

A Regular Meeting of the Troy City Council was held Monday, May 8, 2006, at City Hall, 500 W. Big Beaver Road. Mayor Schilling called the Meeting to order at 7:31 P.M.

Pastor Steve Husava of Northfield Hills Baptist Church gave the Invocation and the Pledge of Allegiance to the Flag was given.

**ROLL CALL:**

Mayor Louise E. Schilling  
Robin Beltramini  
Cristina Broomfield  
Wade Fleming  
Martin F. Howrylak (Absent)  
David A. Lambert  
Jeanne M. Stine

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**Vote on Resolution to Excuse Council Member Howrylak**

Resolution #2006-05-197  
Moved by Lambert  
Seconded by Fleming

RESOLVED, That Council Member Howrylak's absence at the Regular and Closed Session City Council meetings of Monday, May 8, 2006 is **EXCUSED** due to being out of the county.

Yes: All-6  
No: None  
Absent: Howrylak

**CERTIFICATES OF RECOGNITION:**

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**A-1 Presentations:**

- a) Mayor Schilling presented a Proclamation on behalf of the City of Troy in celebration of the Troy School District's designation as one of the *Best 100 Communities for Music Education*
- b) Mayor Schilling presented Proclamations on behalf of the City of Troy to *Law Day 2006 Essay Winners*: Varun Sarna, Xinwei Gu, and Michael Lin

**CARRYOVER ITEMS:**

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**B-1 No Carryover Items**

**PUBLIC HEARINGS:****C-1 Commercial Vehicle Appeal – 1970 Larchwood**

The Mayor opened the Public Hearing for public comment.

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

Resolution #2006-05-198

Moved by Stine

Seconded by Fleming

WHEREAS, Section 44.02.02 of Chapter 39, Zoning, of the Code of the City of Troy provides that actions to grant appeals to the restrictions on outdoor parking of commercial vehicles in residential districts pursuant to Section 40.66.00 of Chapter 39 of the Code of the City of Troy "shall be based upon at least one of the following findings by the City Council:

- A. The occurrence of the subject commercial vehicle on the residential site involved is compelled by parties other than the owner or occupant of the subject residential site (e.g. employer).
- B. Efforts by the applicant have determined that there are no reasonable or feasible alternative locations for the parking of the subject commercial vehicle.
- C. A garage or accessory building on the subject residential site cannot accommodate, or cannot reasonably be constructed or modified to accommodate, the subject commercial vehicle.
- D. The location available on the residential site for the outdoor parking of the subject commercial vehicle is adequate to provide for such parking in a manner which will not negatively impact adjacent residential properties, and will not negatively impact pedestrian and vehicular movement along the frontage street(s)."; and

WHEREAS, The City Council of the City of Troy has found that the petitioner has demonstrated the presence of the following condition(s), justifying the granting of a variance:

- C. A garage or accessory building on the subject residential site cannot accommodate, or cannot reasonably be constructed or modified to accommodate, the subject commercial vehicle.
- D. The location available on the residential site for the outdoor parking of the subject commercial vehicle is adequate to provide for such parking in a manner which will not negatively impact adjacent residential properties, and will not negatively impact pedestrian and vehicular movement along the frontage street(s).

NOW, THEREFORE, BE IT RESOLVED, That the request from Mr. Michael Fakoury, 1970 Larchwood, for waiver of Chapter 39, Section 40.66.00, of the Code of the City of Troy, to permit outdoor parking of a Ford dump truck and open utility trailer is hereby **APPROVED** for two years.

Yes: All-6

No: None  
Absent: Howrylak

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**C-2 Withdrawal of Commercial Vehicle Appeal – 5361 Livernois**

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

Resolution #2006-05-199  
Moved by Beltramini  
Seconded by Broomfield

RESOLVED, That the City Council **ACCEPTS** the withdrawal of the request from Mr. Brian Van Tongeren, as indicated in the letter received from Melissa VanTongeren on May 2, 2006, eliminating the need for a public hearing.

Yes: All-6  
No: None  
Absent: Howrylak

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**C-3 Zoning Ordinance Text Amendment (File Number: ZOTA 215-A) – Article 04.20.00 and Articles 40.55.00-40.59.00, Pertaining to Accessory Buildings Definitions and Provisions**

The Mayor opened the Public Hearing for public comment.  
The Mayor closed the Public Hearing after receiving comment from the public.

Resolution #2006-05-200  
Moved by Stine  
Seconded by Beltramini

RESOLVED, That Article XL (General Provisions) of the City of Troy Zoning Ordinance, be **AMENDED** to read as written in the Proposed Zoning Ordinance Text Amendment (ZOTA 215A), Version A, as recommended by the Planning Commission **SUBJECT** to the following additional amendments: **LIMIT** garage door height from 8 feet to 10 feet, **REMOVE** limit for number of detached accessory structures permitted, and **CHANGE** “or” to “and” in Section 04.20.01.

Yes: Fleming, Lambert, Stine, Schilling, Beltramini  
No: Broomfield  
Absent: Howrylak

**MOTION CARRIED**

The meeting **RECESSED** at 9:05 P.M.

The meeting **RECONVENED** at 9:17 P.M.  
Council Member Broomfield departed at 9:17 P.M.

**POSTPONED ITEMS:**

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**D-1 Preliminary Site Condominium Review – Preserves of Timbercrest Site Condominium, West of Fernleigh, South Side of Wattles Road, Section 24 – R-1C**

Resolution #2006-05-201  
Moved by Beltramini  
Seconded by Fleming

RESOLVED, That the amended preliminary site condominium plan, revised April 28, 2006, as submitted under Section 34.30.00 of the Zoning Ordinance (Unplatted One-Family Residential Development) for the development of a One-Family Residential Site Condominium known as Preserves of Timbercrest Site Condominium, located west of Fernleigh, on the south side of Wattles Road, including 6 home sites, within the R-1C Zoning District, being 2.26 acres in size, is hereby **APPROVED**.

Yes: Lambert, Stine, Schilling, Beltramini, Fleming  
No: None  
Absent: Broomfield, Howrylak

**CONSENT AGENDA:**

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

Resolution #2006-05-202  
Moved by Beltramini  
Seconded by Lambert

RESOLVED, That all items as presented on the Consent Agenda are hereby **APPROVED** as presented with the exception of Items E-2 and E-10, which shall be considered after Consent Agenda (E) items, as printed.

Yes: All-5  
No: None  
Absent: Broomfield, Howrylak

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**E-3 City of Troy Proclamations:**

Resolution #2006-05-202-E-3

RESOLVED, That the following City of Troy Proclamations be **APPROVED**:

- a) Proclamation Celebrating the Troy School District – Named One of the Best 100 Communities for Music Education
- b) Proclamation In Recognition of Maybelle Bombard on the Occasion of Her 100<sup>th</sup> Birthday
- c) National Association of Letter Carriers Food Drive Day – May 13, 2006

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**E-4 Standard Purchasing Resolutions****a) Standard Purchasing Resolution 1: Award to Low Bidder – Grass Seed and Hydro-Seeding Mulch/Fertilizer**

Resolution #2006-05-202-E-4a

RESOLVED, That a contract to purchase grass seed and hydro-seeding mulch/fertilizer is hereby **AWARDED** to the low total bidder, Tri-Turf of Farmington Hills, Michigan, for an estimated total cost of \$12,099.00, at unit prices contained in the bid tabulation opened April 18, 2006, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

**b) Standard Purchasing Resolution 3: Exercise Renewal Option – MITN Purchasing Cooperative Pager Rental Contract**

Resolution #2006-05-202-E-4b

WHEREAS, On November 3, 2003, a three (3) year contract with an option to renew for up to three (3) additional years to provide pager rental was awarded to the low bidder, Verizon Wireless Messaging Services of Lewisville, Texas for an estimated annual cost of \$29,103.00 (Resolution #2003-11-559);

WHEREAS, Verizon Wireless has agreed to exercise the three-year option to renew the contract under the same pricing structure, terms, and conditions for participating members of the MITN (Michigan Intergovernmental Trade Network) Cooperative;

NOW, THEREFORE, BE IT RESOLVED, That the option to renew the contract is hereby **EXERCISED** with Verizon Wireless Messaging Services to provide pager rental services under the same pricing structure, terms and conditions for three years expiring December 1, 2009.

**c) Standard Purchasing Resolution 10: Travel Authorization and Approval to Expend Funds for Troy City Council Members' Travel Expenses – National League of Cities (NLC) FAIR/Public Finance Panel Spring Steering Committee Meeting**

Resolution #2006-05-202-E-4c

RESOLVED, That those Council members interested are **AUTHORIZED** to attend the National League of Cities (NLC) FAIR/Public Finance Panel Spring Steering Committee Meeting on June 15 - 17, 2006 in Cambridge, Massachusetts in accordance with accounting procedures of the City of Troy.

**d) Standard Purchasing Resolution 4: State of Michigan, MiDeal Purchasing Agreement – SMARTMSG, Emergency Notification System**

Resolution #2006-05-202-E-4d

RESOLVED, That contracts to purchase SMARTMSG, an emergency notification system, which includes hardware and software from Codespear, AT&T, Hewlett Packard, and EDS are hereby **APPROVED** through State of Michigan MiDeal contracts for an estimated total project cost of

\$37,620.00; and an estimated recurring cost of \$3,531.96 per year to AT&T for the T1 line and \$1,000 for SMARTMSG maintenance, at prices contained in Appendix 1, Detailed Cost Estimates, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

e) **Standard Purchasing Resolution 1: Award to Low Bidders - Aggregates**

Resolution #2006-05-202-E-4e

RESOLVED, That one (1) year contracts for aggregates with an option to renew for one additional year are hereby **AWARDED** to the low bidders, B&W Landscape Supply of Clinton Twp., MI, Richmond Transport of Lenox, MI, Troy Aggregate Carriers of Sterling Heights, MI, Tri City Aggregates of Holly, MI, and Edw. C. Levy Company of Detroit, MI, at unit prices contained in the bid tabulation opened April 19, 2006, with contracts expiring April 30, 2007.

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

f) **Standard Purchasing Resolution 1: Award to Low Bidder – Irrigation Installation**

Resolution #2006-05-202-E-4f

RESOLVED, That a contract to furnish and install irrigation at the Troy Community Center (Proposal A) and Jaycee Park (Proposal B) is hereby **AWARDED** to the low bidder, Stay Green Sprinklers, of Southfield, MI, for an estimated total cost of \$75,965.00, **CONTINGENT** upon contractor submission of properly executed bid documents, including insurance certificates, bonds, and all specified requirements.

BE IT FURTHER RESOLVED, That if additional work is needed that could not be foreseen, such additional work is **AUTHORIZED** in an amount not to exceed 10% of the total project cost or \$7,596.50.

g) **Standard Purchasing Resolution 2: Bid Award – Lowest Bidder Meeting Specifications – 35,000 Cab and Chassis with Platform**

Resolution #2006-05-202-E-4g

RESOLVED, That a contract to purchase one (1) cab and chassis with platform Model Acterra by Sterling Truck is hereby **AWARDED** to the lowest bidder meeting specifications, Wolverine Truck Sales, Inc., of Dearborn, MI for an estimated total cost of \$56,619.00.

h) **Standard Purchasing Resolution 9: Approval to Expend Funds for Membership Dues and Renewals Over \$10,000.00 – Renewal of Membership in the Traffic Improvement Association (TIA) of Oakland County**

Resolution #2006-05-202-E-4h

RESOLVED, That approval is **GRANTED** to pay the renewal of City of Troy's membership in the Traffic Improvement Association for the year 2006, in the amount of \$25,500.00. Funds are available in the 2005-2006 Traffic Engineering budget, Account No. 446.7958.

**E-5 Assessment of Delinquent Accounts**

Resolution #2006-05-202-E-5

WHEREAS, Section 1.167 of Chapter 5 and Section 6 of Chapter 20 of the Ordinance Code of the City of Troy require that delinquent payments and invoices, as of April 1<sup>st</sup> of each year, shall be reported and the City Council shall certify same to the City Assessor who shall assess the same on the next annual City Tax Roll, to be collected as provided for collection of City Taxes; and

WHEREAS, Section 10.8 of the Troy City Charter provides for the collection of delinquent invoices through property tax collection procedures; and

WHEREAS, A list of individual properties is on file in the Office of the Treasurer and comprises a summation of totals as follows:

|                                |       |              |
|--------------------------------|-------|--------------|
| General Fund Invoices          |       |              |
| Including Penalties            |       | \$13,539.12  |
| Special Assessments            |       |              |
| Including Penalties & Interest |       | 7,057.76     |
| Water & Sewer Accounts         |       |              |
| Including Penalties            |       |              |
|                                |       | 594,201.79   |
|                                | TOTAL | \$614,798.67 |

NOW, THEREFORE, BE IT RESOLVED, That the City Assessor is hereby **AUTHORIZED TO ASSESS** these delinquent accounts on the annual City Tax Roll.

**E-6 Resolution Authorizing Request for Reimbursement: Oakland County West Nile Virus Fund**

Resolution #2006-05-202-E-6

RESOLVED, That the City Council for the City of Troy, Oakland County, Michigan, hereby **AUTHORIZES** the City of Troy Parks and Recreation Department, to seek reimbursement in the amount of \$30,057.91 from the Oakland County West Nile Virus Fund for expenditures incurred while instituting proactive public health measures to reduce the population of infected mosquitoes in the environment.

**E-7 Transfer of Specially Designated Distributors (SDD) and Specially Designated Merchant (SDM) License for Troy Paradise Party Store****(a) License Transfer**

Resolution #2006-05-202-E-7a

RESOLVED, That the request from Troy Paradise, Inc., to transfer all stock interest in 2005 Specially Designated Distributors (SDD) and Specially Designated Merchant (SDM) licensed

corporation located at 5945 John R, Troy MI 48085, Oakland County by dropping Sadik J. Sadik through transfer of 100 shares of stock to new stockholder, Louay Joulakh; be **CONSIDERED** for **APPROVAL**.

It is the consensus of this legislative body that the application **BE RECOMMENDED** for issuance.

**(b) Agreement**

Resolution #2006-05-202-E-7b

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

NOW, THEREFORE, BE IT RESOLVED, That the City Council of the City of Troy hereby **APPROVES** an agreement with Troy Paradise, Inc., to transfer all stock interest in 2005 Specially Designated Distributors (SDD) and Specially Designated Merchant (SDM) licensed corporation located at 5945 John R, Troy MI 48085, Oakland County by dropping Sadik J. Sadik through transfer of 100 shares of stock to new stockholder, Louay Joulakh; and the Mayor and City Clerk are **AUTHORIZED TO EXECUTE** the document, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

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**E-8 Private Agreement for Walnut Forest Site Condominiums – Project No. 05.906.3**

Resolution #2006-05-202-E-8

RESOLVED, That the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and Jewel Construction Company, is hereby **APPROVED** for the installation of water main, sanitary sewer, storm sewer, detention, paving, sidewalks, soil erosion and landscaping 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.

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**E-9 Approval of Purchase Agreement, Kensington Community Church, 1825 East Square Lake Road – Sidwell #88-20-02-427-029, Project No. 02.204.5- Parcel 27 – Square Lake/John R CMAQ Project**

Resolution #2006-05-202-E-9

RESOLVED, That the Agreement to Purchase between Kensington Community Church and the City of Troy, having Sidwell #88-20-02-427-029, for the acquisition of right-of-way at 1825 East Square Lake Road is hereby **APPROVED**; and

BE IT FURTHER RESOLVED, That authorization is hereby **GRANTED** to purchase the property in the Agreement referenced above in the amount of \$77,500.00, plus closing costs.

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

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

Resolution #2006-05-203

Moved by Lambert

Seconded by Beltramini

RESOLVED, That the Minutes of the 7:30 PM Regular City Council Meeting of April 17, 2006 and the Minutes of the 7:30 PM Regular City Council Meeting of April 24, 2006 be **APPROVED** as submitted; and the Minutes of the 7:30 PM Special Meeting of May 1, 2006 be **APPROVED** as **CORRECTED** to reflect that City Council directed City Management to prepare recommendations as to where reductions would occur to allow for an .02 mill reduction; and the Minutes of the 10:04 PM Special Meeting of May 1, 2006 be **APPROVED** as submitted.

Yes: All-5

No: None

Absent: Broomfield, Howrylak

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**E-10 Approval of Placement of Temporary Sales Trailer Monarch Condominiums**

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Resolution #2006-05-204

Moved by Stine

Seconded by Lambert

RESOLVED, That the request from Christopher Priddy of Joseph Freed and Associates for the placement of temporary office trailers on the site of the Monarch Condominium Development, is hereby **APPROVED** for a twelve month period in accordance with Chapter 47, House Trailers and Trailer Courts, Section 6.41(3), of the Code of the City of Troy.

Yes: All-5

No: None

Absent: Broomfield, Howrylak

**PUBLIC COMMENT: Limited to Items Not on the Agenda****REGULAR BUSINESS:**

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**F-3 Downtown Development Authority Bylaw Changes**

Resolution #2006-05-205

Moved by Stine

Seconded by Lambert

WHEREAS, The Troy Downtown Development Authority approved and recommended to City Council amendments to Article IV, Section 4 of the DDA Bylaws to strike "shall" and insert "may" in Line 1 "in the absence of" in Line 2 and in Line 3 strike "acting" and insert "Executive" to provide flexibility in the appointment of the Executive Director.

BE IT RESOLVED, That City Council **APPROVES** the following amendments to Article IV, Section 4 of the DDA Bylaws to strike "shall" and insert "may" in Line 1, "in the absence of" in Line 2 and in Line 3 strike "acting" and insert "Executive" of the DDA Bylaws.

Yes: All-5  
No: None  
Absent: Broomfield, Howrylak

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**F-4 Adoption of City Ordinance, Chapter 28 – Tree Ordinance and the Landscape Design & Tree Preservation Standards**

Resolution  
Moved by Beltramini  
Seconded by Schilling

RESOLVED, That Chapter 28 – Tree and Plant Ordinance, a copy of which shall be **INCLUDED** in the original Minutes of this meeting, is hereby **ADOPTED**.

**Vote on Resolution to Postpone**

Resolution #2006-05-206  
Moved by Lambert  
Seconded by Fleming

RESOLVED, That Troy City Council hereby **POSTPONES** the *Adoption of City Ordinance, Chapter 28 – Tree Ordinance and the Landscape Design & Tree Preservation Standards* until the Regular City Council Meeting scheduled for Monday, June 19, 2006 and **DIRECT** City Management to solicit input from outside parties on this proposed ordinance.

Yes: Lambert, Fleming  
No: Stine, Schilling, Beltramini  
Absent: Broomfield, Howrylak

**MOTION FAILED**

**Vote on Resolution to Postpone**

Resolution #2006-05-207  
Moved by Beltramini  
Seconded by Stine

RESOLVED, That Troy City Council hereby **POSTPONES** the *Adoption of City Ordinance, Chapter 28 – Tree Ordinance and the Landscape Design & Tree Preservation Standards* until the Regular City Council Meeting scheduled for Monday, June 5, 2006.

Yes: All-5  
No: None  
Absent: Broomfield, Howrylak

**F-9 Emerald Food Service Contract**

Resolution #2006-05-208  
 Moved by Lambert  
 Seconded by Beltramini

RESOLVED, That the Troy City Council hereby **CONFIRMS** the one-year contract with Emerald Food Service I, L.L.C. to provide a Café and Pro Shop operation in the Community Center, and food and beverage service at Sanctuary Lake Golf Course expiring April 30, 2007.

Yes: All-5  
 No: None  
 Absent: Broomfield, Howrylak

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**F-1 Appointments to Boards and Committees: a) Mayoral Appointments: No Appointments Scheduled b) City Council Appointments: Ethnic Issues Advisory Board**

**(a) Mayoral Appointments – No Appointments Scheduled**

**(b) City Council Appointments**

Resolution #2006-05-209  
 Moved by Lambert  
 Seconded by Beltramini

RESOLVED, That the following persons are hereby **APPOINTED BY THE CITY COUNCIL** to serve on the Boards and Committees as indicated:

**Ethnic Issues Advisory Board**

Appointed by Council (9) 2 & 3 Year Terms

Helen Yang

Term Expires 07/01/06 **(Student)**

Yes: All-5  
 No: None  
 Absent: Broomfield, Howrylak

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**F-2 Bid Waiver – Workers' Compensation Insurance Renewal for Fiscal Year 2006/2007**

Resolution #2006-05-210  
 Moved by Beltramini  
 Seconded by Lambert

WHEREAS, The Michigan Municipal League has provided Workers' Compensation Insurance for the City of Troy and the premium charged has been equitable based on the City's experience; and

WHEREAS, It is desirable to continue the program through the Michigan Municipal League due to the positive experience of participating in the MML program;

NOW, THEREFORE, BE IT RESOLVED, That formal bidding procedures are hereby **WAIVED** and the net estimated premium cost of \$365,449.00 is hereby **APPROVED** for Workers' Compensation Insurance through the MML for the 2006-2007 fiscal year with a resulting final estimated cost to the City of \$246,041.00 after applying a dividend distribution check in the amount of \$119,408.00.

Yes: All-5  
No: None  
Absent: Broomfield, Howrylak

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#### **F-5 Rescind Bid Award/Re-Award Contract – Mosquito Control**

Resolution #2006-05-211  
Moved by Lambert  
Seconded by Fleming

WHEREAS, On March 6, 2006, a one-year contract for mosquito control in the residential curb storm drains was awarded to the low bidder, Invaders Pest Control of Lincoln Park, MI, (Resolution # 2006-03-126-E-4d);

WHEREAS, Invaders Pest Control has defaulted on the contract due to their inability to obtain the required insurance;

NOW, THEREFORE, BE IT RESOLVED, That the contract to treat 6,000 residential curb catch basins for mosquitoes be **RESCINDED** without prejudice from Invaders Pest Control, and **RE- AWARDED** to the next low bidder meeting specifications, Tri-County Pest Control of St. Clair Shores, MI, for an estimated total cost of \$24,000.00, at unit prices contained in the bid tabulation opened February 10, 2006, with the contract expiring December 31, 2006.

Yes: All-5  
No: None  
Absent: Broomfield, Howrylak

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#### **F-6 Bid Waiver – Square Lake Water Main Replacement, Rochester Road to 700' West**

Resolution #2006-05-212  
Moved by Fleming  
Seconded by Stine

WHEREAS, Troelsen Excavating Co., 1395 Rochester Road, Troy, MI, is currently under contract with the City of Troy for Contract 05-6 and has considerable experience in water main replacement work; and

WHEREAS, Troelsen's quote for water main replacement of the existing water main on the north side of Square Lake Road, from Rochester Road to approximately 700 feet to the west was the lowest quote submitted and is considered to be competitive and reasonable for our area;

NOW, THEREFORE, BE IT RESOLVED, That a contract modification for water main replacement work is **APPROVED** and shall be **ADDED** to Contract 05-6 at a cost of \$145,413.00;

BE IT FURTHER RESOLVED, That the award is **CONTINGENT** upon submission of proper bonds and insurance and all specified requirements, and if additional work is required such additional work is **AUTHORIZED** in an amount not to exceed 10% of the total project cost.

Yes: All-5  
No: None  
Absent: Broomfield, Howrylak

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**F-7 Final Preliminary Plat Approval – Beachview Estates Subdivision, West Side of Beach, South of Long Lake – Section 18**

Resolution #2006-05-213  
Moved by Stine  
Seconded by Fleming

RESOLVED, That final approval of the Preliminary Plat for Beachview Estates Subdivision located on the west side of Beach Road, south of Long Lake Road, within Section 18, including 8 lots within the R-1A Zoning District, is hereby **GRANTED**.

BE IT FURTHER RESOLVED, That the Mayor and City Clerk are hereby **AUTHORIZED TO EXECUTE** the Subdivision Agreement, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

Yes: All-5  
No: None  
Absent: Broomfield, Howrylak

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**F-8 Schedule a Special Meeting for the Purpose of Deliberation and Action on the Selection of a City Manager**

Resolution #2006-05-214  
Moved by Beltramini  
Seconded by Fleming

RESOLVED, That a Special Meeting is **SCHEDULED** for Saturday, June 10, 2006 at 8:00 a.m. in the Council Boardroom of Troy City Hall, 500 W. Big Beaver, Troy, Michigan for the purpose of City Council deliberation and action on the selection of a City Manager.

Yes: All-5  
No: None  
Absent: Broomfield, Howrylak

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**MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:**

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**G-1 Announcement of Public Hearings:**

- a) Preliminary Planned Unit Development Approval – PUD-5 Caswell Town Center – East Side of Rochester Road, South of South Boulevard, R-1D, B-3 and P-1, Section 2 – May 15, 2006

Noted and Filed

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**G-2 Green Memorandums:**

- a) Amending the Personal Property Tax Abatement for Manufacturing and Headquarter Companies

Noted and Filed

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

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**H-1 No Council Referrals Advanced**

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**COUNCIL COMMENTS:**

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**I-1 No Council Comments Advanced**

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**REPORTS:**

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

- a) Liquor Advisory Committee/Final – December 12, 2005  
b) Troy Youth Council/Final – January 25, 2006  
c) Historic District Study Committee/Final – February 7, 2006  
d) Downtown Development Authority/Draft – February 15, 2006  
e) Downtown Development Authority/Final – February 15, 2006  
f) Advisory Committee for Senior Citizens/Final – March 2, 2006  
g) Employees' Retirement System Board of Trustees/Final – March 8, 2006  
h) Planning Commission/Final (*Corrected*) – March 14, 2006  
i) Downtown Development Authority/Draft – March 15, 2006  
j) Downtown Development Authority/Final – March 15, 2006  
k) Traffic Committee/Final – March 15, 2006  
l) Library Advisory Board/Final – March 16, 2006  
m) Board of Zoning Appeals/Draft – March 21, 2006  
n) Board of Zoning Appeals/Final – March 21, 2006  
o) Historic District Commission/Final – March 21, 2006  
p) Planning Commission Special/Study/Draft – March 28, 2006  
q) Planning Commission Special/Study/Final – March 28, 2006  
r) Troy Youth Council/Draft – March 29, 2006  
s) Ethnic Issues Advisory Board/Draft – April 4, 2006  
t) Planning Commission Special/Study/Draft – April 4, 2006  
u) Planning Commission Special/Study/Final – April 4, 2006  
v) Building Code Board of Appeals/Draft – April 5, 2006
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- w) Advisory Committee for Senior Citizens/Draft – April 6, 2006
- x) Liquor Advisory Committee/Draft – April 10, 2006
- y) Planning Commission/Draft – April 11, 2006
- z) Planning Commission/Final – April 11, 2006
- aa) Board of Zoning Appeals/Draft – April 18, 2006
- bb) Planning Commission Special/Study/Draft – April 25, 2006
- cc) Planning Commission Special/Study/Final – April 25, 2006

Noted and Filed

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**J-2 Department Reports:**

- a) Report from Council Member Robin Beltramini on NLC's Congressional Cities Conference, March 11-15, 2006 Washington D.C.
- b) Assessing Department – Comparison of Local Millage Rates

Noted and Filed

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**J-3 Letters of Appreciation:**

- a) Letter of Thanks to Chief Craft from Anthony Kleibecker, Muskegon Police Department, In Appreciation of the Assistance Provided During the Funeral of Officer Kevin Stier
- b) Letter of Appreciation to Sgt. Schaufler from Kirk Lytwyn Regarding the Efforts of Officer Tim Daniels
- c) Letter of Thanks to Officer Breidenich from Dick Minnick for Speaking at the Homeowner's Association Annual Meeting
- d) Letter of Appreciation to Captain Murphy from Angela Allen Regarding the Assistance During the 5<sup>th</sup> Annual Players Wives Fashion Extravaganza
- e) Letter of Thanks to Officer Reynolds from Joseph Marchetti and Bruce Wade, Oakland Police Academy, for Participating in the Basic Detective/Investigator Program
- f) Letter of Thanks to Tonni Bartholomew and Staff from Maureen Feighan, Detroit News, Regarding Election Training
- g) Letter of Thanks to Barb Holmes from Marilyn Mostek In Appreciation of the Efforts of the Clerk's Office During the Passport Fair

Noted and Filed

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

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**J-5 Calendar**

Noted and Filed

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**J-6 Communication from the State of Michigan Public Service Commission Regarding Notice of Hearing for the Customers of the Detroit Edison Company – Case No. U-14838**

Noted and Filed

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**J-7 Communication from the National Arbor Day Foundation Regarding Troy Being Named as a 2005 Tree City USA**

Noted and Filed

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J-8 Communication from the Planning Department Regarding Zoning Ordinance Text Amendment (ZOTA 214), Article IV and X, Group Child Care Homes in the R-1A through R-1E Districts – Child Care Provider Meeting  
Noted and Filed

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J-9 Communication from the State of Michigan Public Service Commission Regarding Notice of Hearing for the Electric Customers of the Detroit Edison Company – Case No. U-14275-R and Case No. U-14817  
Noted and Filed

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J-10 Communication from the Parks and Recreation Director Carol Anderson Regarding Employee Rates at Golf Courses and Aquatic Center  
Noted and Filed

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J-11 Communication from Birmingham-Bloomfield Symphony Orchestra  
Noted and Filed

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J-12 Communication from Oakland County Executive L. Brooks Patterson Regarding American Systems Technology and McGraw Wentworth being among the “50 Companies to Watch in 2006”  
Noted and Filed

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J-13 Communication from Community Affairs Regarding Closed Captioning for Cable Channel  
Noted and Filed

**STUDY ITEMS:**

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K-1 No Study Items Submitted

**PUBLIC COMMENT:** Address of “K” Items

**CLOSED SESSION:**

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L-1 Closed Session:

Resolution #2006-05-215  
Moved by Stine  
Seconded by Lambert

BE IT RESOLVED, That the City of Troy City Council **SHALL MEET** in Closed Session, as permitted by State Statute MCL 15.268 (e): Gerback v. City of Troy – Settlement Proposal and Gerback v Troy – Settlement Proposal.

Yes: All-5  
No: None  
Absent: Broomfield, Howrylak

The meeting **RECESSED** at 11:47 P.M.

The meeting **RECONVENED** on Tuesday, May 9, 2006 at 12:09 A.M.

The meeting **ADJOURNED** on Tuesday, May 9, 2006 at 12:10 A.M.

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Louise E. Schilling, Mayor

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Tonni L. Bartholomew, City Clerk