

A Regular Meeting of the Troy City Council was held Monday, November 28, 2005, at City Hall, 500 W. Big Beaver Road. Mayor Schilling called the Meeting to order at 7:29 PM

Pastor David Lomasney of Zion Christian 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 (Arrived 7:31 PM)  
David A. Lambert  
Jeanne M. Stine

### **CERTIFICATES OF RECOGNITION:**

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**A-1 Presentations: No Presentations**

### **CARRYOVER ITEMS:**

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**B-1 No Carryover Items**

### **PUBLIC HEARINGS:**

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**C-1 No Public Hearings**

### **POSTPONED ITEMS:**

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**D-1 Zoning Ordinance Text Amendment (ZOTA 201) – Article 28.30.00, Commercial Indoor Recreation in the M-1 Light Industrial Zoning District – Removed at the request of City Management**

### **CONSENT AGENDA:**

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

Resolution #2005-11-525  
Moved by Stine  
Seconded by Broomfield

RESOLVED, That all items as presented on the Consent Agenda are hereby **APPROVED** as presented.

Yes: All-7

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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 #2005-11-525-E-2

RESOLVED, That the Minutes of the Regular City Council Meeting of November 21, 2005 be **APPROVED** as submitted.

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

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

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

**REGULAR BUSINESS:**

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**F-1 Appointments to Boards and Committees:** a) Mayoral Appointments: No appointments b) City Council Appointments: No appointments

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**MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:**

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

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**G-2 Green Memorandums: None Submitted**

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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 Council Member Cristina Broomfield Requests Further Discussion on the November 21, 2005 Public Hearing Item C-1, Commercial Vehicle Appeal - 34551 Dequindre**

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**Vote on Resolution to Reconsider**

Resolution #2005-11-526  
Moved by Broomfield  
Seconded by Howrylak

RESOLVED, That Resolution #2005-11-518, Moved by Broomfield and Seconded by Lambert, as it appears below be **RECONSIDERED** by City Council:

*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*

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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 Kurt Head, 34551 Dequindre, 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 in a residential district is hereby **APPROVED** for six (6) months.

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

### **MOTION FAILED**

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

### **MOTION CARRIED**

**Vote on Resolution as Reconsidered**

Resolution #2005-11-527

Moved by Broomfield

Seconded by Lambert

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 Kurt Head, 34551 Dequindre, 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 in a residential district is hereby **APPROVED** for six (6) months.

Yes: Broomfield, Fleming, Howrylak, Lambert

No: Stine, Schilling, Beltramini

**MOTION CARRIED**

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**H-2 Council Member Cristina Broomfield Requests Discussion of the I-75/Long Lake/Crooks Interchange Improvement Project**

Resolution

Moved by Fleming

Seconded by Howrylak

WHEREAS, the City of Troy opposes any and all plans or designs to construct entrance and exit ramps on or off of I-75 at Long Lake Road, otherwise known as the I-75/Long Lake Road Interchange project, and any and all plans or designs to extend entrance and exit ramps or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road Interchange that would impact the Long Lake Road/ I-75 area because of opposition from many residents in the City of Troy, the proposed project's variety of negative impacts to White Chapel Memorial Park Cemetery, the surrounding residential neighborhoods, the environment, and other numerous impacts.

WHEREAS, the City of Troy continues to support modifications and improvements to the I-75/Crooks Road Interchange only as long as any recommendation to extend entrance and exit ramps or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road Interchange does not impact the Long Lake Road/I-75 area.

WHEREAS, due to the above expressed concerns, opposition, and impacts, the City of Troy wishes formally to withdraw its prior support and express its opposition to any plan or design to construct entrance and exit ramps to or from I-75 at Long Lake Road and any plan or design to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road Interchange that would require entrance and exit ramps and/or the construction of a collector-distributor lane/ road on Long Lake Road or would otherwise impact Long Lake Road.

WHEREAS, the City of Troy will not participate in any additional funding or approve of any and all plans or designs to construct or extend any entrance and exit ramps on or off I-75 at Long Lake Road and/or the construction of a collector-distributor lane/ road on Long Lake Road, by any local, state or federal governmental entity.

THEREFORE, BE IT RESOLVED, That the Troy City Council directs City Administration to **TERMINATE** the following contracts approved by prior City Council resolutions at the earliest possible date, after allowing for any minimal allowances that are necessary for the proper closure of the contract. Except as provided below, this directive applies to all these contracts, as well as any and all other contracts or engagements that are in support of the I-75 Crooks/Long Lake Interchange Improvement project, that contemplated or supported proceeding with any and all plans or designs to construct entrance and exit ramps on or off I-75 to or from the I-75/Crooks Road Interchange, and that would impact Long Lake Road,

- (a) Resolution #2004-06-304b (Approval to Retain the Professional Services of Independent Fee Appraiser(s) to Appraise Property for the I-75/ Crooks/Long Lake Interchange Improvements), and
- (b) Resolution #2004-06-334 (Retention of Special Legal Counsel).

BE IT FURTHER RESOLVED, That upon the approval of the Federal Highway Administration and MDOT to proceed with an Environmental Assessment for Crooks Road, or the Project, without the construction or extension of any entrance and exit ramp on or off I-75 to or from the I-75 Crooks Road Interchange, or a collector-distributor road off from Long Lake Road, the following contracts, which were approved by previous City Council resolutions, will be **MODIFIED TO ELIMINATE** the construction or extension of any entrance and exit ramp on or off I-75 to or from the I-75 Crooks Road Interchange, or a collector-distributor road off from Long Lake Road, which were approved by prior City Council resolutions in support of the I-75 Crooks/Long Lake Interchange Improvement project, which include, but are not limited to the following:

- (a) Resolution #2004-06-304a (Approval of Contract Between City of Troy and Michigan Department of Transportation (MDOT) for Right-of-Way Acquisition, I-75/Crooks/Long Lake Interchange Improvement Project, Project No. 99.120.6
- (b) Resolution #2005-05-230 (Directing Staff to Proceed with the Environmental Assessment, and after the Environmental Assessment is complete, begin to acquire property for the project where applicable).

BE IT FURTHER RESOLVED that if the Federal Highway Administration and/or MDOT are not willing to proceed with an Environmental Assessment and/or the Project for Crooks Road, without the construction or extension of any entrance ramp and exit ramp on or off I-75 to or from the I-75 Crooks Road Interchange, or a collector-distributor road off from Long Lake Road, the following contracts, which were approved by previous City Council resolutions, will be **TERMINATED** at the earliest possible date, after allowing for any minimal allowances that are necessary for the proper closure of the contract.

- (a) Resolution #2004-06-304a (Approval of Contract Between City of Troy and Michigan Department of Transportation (MDOT) for Right-of-Way Acquisition, I-75/Crooks/Long Lake Interchange Improvement Project, Project No. 99.120.6
- (b) Resolution #2005-05-230 (Directing Staff to Proceed with the Environmental Assessment, and after the Environmental Assessment is complete, begin to acquire property for the project where applicable).

BE IT FURTHER RESOLVED, That the Troy City Council **DIRECTS** City Staff to abandon any and all plans or designs to construct entrance and exit ramps on or off I-75 at Long Lake Road and any and all plans or designs to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road/Long Lake Interchange that would impact the Long Lake Road/I-75 area before any further monies are expended on property acquisition or the Environmental Assessment (EA).

BE IT FURTHER RESOLVED, That the Troy City Council **DIRECTS** City Staff to abandon any and all property appraisals and acquisitions for any and all plans or designs to construct entrance and exit ramps on or off I-75 at Long Lake Road and any and all plans or designs to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road/Long Lake Road Interchange that would impact the Long Lake Road/I-75 area before any further monies are expended on property acquisition or the Environmental Assessment (EA).

BE IT FURTHER RESOLVED, That the Troy City Council **DIRECTS** the City of Troy's representative to the Southeast Michigan Council of Governments (SEMCOG) to vote to remove any and all plans or designs to construct entrance and exit ramps on or off I-75 at Long Lake Road and any and all plans or designs to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road/Long Lake Road Interchange that would impact the Long Lake Road/I-75 area from any and all current or future Federal, State, Regional, Metro Transportation Improvement Plans.

BE IT FURTHER RESOLVED, That the Troy City Council **DIRECTS** the Mayor and City Manager to send correspondence to the Michigan Department of Transportation, the Governor, the Federal Highway Administration, and the Southeast Michigan Council of Governments, along with a copy of this resolution, to include the following:

- (a) Express the City of Troy's opposition to any and all plans or designs to construct any entrance and exit ramps on or off I-75 at Long Lake Road and any and all plans or designs to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road/Long Lake Road Interchange that would impact Long Lake Road, and
- (b) Express the City of Troy's unwillingness to participate in funding or approve of any and all plans or designs to construct entrance and exit ramps on or off I-75 at Long Lake Road and any and all plans or designs to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road/Long Lake Road Interchange that would impact Long Lake Road; and
- (c) Request that the above government officials and agencies abandon any and all plans or designs to construct entrance and exit ramps on or off I-75 at Long Lake Road and any and all plans or designs to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road/Long Lake Road Interchange that would impact the Long Lake Road; and
- (d) Request that the above government officials and agencies dismiss any alternative design plan during the Environmental Assessment for improvements to the I-75/Crooks Road/Long Lake Road Interchange that would consider constructing entrance and exit ramps on or off I-75 at Long Lake Road and any design that would extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road/Long Lake Road Interchange that would impact the Long Lake Road/I-75 area; and
- (e) Remove any and all plans or designs to construct entrance and exit ramps on or off I-75 at Long Lake Road and any and all plans or designs to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road/Long Lake Road Interchange that would impact the Long Lake Road from any and all current or future Federal, State, Regional, Metro and County Transportation Improvement Plans.

BE IT FURTHER RESOLVED, That the Troy City Council **RECOMMENDS** to the Troy Planning Commission that the City of Troy's Master Land Use Plan be **AMENDED** to remove any and all plans or designs to construct entrance and exit ramps on or off I-75 at Long Lake Road and any and all plans or designs to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road/Long Lake Road Interchange that would impact Long Lake Road.

BE IT FURTHER RESOLVED, That the Troy City Council **DIRECTS** City Staff to not participate in funding or approve of any and all plans or designs to construct entrance and exit ramps on or off I-75 at Long Lake Road and any and all plans or designs to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road/Long Lake Road Interchange that would impact the Long Lake Road by any local, state or federal governmental entity.

### **Vote on Resolution to Amend**

Resolution #2005-11-528

Moved by Stine

Seconded by Beltramini

RESOLVED, That the I-75/Long Lake/Crooks Interchange Improvement Project Resolution be **AMENDED** by **INSERTING** "and/or sites along I-75 within the City of Troy which would assist to implement commercial and industrial redevelopment with a focus on the 15 Mile Road corridor as well as the feasibility for a realignment of the Rochester Road interchange" in the first BE IT FURTHER RESOLVED **AFTER** "Environmental Assessment for Crooks Road".

Yes: None

No: All-7

### **MOTION FAILED**

### **Vote on Resolution to Amend**

Resolution #2005-11-529

Moved by Lambert

Seconded by Broomfield

RESOLVED, That the I-75/Long Lake/Crooks Interchange Improvement Project Resolution be **AMENDED** by **INSERTING** "the fiscal impact of the project" in the first **WHEREAS AFTER** "the environment,".

Yes: All-7

### **Vote on I-75/Long Lake/Crooks Interchange Improvement Project Resolution #1 as Amended**

Resolution #2005-11-530

Moved by Fleming

Seconded by Howrylak

WHEREAS, The City of Troy opposes any and all plans or designs to construct entrance and exit ramps on or off of I-75 at Long Lake Road, otherwise known as the I-75/Long Lake Road Interchange project, and any and all plans or designs to extend entrance and exit ramps or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road Interchange that would impact the Long Lake Road/ I-75 area because of opposition from many residents in the City of Troy, the proposed project's variety of negative impacts to White Chapel Memorial Park Cemetery, the surrounding residential neighborhoods, the environment, the fiscal impact of the project and other numerous impacts.

WHEREAS, The City of Troy continues to support modifications and improvements to the I-75/Crooks Road Interchange only as long as any recommendation to extend entrance and exit ramps or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road Interchange does not impact the Long Lake Road/I-75 area.

WHEREAS, Due to the above expressed concerns, opposition, and impacts, the City of Troy wishes formally to withdraw its prior support and express its opposition to any plan or design to construct entrance and exit ramps to or from I-75 at Long Lake Road and any plan or design to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75 /Crooks Road Interchange that would require entrance and exit ramps and/or the construction of a collector-distributor lane/road on Long Lake Road or would otherwise impact Long Lake Road.

WHEREAS, The City of Troy will not participate in any additional funding or approve of any and all plans or designs to construct or extend any entrance and exit ramps on or off I-75 at Long Lake Road and/or the construction of a collector-distributor lane/ road on Long Lake Road, by any local, state or federal governmental entity.

THEREFORE, BE IT RESOLVED, That the Troy City Council directs City Administration to **TERMINATE** the following contracts approved by prior City Council resolutions at the earliest possible date, after allowing for any minimal allowances that are necessary for the proper closure of the contract. Except as provided below, this directive applies to all these contracts, as well as any and all other contracts or engagements that are in support of the I-75 Crooks/Long Lake Interchange Improvement project, that contemplated or supported proceeding with any and all plans or designs to construct entrance and exit ramps on or off I-75 to or from the I-75/Crooks Road Interchange, and that would impact Long Lake Road,

(c) Resolution #2004-06-304b (Approval to Retain the Professional Services of Independent Fee Appraiser(s) to Appraise Property for the I-75/ Crooks/Long Lake Interchange Improvements), and

(d) Resolution #2004-06-334 (Retention of Special Legal Counsel); and

BE IT FURTHER RESOLVED, That upon the approval of the Federal Highway Administration and MDOT to proceed with an Environmental Assessment for Crooks Road, or the Project, without the construction or extension of any entrance and exit ramp on or off I-75 to or from the I-75 Crooks Road Interchange, or a collector-distributor road off from Long Lake Road, the following contracts, which were approved by previous City Council resolutions, will be **MODIFIED TO ELIMINATE** the construction or extension of any entrance and exit ramp on or

off I-75 to or from the I-75 Crooks Road Interchange, or a collector-distributor road off from Long Lake Road, which were approved by prior City Council resolutions in support of the I-75 Crooks/Long Lake Interchange Improvement project, which include, but are not limited to the following:

- (c) Resolution #2004-06-304a (Approval of Contract Between City of Troy and Michigan Department of Transportation (MDOT) for Right-of-Way Acquisition, I-75/Crooks/Long Lake Interchange Improvement Project, Project No. 99.120.6
- (d) Resolution #2005-05-230 (Directing Staff to Proceed with the Environmental Assessment, and after the Environmental Assessment is complete, begin to acquire property for the project where applicable); and

BE IT FURTHER RESOLVED, That if the Federal Highway Administration and/or MDOT are not willing to proceed with an Environmental Assessment and/or the Project for Crooks Road, without the construction or extension of any entrance ramp and exit ramp on or off I-75 to or from the I-75 Crooks Road Interchange, or a collector-distributor road off from Long Lake Road, the following contracts, which were approved by previous City Council resolutions, will be **TERMINATED** at the earliest possible date, after allowing for any minimal allowances that are necessary for the proper closure of the contract.

- (e) Resolution #2004-06-304a (Approval of Contract Between City of Troy and Michigan Department of Transportation (MDOT) for Right-of-Way Acquisition, I-75/Crooks/Long Lake Interchange Improvement Project, Project No. 99.120.6
- (f) Resolution #2005-05-230 (Directing Staff to Proceed with the Environmental Assessment, and after the Environmental Assessment is complete, begin to acquire property for the project where applicable); and

BE IT FURTHER RESOLVED, That the Troy City Council **DIRECTS** City Staff to abandon any and all plans or designs to construct entrance and exit ramps on or off I-75 at Long Lake Road and any and all plans or designs to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road/Long Lake Interchange that would impact the Long Lake Road/I-75 area before any further monies are expended on property acquisition or the Environmental Assessment (EA); and

BE IT FURTHER RESOLVED, That the Troy City Council **DIRECTS** City Staff to abandon any and all property appraisals and acquisitions for any and all plans or designs to construct entrance and exit ramps on or off I-75 at Long Lake Road and any and all plans or designs to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road/Long Lake Road Interchange that would impact the Long Lake Road/I-75 area before any further monies are expended on property acquisition or the Environmental Assessment (EA); and

BE IT FURTHER RESOLVED, That the Troy City Council **DIRECTS** the City of Troy's representative to the Southeast Michigan Council of Governments (SEMCOG) to vote to remove any and all plans or designs to construct entrance and exit ramps on or off I-75 at Long Lake Road and any and all plans or designs to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road/Long Lake

Road Interchange that would impact the Long Lake Road/I-75 area from any and all current or future Federal, State, Regional, Metro Transportation Improvement Plans; and

BE IT FURTHER RESOLVED, That the Troy City Council **DIRECTS** the Mayor and City Manager to send correspondence to the Michigan Department of Transportation, the Governor, the Federal Highway Administration, and the Southeast Michigan Council of Governments, along with a copy of this resolution, to include the following:

- (a) Express the City of Troy's opposition to any and all plans or designs to construct any entrance and exit ramps on or off I-75 at Long Lake Road and any and all plans or designs to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road/Long Lake Road Interchange that would impact Long Lake Road, and
- (b) Express the City of Troy's unwillingness to participate in funding or approve of any and all plans or designs to construct entrance and exit ramps on or off I-75 at Long Lake Road and any and all plans or designs to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road/Long Lake Road Interchange that would impact Long Lake Road; and
- (g) Request that the above government officials and agencies abandon any and all plans or designs to construct entrance and exit ramps on or off I-75 at Long Lake Road and any and all plans or designs to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road/Long Lake Road Interchange that would impact the Long Lake Road; and
- (h) Request that the above government officials and agencies dismiss any alternative design plan during the Environmental Assessment for improvements to the I-75/Crooks Road/Long Lake Road Interchange that would consider constructing entrance and exit ramps on or off I-75 at Long Lake Road and any design that would extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road/Long Lake Road Interchange that would impact the Long Lake Road/I-75 area; and
- (e) Remove any and all plans or designs to construct entrance and exit ramps on or off I-75 at Long Lake Road and any and all plans or designs to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road/Long Lake Road Interchange that would impact the Long Lake Road from any and all current or future Federal, State, Regional, Metro and County Transportation Improvement Plans; and

BE IT FURTHER RESOLVED, That the Troy City Council **RECOMMENDS** to the Troy Planning Commission that the City of Troy's Master Land Use Plan be AMENDED to remove any and all plans or designs to construct entrance and exit ramps on or off I-75 at Long Lake Road and any and all plans or designs to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road/Long Lake Road Interchange that would impact Long Lake Road; and

BE IT FURTHER RESOLVED, That the Troy City Council **DIRECTS** City Staff to not participate in funding or approve of any and all plans or designs to construct entrance and exit ramps on or off I-75 at Long Lake Road and any and all plans or designs to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road/Long Lake Road Interchange that would impact the Long Lake Road by any local, state or federal governmental entity.

Yes: All-7

### **I-75/Long Lake/Crooks Interchange Improvement Project Resolution #2**

Resolution

Moved by Howrylak

Seconded by Broomfield

WHEREAS, The City of Troy opposes any and all plans or designs to construct entrance and exit ramps on or off I-75 at Long Lake Road and any and all plans or designs to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road Interchange that would impact the Long Lake Road/I-75 area, right-of-way properties acquired by the City of Troy for said above proposed plans or designs are no longer needed by the City of Troy.

THEREFORE, BE IT RESOLVED, That the Troy City Council **DIRECTS** that the following right-of-way properties **SHALL BE DESIGNATED** as public parks, **RETAINED** by the City of Troy for that exclusive purpose:

- (a) The East 484.00 feet of the North 660.00 of the following described parcel: Part of the North  $\frac{1}{2}$  of Section 16, Town 2 North, Range 11 East, City of Troy, Oakland County, Michigan. Beginning at the North  $\frac{1}{4}$  Corner of said Section 16; then South, along the North and South  $\frac{1}{4}$  line, also being the Easterly Line of I-75 Highway, to the Center of said Section 16; thence South 87 degrees 15 minutes 00 seconds East, 1461.86 feet, along the East and West  $\frac{1}{4}$  line of said Section 16, thence North 03 degrees 23 minutes 56 seconds East, 330.00 feet; thence South 87 degrees 15 minutes 00 seconds East, 165.00 feet; thence North 03 degrees 23 minutes 56 seconds East, 1740.63 feet; thence North 87 degrees 13 minutes 56 seconds West, 726.35 feet; thence North 03 degrees 06 minutes 25 seconds East 668.00 feet; thence North 87 degrees 13 minutes 56 seconds West 916.98 feet to the point of beginning. Except the North 60.00 feet taken for Long Lake Road. Containing 290,395 Sq. Ft. or 6.67 acres, more or less.
- (b) Town 2 North, Range 11 East, City of Troy, Section 9, Oakland County, Michigan. Part of the West  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  of the West 183.00 Feet of a parcel described as beginning at a point distant East 231.05 Feet from the South  $\frac{1}{4}$  Corner; Thence North 379.50 Feet; Thence East 347.20 Feet; Thence South 378.80 Feet; Thence West 346.45 Feet to beginning; Excepting Therefrom the South 60.00 Feet Taken for Road, and  
Town 2 North, Range 11 East, City of Troy, Section 9, Oakland County, Michigan, Part of the West  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  of the North 100.00 Feet Except the West

183.00 Feet of a parcel described as beginning at a point distant East 231.05 Feet from the South  $\frac{1}{4}$  Corner; Thence North 379.50 Feet; Thence East 347.20 Feet; Thence South 378.80 Feet; Thence West 346.45 Feet to Beginning, and

Town 2 North, Range 11 East, City of Troy, Section 9, Oakland County, Michigan, Part of the West  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  of the South 100.00 Feet of the North 200.00 Feet, Except the West 183.00 Feet of a parcel described as beginning at a point distant East 231.05 Feet from the South  $\frac{1}{4}$  Corner; Thence North 379.50 Feet; Thence East 347.20 Feet; Thence South 378.80 Feet; Thence West 346.45 Feet to beginning, and

Town 2 North, Range 11 East, City of Try, Section 9, Oakland county, Michigan, Part of the West  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  beginning at a point distant East 231.05 Feet from the South  $\frac{1}{4}$  Corner; Thence North 379.50 Feet; Thence East 347.20 Feet; Thence South 378.80 Feet; Thence West 346.45 Feet to beginning; Except the North 200.00 Feet; Also Except the West 183.00 Feet; and Also Except the South 60.00 Feet Taken for Road.

- (c) Part of the Northeast  $\frac{1}{4}$  of Section 16, Town 2 North, Range 11 East, City of Troy, Oakland County, Michigan, commencing at the North $\frac{1}{4}$  corner of Section 16; thence South 00 degrees 40 minutes 21 seconds East 60.00 feet along the North-South  $\frac{1}{4}$  line and the Easterly right-of-way line of I-75 to the point of beginning; thence North 89 degrees 07 minutes 57 seconds East 432.84 feet along the South right-of-way line of Long Lake Road; thence South 00 degrees 31 minutes 03 seconds East 600.00 feet; thence North 89 degrees 07 minutes 57 seconds East 151.19 feet; thence South 26 degrees 23 minutes 34 seconds West 386.68 feet; thence South 26 degrees 23 minutes 35 seconds West 192.84 feet; thence South 28 degrees 24 minutes 30 seconds West 209.85 feet; thence South 21 degrees 26 minutes 42 seconds West 256.27 feet; thence South 97 degrees 31 minutes 10 seconds West 256.27 feet; thence South 00 degrees 33 minutes 17 seconds West 108.97 feet; thence South 89 degrees 19 minutes 39 seconds West 81.38 feet to a point on the North-South  $\frac{1}{4}$  line and the Easterly right-of-way line of I-75; thence along said line North 00 degrees 40 minutes 21 seconds West 1897.47 feet to the point of beginning.

BE IT FURTHER RESOLVED, That the Troy City Council's designation of the above referenced right-of-way properties as public parks **SHALL BE IMMEDIATELY FORWARDED** to the Troy Parks and Recreation Commission **FOR INCLUSION** in their on-going review of the Troy Parks and Recreation Master Plan; and

BE IT FURTHER RESOLVED, That the Troy Parks and Recreation Board is **ENCOURAGED** by the Troy City Council to **EXPEDITE THEIR REVIEW** of the Troy Parks and Recreation Master Plan, and **MAKE THEIR RECOMMENDATIONS** to the Troy City Council, who has the final approval authority for any amendments to the Troy Parks and Recreation Master Plan.

**Vote on Amendment**

Resolution #2005-11-531  
Moved by Beltramini  
Seconded by Stine

RESOLVED, That the I-75/Long Lake/Crooks Interchange Improvement Project Resolution be **AMENDED** by **STRIKING** "DESIGNATED" and **INSERTING** "CONSIDERED".

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

**MOTION FAILED****Vote on Amendment**

Resolution #2005-11-532  
Moved by Stine  
Seconded by Broomfield

RESOLVED, That the I-75/Long Lake/Crooks Interchange Improvement Project Resolution be **AMENDED** by **INSERTING**, "within 90 days" **AFTER** "RECOMMENDATIONS" in the last BE IT FURTHER RESOLVED.

Yes: All-7

The meeting **RECESSED** at 9:08 PM.

The meeting **RECONVENED** at 9:21 PM.

**Vote on I-75/Long Lake/Crooks Interchange Improvement Project Resolution #2 as Amended**

Resolution #2005-11-533  
Moved by Howrylak  
Seconded by Broomfield

WHEREAS, The City of Troy opposes any and all plans or designs to construct entrance and exit ramps on or off I-75 at Long Lake Road and any and all plans or designs to extend entrance and exit ramps and/or construct collector-distributor lanes/roads adjacent to I-75 to or from the I-75/Crooks Road Interchange that would impact the Long Lake Road/I-75 area, right-of-way properties acquired by the City of Troy for said above proposed plans or designs are no longer needed by the City of Troy.

THEREFORE, BE IT RESOLVED, That the Troy City Council **DIRECTS** that the following right-of-way properties **SHALL BE DESIGNATED** as public parks, **RETAINED** by the City of Troy for that exclusive purpose:

- (a) The East 484.00 feet of the North 660.00 of the following described parcel: Part of the North  $\frac{1}{2}$  of Section 16, Town 2 North, Range 11 East, City of Troy, Oakland County, Michigan. Beginning at the North  $\frac{1}{4}$  Corner of said Section 16; then South, along the North and South  $\frac{1}{4}$  line, also being the Easterly Line of I-75 Highway, to the Center of said Section 16; thence South 87 degrees 15 minutes 00 seconds East, 1461.86 feet, along the East and West  $\frac{1}{4}$  line of said Section 16, thence North 03 degrees 23 minutes 56 seconds East, 330.00 feet; thence South 87 degrees 15 minutes 00 seconds East, 165.00 feet; thence North 03 degrees 23 minutes 56 seconds East, 1740.63 feet; thence North 87 degrees 13 minutes 56 seconds West, 726.35 feet; thence North 03 degrees 06 minutes 25 seconds East 668.00 feet; thence North 87 degrees 13 minutes 56 seconds West 916.98 feet to the point of beginning. Except the North 60.00 feet taken for Long Lake Road. Containing 290,395 Sq. Ft. or 6.67 acres, more or less.
- (b) Town 2 North, Range 11 East, City of Troy, Section 9, Oakland County, Michigan. Part of the West  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  of the West 183.00 Feet of a parcel described as beginning at a point distant East 231.05 Feet from the South  $\frac{1}{4}$  Corner; Thence North 379.50 Feet; Thence East 347.20 Feet; Thence South 378.80 Feet; Thence West 346.45 Feet to beginning; Excepting Therefrom the South 60.00 Feet Taken for Road, and  
Town 2 North, Range 11 East, City of Troy, Section 9, Oakland County, Michigan, Part of the West  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  of the North 100.00 Feet Except the West 183.00 Feet of a parcel described as beginning at a point distant East 231.05 Feet from the South  $\frac{1}{4}$  Corner; Thence North 379.50 Feet; Thence East 347.20 Feet; Thence South 378.80 Feet; Thence West 346.45 Feet to Beginning, and  
Town 2 North, Range 11 East, City of Troy, Section 9, Oakland County, Michigan, Part of the West  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  of the South 100.00 Feet of the North 200.00 Feet, Except the West 183.00 Feet of a parcel described as beginning at a point distant East 231.05 Feet from the South  $\frac{1}{4}$  Corner; Thence North 379.50 Feet; Thence East 347.20 Feet; Thence South 378.80 Feet; Thence West 346.45 Feet to beginning, and  
Town 2 North, Range 11 East, City of Try, Section 9, Oakland county, Michigan, Part of the West  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  beginning at a point distant East 231.05 Feet from the South  $\frac{1}{4}$  Corner; Thence North 379.50 Feet; Thence East 347.20 Feet; Thence South 378.80 Feet; Thence West 346.45 Feet to beginning; Except the North 200.00 Feet; Also Except the West 183.00 Feet; and Also Except the South 60.00 Feet Taken for Road.
- (c) Part of the Northeast  $\frac{1}{4}$  of Section 16, Town 2 North, Range 11 East, City of Troy, Oakland County, Michigan, commencing at the North  $\frac{1}{4}$  corner of Section 16; thence South 00 degrees 40 minutes 21 seconds East 60.00 feet along the North-South  $\frac{1}{4}$  line and the Easterly right-of-way line of I-75 to the point of beginning; thence North 89 degrees 07 minutes 57 seconds East 432.84 feet along the South right-of-way line of Long Lake Road; thence South 00 degrees 31 minutes 03 seconds East 600.00 feet; thence North 89 degrees 07 minutes 57 seconds East 151.19 feet; thence South 26 degrees 23 minutes 34 seconds West 386.68 feet; thence South 26 degrees 23 minutes 35 seconds West 192.84 feet; thence South 28 degrees 24 minutes 30 seconds West 209.85 feet; thence South 21

degrees 26 minutes 42 seconds West 256.27 feet; thence South 97 degrees 31 minutes 10 seconds West 256.27 feet; thence South 00 degrees 33 minutes 17 seconds West 108.97 feet; thence South 89 degrees 19 minutes 39 seconds West 81.38 feet to a point on the North-South  $\frac{1}{4}$  line and the Easterly right-of-way line of I-75; thence along said line North 00 degrees 40 minutes 21 seconds West 1897.47 feet to the point of beginning.

BE IT FURTHER RESOLVED, That the Troy City Council's designation of the above referenced right-of-way properties as public parks **SHALL BE IMMEDIATELY FORWARDED** to the Troy Parks and Recreation Commission **FOR INCLUSION** in their on-going review of the Troy Parks and Recreation Master Plan; and

BE IT FURTHER RESOLVED, That the Troy Parks and Recreation Board is **ENCOURAGED** by the Troy City Council to **EXPEDITE THEIR REVIEW** of the Troy Parks and Recreation Master Plan, and **MAKE THEIR RECOMMENDATIONS** within 90 days to the Troy City Council, who has the final approval authority for any amendments to the Troy Parks and Recreation Master Plan.

Yes: All-7

### **COUNCIL COMMENTS:**

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#### **I-1 Resolution to Refer ZOTA 215A to the Planning Commission**

#### **Vote on Resolution to Suspend Rules of Procedure for the City Council, Rule #6 – Order of Business, Article 15 I.**

Resolution #2005-11-534  
Moved by Stine  
Seconded by Beltramini

RESOLVED, That City Council **SUSPEND** Rules of Procedure for the City Council, Rule #6 Order of Business, Article 15-I. Council Comments and **AUTHORIZE** City Council to discuss and take action on an item that does not appear on the agenda.

Yes: All-7

#### **Resolution to Refer ZOTA 215A to the Planning Commission**

Resolution  
Moved by Stine  
Seconded by Beltramini

RESOLVED, That Troy City Council hereby **DIRECTS** City Management to **REFER** ZOTA 215A to the Planning Commission for further consideration and forward their recommendations to the Troy City Council.

**Vote on Amendment**

Resolution #2005-11-535  
Moved by Beltramini  
Seconded by Stine

RESOLVED, That the Resolution to refer ZOTA 215A to the Planning Commission be **AMENDED** by **INSERTING** “no later than the Regular City Council meeting scheduled for Monday, February 6, 2006” **AFTER** “recommendations to the Troy City Council”

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

**MOTION CARRIED**

**Vote on Resolution to Refer ZOTA 215A to the Planning Commission as Amended**

Resolution #2005-11-536  
Moved by Stine  
Seconded by Beltramini

RESOLVED, That Troy City Council hereby **DIRECTS** City Management to **REFER** ZOTA 215A to the Planning Commission for further consideration and forward their recommendations to the Troy City Council no later than the Regular City Council meeting scheduled for Monday, February 6, 2006.

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

**MOTION CARRIED**

**REPORTS:**

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**J-1 Minutes – Boards and Committees: None Submitted**

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**J-2 Department Reports: None Submitted**

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**J-3 Letters of Appreciation: None Submitted**

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

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**J-5 Calendar**

Noted and Filed

**RECESSED: City Council will Recess to the Council Boardroom for Discussion of the Study Item**

The meeting **RECESSED** at 9:27 PM.

The meeting **RECONVENED** at 9:35 PM.

**STUDY ITEMS:**

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**K-1 Presentation of 2005 Organizational Positives and 2006-2008 Goals and Objectives**

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

**CLOSED SESSION:**

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**L-1 Closed Session: No Closed Session Requested**

The meeting **ADJOURNED** at 10:15 PM.

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Louise E. Schilling, Mayor

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Tonni L. Bartholomew, City Clerk