and develop a line of questions that will help us accurately address your concerns.

Once a common track is determined we can address pertinent issues in a formal business-like manner.

You may or may not want to follow-up at this time, due in part to the relatively short time left in my employment and the subsequent start date for the new city manager. If early attention is desired, I am available to meet with you at your most convenient time.

Either way, I will continue to examine the information so that it can be passed on to the new city manager.

CITY OF TROY
 RETIREE DETAIL
 NORMAL RETIREMENT- (NO DC ROLLOVER)
 2007 THROUGH 2011

EmployeeI	Dept	Union	Retire Year	YOS	MOS	Final	OT	FAC	Pension	OT %	Normal	
						Avg. Comp	in FAC	Net OT	Pension	W/O OT	Increase	OT
5066	ASN	MAP CLERICAL	2011	15	6	46,087	1,660	44,426	15,640	15,076	3.74%	2.91%
1800	BIN	CLASSIFIED	2007	16	6	65,638	1,743	63,896	24,061	23,422	2.73%	2.21%
1811	BIN	MAP CLERICAL	2008	12	6	40,813	2,531	38,281	11,478	10,767	6.61%	6.26%
4544	BIN	CLASSIFIED	2009	14	1	63,411	112	63,300	17,950	17,919	0.18%	0.23%
4545	BIN	MAP CLERICAL	2009	17	5	41,719	636	41,083	13,921	13,709	1.55%	6.92%
4990	BOP	CLASSIFIED	2011	17	0	56,014	1,469	54,545	23,806	23,182	2.69%	3.87%
5007	BOP	CLASSIFIED	2011	30	7	66,023	4,068	61,955	44,500	41,759	6.57%	8.95%
5025	BOP	CLASSIFIED	2011	22	6	60,453	2,440	58,013	30,103	28,888	4.21%	6.99%
1824	ENG	CLASSIFIED	2007	34	8	62,616	624	61,991	47,549	47,075	1.01%	2.37%
4743	ENG	AFSCME	2010	24	4	64,082	9,124	54,958	33,915	29,086	16.60%	18.50%
4752	ENG	CLASSIFIED	2010	22	7	61,883	490	61,392	31,429	31,180	0.80%	5.31%
4992	ENG	CLASSIFIED	2011	23	6	53,395	722	52,672	28,232	27,850	1.37%	2.05%
5059	ENG	AFSCME	2011	17	8	66,836	14,363	52,473	29,519	23,176	27.37%	12.90%
4514	FIN	CLASSIFIED	2009	29	11	69,981	1,234	68,747	47,106	46,275	1.80%	3.20%
4966	FIN	CLASSIFIED	2011	25	8	74,133	2,604	71,529	47,569	45,898	3.64%	5.22%
5084	FIN	MAP CLERICAL	2011	15	3	45,305	236	45,069	16,266	16,181	0.52%	2.18%
5146	FIN	EXEMPT	2011	26	3	99,404	-	99,404	65,234	65,234	0.00%	0.00%
1751	FIR	TFSOA	2009	29	9	95,978	-	95,978	62,547	62,547	0.00%	0.00%
1757	FIR	TFSOA	2011	30	6	114,468	-	114,468	81,314	81,314	0.00%	0.00%
1330	LIB	EXEMPT	2007	28	10	68,897	-	68,897	44,000	44,000	0.00%	0.00%
1334	LIB	EXEMPT	2007	9	10	110,417	-	110,417	27,144	27,144	0.00%	0.00%
1746	LIB	EXEMPT	2007	24	6	75,063	-	75,063	44,137	44,137	0.00%	0.00%
1787	LIB	MAP CLERICAL	2007	18	4	45,087	-	45,087	17,295	17,295	0.00%	0.00%

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Employee#	Dept	Union	Retire Year	YOS	MOS	Final	OT	FAC	Pension		OT %	Normal
						Avg. Comp	in FAC	Net OT	Pension	W/O OT	Increase	OT
4858	LIB	CLASSIFIED	2010	17	3	58,361	15	58,345	19,572	19,567	0.03%	2.03%
4860	LIB	CLASSIFIED	2010	15	5	53,421	6	53,415	19,663	19,661	0.01%	2.44%
4861	LIB	EXEMPT	2010	22	10	75,196	-	75,196	42,924	42,924	0.00%	0.00%
4965	MAN	CLASSIFIED	2011	24	4	71,785	1,762	70,023	43,669	42,597	2.52%	3.35%
4513	MP	AFSCME	2009	29	10	51,423	156	51,266	34,587	34,482	0.31%	1.63%
4547	MP	CLASSIFIED	2009	37	3	77,567	4,788	72,778	63,677	59,746	6.58%	8.15%
4989	MP	CLASSIFIED	2011	25	6	45,867	97	45,770	26,899	26,842	0.21%	1.75%
5021	MP	CLASSIFIED	2011	33	6	72,173	4,585	67,589	55,570	52,040	6.78%	7.08%
5031	MP	EXEMPT	2011	38	5	106,060	-	106,060	90,720	90,720	0.00%	0.00%
4988	P&R-Admin	EXEMPT	2011	21	10	127,035	-	127,035	65,786	65,786	0.00%	0.00%
5005	P&R-Admin	EXEMPT	2011	37	9	72,291	-	72,291	68,225	68,225	0.00%	0.00%
5027	P&R-Admin	EXEMPT	2011	25	9	101,184	-	101,184	61,258	61,258	0.00%	0.00%
1801	P&R-PARKS	AFSCME	2007	17	1	45,954	24	45,930	18,841	18,831	0.05%	0.43%
1837	P&R-PARKS	CLASSIFIED	2007	33	10	83,124	18,642	64,481	64,184	49,789	28.91%	20.40%
4862	P&R-PARKS	AFSCME	2010	33	7	66,444	6,900	59,544	50,424	45,188	11.59%	7.20%
5086	P&R-PARKS	AFSCME	2011	25	9	64,570	6,152	58,419	41,567	37,607	10.53%	8.31%
1793	P&R-REC CC	CLASSIFIED	2007	10	0	23,799	-	23,799	5,950	5,950	0.00%	0.03%
1799	P&R-REC CC	MAP CLERICAL	2008			14,292	-	14,292	3,129	3,129	0.00%	0.15%
4534	P&R-REC CC	MAP CLERICAL	2008	10	3	18,636	-	18,636	4,776	4,776	0.00%	0.00%
4863	P&R-SG GREENS	EXEMPT	2010	24	3	79,852	-	79,852	42,559	42,559	0.00%	12.87%
4864	PLN	CLASSIFIED	2010	16	2	61,928	-	61,928	22,522	22,522	0.00%	0.85%
5006	PLN	CLASSIFIED	2011	21	1	73,187	255	72,932	36,663	36,536	0.35%	0.95%
1302	POL	TPOA	2007	26	4	78,711	9,354	69,357	51,315	45,217	13.49%	11.62%

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EmployeeID	Dept	Union	Retire Year	YOS	MOS	Final Avg. Comp	OT in FAC	FAC Net OT	Pension	Pension W/O OT	OT % Increase	Normal OT
1304	POL	MAP NON-SWORN	2007	26	3	53,906	2,550	51,356	31,681	30,182	4.96%	2.76%
1732	POL	MAP NON-SWORN	2008	31	1	53,889	5,740	48,149	41,876	37,415	11.92%	6.69%
1740	POL	TPOA	2008	29	1	91,112	14,699	76,414	61,783	51,815	19.24%	14.98%
1755	POL	MAP CLERICAL	2007	18	4	39,358	1,912	37,446	17,298	16,457	5.11%	4.42%
1784	POL	MAP NON-SWORN	2007	20	2	49,467	4,634	44,833	22,539	20,427	10.34%	10.37%
1806	POL	TCOA	2010	19	0	113,747	18,545	95,202	55,512	46,461	19.48%	15.68%
4532	POL	CLASSIFIED	2009	33	6	106,955	34,380	72,575	80,992	54,957	47.37%	28.65%
4543	POL	CLASSIFIED	2009	24	11	47,237	488	46,749	26,482	26,209	1.04%	1.33%
4548	POL	TCOA	2009	23	11	102,769	10,523	92,246	61,298	55,021	11.41%	10.70%
4549	POL	EXEMPT	2009	29	2	138,858	-	138,858	86,246	86,246	0.00%	0.00%
4551	POL	CLASSIFIED	2009	29	5	82,074	10,425	71,649	55,515	48,464	14.55%	9.70%
4729	POL	TPOA	2009	25	0	101,121	12,116	89,005	70,785	62,304	13.61%	12.97%
4751	POL	MAP NON-SWORN	2010	31	2	59,410	4,696	54,715	46,291	42,632	8.58%	10.64%
4822	POL	CLASSIFIED	2010	16	4	51,448	2,450	48,998	19,923	18,974	5.00%	4.51%
4895	POL	TCOA	2010	25	2	113,073	10,631	102,442	71,702	64,961	10.38%	9.28%
4958	POL	CLASSIFIED	2011	26	3	105,575	31,958	73,617	61,491	42,878	43.41%	23.24%
4962	POL	TPOA	2011	25	5	86,495	5,974	80,521	60,907	56,700	7.42%	14.38%
4964	POL	TCOA	2011	26	2	126,102	23,310	102,792	80,931	65,971	22.68%	19.00%
5009	POL	TCOA	2011	25	10	105,482	14,830	90,652	69,409	59,651	16.36%	14.56%
5028	POL	TCOA	2011	28	10	109,487	11,959	97,528	74,035	65,948	12.26%	12.78%
5033	POL	MAP CLERICAL	2011	26	7	52,710	540	52,170	32,648	32,314	1.04%	0.63%
5034	POL	TCOA - CAPT	2011	25	10	117,820	4,476	113,345	83,456	80,286	3.95%	10.32%
5035	POL	TCOA	2011	25	5	123,040	27,829	95,211	76,027	58,831	29.23%	24.38%

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						Avg. Comp	in FAC	Net OT	Pension	W/O OT	Increase	OT
5036	POL	MAP NON-SWORN	2011	26	6	56,448	1,395	55,052	36,329	35,431	2.53%	3.87%
5037	POL	MAP NON-SWORN	2011	29	8	56,506	938	55,568	38,410	37,773	1.69%	4.76%
5056	POL	TPOA	2011	23	2	75,918	2,104	73,814	49,252	47,887	2.85%	2.33%
5060	POL	TPOA	2011	25	6	82,237	4,128	78,109	57,977	55,067	5.28%	6.93%
5064	POL	TPOA	2011	13	10	70,798	-	70,798	27,588	27,588	0.00%	0.87%
5085	POL	TPOA	2011	27		93,057	14,886	78,171	67,001	56,283	19.04%	17.79%
5103	POL	TCOA	2011	31	0	120,780	15,358	105,422	90,585	79,067	14.57%	14.01%
5106	POL	TPOA	2011	21	0	81,176	5,351	75,825	47,732	44,585	7.06%	8.10%
5121	POL	TPOA	2011	16		65,952	1,832	64,120	29,547	28,726	2.86%	6.97%
5122	POL	TPOA	2011	31	1	83,066	4,079	78,986	62,299	59,240	5.16%	8.88%
5139	POL	TPOA	2011	22	6	90,098	11,054	79,045	51,409	45,102	13.98%	12.98%
5142	POL	TPOA	2011	23	10	92,668	11,702	80,966	61,832	54,024	14.45%	14.05%
5143	POL	TPOA	2011	22	6	85,253	7,871	77,382	48,518	44,039	10.17%	11.97%
5147	POL	TPOA	2011	21	2	74,961	495	74,466	40,983	40,713	0.66%	2.29%
4859	STS	AFSCME	2010	30	9	66,328	9,143	57,185	46,311	39,927	15.99%	12.54%
4991	STS	EXEMPT	2011	22	1	96,720	-	96,720	46,158	46,158	0.00%	6.94%
5055	STS	AFSCME	2011	25	2	54,782	3,474	51,308	34,472	32,286	6.77%	7.94%
5083	STS	AFSCME	2011	25	4	60,978	4,250	56,728	38,619	35,928	7.49%	10.11%
1735	TRE	MAP CLERICAL	2008	31	1	44,782	1,257	43,524	42,559	41,364	2.89%	3.88%
1756	TRE	MAP CLERICAL	2007	26	4	44,565	1,395	43,170	26,767	25,929	3.23%	3.78%
5029	TRE	MAP CLERICAL	2011	31	3	44,883	750	44,132	35,065	34,479	1.70%	3.04%
4533	WAT	AFSCME	2009	31	5	61,166	8,391	52,775	44,134	38,080	15.90%	13.86%
4535	WAT	AFSCME	2009	28	1	58,929	8,677	50,252	38,129	32,515	17.27%	15.70%